

Exhibit E

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LIB140097

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March 3, 2014

APN: 181-171-046-000
Use Type: VACANT
Situs Address: AROMAS CA 95004
Tax Rate Area: 052-022
Mailing Address: 23187 SUMMIT RD LOS GATOS CA
95033

Joel Kaupert
1724 Barrington ct.
Santa Cruz CA, 95065

I was contacted by you to review impacts to trees for the construction of a 1840 square foot house located at the above APN location. No address is on record due to site is an undeveloped lot. Wallace court is located to the east of San Juan Road.

Proposed site is to construct a single-family residence consisting of one single story 1840 square foot habitable area located in the middle of 15.4 acres. A driveway is proposed to enter from the south extending from Wallace Court up to the proposed parking area.

The project is designed to maintain the existing oak woodland environment and allow for the natural stand of *Quercus agrifolia* to continue to develop and provide habitat for the surrounding wildlife. Brush removal consisting primarily of poison oak (*Toxicodendron diversilobum*) was noted upon my site visit of 2/27/2014 to allow for development. One stump was noted and reported by the property owner as an old dead trunk.

No tree removal is proposed for development. Trimming was noted on several trees entering the property from Wallace road. Pruning consisted of crown raising to allow for access to the site. Pruning does not conform to ISA pruning standards and monitoring of the trees is required. All further tree work shall only be performed by a certified arborist or person of equal credentials.

The remainder of the property shall remain undisturbed and fenced off prior to construction and shall remain protected until final of project. Proposed project is not likely to effect wildlife in the surrounding area.

Introduction

Urban forest management is the application of appropriate technical forestry principles, practices, and techniques. The management of an urban forest is to achieve the owner's objectives. Stated more simply, urban forest management is providing a forest the proper care so that it remains healthy and vigorous. Urban forest management is not so much a subject or a science as it is a process. Monterey County primary management objective is to balance wildlife habitat protection and enhancement. A tree on streets and on other publicly owned properties provides a multitude of aesthetic and environmental benefits. Beyond shade and beauty, trees also have practical benefits and a real monetary value that property owners sometimes are unaware of. Unlike other public infrastructure components, properly planted and maintained trees increase in value over time, which in turn increases the value of your property.

Background

I was requested to write this report by Joel Kaupert
I reviewed the subject property on February 27, 2014.
The trees were reviewed, and photographed, for this report.

Limits of assignment

- My inspection of the subject property and the conclusions that I arrived at are based on one visit to the site on February 27, 2014.
- No aerial inspections were performed during my visit.
- Root collar and resistance drilling were not performed.
- A "Level 2 Basic Assessment" inspection was performed to assess the property.

Purpose and use of the report

This report will look at the issues of the trees condition and the association with the interaction of the surrounding residential dwellings and usage of the property. This report will seek to provide an integrated approach to assess the level of risk posed by the impacts of construction and make recommendations for future care. The report is intended to notify the client about the risk associated with construction impacts.

Recommendations

- No trees are scheduled for removal. All trees are to remain protected from construction impacts prior and during the duration of the project.
- The project site is densely populated with *Quercus agrifolia*. The trees appear to be in drought stress and zero impact is recommended at the time of this report.
- The site appears to be overgrown with poison oak. A large amount of removed vegetation has been piled up along the border of the site. All removed vegetation must be manually cleared from the surrounding trees and tree protection installed at the drip line of canopies prior to commencing the project.
- Short term effects to the site are predicted and minimal impacts are inevitable. Impacts can be mitigated with the proper guidelines to urban forestry management, starting with Best Management Practices "Tree Pruning" standards.
- Long term effects are not anticipated to the forest ecosystem. Edge trees will encounter the most impacts to development. Monitoring of these trees on an annual basis with a certified arborist is recommended.

Some pruning of trees entering onto the property from Wallace Court was observed. Improper pruning has taken place and wounding to the main stems has occurred. All future pruning shall comply with **ANSI A300 standards (Pruning)**

5.3.2. – A pruning cut that removes a branch at its point of origin shall be made close to the trunk or parent limb, without cutting into the branch bark ridge or collar, or leaving a stub. Branches too large to support with one hand shall be precut to avoid splitting of the wood or tearing of the bark.

