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BIBLIOGRAPHY

SELECTED JOURNAL ARTICLES CONCERNING AGRICULTURAL LAW AND DEBTOR/CREDITOR RELATIONS: 1983-1987*

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Armstrong, *The Family Farmer Bankruptcy Act of 1986: An Analysis for Farm Lenders*, 104 BANKING L.J. 189 (1987).

Baarda, *Farmer Cooperative Loss Allocation: Survey of Federal Income Tax Considerations*, 7 J. AGRIC. TAX'N & L. 40 (1985).

Baumer, Masson & Masson, *Curdling the Competition: An Economic and Legal Analysis of the Antitrust Exemption for Agriculture*, 31 VILL. L. REV. 183 (1986).

Bland, *Insolvencies in Farming and Agribusinesses*, 73 KY. L.J. 795 (1985).

Cambell & Harris, *Commodity Certificates in the 1986 Wheat and Feed Grain Programs and Their Tax Consequences*, 8 J. AGRIC. TAX'N & L. 284 (1986).

* For a bibliography listing additional agricultural law articles, see Hughes, *Selected Journal Articles Concerning Agricultural Law and Debtor/Creditor Relations: 1970-1983*, 60 N.D.L. REV. 575 (1984).

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Camp & Crespi, *The Iowa Foreclosure Moratorium Law of 1985: A Preliminary Analysis and Proposed Changes*, 35 DRAKE L. REV. 545 (1985-86).

Case Note, *Bankruptcy — Labor Contribution by Junior Interest Satisfies Fair and Equitable Standard for Cram Down. In re Ahlers*, 794 F.2d 388, 9 U. ARK. LITTLE ROCK L.J. 369 (1986-87).

Case Note, *Bankruptcy — Whether Debtor's Proposal to Sell Secured Creditor's Collateral Adequately Protects a Secured Creditor's Bargained-for Interest Requires Court Determination of the Value of the Creditor's Secured Interest, the Risk to That Value Upon Approval of Debtor's Plan, and Whether the Creditor is Afforded the Indubitable Equivalent of Such Value Under Debtor's Proposal — In re Martin* (8th Cir. 1985), 35 DRAKE L. REV. 667 (1985-86).

Case Note, *The Farm Reorganization Exception to the Absolute Priority Rule*, 32 S.D.L. REV. 167 (1987).

Centner, *Cooperatives: A Search for Equitable Relief from the Equity Redemption Problem*, 7 J. AGRIC. TAX'N & L. 120 (1985).

Centner, *Qualifying Earnings for Deduction Under Subchapter T*, 9 J. AGRIC. TAX'N & L. 143 (1987).

Centner, *Retained Equities of Agricultural Cooperatives and the Federal Securities Acts*, 31 U. KAN. L. REV. 245 (1983).

Comment, *Grain Elevator Bankruptcy — Has Illinois Successfully Provided Security to Farmers?*, 1983 S. ILL. U.L.J. 337 (1983).

Corwin, *Moratorium over Minnesota*, 82 U. PA. L. REV. 311 (1934).

Dewey, *Grain Elevator Bankruptcies*, 30 S.D.L. REV. 326 (1985).

Donnelly, *Farmers' Cooperatives Have New Rules for Compliance With Section 521(b)(2)*, 8 J. AGRIC. TAX'N & L. 126 (1986).

Dunn & Dean, "1001 Questions" Concerning Bylaws of Agricultural Cooperatives, 4 AGRIC. L.J. 297 (1982).

- Estes, *Analysis of New Leasing Opportunities Applicable to Cooperatives*, 6 J. AGRIC. TAX'N & L. 387 (1984).
- Fee & Hoberg, *Potential Liability of Directors of Agricultural Cooperatives*, 37 ARK. L. REV. 60 (1983).
- Fleck, *Cooperatives — Accounting and Tax Developments, Change in Accounting Methods — Planning Opportunities*, 8 J. AGRIC. TAX'N & L. 88 (1986).
- Fleck, *Cooperatives - Accounting and Tax Developments, The Tax Reform Act's Effect on Cooperatives*, 9 J. AGRIC. TAX'N & L. 174 (1987).
- Fry, *Buying Farm Products: The 1985 Farm Bill Changes the Rules of the Game*, 91 COM. L.J. 433 (1986).
- Grossman & Fischer, *The Farm Lease in Bankruptcy: A Comprehensive Analysis*, 59 NOTRE DAME L. REV. 598 (1984).
- Grossman, *Installment Land Contracts for the Sale of Farmland: Some Considerations in Bankruptcy*, 8 J. AGRIC. TAX'N & L. 208 (1986).
- Grossman, *Property Rights in Farm Bankruptcy: Treatment of Crops and Livestock Under the Farm Lease*, 6 J. AGRIC. TAX'N & L. 579 (1984).
- Hamilton, *Cooperative Member Relations and Members' Rights in Retained Equity — Setoffs and Other Approaches*, 6 J. AGRIC. TAX'N & L. 603 (1984).
- Hamilton, *Legal Authority for Federal Acquisition of Conservation Easements to Provide Agricultural Credit Relief*, 35 DRAKE L. REV. 477 (1985-86).
- Harl, *Current Estate Planning Topics, Impact of Bankruptcy Options on Planning*, 8 J. AGRIC. TAX'N & L. 164 (1986).
- Harl, *Current Estate Planning Topics, Planning Under Bankruptcy and Debtor Distress*, 9 J. AGRIC. TAX'N & L. 157 (1987).
- Harl, *A Financial Revolution in Agriculture*, 60 N.D.L. REV. 387 (1984).

