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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.,)

cu
No. 4772

Plaintiffs,)

Division 1 *rlk*

vs.)

MOTION FOR ORDER

GEORGE F. PAYNE and PAT PAYNE,)

TO SHOW CAUSE

husband and wife, In the Matter)

of THE VERDE DITCH COMPANY,)

(OSC Hearing Requested)

Defendants.)

The Verde Ditch Company, through undersigned counsel, respectfully requests that the Court enter an Order to Show Cause as to why GEORGE F. PAYNE and PAT PAYNE, husband and wife, should not be ordered to appear and show cause why judgment should not be entered against them, jointly and severally, for their failure to comply with the Court's Order Promulgating New Rules and Regulations for the Operation of the Verde Ditch dated August 8, 1989. Paynes have failed and refused to pay all of their Verde

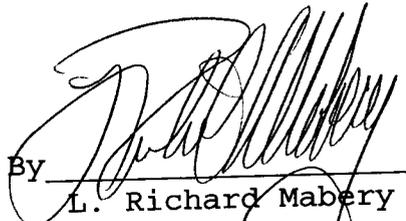
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Ditch assessment fees in a timely manner and repeated attempts have been made to collect these past due assessments by the Verde Ditch, to no avail.

The Verde Ditch Company further requests that **GEORGE F. PAYNE** and **PAT PAYNE** be ordered to pay penalties, interest, attorney's fees and costs incurred herein, pursuant to Paragraph 6 of the Rules and Regulations for the Operation of the Verde Ditch, dated August 8, 1989.

RESPECTFULLY SUBMITTED this *21st* day of November, 2000.

L. RICHARD MABERY, P.C.

By 

L. Richard Mabery
Attorney for
The Verde Ditch Company

klw\General\V Ditch-general\Past Due Assessments
Payne\Motion for OSC

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