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11 In Pro Per Third Party Objector

12 **SUPERIOR COURT OF CALIFORNIA**
13 **COUNTY OF CONTRA COSTA**

14 **ROBERT TIERNAN, et al.,**

15 Plaintiffs,

16 v.

17 **DIABLO COMMUNITY SERVICES**
18 **DISTRICT, et al.,**

19 Defendants.

Case No. MSC17-02529

DECLARATION OF JENNIFER WILSON IN SUPPORT OF THIRD PARTIES DAVID HAMMOND AND HAL SEIBERT'S MOTION TO SET ASIDE STIPULATED JUDGMENT BETWEEN INTERVENORS AND U.S. BANK

Date: 05/17/24
Time: 9:00am
Dept. 18

22 **AND RELATED CROSS-ACTION AND**
23 **ACTION IN INTERVENTION**

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DECLARATION OF JENNIFER WILSON IN SUPPORT OF THIRD PARTIES HAMMOND AND SEIBERT'S
MOTION TO SET ASIDE STIPULATED JUDGMENT BETWEEN INTERVENORS AND U.S. BANK

Case No. MSC17-02529

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I, Jennifer Wilson, declare as follows:

1. I am currently a resident of the unincorporated community of Diablo, County of Contra Costa. I make this Declaration based on my own personal knowledge, and if called as a witness, could and would testify to the same.

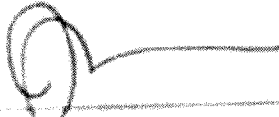
2. I am familiar with a gravel trail approximately 100 to 125 feet in length connecting Alameda Diablo and Mount Diablo Scenic Boulevard (leading to Mount Diablo State Park's "South Gate" entrance ("the Easement"), which is at the southerly end of the property located at 2354 Alameda Diablo, Diablo, California.

3. I have lived on Mount Diablo Scenic Blvd. since July 1999, so for close to 25 years and until September 28, 2023, I have always been able to use the Easement.

4. I have used the Easement weekly for exercise, primarily walking. My children grew up using the Easement for biking, hiking, and running and continued to do so until it was blocked. My son was shocked to realize that he could no longer use the Easement for his favorite run route when he was home on break.

5. I regularly watch cars, trucks, motorcycles, and other vehicles speeding up and down or street with no regard for blind turns and the narrowness of the road. I cannot count the number of times I have nearly been hit trying to pull out of my own driveway, or have had to abruptly stop before crossing the street to avoid being run down while on foot. Sadly, I'm aware of one cyclist who would not have lost his life on this steep curving road had he used the Easement to access Mount Diablo State Park.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on February 3, 2024 in Malibu, California.



Jennifer Wilson