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**L. Richard Mabery, Esq.**  
**L. RICHARD MABERY, P.C.**  
**234 North Montezuma Street**  
**Prescott, Arizona 86301**  
**(928) 778-1116**  
**maberypc@cableone.net**

**State Bar I.D. No. 005188**

**Attorney for Verde Ditch Company**

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

**IN AND FOR THE COUNTY OF YAVAPAI**

**GEORGE W. HANCE, et al.,** ) **No. P1300CV4772**

**Plaintiffs,** ) **Division 1**

**vs.**

**WALES ARNOLD, et us., et al.,** ) **PETITION FOR AUTHORIZATION**  
**In the matter of VERDE DITCH COMPANY)** **AND APPROVAL OF 2011 SPECIAL**  
**ASSESSMENT**

**Defendants.** ) **EX PARTE**

Vernon Hilbers, Albert Dupuy, Jr., John Teague and Jeff Cochrane, Commissioners of the Verde Ditch Company, respectfully petition the Master of the Verde Ditch Company for continuation of the Special Assessment at twenty five dollars (\$25.00) per share.

The Special Assessment was established by Order of the Court dated September 23, 2005 at fifty dollars (\$50.00) per share. Subsequently, the Special Assessment was held in abeyance by Order of the Court dated June 26, 2007. The Special Assessment for 2009 was reduced to twenty five dollars (\$25.00) per share by Order of the Court dated November 26, 2008 at the request of the

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

Verde Ditch Commissioners. On December 29, 2009, the Court ordered that the Special Assessment for 2010 remain at twenty five dollars (\$25.00) per share.

While the need for the Special Assessment has not diminished, the general economy makes the Special Assessment a hardship for many shareholders. Accordingly, the Commissioners respectfully request that the Special Assessment be maintained, but that the Court defer the date payment is due to October 1, 2011.

Pursuant to the Court's Order of September 23, 2005 establishing the Special Assessment, the Commissioners of the Verde Ditch recommend that the Special Assessment for 2011 remain at twenty-five dollars (\$25.00) per share, and payable on October 1, 2011.

Respectfully submitted this 9th day of June, 2011.

**L. RICHARD MABERY, P.C.**

By: \_\_\_\_\_

L. Richard Mabery, Esq.  
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234 North Montezuma Street  
Prescott, Arizona 86301  
Attorney for Verde Ditch Company

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Prescott, Arizona 86301-3008  
(928) 778-1116

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