

UNITED STATES BANKRUPTCY COURT
District of Idaho

U.S. DISTRICT COURT
BANKRUPTCY COURT
DEC 11 AM 11:37
REC'D FILED
CAMERON E. BURME,
CLERK, IDAHO

DATE	12/11/96	CASE NO: 96-02095
CASE NAME	Terry Hipwell	
PRESIDING JUDGE	Jim D. Pappas	
NATURE OF PROCEEDINGS	1) Debtor's Objection to Claims of Burgess Pump, Travelers, and Amalgamated Sugar; 2) Debtor's Motion to Allow Surrender of Certain Property; 3) 362 Prelim - John Deere	

APPEARANCES

Howard Foley - counsel for the debtor
Ronald Schoen - trustee
Les Bock - counsel for John Deere
Ramona Neal - counsel for Travelers
Richard Boardman - counsel for Amalgamated Sugar

REPORT OF PROCEEDINGS

1) Debtor's Objection to Claims of Burgess Pump, Travelers, and Amalgamated Sugar

With no response from Burgess Pump, the debtor's objection is sustained. The claim will be disallowed as secured and allowed unsecured. Order forthcoming.

The objection to Travelers has been resolved. Ms. Neal will prepare an appropriate order and obtain the signature of approval of Mr. Schoen and Mr. Foley prior to submission. Additionally, Travelers will submit an amended claim.

The objection to Amalgamated Sugar will be resolved by entry of an order which authorizes and directs the parties to liquidate the claim in state court. This court will not require a separate stay

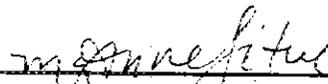
relief motion as both Mr. Foley and Mr. Schoen orally consented to stay relief. Accordingly, a provision for stay relief may be inserted in the order on the objection to claim.

2) Debtor's Motion to Allow Surrender of Certain Property 36

Motion GRANTED. Mr. Foley will prepare an order, obtaining the approval of Mr. Bock prior to submission.

3) 362 Prelim - John Deere 33

The court recessed to allow the parties an opportunity to discuss the matter. Following the recess, the court was advised the parties have no significant differences regarding value, but requested the matter be continued regarding adequate protection. Hearing CONTINUED to January 7, 1997, at 9.30 a.m. The parties were cautioned the court would not have sufficient time on that day for a contested hearing. January 22, 1997, at 1.30 was reserved as a secondary setting.



MaryAnne Titus
Courtroom Deputy