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BY: 

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2 Jeffrey R. Adams, #018959
3 Sharon Sargent-Flack, #021590
4 **MUSGROVE, DRUTZ & KACK, P.C.**
5 1135 Iron Springs Road
6 Prescott, Arizona 86305
7 (928) 445-5935

8 Attorneys for Defendants

9 **IN THE SUPERIOR COURT FOR THE STATE OF ARIZONA**

10 **IN AND FOR THE COUNTY OF YAVAPAI**

11 JOHN B. CUNDIFF and BARBARA C.
12 CUNDIFF, husband and wife; BECKY
13 NASH, a married woman dealing with her
14 separate property; KENNETH PAGE and
15 KATHRYN PAGE, as Trustee of the Kenneth
16 Page and Catherine Page Trust,

17 Plaintiffs,

18 v.

19 DONALD COX and CATHERINE COX,
20 husband and wife,

21 Defendants.

Case No. CV 2003-0399

Division No. 1

**NOTICE OF FILING DEFENDANTS'
WITNESS LIST**

*(Assigned to the Honorable David L.
Mackey)*

22 Defendants DONALD COX and CATHERINE COX, husband and wife (collectively herein,
23 "Defendants"), by and through undersigned counsel, hereby submit the following list of non-expert
24 witnesses who Defendants may call at trial in this matter:

- 25 1. Catherine Cox
- 26 2. Donald Cox
- 27 3. James Cox
- 28 4. Dennis J. Booth

- 1 5. John B. Cundiff
- 2 6. Barbara C. Cundiff
- 3 7. Kenneth Page
- 4 8. Katheryn Page
- 5 9. Elizabeth Nash
- 6 10. Robert J. Launders
- 7 11. Alfie Ware
- 8 12. Dan Sanders
- 9 13. Karrie Decker
- 10 14. Frank Lamberson
- 11 15. Laura Lamberson
- 12 16. Mike Wargo
- 13 17. Karen Wargo
- 14 18. Christin L. Bowra
- 15 19. Jeff Westra
- 16 20. Mychel Westra
- 17 21. Wendy Ditterman
- 18 22. Bill Jensen
- 19 23. Kevin Eickleberry
- 20 24. Charles A. Hildebrant
- 21 25. Sheila Cahill
- 22 26. Robert D. Conlin
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- 1 27. Curtis D. Kincheloe
- 2 28. Jim Savoini
- 3 29. Noreen Vaughan
- 4 30. Kathleen Wickman
- 5 31. Grant L. Griffiths
- 6 32. Beau Boisvert
- 7 33. Joe Pearson
- 8 34. Rhonda Folsom
- 9 35. Dr. Nichols
- 10 36. John Hough
- 11 37. Kenneth Yarbrough
- 12 38. Patricia Hocken
- 13 39. Edward C. Woodworth
- 14 40. Jefferson Van Der Meersche
- 15 41. Mark Williams
- 16 42. John Hatfield
- 17 43. Wiley L. Williams
- 18 44. Kevin S. Eikleberry
- 19 45. Pamela K. Eikleberry
- 20 46. Richard Strissel
- 21 47. Beverly Strissel
- 22 48. Larry Kirby

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- 49. Al McRoberts
- 50. Robert Taylor
- 51. Brent Boling
- 52. Sue Stoks
- 53. Jim Richie
- 54. Leslie Richie
- 55. Heidi McCarthy
- 56. Kenneth R. Yarbrough
- 57. Elizabeth A. Yarbrough
- 58. Garvin K. Van Dyke
- 59. Nadeen S. Van Dyke
- 60. Bruce Friis-Pettitt
- 61. Debra Friis-Pettitt
- 62. Option One Mortgage Loan Trust
- 63. Pamela L. Griffiths
- 64. Leo M. Murphy
- 65. Marilyn K. Murphy
- 66. Michael A. Kelley
- 67. Michael P. Wargo
- 68. Karen L. Wargo
- 69. Edward C. Woodworth
- 70. Christine Woodworth

