

BEFORE THE ALABAMA DEPARTMENT OF REVENUE

In re:

A Proceeding Authorized
by Section 40-22-2(2) and (8),
CODE OF ALABAMA 1975

LASALLE BANK NATIONAL ASSOCIATION,

as Lender,

Petitioner.

MORTGAGE PRIVILEGE TAX ORDER

Comes now LASALLE BANK NATIONAL ASSOCIATION, a national banking association, in its capacity as lender (the "**Petitioner**"), and in its Petition for Ascertainment of Mortgage Privilege Tax dated April 3, 2007 (the "**Petition**"), asks the Alabama Department of Revenue to fix and determine the amount of mortgage privilege tax due pursuant to Section 40-22-2(2) and (8), CODE OF ALABAMA 1975, for the privilege of recording those certain Mortgages (individually, a "**Mortgage**," and collectively the "**Mortgages**") executed by ADAMS HOMES OF NORTHWEST FLORIDA, INC., a Florida corporation, ADAMS HOMES L.L.C., an Alabama limited liability company, and ADAMS HOMES AEC, LLC, a South Carolina limited liability company (collectively, the "**Mortgagor**"). The Mortgages secure the indebtedness described herein with real property, fixtures and personal property located within the State of Alabama. Such indebtedness is also secured by other mortgages, deeds of trust and security documents covering real property, fixtures and personal property located outside of the State of Alabama (collectively, the "**Security Documents**").

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

1. That the Mortgages and Security Documents secure a maximum principal indebtedness in the amount of Thirty-Five Million and 00/100 Dollars (\$35,000,000.00).
2. That the value of the real property, fixtures and certain personal property related thereto covered by the Mortgages and located inside the State of Alabama is Twelve Million Two Hundred Seventy-Four Thousand and 00/100 Dollars (\$12,274,000.00), and that the value of all of the real property, fixtures and personal property covered by the Mortgages and the Security Documents in all states (including the State of Alabama) is Thirty-Five Million Thirty-Three Thousand and 00/100 Dollars (\$35,033,000.00).
3. The percentage of real property, fixtures and personal property covered by the Mortgages that is located inside the State of Alabama is 35.04% of all real property, fixtures and

personal property secured by the Mortgages and the Security Documents both within and without the State of Alabama.

4. That the amount of the indebtedness secured by the Mortgages and subject to the Alabama mortgage privilege tax is Twelve Million Two Hundred Sixty-Four Thousand and 00/100 Dollars (\$12,264,000.00).

5. That Alabama mortgage privilege tax in the amount of Eighteen Thousand Three Hundred Ninety-Six and 00/100 Dollars (\$18,396.00) will be due on the indebtedness secured by the Mortgages under Section 4-22-2, CODE OF ALABAMA 1975, as amended.

6. That the Alabama mortgage privilege tax determined in Paragraph 5 above is to be distributed to certain Alabama counties where the Mortgages will be recorded according to the relative property value in each such county as follows:

COUNTY	VALUE	PERCENTAGE
Baldwin	\$1,927,000.00	15.70%
Mobile	\$697,000.00	5.68%
Shelby	\$9,650,000.00	78.62%
	<hr/> \$12,274,000.00	<hr/> 100.00%

7. That the mortgage privilege tax computed in paragraph 5 above constitutes a payment of said tax with respect to the maximum amount of the revolving debt secured by the Mortgages, as contemplated by Section 40-22-2(1)(b)(ii) of the CODE OF ALABAMA 1975, as amended.

IT IS, THEREFORE, ORDERED by the Alabama Department of Revenue that the Judge of Probate of Shelby County, Alabama, the county in which the first recording of the Mortgages is to occur, shall collect the mortgage privilege tax determined in Paragraph 5 above, together with any applicable recording fees, and after deducting the Probate Judge's Commission, shall distribute such tax to the counties, and in the corresponding percentages, set out in Paragraph 6 above.

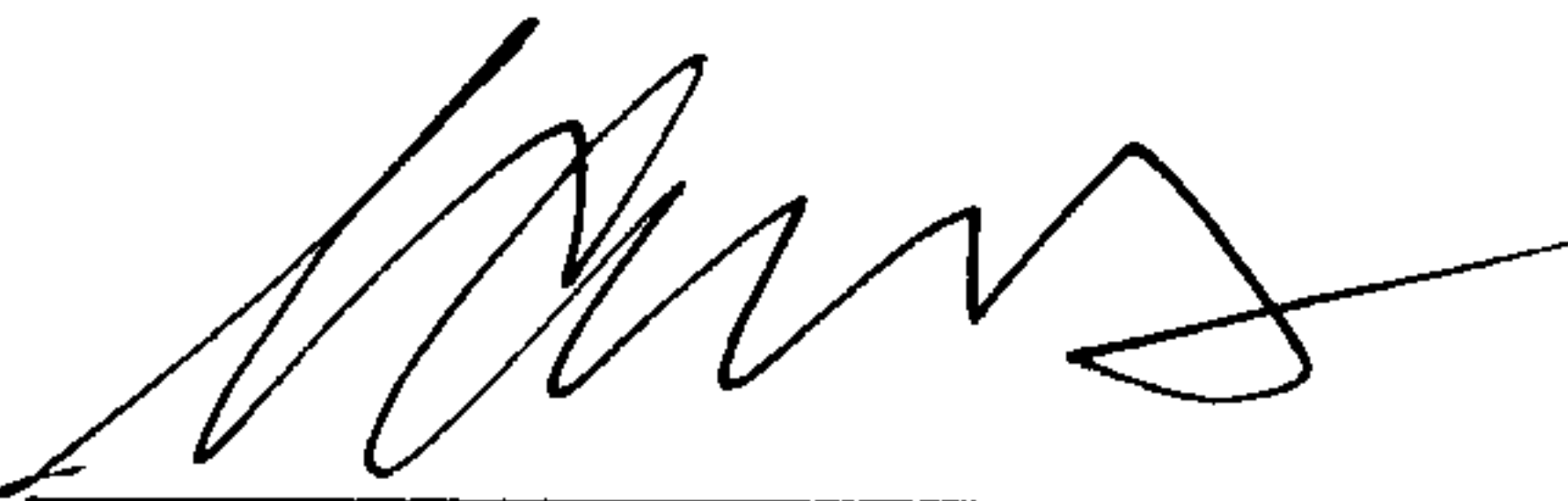
IT IS FURTHER ORDERED, THAT (i) no bond is required to be executed in connection with the recording of the Mortgages; (ii) no additional mortgage privilege tax will be due and payable after recording, notwithstanding advances being made from time to time, so long as: (a) the maximum principal amount of indebtedness secured by any Mortgage does not exceed Thirty-Five Million and 00/100 Dollars (\$35,000,000.00), (b) no Mortgage is amended of record to increase the amount of the indebtedness secured, and (c) no Mortgage is amended of record to change the maturity date of the indebtedness; and (iii) upon the payment of mortgage privilege tax in Shelby County, Alabama, as hereby ordered, mortgage privilege tax on the maximum revolving indebtedness secured shall be deemed to have been paid with respect to each Mortgage.

