

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO

In re:

FURR'S SUPERMARKETS, INC.,
Debtor.

Case No. 7-01-10779-SA
Chapter 7

ORDER APPROVING SETTLEMENT OF ADVERSARY PROCEEDING 03-1080-S
(Charles L. Henry, Architect)

THIS MATTER came before the Court on the Chapter 7 Trustee's Motion to Approve Settlement of Adversary Proceeding 03-1080-S (Charles L. Henry, Architect). The Court, being sufficiently advised, hereby FINDS:

1. The Chapter 7 Trustee's Motion to Approve Settlement of Adversary Proceeding 03-1080-S (the "Motion") was filed on June 9, 2004.

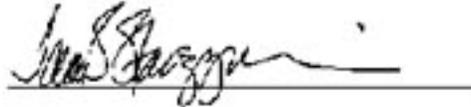
2. Notice of the filing of the Motion was mailed by first class United States mail, postage prepaid, on June 9, 2004, to all persons listed on the limited matrix as set forth in the original Notice filed herein, and was sufficient and proper in the circumstances. The deadline to file an objection expired on July 2, 2004, which includes three days for service by mail. No objections to the Motion were filed.

3. The Settlement should be approved.

4. Upon entry of this Order, the Defendant will pay the Trustee One Hundred Fifteen Thousand Dollars and 00/100 (\$115,000.00) upon the terms set out in the Motion and the Settlement Agreement between the parties. Upon completion of

the payments, the Adversary Proceeding will be dismissed with prejudice.

IT IS THEREFORE ORDERED that the Chapter 7 Trustee's Motion to Approve Settlement of Adversary Proceeding 03-1080-S is granted, and the settlement of Adversary Proceeding 03-1080-S is approved as set forth in the Motion.



THE HONORABLE JAMES S. STARZYNSKI
UNITED STATES BANKRUPTCY JUDGE

Submitted by:

DAVIS & PIERCE, P.C.

/s/ submitted by email 07/09/04

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Approved:

Approved by phone 07/09/04

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Additional Parties Entitled to Notice:

Ronald E. Andazola, Esq.

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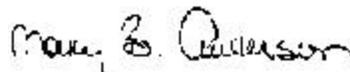
David T. Thuma, Esq.

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Albuquerque, NM 87102

I hereby certify that on July 12, 2004, a true and correct copy of the foregoing was either electronically transmitted, faxed, delivered, or mailed to the listed counsel and parties.



Mary B. Anderson