- 1 71. Robert E. Radcliff
- 2 72. Charlotte J. Radcliff
- 3 73. Barbara J. Maynard
- 4 74. Clinton J. Maynard
- 5 75. Dana S. Luse
- 6 76. Nathan M. White
- 7 77. Jacqueline M. White
- 8 78. Charles A. Downie
- 9 79. Kaaren L. Trone
- 10 80. Bert E. Kelly
- 11 81. Jennifer E. Kelly
- 12 82. Alan L. Beeson
- 13 83. Katheryn Beeson
- 14 84. Ronald L. Thein, Jr.
- 15 85. Marilyn J. Dinaro
- 16 86. Richard A. Pinney
- 17 87. Patricia A. Pinney
- 18 88. Lucille Corsair
- 19 89. William Heckethorn
- 20 90. Shaunla D. Heckethorn
- 21 91. Martha A. Maya
- 22 92. Bruce L. Nason
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- 1 93. Linda M. Nason
- 2 94. Timothy Kilduff
- 3 95. Virginia Kilduff
- 4 96. Curtis J. Masters
- 5 97. Mari A. Masters
- 6 98. Jerry J. Getz, Sr.
- 7 99. Paulette M. Getz
- 8
- 9
- 10 100. Carol Jean McGinnis
- 11 101. Daniel Zepeda
- 12 102. Neil B. Vince
- 13 103. Gary L. Spurr
- 14 104. Suzanne J. Spurr
- 15 105. John D. Rutledge
- 16 106. Nicholas C. Faulstick
- 17 107. Madeleine C. Faulstick
- 18 108. Bonnie Rosson
- 19 109. Evelyn M. Sadler
- 20 110. Howard E. Boucher
- 21 111. Elaine Boucher
- 22 112. Kennard L. Easter
- 23 113. Norman N. Nelson
- 24 114. Martha J. Lefebvre
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- 1 115. Fay J. Akers
- 2 116. Robert S. Clark
- 3
- 4 117. Nadia Y. Clark
- 5 118. Ottis R. Clark
- 6 119. Dolores Clark
- 7
- 8 120. West R. Rivers
- 9 121. Catherine S. Rivers
- 10 122. Charles A. Baldwin
- 11 123. Roberta L. Baldwin
- 12 124. Howard P. Roberts
- 13
- 14 125. Thomas K. Anderson
- 15 126. Gwendolyn Anderson
- 16 127. Richard H. Mauler
- 17 128. Darlene D. Mauler
- 18
- 19 129. James F. Duncan
- 20 130. Clinton Fikes
- 21 131. Mae Jean Fikes
- 22 132. Frank V. Mellblom
- 23 133. Deborah A. Mellblom
- 24 134. Johnny Noe
- 25 135. Barbara A. Noe
- 26 136. Humberto Pimentel
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- 1 137. Ana M. Pimentel
- 2 138. Mark L. Jensen
- 3
- 4 139. Kimberly A. Jensen
- 5 140. Patrick J. Lemmon
- 6 141. Katherine Lemmon
- 7 142. Joanne Sierra Goldsmith
- 8
- 9 143. Wilma W. Rojas
- 10 144. Deborah Ann Curtis
- 11 145. Thomas E. Carver
- 12 146. Pamela R. Carver
- 13
- 14 147. William W. Furbee
- 15 148. Linda L. Furbee
- 16 149. Stanley D. Hall
- 17 150. David Wayne Anderson
- 18
- 19 151. Logan W. Franks
- 20 152. Theresa Franks
- 21 153. Rhonda L. Folsom
- 22
- 23 154. Franklin B. Lamberson
- 24 155. Laura L. Lamberson
- 25 156. Michael K. Davis
- 26 157. Julie A. Davis
- 27
- 28 158. Dallas A. Belile

- 1 159. Suzan Belile
- 2 160. William Matthew Grace
- 3
- 4 161. Ignacio R. Saenz
- 5 162. Sofia Saenz
- 6 163. Brent E. Boling
- 7 164. Susan L. Boling
- 8
- 9 165. Rafael Saldana
- 10 166. Celina Saldana
- 11 167. David P. Bickert
- 12 168. Diane M. Bickert
- 13
- 14 169. Mark S. Phillips
- 15 170. William M. Grace
- 16 171. Catherine Annette Grace
- 17
- 18 172. John P. Warren
- 19 173. Paula K. Warren
- 20 174. Daniel L. Warta
- 21 175. Cynthia L. Warta
- 22
- 23 176. Steven Swingley
- 24 177. Ernest F. Rojas
- 25 178. Judy J. Rojas
- 26 179. B. D. Williams
- 27
- 28 180. Kevin T. Riker

