COMPUTER V
RECORDED V
COMPARED V

FILED NO. 001164

BOOK 2001 PAGE 1164

2001 MAR 23 PM 2: 15

MICKI UTSLER RECORDER MADISON COUNTY, 10WA

Return To: Mark V. Hanson 317 Sixth Ave., Ste. 1200 Des Moines, Iowa 50309-4110
Prepared by Mark V. Hanson, Attorney at Law, 317 Sixth Ave. Ste. 1200, Des Moines, Iowa 50309-4110 (515) 288-6041

AFFIDAVIT OF EXPLANATORY OF TITLE

This affidavit is made for the purpose of explaining title to the following described real estate, to wit:



The Northwest Quarter (1/4) of the Northwest Quarter (1/4) of Section Twenty-seven (27), in Township Seventy-seven (77) North, Range Twenty-eight (28) West of the 5th P.M.

STATE OF IOWA, COUNTY OF POLK, ss:

I, <u>ANITA L. SHODEEN</u> being first duly sworn upon oath, depose and state that I am an attorney practicing in Polk County, Iowa, and am the duly appointed Trustee in Bankruptcy for Chapter 7 Case No. 98-05503 CH, filed in the United States Bankruptcy Court, Southern District of Iowa, Tami Jo Ramey Debtor.

Attached are true and accurate copies of documents filed in said case, to wit:

- 1. Voluntary Petition
- 2. Schedule A Real Property.
- 3. Certificate of Service of Amended Schedule A with identified addressees.
- 4. Schedule A Real Property Amended.
- Motion top Sell Property Pursuant to 11 USC § 363, with mailing matrix and certificate of service attached. I further state that the mailing matrix was obtained from the Clerk of Court in the ordinary course and to the best of my knowledge as of the date of serving notice of the Motion, it was the latest available.
- 6. Notice of Bar Date for Objection to Motion to Sell Property
- 7. Order on Trustee's Motion to Sell.
- 8. Motion for Order Nunc Pro Tunc on Motion to Sell Estate Property.
- 9. Order Nunc Pro Tunc on Trustee's Motion to Sell Estate Property.
- 10. Clerk's Certificate of no appeal on Order on Trustee's Motion to Sell Property.

In regard to Adversary Proceeding 99-99193 in this case, the following documents:

- 11. Motion to Dismiss Complaint Objecting to Discharge pursuant to 11 USC §727.
- 12. Notice of Bar Date for Objection to Motion to Dismiss Complaint Objecting to Discharge

Order on Trustee's Motion to Dismiss Complaint Objecting to Discharge, dismissing Adversary Proceeding 990-99193.

Anita L. Shodeen

Subscribed and sworn to before me on this _/_

<u>/4</u> day of March, 2001.

MARK V. HANSON MY COMMISSION EXPIRES

Notary Public in the State of Iowa

mart lodus

 $I; \verb|WaukeeSB| Marean Construction| Afficavit Trustee. wpd$

٠,

(Official Perm 1) (9/97)	<u> </u>		
FORM BI United Sou	States Bankruptcy thern District of Iowa	Court	Voluntary Petition
Name of Debtor (if individual, enter Las Ramey, Tami Jo	st. First. Middle):	Name of Joint Debtor (Spouse) (Last, First, Middle):
All Other Names used by the Debtor in to (include married, maiden, and trade name)	the last 6 years les)	All Other Names used by the Join (include married, maiden, and tra	nt Debtor in the last 6 years de names):
Soc. See./Tax I.D. No. (if more than on	e, state all):	Soc. Sec./Tax I.D. No. (if more	than one, state all):
Street Address of Debtor (No. & Street, C 1304 Lewis Avenue Des Moines, IA 50315	City, State & Zip Code):	Street Address of Joint Debtor (No	o. & Street. City, State & Zip Code):
County of Residence or of the Principal Place of Business:		County of Residence or of the Principal Place of Business:	
viailing Address of Debtor (if different fr	rom street address):	Mailing Address of Joint Debtor (if different from street address):
Venue (Check any applicable box)	formation Regarding the De	ebtor (Check the Applicable Boxes)	
if different from street address above): In Venue (Check any applicable box) Debtor has been domiciled or has he preceding the date of this petition or There is a bankruptcy case concerning	formation Regarding the De ad a residence, principal place for a longer part of such 180 ng debtor's affiliate, general p	e of business, or principal assets in th O days than in any other District.	is District for 180 days immediately
if different from street address above): In Venue (Check any applicable box) Debtor has been domiciled or has he preceding the date of this petition or	formation Regarding the De ad a residence, principal place for a longer part of such 180 ng debtor's affiliate, general p	c of business, or principal assets in the days than in any other District. Chapter or Section of Bathe Petition is F	is District for 180 days immediately District. Inkruptcy Code Under Which Iled (Check one box) Chapter 11
In Venue (Check any applicable box) Debtor has been domiciled or has he preceding the date of this petition or There is a bankruptcy case concernic Type of Debtor (Check all Individual(s)) Corporation Partnership Other Nature of Debts (Che	iformation Regarding the Dead a residence, principal place of for a longer part of such 180 mg debtor's affiliate, general plookes that apply) Railroad Stockbroker Commodity Broker ck one box) Business	c of business, or principal assets in the days than in any other District. Chapter or Section of Bathe Petition is F Chapter 7 Chapter 7 Chapter 9 Sec. 304 - Case ancillary to 1 Full Filing Fee (is District for 180 days immediately District. Inkruptcy Code Under Which Iled (Check one box) Chapter 11
In Venue (Check any applicable box) Debtor has been domiciled or has he preceding the date of this petition or There is a bankruptcy case concernit Type of Debtor (Check all Individual(s) Corporation Partnership Other Nature of Debts (Che	ad a residence, principal place of for a longer part of such 180 ing debtor's affiliate, general places boxes that apply) Railroad Stockbroker Commodity Broker eck one box) Business cck all boxes that apply) d in 11 U.S.C. § 101 d a small business under	c of business, or principal assets in the days than in any other District. Chapter or Section of Bathe Petition is Formula of Chapter 7	is District for 180 days immediately District. Inkruptcy Code Under Which illed (Check one box) Chapter 11
In Venue (Check any applicable box) Debtor has been domiciled or has he preceding the date of this petition or Type of Debtor (Check all Individual(s)) Corporation Partnership Other Nature of Debts (Che Consumer/Non-Business Chapter 11 Small Business (Che Debtor is a small business as defined Debtor is and elects to be considered 11 U.S.C. § 1121(e) (Optional) itatistical/Administrative Information (Debtor estimates that funds will be a Debtor estimates that, after any exert will be no funds available for distrib	ad a residence, principal place of for a longer part of such 180 ing debtor's affiliate, general p boxes that apply) Railroad Stockbroker Commodity Broker ck one box) Business ck all boxes that apply) d in 11 U.S.C. § 101 d a small business under Estimates c evailable fo mpt propert Case # 98-05:	c of business, or principal assets in the days than in any other District. Chapter or Section of Bathe Petition is Follower Petition is Filling Fee (Filling Fee attached Filling Fee attached Filling Fee to be paid in install Must attach signed application certifying that the debtor is una Rule 1006(b). See Official Follower Petition In Inc. UNITED STATES BANKE SOUTHERN DISTRICT Chapter 7 May 12/23/98 Des Moines	is District for 180 days immediately District. Inkruptcy Code Under Which liled (Check one box) Chapter 11
In /enue (Check any applicable box) Debtor has been domiciled or has he preceding the date of this petition or There is a bankruptcy case concerning Type of Debtor (Check all Individual(s)) Corporation Partnership Other Nature of Debts (Check all Consumer/Non-Business Chapter 11 Small Business (Check Chapter 11 Small Business as defined to be considered to be considere	ad a residence, principal place of for a longer part of such 180 ing debtor's affiliate, general process that apply) Railroad Stockbroker Commodity Broker Eck one box) Business ick all boxes that apply) d in 11 U.S.C. § 101 d a small business under Estimates c available for propert oution to un Stock and boxes that apply Case # 98-05: Filed: 12:19 F Judge: Russel Trustee: Shod	c of business, or principal assets in the days than in any other District. Chapter or Section of Bather of Section of S	is District for 180 days immediately District. Inkruptcy Code Under Which illed (Check one box) Chapter 11
In /enue (Check any applicable box) Debtor has been domiciled or has he preceding the date of this petition or Type of Debtor (Check all Individual(s) Corporation Partnership Other Nature of Debts (Che Consumer/Non-Business Chapter 11 Small Business (Che Debtor is a small business as defined Debtor is and elects to be considered 11 U.S.C. § 1121(e) (Optional) itatistical/Administrative Information (Debtor estimates that funds will be a Debtor estimates that, after any exert will be no funds available for distrib istimated Assets 30:0 \$50.001 to \$100.001 to \$50.001 Stimated Assets	ad a residence, principal place of for a longer part of such 180 ing debtor's affiliate, general places boxes that apply) Railroad Stockbroker Commodity Broker Business ck all boxes that apply) d in 11 U.S.C. § 101 d a small business under Estimates c available fo mpt propert oution to un 15 18-4 Judge: Russel Trustee: Shod Debtor(s): Tami Jo Rai	c of business, or principal assets in the days than in any other District. Chapter or Section of Bathe Petition is Formula Chapter 7	is District for 180 days immediately District. Inkruptcy Code Under Which iled (Check one box) Chapter 11

