

United States Bankruptcy Court
District of Idaho

VOLUNTARY
PETITION

IN RE (Name of debtor - If individual, enter Last, First, Middle)
Sawtooth Enterprises, Inc.
NAME OF JOINT DEBTOR (Spouse) (Last, First, Middle)
N/A
ALL OTHER NAMES used by the debtor in the last 6 years
The Buckin' Bagel
SOC. SEC./TAX I.D. NO. (If more than one, state all)
82-0459581
STREET ADDRESS OF DEBTOR (No. and street, city, state, and zip code)
3559 Wright Street
Boise, Idaho 83705
COUNTY OF RESIDENCE OR PRINCIPAL PLACE OF BUSINESS
MAILING ADDRESS OF DEBTOR (If different from street address)
PO Box 829, Boise, Idaho 83701
MAILING ADDRESS OF JOINT DEBTOR (If different from street address)
N/A
96-03050
LOCATION OF PRINCIPAL ASSETS OF BUSINESS DEBTOR (If different from addresses listed above)
908 Main Street, Boise, Idaho
4700 Fairview Avenue, Boise, Idaho
VENUE (Check one box)
[X] Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District
[] There is a bankruptcy case concerning debtor's affiliate, general partner or partnership pending in this District

INFORMATION REGARDING DEBTOR (Check applicable boxes)

TYPE OF DEBTOR
[] Individual [] Corporation Publicly Held
[] Joint (Husband and Wife) [X] Corporation Not Publicly Held
[] Partnership [] Municipality
[] Other
NATURE OF DEBT
[] Non-Business/Consumer [X] Business - Complete A & B below
A. TYPE OF BUSINESS (Check one box)
[] Farming [] Transportation [] Commodity Broker
[] Professional [] Manufacturing [] Construction
[X] Retail/Wholesale [] Mining [] Real Estate
[] Railroad [] Stockbroker [] Other Business
B. BRIEFLY DESCRIBE NATURE OF BUSINESS
Retail restaurant with three locations and a warehouse specializing in bagels
CHAPTER OR SECTION OF BANKRUPTCY CODE UNDER WHICH THE PETITION IS FILED (Check one box)
[] Chapter 7 [X] Chapter 11 [] Chapter 13
[] Chapter 9 [] Chapter 12 [] Sec 304 - Case Ancillary to Foreign Proceeding
SMALL BUSINESS (Chapter 11 only)
[X] Debtor is a small business as defined in 11 U.S.C. § 101
[X] Debtor is and elects to be considered a small business under 11 U.S.C. § 1121(e) (Optional)
FILING FEE (Check one box)
[X] Filing fee attached
[] Filing fee to be paid in installment (Applicable to individuals only) Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b) See Official Form No. 3
NAME AND ADDRESS OF LAW FIRM OR ATTORNEY
Moffatt, Thomas, Barrett, Rock & Fields,
Chtd. PO Box 829, Boise, ID 83701
Telephone No. 345-2000 Fax No. 385-5384
NAME(S) OF ATTORNEY(S) DESIGNATED TO REPRESENT DEBTOR (Print or Type Names)
Kelly Greene McConnell
[] Debtor is not represented by an attorney Telephone No. of Debtor not represented by an attorney () Fax No. ()

STATISTICAL/ADMINISTRATIVE INFORMATION (28 U.S.C. § 604) (Estimates only) (Check applicable boxes)

[X] Debtor estimates that funds will be available for distribution to unsecured creditors
[] Debtor estimates that after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors
ESTIMATED NUMBER OF CREDITORS
1-15 [] 16-49 [] 50-99 [X] 100-199 [] 200-999 [] 1000-OVER []
ESTIMATED ASSETS
Under 50,000-99,999 [X] 100,000-499,999 [] 500,000-999,999 [] 1,000,000-9,999,999 [] 10,000,000-99,999,999 [] 100,000,000-OVER []
ESTIMATED LIABILITIES
Under 50,000-99,999 [] 100,000-499,999 [] 500,000-999,999 [X] 1,000,000-9,999,999 [] 10,000,000-99,999,999 [] 100,000,000-OVER []
ESTIMATED NO OF EMPLOYEES - CH 11 & 12 ONLY
0 [] 1-19 [] 20-99 [X] 100-999 [] 1,000-OVER []
ESTIMATED NO OF EQUITY SECURITY HOLDERS - CH 11 & 12 ONLY
0 [] 1-19 [X] 20-99 [] 100-999 [] 1,000-OVER []

