

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2004-091201

08/27/2004

HON. BARBARA M. JARRETT

CLERK OF THE COURT
M. Brady
Deputy

FILED: 09/08/2004

CHICAGO TITLE INSURANCE COMPANY, et
al.

JEREMY T BERGSTROM

v.

MARICOPA COUNTY TREASURER

MICHELLE D'ANDREA

JAMES H HAZLEWOOD
MARY SMALL
15126 W EVENING STAR TRAIL
SURPRISE AZ 85374
MARICOPA COUNTY TREASURER
DIVISION OF COUNTY COUNSEL
SECURITY CENTER BUILDING
222 NORTH CENTRAL AVE
SUITE 1100
PHOENIX AZ 85004-2206
JAMES SCHMIDT
4553 E COYOTE WASH DRIVE
CAVE CREEK AZ 85331
MARY SMALL
C/O NORTHWEST PHOENIX JUSTICE
COURT
11601 N 19TH AVE
PHOENIX AZ 85029
SUNBURST FARMS HOA
PO BOX 5883
GLENDALE AZ 85312
SUNBURST FARMS HOA C/O
RICHARD MITTEN
4924 W COUNTRY GABLES
GLENDALE AZ 85306

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MINUTE ENTRY

The Court is in receipt of the Applications for Disbursement of Excess Proceeds filed by Applicants Dove Valley Ranch Community Association and Mary Small. Applicant Dove Valley Ranch claims it is entitled to \$855.70 from the proceeds, and Ms. Small claims she is entitled to \$1075.39 from the proceeds. No other person has filed any claim to the excess proceeds in the amount of \$22,456.87 which have been deposited with the Maricopa County Treasurer following the Trustee's Sale. Accordingly,

IT IS ORDERED setting a hearing on the Applications for Disbursement of Excess Proceeds on 10/08/2004 at 9:00 a.m. (30 min.).

IT IS FURTHER ORDERED advising the former property owner, James Schmidt, that he may be entitled to a portion of the excess proceeds in this case, and that he needs to file an Application for Disbursement of Excess Proceeds, pursuant to the provisions of A.R.S. § 33-812(E), if he wishes to claim any of those funds. The Court would note that, even if it releases a portion of the excess proceeds to the above Applicants who have already filed claims, there will remain on deposit excess proceeds in the approximate amount of \$20,000.00 which may be released upon a proper application being filed.