5.3.6 Tree branches shall be removed in such a manner so as not to cause damage to other parts of the tree or to other plants or property. Branches too large to support with one hand shall be precut to avoid splitting of the wood or tearing of the bark where necessary, ropes or other equipment shall be used to lower large branches or portions of branches to the ground.

TREE PROTECTION:

Prior to the development of the project;

- All debris that is piled under the canopies around the project site is to be removed.
- Trees located adjacent to the constructed site shall be protected from damage by using temporary fencing.
- Fencing shall be that of chain link fence or Tenax 4 ft. Snow Guard Fence and Warning Barrier.
- Fencing is to be free standing (not attached to any tree) and installed at the drip line of protected trees. Staking is required at every 4' on center if Tenax is used.
- No stockpiling of construction materials, Dumping of any hazardous materials, and parking of vehicles and heavy equipment is allowed in the protected area.
- All tree protection is to remain during the entire duration of the project.

EXCAVATION ACTIVITIES:

- All trenching, grading or any type of digging or soil removal/adding that might encounter tree roots shall be monitored by the project arborist to ensure against damage to any major roots over 2-inches in diameter.
- The project arborist should be onsite during activities that involve grade changes near the trees to advise and suggest recommendations that might play a conflict with tree roots.
- Development adjacent to the trees that encounter roots greater than 6-inches in diameter should be bridged to preserve the integrity of the tree.
- All roots that require pruning shall be cut so as not to damage the remaining root. Pruning should consist of the use of a sharp saw, or other approved root pruning equipment.

Tree Preservation Takes Place over Time

Preconstruction

- Tree inventory
- Planning, design, negotiations
- Removals
- Staking of construction footprints under trees—required limb pruning
- Insect control or other care
- Fencing preserved trees

Construction

- Communication and education
- Protection zones
- Required root pruning
- Maintenance of fencing
- Monitoring tree health
- Tree care

After Construction

- Communication and education
- Protecting
- Tree care

NOTE: Lines in the following photographs are irrelevant due to camera malfunctions.

Part 5 of the ANSI A300 standard

(Management of Trees and Shrubs During Site Planning)

54.1.1 Specifications should include, but are not limited to one or more of the following:

Avoid/minimize the physical loss of soil and roots that will compromise the health and structural stability of trees;

Avoid compaction and soil structure damage that will compromise the health of the trees;

Maintain root zone conditions favorable for root function, growth, and development;

Minimize changes to the ground water flow or supply; and, direct root growth away from infrastructure or use methods and materials to minimize root and infrastructure conflict.

54.7.1.1 Arborists should allow a minimum of .5 feet to 1.5 feet of distance for each inch of trunk diameter (DBH) depending on species tolerance to root loss, tree age and health.

PROPOSED SITE LOCATION:





ENTRANCE TO SITE FROM WALLACE COURT. DISTANCE BETWEEN TREES IS 25 FEET. VIEWED LOOKING NORTHWEST.