FEB-12-01 02:00 PM LAW OFFICE STEVEN	I C REED	515224189	p.06
Voluntary Petition (This page must be completed and filed in every case)	Name of Dento	r(s); mey, Talls Jo	FORM B1. Page
Prior Bankruptcy Case Filed Within Last 6	Years (If more th	nan one, attach add	litional sheet)
Location Where Filed: - None -	Case Number:		Date Filed:
Pending Bankruptcy Case Filed by any Spouse, Partner, or	AMilate of this D	ebtor (If more the	an one, attach additional sheet)
Name of Debtor: - None -	Case Number:		Date Filed:
District:	Relationship:		Judge:
Sign	ntures		
Signature(s) of Debtor(s) (Individual/Joint) I declare under penalty of perjury that the information provided in this petition is true and correct. [It petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] 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 7. I request relief in accordance with the chapter of title 11. United Stares Code, specified in this petition. X Signature of Debtor Tamle Jo Ramey X Signature of Joint Debtor	Sign I declare under petition is true a petition on beha The debtor requ United States Co X Signature of Printed Nam	penalty of perjury and correct, and the lift of the debtor.	lual
Date	Date		
Signature of Attorney	C:	noture of New Att	orney Petition Preparer
Signature of Attorney for Debtor(s) Thomas L. Flynn IS9999918 Printed Name of Attorney for Debtor(s) Belin Law Firm Firm Name 2000 Financial Center Des Moines, IA 50309	I certify that U.S.C. § 110 that I have po	I am a bankruptcy D. that I prepared the rovided the debtor e of Bankruptcy Po	petition preparer as defined in 11 his document for compensation, and with a copy of this document.
	Social Securi	ity Number	
Address 515/243-7100 Telephone Number Date		iocial Security num	bers of all other individuals who
Exhibit A (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter [1] Exhibit A is attached and made a part of this petition.	If more than	one person prepare	ed this document, attach additional priate official form for each person.
Exhibit B (To be completed if debtor is an individual	Signature of	Bankruptcy Petitio	n Preparer
whose debts are primarily consumer debts) I. the attorney for the petitioner named in the foregoing petition, declare that I have informed the netitioner that [he or she] may proceed under chapter 7, 11 [12, or 13 of)title [17]. United States Code, and have explained the fuller scalable under each see chapter. X Signature of Apparey for Debtor(s) Date Thomas L. Flynn	of title 11 and	I the Federal Rules	failure to comply with the provisions of Bankruptcy Procedure may result 11 U.S.C. § 110; 18 U.S.C. § 156.

in re	Tami Jo Ramey	Case No.
		Debtor

SCHEDULE A - REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G • Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. (See Schedule D.) If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Market Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Clair	n
1304 Lewis Avenue Des Moines, IA 50315	Fee Simple (Homes	tead) -	57,000.00	85,ccc.cc	٤
R. R. 2, Earlham, Iowa NW 1/4 NW 1/4 Section 27-78-28 Madison Township, Madison County, Iowa (40 acres)	Fee Simple	-	275,000.00	307,000.00	ł
1/2 interest in Lake Lot Panora, Iowa (not on lake frontowns with brother)	Fee Simple	-	150.00	0	.00

Little C Mill man wall was small real small

Sub-Total > 332,150.00 (Total of this page)

Total > 332, 150.00

(Reportalso on Summary of Schedules)

Capyright (c) 1993-1998 - Best Case Salutions, Inc. - Evanston, IL - (800) 432-8037

continuation sheets attached to the Schedule of Real Property

Best Case Bankrupley

PECEIVED

IN THE UNITED STATES BANKRUPTCY COUNT FEB 21 P 2: 19 FOR THE SOUTHERN DISTRICT OF IOWA

LECK, U.S. BAHKRUPTCY COURT DES MOINES, IOWA

IN RE:

TAMI JO RAMEY

Chapter 7 Case No. 98-05503-CH

Anita L. Shodeen, Trustee in Bankruptcy for Tami Jo Ramey,

Plaintiff,

VS.

