

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
IN AND FOR THE COUNTY OF PLACER

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**CERTIFIED COPY**

TONY AND DONNA WOOD AND TED AND  
CHERI ALLEGRA,  
Plaintiffs,

vs.

HIDDEN LAKES ESTATES HOMEOWNERS  
ASSOCIATION, BRUCE YEOMAN, MICHAEL  
BONNIE, DAVE STINSON, KAREN  
SUTHERLAND, SUZIE MASON, KELLY  
PETERSON, CATHI BARRETT, RIVERSIDE  
MANAGEMENT & FINANCIAL SERVICES,  
INC., AND DOES 1 THROUGH 20,  
INCLUSIVE,  
Defendants.

NO. 03AM00131

Deposition of

JAMES GEE

Wednesday, December 8, 2004

Reported by Julie Stinnett, CSR License No. 11578

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Golden State Court Reporting  
1-866-324-4727

HLE EXHIBIT 53

1 don't have to be described. It can be moved I think  
2 under their ordinance, but you can't stop the water  
3 from going down.

4 Q. Okay. After the monumenting of the  
5 subdivision, what role, if any, did GW Consulting  
6 Engineers play in the further development of Unit  
7 Number 2?

8 A. Once it's monumented, usually that's the last  
9 step. We're done.

10 Q. GW, for example, was not involved in any  
11 contract administration; am I right?

12 A. No, never happened.

13 Q. With regard to lot 71 and 72, GW was not  
14 involved in any further preparation of improvements,  
15 design or anything like that after the preparation --

16 A. No.

17 Q. -- of the -- well, after installation of the  
18 monuments?

19 A. No.

20 Q. And if we could go ahead and look. Can you  
21 tell me, generally speaking, what sheets number one  
22 through 12, Exhibit Number 3, are? Hold that  
23 question in mind.

24 What I'd like to do is put the exhibit marker  
25 on the back of sheet number one so it doesn't --

1 pretty much categorically?

2 A. Yeah. Yeah. It's just the stuff that went  
3 on between us and the county and utility companies  
4 getting approval.

5 Q. What I'll do, then, is I will work with your  
6 attorney after we finish with you so we don't waste  
7 your time, but I'm probably going to want to look at  
8 that stuff.

9 Is there anything in there that you think is  
10 sensitive that I shouldn't see?

11 MS. MCKINNEY: I don't know how he's supposed  
12 to answer that, but I have reviewed those records and  
13 I have pulled -- if there is any privileged  
14 documents, I can tell you now I pulled nothing from  
15 that file.

16 Q. (BY MR. PETERSON) All right. I'm trying to  
17 get a feel for whether there is some reason you would  
18 find it objectionable that I review that stuff.

19 A. I don't care.

20 Q. Okay. All right. In particular, let me  
21 first ask, the topography that's indicated on sheet  
22 seven here, this was the existing topography that I  
23 guess existed before the project was commenced; is  
24 that right?

25 A. Right, yes. Now that's the curve lines.

1 Q. Correct.

2 A. Not these.

3 Q. The blue -- the blue lines on sheet seven,  
4 right?

5 A. Yes.

6 Q. Now, was that topographical map done by your  
7 firm or did you have a reference topographical map  
8 that already existed?

9 A. No. We have an aerial survey company prepare  
10 the map for us. We set the crosses up for them to  
11 control the survey. They fly it, give us back the  
12 topography.

13 Q. So would the original topographical study or  
14 survey be included in your job file, do you think?

15 A. Probably not in the Unit 2 file, because it's  
16 something that was existing. By the time we got to  
17 Unit 2, we had already done Unit 1.

18 Q. Now, you indicated that there was a -- was it  
19 a drainage study that had to be submitted to the  
20 county? Yeah.

21 A. Yes.

22 Q. Drainage study prepared and submitted to the  
23 county is what I took note of.

24 A. Right. Yes.

25 Q. What is that, generally speaking?

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REPORTER'S CERTIFICATION OF TRANSCRIPT

I certify that the above named witness in the foregoing deposition, was present at the time and place specified, and was by me administered an oath to testisfy as to the truth, the whole truth, and nothing but the truth, in the within-entitled cause; that said deposition was taken at the time and place therein named, and that the testimony of said witness was reported by me, a duly certified shorthand reporter and a disinterested person, and was thereafter transcribed into typewriting.

I further certify that I am not of counsel or attorney for either or any of the parties to said deposition, nor in any way interested in the outcome of the cause named in said caption.

IN WITNESS WHEREOF, I hereunto set my hand  
this 13<sup>th</sup> day of December, 2004.



Julie Stinnett, CSR 11578