ENTERING THE PROPOSED SITE FOR DEVELOPMENT. DISTANCE BETWEEN TREES IS 25 FEET. VIEWED LOOKING NORTH



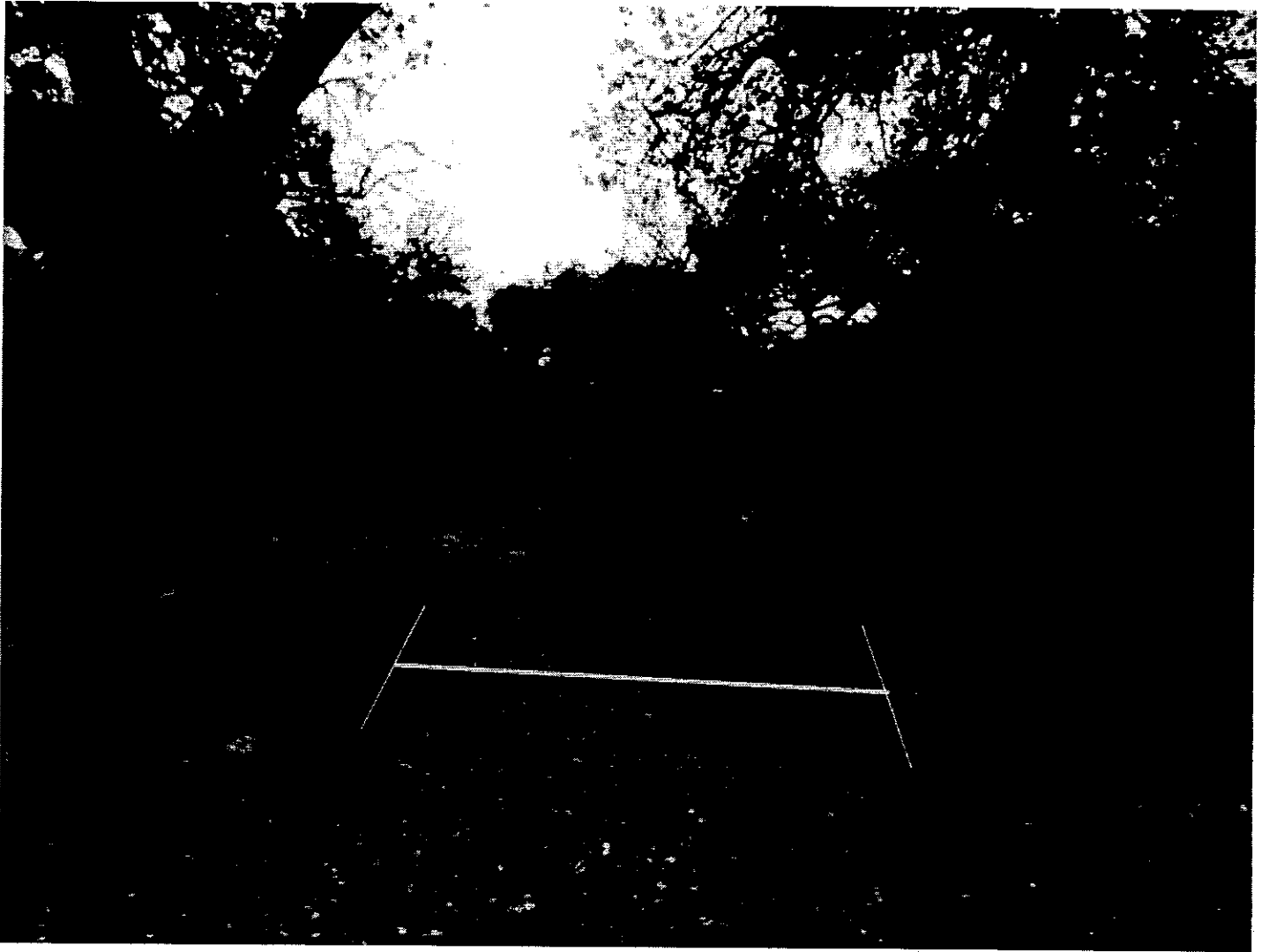
**CENTER OF PROPOSED
DRIVEWAY. DISTANCE
BETWEEN TREES IS 25 FEET.**



**EAST SIDE OF PROPOSED PROJECT. VIEWED LOOKING NORTH. DEBRIS
IS STALK-PILED UNDER THE CANOPY OF PROTECTED TREES. ALL
DEBRIS IS TO BE MANUALLY REMOVED PRIOR TO COMMENCING
PROJECT.**



NORTHWEST SIDE OF PROJECT. DEBRIS IS STALK-PILED UNDER THE CANOPY OF PROTECTED TREES. ALL DEBRIS IS TO BE MANUALLY REMOVED PRIOR TO COMMENCEMENT OF PROJECT.