RECD.
CASE FILED
CLERK
56 NOV 27 PM 2:26
U.S. COURTS
THIS SPACE FOR COURT USE ONLY
ALFRED C. HAGAN

In re Sawtooth Enterprises, Inc.	Debtor.	Case Number: _____
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(Court Use Only)

FILING OF PLAN

For Chapter 9, 11, 12 and 13 cases only. Check appropriate box.

A copy of debtor's proposed plan dated _____ is attached.

Debtor intends to file a plan within the time allowed by statute, rule or order of the court.

PRIOR BANKRUPTCY CASE FILED WITHIN LAST 6 YEARS (If more than one, attach additional sheet)

Location Where Filed <p style="text-align: center;">N/A</p>	Case Number	Date Filed
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PENDING BANKRUPTCY CASE FILED BY ANY SPOUSE, PARTNER, OR AFFILIATE OF THE DEBTOR (If more than one, attach additional sheet)

Name of Debtor <p style="text-align: center;">N/A</p>	Case Number	Date
Relationship	District	Judge

REQUEST FOR RELIEF

Debtor requests relief in accordance with the chapter of title 11, United States Code specified in this petition

SIGNATURES

<i>Kelly McConnell, esq.</i> X <i>Kelly McConnell</i> _____	ATTORNEY X _____
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INDIVIDUAL JOINT DEBTOR(S)

I declare under penalty of perjury that the information provided in this petition is true and correct.

X _____
Signature of Debtor

Date

X _____

CORPORATE OR PARTNERSHIP DEBTOR

I declare under penalty of perjury that the information provided in this petition is true and correct and that I have been authorized to file this petition on behalf of the debtor.

X *Richard W. Haenece*
Signature of Authorized Individual

Richard W. Haenece
Print of Type Name of Authorized Individual

Accountant/Chief Financial Officer

TO BE COMPLETED BY INDIVIDUAL CHAPTER 7 DEBTOR WITH PRIMARILY CONSUMER DEBTS (See P.L. 98-353 § 322)

I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter of such title.

If I am represented by an attorney, Exhibit B has been completed.

X _____
Signature of Debtor

Date

X _____
Signature of Joint Debtor

Date

CERTIFICATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110)

I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.

Printed or Typed Name of Bankruptcy Petition Preparer

Social Security Number

Address

Tel. No.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document:

If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person.

X _____
Signature of Bankruptcy Petition Preparer

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.

EXHIBIT "b" (To be completed by attorney for individual chapter 7 debtor(s) with primarily consumer debts.)

I, the attorney for the debtor(s) named in the foregoing petition, declare that I have informed the debtor(s) that (he, she, or they) may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under such chapter.

X _____
Signature of Attorney

Date

**DECLARATION UNDER PENALTY OF PERJURY
ON BEHALF OF A CORPORATION OR PARTNERSHIP**

I, Rick Haener, (the president or other officer or an authorized agent of the corporation) (or a member or an authorized agent of the partnership) named as the debtor in this case, declare under penalty of perjury that I have read the foregoing (list or schedule or amendment or other document (describe)

and that it is true and correct to the best of my information and belief.

Dated: November 27, 1996


Signature

Rick Haener
(Print Name and Title)

Accountant/Chief Financial Officer

RULE 1008 requires that all petitions, lists, schedules, statements, and amendments thereto be verified or contain an unsworn declaration conforming with 28 U.S.C. § 1746. This form or adaptations of the form have been incorporated into the forms of the petitions, schedules, and statement of financial affairs. See Forms 1, 5, 6, and 7. The form is for use in connection with other papers required by these rules to be verified or contain an unsworn declaration.

(If debtor is a corporation filing under chapter 11 of the Code, this Exhibit "A" shall be completed and attached to the petition.)

