

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

FILED #H
DATE: May 18, 2005
9:00 O'Clock A.M.
JEANNE HICKS, CLERK
BY: Sherri L. Elsass
Deputy

DIVISION 1

JEANNE HICKS, CLERK

HON. DAVID L. MACKEY

BY: Sherri L. Elsass, Deputy Clerk

CASE NO. CV 4772

DATE: May 17, 2005

TITLE:

COUNSEL:

GEORGE W. HANCE, et al.,

L. Richard Maybery
234 North Montezuma Street
Prescott, AZ 86301
(For Plaintiff)

(Plaintiffs)

vs

WALLES ARNOLD, et. us., et al.,

(Defendants)

THE VERDE DITCH COMPANY,

(Petitioner)

vs

MARK A. KEITZ

Mark A. Ketiz, In Pro Per
P.O.Box 2778
Camp Verde, AZ 86322

(Respondent)

(Respondent)

HEARING ON:
Order to Show Cause
Re: Assessments

NATURE OF PROCEEDINGS

COURT REPORTER

DAVID LUNDY

START TIME: 1:58 p.m.

END TIME: 2:18 p.m.

APPEARANCES:

John Reddell, Commissioner of Verde Ditch Company
Richard L. Maybery, Counsel for Verde Ditch Company
Mark A. Keitz, Respondent

Respondent Mark A. Keitz is not contesting the assessment in the Order to Show Cause as set forth in the Petition.

Counsel for Verde Ditch Company informs the Court of a corrected figure of \$239.34 for assessments, which includes the years 2003, 2004 and 2005. Further, presents the Court with a prepared Affidavit of Attorney Fees, Statement of Costs and a proposed Judgment. Counsel presents copies of exhibits previously sent to Respondent Keitz as follows: Invoice for assessments of years 2003, 2004 and 2005, Letter from Verde Ditch Company dated September 21, 2004; Certified Letter from Verde Ditch Company dated December 3, 2004 and Letter from Richard A. Mabery dated January 7, 2005.

Respondent Keitz is given opportunity to view exhibits.

IT IS ORDERED Court will not mark invoice or letters as exhibits, but directs the clerk to attach such to the Motion for Order to Show Cause regarding Respondent Keitz and file in the Court file.

IT IS FURTHER ORDERED a Judgment against Mark A. Keitz is entered in the total amount of \$789.14. Past due assessments total \$239.34, including penalties and interest; attorney fees in the amount of \$500.00 and costs incurred the amount of \$49.80. The Court's balance and findings of orders are set forth in the Judgment signed this date.

Court encourages Respondent Keitz to arrange a payment plan with Counsel for Verde Ditch Company to prevent further action.

IT IS ORDERED vacating the Order to Show Cause regarding other Respondents subpoenaed this date as Counsel for Verde Ditch Company explains the matters were resolved.