**ESTIMATED DRIVEWAY LOCATION OF 10 FEET IN WIDTH. THE
DISTANCE BETWEEN TREES IS 25 FEET.**

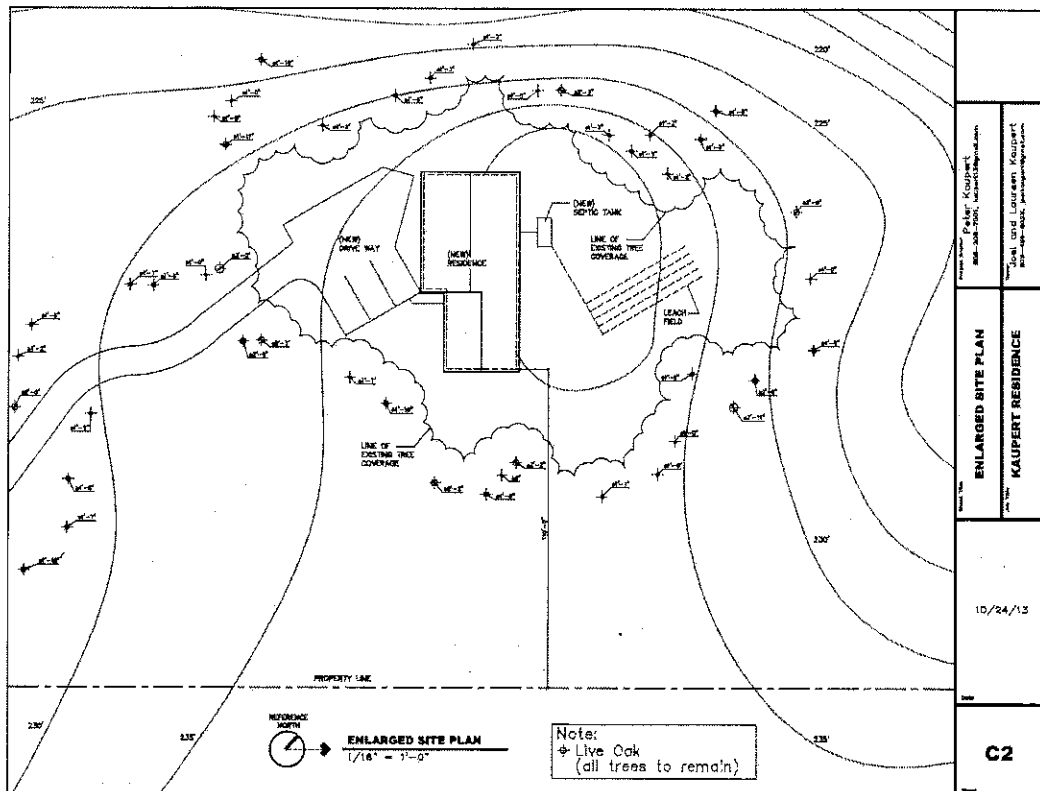


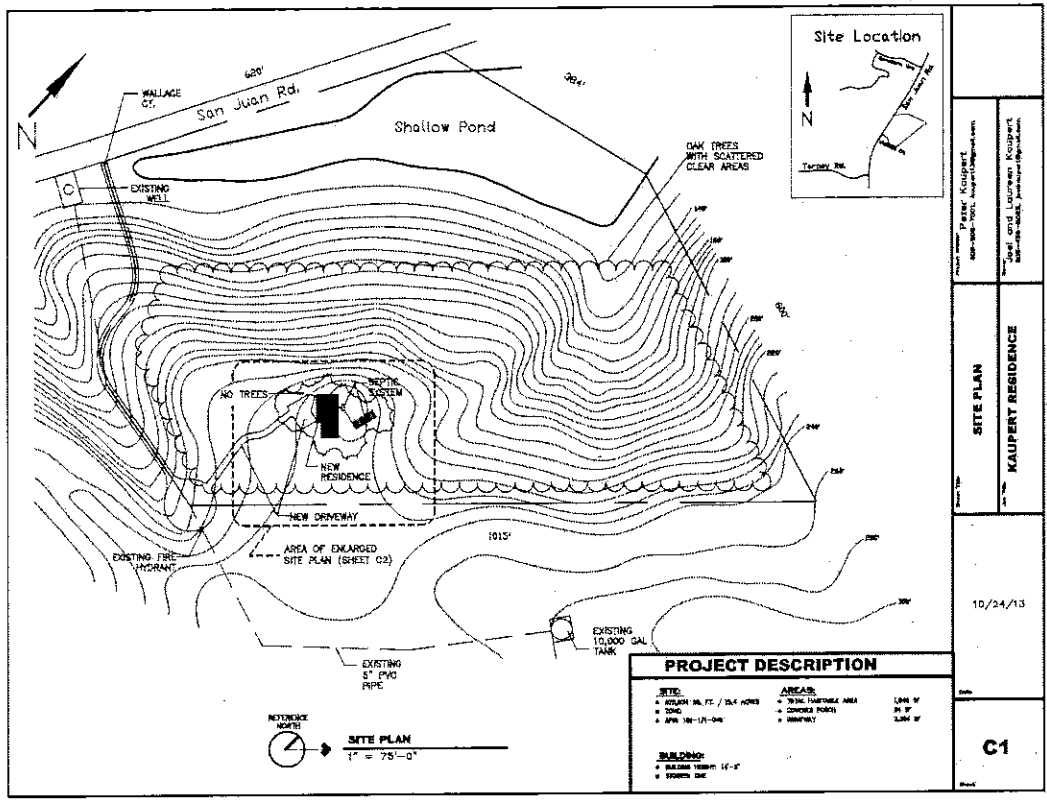
**IMPROPER PRUNING NOT CONFORMING TO ISA STANDARDS. ALL
FUTURE PRUNING SHALL BE PERFORMED BY A CERTIFIED ARBORIST.**

