

B 10 (Official Form 10) (12/08)

REC'D
MAY 22 2009

UNITED STATES BANKRUPTCY COURT		PROOF OF CLAIM
Name of Debtor TRIAD RESOURCES INC		Case Number 08-62733
<i>NOTE This form should not be used to make a claim for an administrative expense 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</i>		
Name of Creditor (the person or other entity to whom the debtor owes money or property) TACKETT & SONS DRILLING CONTRACTORS, INC		<input type="checkbox"/> Check this box to indicate that this claim amends a previously filed claim
Name and address where notices should be sent C/O JOSEPH E. CONLEY JR, ESQ 6900 HOUSTON ROAD SUITE 43 FLORENCE KY 41042		Court Claim Number _____ (If known)
Telephone number (859) 578-6604		Filed on _____
Name and address where payment should be sent (if different from above) 264 TWIN LICK ROAD SALYERSVILLE KY 41465		<input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars
Telephone number (606) 349-6811		<input type="checkbox"/> Check this box if you are the debtor or trustee in this case
1 Amount of Claim as of Date Case Filed \$ <u>62,180.00</u>		5 Amount of Claim Entitled to Priority under 11 U.S.C. §507(a) If any portion of your claim falls in one of the following categories, check the box and state the amount Specify the priority of the claim
If all or part of your claim is secured complete item 4 below however if all of your claim is unsecured do not complete item 4 If all or part of your claim is entitled to priority complete item 5		
<input type="checkbox"/> 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 <u>LABOR & MATERIALS</u> (See instruction #2 on reverse side)		
3 Last four digits of any number by which creditor identifies debtor _____		<input type="checkbox"/> Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B) <input type="checkbox"/> Wages salaries or commissions (up to \$10,950*) 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) <input type="checkbox"/> Contributions to an employee benefit plan - 11 U.S.C. §507(a)(5) <input type="checkbox"/> Up to \$2,425* of deposits toward purchase lease, or rental of property or services for personal family or household use - 11 U.S.C. §507(a)(7) <input type="checkbox"/> Taxes or penalties owed to governmental units - 11 U.S.C. §507(a)(8) <input type="checkbox"/> Other - Specify applicable paragraph of 11 U.S.C. §507(a)() Amount entitled to priority \$ _____
3a. Debtor may have scheduled account as _____ (See instruction #3a on reverse side)		
4 Secured Claim (See instruction #4 on reverse side) Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information. Nature of property or right of setoff <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe _____ Value of Property \$ _____ Annual Interest Rate _____ % 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 \$ _____		
6 Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim		
7 Documents Attach redacted copies of any documents that support the claim such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary (See instruction 7 and definition of redacted on reverse side)		*Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment
DO NOT SEND ORIGINAL DOCUMENTS ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING		
If the documents are not available please explain _____		
Date 05/22/2009	Signature The person filing this claim must sign it. Sign and print name and title if any of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney if any. /s/ JOSEPH E. CONLEY JR <i>Joseph E. Conley Jr (No attached)</i>	FOR COURT USE ONLY FILED MAY 22 2009

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



B 10 (Official Form 10) (12/08) - Con

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 there may be exceptions to these general rules.

Items to be completed in Proof of Claim form

Court, Name of Debtor, and Case Number

Fill in the federal judicial district where the bankruptcy case was filed (for example, Central District of California), the bankruptcy debtor's name, and the bankruptcy case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is located 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 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. You may be required to provide additional disclosure if the trustee or another party in interest files an objection to your 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

Use this space to 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.

4 Secured Claim

Check the appropriate box and provide the requested information if the claim is fully or partially secured. Skip this section if the claim is entirely unsecured. (See DEFINITIONS below.) State the type and the value of property that secures the claim, attach copies of lien documentation, and state annual interest rate and the amount past due on the claim as of the date of the bankruptcy filing.

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

If any portion of your claim falls in one or more of the listed categories, check the appropriate box(es) and state the amount entitled to priority. (See DEFINITIONS below.) 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 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.

7 Documents

Attach to this proof of claim form redacted copies documenting the existence of the debt and of any lien securing the debt. You may also attach a summary. You must also attach copies of documents that evidence perfection of any security interest. You may also attach a summary, FRBP 3001(c) and (d). If the claim is based on the delivery of health care goods or services, see instruction 2. Do not send original documents, as attachments may be destroyed after scanning.

Date and Signature

The person filing 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. 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. Attach a complete copy of any power of attorney. 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 owed a debt by the debtor that arose on or 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 on a debt owed by the debtor that arose 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 should redact and use only the last four digits of any social-security, individual's tax identification, or financial-account number, all but the initials of a minor's name, and only the year of any person's date of birth.

