

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF SOUTH CAROLINA

PROOF OF CLAIM



Your Claim is Scheduled As Follows:  
Schedule/Claim ID: s14627  
AMOUNT/CLASSIFICATION:  
\$75,000.00 UNSECURED  
(CONTINGENT)

Name of Debtor:  
The Cliffs at Walnut Cove Golf & Country Club, LLC

Case Number:  
12-01227

NOTE: See reverse and attached for List of Debtors/Case Numbers/important details. Other than claims under 11 U.S.C. § 503(b)(9), this form should not be used to make a claim for Administrative Expenses arising after the commencement of the case. A "request" for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503(a).

Name of Creditor (the person or other entity to whom the debtor owes money or property) :

Name and address where notices should be sent:  
 29347866005068  
Kruger, Richard  
347 Knipp  
Houston, TX 77024

RECEIVED

MAY 31 2012

BMC GROUP

The amounts reflected above constitute your claim as scheduled by the Debtor or pursuant to a filed claim. If you agree with the amounts set forth herein, and have no other claim against the Debtor, you do not need to file this proof of claim EXCEPT as stated below.

If the amounts shown above are listed as Contingent, Unliquidated or Disputed, a proof of claim must be filed except as provided in the accompanying bar date notice.

If you have already filed a proof of claim with the Bankruptcy Court or BMC, you do not need to file again.

THIS SPACE IS FOR COURT USE ONLY

Creditor Telephone Number (713) 656-6173 email: rich.m.kruger@exxonmobil.com

Name and address where payment should be sent (if different from above):  
Richard Kruger  
5109 Tangle Lane  
Houston, TX 77056

Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.

Check this box to indicate that this claim amends a previously filed claim.

Court Claim Number (if known):

Filed on:

Payment Telephone Number (713) 656-6173 email: (same)

1. AMOUNT OF CLAIM AS OF DATE CASE FILED \$ 75,000.00

If all or part of your claim is secured, complete item 4.

If all or part of your claim is entitled to priority, complete item 5.

Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.

2. BASIS FOR CLAIM: membership Purchase - Golf

3. LAST FOUR DIGITS OF ANY NUMBER BY WHICH CREDITOR IDENTIFIES DEBTOR: ?

3a. Debtor may have scheduled account as: ?  
(See instruction #3a)

3b. Uniform Claim Identifier (optional): ?  
(See instruction #3b)

4. SECURED CLAIM: (See instruction #4)

Check the appropriate box if your claim is secured by a lien on property or a right of set off, attach required redacted documents, and provide the requested information.

Nature of property or right of setoff:

Describe:

Real Estate  Motor Vehicle  Other \_\_\_\_\_

Value of Property: \$ \_\_\_\_\_

Annual Interest Rate: \_\_\_\_\_ %  Fixed or  Variable  
(when case was filed)

Amount of arrearage and other charges, as of time case filed, included in secured claim, if any: \$ \_\_\_\_\_

Basis for Perfection: \_\_\_\_\_

Amount of Secured Claim: \$ \_\_\_\_\_

Amount Unsecured: \$ \_\_\_\_\_

5. Amount of Claim Entitled to Administrative Expense status under 11 U.S.C. § 503(b)(9) or Priority under 11 U.S.C. § 507(a). If any part of the claim falls into one of the following categories, check the box specifying the administrative expense or priority and state the amount.

Amount entitled to priority: \$ \_\_\_\_\_

Amount entitled to administrative expense under 11 U.S.C. § 503(b)(9): \$ \_\_\_\_\_

You MUST specify the priority of the claim:

Domestic support obligations under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).

Taxes or penalties owed to governmental units - 11 U.S.C. § 507(a)(8).

Up to \$2,600\* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. § 507(a)(7).

Contributions to an employee benefit plan - 11 U.S.C. § 507(a)(5).

Wages, salaries, or commissions (up to \$11,725\*), earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. § 507(a)(4).

Other - Specify applicable paragraph of 11 U.S.C. § 507(a) ( \_\_\_\_\_ ).

Value of goods received by the debtor within 20 days before the date of the bankruptcy filing - 11 U.S.C. § 503(b)(9).

\* Amounts are subject to adjustment on 4/1/13 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.

Cliffs POC



01206

6. CREDITS: The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)

**7. DOCUMENTS:** Attached are redacted copies of documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. (See instruction #7, and definition of "redacted").  
**DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.**  
 If the documents are not available, please explain:

**DATE-STAMPED COPY:** To receive an acknowledgment of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this proof of claim.