- 1 181. Diana L. Riker
- 2 182. Justin Kemsley
- 3 183. Jacqueline Kemsley
- 4 184. Michael Zager
- 5 185. Bette Susan Zager
- 6 186. Fritz Doerstling
- 7 187. Janet Doerstling
- 8 188. Clyde W. Fields
- 9 189. Patricia Ann Fields
- 10 190. Jon A. Jahnke
- 11 191. Gwen E. Jahnke
- 12 192. Louis Graveline
- 13 193. Jeanette Graveline
- 14 194. Warren M. Davis, Jr.
- 15 195. Mary C. Davis
- 16 196. Daniel George Tomerlin
- 17 197. Kacie C. Tomerlin
- 18 198. Christopher K. Vaughan
- 19 199. Gordon T. Nash
- 20 200. Becki J. Nash
- 21 201. Jack Q. Richardson
- 22 202. Dolores A. Richardson
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- 1 203. Wendy L. Changose
- 2 204. Robert O. Laquerre
- 3 205. Marielle C. Laquerre
- 4 206. Shawn Lee Thorson
- 5 207. Tanya Dee Thorson
- 6 208. Stuart A. Lerman
- 7 209. Kathleen S. Lerman
- 8 210. Ruth Hendrickson
- 9 211. Ronald M. Chappell
- 10 212. Brenda C. Chappell
- 11 213. Paul P. Norbury, Jr.
- 12 214. Patricia M. Norbury
- 13 215. Shirley A. Lutz
- 14 216. Loren James Peterson
- 15 217. Tracy Lee Peterson
- 16 218. Martha Ann Glover
- 17 219. Linda McFarlin
- 18 220. Barbara Brandt
- 19 221. Nora Oliva Vallee
- 20 222. Billie B. Rackley
- 21 223. Sally A. Rackley
- 22 224. Warren Don Oster
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- 1 225. Robert L. Weaver
- 2 226. Leslie J. Laird
- 3
- 4 227. Robert M. Tarr
- 5 228. Gladys D. Tarr
- 6 229. John L. Hatfield
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- 8 230. Gena D. Hatfield
- 9 231. James S. Joy
- 10 232. Eric Cleveland
- 11 233. Muriel M. Mills
- 12 234. Paul I. Bolen
- 13
- 14 235. Dessie A. Bolen
- 15 236. Koller Family Revocable Trust
- 16 237. Wiley L. Williams
- 17 238. James F. Krakower
- 18 239. Debra A. Krakower
- 19
- 20 240. William Rodney
- 21 241. Annette Rodney
- 22 242. Dennis Jennings
- 23 243. Julie Jennings
- 24 244. Robert C. Curry
- 25 245. Paige P. Curry
- 26 246. Jose Carrillo
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- 1 247. Rosario Carrillo
- 2 248. Living Faith, Inc.
- 3 249. John P. Hough
- 4 250. Karen R. Hough
- 5 251. Clifford R. Smith
- 6 252. Robyn F. Smith
- 7 253. Lloyd E. Self
- 8 254. Melva J. Self
- 9 255. Joy D. Bassett
- 10 256. Steven Joe Oster
- 11 257. Susan Heisler
- 12 258. Katalin J. Walton
- 13 259. Georgia W. Rusing
- 14 260. Robert Taylor
- 15 261. George M. Heady
- 16 262. Romala Dee Heady
- 17 263. Robert K. Gardiner
- 18 264. Heather L. Gardiner
- 19 265. Ross A. Rozendaal
- 20 266. Kara M. Rozendaal
- 21 267. Elmer E. White
- 22 268. James Barstad
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- 1 269. David W. Ungerer
- 2 270. Leon H. Vaughan
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- 4 271. Noreen N. Vaughan
- 5 272. Joan White
- 6 273. Tim T. Stoks
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- 8 274. Sue R. Stoks
- 9 275. Robert Taylor
- 10 276. Therese Thomason-Taylor
- 11 277. James W. Stueve
- 12 278. Cory A. Stueve
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- 14 279. Debra G. Gustafson
- 15 280. Art Gustafson
- 16 281. Gregory A. Johnson
- 17 282. Patricia M. Johnson
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- 19 283. Eugene Morton
- 20 284. Sherry L. Morton
- 21 285. Edward V. Carlin
- 22 286. Alysia S. Carlin
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- 24 287. Jay Harold Duncan
- 25 288. Mary Theresa Duncan
- 26 289. Gary W. Cordes
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- 28 290. Diana R. Cordes

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- 291. Nichols Family Revocable Living Trust
- 292. Robert Mark Rummel
- 293. Carol Lynn Rummel
- 294. Daniel Boudette
- 295. Tammy Boudette
- 296. Weir Living Trust
- 297. Quality S Manufacturing, Inc.
- 298. Karen R. Wells
- 299. Donovan M. Sharon K. Wipprecht
- 300. Stanley A. Gonzales
- 301. Sharon L. Gonzales
- 302. Larry Michael Kirby
- 303. Debra Ann Kirby
- 304. Lawrence K. McCarthy
- 305. Heide J. McCarthy
- 306. Daniel L. Sanders
- 307. Charlotte E. Sanders
- 308. Howard E. Boucher
- 309. Elaine Boucher
- 310. Susan K. Lawrence
- 311. James H. Strom
- 312. Doris L. Strom

