

UNITED STATES BANKRUPTCY COURT District of Arizona

PROOF OF CLAIM

Name of Debtor: Nutracea, a California corporation

Case Number: 09-28817

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.

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

Check this box to indicate that this claim amends a previously **FILED** claim.

Name and address where notices should be sent:  
LEGACY PROPANE  
8552 N. DYSART ROAD  
EL. MIRAGE, AZ 85335-9729

Court Claim Number:  
(If known) **NOV 30 2009**

Telephone number: **623-935-3300**

Filed on: **UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF ARIZONA**

Name and address where payment should be sent (if different from above):

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:

Check this box if you are the debtor or trustee in this case.

1. Amount of Claim as of Date Case Filed: **\$233,840**

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.

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.

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.

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

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).

2. Basis for Claim: **Rent for Propane Tanks**  
(See instruction #2 on reverse side.)

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

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).

3. Last four digits of any number by which creditor identifies debtor: \_\_\_\_\_

3a. Debtor may have scheduled account as: \_\_\_\_\_  
(See instruction #3a on reverse side.)

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

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

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:  Real Estate  Motor Vehicle  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: \$ \_\_\_\_\_

Amount entitled to priority:

\$ \_\_\_\_\_

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.)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

\*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.

If the documents are not available, please explain:

Date: **11/24/09** 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.  
**Edley Harnden CSR**

FOR COURT USE ONLY

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.

Legacy Propane  
8552 N. Dysart Rd.  
El Mirage AZ 85335

NUTRAC (OI)

INVOICE # E002264

10/31/09

NUTRACEA INC  
5090 N 40TH ST STE 400  
PHOENIX AZ 85018

DATE	ORD NO	SHP DT	SHIP VIA	TERMS	INVC NO
10/31/09				NET	E002264

QUANTITY	DESCRIPTION	AMOUNT EA.	EXT. AMT
1.00	Tank Rent	10.00000	10.00
	STATE SALES		.56
	COUNTY SALES		.07

CHARGE SALE:	\$10.63	TOTAL	:	\$10.63
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Legacy Propane  
 8552 N. Dysart Rd.  
 El Mirage AZ 85335

NUTRAC (OI)

INVOICE # E002265

10/31/09

NUTRACEA INC  
 5090 N 40TH ST STE 400  
 PHOENIX AZ 85018

LOC 1 33# cyl  
 Indian School & 43rd Ave  
 \*\*DND/AR\*\*  
 Gilbert; Mondays

DATE	ORD NO	SHP DT	SHIP VIA	TERMS	INVC NO
10/31/09				NET	E002265

QUANTITY	DESCRIPTION	AMOUNT EA.	EXT. AMT
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
	STATE SALES		6.16
	COUNTY SALES		.77

CHARGE SALE:	\$116.93	TOTAL	:	\$116.93
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Legacy Propane  
 8552 N. Dysart Rd.  
 El Mirage AZ 85335

NUTRAC (OI)

INVOICE # E001836

06/30/09

NUTRACEA INC  
 5090 N 40TH ST STE 400  
 PHOENIX AZ 85018

LOC 1 33# cyl  
 Indian School & 43rd Ave  
 \*\*DND/AR\*\*  
 Gilbert; Mondays

DATE	ORD NO	SHP DT	SHIP VIA	TERMS	INVC NO
06/30/09				NET	E001836

QUANTITY	DESCRIPTION	AMOUNT EA.	EXT. AMT
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
1.00	Tank Rent	10.00000	10.00
	STATE SALES		5.60
	COUNTY SALES		.70

CHARGE SALE:	\$106.30	TOTAL	:	\$106.30
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