

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

In re:	§	
	§	
HARVEY LELAND DALTON	§	Case No. 13-40620
LORIE KAY DALTON	§	
	§	
Debtors	§	

TRUSTEE’S FINAL REPORT (TFR)

The undersigned trustee hereby makes this Final Report and states as follows:

1. A petition under chapter 7 of the United States Bankruptcy Code was filed on 03/07/2013 . The undersigned trustee was appointed on 03/07/2013 .
2. The trustee faithfully and properly fulfilled the duties enumerated in 11 U.S.C. §704.
3. All scheduled and known assets of the estate have been reduced to cash, released to the debtor as exempt property pursuant to 11 U.S.C. § 522, or have been or will be abandoned pursuant to 11 U.S.C. § 554. An individual estate property record and report showing the disposition of all property of the estate is attached as **Exhibit A**.

4. The trustee realized gross receipts of \$ 16,158.70

Funds were disbursed in the following amounts:

Payments made under an interim disbursement	0.00
Administrative expenses	5,226.02
Bank service fees	271.16
Other payments to creditors	1,182.83
Non-estate funds paid to 3 rd Parties	0.00
Exemptions paid to the debtor	0.00
Other payments to the debtor	0.00

Leaving a balance on hand of¹ \$ 9,478.69

¹The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. §326(a) on account of the disbursement of the additional interest.

The remaining funds are available for distribution.

5. Attached as **Exhibit B** is a cash receipts and disbursements record for each estate bank account.

6. The deadline for filing non-governmental claims in this case was 09/26/2013 and the deadline for filing governmental claims was 12/25/2013 . All claims of each class which will receive a distribution have been examined and any objections to the allowance of claims have been resolved. If applicable, a claims analysis, explaining why payment on any claim is not being made, is attached as **Exhibit C**.

7. The Trustee's proposed distribution is attached as **Exhibit D**.

8. Pursuant to 11 U.S.C. § 326(a), the maximum compensation allowable to the trustee is \$ 2,365.87 . To the extent that additional interest is earned before case closing, the maximum compensation may increase.

The trustee has received \$ 0.00 as interim compensation and now requests a sum of \$ 2,365.87 , for a total compensation of \$ 2,365.87 ². In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$ 0.00 , and now requests reimbursement for expenses of \$ 817.00 , for total expenses of \$ 817.00 ².

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Date: 02/10/2016 By: /s/LINDA PAYNE, TRUSTEE
Trustee

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

² If the estate is administratively insolvent, the dollar amounts reflected in this paragraph may be higher than the amounts listed in the Trustee's Proposed Distribution (Exhibit D).

**FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES**

Exhibit A

Case No: 13-40620 BTR Judge: Brenda T. Rhoades Trustee Name: LINDA PAYNE, TRUSTEE
Case Name: HARVEY LELAND DALTON Date Filed (f) or Converted (c): 03/07/2013 (f)
LORIE KAY DALTON 341(a) Meeting Date: 04/05/2013
For Period Ending: 02/10/2016 Claims Bar Date: 09/26/2013

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Est Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Formally Abandoned OA=554(a)	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1. 38.822 Acres in Blue Ridge, TX Homestead	386,000.00	0.00		0.00	FA
2. 67.45 Acres, Blue Ridge Texas	165,000.00	0.00		0.00	FA
3. 38.0 Acres Raw Land TL-3012 Section 30 T4S-R4E, Ou	40,000.00	10,000.00		15,000.00	FA
4. Bank account	25.00	0.00		0.00	FA
5. Household Goods	0.00	0.00		0.00	FA
6. Clothing	0.00	0.00		0.00	FA
7. Interests in Iron Management, Inc., BRIL	0.00	0.00		0.00	FA
8. Partnership Interests in Blue Ridge Construction C	0.00	0.00		1,158.70	FA
9. Counterclaims against Neil and Mike Murphy	0.00	0.00		0.00	FA
10. 2003 Cadillac Escalade	5,000.00	0.00		0.00	FA
11. 2006 Dodge Truck	8,000.00	0.00		0.00	FA
12. Void (u)	0.00	N/A		0.00	FA
INT. Post-Petition Interest Deposits (u)	Unknown	N/A		0.00	Unknown

				Gross Value of Remaining Assets
TOTALS (Excluding Unknown Values)	\$604,025.00	\$10,000.00		\$16,158.70 \$0.00
				(Total Dollar Amount in Column 6)

Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

Sold Land in Alaska. Objections to claims filed 4/9/15.
Will need estate tax return

