United States Bankruptcy	PROOF OF CLAIM		
Indicate Debtor against which yo  ☐ Santa Fe Gold Corporation (C  ☐ Azeo Mica, Inc. (Case No. 15)		The Lordsburg Mining	one Debtor per claim form): g Company (Case No. 15-11763) dos) Corporation (Case No. 15-11764)
	a claim for an administrative expense that arises a syment of an administrative expense according to I		COURT USE ONLY
	ntity to whom the debtor owes money or property		Your Claim is Listed in the Debtors' Schedules as:
Power Equipment Company Name and address where notices should Power Equipme 500 E 6200 F	ant Company Amer	EC 0.8 2015 licam Legal Claims	Amount: \$16,679.13 Class: Unsecured Debtor: The Lordsburg Mining Company 15-11763
Denver CO 81	0216 RECEIVED	NOV 2 0 2015	*
Telephone number: 303 · 288 · 680 \ x434		Z-EQUIP.COM	
Power Equipment should Power Equipment Po Box 28 Denver 10 8020	In re: LORDSBU CLAIM		Court Claim Number:  (If known)  Filed on:
Telephone number: 303.288 (680) x43-	email:  AWHITE@POWER	-EOUIP.COM	☐ Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.
1. Amount of Claim as of Date Case Fi	iled: \$ 110,1679,13		
If all or part of the claim is secured, com	plete item 4. If all or part of the claim is entitled	to <u>priority</u> , complete <u>item 5</u> .	
Check this box if the claim includes in	terest or other charges in addition to the principal	amount of the claim. Attach	a statement that itemizes interest or charges.
2. Basis for Claim: Records (See instruction #2)	Order # and Credit 1	application	
3. Last four digits of any number by which creditor identifies debtor:	3a. Debtor may have scheduled account as:	3b. Uniform Claim Identi	ifier (optional):
0175	(See instruction #3a)	(See instruction #3b)	
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is		Amount of arrearage and included in secured claim	other charges, as of the time case was filed, , if any:
setoff, attach required redacted document	s, and provide the requested information.		\$
Nature of property or right of setoff: C Describe:	JReal Estate ☐Motor Vehicle ☐Other	Basis for perfection:	1
Value of Property: \$		Amount of Secured Claim	s
Annual Interest Rate% ☐Fixed (when case was filed)	d or 🗇 Variable	Amount Unsecured:	\$
5. Amount of Claim Entitled to Priority the priority and state the amount.	y under 11 U.S.C. § 507 (a). If any part of the o	claim falls into one of the fo	llowing categories, check the box specifying
☐ Domestic support obligations under 11 U.S.C. § 507 (a)(1)(A) or (a)(1)(B).	☐ Wages, salaries, or commissions (up to \$ earned within 180 days before the case was f debtor's business ceased, whichever is earlied 11 U.S.C. § 507 (a)(4).	iled or the employee ber	nefit plan –
☐ Up to \$2,775* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. § 507 (a)(7).	Taxes or penalties owed to governmental 11 U.S.C. § 507 (a)(8).	units – $\square$ Other – Sp applicable par 11 U.S.C. § 5	ragraph of
*Amounts are subject to adjustment on 4/1	1/16 and every 3 years thereafter with respect to c	ases commenced on or after t	the date of adjustment.

	t of the above case, in which the goods have		ny goods received by the Debtor within 20 days before the ourse of such Debtor's business. Attach documentation
	\$	(See instruction #6)	
7. Credits. The amou	int of all payments on this claim has been cre	edited for the purpose of making this production	of of claim. (See instruction #7)
running accounts, cont providing evidence of DO NOT SEND ORIG		ements. If the claim is secured, box 4 ha (See instruction #8, and the definition of	*
9. Signature: (See in:	struction #9)		
Check the appropriate	box.		
X I am the creditor.	☐ I am the creditor's authorized agent.	☐ I am the trustee, or the debtor, or their authorized agent. (See Bankruptcy Rule 3004.)	☐ I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.)
I declare under penalty	of perjury that the information provided in t	his claim is true and correct to the best o	f my knowledge, information, and reasonable belief.
Print Name: Arry Title: Company: Address and telephone	rca White  // Collection Senior Leo  requipment Compene  number (if different from notice address above  email:	ove):  (Signature)	Ulut 12.7.2016 (Date)
		up to \$500,000 or imprisonment for up to	o 5 years, or both. 18 U.S.C. §§ 152 and 3571.

#### INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, exceptions to these general rules may apply.

#### Items to be completed in Proof of Claim Form

#### Court, Name of Debtor, and Case Number:

Fill in the federal judicial district in which the bankruptcy case was filed (for example, District of Delaware), the debtor's full name, and the case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is at the top of the notice.

#### Creditor's Name and Address:

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

#### 1. Amount of Claim as of Date Case Filed:

State the total amount owed to the creditor on the date of the bankruptcy filing. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

#### 2. Basis for Claim:

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card. If the claim is based on delivering health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if an interested party objects to the claim.

#### 3. Last Four Digits of Any Number by Which Creditor Identifies Debtor:

State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor.

#### 3a. Debtor May Have Scheduled Account As:

Report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the debtor.

#### 3b. Uniform Claim Identifier:

If you use a uniform claim identifier, you may report it here. A uniform claim identifier is an optional 24-character identifier that certain large creditors use to facilitate electronic payment in chapter 13 cases.

#### 4. Secured Claim:

Check whether the claim is fully or partially secured. Skip this section if the claim is entirely unsecured. (See Definitions, below.) If the claim is secured, check the box for the nature and value of property that secures the claim, attach copies of lien

documentation, and state, as of the date of the bankruptcy filing, the annual interest rate (and whether it is fixed or variable), and the amount past due on the claim.

#### 5. Amount of Claim Entitled to Priority Under 11 U.S.C. § 507 (a).

If any portion of the claim falls into any category shown, check the appropriate box(es) and state the amount entitled to priority. (See Definitions.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

#### 6. Claim Pursuant to 11 U.S.C. § 503(b)(9):

Check this box if you have a claim arising from the value of any goods received by the Debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of the Debtor's business. Attach documentation supporting such claim. (See Definitions, below.)

#### 7. Credits:

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

#### 8. Documents:

Attach redacted copies of any documents that show the debt exists and a lien secures the debt. You must also attach copies of documents that evidence perfection of any security interest. You may also attach a summary in addition to the documents themselves, FRBP 3001(c) and (d). If the claim is based on delivering health care goods or services, limit disclosing confidential health care information. Do not send original documents, as attachments may be destroyed after scanning.

#### 9. Date and Signature:

The individual completing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what constitutes a signature. If you sign this form, you declare under penalty of perjury that the information provided is true and correct to the best of your knowledge, information, and reasonable belief. Your signature is also a certification that the claim meets the requirements of FRBP 9011(b). Whether the claim is filed electronically or in person, if your name is on the signature line, you are responsible for the declaration. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. If the claim is filed by an authorized agent, provide both the name of the individual filing the claim and the name of the agent. If the authorized agent is a servicer, identify the corporate servicer as the company. Criminal penalties apply for making a false statement on a proof of claim.

#### DEFINITIONS

#### Debtor

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

#### Creditor

A creditor is a person, corporation, or other entity to whom debtor owes a debt that was incurred before the date of the bankruptcy filing. See 11 U.S.C. §101 (10).

#### Claim

A claim is the creditor's right to receive payment for a debt owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured.

#### **Proof of Claim**

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filing. The creditor must file the form with the clerk of the same bankruptcy court in which the bankruptcy case was filed.

#### Secured Claim Under 11 U.S.C. § 506 (a)

A secured claim is one backed by a lien on property of the debtor. The claim is secured so long as the creditor has the right to be paid from the property prior to other creditors. The amount of the secured claim cannot exceed the value of the property. Any amount owed to the creditor in excess of the value of the property is an unsecured claim. Examples of liens on property include a mortgage on real estate or a security interest in a car. A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding.

In some states, a court judgment is a lien. A claim also may be secured if the creditor owes the debtor money (has a right to setoff).

#### **Unsecured Claim**

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.

# Claim Entitled to Priority Under 11 U.S.C. § 507 (a) Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

#### Redacted

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. A creditor must show only the last four digits of any social-security, individual's taxidentification, or financial-account number, only the initials of a minor's name, and only the year of any person's date of birth. If the claim is based on the delivery of health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information.

#### **Evidence of Perfection**

Evidence of perfection may include a mortgage, lien, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.

#### \_\_INFORMATION

#### Acknowledgment of Filing of Claim

To receive acknowledgment of your filing, please enclose a stamped self-addressed envelope and a copy of this proof of claim. You may view a list of filed claims in this case by visiting the Claims and Noticing Agent's website at <a href="https://www.americanlegal.com/santafegold">https://www.americanlegal.com/santafegold</a>.

### Offers to Purchase a Claim

Certain entities are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(e), any applicable provisions of the Bankruptcy Code (11 U.S.C. §§ 101-1532), and any applicable orders of the bankruptcy court.

