

ORIGINAL

FILED

06/25/2019

Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Case Number: DA 18-0657

Candace Payne
Candace Payne Law, PLLC
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Helena, MT 59604
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Attorney for Appellee Receiver

IN THE SUPREME COURT OF THE STATE OF MONTANA

Supreme Court Cause No. DA 18-0657

WILLIAM ("BILL") HARRISON and
HARRIET ("SHERRI") HARRISON,
individually as husband and wife,

Plaintiffs,

v.

THOMAS ("TOM") D. HARRISON and
KIMBERLY ("KIM") HARRISON,
husband and wife, and LINCOLN ROAD
RV PARK, INC., a Montana corporation,

Defendants and Counter-Plaintiffs,

v.

WILLIAM ("BILL") HARRISON and
HARRIET ("SHERRI") HARRISON,
individually as husband and wife,

Counter-Defendants,

and

**RECEIVER'S REPORT TO
THE COURT FOR THE
MONTH OF MAY 2019**

FILED

JUN 24 2019

Bowen Greenwood
Clerk of Supreme Court
State of Montana

JON BOUSER, KIMBERLY BOUSER,
ERICK BRODSHO and HEATHER
BRODSHO, GORDON BROWN and
LYNDEE BROWN, PAUL CHATRIAND
and TAMRAH CHATRIAND, KENDALL
CUNNINGHAM and ABIGAIL
CUNNINGHAM, REBECCA SMITH
EANES, JOSEPH FOWLER, FRANK
GONZALES and TRACY GONZALEZ,
HEATHER HARRINGTON, ROBERT
HOLLIDAY, ZACHARY KOZAK,
CHERIE LOFTON, JOSEPH MARINER,
RICHARD NEWBY and KRISTEN
NEWBY, ROBIN ROUSE and ALLEN
TARYN ROUSE, IAN STEFFAN,
JESSICA STUART, LINDSAY ZELL and
EMILIANO CUAUHEMOC ZELL,
GV75, LLC,

Intervenors/Plaintiffs/Appellees,

v.

THOMAS ("TOM") D. HARRISON and
KIMBERLY ("KIM") HARRISON,
husband and wife,

Defendants/Appellants,

and

LINCOLN ROAD RV PARK, INC., a
Montana corporation,

Defendant/Appellee.

COMES NOW Rita Cortright, Court Appointed Replacement Receiver for

Lincoln Road RV Park, Inc., by and through her counsel of record, and hereby respectfully presents the report of assets, operations, and financial affairs for the month of May 2019, as required by the District Court's Order dated May 5, 2018.

Attached, for Lincoln Road RV Park, Inc., are a Profit & Loss Report (Exhibit A), a Balance Sheet (Exhibit B), a Check Detail Report (Exhibit C), and a Deposit Detail Report (Exhibit D) for May 2019. Also attached is a list of unpaid invoices for professional services owing as of May 30, 2019 as Exhibit E.

Also attached are the financial reports for the Grand Valley Estates Home Owners Association, consisting of a Balance Sheet (Exhibit GV-A), a Profit & Loss Report (Exhibit GV-B), a Deposit Detail Report (Exhibit GV-C), and a Check Detail Report (Exhibit GV-D) for month end of May 2019.

Pursuant to the District Court's Order, the Replacement Receiver has taken the following actions on behalf of the corporation:

1. Reviewed and approved bookkeeper's work to balance the May check register for the Corporation and for Grand Valley Estates;
2. E-mail communication with attorney, Candace Payne, regarding income to the LRRVP, Inc. from garnishment of Kim Harrison's state wages;
3. Discussions and e-mails with David Baldwin and Candace Payne regarding modifications to the mitigation plan for the GVE Water Use

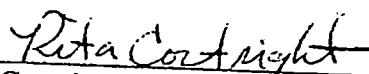
Permit. The modified permit will allow the HOA to obtain 5.5 acre-feet of water from the Helena Valley Irrigation District over a 90 day period with a reduced injection rate of 15 gpm into the existing infiltration trench.

4. Reviewed and approved bookkeeper's payments of May invoices for Grand Valley Estates and for Lincoln Road RV Park, Inc.
5. Issued invoices and past due statements for Grand Valley Estates, made deposits for payments made to Grand Valley Estates, and updated Quikbooks for Grand Valley Estates.

In addition, the Attorney for the Replacement Receiver took the following actions on behalf of the Replacement Receiver:

1. Telephone conversation with Lee Process Service regarding status of collection actions and garnishment of Kim Harrison's wages;
2. E-mail communications with David Baldwin regarding the terms of the modified HOA water use application.

