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16 File No. 51023.001

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IN THE UNITED STATES DISTRICT COURT
IN AND FOR THE STATE OF ARIZONA

1. **William Eversole, Trustee of the
White Hills Water System Trust,
dated August 17, 1992, a Nevada
Trust,**

Plaintiff,

vs.

2. **Aqua Glider Corporation,
a Hawaii corporation;**
3. **Hy Hunter and Gisela Hunter,
California citizens;**
4. **First American Title Mohave, Inc.,
an Arizona corporation;**
5. **Agua Glider Corporation,
an Arizona corporation; and**
6. **Cyberjaya Industries, Inc.,
a Nevada corporation,**

Defendants.

No. CIV97-2481-PCT-MHM

**NOTICE OF LODGING FORM OF
STIPULATED JUDGMENT**


**AND RELATED
COUNTERCLAIMS.**

Plaintiff William Eversole, Trustee, by and through counsel undersigned, hereby gives notice that on this date he has lodged a form of Stipulated Judgment with the Court

1 pursuant to the Parties' Stipulation Regarding Dismissal..

2 DATED this 6th day of July, 2005.

3 **STEGALL KATZ & WHITAKER, P.C.**

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6 By: 
7 Philip B. Whitaker
8 531 East Thomas Road, Suite 102
9 Phoenix, Arizona 85012
10 Attorneys for Plaintiff

11 And

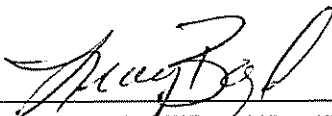
12 Scott Marquis, Esq.
13 **MARQUIS & AURBACH**
14 10001 Park Run Drive
15 Las Vegas, Nevada 89145

16 **ORIGINAL AND ONE COPY**
17 delivered 6th day of July, 2005, to:

18 Clerk of the Court
19 UNITED STATES DISTRICT COURT
20 Phoenix, Arizona 85003

21 **COPY** of the foregoing
22 mailed 6th day of July, to:

23 Jay B. Bidwell, Esq.
24 THE LAW OFFICES OF PAUL LENKOWSKY
25 1181 Hancock Road
26 Bullhead City, Arizona 86442
27 Attorney for Defendants

28 By: 
S:\Client Files\PBW CASES\Eversole\Bauer\Pleadings\Notice of lodging stipulated judgment wpd

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15 Attorneys for Plaintiff

16 **IN THE UNITED STATES DISTRICT COURT**

17 **IN AND FOR THE STATE OF ARIZONA**

18 **1. William Eversole, Trustee of the White**
19 **Hills Water System Trust, dated August 17,**
20 **1992, a Nevada Trust,**

21 **Plaintiff,**

22 **vs.**

23 **2. Aqua Glider Corporation,**
24 **a Hawaii corporation;**
25 **3. Hy Hunter and Gisela Hunter,**
26 **California citizens; and**
27 **4. Agua Glider Corporation,**
an Arizona corporation,

Defendants.

AND RELATED
COUNTERCLAIMS.

No. CIV97-2481-PCT-MHM

STIPULATED JUDGMENT

The Court having received and considered the parties' Stipulation to Enter Judgment,
and the parties having executed a settlement agreement on July 5, 2005, and good cause
appearing therefore,

STEGALL KATZ & WHITAKER, P.C.
531 EAST THOMAS ROAD, SUITE 102
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1 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED AS FOLLOWS:
2

3 A. Quieting title in favor of Plaintiff, the White Hills Water System Trust, and
4 against the Defendants and all subsequent claimants, to ownership of well, designated by the
5 Arizona Department of Water Resources as well #55-606080 (the "Well") located in White
6 Hills, Arizona and the real property where it is located, Arizona Parcel Number 317-55-005.
7
8 The real property is legally described as:

9
10 That portion of the Southwest quarter (SW 1/4) of the Southwest quarter (SW
11 1/4) of Section 13, Township 27 North, Range 21 West, G. & S.R.B. & M.,
12 Mohave County, Arizona, described as follows:
13

14
15 Beginning at the Northeast corner of the Southwest quarter (SW 1/4) of the
16 Southwest quarter (SW 1/4) of said Section 13, marked by a yellow painted
17 1/2" steel rebar; thence South 00° 00' 45" East along the East line of said
18 Southwest quarter (SW 1/4), a distance of 70.00 feet to a 1/2" steel rebar with
19 tag #20357; thence North 89°59'16" West, a distance of 52.00' to a 1/2: steel
20 rebar with brass tag #20357; thence North 00°00'45" West, a distance of 70.00
21 feet to a point on the North line of the Southwest quarter (SW 1/4) of the
22 Southwest quarter (SW 1/4) of said Section 13 marked by a 1/2" steel rebar
23 with brass tag #20357; thence South 89°59'16" East along said North line, a
24 distance of 52.00 feet to the POINT OF BEGINNING.
25
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This parcel contains approximately 3,640 square feet or 0.08 acres, more or less, and shall hereinafter be referred to as the "Well Site."

B. This Judgment quieting title includes all claims, rights, and interests to the Well Site (APN #317-55-005), Well (designated by the Arizona Department of Water Resources as #55-606080), and all hardware attached thereto, in favor of William Eversole, as Trustee of the White Hills Water System Trust. The Recorder of Mohave County, Arizona, and the Arizona Department of Water Resources, and the Arizona Department of Environmental Quality, and all other federal, state, and local governmental agencies are directed to reflect ownership and title in the name of the White Hills Water System Trust, William Eversole, Trustee, for the Well and Well Site.

C. The Defendants do not have any rights, claims or interests in the White Hills Water System, designated by the Arizona Department of Environmental Quality as Water System #08-047 (the "Water System").

D. Plaintiff shall have a non-exclusive easement over APN 317-55-002, 004, for ingress and egress to the Well and the Well Site, in order to conduct activities reasonably related to operation, inspection, maintenance, repair, and replacement of the Well and Well Site. The County recorder for the County of Mohave County, Arizona, is hereby ordered to record this easement.

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E. Plaintiff shall provide water from the Well to Defendant Gisela Hunter or the then current owner or owners of to Parcels 317-55-002, 004. Defendants or the then current owners shall pay to Plaintiff the costs incurred by Plaintiff to maintain the well in compliance with all regulatory agencies' requirements plus 10%. These payments shall be made on a monthly basis, due and payable ten days from billing. Billing shall be made to Gisela Hunter, or the then current owner or owners of Parcel numbers set forth above.

F. Nothing in this Judgment shall be construed to restrict, limit or impair the ability of The White Hills Water System Trust and Gisela Hunter or the then current owner or owners of Parcels 317-55-002, 004 to enter into agreements concerning the Well or Well Site, or both.

G. Each party shall bear its own attorneys' fees and court costs.

H. All claims, counterclaims, and third party claims that have been brought or could have been brought between the parties are hereby dismissed with prejudice.

DONE IN OPEN COURT this _____ day of _____, 2005.

THE HONORABLE MARY H. MURGUA
UNITED STATES DISTRICT COURT