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 O'Clair M
 MAR 20 2003
 Katie O'Clair
 BY _____ Deputy

L. Richard Mabery
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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, <u>et al.</u> ,)	^{CV} No. 4772
)	
Plaintiffs,)	Division 1 ✓
vs.)	
)	
WALES ARNOLD, et us., et al.,)	
)	
Defendants,)	MOTION FOR ORDER TO SHOW CAUSE
_____)	
THE VERDE DITCH COMPANY,)	
)	(OSC Hearing Requested)
Petitioner,)	
)	
v.)	
)	
BERNADINE A. LIPPINCOTT, Trustee)	
under the BERNADINE A. LIPPINCOTT)	
LIVING TRUST, dated November 16, 1984,)	
)	
Respondent.)	
_____)	
)	

The Verde Ditch Company, through undersigned counsel, respectfully requests that the Court enter an Order to Show Cause as to why **BERNADINE A. LIPPINCOTT**, Trustee under the **BERNADINE A. LIPPINCOTT LIVING TRUST, dated November 16, 1984**, should not

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be ordered to appear and show cause why judgment should not be entered against her for her failure to comply with the Court's Order Promulgating New Rules and Regulations for the Operation of the Verde Ditch dated August 8, 1989. **BERNADINE A. LIPPINCOTT** has failed and refused to pay her Verde Ditch assessments.

There are currently the following assessments due:

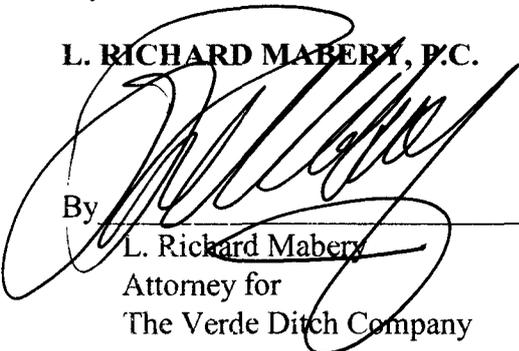
A.	2000 Assessments	\$	263.25
B.	2001 Assessments		263.25
C.	2002 Assessments		263.25
D.	2003 Assessments		263.25

The total amount of delinquent assessments is \$1,053.00, not including interest at ten percent (10%) per annum, penalties of \$10.00 or ten percent (10%), whichever is greater, or all Court costs incurred herein. 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 **BERNADINE A. LIPPINCOTT** be ordered to pay all penalties, interest, reasonable 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 18th day of March, 2003.

L. RICHARD MABERY, P.C.

By 

L. Richard Mabery
Attorney for
The Verde Ditch Company