Case 09-32502 Doc 1 Filed 11/10/09 Entered 11/10/09 11:56:04 Desc Main Document Page 1 of 4

United States Bankruptcy Co District of Utah								ourt			Voluntary Petition		
Name of Debtor (if individual, enter Last, First, Middle): West Daniels Land Association, Inc.								Name of Joint Debtor (Spouse) (Last, First, Middle):					
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):								All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):					
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)								Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)					
Street Address of Debtor (No. and Street, City, and State): 330 S. Highway 40 Heber City, UT ZIP Code								Street Address of Joint Debtor (No. and Street, City, and State): ZIP Code					
84032													
County of Residence or of the Principal Place of Business: Wasatch								County of Residence or of the Principal Place of Business:					
Mailing Address of Debtor (if different from street address): Heber City, UT								Mailing Address of Joint Debtor (if different from street address):					
					Γ	ZIP Code 84032	<u>; </u>					ZIP Code	
	Principal A from street			or V	/asatch (County, l	JT T		, , ,				
Type of Debtor (Form of Organization) (Check one box) Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. Corporation (includes LLC and LLP) Partnership Other (If debtor is not one of the above entities, check this box and state type of entity below.)					Nature of Business (Check one box)			Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box)					
				Sing in 1 Rail Stoo	Ith Care Bugle Asset Re 1 U.S.C. § road ckbroker nmodity Braring Bank	isiness eal Estate a: 101 (51B)	s defined	Chapter 7 ☐ Chapter 9 ☐ Chapter 11 ☐ Chapter 12 ☐ Chapter 13 ☐ Chapter 13			Chapter 15 Petition for F f a Foreign Main Proce Chapter 15 Petition for F f a Foreign Nonmain Pr	r 15 Petition for Recognition reign Main Proceeding r 15 Petition for Recognition reign Nonmain Proceeding	
				und	Tax-Exe (Check box tor is a tax- er Title 26	mpt Entity t, if applicable exempt orgof the Unite nal Revenu	e) anization d States	ites "incurred by an individual primarily for					
F Cal	ing Fee attac	_	ee (Check o	one box)				one box:		Chapter 11	Debtors s defined in 11 U.S.C.	S 101(51D)	
 ■ Full Filing Fee attached □ Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. □ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must 								□ Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: □ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000.					
attach signed application for the court's consideration. See Official Form 3B.								A plan is being filed with this petition. Acceptances of the plan were solicited prepetition from the or more classes of creditors, in accordance with 11 U.S.C. § 1128b).					
	Statistical/Administrative Information Debtor estimates that funds will be available for distribution to unsecured credit									THIS	S SPACE IS FOR COURT	USE ONLY	
Debtor estimates that funds will be available for distribution to unsecured creditors. Debtor estimates that, after any exempt property is excluded and administrative of there will be no funds available for distribution to unsecured creditors.								es paid,			T OF		
Estimated N			200- 999	1,000- 5,000	5,001- 10,000	10,001- 25,000	25,001- 50,000	50,001- 100,000	OVER 100,000				
Estimated A	Assets			<u> </u>				,		-	52 H	3	
\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion					
Estimated L \$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,000 to \$500	\$500,000,001 to \$1 billion	More than \$1 billion				

Case 09-32502 Doc 1 Filed 11/10/09 Entered 11/10/09 11:56:04 Desc Main Page 2 of 4 Document B1 (Official Form 1)(1/08) Page 2 Name of Debtor(s): Voluntary Petition West Daniels Land Association, Inc. (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Case Number: Date Filed: Location Where Filed: - None -Date Filed: Location Case Number: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Date Filed: Name of Debtor: Case Number: Stars & Stripes Properties, LLC 2:09-bk-26342 10/19/09 Relationship: Judge: District: **Arizona Stock Holding Company** George B. Nielsen Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. Signature of Attorney for Debtor(s) (Date) Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) ☐ Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and

Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

after the filing of the petition.

Voluntary Petition

(This page must be completed and filed in every case)

Name of Debtor(s):

West Daniels Land Association, Inc.

Signatures Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X Signature of Debtor

X _______Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney for Debtor(s)

Michael W. Baldwin 12625

Printed Name of Attorney for Debtor(s)

Law Office of Michael Baldwin, PLC

Firm Name

P.O. Box 35487 Tucson, AZ 85740-5487

Address

Email: michael.baldwin@azbar.org

520-792-3600 Fax: 520-792-8616

Telephone Number

November 8, 2009

Date

*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The dottor requests relief in accordance with the chapter of title 11, United States Code, specified in this polition.

Signature of Authorized Individual

Dean K. Sellers

Printed Name of Authorized Individual

President

Title of Authorized Individual

November 8, 2009

Date

Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- □ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X __

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

Address

Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

CORPORATE RESOLUTION OF

West Daniel Land Association, Inc.

This CORPORATE RESOLUTION by West Daniel Land Association, Inc., a Utah corporation, was adopted on the 30th day of October, 2009, in Tucson, Arizona.

West Daniel Land Association, Inc., a Utah corporation (the "Company"), by and through its President, Dean K. Sellers, has this day determined it is necessary to take appropriate measures to protect the assets of the Company and to reorganize the financial affairs of the Company. Further, the Company has determined that in order to accomplish such goals, it is necessary to file for bankruptcy protection under Chapter 11.

The following resolutions were therefore adopted:

RESOLVED:

- (1) Authorizing the Company's employment of Michael Baldwin, PLC, as counsel to represent the Company in bankruptcy and related proceedings, under the terms and conditions of the Engagement Agreement of even date herewith.
- (2) That the Company shall file a Chapter 11 bankruptcy proceeding forthwith, and to be represented in such proceeding by Michael Baldwin PLC, subject to court approval.

DATE OF ADOPTION: Octo	ber 30, 2009.
West Daniel Land Associat	ion, Inc., a Utah corporation
By: Dean K. Sellers, its Pre	esident
State of Arizona)
County of Pima)

On this 30th day of October, 2009, before me, the undersigned, a notary public in and for said County and State, appeared Dean K. Sellers, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed same in his authorized capacity, and that by his signature on this instrument, he is authorized to execute this document upon behalf of the entity named on this instrument.

WITNESS my hand and official seal,

JANET M REES
OTARY PUBLIC -- ARIZONA
PIMA COUNTY
My Commission Expires
September 10, 2010

Notary Public