The original of this completed proof of claim form must be sent by mail or hand delivered (FAXES OR EMAIL NOT ACCEPTED) so that it is actually received on or before 4:00 pm prevailing Eastern Time on May 31, 2012 for Non-Governmental Claimants OR on or before 4:00 pm prevailing Eastern Time on August 27, 2012 for Governmental Claimants.

**BY MAIL TO:**  
 BMC Group, Inc  
 Attn: Cliffs Claims Processing  
 PO Box 3020  
 Chanhassen, MN 55317-3020

**BY MESSENGER OR OVERNIGHT DELIVERY TO:**  
 BMC Group, Inc  
 Attn: Cliffs Claims Processing  
 18675 Lake Drive East  
 Chanhassen, MN 55317

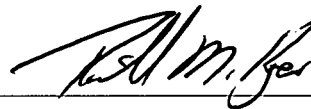
**8. SIGNATURE:** (See instruction #8)

Check the appropriate box.

- I am the creditor.       I am the creditor's authorized agent.  
 (Attach copy of power of attorney, if any.)       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 this claim is true and correct to the best of my knowledge, information, and reasonable belief.

Print Name: Richard Kruger  
 Title: \_\_\_\_\_  
 Company: \_\_\_\_\_



5/30/2012

(Signature)

(Date)

Address and telephone number (if different from notice address above):  
5109 Tangle Lane  
Houston, TX 77056

Telephone number: \_\_\_\_\_ email: rich.m.kruger@examobil.com  
713-656-6173

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

**LIST OF DEBTORS:**

Case Name	Case Nbr
The Cliffs Club & Hospitality Group, Inc.	12-01220
CCHG Holdings, Inc.	12-01223
The Cliffs at Mountain Park Golf & Country Club, LLC	12-01225
The Cliffs at Keowee Vineyards Golf & Country Club, LLC	12-01226
The Cliffs at Walnut Cove Golf & Country Club, LLC	12-01227
The Cliffs at Keowee Falls Golf & Country Club, LLC	12-01229
The Cliffs at Keowee Springs Golf & Country Club, LLC	12-01230
The Cliffs at High Carolina Golf & Country Club, LLC	12-01231
The Cliffs at Glassy Golf & Country Club, LLC	12-01234
The Cliffs Valley Golf & Country Club, LLC	12-01236
Cliffs Club & Hospitality Service Company, LLC	12-01237

A. <b>U.S. DEPARTMENT OF HOUSING &amp; URBAN DEVELOPMENT</b>  <b>SETTLEMENT STATEMENT</b>	B. TYPE OF LOAN:				
	1. <input type="checkbox"/> FHA	2. <input type="checkbox"/> FmHA	3. <input type="checkbox"/> CONV. UNINS.	4. <input type="checkbox"/> VA	5. <input type="checkbox"/> CONV. INS.
	6. FILE NUMBER: KRUGER-24651-1			7. LOAN NUMBER:	
	8. MORTGAGE INS CASE NUMBER:				

C. NOTE: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "[POC]" were paid outside the closing; they are shown here for informational purposes and are not included in the totals.  
1.0 3/98 (KRUGER-24651-1.PFD/KRUGER-24651-17)


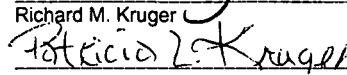
D. NAME AND ADDRESS OF BUYER:  Richard M. Kruger and wife, Patricia L. Kruger 347 Knipp Houston, TX 77024	E. NAME AND ADDRESS OF SELLER:  The Cliffs at Walnut Cove, LLC	F. NAME AND ADDRESS OF LENDER:
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G. PROPERTY LOCATION: CWC, Section 4, Lot 35 Arden, NC 28704 Buncombe County, North Carolina	H. SETTLEMENT AGENT: 56-1026015 Van Winkle Law Firm  PLACE OF SETTLEMENT 11 North Market Street Asheville, NC 28801	I. SETTLEMENT DATE:  August 19, 2004
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J. SUMMARY OF BUYER'S TRANSACTION	
<b>100. GROSS AMOUNT DUE FROM BUYER:</b>	
101. Contract Sales Price	545,000.00
102. Personal Property	
103. Settlement Charges to Buyer (Line 1400)	1,849.09
104.	
105.	
<i>Adjustments For Items Paid By Seller in advance</i>	
106. City/Town Taxes to	
107. County Taxes to	
108. Assessments to	
109.	
110. Family Membership	35,000.00
111. Golf Membership	40,000.00
112.	
<b>120. GROSS AMOUNT DUE FROM BUYER</b>	<b>621,849.09</b>
<b>200. AMOUNTS PAID BY OR IN BEHALF OF BUYER:</b>	
201. Deposit or earnest money	10,000.00
202. Principal Amount of New Loan(s)	
203. Existing loan(s) taken subject to	
204.	
205.	
206.	
207.	
208.	
209.	
<i>Adjustments For Items Unpaid By Seller</i>	
210. City/Town Taxes to	
211. County Taxes 01/01/04 to 08/20/04	1,916.59
212. Assessments to	
213.	
214.	
215.	
216.	
217.	
218.	
219.	
<b>220. TOTAL PAID BY/FOR BUYER</b>	<b>11,916.59</b>
<b>300. CASH AT SETTLEMENT FROM/TO BUYER:</b>	
301. Gross Amount Due From Buyer (Line 120)	621,849.09
302. Less Amount Paid By/For Buyer (Line 220)	( 11,916.59)
<b>303. CASH ( X FROM ) ( TO ) BUYER</b>	<b>609,932.50</b>