PLEASE SEND COMPLETED PROOF(S) OF CLAIM TO:

Via First Class Mail to: Santa Fe Claims Processing c/o American Legal Claim Services PO Box 23650 Jacksonville, FL 32241-3650

Via Overnight Mail or Hand-Delivery to: Santa Fe Claims Processing c/o American Legal Claim Services 5985 Richard Street, Suite 3 Jacksonville, Florida 32216



500 East 62<sup>nd</sup> Avenue Denver, CO 80216 Tel: 800-883-9284 Fax: 303-288-6809

Dec. 7, 2015

To: Santa Fe Claims Processing c/o American Legal Claim Services

Amount of Claim as of Date Case Filed:

Please see the amount owed to Power Equipment Company with Principal and Interest amount.

Principal Amount: \$15,215.69

Interest Amount: \$1,463.44

Amanda White

Thank you,

Credit/Collection Senior Lead 303/288/6801 ext. 4341

2940 E. Las Vegas St. Colorado Springs, CO Ph: 719-392-1155

8806 E. Hwy 34

100 Barr Ave. SE

Albuquerque, NM

4715

3251 M J B Rd.

Casper, WY

9703

4230 Farm Rd.

Fax: 719-390-9604

2329 River Road

Grand Junction,

CO

Ph: 970-243-0722 Fax: 970-243-

0726

Fax: 970-669-

6280

Johnstown, CO

Ph: 970-669-6209

Ph: 505-344-9466 Fax: 505-345Ph: 307-577-9700 Fax: 307-577-

West Jordan, UT Ph: 801-280-4105

Fax: 801-280-4124

6163355624



## **POWER**

Main Office: PO Box 28; Denver, CO 80201-0028; (303) 288-6801 Phone

**EQUIPMENT COMPANY** 

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	PO Box 1848	2940 B Las Vegas St	3251 MJB		567 B Comanche Ln., N	E
	Grand Junction, Co 81501	Colo. Springs, CO 809	06 Caspar, W	yoming 8260t	Albuquerque, NM 8710	7
	(970) 243-0722 plions	(719) 392-1155 phone	(307) 577	9700 phone	(505) 344-9466 phone	
	(970) 243-0726 fax	(719) 390-9604 fax	(307) 577-		(505) 345-4715 fax	
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Local	Business Address:	IST AV City/St	ate: Green	CO Zio: OH	1/21 Phone: 970	こうちつ ニータリ
Billin	g Address: 4404 Control	Plany City/Sta	to: trudsomall	MI Zip: 49	47.10 Phone: Colla-	662. 2923
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#### CREDIT AGREEMENT

By signing this agreement, we agree as follows: We will pay all invoices Net 30 days following date of the invoice. Invoices for machines shall be paid as specified on the invoice. If these amounts are not paid when due, we agree to pay Power Equipment Company, in addition to all amounts due, interest at the rate of 18% per annum from the date the account becomes due until paid in full including post-judgment, together with all costs, expert witness fees, and reasonable attorneys' fees and any other costs or expenses of collection, incurred in collecting these amounts. Delinquent accounts in excess of 90 days will automatically be put on COD. We also agree that this credit application and agreement shall be enforced and construed pursuant to the laws of The State of Colorado. Any claims that arise out of the manufacture, sale, use, operation, maintenance, or repair of any parts or equipment sold under this agreement, or out of any services provided under this agreement, shall be brought in the District Court for the City and County of Denver, Colorado. We hereby agree to jurisdiction and venue in such court. The undersigned hereby authorize Power Equipment Company to procure any individual consumer report relative to the business credit investigation on this company. We authorize any bank or financial institution to release information on our accounts. Hacsimile signature may be evidenced as original signature. Signed: Lamor Construction Company Date: 8/27/10 PERSONAL GUARANTY In consideration for Power Equipment Company ("Creditor)" extending credit to ("Company") on or after this date, the undersigned guaranter (s) ("Guaranters"), jointly and severally, hereby personally guarantee unconditionally the prompt payment of any sums or obligations which are now or shall hereafter become due and owing by the Company to Creditor. It is understood and agreed that oredit, if extended, is to be on a continuing basis, and Creditor shall not be obligated to notify the Guarantors of the dates or amounts of any such credit, that the Guarantors waive demand and notice of default and agree that any extension of time or other forbearance which may be granted by Creditor shall not affect or alter Creditor's right under this guaranty. The Guarantors for themselves and the above-named Company further agree to pay a service charge of 1 ½ % per month (18% per annum) on all past-due, including post-judgment, balance as well as all costs and expenses Creditor may incur in connection with the collection of any past due balance or any other default by the Company on any agreement or transaction the Company may enter into with Creditor including, without limitation, reasonable attorney's fees, expert witness fees, and all other costs of collection. The Guarantors for themselves and the Company understand and agree that in signing this guaranty, they are submitting themselves to the jurisdiction of Colorado and its courts and, in the event that litigation arises between the Creditor and the Company and/or any of the Guarantors and at the sole option of the Creditor, jurisdiction will be appropriate in Colorado and venue proper in the county of Denver. - This obligation of the Guarantors shall remain effective and be enforceable regardless of any subsequent incorporation, reorganization, merger, or consolidation of the Company or any other change in the composition, nature, personnel or location of the Company. This guaranty shall insure to the benefit of Creditor, its successors and assigns and shall bind the heirs, executors, personal representative, administrators and other successors of the Guarantors. Find M. Van B.L.
Signature of Guarantor (no titles) Signature of Guarantor (no fitles) Pan/ M. Van Beek
Name of Guarantor (please print) Name of Guarantor (please print) 2965 Giddings Are SE, Grand Rypids, MI Residential Address 6/6-2/8-/404 Home Phone Number Home Phone Number 8/27/10 Date Date :. 383-58-7590 Social Security No. Social Security No.



