

COPY FOR
CERTIFICATION

FILED
May 1, 2013 9:14 am
MICHAEL K. JEANES, Clerk
By [Signature]
Deputy

1 Guttilla Murphy Anderson, P.C.
Ariz. Firm No. 00133300
2 **Patrick M. Murphy** (Ariz. No. 002964)
City North
5415 E. High St., Suite 200
3 Phoenix, Arizona 85054
Email: pmurphy@gamlaw.com
4 Phone: (480) 304-8300
Fax: (480) 304-8301

5 Attorneys for the Receiver

6 IN THE SUPERIOR COURT FOR THE STATE OF ARIZONA
7
8 IN AND FOR THE COUNTY OF MARICOPA

8 STATE OF ARIZONA ex rel. LAUREN)
KINGRY, Superintendent of the Arizona)
9 Department of Financial Institutions,)
10 Plaintiff,)
v.)
11 LANDMARC CAPITAL &)
INVESTMENT COMPANY,)
12 Defendant.)

Cause No. CV2009-020595

ORDER RE: PETITION NO. 71

(Assigned to Judge Lisa Flores)

17 The Receiver having filed Petition No. 71, and the Court having considered same, and
18 it appearing to the Court that the matters requested by Petition No. 71 are reasonable, just and
19 appropriate:

20 NOW, THEREFORE, IT IS HEREBY ORDERED:

21 WHEREFORE, the Receiver respectfully requests that the Court enter an order:

Guttilla Murphy Anderson, P.C.
City North
5415 E. High Street, Suite 200
Phoenix, AZ 85054
(480) 304-8300

1 1. Approving the sale as set forth in the Purchase Agreement attached as Exhibit
2 "2" to the Petition of the Property legally described in the attached Exhibit "1".

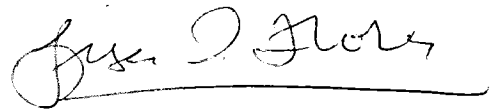
3 2. Authorizing the Receiver to instruct the escrow agent to pay all lawful real
4 estate taxes, assessments and other obligations constituting a lien on the Property;

5 3. Directing the Receiver to hold the net proceeds derived from the sale in trust
6 until the claims of the Beneficial Owners are resolved by the Court;

7 4. Directing the Beneficial Owners holding fee title to the Property to convey their
8 respective interests in the Property to the Receiver for the sole purpose of effecting the sale of
9 the Property to the Buyer as approved herein and without prejudice to any interest or priority
10 the Beneficial Owner may assert in the loan, the Property, or the proceeds therefrom; and

11 5. Authorizing Thomas J. Giallanza, Deputy Receiver to execute all necessary
12 documents in connection with the sale of the Property confirmed by the Court.

13 Dated this 1st day of May, 2013.



Lisa Daniel Flores

LEGAL DESCRIPTION
1199176-01

LOT 267, OF ESTANCIA - PHASE 5, ACCORDING TO THE PLAT OF RECORD IN THE OFFICE OF THE COUNTY RECORDER OF MARICOPA COUNTY, ARIZONA, RECORDED IN BOOK 430 OF MAPS, PAGE 19 AND AFFIDAVITS OF CORRECTION RECORDED AS 97-0833649 AND AS 99-1130265, OF OFFICIAL RECORDS.

EXCEPT ALL OIL, GAS, OTHER HYDROCARBON SUBSTANCES, HELIUM OR OTHER SUBSTANCES OF A GASEOUS NATURE, COAL, METALS, MINERALS, FOSSILS, FERTILIZERS OF EVERY NAME AND DESCRIPTION, AND EXCEPT ALL URANIUM, THORIUM OR ANY OTHER MATERIAL WHICH IS OR MAY BE DETERMINED TO BE PECULIARLY ESSENTIAL TO THE PRODUCTION OF FISSIONABLE MATERIALS, WHETHER OR NOT OF COMMERCIAL VALUE, AS SET FORTH IN SECTION 37-231, ARS.