K. SUMMARY OF SELLER'S TRANSACTION	
<b>400. GROSS AMOUNT DUE TO SELLER:</b>	
401. Contract Sales Price	545,000.00
402. Personal Property	
403.	
404.	
405.	
<i>Adjustments For Items Paid By Seller in advance</i>	
406. City/Town Taxes to	
407. County Taxes to	
408. Assessments to	
409.	
410. Family Membership	35,000.00
411. Golf Membership	40,000.00
412.	
<b>420. GROSS AMOUNT DUE TO SELLER</b>	<b>620,000.00</b>
<b>500. REDUCTIONS IN AMOUNT DUE TO SELLER:</b>	
501. Excess Deposit (See Instructions)	
502. Settlement Charges to Seller (Line 1400)	435,235.41
503. Existing loan(s) taken subject to	
504. Payoff of first Mortgage	
505. Payoff of second Mortgage	
506.	
507. (Deposit disb. as proceeds)	
508.	
509.	
<i>Adjustments For Items Unpaid By Seller</i>	
510. City/Town Taxes to	
511. County Taxes 01/01/04 to 08/20/04	1,916.59
512. Assessments to	
513.	
514.	
515.	
516.	
517.	
518.	
519.	
<b>520. TOTAL REDUCTION AMOUNT DUE SELLER</b>	<b>437,152.00</b>
<b>600. CASH AT SETTLEMENT TO/FROM SELLER:</b>	
601. Gross Amount Due To Seller (Line 420)	620,000.00
602. Less Reductions Due Seller (Line 520)	( 437,152.00)
<b>603. CASH ( X TO ) ( FROM ) SELLER</b>	<b>182,848.00</b>

The undersigned hereby acknowledge receipt of a completed copy of pages 1&2 of this statement & any attachments referred to herein.

Buyer   
 Richard M. Kruger  
  
 Patricia L. Kruger

Seller The Cliffs at Walnut Cove, LLC  
 By: \_\_\_\_\_

**L. SETTLEMENT CHARGES**

<b>700. TOTAL COMMISSION Based on Price</b>	\$ 545,000.00 @ 12.0000 %	65,400.00		
<i>Division of Commission (line 700) as Follows:</i>				
701. \$ 54,500.00	to Cliffs Real Estate, Inc.		PAID FROM BUYER'S FUNDS AT SETTLEMENT	PAID FROM SELLER'S FUNDS AT SETTLEMENT
702. \$ 10,900.00	to IMI Resort Properties, LLC			
703. Commission Paid at Settlement				65,400.00
704.	to			
<b>800. ITEMS PAYABLE IN CONNECTION WITH LOAN</b>				
801. Loan Origination Fee	% to			
802. Loan Discount	% to			
803. Appraisal Fee	to			
804. Credit Report	to			
805. Underwriting Fee	to			
806. Tax Service Fee	to			
807. Flood Certification Fee	to			
808.				
809.				
810.				
811.				
<b>900. ITEMS REQUIRED BY LENDER TO BE PAID IN ADVANCE</b>				
901. Interest From	to @ \$ /day ( days %)			
902. Mortgage Insurance Premium for	months to			
903. Hazard Insurance Premium for	1.0 years to			
904.				
905.				
<b>1000. RESERVES DEPOSITED WITH LENDER</b>				
1001. Hazard Insurance	@ \$ per			
1002. Mortgage Insurance	@ \$ per			
1003. City/Town Taxes	@ \$ per			
1004. County Taxes	@ \$ per			
1005. Assessments	@ \$ per			
1006.	@ \$ per			
1007.	@ \$ per			
1008. Aggregate Escrow Adjustment	@ \$ per			
<b>1100. TITLE CHARGES</b>				
1101. Settlement or Closing Fee	to			
1102. Abstract or Title Search	to			
1103. Title Examination	to Van Winkle Law Firm		285.00	
1104. Attorney's Fees	to Long, Parker, Warren & Jones			195.00
1105. Loan Payoff Fee	to Long, Parker, Warren & Jones			100.00
1106. Courier Fee	to Long, Parker, Warren & Jones			25.00
1107. Attorney's Fees	to Van Winkle Law Firm		565.00	
<i>(includes above item numbers: )</i>				
1108. Title Insurance	to Heritage Title Company		512.50	
<i>(includes above item numbers: )</i>				
1109. Lender's Coverage	\$			
1110. Owner's Coverage	\$ 545,000.00			
1111. Wiring Fee	to Van Winkle Law Firm		8.00	
1112. Courier Fee	to Van Winkle Law Firm		25.00	
1113. Copies/LD Telephone	to Van Winkle Law Firm		20.00	
<b>1200. GOVERNMENT RECORDING AND TRANSFER CHARGES</b>				
1201. Recording Fees: Deed \$ 17.00; Mortgage \$ ; Releases \$			17.00	
1202. City/County Tax/Stamps: Deed ; Mortgage				
1203. State Tax/Stamps: Revenue Stamps 1,090.00; Mortgage				1,090.00
1204. Recording Fee - Release Deed to Buncombe County Register of Deeds			17.00	
1205.				
<b>1300. ADDITIONAL SETTLEMENT CHARGES</b>				
1301. Survey	to			
1302. Pest Inspection	to			
1303.				
1304.				
1305. See addit'l disb. exhibit to			399.59	368,425.41
<b>1400. TOTAL SETTLEMENT CHARGES (Enter on Lines 103, Section J and 502, Section K)</b>			<b>1,849.09</b>	<b>435,235.41</b>