Excavators, Inc.; Gingrich Well & Pump Services, L.L.C.; Kaldenberg Bros. Well Co., Inc.; Marean Construction L.C.; Jackie Ramey; and Union State Bank,

Defendants.

Adversary Proceeding No. 00-20067

CERTIFICATE OF SERVICE OF AMENDED SCHEDULE A

The undersigned affirms that on the 21st day of February, 2001, the Debtor's Amended Schedule A, a copy of which is attached hereto, was served upon all interested parties of record herein by depositing the same in the U.S. Post Office Depository in Des Moines, Polk County, Iowa, postage fully paid.

Terry L. Gibson

IS9999619 IS9999866

Elizabeth S. Hodgson IS9999 WANDRO, LYONS, WAGNER & BAER, P.C.

2501 Grand Avenue, Suite B Des Moines, Iowa 50312 Telephone: 515/281-1475 Facsimile: 515/281-1474

COUNSEL TO DEBTOR

Copy to:

Office of the U.S. Trustee Room 517, Federal Building 210 Walnut Street Des Moines, Iowa 50309

Anita Shodeen, Trustee 321 East Walnut Street, Suite 200 Des Moines, Iowa 50309-2026

Mark V. Hanson Suite 1200 317 6th Avenue Des Moines, Iowa 50309-4195

Jon P. Sullivan 1600 Hub Tower 699 Walnut Street Des Moines, Iowa 50309-3986

Steven Reed 1741 Grand Avenue West Des Moines, Iowa 50265 Bruce L. Cook 8554 Alice Avenue, Suite A Clive, Iowa 50325-7112

Donald F. Neiman Chapter 7 Trustee 801 Grand Avenue, Suite 3700 Des Moines, Iowa 50309-2727

Mark Feldmann 321 East Walnut Des Moines, Iowa 50309

Tami Jo Ramey c/o Sid Ramey 3707 S.W. 35th Des Moines, Iowa 50321

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the
foregoing instrument was served upon each of the attorneys of
record of all parties to the above-entitled cause by enclosing the
same in an envelope addressed to each such attorney at such
attorney's address as disclosed by the pleadings of record herein
attorney's address as disclosed by the pleadings of record herein on the 2/sf day of
By: D. U.S. Mail Facsintile
☐ Hand Delivered ☐ Overnight Courier
☐ Eederal Express ☐ Other
War Valor to
Signature Satu Koberts

In re	Tami JO Rampy	Case No. <u> </u>
	Table attraction	

Debtor

SCHEDULE A - REAL PROPERTY - AMENDED

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired

lf an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. (See Schedule D.) If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Market Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Claim
1304 Lewis Avenue, Des Moines, Iowa	Fee Simple (Homestea	d) -	57,000.00	0.00
R.R. 2, Earlham, Iowa (NW 1/4 of the NW 1/4 of Section 27-77-28, Madison Township, Madison County, Iowa - 40 acres in total)	Fee Simple	-	275,000.00	0.00
1/2 interest in Lake Lot, Panora, Iowa (not on lakefront, owns with brother)	Fee Simple (1/2 interest)	-	150.00	0.00



Sub-Total >

332,150.00

(Total of this page)

Total >

332,150.00

(Report also on Summary of Schedules)

continuation sheets attached to the Schedule of Real Property

Best Case Bankruptcy

United States Bankruptcy Court Southern District of Iowa

In re	Tami Jo Ramev		Case No.	98-05503	
-		Debtor	Ot to	7	
			Chapter		

DECLARATION CONCERNING DEBTOR'S SCHEDULES DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under pe	nalty of perjury that I have read the foregoing summary and schedules, consisting of summary page plus 1], and that they are true and correct to the best of my knowledge,
information, and belief.	

Date February 21, 2001

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both.

18 U.S.C §§ 152 and 3571.

IN THE UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF IOWA

OCT 3 0 2000 Clerk, U.S. Bankruptcy Court Des Moines, Iowa

IN RE:

TAMI JO RAMEY

CHAPTER 7

CASE NO. 99-05503-C H

DEBTOR(S).

MOTION TO SELL PROPERTY PURSUANT TO 11 USC §363

COMES NOW Anita L. Shodeen, trustee, pursuant to 11 USC §363(b)(1) and in support of the Motion to Sell Property states to the Court as follows:

- The above Debtor filed a voluntary chapter 7 proceeding on December 23, 1998. 1. The undersigned was appointed trustee in the proceeding and continues to serve in that capacity.
- On Schedule A the Debtor set forth an interest in real estate valued at \$275,000.00 2. and legally described as: NW 1/4 NW 1/4 Section 27-78-28 Madison Township, Madison County, Iowa (40 acres).
- The real estate described above was not claimed as exempt on Schedule C. 3.
- The undersigned filed Adversary Proceeding No. 00-20067 to determine the 4. validity, priority and extent of the various mortgages, liens and interests that may be asserted against the property. Specifically, the following defendants were named in the litigation: Union State Bank; Jackie Ramey; Marean Construction L.C.; Kaldenburg Bros. Well Co., Inc.; Gingerich Well & Pump Service L.L.C.; and Excavators, Inc. A petition to intervene was filed on behalf of Tami Jo Ramey and granted by the Court. A counterclaim was filed by Marean Construction in the adversary proceeding.
- Mediation occurred related to Adversary Proceeding No. 00-20067 on October 23, 5. 2000 and other adversary proceedings pending between the parties to the mediation. An agreement has been reached between the parties, subject to notice and Court approval, to resolve the pending adversary proceedings which has resulted in this motion to sell the estate's interest in the real estate described in paragraph 2 herein. Exhibit A attached hereto sets forth the specific terms of the mediation agreement.

