



Anchor's Point - Owners Update -November 13, 2018

At the Annual Owners Meeting the Board provided an update to the association's lawsuit against Kimberling Inn/TRR Management, LLC. At that time the Board stated that the Court had ordered mediation and that the mediation was scheduled for November 8, 2018.

Goals of the Lawsuit:

- An injunction to prevent KI/TRR from cutting off the water supply or cutting off road access as has been threatened to several board members.
- A written long-term Assumptive Easement Well / Water Agreement which defines costs and responsibilities and guarantees water service to Anchor's Point.
- A written long term Assumptive / Prescriptive Easement Road Agreement which defines costs and responsibilities and guarantees road access to Anchor's Point.
- A written agreement of how the Kimberling City sewer bill is shared.
- Reimbursement for the Water Leak repair costs of \$8,9***

Mediation Summary:

The mediation began at about 9:00am on Thursday; November 8, 2018. At 1:45pm your board ended the mediation with no settlement.

With no mediation settlement the next scheduled event will be a Court Hearing in March 2019.

Board Summary:

The Mediation process was the first time the Board had to present our case to an independent mediator. Although the mediation process is less formal than a court hearing, we were pleased at the presentation that was made and the supporting documentation that we were able to provide. We also felt that our positions were taken as appropriate and reasonable.

This exercise has given the board increased confidence that our position is just, reasonable, and in the best interest of the owners of Anchor's Point units.

Your APCOA Board,

Jim Heimann
Joe Golding
Ray Loehr

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