

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

APPLICATION AND ORDER FOR PERMISSION
TO SUBSTITUTE AND TO INCREASE
SECURITIES ON DEPOSIT

Entered January 31, 1991

Order No. 91-6

TO THE HONORABLE JUDGE OF SAID COURT;

NOW COMES TEXAS COMMERCE BANK NATIONAL ASSOCIATION, a national banking association, with its principal office and place of business in Houston, Harris County, Texas, and would respectfully show the Court as follows:

Petitioner, Texas Commerce Bank National Association, has heretofore by this Court been named and designated as one of the Depositories of monies of Estates in Bankruptcy, nor or hereafter pending in such District, and has filed its Bond in the sum of Five Million Dollars (\$5,000,000) as fixed by order of this Court. In lieu of surety or sureties, on the above mentioned Bond in the amount of Five Million Dollars (\$5,000,000), the Petitioner now has deposited with the Houston Branch, Federal Reserve Bank of Dallas, Houston, Texas, the following described securities:

9.125% United States Treasury
Notes due February 15, 1991 in
the amount of \$5,000,000

The above deposited sums made in lieu of surety or sureties on said Bond are under and subject to written agreement between the Petitioner and the Houston Branch, Federal Reserve Bank of Dallas, Houston, Texas, such agreement having been heretofore approved by this court as being in conformity with the law.

Your Petitioner now requests that it be allowed and permitted to withdraw, on or after January 14, 1991 from the Houston Branch Federal Reserve Bank of Dallas, Houston, Texas and from the effect of said deposit agreements the hereinbelow listed United States Treasury securities standing in lieu of surety or sureties on said bond:

TEXAS COMMERCE CAPITAL MARKETS

DANIEL C. HALEY
Vice President

707 Travis
Houston, Texas 77252-8049
(713) 236-5406

January 14, 1991

United States Bankruptcy Court
Southern District of Texas
Attn: Mr. David Bradley
515 Rusk Avenue
Houston, Texas 77001

Dear Mr. Bradley:

Enclosed is an "Application for Permission to Substitute and to Increase Securities on Deposit".

Please obtain the necessary signature, retain one copy for your files, and return to my attention.

Also enclosed is a listing of the bankruptcy accounts which fall under the jurisdiction of the Bankruptcy Court.

Total bankruptcy accounts held at Texas Commerce Bank, N.A.
\$ 2,392,700.79

Amount of funds needing collateral
\$ 1,718,454.29
Total amount of securities pledged
5,000,000.00

Total amount over (under) pledged
\$3,281,545.71

Based on the level of deposits and the applicable FDIC coverage, we propose collateral as follows:

GNMA	Pool#	235239	9.50%	due	3-15-2016	\$	990,000.00
GNMA,	Pool#	190229	9.00	due	12-15-2016		95,000.00
GNMA	Pool#	219396	9.50	due	7-15-2017		991,875.99
GNMA,	Pool#	226973	9.50	due	8-15-2017		1,000,871.51
GNMA	Pool#	231121	9.50	due	9-15-2017		75,000.00
GNMA	Pool#	234680	9.50	due	10-15-2017		255,000.00
GNMA	Pool#	235220	9.50	due	1-15-2018		625,000.00
GNMA	Pool#	250538	9.00	due	7-15-2018		580,000.00
GNMA	Pool#	255328	9.50	due	1-15-2019		1,000,000.00
GNMA	Pool#	272787	9.50	due	2-15-2019		<u>1,000,000.00</u>
							\$6,612,747.50

Thank you for your assistance to this matter.

Sincerely,

 \s\
Daniel C. Haley

Enclosure

LISTING OF BANKRUPTCY ACCOUNTS

	<u>Total Deposit</u>	<u>Over 100M</u>
Estate of Falcon Andrau Energy Case# 86-05412H2-11 Gary Knostman Trustee	\$ 404,809.89	\$304,809.89
Media Communications Case# 85-08490-H17 Lowell T. Cage Trustee	137,666.57	37,666.57
Estate of Mortgage America Corp. Case# 81-025474-H58 Gary Knostman Trustee	766,755.44	666,755.44
Estate of Progress Steel & Casting Case# 82-03380-H14 Gary Knostman Trustee	185,046.21	85,046.21
Republic Refining Co. Case# 84-03188-H14 Gary Knostman Trustee	315,067.88	215,067.88
Theo Pinson Bankruptcy	74,246.50	0
Estate of Shearn Moody, Jr. Case# 85-04138-H35 Steve Smith Trustee	<u>509,108.30</u> \$2,392,700.79	<u>409,108.30</u> \$1,718,454.29