- Hartung, *The Liability of an Individual Debtor for Taxes Incurred by the Bankruptcy Estate*, 9 J. AGRIC. TAX'N & L. 64 (1987).
- Jackson & Harl, *Undivided Fractional Interests in Agricultural Product Storage Facilities*, 7 J. AGRIC. TAX'N & L. 3 (1985).
- Johnson, *The Contract Clause of the United States Constitution*, 16 KY. L.J. 222 (1928).
- Jurgens, *Agricultural Nonpoint Source Pollution: A Proposed Strategy to Regulate Adverse Impacts*, 2 J. LAND USE ENVTL. L. 195 (1986).
- Koger & Acconcia, *In re Ahlers: Capitalizing on Sweat*, 42 J. MO. B. 455 (1986).
- Krahmer, *Provisions of New Chapter 12 Help Stave Off Farm Liquidations*, 9 NAT'L L.J. 21 (June 29, 1987).
- Kunkel, *Farmers' Relief Under the Bankruptcy Code: Preserving the Farmers' Property*, 29 S.D.L. REV. 303 (1984).
- Kunkel, *The Fox Takes Over the Chicken House: Creditor Interference with Farm Management*, 60 N.D.L. REV. 445 (1984).
- Lander, *Is the Agricultural Security Interest Legally Healthy?*, 34 U. KAN. L. REV. 505 (1986).
- Lodoen, *Chapter 11 Farm Reorganizations: Farmer Beware!*, 9 J. AGRIC. TAX'N & L. 99 (1987).
- Marsh, *Are PIK Payments "Proceeds" Under Article 9?*, 7 J. AGRIC. TAX'N & L. 291 (1986).
- Meyer, *The 9-307(1) Farm Products Puzzle: Its Parts and its Future*, 60 N.D.L. REV. 401 (1984).
- Molbert, *Adequate Protection for the Undersecured Creditor in a Chapter 11 Reorganization: Compensation for the Delay in Enforcing Foreclosure Rights*, 60 N.D.L. REV. 515 (1984).
- Montag, *FmHA Loan Servicing: Alternatives to Foreclosure*, 35 DRAKE L. REV. 561 (1985-86).

- Moratzka, *A Farmer's Tax Liability in the Event of Liquidation in or out of Bankruptcy*, 30 S.D.L. REV. 198 (1985).
- Nickles, *Setting Farmers Free: Righting the Unintended Anomaly of UCC Section 9-312(2)*, 71 MINN. L. REV. 1135 (1987).
- Note, *Antitrust Action Against Milk Marketing Cooperatives — Shaking up the Milk Industry*, 34 DRAKE L. REV. 493 (1984-85).
- Note, *Bankruptcy Law and the Farmer: Are Farmers Really Exempt from Forced Liquidation Under Chapter 11?*, 25 WASHBURN L.J. 264 (1986).
- Note, *The California Agricultural Producer's Lien, Processing Company Insolvencies, and Federal Bankruptcy Law: An Evaluation and Alternative Methods of Protecting Farmers*, 36 HASTINGS L.J. 609 (1985).
- Note, *Clear Title: A Buyer's Bonus, A Lender's Loss — Repeal of UCC § 9-307(1) Farm Products Exception by Food Security Act § 1324 [7 U.S.C. § 1631]*, 26 WASHBURN L.J. 71 (1986).
- Note, *Minnesota's Grain Elevator Legislation: Inadequate Protection for Minnesota's Grain Farmers Means Overprotection for the Country Elevator*, 13 WM. MITCHELL L. REV. 221 (1987).
- Paterson, *Sherman Section 2 Monopolization for Agricultural Marketing Cooperative*, 60 TUL. L. REV. 955 (1986).
- Payt, *How Agricultural Exporters, Cooperatives, and Joint Export Marketing Groups Can Use the Export Trading Company Act*, 8 J. AGRIC. TAX'N & L. 34 (1986).
- Pearson, *Is a Man Out Standing in His Field a Farmer for Bankruptcy Purposes?*, 5 J. AGRIC. TAX'N & L. 305 (1984).
- Prosser, *Minnesota Mortgage Moratorium*, 7 S. CAL. L. REV. 353 (1934).
- Rosentrater, *Protecting the Lender's Rights When Farmers File for Bankruptcy*, 29 S.D.L. REV. 333 (1984).

Schneider, *Chapter 12 Bankruptcy — How Will It Operate?*, 21 CLEARINGHOUSE REV. 113 (1987).

Strasser, *The Farm: An Economic Crisis Turns Into a Legal One, as Lawyers and Farmers Struggle with Bankruptcy, Foreclosure and Tax Problems*, 8 NAT'L L.J. 1 (Dec. 16, 1985).

Uchtmann & Bauer, *Protection of Farmers in Grain Elevator Bankruptcies*, 6 N. ILL. U.L. REV. 175 (1986).

Vogel, *The Law of Hard Times: Debtor and Farmer Relief Actions of the 1933 North Dakota Legislative Session*, 60 N.D.L. REV. 489 (1984).