- RE PROP # 1 -- Home and out buildings
- RE PROP # 2 -- Object to exemptions
- RE PROP # 3 -- Land in Salsa, Alaska.
Asked for tax statement
Hired Robert Fox Realtor to sell. Signed listing agreement 6/12/14
Signed extension on 12/2/14 and reduced price to \$27,000 upon his advise.
Noticed sale on 1/6/15 for \$15,000
- RE PROP # 5 -- On original petition put unknown value. Amended and changed amount to \$8,000 and claimed \$8000 as exempt. Pictures in docman
- RE PROP # 6 -- Original petition had unknown value, amended and changed to \$900 and claimed \$900 as exempt
- RE PROP # 9 -- Investigating

Initial Projected Date of Final Report (TFR): 12/01/2014

Current Projected Date of Final Report (TFR): 09/01/2015

Exhibit A

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 13-40620
Case Name: HARVEY LELAND DALTON
LORIE KAY DALTON

Trustee Name: LINDA PAYNE, TRUSTEE
Bank Name: First National Bank of Vinita
Account Number/CD#: XXXXXX2056
Checking Account

Exhibit B

Taxpayer ID No: XX-XXX7233
For Period Ending: 02/10/2016

Blanket Bond (per case limit): \$300,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
07/16/13	8	CITY OF DENTON	Refund from City of Denton	1129-000	\$1,158.70		\$1,158.70
09/09/13		First National Bank of Vinita	BANK SERVICE FEE	2600-000		\$10.00	\$1,148.70
10/07/13		First National Bank of Vinita	BANK SERVICE FEE	2600-000		\$10.00	\$1,138.70
11/07/13		First National Bank of Vinita	BANK SERVICE FEE	2600-000		\$10.00	\$1,128.70
12/06/13		First National Bank of Vinita	BANK SERVICE FEE	2600-000		\$10.00	\$1,118.70
01/08/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		\$10.00	\$1,108.70
02/07/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		\$10.00	\$1,098.70
03/07/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		\$10.00	\$1,088.70
04/07/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		\$10.00	\$1,078.70
05/07/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		\$10.00	\$1,068.70
06/06/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		\$10.00	\$1,058.70
07/08/14		FIRST NATIONAL BANK OF VINITA	BANK SERVICE FEE	2600-000		\$10.00	\$1,048.70
08/07/14		First National Bank of Vinita	BANK SERVICE FEE	2600-000		\$10.00	\$1,038.70
09/08/14		First National Bank of Vinita	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$10.00	\$1,028.70
10/07/14		First National Bank of Vinita	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$10.00	\$1,018.70
11/07/14		First National Bank of Vinita	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$10.00	\$1,008.70

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 13-40620
Case Name: HARVEY LELAND DALTON
LORIE KAY DALTON

Trustee Name: LINDA PAYNE, TRUSTEE
Bank Name: First National Bank of Vinita
Account Number/CD#: XXXXXX2056
Checking Account

Exhibit B

Taxpayer ID No: XX-XXX7233
For Period Ending: 02/10/2016

Blanket Bond (per case limit): \$300,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
12/05/14		First National Bank of Vinita	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$10.00	\$998.70
03/16/15		Yukon Title Company	Rel estate sale		\$12,317.17		\$13,315.87
			Gross Receipts \$15,000.00				
		Fox Realty	Real Estate Fees (\$1,500.00)	3510-000			
		Property Taxes	Taxes (\$1,182.83)	5800-000			
	3		38.0 Acres Raw Land TL-3012 Section 30 T4S-R4E, Ou	1110-000			
04/07/15		First National Bank of Vinita	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$10.00	\$13,305.87
05/07/15		First National Bank of Vinita	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$13.67	\$13,292.20
06/05/15		First National Bank of Vinita	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$14.11	\$13,278.09
06/24/15	3001	PAYNE, BILL 12770 Coit Road Suite 541 Banner Place Dallas, TX 75251	Court approved fees	3120-000		\$286.02	\$12,992.07
06/24/15	3002	LEVY, SHELDON 6320 Southwestern Blvd Suite 204 Ft Worth, TX 76109	Court approved fees	3410-000		\$437.50	\$12,554.57
06/24/15	3003	PAYNE, BILL 12770 Coit Road Suite 541 Banner Place Dallas, TX 75251	Court approved fees	3110-000		\$3,002.50	\$9,552.07
07/07/15		First National Bank of Vinita 102 W. Illinois Avenue Vinita, OK 74301	Bank service fee	2600-000		\$12.95	\$9,539.12

FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 13-40620
Case Name: HARVEY LELAND DALTON
LORIE KAY DALTON

Trustee Name: LINDA PAYNE, TRUSTEE
Bank Name: First National Bank of Vinita
Account Number/CD#: XXXXXX2056
Checking Account

