

FILED
11:45 O'CLOCK AM
JUN 24 1974

By: BARBARA BOYLE Clerk
Deputy

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI

In the Matter of)	
)	
VERDE DITCH COMPANY)	
)	
and)	
)	
LOWER VERDE DITCH COMPANY.)	

110. 4772

PETITION FOR APPOINTMENT
OF DITCH COMMISSIONER

COMES NOW, MARION E. DAVIDSON, who is the sole duly appointed and acting Commissioner for District 1 and District 2 of the VERDE DITCH COMPANY, and represents unto the Court as follows:

I.

MARION E. DAVIDSON is Ditch Commissioner for Districts 1 and 2 of the VERDE DITCH COMPANY, under appointment by the Judge of the Superior Court of the State of Arizona, in and for the County of Yavapai.

N. C. THOMPSON, who was Ditch Commissioner for District 3 of the LOWER VERDE DITCH COMPANY has moved outside the State of Arizona and has given verbal notice of his resignation as Ditch Commissioner.

CRAIG I. JACKSON, appointed Ditch Commissioner for District 2 of the VERDE DITCH COMPANY, has been deceased for about three years.

It is both important and urgent that a Ditch Commissioner be appointed for District 3 of the LOWER VERDE DITCH COMPANY by reason of the upcoming irrigation season and summer weather requiring active supervision and maintenance of the ditch.

II.

At the annual meeting of the shareholders of the VERDE DITCH COMPANY and LOWER VERDE DITCH COMPANY held March 9, 1974, the shareholders present, though not constituting a quorum, voted and elected GLENN EVERETT to be Ditch Commissioner for District 3

WOLFINGER & LUTEY, LTD.
ATTORNEYS AT LAW
Post Office Box 27
PRESCOTT, ARIZONA

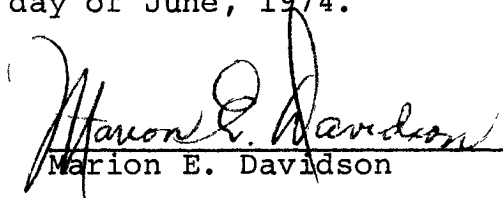
1 of the LOWER VERDE DITCH COMPANY. A true copy of the minutes of
2 said meeting is attached hereto and made a part hereof by
3 reference.

4 III.

5 The undersigned Petitioner therefore requests that
6 GLENN EVERETT be appointed Ditch Commissioner for District 3 of
7 the LOWER VERDE DITCH COMPANY.

8 WHEREFORE, Petitioner prays the Court for an Order
9 appointing GLENN EVERETT as and to be Ditch Commissioner for
10 District 3 of the LOWER VERDE DITCH COMPANY.

11 DATED this the 18th day of June, 1974.

12
13 
14 Marion E. Davidson


15 STATE OF ARIZONA)
16 County of Yavapai) ss.

17 MARION E. DAVIDSON, being first duly sworn upon oath,
18 deposes and states:

19 That he is the Petitioner in the foregoing Petition for
20 Appointment of Ditch Commissioner; that he has read the foregoing
21 Petition and knows the contents thereof; and that the matters and
22 facts stated therein are true in substance and in fact, except as
23 to those matters therein alleged and stated on information and
24 belief, and as to them, he believes them to be true.

25
26 
27 Marion E. Davidson

28 SUBSCRIBED AND SWORN to before me this 18th day of
29 June, 1974, by MARION E. DAVIDSON.

30
31 
32 Notary Public

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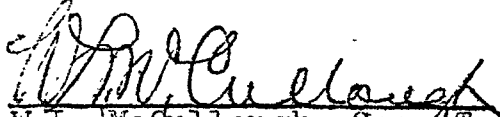
y of the minutes of the : ual meeting of shareholder
of the Verde Ditch Co. held in Camp Verde, March 9th. 1974

Camp Verde, Ariz March 9, 1974

Meeting called to order by Chairman Marion Davidson, at about 7.45 PM a sheet was passed around to get the signatures of the shareholder and the amount of land represented, thirty (30) shareholders were present, representing 575 acres land. The acreage on all ditches is about 1212 plus about 172 smaller parcels of approximately 150 acres or a total of about 1362 acres. We did not have at least 51% of the acreage represented at this meeting so we did not have a quorum and an official meeting could not be held. Chairman Davidson said he would like an expression of those present of a Supervisor to be presented to the Circuit Court for appointment, as we need a supervisor for the Lower Verde Ditch. Chairman Davidson suggested the name of Glenn Everett, this nomination was seconded by shareholder Billy Miller; then shareholder Robert Frazier suggests the name of Eugene Creach, this nomination was seconded by shareholder Rod Hubbard; then shareholder Robert Lane nominated Norman Rask, this nomination was seconded by shareholder Francis Daley; no other nominations so it was agreed to elect by show of hands, the result was for Glen Everett 15 votes; for Eugene Creach 7 votes and for Norman Rask 8 votes, so Glenn Everett was the choose for a Lower ditch supervisor and Chairman Davidson will present his name to the Yavapai Circuit Court of an appointment.

Several matters was discussed inforely about the duties of the supervisor and other matters pertaining to the ditch operation.

Meeting adjornet about 9.15 PM.


W.L. McCullough, Secy-Treas

I certify that this is an exact copy of the minytnes of the afforsaid meeting.

