

U. S. BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

FILED
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

MAR - 7 1988

DAVID D. KRUMM,)
)
 Debtor.)
)
 RICHARD EUDALEY; and J & R)
 PLUMBING, HEATING & ELECTRICAL, INC.,)
)
 Plaintiffs,)
)
 vs.)
)
 DAVID D. KRUMM,)
)
 Defendant.)

BARBARA A. EVERLY, CLERK

CASE NO. 87-01597-C

ADVERSARY NO. 87-0297C

JUDGMENT BY DEFAULT UPON APPLICATION TO THE COURT

This cause came on for hearing at this term on the motion of Plaintiffs in the above-entitled cause for a default judgment, pursuant to Bankruptcy Rule 7055 and Rule 55 of the Federal Rules of Civil Procedure, and appearing to the Court that Complaint in the above cause was filed in this Court on August 26, 1987, and that Defendant appeared on November 23, 1987, and no answer or other defense has been filed by said Defendant, and that default was entered on February 29, 1988, in the office of the Clerk of this Court, and that no proceedings have been taken by the said Defendant since said Default was entered.

It is hereby ORDERED, ADJUDGED and DECREED

1. The obligation of Defendant to Plaintiffs as set forth in the Judgment and Decree of the Iowa District Court for Delaware County in cause No. CE 1865, filed May 5, 1986, is not released or affected by the Order of Discharge to be granted in this case herein to Defendant.

2. Plaintiffs shall have judgment against Defendant for the costs of this action and for the costs of the Iowa District Court action, plus punitive damages in the amount of \$15,000, with interest thereon at 10% from May 5, 1985;

3. The Order of this Court restraining Plaintiffs from further action to collect the debt is dissolved.

Dated this 4 day of March, 1988.

BY THE COURT:



BANKRUPTCY JUDGE

Copy to: U.S. Trustee;
Chad C. Leitch,
Atty for Plaintiffs;
Michael W. Fay,
Atty for Defendant;
(w/copy of Judgment)
this 3/7/88

Deputy Clerk
P O Box 4371
Cedar Rapids, IA 52407

FILED
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

JUN 23 1988

UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF IOWA
CEDAR RAPIDS DIVISION

BARBARA A. EVERLY, CLERK

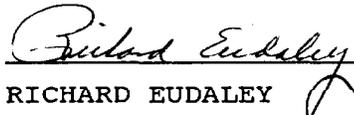
IN RE:)	
)	Case No. 87-01597-C
DAVID D. KRUMM and)	
CYNTHIA R. KRUMM,)	Adversary No. 87-0297-C
)	
Debtors.)	
-----)	-----
RICHARD EUDALEY; and J & R)	
PLUMBING, HEATING AND)	
ELECTRICAL, INC.,)	
)	
Plaintiffs,)	
)	
v.)	
)	
DAVID D. KRUMM,)	
)	
Defendant.)	

SPECIFIC RELEASE OF LIEN

I, RICHARD EUDALEY, do hereby release the judgment lien upon the real estate described in Exhibit A attached hereto which I have by virtue of the judgment entered in Adversary No. 87-0297-C in the above bankruptcy proceeding on March 7, 1988.

This Release of Lien applies only to the real estate described in Exhibit A and shall not constitute a release of the judgment lien against any other real estate now or hereafter owned by the above-named David D. Krumm.

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RICHARD EUDALEY

Copy handed to
filing attorney
on date filed *RH*

EXHIBIT A

A part of the Southwest Quarter of the Northeast Quarter of Section 29, Township 86 N., Range 8 West of the 5th P.M. described as follows:

Commencing at the East quarter corner of said Section 29; thence due West along the South line of the NE 1/4 of said Section 29, 1311.7 feet, to the point of beginning; thence N.0°25'W., 460.01 feet; thence due West 473.48 feet; thence S.0°25'E., 460.01 feet to the South line of the NE 1/4 of said Section 29; thence due East along the South line of the NE 1/4 of said Section 29, 473.48 feet to the point of beginning. Said parcel contains 5.00 acres.