Exhibit B

Taxpayer ID No: XX-XXX7233
For Period Ending: 02/10/2016

Blanket Bond (per case limit): \$300,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
08/07/15		First National Bank of Vinita	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$10.13	\$9,528.99
09/08/15		First National Bank of Vinita	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$10.12	\$9,518.87
10/07/15		First National Bank of Vinita	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$10.00	\$9,508.87
11/06/15		First National Bank of Vinita	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$10.10	\$9,498.77
12/07/15		First National Bank of Vinita	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$10.00	\$9,488.77
01/08/16		First National Bank of Vinita	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$10.08	\$9,478.69

COLUMN TOTALS	\$13,475.87	\$3,997.18
Less: Bank Transfers/CD's	\$0.00	\$0.00
Subtotal	\$13,475.87	\$3,997.18
Less: Payments to Debtors	\$0.00	\$0.00
Net	\$13,475.87	\$3,997.18

Exhibit B

		TOTAL OF ALL ACCOUNTS		
		NET		ACCOUNT
		NET DEPOSITS	DISBURSEMENTS	BALANCE
XXXXXX2056 - Checking Account		\$13,475.87	\$3,997.18	\$9,478.69
		-----	-----	-----
		\$13,475.87	\$3,997.18	\$9,478.69
		=====		=====
		(Excludes account transfers)	(Excludes payments to debtors)	Total Funds on Hand
Total Allocation Receipts:	\$2,682.83			
Total Net Deposits:	\$13,475.87			
<u>Total Gross Receipts:</u>	<u>\$16,158.70</u>			

Exhibit C
ANALYSIS OF CLAIMS REGISTER

Case Number: 13-40620-BTR

Date: February 10, 2016

Debtor Name: HARVEY LELAND DALTON

Claims Bar Date: 9/26/2013

Code #	Creditor Name And Address	Claim Class	Notes	Scheduled	Claimed	Allowed
2 70 7100	SCP DISTRIBUTORS LLC 109 Northpark Blvd. Covington, LA 70433	Unsecured		\$0.00	\$13,013.10	\$13,013.10
3 70 7100	VISION BANK, N. A. c/o William Riley Nix, Atty 717 North Crockett St. Sherman, TX 75090	Unsecured		\$0.00	\$622,803.11	\$622,803.11
4 70 7100	VISION BANK, N. A. c/o William Riley Nix, Atty 717 North Crockett St. Sherman, TX 75090	Unsecured		\$0.00	\$1,773,690.20	\$1,773,690.20
5 70 7100	VISION BANK, N. A. c/o William Riley Nix, Atty 717 North Crockett St. Sherman, TX 75090	Unsecured		\$0.00	\$466,269.40	\$466,269.40
6 70 7100	VISION BANK, N. A. c/o William Riley Nix, Atty 717 North Crockett St. Sherman, TX 75090	Unsecured		\$0.00	\$599,898.97	\$599,898.97
7 70 7100	FIRST NATIONAL INSURANCE COMPANY OF 901 Main Street, Suite 4400 Dallas, Texas 75202	Unsecured		\$0.00	\$796,321.49	\$796,321.49
8 70 7100	ATLAS ACQUISITIONS LLC 294 Union St. Hackensack, NJ 07601	Unsecured		\$0.00	\$6,231.35	\$6,231.35
9 70 7100	DISCOVER BANK DB Servicing Corporation PO Box 3025 New Albany, OH 43054-3025	Unsecured		\$0.00	\$20,203.18	\$20,203.18
10 70 7100	CNH CAPITAL AMERICA, LLC P.O. Box 3600 Lancaster, PA 17604	Unsecured		\$0.00	\$240,732.77	\$240,732.77

Exhibit C
ANALYSIS OF CLAIMS REGISTER

Case Number: 13-40620-BTR

Date: February 10, 2016

Debtor Name: HARVEY LELAND DALTON

Claims Bar Date: 9/26/2013

	Creditor Name And Address	Claim Class	Notes	Scheduled	Claimed	Allowed
11 70 7100	CNH CAPITAL AMERICA, LLC P.O. Box 3600 Lancaster, PA 17604	Unsecured		\$0.00	\$118,228.34	\$118,228.34
12 70 7100	AMERICAN EXPRESS CENTURION BANK c o Becket and Lee LLP POB 3001 Malvern, PA 19355-0701	Unsecured		\$0.00	\$805.75	\$805.75
13 70 7100	AMERICAN EXPRESS CENTURION BANK c o Becket and Lee LLP POB 3001 Malvern, PA 19355-0701	Unsecured		\$0.00	\$1,266.46	\$1,266.46
14 70 7100	AMERICAN EXPRESS BANK, FSB c o Becket and Lee LLP POB 3001 Malvern, PA 19355-0701	Unsecured		\$0.00	\$30,994.37	\$30,994.37
15 70 7100	CAVALRY SPV I, LLC 500 Summit Lake Drive, Ste 400 Valhalla, NY 10595	Unsecured		\$0.00	\$7,478.42	\$7,478.42
16 70 7100	CAVALRY SPV I, LLC 500 Summit Lake Drive, Ste 400 Valhalla, NY 10595	Unsecured		\$0.00	\$29,306.84	\$29,306.84
100 2100	LINDA PAYNE 12770 Coit Road Dallas, TX 75251	Administrative		\$0.00	\$2,365.87	\$2,365.87
100 2200	LINDA PAYNE 12770 Coit Road Dallas, TX 75251	Administrative		\$0.00	\$817.00	\$817.00
100 3110	BILL PAYNE 12770 Coit Road Suite 541 Banner Place Dallas, TX 75251	Administrative		\$0.00	\$3,002.50	\$3,002.50