Subject to current mortgages and liens the estate will select to control to c n the real NW 1/4 NW 1/4 Section estate legally described as: 07:2 d 08 100 000 Township, Madison County, Iowa (40 acres) for \$1 made within 10 days after entry of the Gourth of the District of Iowa, h RECEIVED stamp appears was or by envelope a d by record her - Deputy Clerk

Upon receipt of the purchase price, the estate will convey its interest in the real estate, subject to mortgages and liens, to Marean Construction LC via trustee or court officer's deed.

- 7. As part of the settlement of Adversary Proceeding No. 00-20067 Marean Construction will pay \$35,0000.00 to Jackie Ramey in exchange for which she will assign her mortgage interest to Marean Construction LC.
- 8. Upon approval of this Motion for Sale of Property a dismissal with prejudice of all claims involved in Adversary Proceeding No. 00-20067 will be filed by the appropriate parties.
- 9. As part of the mediation agreement related to this Motion for Sale of Property, Marean Construction LC and the trustee are filing and serving notice of Motions to Dismiss Complaint Objecting to Discharge (Adversary Proceeding Nos. 99-99193; 99-99195). Additionally Marean Construction will file a dismissal with prejudice related to its Complaint to Determine Discharge of Debt pursuant to 11 USC §523.
- 10. Mark C. Feldmann was hired to represent the estate to pursue various issues related to the mortgages, liens and the real estate. On October 5, 1999 the Court approved this employment application.
- 11. The professional has provided representation to the estate pursuant to the employment application and order. Based upon the terms of the application, a fee of 1/3 of the proceeds received by the estate for the sale of the interest of property is payable for attorney fees. There are additionally expenses that have been paid by the attorney in the amount of \$410.25 (See Exhibit B attached).
- 12. An objection to the employment of Mark C. Feldmann was filed on behalf of Tami Ramey. This objection is being withdrawn as part of the sale of property and compromise of Adversary Proceeding No. 00-20067.
- 13. The undersigned is requesting that professional fees and expenses be authorized in the total amount of \$5,410.25 as set forth in the employment application and verified herein.

WHEREFORE the undersigned respectfully requests that the Court:

- 1. Approve the Sale of Property subject to liens for the amount of \$15,000.00 as set forth herein;
- 2. Authorize the estate to pay attorney fees in the amount of \$5,000.00 and expenses in the amount of \$410.25 to the professional;

- 3. Authorize the trustee to execute any necessary documents to effectuate the sale of the real estate as set forth in this motion and for dismissal with prejudice, together with Tami Jo Ramey and Marean Construction LC, of Adversary Proceeding No. 00-20067; and
- 4. Any further relief deemed equitable in the premises.

Respectfully Submitted,

DATE: October 26, 2000

Anita L. Shodeen

Beving, Swanson & Forrest, P.C.

321 E. Walnut, Suite 200 Des Moines, IA 50309-2048

Phone: (515) 237-1186 Fax: (515) 288-9409

IS9999922

00 RAMEYSALE6.OU2

MEDIATION TERMS

- Marean Construction LC ("Marean") will pay \$35,000 to Jackie Ramey
- Jackie Ramey will assign her mortgage to Marean
- Marean will dismiss its action under 11 USC 523 and notice a dismissal of its action under 11 USC 727 pursuant to Local Rule 19(e)
- Marean will pay \$15,000.00 to the bankruptcy estate
- Trustee will notice a dismissal of her action under 11 USC 727 pursuant to Local Rule 19(e)
- Tami Ramey will withdraw her objection to the employment of Mark C. Feldmann by the bankruptcy estate
- Marean has the right to inspect the real estate to verify its condition remains the same as it was in September 2000, such inspection to occur within the 20 day notice period of the Motion to Sell Property
- Tami Ramey will vacate the premises by November 30, 2000 and before any payments are made to any parties
- Tami Ramey may remove four appliances (stove, refrigerator, washer and dryer) and window treatments from the house
- No mortgage holder, mechanic lien holder, real estate taxes or claims by parties to the mediation will be allowed as unsecured claims in the bankruptcy proceeding
- The trustee has the discretion to determine the best method for transferring the real estate and preparing the appropriate motion regarding this issue
- All terms are subject to appropriate court approval

EXHIBIT A

Beving, Swanson & Forrest, P.C. 321 E. Walnut, Suite 200 Des Moines, IA 50309-2048 (515) 288-6572

Invoice submitted to:

Tami Jo Ramey c/o Anita L. Shodeen

Current bill date:

October 26, 2000

In Reference To:

AM7092

Invoice #

22410

Additional Charges:

			<u>Amount</u>
	Anita L. Shodeen, Trustee vs. Excavators, Inc., et al.		
9/24/99	Copy documents Deposition of Jacqueline Ramey on 8/26/99 Deposition of Sid Ramey on 9/9/99 Madison County Abstract Co Report of Title		56.50 56.25 62.50 235.00
	SUBTOTAL:	[410.25]
	Total costs		\$410.25
	Balance due		\$410.25

Matrix 98-05503 (41) October 26, 2000 10:43 AM	1402 Juniper Trail Earlham, IA 50072	2000 Financial Center Des Moines, IA 50309
Jon P. Sullivan	Steven C. Reed	Bruce L. Cook
1600 Hub Tower	1741 Grand Avenue	8554 Alice Ave. Ste A
Des Moines, IA 50309	West Des Moines, IA 50265	Clive, IA 50325-7112
American Express	Bank One (VISA)	Brenton Bank
Suite 0001	Box 530804	S. W. 9th & McKinley
Chicago, IL 60679-0001	Atlanta, GA 30353-0804	Des Moines. IA 50315
Central Iowa Multi Flo	Dana Credit	Greenwood Trust Company
1250 S. Pleasant Hill Blvd.	201 W. Big Beaver Rd.	Discover Financial Services
Des Moines, IA 50317	Box 7011 Troy, MI 48007-7011	P.O. Box 8003 Hilliard, OH 43026
Excavators Inc.	First Bankcard Center (VISA) PO Box 3773	Fitzpatrick Auto Center Storm Lake, IA 50588
Box 196 Johnston, IA 50131	Omaha, NE 68103-0773	3.0 2
	Grefe & Sidney	J & R Drilling
Gingerich Well	2222 Grand	7922 NW 114th Street
1321 Locust AVenue Kalona, IA 52247-9516	Des Moines, IA 50312	Grimes, IA 50111
Jackie Ramey	Justin Doud	Kaldenberg Bros. Well
1025 SW 80th Des Moines, IA 50320	Sandquist Doud Agency 7200 Hickman	Box 236 Slater, IA 50244
	Des Moines, IA 50322	
Marean Construction	Norwest Mortgage, Inc.	Reed Lucas dba Lucas Heat/Cool
1910 S. 9th Lane	P.O. Box 5137	c/o Greg Ervanian
West Des Moines, IA 50265	Des Moines, IA 50306	2700 Grand Des Moines. IA 50312
Sears	Snap On Credit	Union State Bank
Box 555	c/o Bruce L. Cook	Winterset, LA 50273
Columbus, OH 43216	8554 Alice Avenue, Ste. 8 Clive, IA 50325	
The First National Bank of Atl.	Union State Bank	Am. Express Trvl Rel. Serv.
c/o Wachovia Bank Card Serv.	c/o Jon P. Sullivan (2002)	c/o Becket & Lee PO Box 3001, Dept. AC
PO Box 14009	1600 Hub Twr, 699 Walnut St.	Malvern, PA 19355-0701
Atlanta GA 30324	Des Moines, Iowa 50309-3986	
Marean Construction, LC	American Express Trvl Related	Marean Construction, L.C. c/o Steven C. Reed (2002)
c/o Thomas P. Lenihan (2002)	c/o Becket & Lee LLP	c/o Steven C. Reed (2002) 1741 Grand Avenue
544 4th Street	P.O. Box 3001 Dept. AC Maivern, PA 19355-0701	West Des Moines, Iowa 5026
West Des Moines, IA 50265	Widivenici A. 19000 0702	A COLOR DE LA COLO
		nakan di kacamatan di kacamatan Kacamatan di kacamatan di kacama

