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14 District of Arizona  
15 *Of Counsel*

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IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF ARIZONA

29 UNITED STATES OF AMERICA,  
30  
31 Plaintiffs,  
32  
33 v.

34 JAMES LESLIE READING, CLARE L.  
35 READING, FOX GROUP TRUST,  
36 MIDFIRST BANK, CHASE, FINANCIAL  
37 LEGAL SERVICES, STATE OF ARIZONA  
38  
39 Defendants.

Civ. No. 11-698-PHX-FJM

**STIPULATION BETWEEN THE  
UNITED STATES AND MIDFIRST  
BANK**

40 The United States of America (“United States”), the plaintiff herein, and defendant MidFirst  
41 Bank (“MidFirst”), through undersigned counsel, hereby stipulate that the Deed of Trust filed by  
42 Venture Financial Services, Inc. a predecessor in interest of MidFirst, with the Maricopa County,  
43 Arizona Recorder on March 30, 1993 (Number 93-185029) has priority over the Federal tax liens  
44 at issue herein. The United States and MidFirst agree that the amount of MidFirst’s priority interest  
45 that is based on the referenced Deed of Trust is \$13,964.12 (principal and accrued interest as of

1 March 1, 2012), plus \$400 (attorney's fees). The United States and MidFirst acknowledge that the  
2 referenced amounts may change as, for example, future payments are made on the subject mortgage,  
3 future credits are applied, future costs (*i.e.*, real estate taxes or property insurance paid by MidFirst)  
4 are incurred or advanced, future interest accrues on the mortgage, additional reasonable attorney's  
5 fees and costs (over and above the referenced amount) are incurred by MidFirst in enforcing its  
6 interest in the instant case and if Trustee's fees are incurred if MidFirst has to foreclose on the  
7 subject real property.<sup>1</sup>

8 Dated this 24th day of February, 2012.

9  
10 JOHN A. DICICCO  
Principal Deputy Assistant Attorney  
General, Tax Division  
11 U.S. Department of Justice

12  
13 By: /s/ Charles M. Duffy  
14 CHARLES M. DUFFY  
Trial Attorney, Tax Division

15 Of Counsel:

16 ANN SCHEEL  
17 Acting United States Attorney

18  
19 /s/ Paul M. Levine  
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21 Scottsdale, AZ 85258  
Telephone: (480) 302-4100  
22 (Attorneys for MidFirst)

23  
24  
25 <sup>1</sup> The United States reserves the right to object if MidFirst hereafter seeks to  
26 foreclose outside of the context of the instant lawsuit in light of the Court's jurisdiction  
27 herein over the subject real estate. Neither the United States or MidFirst waives any  
28 rights to challenge or initiate a foreclosure.

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 24th day of February, 2012, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system to the foregoing:

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