DONE this 6th day of April, 2007.

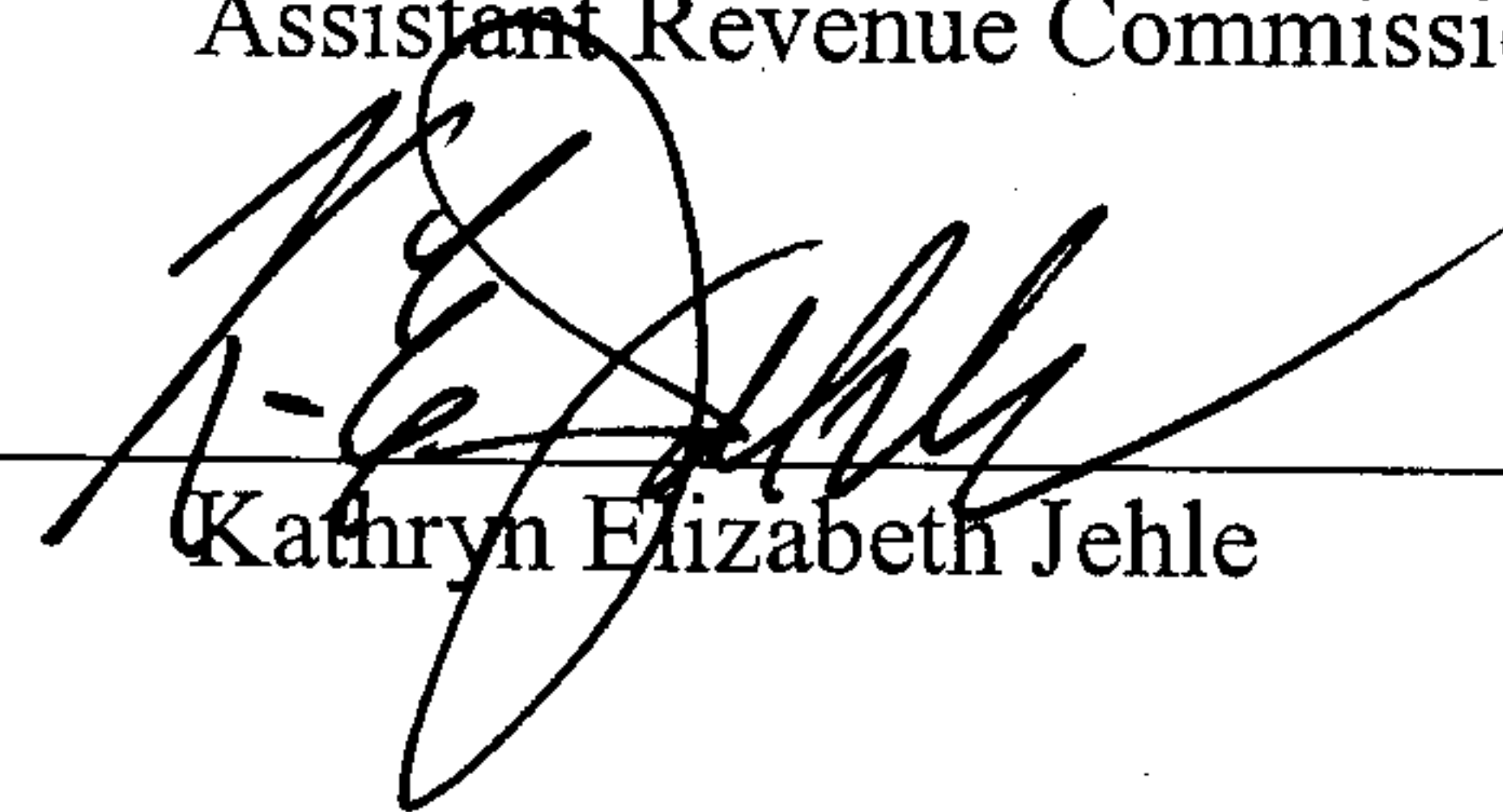
20070515000227140 3/3 \$17.00
Shelby Cnty Judge of Probate, AL
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ALABAMA DEPARTMENT OF REVENUE

ATTEST:



As Secretary

By: Cynthia Underwood
Cynthia Underwood
Assistant Revenue Commissioner


Kathryn Elizabeth Jehle