Snap on Credit Corporation c/o Bruce L. Cook (2002) 8554 Alice Avenue, Suite A Clive, Iowa 50325-7112

Heller Financial Leasing, Inc. 201 West Big Beaver Road P.O. Box 7011 Troy, MI 48007-7011

Jon P. Sullivan 1600 Hub Tower Des Moines, IA 50309 American Express Bus. Fin. c/o Becket & Lee LLP P.O. Box 3001 Dept. Malvern, PA 19355-0701

Excavators, Inc. Patrick Payton & Assoc., P.C. 414 E. Grand Avenue Des Moines, Iowa 50309

U.S. Trustee Federal Bldg, Room 793 210 Walnut Street Des Moines, IA 50309

First USA Bank c/o B-Line, L.L.C. 2101 Fourth Avenue, Suite 900 Seattle, WA 98121

Kaldenberg Bros. Well Co., Inc. David L. Wetsch 974 - 73rd Street, Suite 20 Des Moines, IA 50312

CERTIFICA	TE O	F SERVI	CE
	-	a forecoin	HIDSTITUTE
. ii — a—ilaa 🙌 Mil	above	COLUMN TO SE	deciose

ent was The unders of record here صرين حي pleadings on By: S. W.S. M Over Hand Dell ☐ Cartified M

UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF IOWA

OCT 3 0 2000 Clerk, U.S. Bankruptcy Court

IN RE:

CHAPTER 7

CASE NO. 98-05503 CH

RAMEY, TAMI JO

DEBTOR(S).

Notice of Bar Date for Objection to Motion to Sell Property Pursuant to 11 USC §363

The attached Motion to Sell Property Pursuant to 11 USC §363 was served on October 30, 2000.

Notice is given that objections to that Motion must be filed within twenty (20) days of the date of this notice on November 19, 2000. Objections, if any, shall be filed with the Clerk, U.S. Bankruptcy Court, 3RD Floor U.S. Courthouse Annex, P.O. Box 9264, Des Moines, IA 50306-9264 and served on the movant, the trustee and the U.S. Trustee.

Notice is further given that timely and substantive objections will be set for hearing by separate notice. Otherwise an appropriate order will be entered without further notice and hearing.

Respectfully Submitted,

Anita L. Shodeen, Trustee Beving, Swanson & Forrest 321 East Walnut, Suite 200 Des Moines, IA 50309-2048

(515) 288-6572 IS9999922

DES MOINES, IOWA

00 001 30 500.003 Separa 00

SECEIAED

CERTIFICATE OF SERVICE The undersigned Deputy Clerk of the U.S B District of lowa, hereby certifies that a tru appears was served on the part ape addressed to the se

a United States Pot

IN THE UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF IOWA Clerk, U.S. Bankruptcy Court Des Moines, lo

IN RE:

TAMI JO RAMEY

DEBTOR(S).

☎515 284 6402

CHAPTER 78 CASE NO. 49-05503-C H

ORDER ON TRUSTEE'S MOTION TO SELL PROPERTY PURSUANT TO 11 USC §363

277 day of November, 2000 the Trustee's Motion to Sell Property pursuant to On the 11 USC §363(b)(1) came before the Court. The appropriate bar date notice having been served on all creditors, the time period for objections having expired and no timely objections having been filed the Court hereby FINDS that the Motion be granted.

IT IS THEREFORE ORDERED that the Trustee's Motion to Sell Property pursuant to 11 USC §363(b)(1) is approved pursuant to the terms set forth in the Motion.

IT IS FURTHER ORDERED that the upon receipt of the purchase price of \$15,000.00 the trustee is authorized to execute any necessary paperwork to transfer the real estate to Marean Construction LC. The parties are to cooperate in providing any necessary documents or information required for the orderly transition and transfer of the real estate that is the subject of this Order and the Motion to Sell.

IT IS FURTHER ORDERED that the trustee, and any other necessary parties, are to execute the appropriate paperwork for Adversary Proceeding No. 00-20067 (Complaint to Determine Validity, Priority and Extent of Liens) to be dismissed with prejudice.

IT IS FURTHER ORDERED that the trustee is authorized to pay the professional, Mark Feldmann attorney fees in the amount of \$5,000.00 and actual and necessary expenses in the amount of \$410.25.

> The undersign District of lowa, hereby of ျာpears was se clope address cocord herein

Russell J. Hill

Chief Bankruptoy Judge

Propared and submitted by: Anita L. Shodeen Beving, Swanson & Forrest, P.C. 321 E. Walnut, Suite 200 Des Moines, IA 50309-2048 Phone: (515) 237-1186

Fax: (515) 288-9409

IS9999922 00 RAMICYORDERG.OU3

a United State

Deputy Clerk

JUDGE R. HILL

Case: 98-05503 Form id: 122 Ntc Date: 11/27/2000 Off: 4 Page: 1 Total notices smiled: 5

Debtor Rammy, Tami Jo 1402 Juniper Trail, Earthem, IA 50072

Aty Flynn, Thomas L. 2000 Financial Center, Des Moines, IA 50309

Trustae Shodeen, Anita L 321 E. Walnut St, Des Moines, IA 50309

Aty Miller, Julie P.O. Box 13252, Des Moines, IA 50310

U. S. Tru U.S. Trustee, Federal Sidg, Room 793, 210 Walnut Street, Des Moines, IA 50309

The undersigned Deputy Court of the LLS Barkruptcy Court for the Southern District of Inva. hereby confine that a true copy of the document on which this start colours was served on the perfess shown herein by either may addressed to the same at the addresses discipled and in the interior with postage fully paid and in the interior with postage fully paid and in the chair of the court of the

Solder.

