

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2004-091201

10/08/2004

HON. BARBARA M. JARRETT

CLERK OF THE COURT
M. Scott
Deputy

FILED: 10/13/2004

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

MINUTE ENTRY

9:08 a.m. This is the time set for Evidentiary Hearing Re: Excess Proceeds in this matter.

Plaintiff, Dove Valley Ranch Community Association, is represented today by Javier Delgado, who is present. Defendant (Respondent), Mary Small, is present on her own behalf.

Court Reporter, Donna Johnson, is present.

The parties are sworn.

Javier Delgado is heard and advises the Court that the Plaintiff has reached an agreement with Mary Small and he will prepare a Stipulated Order for the Court's signature.

The Court directs Javier Delgado to prepare a revised form of Order and submit same to the Court within one week.

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Discussion is held regarding the amounts owed Mary Small. Mary Small states she is owed the following amounts: \$856.12, plus \$50 for the cost of consulting an attorney, \$151.00 filing fees and \$18.69 mailing fee, for a total due of \$1,075.81.

IT IS ORDERED that a check for \$1,075.81 shall issue to Mary Small.

LET THE RECORD REFLECT that excess proceeds still remain, which other parties may be entitled to a portion in this case. A qualifying party needs to file an Application for Disbursement of Excess Proceeds, pursuant to the provisions of A.R.S. §33-812(E). The Court notes 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 which may be released upon a proper application being filed.

9:19 a.m. Matter concludes.