- 1 313. Gunther Family Living Trust
- 2 314. Rodney D. Page
- 3 315. Victoria L. Page
- 4 316. Jimmy R. Hoffman
- 5 317. Nancy E. Hoffman
- 6 318. Watkins Family Trust
- 7 319. Bernard D. Anderson, Jr.
- 8 320. Diana M. Anderson
- 9 321. Donald G. Southworth
- 10 322. Deborah T. Southworth
- 11 323. Janis Revocable Trust
- 12 324. John Wallace Jahnke
- 13 325. Steven E. McAllister
- 14 326. Lolli McAllister
- 15 327. Jesus Martinez
- 16 328. Beatriz Martinez
- 17 329. Steven R. Ducharme
- 18 330. Becky J. Ducharme
- 19 331. Donald R. Huffaker
- 20 332. Nancy O. Huffaker
- 21 333. William Autery
- 22 334. Brenda Autery
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- 1 335. Anthony B. Lee
- 2 336. Charles Delbert Markley
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- 4 337. Kelly Markley
- 5 338. Terrence D. Hagan
- 6 339. Delois Ann Hagan
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- 8 340. J. A. Groszmann
- 9 341. Eric L. Davis
- 10 342. Coleen A. Davis
- 11 343. Deborah Ann Curtis
- 12 344. Michael K. Davis
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- 14 345. Julie A. Davis
- 15 346. Jose A. Garza
- 16 347. Gloria G. Garza
- 17 348. Walter E. Casperson
- 18 349. Patricia A. Casperson
- 19 350. Michael J. Glennon
- 20 351. Diane L. Glennon
- 21 352. Ronald K. Litchfield
- 22 353. Kellene L. Litchfield
- 23 354. Kirk D. Smith
- 24 355. Mary Lee McDaniel
- 25 356. James W. Holmes
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- 1 357. Carla S. Holmes
- 2 358. William Friend
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- 4 359. Joanne Friend
- 5 360. Opal L. Belland
- 6 361. Jeff Unruh
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- 8 362. Peter J. Trevillian
- 9 363. Angel R. Aguilera
- 10 364. Lillian M. Aguilera
- 11 365. Harjinder Mohan Singh
- 12 366. Viola Denise Singh
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- 14 367. Kenneth R. Kimsey
- 15 368. Jacquelyn Sue Kimsey
- 16 369. Dorothy K Wood
- 17 370. Aaron T. Cormier
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- 19 371. Kathleen W. Cormier
- 20 372. James John Jaeger
- 21 373. Deborah Dawyn Jaeger
- 22 374. Lauanders Family Trust
- 23
- 24 375. Wayne M. Doerksen
- 25 376. Jeanette Doerksen
- 26 377. Cindi E. Labash
- 27
- 28 378. David Rentschler

- 1 379. Lori Rentschler
- 2 380. John J. Feddema
- 3 381. Rebecca Feddema
- 4 382. Rynda Hoffman
- 5 383. Jimmy Hoffman
- 6 384. Gerald F. Osher
- 7 385. Laurel D. Osher
- 8 386. Tracey Van Der Meersche
- 9 387. William E. Probst
- 10 388. Ervin E. Roberts, III
- 11 389. Linda D. Roberts
- 12 390. Jon E. Hart
- 13 391. Debra D. Hart
- 14 392. James Stephenson
- 15 393. Shirley Stephenson
- 16 394. Carl G. Pisarik
- 17 395. Travis Clinton Black
- 18 396. Sherrill S. Duran
- 19 397. James L. Varilek
- 20 398. Donald D. Chase
- 21 399. Francis H. Smith, Jr.
- 22 400. Patricia A. Smith
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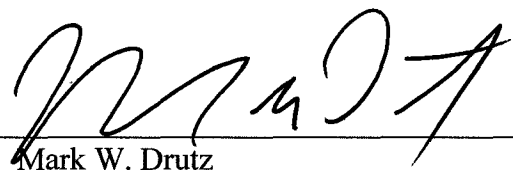
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401. James M. McCormick

402. Kathryn A. McCormick

RESPECTFULLY SUBMITTED this 30th day of June, 2005.

MUSGROVE, DRUTZ & KACK, P.C.

By 
Mark W. Drutz
Jeffrey R. Adams
Sharon Sargent-Flack
Attorneys for Defendants

COPY of the foregoing hand-delivered
this 30th day of June, 2005 to:

Honorable David L. Mackey
Yavapai County Superior Court
Division 1
Yavapai County Courthouse
Prescott, Arizona 86301

David K. Wilhelmsen, Esq.
Marguerite M. Kirk, Esq.
Favour, Moore & Wilhelmsen, P.A.
1580 Plaza West Drive
Post Office Box 1391
Prescott, Arizona 86302-1391
Attorneys for Plaintiffs

