

STATE OF ALABAMA §
MONTGOMERY COUNTY § MORTGAGE RECORDATION TAX ORDER
 §

BEFORE THE ALABAMA DEPARTMENT OF REVENUE

Comes now the Petitioner, Provident Services, Inc., through its Alabama attorney, John E. Hagefstration, Jr., of Bradley, Arant, Rose & White, and asks the Alabama Department of Revenue to fix and determine the amount of mortgage recording tax due, pursuant to §40-22-2, Code of Alabama 1975, for the privilege of recording a Mortgage and Security Agreement (the "Mortgage") from Prime Succession of Alabama, Inc., to the Petitioner, which encumbers property located in eleven counties in the State of Alabama.

Upon consideration of the Petition and the evidence offered in support thereof, the Alabama Department of Revenue finds as follows:

1. That the total amount of indebtedness secured by the Mortgage is \$11,379,000.

2. That the total value of all property encumbered by the Mortgage is \$11,379,000.

3. That the total amount of indebtedness upon which tax is due is \$11,379,000.

4. That the amount of mortgage recording tax due, at the rate of \$.15 per each \$100, or fraction thereof, is \$17,068.50.

5. That the mortgage recording tax is allocable to the Alabama counties listed below, as follows:

Mike A.

11/18/1993-36641
09:05 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 NCD 11.00

inst # 1993-36641

<u>County</u>	<u>Values of Property</u>	<u>Percent of Total</u>
Blount	\$ 2,380,000.00	20.9157%
Marshall	380,000.00	3.3395%
Clay	272,000.00	2.3904%
Houston	1,310,000.00	11.5124%
Geneva	300,000.00	2.6364%
Jefferson	2,600,000.00	22.8491%
Limestone	390,000.00	3.4274%
Monroe	64,000.00	.5625%
Shelby	1,750,000.00	15.3792%
Talladega	1,750,000.00	15.3792%
Walker	183,000.00	1.6082%
TOTALS	\$11,379,000.00	100.00%

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6. That the Mortgage is not an open-end mortgage which secures future advances, and the debt is not a revolving loan; therefore, no bond or annual report is required to be filed, pursuant to §40-22-2(2), Code of Alabama 1975.

IT IS ORDERED, THEREFORE, by the Alabama Department of Revenue, that the Judge of Probate of Jefferson County, the county in which the Mortgage is to be recorded first, shall collect mortgage recording tax in the amount of \$17,068.50, plus any recording fees which may be due, and then shall distribute the tax, pursuant to §40-22-2(7), Code of Alabama 1975. Thereafter, duplicate originals of the Mortgage shall be acceptable for recording in each of the previously-mentioned counties without the payment of any additional recording tax. These counties shall be entitled to collect and receive necessary filing fees, however.

DONE this the 8th day of November, 1993.

ALABAMA DEPARTMENT OF REVENUE

By: [Signature]
Commissioner of Revenue

ATTEST:

[Signature]
As Secretary

[Signature]
Legal Division

JP:eb26