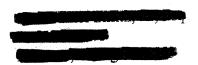


Department of Rebenue State of Georgia 1800 Century Center Mlbd. Suite 15300 Atlanta, Georgia 30345 (404) 417-2100

September 9, 2003

Bart A. Graham Commissioner



RE: Commissioner's Determination pursuant to O.C.G.A. 48-6-71 Regarding
Payment of Intangible Recording Tax on Recording of a Restated Mortgage
and Security Agreement between

(), () and ()

Dear :

In reply to your request pursuant to O.C.G.A. 48-6-71 with respect to the application of the Georgia intangible recording tax imposed by O.C.G.A. 48-6-61. It is my determination, based on the information presented in your letter dated July 8, 2003 with accompanying documentation that:

The Georgia intangible recording tax will not be due upon filing for record the Restated Mortgage and Security Agreement between

() and
() is an agency of the United States government and thus exempt from intangible recording tax by Department of Revenue Rule 560-11-8-.14. The exemption is on that basis only. The Rule does not afford an exemption on the basis that non-profit organization.

Sincerely,

Bart L. Graham