IN THE UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF IOWA

FILED
URT
FEB 2 | 2000
Clerk, U.S. Bankruptcy Court
Des Moines, lowa

IN RE:

TAMI JO RAMEY

DEBTOR(S).

CHAPTER 7
CASE NO. 99-05503-C H

MOTION FOR ORDER NUNC PRO TUNC ON MOTION TO SELL ESTATE PROPERTY PURSUANT TO 11 USC §363

COMES NOW Anita L. Shodeen, trustee, pursuant to Bankruptcy Rule 9024 and Federal Rule of Civil Procedure 60 and in support thereof states as follows:

- 1. The undersigned filed a Motion to Sell Property of the Estate pursuant to 11 USC §363(b). The property to be sold consisted of a partnership interest in real property.
- 2. The Motion was served on all creditors, no objections were timely filed and the Court entered an Order approving the sale of estate property on October 30, 2000.
- 3. Through the preparation of documents to consummate the transfer of the asset under the sale it came to the attention of the undersigned that a typographical error was made in the legal description of the property to be sold. All other aspects of the Motion and Order remain unchanged.
- 4. The correct legal description is as follows:

The Northwest Quarter (NW ¼) of the Northwest Quarter (NW ¼) of Section 27, Township 77, Range 28, Madison Township, Madison County, Iowa

- 5. The incorrect legal description was listed on Schedule A of the bankruptcy filing.
- 6. A copy of the corrected order requested to be entered under this Motion for Order Nunc Pro Tunc is attached here as Exhibit A and incorporated by reference herein.
- 7. That no prejudice will result to any party as a result of the Order Nunc Pro Tunc and entry of the corrected Order. Additionally and the Corrected Order.

CERTIFICAL

The undersigned Deputy Class Sale Benefit of Court for the Southern
District of Iowa, hereby certifies a stamp appears was served of the stamp app

DEUENAED

Deputy Clerk

WHEREFORE the undersigned respectfully requests that the Court enter an Order Nunc Pro Tunc and for any further relief deemed equitable in the premises.

DATE: February 20, 2001

Anita L. Shodeen

Beving, Swanson & Forrest, P.C.

321 E. Walnut, Suite 200 Des Moines, IA 50309-2048

Phone: (515) 237-1186 Fax: (515) 288-9409

IS9999922

cc:

Tami Jo Ramey c/o Loren Alexander 826 S.E. 21st Street Des Moines, IA 50317

Mr. Terry Gibson Attorney at Law 2501 Grand Avenue, Suite B Des Moines, IA 50312

Jon P. Sullivan
Attorney at Law
Dickinson Law Firm
1600 Hub Tower
699 Walnut Street
Des Moines, IA 50309-3986

Steven Reed Attorney at Law 1741 Grand Avenue West Des Moines, IA 50265 Bruce L. Cook Attorney at Law 8554 Alice Avenue, Suite A Clive, IA 50325-7112

Thomas P. Lenihan Attorney at Law 544 - 4th Street West Des Moines, IA 50265

Mr. Donald F. Neiman Attorney at Law 801 Grand Avenue, Suite 3700 Des Moines, IA 50309-2727

U.S. Trustee 210 Walnut Street, Suite 793 Des Moines, IA 50309-2108

CERTIFICATE OF SERVICE

served upon all parties to the ab	ove cause to each of the attorneys citive addresses disclosed on the
By: St. U.S. Mall	☐ FAX
Hand Delivered	Overnight Courier
Certified Mail	Other:
Signature Abbaul	- Sins

01 RAMEYNUNCMOTION6.2M3

IN THE UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF IOWA

MAR - 6 2001Clerk, U.S. Bankruptcy Court

IN RE:

Tami Jo Ramey

DEBTOR(S).

CHAPTER 7₀% CASE NO. *9*9-05503-C H

Order Nunc Pro Tunc on Trustee's Motion to Sell Estate Property pursuant to 11 USC

The Trustee's Motion for Order Nunc Pro Tunc came before the Court. Having reviewed the Motion the Court FINDS that the Order Nunc Pro Tunc be granted.

IT IS THEREFORE ORDERED that the Trustee's Motion for Order Nunc Pro Tunc is granted.

IT IS FURTHER ORDERED that the Trustee's Motion to Sell Estate Property pursuant to 11 USC §363 is granted as to real estate described as:

> The Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of Section 27, Township 77, Range 28, Madison Township, Madison County, Iowa

IT IS FURTHER ORDERED that the Trustee is authorized to take any necessary action to finalize the transaction outlined in the Motion.

Russell J. Hill

The undersigned Deputy Clerk of th

stamp appears was served on the elope addressed to the ocord herein with po

CON REP

District of lowa, hereby certific

Chief Bankruptcy Judge

Prepared and submitted by: Anita L. Shodeen Beving, Swanson & Forrest, P.C. 321 E. Walnut, Suite 200 Des Moines, IA 50309-2048 Phone: (515) 237-1186

Fax: (515) 288-9409

IS9999922

ECEINED

CERTIFICATE OF S

01 RAMEYNUNCORDER6.2M3

CLERK'S CERTIFICATE

IN THE MATTER OF: TAMI JO RAMEY CASE NO. 98-05503-C H

The undersigned hereby states that he/she has reviewed the docket in the bankruptcy proceeding of Tami Jo Ramey, Case No. 98-05503-C H and hereby certifies that no appeal of record was filed or docketed related to the Order on Trustee's Motion to Sell Property Pursuant to 11 USC §363 entered by the Court on November 27, 2000.

