

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE
WESTERN DISTRICT OF WISCONSIN

FILED
MAR 31 1984
CLERK
U.S. BANKRUPTCY COURT

In Re: HOWARD M. BUCK
BETTY J. BUCK

In Bankruptcy:

No. EF11-83-00449

ORDER DISMISSING PROCEEDINGS

The Bank of Cameron, by Frederick A. Henderson, its attorney, having filed an application to dismiss said Chapter 11 proceedings; and the matter having come on for hearing before the Court from time to time since the filing thereof; and the last hearing having been held on August 8, 1983, at which time an interim order was issued postponing the decision until after October 1, 1983, for the purpose of allowing the debtors to harvest their potato crop and to sell the north 80 acres of real estate to provide for further payments to their creditors; and Mart W. Swenson, attorney for the debtors, having appeared to resist the motion of dismissal; and the Court being fully advised in the premises,
FINDS:

1. That the proposed sale of the real estate

described in the interim order was not completed and has fallen through.

2. That the harvesting of the potato crop with the sales thereof would extend over a four month period.

3. That more than four years have expired since any payments were made to the said Bank of Cameron.

4. That a Chapter 13 plan filed by the debtors herein was dismissed by the Honorable Robert D. Martin, United States Bankruptcy Judge for the Western District of Wisconsin, on January 27, 1983.

5. That it is to the best interests of the creditors in said matter to dismiss said petition.

6. That it appears that the debtors are unable to effectuate a plan under the Bankruptcy Code.

CONCLUSIONS OF LAW

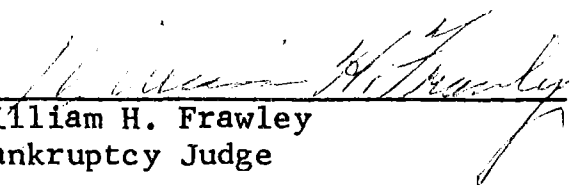
That the Court enter an order dismissing said Chapter 11 on the merits without costs to either of the parties.

NOW, THEREFORE, IT IS ORDERED, that the Chapter 11 in the above proceedings be and the same is hereby dismissed

upon the merits without costs to any of the parties.

Dated: March 1, 1984.

BY THE COURT:


William H. Frawley
Bankruptcy Judge