DATED this 24 day of June, 2019.



Rita Cortright, Receiver

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Dated this 24th day of June 2019.

CANDACE PAYNE LAW, PLLC




Candace Payne
Attorney for Receiver

CERTIFICATE OF SERVICE

I hereby certify that on the 24th day of June 2019 I duly served a copy of the foregoing RECEIVER'S REPORT FOR MAY 2019 by electronic mail to:

Palmer A. Hoovestel, Esq.
palmer@hoovestel-law.com

Scott Svee/Sean Slinger
Jackson, Murdo & Grant
ssvee@jmgm.com
sslanger@jmgm.com



Candace Payne

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06/07/19

Accrual Basis

Lincoln Road RV Park

Profit & Loss

May 2019

	May 19
Ordinary Income/Expense	
Income	
Legal Garnishment	
Garnishment - Kim Harrison	540.80
Total Legal Garnishment	540.80
Total Income	540.80
Expense	
Professional Services	
Accounting	500.00
Legal	300.00
Total Professional Services	800.00
Total Expense	800.00
Net Ordinary Income	-259.20
Net Income	-259.20

A

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06/07/19

Accrual Basis

Lincoln Road RV Park
Balance Sheet
As of May 31, 2019

	May 31, 19
ASSETS	
Current Assets	
Checking/Savings	
WFB - 5643	130.15
Total Checking/Savings	130.15
Total Current Assets	130.15
Other Assets	
Shareholder Loan	788,872.70
Total Other Assets	788,872.70
TOTAL ASSETS	789,002.85
LIABILITIES & EQUITY	
Equity	
Common Stock	114,933.00
Cost of Treasury Stock	-83,853.00
Retained Earnings	759,327.46
Net Income	-1,404.61
Total Equity	789,002.85
TOTAL LIABILITIES & EQUITY	789,002.85

B

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06/07/19

Lincoln Road RV Park

Check Detail

May 2019

Type	Num	Date	Name	Item	Account	Paid Amount	Original Amount
Check	5027	05/21/2019	Doug Williams CP...		WFB - 5643		-500.00
				Accounting		-500.00	500.00
TOTAL						-500.00	500.00
Check	5028	05/28/2019	Luxan & Murfitt, PL...		WFB - 5643		-300.00
				Legal		-300.00	300.00
TOTAL						-300.00	300.00

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06/07/19

Lincoln Road RV Park
Deposit Detail
May 2019

Type	Num	Date	Name	Account	Amount
Deposit		05/21/2019		WFB - 5643	270.40
			Candace Payne Law...	Garnishment - Kim ...	-270.40
TOTAL					-270.40
Deposit		05/28/2019		WFB - 5643	270.40
			Candace Payne Law...	Garnishment - Kim ...	-270.40
TOTAL					-270.40

D

Outstanding Balances as of 5/30/19
LRRVP, Inc.

Inv. Date	Inv. No.	Payee	Amount	Pmt.	Balance	Total Owed
10/30/2018	5126	Casne & Assoc.	250.00			
3/21/2019	Payment			250.00		0.00
12/31/2018	36891	HydroSolutions, Inc.	320.06			
3/31/2019	37013	HydroSolutions, Inc.	640.14		960.20	
4/28/2019	Payment			320.06		
4/30/2019	37040	HydroSolutions, Inc.	355.63			995.77
9/24/2018	7810	Luxan & Murfitt	4368.00		4368.00	
10/24/2018	7937	Luxan & Murfitt	2206.48		2206.48	
11/27/2018	8061	Luxan & Murfitt	1785.81	590.00	1195.81	
12/27/2018	8122	Luxan & Murfitt	2329.60		2329.60	10099.89
3/21/2019	Payment			620.00		9479.89
4/18/2019	Payment			640.00		8839.89
5/28/2019	Payment			300.00		8539.89
1/31/2019	2019-1	Candace Payne Law, PLLC	2700.00		2700.00	
3/5/2019	2019-2	Candace Payne Law, PLLC	6234.21		6234.21	
5/7/2019	2019-3	Candace Payne Law, PLLC	1401.66		1401.66	10335.87
3/31/2018		Doug Williams CPA	1475.00			
9/15/2018		Doug Williams CPA	200.00		1675.00	
3/12/2019	Payment			500.00		1175.00
5/21/2019	Payment			500.00		675.00
3/20/2019		Nichole Christensen, CPA	320.00			320.00
9/30/2018		Rita Cortright, Receiver	525.00		525.00	
10/30/2018		Rita Cortright, Receiver	150.00		150.00	
11/30/2018		Rita Cortright, Receiver	162.50		162.50	
12/31/2018		Rita Cortright, Receiver	150.00		150.00	
1/31/2019		Rita Cortright, Receiver	225.00		225.00	
2/28/2019		Rita Cortright, Receiver	450.00		450.00	1662.50
3/21/2019	Payment			525.00		1137.50
3/31/2019		Rita Cortright, Receiver	250.00			1387.50
4/30/2019		Rita Cortright, Receiver	150.00			1537.50
5/30/2019		Rita Cortright, Receiver	150.00			1687.50
Total Unpaid Invoices as of 5-30-19						22554.03