Exhibit C
ANALYSIS OF CLAIMS REGISTER

Case Number: 13-40620-BTR

Date: February 10, 2016

Debtor Name: HARVEY LELAND DALTON

Claims Bar Date: 9/26/2013

	Creditor Name And Address	Claim Class	Notes	Scheduled	Claimed	Allowed
100 3120	BILL PAYNE 12770 Coit Road Suite 541 Banner Place Dallas, TX 75251	Administrative		\$0.00	\$286.02	\$286.02
100 3410	SHELDON LEVY, CPA 6320 Southwestern Blvd Suite 204 Ft Worth, TX 76109	Administrative		\$0.00	\$437.50	\$437.50
Case Totals				\$0.00	\$4,734,152.64	\$4,734,152.64

Code#: Trustee's Claim Number, Priority Code, Claim Type (UTC)

TRUSTEE'S PROPOSED DISTRIBUTION

Exhibit D

Case No.: 13-40620

Case Name: HARVEY LELAND DALTON

LORIE KAY DALTON

Trustee Name: LINDA PAYNE, TRUSTEE

Balance on hand \$ 9,478.69

Claims of secured creditors will be paid as follows:

NONE

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee Fees: LINDA PAYNE	\$ 2,365.87	\$ 0.00	\$ 2,365.87
Trustee Expenses: LINDA PAYNE	\$ 817.00	\$ 0.00	\$ 817.00
Attorney for Trustee Fees: BILL PAYNE	\$ 3,002.50	\$ 3,002.50	\$ 0.00
Attorney for Trustee Expenses: BILL PAYNE	\$ 286.02	\$ 286.02	\$ 0.00
Accountant for Trustee Fees: SHELDON LEVY, CPA	\$ 437.50	\$ 437.50	\$ 0.00

Total to be paid for chapter 7 administrative expenses \$ 3,182.87

Remaining Balance \$ 6,295.82

Applications for prior chapter fees and administrative expenses have been filed as follows:

NONE

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$ 0.00 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

NONE

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$ 4,727,243.75 have been allowed and will be paid pro rata only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be 0.1 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
2	SCP DISTRIBUTORS LLC	\$ 13,013.10	\$ 0.00	\$ 17.33
3	VISION BANK, N. A.	\$ 622,803.11	\$ 0.00	\$ 829.46
4	VISION BANK, N. A.	\$ 1,773,690.20	\$ 0.00	\$ 2,362.23
5	VISION BANK, N. A.	\$ 466,269.40	\$ 0.00	\$ 620.99
6	VISION BANK, N. A.	\$ 599,898.97	\$ 0.00	\$ 798.96
7	FIRST NATIONAL INSURANCE COMPANY OF	\$ 796,321.49	\$ 0.00	\$ 1,060.55
8	ATLAS ACQUISITIONS LLC	\$ 6,231.35	\$ 0.00	\$ 8.30
9	DISCOVER BANK	\$ 20,203.18	\$ 0.00	\$ 26.91
10	CNH CAPITAL AMERICA, LLC	\$ 240,732.77	\$ 0.00	\$ 320.61
11	CNH CAPITAL AMERICA, LLC	\$ 118,228.34	\$ 0.00	\$ 157.46

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
12	AMERICAN EXPRESS CENTURION BANK	\$ 805.75	\$ 0.00	\$ 1.07
13	AMERICAN EXPRESS CENTURION BANK	\$ 1,266.46	\$ 0.00	\$ 1.69
14	AMERICAN EXPRESS BANK, FSB	\$ 30,994.37	\$ 0.00	\$ 41.28
15	CAVALRY SPV I, LLC	\$ 7,478.42	\$ 0.00	\$ 9.96
16	CAVALRY SPV I, LLC	\$ 29,306.84	\$ 0.00	\$ 39.02

Total to be paid to timely general unsecured creditors \$ 6,295.82

Remaining Balance \$ 0.00

Tardily filed claims of general (unsecured) creditors totaling \$ 0.00 have been allowed and will be paid *pro rata* only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be 0.0 percent.

Tardily filed general (unsecured) claims are as follows:

NONE

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$ 0.00 have been allowed and will be paid *pro rata* only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be 0.0 percent.

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

NONE