UNITED STATES BANKRUPTCY COURT
DISTRICT OF MINNESOTA

In Re:

RUSSELL C. HEVERN
IVA MAE HEVERN

DEBTOR
In a joint case,
debtor means debtors in this plan.

CHAPTER 13 PLAN

Dated: AUGUST 12, 2004

Case No.

1. **PAYMENTS BY DEBTOR —**
   a. As of the date of this plan, the debtor has paid the trustee $-0-.
   b. **The debtor will pay the trustee $275 per month, beginning within 30 days after the filing of this plan, for a period not to exceed 36 months** in order to pay the amounts indicated in ¶ 3, 4, 5, 6, 7, 8, and 9.
   c. The debtor will also pay the trustee $N/A.
   d. The debtor will pay the trustee a total of $9,900 [line 1(a) + line 1(b)]
2. **PAYMENTS BY TRUSTEE** — The trustee will make payments only to creditors for which proofs of claim have been timely filed, make payments monthly as available, and collect the trustee's percentage fee of a maximum of 10% for an estimated $990 or such lesser percentage as may be fixed by the Attorney General.
3. **PRIORITY CLAIMS** — The trustee shall pay in full all timely filed claims entitled to priority under §507, including the following. The amounts listed are estimates only. The trustee will pay the amounts actually allowed.

	Creditor	*Estimated Claim*	*Monthly Payment*	*Beginning in Month #*	*Number of Payments*	*TOTAL PAYMENTS*
a.	ATTORNEY FEES	$1,250	$259	1	5	$1,250
b.	INTERNAL REVENUE SVC					
c.	MN DEPT OF REVENUE					
d.						
e.	TOTAL					$1,250

4. **LONG-TERM SECURED CLAIMS NOT IN DEFAULT** — The following creditors have secured claims. Payments are current and the debtor will continue to make all payments which come due after the date the petition was filed directly to the creditors. The creditors will retain their liens.
   a. FIRST NATIONAL BANK OF OSAKIS
   b.
5. **HOME MORTGAGES IN DEFAULT [§ 1322(b)(5)]** — The trustee will cure defaults **AT NO INTEREST** on claims secured only by a security interest in real property that is the debtor's principal residence as filed. The debtor will maintain the regular payments which come due after the date the petition was filed. The creditors will retain their liens. The amounts of default and payment schedule are estimates only. If no default is stated, the trustee will pay the actual amounts of default in an amount sufficient to cure arrears within 24 months.

	Creditor	*Amount of Default*	*Monthly Payment*	*Beginning in Month #*	*Number of Payments*	*TOTAL PAYMENTS*
a.	N/A					
b.						
c.						
d.	TOTAL:					

6. **OTHER LONG-TERM SECURED CLAIMS IN DEFAULT [§ 1322 (b)(5)]** — The trustee will cure defaults (plus interest at the rate of 8 per cent per annum) on other claims as follows and the debtor will maintain the regular payments which come due after the date the petition was filed. The creditors will retain their liens. The amounts of default and payment schedule are estimates only. The trustee will pay the actual amounts of default.

Creditor	*Amount of Default*	*Monthly Payment*	*Beginning in Month #*	*Number of Payments*	*TOTAL PAYMENTS*
a. N/A					
b.					
c. **TOTAL**					

7. **OTHER SECURED CLAIMS [§ 1325(a)(5)]** — The trustee will make payments to the following secured creditors having a value as of confirmation not to exceed the allowed amount of the creditor's secured claim with interest as shown. The creditor's allowed secured claim shall be the creditor's allowed claim or the value of the creditor's interest in the debtor's property, whichever is less. The creditors shall retain their liens. Each secured claim is designated a separate class for treatment pursuant to 11 U.S.C. §1322(b) and §1329(a). NOTE: NOTWITHSTANDING A CREDITOR'S PROOF OF CLAIM FILED BEFORE OR AFTER CONFIRMATION, THE AMOUNT LISTED IN THIS PARAGRAPH AS A CREDITOR'S SECURED CLAIM BINDS THE CREDITOR PURSUANT TO 11 U.S.C. § 1327 AND CONFIRMATION OF THE PLAN WILL BE CONSIDERED A DETERMINATION OF THE CREDITOR'S ALLOWED SECURED CLAIM UNDER 11 U.S.C. § 506(a). Payment schedule shown is an estimate only and may be modified by payments under paragraph 5 of this plan.

Creditor	Claim Amount	Secured Claim	Monthly Payment	Beginning in Month #	Number of Payments	TOTAL PAYMENTS
a. N/A						
b.						
c.						
d.						
e.						
f. TOTAL						

8. **SEPARATE CLASS OF UNSECURED CREDITORS** — In addition to the class of unsecured creditors specified in ¶ 9, there shall be a separate class of nonpriority unsecured creditors described as follows: N/A
   a. The debtor estimates that the total claims in this class are $.
   b. The trustee will pay this class $.
9. **TIMELY FILED UNSECURED CREDITORS** — The trustee will pay holders of nonpriority unsecured claims for which proofs of claim were timely filed the balance of all payments received by the trustee and not paid under ¶ 2, 3, 5, 6, 7, and 8 their estimated pro rata share $7,660.
   a. The debtor estimates that the total unsecured claims held by creditors listed in ¶ 7 are $-0-.
   b. The debtor estimates that the debtor's total unsecured claims (excluding those in ¶ 7 and ¶ 8) are $59,445.
   c. Total estimated unsecured claims are $59,445 [line 9(a) + line 9(b)].
10. **OTHER PROVISIONS — Debtor submits all future earnings or other income to such supervision or control of the trustee as is necessary for the execution of the plan. Property of the estate shall vest in the debtor upon dismissal, conversion, or discharge. Funds withheld under ¶ 2 and not applied to trustee's fee to be disbursed at trustee's discretion.**

11. **SUMMARY OF PAYMENTS**

Trustee's Fee [Line 2)	$990
Priority Claims [Line 3(e)]	$1,250
Home Mortgage Defaults [Line 5(d)]	-0-
Long-Term Debt Defaults [Line 6(c)]	-0-
Other Secured Claims [Line 7(f)]	-0-
Separate Class [Line 8(b)]	-0-
Unsecured Creditors [Line 9]	$7,660
TOTAL:	$9,900

Insert Name, Address, Telephone and License Number of Debtor's Attorney:

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Signed Russell C. Hevern
Debtor

Signed Iva Mae Hevern
Debtor (if joint case)