

SUPERIOR COURT
YAVAPAI COUNTY, ARIZONA
2011 APR 18 PM 4:37
JEANNE HICKS, CLERK
BY: S. KELDAUGH

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8 Attorney for Plaintiffs

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; ELIZABETH
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 vs.

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

21 Defendants.

CASE NO. P1300CV20030399

**NOTICE OF COMPLIANCE
WITH JUNE 17, 2010 NOTICE
RE: SERVICE OF PROPERTY
OWNERS**

22 Plaintiffs, by and through their attorney undersigned, hereby file this Notice of
23 Compliance with this Court's Notice re: Service of Property Owners (filed June 17, 2010).

24 On or about July 22, 2010, Plaintiffs' counsel mailed the Summons, Notice, Plaintiff's
25 First Amended Complaint with Declaration of Restrictions attached, and an Acceptance of
26 Service to all known property owners in Coyotes Springs Ranch, Phase I. In the weeks
27 following the mailing many property owners returned the Acceptance of Service and Plaintiffs'
28 counsel filed them with this Court.

29 On or about September 10, 2010, certified letters containing the Summons, Notice and
30 Plaintiff's First Amended Complaint with Declaration of Restrictions attached were mailed to the
31 property owners who had not yet returned the Acceptance of Service. The receipts from the

1 property owners who accepted service by certified mail were returned to counsel for Plaintiffs,
2 and then filed with this Court along with Affidavits of Service.

3 On or about September 29, 2011, additional property owners were identified and packets
4 containing the Summons, Notice, Plaintiffs' First Amended Complaint with Declaration of
5 Restrictions attached, and an Acceptance of Service were mailed to the newly identified property
6 owners. All of the Acceptances of Service from the newly identified property owners were
7 returned to Plaintiffs' counsel and were filed with this Court when received.

8 On or about November 10, 2010, Plaintiffs' counsel delivered the Summons, Notice, and
9 Plaintiffs' First Amended Complaint with Declaration of Restrictions attached to Palmer
10 Investigative Services requesting that the remaining property owners be personally served with
11 the required documents. After personal service, Affidavits of Process Server were filed with this
12 Court.

13 On February 1, 2011, this Court found that Plaintiffs had taken substantial steps to join
14 all necessary and indispensable parties in a timely manner, but that there still remained a number
15 of parties to be served. As a result of there being a discrepancy between the property owners
16 Plaintiffs claimed remained unserved and those which the Clerk's office had determined were
17 still unserved, this Court ordered Plaintiffs' counsel to meet with Kelly Gregorio of the Clerk of
18 the Court to reconcile the differences. Counsel for the Plaintiffs did meet with Kelly Gregorio,
19 reconciled the differences and filed Plaintiffs' Notice of Filing Third Revision of Property
20 Owners List on March 7, 2011. In its February 1, 2011 ruling, this Court granted Plaintiffs leave
21 to serve the remaining property owners by alternative service. The following property owners
22 were served by posting the Summons, Notice, and Plaintiffs' First Amended Complaint with
23 Declarations of Restrictions attached, on the property owner's door, or if gated, on the gate:

24 1. 10301058C Bruce & Teri Morgan
25 8520 E Lonesome Valley Road
Prescott Valley, AZ 86315

- 1 2. 10301073D Michael A. Kelley Family Trust
2 P.O. Box 26232
 Prescott Valley, AZ 86312
- 3 3. 10301078C Daniel and Ana Zepeda
4 8490 E. Spurr
 Prescott Valley, AZ 86314
- 5 4. 10301083A Christopher Lefebvre
6 8250 E. Sparrow Hawk Rd
 Prescott Valley, AZ 86314
- 7
- 8 5. 10301086K William E. Brumbill Trust
9 8910 Morrow Drive
 Prescott Valley, Arizona 86314
- 10 6. 10301095J Jayme Salazar
11 11826 Coyots Springs Road
 Prescott Valley, AZ 86315
- 12
- 13 7. 10301095K Anglin Living Trust
14 11950 Coyote Springs Road
 Prescott Valley, AZ 86314
- 15
- 16 8. 10301116 Anthony B. Lee
 8496 Coyote Spings Rd
 Prescott Valley, AZ 86315
- 17 9. 10301130E Robert and Therese Taylor/Thomason-Taylor Restated Trust
18 1987 Havens End
 Prescott, AZ 86305
- 19 10. 10301133E Art and Debra G. Gustafson
20 9975 N. Coyote Springs Rd
 Prescott Valley, AZ 86315
- 21 11. 40101005Z Wiley and Kathleen Williams
22 9575 E. Turtle Rock
 Prescott Valley, AZ 86315
- 23 12. 40101011M Gilstrap Family Trust
24 9300 E. Mountain View Road
 Prescott Valley, AZ 86315
- 25 13. 40101028C Jerry and Paulette Getz