By signing page 1 of this statement, the signatories acknowledge receipt of a completed copy of page 2 of this two page statement.

\_\_\_\_\_  
Cynthia W. Eller  
Settlement Agent

CERTIFIED TO BE A TRUE COPY.

**RICHARD M KRUGER  
5109 TANGLE LANE  
HOUSTON TX 77056**

**BMC GROUP INC  
ATTN: CLIFFS CLAIMS PROCESSING  
18675 LAKE DRIVE EAST  
CHANHASSEN MN 55317**

1. Ensure there are no other shipping or tracking labels attached to your package. Select the Print button on the print dialog box that appears. Note: If your browser does not support this function select Print from the File menu to print the label.

2. Fold the printed sheet containing the label at the line so that the entire shipping label is visible. Place the label on a single side of the package and cover it completely with clear plastic shipping tape. Do not cover any seams or closures on the package with the label. Place the label in a UPS Shipping Pouch. If you do not have a pouch, affix the folded label using clear plastic shipping tape over the entire label.

3. GETTING YOUR SHIPMENT TO UPS

UPS locations include the UPS Store®, UPS drop boxes, UPS customer centers, authorized retail outlets and UPS drivers.

Find your closest UPS location at: [www.ups.com/dropoff](http://www.ups.com/dropoff)

Take your package to any location of The UPS Store®, UPS Drop Box, UPS Customer Center, UPS

Alliances (Office Depot® or Staples®) or Authorized Shipping Outlet near you. Items sent via UPS

Return Services(SM) (including via Ground) are also accepted at Drop Boxes. To find the location

nearest you, please visit the 'Find Locations' Quick link at [ups.com](http://ups.com).

Customers with a Daily Pickup

Your driver will pickup your shipment(s) as usual.

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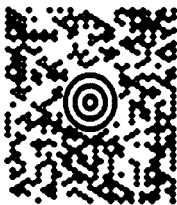
1 OF 1

0.0 LBS LTR

RICH KRUGER  
713-656-6174  
RICH KRUGER  
5109 TANGLE LANE  
HOUSTON TX 77056

SHIP TO:

ATTN: CLAIMS CLAIMS PROCESSING  
1.952.404.5700  
BMC GROUP INC  
18675 LAKE DRIVE EAST  
CHANHASSEN MN 55317-9383

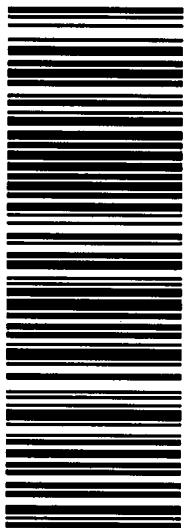


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UPS NEXT DAY AIR

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TRACKING #: 1Z 377 6ET 01 9578 9512



BILLING: P/P

Reference#1: RMKS302012

US 14.1 LB. WEIGHTED 27.04.04/2012

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