

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2006-015998

02/05/2007

JUDGE ROBERT E. MILES

CLERK OF THE COURT  
K. Ballard  
Deputy

CHRISTOPHER R PERRY

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v.

MARICOPA COUNTY TREASURER

LARRY O FOLKS  
RYAN J LORENZ  
BETH MULCAHY  
PAUL M LEVINE  
JENNIFER A SPARKS  
FRANK D KRESOCK JR  
5881 W DEL LAGO CIR  
GLENDALE AZ 85308  
FRANK D KRESOCK JR  
5586 W ROSE GARDEN LN  
GLENDALE AZ 85308  
GENERAL MOTORS ACCEPTANCE  
CORP  
PO BOX 12699  
GLENDALE AZ 85318  
AUSTIN WOFFINDEN  
GREENBERG TRAUERIG LLP  
2375 E CAMELBACK RD STE 700  
PHOENIX AZ 85016  
JPMORGAN CHASE BANK NA  
1111 POLARIS PKWY  
COLUMBUS OH 43240  
JPMORGAN CHASE BANK NA  
C/O CHASE HOME FINANCE LLC  
1500 N 19TH ST  
MONROE LA 71201

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JPMORGAN CHASE BANK NA  
111 E WISCONSIN AVE  
MILWAUKEE WI 53202  
HAMILTON ARROWHEAD RANCH  
(DEL LAGO HOA)  
C/O CORNERSTONE PROPERTIES INC  
PO BOX 62073  
PHOENIX AZ 85082

HEARING

10:33 a.m. This is the time set for Hearing re: the Applications for Release of Excess Proceeds, filed by GMAC, LLC, Del Lago Homeowners' Association, and JPMorgan Chase Bank, NA. Applicant Del Lago Homeowners' Association is represented by counsel, Kristen L. Rosenberg (appearing for Beth Mulcahy). Applicant JPMorgan Chase Bank, NA is represented by counsel, Lisa Sue Kass (appearing for Larry O. Folks). No other party is present or represented.

A record of the proceedings is made by CD (FTR) in lieu of a court reporter.

Counsel for JPMorgan Chase advises the Court that she does not believe GMAC will be appearing today as it appears there will be no funds available to GMAC after disbursement to Del Lago and JPMorgan, both of whom have priority over GMAC's claim.

Court and counsel briefly discuss the pending Applications for Release of Excess Proceeds.

Based upon the foregoing,

**IT IS ORDERED** finding that JPMorgan Chase is entitled to excess proceeds in the sum of \$277,357.33, less the \$30.00 fee to the Treasurer's Office, in accordance with the formal written Order Directing the Distribution and Release of Excess Sale Proceeds Pursuant to A.R.S. 33-812(I), signed by the Court this date in open court and entered (filed) by the clerk on February 5, 2007.

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**IT IS FURTHER ORDERED** finding that Del Lago Homeowners' Association is entitled to excess proceeds in the amount of \$4,624.44, less the \$30.00 fee to the Treasurer's Office, in accordance with the formal written Order for Release of Excess Funds from Trustee's Sale, signed by the Court this date in open court and entered (filed) by the clerk on February 5, 2007.

10:36 a.m. Matter concludes.