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Cash Basis

Grand Valley Estates HOA
Balance Sheet
As of May 31, 2019

	May 31, 19
ASSETS	
Current Assets	
Checking/Savings Valley - 23448	32,392.12
Total Checking/Savings	32,392.12
Total Current Assets	32,392.12
TOTAL ASSETS	32,392.12
LIABILITIES & EQUITY	
Equity	
Retained Earnings	29,666.69
Net Income	2,725.43
Total Equity	32,392.12
TOTAL LIABILITIES & EQUITY	32,392.12

GV-A

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Cash Basis

Grand Valley Estates HOA

Profit & Loss

May 2019

	May 19
Ordinary Income/Expense	
Income	
HOA Dues	1,050.00
Total Income	1,050.00
Gross Profit	1,050.00
Expense	
Professional Fees	75.00
Property Taxes	1,138.41
Water Testing	260.00
Total Expense	1,473.41
Net Ordinary Income	-423.41
Net Income	-423.41

GV-B

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06/07/19

Grand Valley Estates HOA

Deposit Detail

May 2019

Type	Num	Date	Name	Account	Amount
Deposit		05/03/2019		Valley - 23448	300.00
Payment	16064...	05/03/2019	Kozak, Zachary	Undeposited Funds	-75.00
Payment	312	05/03/2019	Rouse, Robin	Undeposited Funds	-75.00
Payment	1137	05/03/2019	Thompson, Garrett ...	Undeposited Funds	-75.00
Payment	308	05/03/2019	Zindell, Drew	Undeposited Funds	-75.00
TOTAL					-300.00
Deposit		05/07/2019		Valley - 23448	150.00
Payment	995085	05/07/2019	Thompson, William	Undeposited Funds	-75.00
Payment	1854	05/07/2019	Van Dyke, Ryan & S...	Undeposited Funds	-75.00
TOTAL					-150.00
Deposit		05/09/2019		Valley - 23448	75.00
Payment	645	05/09/2019	Kuusisto, Tammy	Undeposited Funds	-75.00
TOTAL					-75.00
Deposit		05/10/2019		Valley - 23448	225.00
Payment	69265...	05/10/2019	Helena School District	Undeposited Funds	-225.00
TOTAL					-225.00
Deposit		05/14/2019		Valley - 23448	150.00
Payment	34447	05/14/2019	Bowser, Jon & Kim	Undeposited Funds	-75.00
Payment	4324	05/14/2019	Guse, Daryl & Debra	Undeposited Funds	-75.00
TOTAL					-150.00
Deposit		05/15/2019		Valley - 23448	75.00
Payment	1070	05/15/2019	Grose, William and ...	Undeposited Funds	-75.00
TOTAL					-75.00

GV-C

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06/07/19

Grand Valley Estates HOA
Check Detail
 May 2019

Type	Num	Date	Name	Item	Account	Paid Amount	Original Amount
Check	1150	05/02/2019	C. R. Taylor & Asso...		Valley - 23448		-75.00
				Professional Fees		-75.00	75.00
TOTAL						-75.00	75.00
Check	1151	05/02/2019	Alpine Analytical, I...		Valley - 23448		-20.00
				Water Testing		-20.00	20.00
TOTAL						-20.00	20.00
Check	1152	05/21/2019	Lewis & Clark Cou...		Valley - 23448		-1,138.41
				Property Taxes		-1,138.41	1,138.41
TOTAL						-1,138.41	1,138.41
Check	1153	05/21/2019	Energy Laboratorie...		Valley - 23448		-240.00
				Water Testing		-240.00	240.00
TOTAL						-240.00	240.00

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