Exhibit "A"

UNITED STATES BANKRUPTCY COURT
DISTRICT OF IDAHO

In re
Sawtooth Enterprises, Inc.
Debtor(s)
Bankruptcy Case No.
Chapter 11

Exhibit "A" to Voluntary Petition

- 1. Debtor's employer identification number is 82-0459581.
2. If any of debtor's securities are registered under section 12 of the Securities and Exchange Act of 1934, the SEC file number is
3. The following financial data is the latest available information and refers to debtor's condition on 11/3/96.

a. Total assets \$ 100,000
b. Total liabilities \$ 668,947

Table with 3 columns: Description, Amount, and Approximate Number of Holders. Rows include Fixed, liquidated secured debt; Contingent secured debt; Disputed secured claims; Unliquidated secured debt; Fixed, liquidated unsecured debt; Contingent secured debt; Disputed secured claims; Unliquidated secured debt; Number of shares of preferred stock; Number of shares of common stock.

Comments, if any: The debtor has 100,000 shares of common stock authorized, 89,758 of which are currently issued and outstanding.

4. Brief description of debtor's business:

Retail restaurant operation specializing in bagels.

5. List the name of any person who directly or indirectly owns, controls, or holds, with power to vote, 20% or more of the voting securities of debtor:

Peter Stern
Allen Pesky
Estate of Lee David Pesky

6. List the names of all corporations 20% or more of the outstanding voting securities of which are directly or indirectly owned, controlled, or held, with power to vote, by debtor:

None

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF IDAHO**

In re)
)
 SAWTOOTH ENTERPRISES, INC.)
) Case No. _____
)
) Chapter 11
 Debtor(s))
)
)
 _____)

List of 20 Creditors Holding 20 Largest Unsecured Claims

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with FRCP 1007(d) for filing in this chapter 11 case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims.

(1) Name of creditor and complete mailing address including zip code	(2) Name, telephone number, and complete mailing address, including zip code of employee, agent, or department of creditor familiar with claim who may be contacted	(3) Nature of claim (trade debts, bank loan, government contract, etc.)	(4) Indicate if claim is contingent, unliquidated, disputed or subject to setoff	(5) Amount of claim (if secured also state value of security)
LDP Leasing PO Box 3876 Ketchum, ID 83340		Lease Contract		Unknown
Allen Pesky PO Box 3876 Ketchum, ID 83340		Guaranty	Contingent	Unknown
Peter Stern PO Box 458 Shelborne, VT 5482		Guaranty	Contingent	Unknown

Form 4 -Continued

1996 USBC District of Idaho

Internal Revenue Service 550 W. Fort St. Boise, ID 83705	Taxes	Unknown
Bank of America PO Box 7400 Coeur d'Alene, ID 83814	Line of Credit	\$46,000.00
Sysco 5710 Pan Am Avenue Boise, ID 83702	Trade	\$14,592.91
Avery Construction 611 N. 7th St. Boise, ID 83702	Contract	\$ 9,047.17
Cooper Norman & Co. 156 Second Avenue Twin Falls, ID 83303	Trade	\$ 8,133.16
Margaret Mead Trust 7941 W. Rifleman Boise, ID 83704	Contract	\$ 6,350.17
Sonna Building Assoc. 910 Main Street Boise, ID 83702	Lease	\$ 4,474.01
Westco 805 West 2500 S. Salt Lake City, UT 84119	Contract	\$ 4,029.09

Kieffer Design Group 413 S. 8th St. Boise, ID 83702	Contract	\$ 3,903.44
Unisource PO Box 3991 Seattle, WA 98124	Contract	\$ 3,290.77
Hayden Beverage PO Box 15619 Boise, ID 83715	Trade	\$ 2,937.98
US West Communication Salt Lake City, UT 84135	Utility	\$ 2,684.45
State Insurance Fund PO Box 83720 Boise, ID 83720	Insurance	\$ 2,650.00
Idaho Power - BZ 1221 W. Idaho Boise, ID 83701	Utility	\$ 2,478.99
American Forms & Labels 910 W. Amity Boise, ID 83715	Contract	\$ 2,167.71
Allied Bakery Equipment 270 Littlefield S. San Francisco, CA 94080	Contract	\$ 1,993.02

Form 4 -Continued

1996 USBC District of Idaho

Mid Mountain
Data System
11095
Executive
Boise, ID
83712

Contract

\$ 1,875.50