Conclusion

The proposed site is to build a suggested single-family resident and driveway entrance estimated at approximately 125 feet from Wallace court entrance to the proposed project site. The project is planned in an area that will support the impacts from construction and maintain the existing oak woodland environment and wildlife habitat. The lot is heavily populated with *Quercus agrifolia* and other native vegetation. No trees are scheduled for removal and all impacts to the nearby trees are minimal. All attempts have been made to identify potential impacts to the project with the consideration that there is always some degree of impact to trees from projects such as this. Tree protection is required prior to the commencement of work and should be approved by the project arborist or County of Monterey representative. All County of Monterey regulations shall be adhered to regarding tree protection prior, during and after construction with a post inspection by the project arborist or county representative.

- All pruning of tree canopy and or roots shall be approved by the project arborist or designated person of equal qualifications.
- It is recommended at the time of this report that the trees lining the proposed driveway be inventoried and assessed for future reference post construction.
- All grade changes near tree canopy and or roots shall be approved by the site arborist or designated person of equal qualifications.





- All recommendations are based on one site visit and site plan provided by the property owner. Any changes to site development should be approved by the project arborist or designated person of equal qualifications prior to changes.

Arborists Disclosure: Arborists are tree specialists who use their education, knowledge, training and experience to examine trees, recommend measures to enhance the beauty and health of the trees and attempt to reduce the risk of living near trees. Arborists cannot detect every condition that could possibly lead to the structural failure to a tree. Since trees are living organisms, conditions are often hidden within the tree and below ground. Arborists cannot guarantee that a tree will be healthy or safe under all circumstances, or for a specific period of time. Likewise, remedial treatments cannot be guaranteed. Trees can be managed but they cannot be controlled. To live near trees is to accept some degree of risk and the only way to eliminate all risk associated with trees is to eliminate all of the trees.

1. Where the treatment, pruning and/or removal of trees are involved, it is the Client's responsibility to advise Consultant of any issues regarding property boundaries, property ownership, site lines, disputes between neighbors and other related issues...
2. Consultant shall perform its services in a manner consistent with the standard of care and skill ordinarily exercised by members of the profession practicing under similar conditions in the geographic vicinity and at the time the services are performed. No warranty, representation or guarantee, express or implied, is intended by this agreement.
3. Services provided under this agreement, including all reports, information or recommendations prepared or issued by Consultant, are for the exclusive use of the Client for the project specified. Client releases Consultant from liability and agrees to defend, indemnify and hold harmless Consultant from any and all claims, liabilities, damages or expenses arising, in whole or in part, from such distribution.
4. Consultant is not responsible for the completion or quality of work that is dependent upon or performed by the Client or third parties not under the direct control of the Consultant, nor responsible for their acts or omissions or for any damages resulting there from.
5. Client and Consultant agree to mediate any claims or disputes arising out of this agreement, before initiating any litigation. Mediation fees would be shared equally. In the event that mediation does not resolve the issue, the parties agree to proceed through binding arbitration.

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