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**FILED**

1989  
R. G. HELGEL, CLERK  
United States Bankruptcy Court  
Eastern District of California

7  
8 UNITED STATES BANKRUPTCY COURT  
9 EASTERN DISTRICT OF CALIFORNIA

10  
11 In Re: ) Case No. 281-03865-C-11  
12 )  
13 CAPITAL MORTGAGE & LOAN, INC., )  
a California corporation, )  
14 Debtor. )

15 APPLICATION UPON NOTICE FOR AMENDMENT  
16 TO ORDER AUTHORIZING SALE OF PROPERTY  
17 APN 39-040-36 Douglas County, Nevada, AND ORDER THEREON

18  
19 MELVYN J. COBEN, Trustee in Bankruptcy for the above  
20 Debtor, by and through his attorney CAROLINE L. STEWART, respect-  
21 fully requests an amendment to the Order of this Court dated July  
22 13, 1989, authorizing sale of the property known as APN 39-040-  
23 36, Douglas County, Nevada, to allow the escrow to close on Oc-  
24 tober 31, 1989, and further providing that inasmuch as the inter-  
25 est of Elmer Page has been established, the said Elmer Page shall  
26 receive payment of the sales proceeds directly out of escrow

27 //

**214992**

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1 after deduction of a \$100.00 administrative fee to the Estate.

2 DATED: September 19, 1989

MELVYN J. COBEN,  
Trustee in Bankruptcy

3  
4 By: *Caroline L. Stewart*  
CAROLINE L. STEWART

5  
6  
7  
8 ORDER

9 It appearing to the satisfaction of the Court that notice  
10 of the Trustee's intent to seek an amendment to the Order  
11 Authorizing Sale of Property Free and Clear of Liens, APN 39-040-  
12 36, Douglas County, Nevada, dated July 13, 1989, has been given  
13 in accordance with 11 U.S.C. Section 102, and good cause  
14 appearing,

15 IT IS HEREBY ORDERED that the Order of July 13, 1989 be  
16 and the same is hereby amended as follows:

17 1. Escrow shall close on October 31, 1989, and the time  
18 to appeal this Order shall commence on the date this Order is  
19 executed.

20 2. Proceeds of sale shall be turned over to Elmer Page  
21 directly out of escrow after the deduction of a \$100.00 ad-  
22 ministrative fee for the Estate, *without idermining tax ultimate*  
*status of the \$100.*

23 DATED: *Nov 6 1989* :

24  
25 This is to certify that this is a true and  
26 correct copy of the original filed in  
the office of the Clerk, United States  
Bankruptcy Court

*Christopher M. Klein*

CHRISTOPHER M. KLEIN, Judge  
United States Bankruptcy Court  
U.S. Bankruptcy Court

27  
28 By *J. M. ...*  
Deputy Clerk

214992

SEAL

COPY

REQUESTED BY  
**FIRST NEVADA TITLE COMPANY**  
IN OFFICIAL RECORDS OF  
DOUGLAS CO., NEVADA

'89 NOV 17 P3:50

SUZANNE BEAUDREAU  
RECORDER

**214992**

\$ 7<sup>00</sup> PAID K12 DEPUTY

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