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DEC 23 2002

JEANNE HICKS, Clerk  
BY MICHELE NAYLOR  
Deputy

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

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF YAVAPAI

In the Matter of )

CV  
No. 4772

THE VERDE DITCH COMPANY, )

Division 1

ORDER

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

Upon the Petition being filed by the Commissioners of the **VERDE DITCH COMPANY**,  
the Court being fully advised from the premises and good cause appearing therefrom:

**NOW THEREFORE**, it is **ORDERED, ADJUDGED and DECREED**:

1. Approving the request of the **VERDE DITCH COMMISSIONERS** to obtain new easements for the relocation of a portion of the existing lateral from Candee O'Connor and Evelyn E. Whitelock.
2. Authorizing the **VERDE DITCH COMMISSIONERS** to receive funds from the **ARIZONA DEPARTMENT OF TRANSPORTATION** to pay for the construction of the relocated lateral.

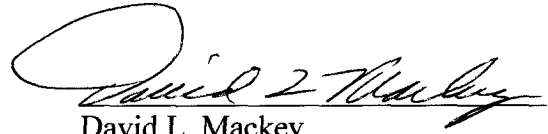
Mabery ( ) Arb w/file  
DeTr. Atty Adelma ( ) Vis Judge  
TOTAL 3  
Div w/file ( ) Arbiter  
Other 1/1/02

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3. All costs and expenses for construction of the new lateral pipeline will be paid by funds received from the **ARIZONA DEPARTMENT OF TRANSPORTATION**.

4. Neither Candee O'Connor nor Evelyn E. Whitelock or the **VERDE DITCH COMPANY** will be required or obligated to maintain, repair or reconstruct the underground pipeline. The duty and obligation to maintain and repair the underground pipeline shall be upon the Verde Ditch shareholders receiving irrigation water therefrom.

DONE in Open Court this 22<sup>nd</sup> day of December 2002



David L. Mackey  
Division 1  
Master of the Verde Ditch

/dag