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U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

JUN 23 1988

BARBARA A. EVERLY, CLERK

UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF IOWA
CEDAR RAPIDS DIVISION

IN RE:)	
)	Case No. 87-01597-C
DAVID D. KRUMM and)	
CYNTHIA R. KRUMM,)	Adversary No. 87-0297-C
)	
Debtors.)	

RICHARD EUDALEY; and J & R)	
PLUMBING, HEATING AND)	
ELECTRICAL, INC.,)	
)	
Plaintiffs,)	
)	
v.)	
)	
DAVID D. KRUMM,)	
)	
Defendant.)	

SPECIFIC RELEASE OF LIEN

J & R PLUMBING, HEATING AND ELECTRICAL, INC., does hereby release the judgment lien upon the real estate described in Exhibit A attached hereto which it has by virtue of the judgment entered in Adversary No. 87-0297-C in the above bankruptcy proceeding on March 7, 1988.

This Release of Lien applies only to the real estate described in Exhibit A and shall not constitute a release of the judgment lien against any other real estate now or hereafter owned by the above-named David D. Krumm.

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J & R PLUMBING, HEATING AND
ELECTRICAL, INC.

By Richard J. Eudaley (Pro)

Copy handed to
filing attorney
on date filed RH

STATE OF IOWA)
) ss:
COUNTY OF Dubuque)

On this 20th day of June, 1988, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Richard J. Eudaley, to me personally known, who being by me duly sworn, did say that he is the President, of the corporation executing the within and foregoing instrument, that (no seal has been procured by) (the seal affixed hereto is the seal of) the corporation; that said instrument was signed (and sealed) on behalf of the corporation by authority of its Board of Directors; and that Richard J. Eudaley as such officer acknowledged the execution of the foregoing instrument to be the voluntary act and deed of the corporation, by it and by him voluntarily executed.



Judith Woods Judith Woods
Notary Public in and for the State of Iowa

EXHIBIT A

A part of the Southwest Quarter of the Northeast Quarter of Section 29, Township 86 N., Range 8 West of the 5th P.M. described as follows:

Commencing at the East quarter corner of said Section 29; thence due West along the South line of the NE 1/4 of said Section 29, 1311.7 feet, to the point of beginning; thence N.0°25'W., 460.01 feet; thence due West 473.48 feet; thence S.0°25'E., 460.01 feet to the South line of the NE 1/4 of said Section 29; thence due East along the South line of the NE 1/4 of said Section 29, 473.48 feet to the point of beginning. Said parcel contains 5.00 acres.

United States Bankruptcy Court

MAR - 7 1988

For the NORTHERN District of IOWA

IN RE: DAVID D. KRUMM

Debtor.

RICHARD EUDALEY: and J & R PLUMBING,
HEATING & ELECTRICAL, INC.

Plaintiff

v.

DAVID D. KRUMM

Defendant

BARBARA A. EVERLY, CLERK

Case No. 87-01597C

Adversary Proceeding No. 87-0297C

JUDGMENT

This proceeding having come on for trial or hearing before the court, the Honorable Michael J. Melloy, United States Bankruptcy Judge, presiding, and the issues having been duly tried or heard and a decision having been rendered,

[OR]

The issues of this proceeding having been duly considered by the Honorable Michael J. Melloy, United States Bankruptcy Judge, and a decision having been reached without trial or hearing,

IT IS ORDERED AND ADJUDGED:

1. The Obligation of Defendant to Plaintiffs in Judgment and Decree of the Iowa District Court for Delaware County, No. CE 1865, filed May 5, 1986, is not released or affected by the Order of Discharge to be granted in this case.

2. Plaintiffs shall have judgment against defendant for the costs of this action and for the costs of the Iowa District Court action, plus punitive damages in the amount of \$15,000, with interest thereon at 10% from May 5, 1985.

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BARBARA A. EVERLY

Clerk of Bankruptcy Court

*Released
Filed*

. of the U.S. Bankruptcy Court]

Date of issuance: March 7, 1988

By: William A. G. [Signature]
Deputy Clerk