

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
FAYETTEVILLE DIVISION**

**IN RE:**

**RYE SWAMP FARMS, G.P.**

**CASE NO: 21-01297-5-JNC  
CHAPTER 12**

**DEBTOR.**

**NOTICE OF PROPOSED SALE BY PUBLIC AUCTION**

**NOTICE IS HEREBY GIVEN** pursuant to Rules 2002 and 6004 that the Debtor, RYE SWAMP FARMS, G.P. (“Debtor”), proposes to sell certain personal property as described on Exhibit A attached hereto by way of public auction to be conducted by Country Boys Auction & Realty on or after **February 15, 2023, at 10 am, at 490 Old Salemburg Road, Salemburg, NC 28380.**

FURTHER NOTICE IS HEREBY GIVEN that the Debtor shall sell the personal property free and clear of any liens, claims, encumbrances, rights, or interests, with such interests transferring to the net proceeds of the sale remaining after deduction of the reasonable and approved costs and expenses of the sale pursuant to that Order of the Court entered March 23, 2022; and

FURTHER NOTICE IS HEREBY GIVEN that this Sale may be allowed and may proceed provided no written response and request for a hearing is filed with the Clerk of this Court and served on the undersigned counsel for the Debtor and other parties in interest within **FOURTEEN (14) DAYS** from the date of this Notice; and that if a response and a request for a hearing is filed and served within the time indicated, a hearing will be conducted on the matter at a date, time and place to be later set and all parties will be notified accordingly.

DATE OF NOTICE: January 24, 2023.

**NARRON WENZEL, P.A.**

By: /s/ David F. Mills

David F. Mills  
State Bar No. 18326

P.O. Box 1567  
102 S. Third Street  
Smithfield, NC 27577  
Tele: (919) 934-0049  
Fax: (919) 938-1058  
[dmills@narronwenzel.com](mailto:dmills@narronwenzel.com)



**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
FAYETTEVILLE DIVISION**

**IN RE:**

**RYE SWAMP FARMS, G.P.  
  
DEBTOR.**

**CASE NO: 21-01297-5-JNC  
CHAPTER 12**

**CERTIFICATE OF SERVICE**

I, David F. Mills, Attorney at Law, P.O. Box 1567, Smithfield, North Carolina 27577, hereby certify that I am, and at all times hereinafter mentioned was, more than eighteen (18) years of age and that on this day I served a copy of the Debtor's Notice of Proposed Sale by Public Auction on the following:

**VIA CM/ECF**

John C. Bircher III, Chapter 12 Trustee

All parties registered to receive electronic notice in this case.

All parties listed on the mailing matrix.

I certify under penalty of perjury that the foregoing is correct.

This the 24<sup>th</sup> day of January, 2023.

**NARRON WENZEL, P.A.**

By: /s/ David F. Mills

David F. Mills  
State Bar No. 18326  
P.O. Box 1567  
Smithfield, NC 27577  
Tele: (919) 934-0049  
dmills@narronwenzel.com

Label Matrix for local noticing  
0417-5  
Case 21-01297-5-JNC  
Eastern District of North Carolina  
Raleigh  
Tue Jan 24 15:47:10 EST 2023

Nutrien Ag Solutions, Inc.  
c/o J. Michael Fields, Esq.  
Post Office Box 8088  
Greenville, NC 27835-8088

Rye Swamp Farms, G.P.  
P.O. Box 354  
Salemberg, NC 28385-0354

U. S. Bankruptcy Court  
300 Fayetteville Street, 4th Floor  
P.O. Box 791  
Raleigh, NC 27602-0791

AGCO Finance, LLC  
Attn: Managing Agent  
P.O. Box 2000  
Johnston, IA 50131-0020

Attorney General of the United States  
950 Pennsylvania Ave. NW  
Washington, DC 20530-0001

CNH Industrial Capital America, LLC  
Attn: Officer/Managing Agent  
PO Box 3600  
Lancaster, PA 17604-3600

Cape Fear Farm Credit, ACA  
Attn: Officer/Managing Agent  
P.O. Box 558  
Clinton, NC 28329-0558

(p)FIRST CITIZENS BANK TRUST COMPANY  
P O BOX 25187  
RALEIGH NC 27611-5187

Harvey Fertilizer & Gas Co.  
Attn: Officer or Managing Agent  
PO Box 189  
Kinston, NC 28502-0189

Harvey Fertilizer and Gas Co.  
c/o J. Michael Fields, Esq.  
Post Office Box 8088  
Greenville, NC 27835-8088

Helena Agri-Enterprises, LLC  
Attn: Officer/Managing Agent  
225 Schilling Boulevard, Ste. 300  
Collierville, TN 38017-7177

James Robert Hairr  
P.O. Box 38  
Salemberg, NC 28385-0038

James Rupert Hairr, Jr.  
P.O. Box 354  
Salemberg, NC 28385-0354

(p)DEERE CREDIT SERVICES INC  
ATTN LITIGATION & RECOVERY DEPARTMENT  
PO BOX 6600  
JOHNSTON IA 50131-6600

John Deere Financial  
c/o Weltman, Weinberg and Reis Co., LPA  
965 Keynote Circle  
Cleveland, OH 44131-1829

John Deere Financial, f.s.b.  
Attn: Officer/Managing Agent  
P.O. Box 5328  
Madison, WI 53705-0328

Jordan Cody Hairr  
1029 Wendell Rd.  
Wendell, NC 27591-8653

Kubota Leasing  
Attn: Managing/Authorized Agent  
P.O. Box 825303  
Philadelphia, PA 19182-5303

Nutrien Ag Solutions, Inc.  
Nancy Chase, Special Acct. Manager  
P.O. Box 56  
Boynton, VA 23917-0056

Pierce's Soil and Crop Consulting  
674 Lassiter Rd.  
Princeton, NC 27569-7115

Roberta Hairr  
P.O. Box 354  
Salemberg, NC 28385-0354

USDA Farm Service Agency  
Attn: FLP  
4407 Bland Rd., Suite 175  
Raleigh, NC 27609-6875

United States Attorney EDNC  
150 Fayetteville Street  
Suite 2100  
Raleigh, NC 27601-2959

Ward & Smith, P.A.  
Attn: J. Michael Fields, Esq.  
P.O. Box 8088  
Greenville, NC 27835-8088

David F. Mills  
Narron Wenzel, P.A.  
PO Box 1567  
Smithfield, NC 27577-1567

James and Roberta Hairr  
P.O. Box 354  
Salemberg, NC 28385-0354

John C Bircher III  
John C. Bircher III, Trustee  
209 Pollock Street  
New Bern, NC 28560-4942

Roberta C. Hairr  
P.O. Box 354  
Salemberg, NC 28385-0354

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

First-Citizens Bank & Trust Company  
Attn: Bankruptcy Department  
PO Box 25187  
Raleigh, NC 27611-5187

John Deere Financial  
PO Box 6600  
Johnston, 50131

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)Bankruptcy Administrator

(u)Cape Fear Farm Credit, ACA

(u)Deere and Company

(u)Harvey Fertilizer and Gas Co.

(u)Adam Hall, CPA, PA

(d)James Robert Hairr  
P.O. Box 38  
Salemberg, NC 28385-0038

(u)Mike Gurkins  
Country Boys Auction & Realty, Inc.

End of Label Matrix  
Mailable recipients 28  
Bypassed recipients 7  
Total 35