

L. Richard Mabery
L. RICHARD MABERY, P.C.
234 N. Montezuma Street
Prescott, Arizona 86301
(928) 778-1116

State Bar I.D. No. 005188

Attorney for The Verde Ditch Company

2005 MAR 23 PM 4:43 ✓
J. Paul

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.)

CHARLES GORDON BURMAN,)

Respondent.)

No. 4772

Division 1 ✓

MOTION FOR ORDER
TO SHOW CAUSE

(OSC Hearing Requested)

The Verde Ditch Company, through undersigned counsel, respectfully requests that the Court enter an Order to Show Cause as to why **CHARLES GORDON BURMAN** should not be ordered to appear and show cause why judgment should not be entered against him for his failure to comply with the Court's Order Promulgating New Rules and Regulations for the Operation of

Law Offices of
L. Richard Mabery, P.C.
234 North Montezuma Street
Prescott, Arizona 86301-3008
(928) 778-1116

0
MAR 30 2005

the Verde Ditch dated August 8, 1989. **CHARLES GORDON BURMAN** has failed and refused to pay his Verde Ditch assessments.

There are currently the following amounts due:

		Amount	Interest	Penalty
A.	Judgment entered 9/25/01	1,451.08	725.50	145.10
B.	2002 Assessments	65.00	606.40	151.60
C.	2003 Assessments	65.00	474.32	158.10
D.	2004 Assessments	65.00	392.21	164.60
E.	2005 Assessments	65.00	171.10	171.10

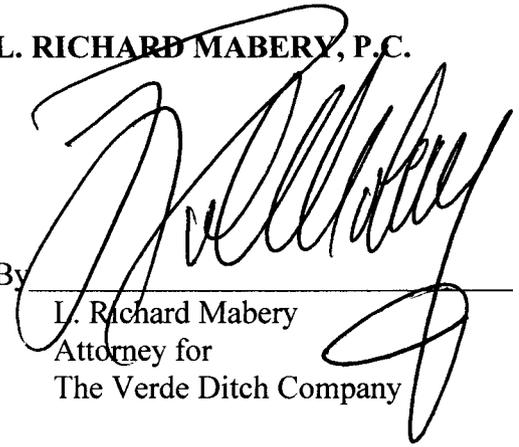
The total amount of delinquent assessments is \$1,711.08, plus interest of \$2,369.53 and late payment penalties in the amount of \$790.50, plus reasonable attorney's fees of not less than \$500.00 if uncontested or such reasonable amount as the Court may deem appropriate if contested and all costs incurred 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 **CHARLES GORDON BURMAN** be ordered to appear and show cause why judgment shall not be entered against **CHARLES GORDON BURMAN** for the total amount, including 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 20th day of March, 2005.

L. RICHARD MABERY, P.C.

By


L. Richard Mabery
Attorney for
The Verde Ditch Company

/rs

Law Offices of
L. Richard Mabery, P.C.
234 North Montezuma Street
Prescott, Arizona 86301-3008
(928) 778-1116

