

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF SOUTH DAKOTA  
ROOM 211  
FEDERAL BUILDING AND U.S. POST OFFICE  
225 SOUTH PIERRE STREET  
PIERRE, SOUTH DAKOTA 57501-2463

IRVIN N. HOYT  
BANKRUPTCY JUDGE

TELEPHONE (605) 224-0560  
FAX (605) 224-9020

March 25, 1988

Vance R.C. Goldammer, Esq.  
Post Office Box 5015  
Sioux Falls, South Dakota 57117

John Harmelink, Esq.  
Post Office Box 18  
Yankton, South Dakota 57078

Brent A. Wilbur, Esq.  
Post Office Box 160  
Pierre, South Dakota 57501

Re: In re Zeman Farms, Inc.  
Chapter 12 Case No. 87-30132

Dear Counsel:

After reviewing the latest epistle in the above captioned matter of March 23, 1988 it would appear after further reflection and review, the Order for Cash Collateral signed by Judge Ecker on October 19, 1987, more specifically the second full paragraph on page 2, that the issue as to the cash on hand was resolved and that it would be handled in the manner set out in the order. Consequently, Mr. Goldammer may reflect that treatment in his proposed order.

I am enclosing copies of the Order Allowing Cash Collateral which I referred to. If there are any questions please feel free to contact me.

Very truly yours,

Irvin N. Hoyt  
Bankruptcy Judge

Enclosure  
INH/sh  
CC: Bankruptcy Clerk

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF SOUTH DAKOTA

In re: \* Case No. 87-30132  
\* Chapter 12  
ZEMAN FARMS, INC., \*  
\*  
Debtor. \*  
\*

ZEMAN FARMS, INC.,  
MovailL,  
vs.  
TRI-COUNTY STATE BANK,  
Chamberlain, South Dakota,  
Respondent.

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ORDER  
ALLOWING USE  
CASH COLLATERAL

The Court having scheduled an expedited hearing on Debtors request for Use of Cash Collateral on October 2, 1987, at 1:30 o'clock p.m., in the Federal Building, Pierre, South Dakota, and the debtor being personally present and represented by its attorney, John Harmelink, and die Tn-County Bank, Chamberlain, South Dakota, being represented by its attorney, Vance Goldammer, and the parties having stipulated and agreed for the use of cash collateral, ana for other good cause appearing, it is hereby

ORDERED that the debtor shall be allowed to use cash collateral pursuant to Exhibit #2 attached to its Application for Use of Cash collateral, tot the months of September, October and November, 1987; and

IT IS FURTHER ORDERED that this hearing shall be preliminary in nature, and that either of the parties may request a final hearing on ten (10) days written notice with the thirty (30) day requirement being waived by the parties; and

IT IS FURTHER ORDERED that the debtor shall be allowed to receive and use all proceeds from the ASCS/CCC, with any security interest claimed by Tri-County Bank being reserved for a future determination by the Court; and

IT IS FURTHER ORDERED that the proceeds used by the debtor which are either secured to the Tri-Couty Bank, or are later determined by the Court to be secured to said Bank, shall accrue interest at ten and one-half (10.5%) percent, and shall be paid

back pursuant to debtor's Plan, by agreement of the parties or by Court Order; and

IT IS FURTHER ORDERED that the debtor shall pay to the Tri-County Bank all proceeds now in its' possession received from the sale of its 1986 grain; and

IT IS FURTHER ORDERED that in consideration of the debtor paying to the Tri-County Bank proceeds received from the sale of 1986 grain, the Bank will cooperate with the debtors in resolving all claims it has or may have against Henry or Elizabeth Zeman personally, with the intent that said personal claims will be resolved in the Zeman Farms, Inc., Chapter 12 bankruptcy proceeding; and

IT IS FURTHER ORDERED that the other terms, conditions, and offers of adequate protection as proposed by the debtor in its Motion for Use of Cash Collateral shall be allowed.

Dated this 19th day of October, 1987.

BY THE COURT:

Peder K. Ecker

U.S. Bankruptcy Judge

ATTEST:

PATRICIA MERRITT, CLERK

By: \_\_\_\_\_  
Deputy

(SEAL)