### POWER EQUIPMENT COMPANY Albuquerque Branch 100 Barr Avenue Southeast

## REPRINT INVOICE

Invoice

Date

Customer

A304026628

04/18/2013 20175

**(505) 344-9466** (505) 345-4715

ALBUQUERQUE, NM 87105

Page 1 of 1

Sold to:

Shipped to:

LORDSBURG MINING COMPANY - COLL

6100 UPTOWN BLVD NE SUITE 600 ALBUQUERQUE, NM 87110 LORDSBURG MINING COMPANY

1219 BANNER MINE RD LORDSBURG, NM 88045

Registration: 59-3014474

Notes:

PSR:

Product Id		Description				Unit Price	<b>Total Price</b>
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EN 07025186				NR		9.90	9.90
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Detach at line and return with payment

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POWER EQUIPMENT CO. WHERE PEOPLE STILL CARE! Total Amount: 7,162.33 Sales Tax: 0.00 Total: 7,162.33 Payment: To pay: 7,162.33

**REMIT TO:** 

Power Equipment Company

P.O. Box 28 Denver, CO 80201

Invoice A304026628 Date 04/18/2013 Customer 20175

All amounts are in US Dollars (\$)

Accounts over 30 days are subject to a 1.5 % service charge (annual rate 18 %), and all costs of collection including reasonable attorney's fee.



### POWER EQUIPMENT COMPANY Albuquerque Branch 100 Barr Avenue Southeast ALBUQUERQUE, NM 87105

## REPRINT INVOICE

Invoice

**Date** 

Customer

A307027028 07/11/2013

20175

**(505) 344-9466** (505) 345-4715

Page 1 of 1

Sold to:

Shipped to:

LORDSBURG MINING COMPANY - COLL

6100 UPTOWN BLVD NE SUITE 600 ALBUQUERQUE, NM 87110 LORDSBURG MINING COMPANY

1219 BANNER MINE RD LORDSBURG, NM 88045

Registration:59-3014474

Notes:

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1 DEN 07025186	BOLT-MANTLE	BOLT-MANTLE CAP NR			9.90			
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Detach at line and return with payment



**REMIT TO:** 

Power Equipment Company

P.O. Box 28 Denver, CO 80201 Total Amount: 7,626.95 Sales Tax: 426.41 Total: 8,053.36 Payment: To pay: 8,053.36

> Invoice A307027028 Date 07/11/2013 Customer 20175

All amounts are in US Dollars (\$)

Accounts over 30 days are subject to a 1.5 % service charge (annual rate 18 %), and all costs of collection including reasonable attorney's fee.

(303) 227-4392

SHIP DATE: 07DEC15 ACTWGT: 0.50 LB CAD: 9197100/INET3670

BILL SENDER

TO CIO AMERICAN LEGAL CLAIM SERVICES SANTA FE CLAIMS PROCESSING 5985 RICHARD STREET JACKSONVILLE FL 32216 (303) 288-6801 NV: PO:



Fedex.



TUE - 08 DEC 10:30A PRIORITY OVERNIGHT

TRK# 7751 3791 4719

32216 JAX