CKA16 Ceynar
Printed Name

Deputy Clerk
Title

Deputy Clerk

Shahan

IN THE UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF IOWA

OCT 3 0 2000

	33. 3 3 2368	
IN RE:	CHAPTER 7 Clerk, U.S. Bankruptcy Court Des Moines, Iowa	
Tami Jo Ramey	CASE NO. 98-05503-C H	
DEBTOR(S).		
Anita L. Shodeen, Trustee in Bankruptcy for Tami Jo Ramey,	Adv. Pro. No. 99-99193	
Plaintiff,		
vs.	Motion to Dismiss Complaint Objecting to	
Tami Jo Ramey,	Discharge pursuant to 11 USC §727	
Defendant.		

COMES NOW Anita L. Shodeen, trustee, pursuant to Bankruptcy Rule 7041 and Local Rule 19(e) and in support of the Motion to Dismiss Complaint Objecting to Discharge pursuant to 11 USC 727 states to the Court as follows:

- 1. The above individual filed a voluntary chapter 7 proceeding on December 23, 1998. The undersigned was appointed trustee and continues to serve in that capacity.
- 2. A Complaint Objecting to Discharge pursuant to 11 USC §727 was filed on September 29, 1999.
- Additional adversary proceedings have been filed by the undersigned related to real estate and the validity, priority and extent of liens against that property. Marean Construction LC, a creditor of the Debtor, has also filed adversary proceedings objecting to discharge under 11 USC §727 and exception of the Debtor's discharge pursuant to 11 USC §523.
- 4. The parties have conducted mediation related to the various claims related to the real estate which has resulted in a separate Motion to Sell Property pursuant to 11 USC §363.

The mediation also included a global resolution of all claims related to the objection to discharge pursuant to 11 USC \$727 filed by the includes signed; and the objection to discharge no behalf of Marean Construction against the 12 of the document on which this discharge. Notice of the dismissal of the record flows hereby continued to the construction will be filed and served the please of the continue of the delivery creditor.

On the record flows hereby continued to the southern plants was larger to the sout

- 6. A complete listing of the terms agreed to between the parties at mediation is attached hereto as Exhibit A and incorporated by reference herein.
- 7. The undersigned alleges that the global resolution of all claims is in the best interests of the estate due to the payment of funds to the estate that will be available to be distributed to pay claims pursuant to 11 USC §507.
- 8. Attached hereto is an affidavit by the undersigned that sets forth the consideration and terms related to this Motion to Dismiss as required by Local Rule.
- 9. That any party wishing to intervene as party plaintiff must do so within 10 days of the date of service of this motion.
- 10. The parties to this complaint will each bear their own costs related to the action.

WHEREFORE the undersigned respectfully requests that the Court grant the Motion to Dismiss Complaint Objecting to Discharge; dismiss the above captioned adversary proceeding with prejudice; and for any further relief deemed equitable in the premises.

Respectfully Submitted,

DATE: October 27, 2000

Anita L. Shodeen

Beving, Swanson & Forrest, P.C.

321 E. Walnut, Suite 200

Des Moines, IA 50309-2048

Phone: (515) 237-1186 Fax: (515) 288-9409

IS9999922

00 RAMEYDISMOTION6.OV2

MEDIATION TERMS

- Marean Construction LC ("Marean") will pay \$35,000 to Jackie Ramey
- Jackie Ramey will assign her mortgage to Marean
- Marean will dismiss its action under 11 USC 523 and notice a dismissal of its action under 11 USC 727 pursuant to Local Rule 19(e)
- Marean will pay \$15,000.00 to the bankruptcy estate
- Trustee will notice a dismissal of her action under 11 USC 727 pursuant to Local Rule 19(e)
- Tami Ramey will withdraw her objection to the employment of Mark C. Feldmann by the bankruptcy estate
- Marean has the right to inspect the real estate to verify its condition remains the same as it
 was in September 2000, such inspection to occur within the 20 day notice period of the
 Motion to Sell Property
- Tami Ramey will vacate the premises by November 30, 2000 and before any payments are made to any parties
- Tami Ramey may remove four appliances (stove, refrigerator, washer and dryer) and window treatments from the house
- No mortgage holder, mechanic lien holder, real estate taxes or claims by parties to the mediation will be allowed as unsecured claims in the bankruptcy proceeding
- The trustee has the discretion to determine the best method for transferring the real estate and preparing the appropriate motion regarding this issue
- All terms are subject to appropriate court approval

EXHIBIT A

AFFIDAVIT

State of Iowa ss County of Polk) (c)
I, Anita	L. Shodeen, trustee in bankruptcy for Tami Jo Ramey, Case No. 98-05503-C H s follows:
1.	Tami Jo Ramey filed a voluntary bankruptcy petition under chapter 7 of the Code on December 23, 1998. I was appointed trustee and continue to serve in that capacity.
2.	A Complaint Objecting to Discharge pursuant to 11 USC §727 was filed by me as trustee on the bankruptcy estate on September 29, 1999.
3.	I participated in the mediation related to Adversary Proceeding Nos. 00-20067; 99-99193 and 99-19195.
4.	All terms agreed to between the parties are fully set forth in Exhibit A to the Motion to Dismiss Complaint Objecting to Discharge. No other consideration or settlements have been made related to this Motion.
5.	Payment of \$15,000.00 will be made to the estate upon approval of the Motion to Sell Property. This payment is part of the global settlement of Adversary Proceeding Nos. 99-99193 and 00-20067.
6.	The basis for the dismissal is set forth in the Motion and Exhibit A.
	Anita L. Shodeen, Trustee in Bankruptcy for Tami Jo Ramey, Case No. 98-5503-C H
On this 27 th day of, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared, Anita L. Shodeen, to me known to be the identical person named in and who executed the foregoing instrument and acknowledged that she executed the same as her voluntary act and deed.	
	Notary Public

00 RAMEYAFF6.OV4

****** 2000 Financial Center 1402 Juniper Trail 98-05503 (41) Earlham, IA 50072 Des Moines, IA 50309 October 26, 2000 10:43 AM Bruce L. Cook Steven C. Reed Jon P. Sullivan 8554 Alice Ave, Ste A 1741 Grand Avenue 1600 Hub Tower West Des Moines, IA 50265 Clive, IA 50325-7112 Des Moines, IA 50309 Brenton Bank Bank One (VISA) American Express S. W. 9th & McKinley Box 530804 Suite 0001 Atlanta, GA 30353-0804 Des Moines, LA 50315 Chicago, IL 60679-0001 Greenwood Trust Company Dana Credit Central Iowa Multi Flo Discover Financial Services 201 W. Big Beaver Rd. 1250 S. Pleasant Hill Blvd. P.O. Box 8003 Des Moines, IA 50317 Box 7011 Hilliard, OH 43026 Troy, MI 48007-7011 Fitzpatrick Auto Center First Bankcard Center (VISA) Excavators Inc. Storm Lake, IA 50588 PO Box 3773 Box 196 Omaha, NE 68103-0773 Johnston, IA 50131 J & R Drilling Grefe & Sidney 7922 NW 114th Street 2222 Grand Gingerich Well Grimes, IA 50111 1321 Locust AVenue Des Moines, IA 50312 Kalona, IA 52247-9516 Kaldenberg Bros. Well Justin Doud Jackie Ramey Box 236 Sandquist Doud Agency 1025 SW 80th Slater, IA 50244 7200 Hickman Des Moines, IA 50320 Des Moines, IA 50322 Reed Lucas dba Lucas Heat/ Cool Marean Construction Norwest Mortgage, Inc. c/o Greg Ervanian P.O. Box 5137 1910 S. 9th Lane