1 P.O. Box 25567
2 Prescott Valley, AZ 86312

3 14. 40101037B Timothy and Virginia Kilduff
4 9315 E. Spurr Lane
5 Prescott Valley, AZ 86315

6 15. 40101043 Todd and Barbara Bloomfield
7 9010 E. Plum Creek Way
8 Prescott Valley, AZ 86315

9 17. 40101134E Leon F. Cardini
10 275 S. 4th Street
11 Camp Verde, AZ 86322

12 Certificates of Service of Service of Process by Certified Process Server were filed with
13 this Court.

14 On or about March 9, 2011 Plaintiffs' counsel transmitted the Summons to the Camp
15 Verde Journal for publication. The Summons was published in the Camp Verde Journal on
16 March 16, 23, 30 and April 6, 2011 to complete service on the following property owners:

17 1. 10301061D Jeffrey Carlson
18 1451 W. Irving Pk Rd. #317
19 Itasca, IL 60143

20 2. 10301129A Francis M. Moyer
21 6 Meadow Green Ct
22 Johnson City, TN 37601

23 3. 40101041C Joyce E. Ridgway
24 4060 Salt Creek Road
25 Templeton, CA 93456

1. 40101134K Nancy L. Reed
2040 Balsam Drive
Boulder, CO 80304

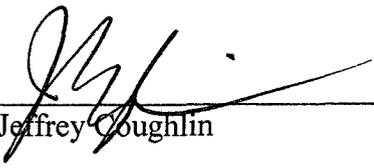
5. 40101134 Geoffrey McNabb and
Kristen Moore
7076 E. Encampment Dr
Prescott Valley, AZ 86314

1 On April 12, 2011, counsel for Plaintiffs filed the Proof of Service by Publication
2 regarding the above property owners.

3 For all of the reasons above, Plaintiffs give notice that they are in compliance with this
4 Court's service requirements according to the Court's June 17, 2010 Notice and its February 1,
5 2011 Ruling.

6
7 DATED this 15th day of April, 2011.

8 **J. JEFFREY COUGHLIN PLLC**

9
10
11 By: 
J. Jeffrey Coughlin

12 COPY of the foregoing
13 mailed this 18th day of
April, 2011 to:

14 Jeffrey R. Adams
15 THE ADAMS LAW FIRM PLLC
16 125 Grove Avenue
17 P.O. Box 2522
18 Prescott, AZ 86302

Attorney for Defendants listed in Answer to
First Amended Complaint by Joined Property Owner Defendants
Dated September 22, 2010

19 David K. Wilhelmsen
20 Marguerite Kirk
21 Favour Moore & Wilhelmsen, PLC
22 P.O. Box 1391
23 Prescott, AZ 86302
24 Attorneys for James Verilek

25 Mark W. Drutz
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3 Pro Per

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6 Prescott, AZ 86301
Attorney for Margaret Kizlowski and Northern
7 Arizona Fiduciaries, Inc.

8 Karen L. Wargo
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9 9200 E. Spurr Lane
10 Prescott Valley, AZ 86315

11 Linda J. Hahn
10367 W. Mohawk Lane
12 Peoria, AZ 85382

13 Noel J. Hebets
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Tempe, AZ 85281
15 Attorney for William M. Grace

16
17 By: C. Padilla
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19
20
21
22
23
24
25