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, you may either enclose a stamped self-addressed envelope and a copy of this proof of claim or you may access the court's PACER system (www.pacer.nsc.uscourts.gov) for a small fee to view your filed proof of claim.

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 et seq.), and any applicable orders of the bankruptcy court.

LIMITED POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS

That we, Tackett & Sons Drilling Contractors, Inc., by and through Jennifer Tackett, whose mailing address is 264 Twin Lick Rd, Salyersville, Ky 41465, do hereby make, constitute and appoint my attorney-at-law, JOSEPH E. CONLEY, JR. our true and lawful attorney in fact giving and granting to my said attorney in fact full power and authority to execute in my name and stead Proof of Claim forms in connection the bankruptcy filing of Triad Resources, Inc (Case Number 08-62733 (Southern District of Ohio), including (but not limited to) a Proof of Claim form in connection with our \$62,180.00 unsecured, nonpriority claim and to take any and all actions and to execute any and all documents our attorney in fact deems necessary or desirable in connection with such Proof of Claim.

I hereby ratify and confirm all that my said attorney in fact shall lawfully do or cause to be done by virtue hereof

A photocopy or facsimile of this document shall be accepted as an executed original. No termination or revocation of the powers granted herein shall be effective unless and until actual notice of such revocation shall have been received by a third party to whom my said attorney in fact may deliver this document or a photocopy or facsimile of this document.

This durable power of attorney and the powers and authority herein granted are not affected by subsequent incapacity of the principal

IN WITNESS WHEREOF, I have hereunto set my hand this 21st day of May, 2009

Signed in the presence of the following, each of whom hereby attests such signing

Cory Hunley
Printed Name
of Witness Cory Hunley

Tim Smith
Printed Name
of Witness Tim Smith

Tackett & Sons Drilling Contractors, Inc.
By: Jennifer Tackett

STATEMENT

Tackett & Sons Drilling Contractors, Inc.

264 Twin Lick Road
Salyersville, KY 41465
606 349 6811

STATEMENT NO
DATE October 20, 2008
CUSTOMER ID Trnad

BILL TO

Trnad Resources, Inc
3319 Tates Creek Road
Suite 205
Lexington, Kentucky 40502

COMMENTS

DATE	DESCRIPTION	BALANCE	AMOUNT
	Lee County Courtney # 9		
	1,354 feet at \$15 00 per ft		\$20,310 00
			AMOUNT DUE
			\$20,310 00

REMITTANCE	
Statement #	
Date	
Amount Due	
Amount Enclosed	

STATEMENT

Tackett & Sons Drilling Contractors, Inc.

264 Twin Lick Road
 Salyersville, KY 41465
 606 349 6811

STATEMENT NO
 DATE October 29, 2008
 CUSTOMER ID Triad

BILL TO

Triad Resources, Inc
 3319 Tates Creek Road
 Suite 205
 Lexington, Kentucky 40502

COMMENTS

DATE	DESCRIPTION	BALANCE	AMOUNT
	Lee County Courtney # 14		
	1,329 feet at \$15 00 per foot		\$19,935 00
10/16/08	10 hrs reaming hole & running 7 inch at \$200 00 per hr		\$2,000 00
			AMOUNT DUE
			\$21,935 00

REMITTANCE	
Statement #	
Date	
Amount Due	
Amount Enclosed	

Southern District of Ohio Claims Register

2 08-bk-62733 Triad Resources, Inc

Judge: C Kathryn Preston **Chapter:** 11
Office: Columbus **Last Date to file claims:** 05/25/2009
Trustee: **Last Date to file (Govt):**

<i>Creditor</i> (11975044) TACKETT & SONS DRILLING CONTR. 264 TWIN LICK ROAD SALYERSVILLE, KY 41465	Claim No 209 <i>Original Filed</i> <i>Date</i> 05/22/2009 <i>Original Entered</i> <i>Date</i> 05/22/2009	<i>Status</i> <i>Filed by</i> CR <i>Entered by</i> Conley, Joesph <i>Modified</i>
Unsecured claimed \$62180 00 Total claimed \$62180 00		
<i>History</i> <u>Details</u> <u>209-1</u> 05/22/2009 Claim #209 filed by TACKETT & SONS DRILLING CONTR., total amount claimed \$62180 (Conley, Joesph)		
<i>Description</i> (209-1) LABOR AND MATERIALS		
<i>Remarks</i>		

Claims Register Summary