

GUTHRIE LAW OFFICES

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CLERK OF DISTRICT COURT
DISTRICT OF IDAHO

JAN 31 2000

RECORDED

Attorney for Debtor

UNITED STATES BANKRUPTCY COURT
DISTRICT OF IDAHO

In Re:)	
)	CASE: <u>99-41638</u>
CLINTON PATRICK HINTON)	
and, HOLLY KAY HINTON)	ORDER CONFIRMING CHAPTER 13
)	PLAN AND GRANTING RELATED
)	MOTIONS
<u>Debtor(s)</u>)	

IT HAVING BEEN DETERMINED AFTER NOTICE AND A HEARING THAT:

1. The Chapter 13 Plan and Related Motions comply with the provisions of this chapter and with other applicable provisions of this title;

2. The Chapter 13 Plan and Related Motions have been proposed in good faith and not by any means forbidden by law;

3. The value, as of the effective date of the Chapter 13 Plan and Related Motions of property to be distributed under the plan on account of each allowed unsecured claim is not less than the amount that would be paid on such claim if the estate of the debtor were liquidated under 11 USC Chapter 7 on such date;

ORDER -1

15

4. With respect to each allowed secured claim provided for by the plan--

- a. the holder of such claim has accepted the plan; OR
- b. the plan provides that (i) the holder of such claim retain the lien securing such claim; and (ii) the value, as of the effective date of the plan, of property to be distributed under the plan on account of such claim is not less than the allowed secured value of such claim.

5. The Debtor will be able to make all payments under the plan, and to comply with the plan.

NOW THEREFORE, IT IS HEREBY ORDERED THAT:

A. The Chapter 13 Plan and Related Motions plan is confirmed, incorporating the following modifications:

Paragraph 1(a) is modified to increase plan payments to show 36 payments of \$290.00.

Paragraph 4(b)(1) is modified to increase Wilson Bates Allowed secured value to \$2,201.00 and Rate of interest to 18%.

Paragraph 4(b)(2) is modified to increase Liberty Lending Total in Default to a sum of \$2,533.33

B. The value of collateral securing debts due holders of secured claims is fixed at the

Allowed Secured Values as stated herein:

CREDITOR	DESCRIPTION OF COLLATERAL	ALLOWED SECURED VALUE	RATE INTEREST	FREQUENCY OF PAYMENTS
Les Schwab	Tires	\$278.00	8%	36

C. Pursuant to the motion of debtor contained in debtor's plan and 11 USC §522 (f)(1)(A), the judicial liens of the following creditors are avoided.

TEL: 208-324-3803

Jan 28, 00 15:39 No. 004 P. 04

LIEN

INSTRUMENT
NUMBER

The court finds that the lien sought to be avoided impairs an exemption to which the debtor is entitled as a matter of law.

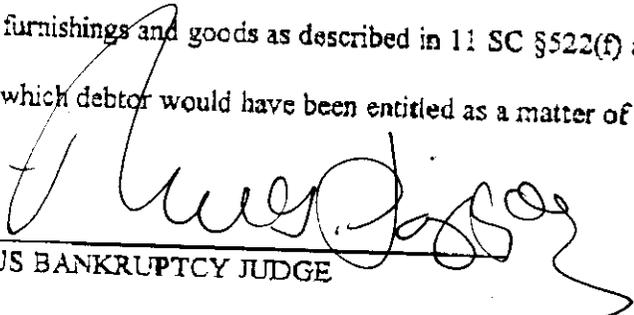
D. Pursuant to the motion of debtor contained in debtor's plan and 11 USC §522(f)(1)(B), the non-possessory, non-purchase money security interests of the following creditors are avoided.

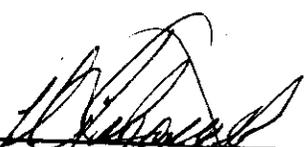
CREDITOR

DESCRIPTION OF EXEMPT PROPERTY

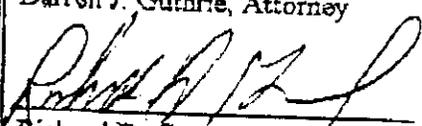
The court finds that the lien sought to be avoided is a non-possessory, non-purchase money security interest in debtor's household furnishings and goods as described in 11 SC §522(f) and that such lien impairs an exemption to which debtor would have been entitled as a matter of law.

DATED: 1/31/2000


US BANKRUPTCY JUDGE


L.D. Fitzgerald, Trustee

Darren J. Guthrie, Attorney


Richard D. Greenwood
Attorney for Wilson-Bates

Case: 99-41638 Form id: 122 Ntc Date: 02/01/2000 Off: 8 Page : 1
Total notices mailed: 5

Debtor Hinton, Clinton Patrick 1006 4th Ave E, Jerome, ID 83338
Debtor Hinton, Holly Kay 1006 4th Ave E, Jerome, ID 83338
Aty Guthrie, Darren J POB 85, Jerome, ID 83338
Trustee Fitzgerald, L D POB 6199, Pocatello, ID 83205-6199
Aty Greenwood, Richard D POB 5737, Twin Falls, ID 83303