2700 Grand Des Moines, IA 50306 West Des Moines, IA 50265 Des Moines, IA 50312

Snap On Credit Sears c/o Bruce L. Cook Box 555 8554 Alice Avenue, Ste. 8 Columbus, OH 43216 Clive, IA 50325

Union State Bank The First National Bank of Atl. c/o Jon P. Sullivan (2002) c/o Wachovia Bank Card Serv. 1600 Hub Twr, 699 Walnut St. PO Box 14009 Des Moines, Iowa 50309-3986 Atlanta GA 30324

American Express Trvl Related Marean Construction, LC c/o Becket & Lee LLP c/o Thomas P. Lenihan (2002) P.O. Box 3001 Dept. AC 544 4th Street Malvern, PA. 19355-0701 West Des Moines, IA 50265

Am. Express Trvl Rel. Serv. c/o Becket & Lee PO Box 3001, Dept. AC Malvern, PA 19355-0701

Union State Bank

Winterset, IA 50273

Marean Construction, L.C. c/o Steven C. Reed (2002) 1741 Grand Avenue West Des Moines, Iowa 5026 Snap on Credit Corporation c/o Bruce L. Cook (2002) 8554 Alice Avenue, Suite A Clive, Iowa 50325-7112

Heller Financial Leasing, Inc. 201 West Big Beaver Road P.O. Box 7011 Troy, MI 48007-7011

Jon P. Sullivan 1600 Hub Tower Des Moines, IA 50309 American Express Bus. Fin. c/o Becket & Lee LLP P.O. Box 3001 Dept. Malvern, PA 19355-0701

Excavators, Inc.
Patrick Payton & Assoc., P.C.
414 E. Grand Avenue
Des Moines, Iowa 50309

U.S. Trustee Federal Bldg, Room 793 210 Walnut Street Des Moines, IA 50309 First USA Bank c/o B-Line, L.L.C. 2101 Fourth Avenue, Suite 900 Seattle, WA 98121

Kaldenberg Bros. Well Co., Inc David L. Wetsch 974 - 73rd Street, Suite 20 Des Moines, IA 50312

The undersigned certifies to served upon all parties to she of record herein at their past	TE OF SERVICE that the foregoing instrument was above cause to each of the atomeya active addresses declosed on the b-2
pleadings on	Bush

FILED

OCT 30 2000

UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF IOWA

Des Moines, lowa IN RE: CHAPTER 7 CASE NO. 98-5503-C H Tami Jo Ramey Notice of Bar Date for Objection to Motion DEBTOR(S). to Dismiss Complaint Objecting to Discharge and Time Period for Intervention Anita L. Shodeen, Trustee in Bankruptcy for Tami Jo Ramey, Plaintiff, Adv. Pro. No. 99-99193 vs. Tami Jo Ramey Defendant.

The attached <u>Motion to Dismiss Complaint Objecting to Discharge</u> was served on <u>October 30, 2000.</u>

Notice is given that objections to that Motion to Dismiss Complaint Objecting to Discharge must be filed within twenty (20) days of the date of this notice on November 19, 2000. Objections, if any, shall be filed with the Clerk, U.S. Bankruptcy Court, 3RD Floor U.S. Courthouse Annex, P.O. Box 9264, Des Moines, IA 50306-9264 and served on the movant, the trustee and the U.S. Trustee.

Notice if further given that any creditor provided notice may intervene as party plaintiff within ten (10) days of the date of service on this notice on November 9, 2000.

Notice is further given that timely and substantive objections will be set for hearing by separate notice. Otherwise an appropriate order may be entered without further notice and hearing.

Z THE undersigned Deputy Cless of the S Bankruptay afterior the Southern District of lowar hereing carries to the state of the state of

Respectfully Submitted,

Anita L. Shodeen, Trustee Beving, Swanson & Forrest 321 East Walnut, Suite 200 Des Moines, IA 50309-2048

(515) 288-6572 IS9999922

00 RAMEYBD6.OV2

IN THE UNITED STATES BANKRUPTCY COUR SOUTHERN DISTRICT OF IOWA

Clerk, U.S. Bankruptcy Court Des Moines, Iowa

IN RE:

Tami Jo Ramey

CHAPTER 7 CASE NO. 98-05503-C H

DEBTOR(S).

Anita L. Shodeen, Trustee in Bankruptcy for Tami Jo Ramey,

Plaintiff,

vs.

Tami Jo Ramey,

Adv. Pro. No. 99-99193

Order on Trustee's Motion to Dismiss Complaint Objecting to Discharge pursuant to 11 USC §727

Defendant.

day of November, 2000 the Trustee's Motion to Dismiss Complaint Objecting to Discharge pursuant to 11 USC §727 came before the Court. The proper bar date notice having been served on all creditors and the time period for objections and/or intervention having expired and no timely objections, or requests to intervene, having been filed, the Court hereby FINDS that the Motion be granted.

IT IS THEREFORE ORDERED that the Trustee's Motion to Dismiss Complaint Objecting to Discharge pursuant to 11 USC §727 is granted.

IT IS FURTHER ORDERED that Adversary Proceeding No. 99-99193 is dismissed with prejudice.

IT IS FURTHER ORDERED that the parties will bear their own costs related to this adversary proceeding.

Chief Bankruptcy Judge

Prepared and submitted by: Anita L. Shodeen Beving, Swanson & Forrest, P.C. 321 E. Walnut, Suite 200 Des Moines, IA 50309-2048 Phone: (515) 237-1186

Fax: (515) 288-9409

IS9999922

00 RAMEYDISORDER6.OV2