

2/3/11

**FILED**  
152 O'clock pm  
FEB 23 2011  
JEANNE HICKS, Clerk  
BY RHONDI HAGEN  
Deputy

**L. Richard Mabery**  
**L. RICHARD MABERY, P.C.**  
**234 N. Montezuma Street**  
**Prescott, Arizona 86301**  
**(928) 778-1116**  
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**State Bar I.D. No. 005188**

**Attorney for The Verde Ditch Company**

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
**IN AND FOR THE COUNTY OF YAVAPAI**

**GEORGE W. HANCE, et al.,** )  
 )  
 **Plaintiffs,** )  
 vs. )  
 )  
 **WALES ARNOLD, et us., et al.,** )  
 )  
 **Defendants,** )  
 \_\_\_\_\_ )  
 )  
 **THE VERDE DITCH COMPANY,** )  
 )  
 **Petitioner,** )  
 )  
 v. )  
 )  
 **JONORA D. MEJIA, an unmarried woman,** )  
 )  
 **Respondent.** )  
 \_\_\_\_\_ )

**No. P1300CV 4772**  
**Division 1**  
**AFFIDAVIT FOR AWARD OF**  
**ATTORNEY'S FEES**

Law Offices of  
L. Richard Mabery, P.C.  
234 North Montezuma Street  
Prescott, Arizona 86301-3008  
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STATE OF ARIZONA        )  
  ) ss.  
County of Yavapai        )

L. Richard Mabery, being duly sworn upon oath, deposes and states as follows:

1. I am the attorney for Petitioner The Verde Ditch Company (hereinafter "Verde Ditch"), in this action, and am admitted to the practice of law in the State of Arizona.

2. Under the fee arrangement between Verde Ditch and L. Richard Mabery, P.C., Verde Ditch is responsible for all attorney's fees as they are incurred. This fee arrangement specified that attorney's fees would be billed to Verde Ditch on an hourly-rate basis, setting forth the time spent on the work was performed and the nature of the work performed.

3. I am generally familiar with rates charged by other lawyers in this community with similar experience, education and training and the rate charged herein of \$250.00 per hour for attorney time, and \$105.00 per hour for legal assistant time, is consistent with those rates.

4. Through the date of this Affidavit, Verde Ditch has incurred over \$500.00 (2 hours) in undersigned counsel's time and over \$420.00 (4 hours) in legal assistant time in this action. After reviewing the time records maintained by L. Richard Mabery, P.C., the billings to Verde Ditch in connection with this matter, and evaluating the efforts necessary to conduct this matter, I believe the amount reasonable and appropriate for award by this Court, to the date of submission hereof, would be not less than five hundred dollars (\$500.00), if uncontested, and not less than nine hundred dollars (\$900.00), if contested. In its Motion for Order to Show Cause, Verde Ditch requested the sum of five hundred dollars (\$500.00) if this matter was uncontested, or such reasonable amount as the Court may deem appropriate if contested. Detailed monthly billings are maintained and can be provided upon request.

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