


UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION		1st Amended PROOF OF CLAIM (Secured)		FILED UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS MAR 18 2002 KENNETH S. GARDNER, CLERK MAILROOM - KC court use only
In Re: KMART CORPORATION		Case Number: 02-02474-11 Chapter: 11		
Name of Creditor: JEFFERSON COUNTY		<input type="checkbox"/> Check if you are aware that anyone else has filed a proof of claim relating to your claim. <input type="checkbox"/> Check if you have never received any notices from the bankruptcy court in this case. <input type="checkbox"/> Check if the address differs from the address on the envelope sent to you by the court.		
Name/Address Where Notices Should Be Sent: Clayton E. Mayfield LINEBARGER GOGGAN BLAIR PENA & SAMPSON, LLP 1148 PARK STREET BEAUMONT, TX 77701-3614 Telephone No: (409)832-9483 Facsimile: (409)833-2638 Email: beaumont.bankruptcy@publicans.com				
Number by which creditor identifies debtor: See Attached Exhibits		This claim <input checked="" type="checkbox"/> replaces <input type="checkbox"/> amends a previously filed claim, dated: 3/7/02 <input type="checkbox"/> supplements		
1. BASIS FOR CLAIM:		AD VALOREM TAXES		
2. DATE DEBT WAS INCURRED:		January 1 of each tax year, pursuant to Sections 32.01 and 32.07 of the Texas Property Tax Code.		
3. CLASSIFICATION OF CLAIM:		Secured claim to extent of collateral value. Unsecured Priority claim [11 U.S.C. 507 (a)(8)] to extent of any shortfall in collateral value and for personal liability. Secured by Tax Lien §§ 32.01 and 32.05 of the Texas Property Tax Code.		
4. TOTAL AMOUNTS OF CLAIM:		\$ <u>0.00</u> + \$ <u>740,995.08</u> + \$ <u>0.00</u> = \$ <u>740,995.08</u> (Unsecured) (Secured) (Priority) (Total)		
Plus interest accruing at 12% per annum pursuant to Texas Property Tax Code §33.01 as allowed under 11 U.S.C. §506(b)				
Make checks payable to:		JEFFERSON COUNTY		
Mail payments to:		P O BOX 2112 BEAUMONT, TX 77704		
5. CREDITS AND SETOFFS:		The amount of the payments on this claim has been credited and deducted for the purpose of making this proof of claim. In filing this claim, claimant has deducted all amounts that claimant owes to debtor.		
6. SUPPORTING DOCUMENTS:		Attached court use only		
DATE: MAR 12, 2002		 Clayton E. Mayfield TX Bar I.D. 13281500		
		3-18-02 817 SM		
Penalty for presenting fraudulent claim: Fine up to \$500,000 or imprisonment up to 5 years, or both. 18 U.S.C. §§ 152, 3571				

2001 TAX STATEMENT FOR ACCOUNT: 049400/014900
 JEFFERSON COUNTY TAX OFFICE
 P.O. BOX 2112
 BEAUMONT, TX 77704
 (409) 835-8516

03/07/2002
 RECEIPT: 21089709
 MORT CO:

OWNER: TROY CMBS PROPERTY LLC
 PARCEL ADDRESS: 4440 TWIN CITY LEGAL

 TROY CMBS PROPERTY LLC
 % BURR WOLFF LP
 1420 W MOCKINGBIRD LN STE 575
 DALLAS TX 75356-0907

 LT 7 BON AIR & PALCO BLK 7
 RGF LT 5 TR 9 LT 5&6 TRS
 2,4,6& 33 LT 6&7 TR 31< 7
 TR30 26.749 SUPER K-MART

26.7490 ACRES

TAXING UNITS	JEFFERSON COUNTY	PT ARTHUR ISD	CITY OF GROVES	DRAIN DISTRICT #7
LAND	651,490	651,490	651,490	651,490
IMPROVEMENTS	5,430,380	5,430,380	5,430,380	5,430,380
100% APPRAISED	6,081,870	6,081,870	6,081,870	6,081,870
100% ASSESSED	6,081,870	6,081,870	6,081,870	6,081,870
NET TAXABLE VALUE	6,081,870	6,081,870	6,081,870	6,081,870
TAX RATE	\$0.365000	\$1.531967	\$0.756750	\$0.170500
TOTAL TAX	22,198.83	93,172.24	46,024.55	10,369.59

 \$171,765.21 <-- TOTAL DUE BEFORE 02/01/2002

MONTH PAID	AMOUNT OWED	AMOUNT OWED	AMOUNT OWED	AMOUNT OWED
JAN	22,198.83	93,172.24	46,024.55	10,369.59
FEB 7%	23,752.75	99,694.30	49,246.27	11,095.46
MAR 9%	24,196.72	101,557.74	50,166.76	11,302.85
APR 11%	24,640.70	103,421.19	51,087.25	11,510.24
MAY 13%	25,084.68	105,284.63	52,007.74	11,717.64
JUN 15%	25,528.65	107,148.08	52,928.23	11,925.03
JUL 18%+15%	30,123.81	126,434.73	62,455.32	14,071.54
AUG 19%+15%	30,379.10	127,506.22	62,984.59	14,190.78
SEP 20%+15%	30,634.39	128,577.69	63,513.88	14,310.04
OCT 21%+15%	30,889.67	129,649.17	64,043.17	14,429.28

JANUARY	FEBRUARY	MARCH	APRIL	MAY
\$171,765.21	\$183,788.78	\$187,224.07	\$190,659.38	\$194,094.69
JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER
\$197,529.99	\$233,085.40	\$235,060.69	\$237,036.00	\$239,011.29

EXHIBIT "A-1"

JEFFERSON COUNTY

ESTIMATED 2002 TAX STATEMENT

NAME: **TROY CMBS PROPERTY LLC**
c/o BURR WOLFF LP
ADDRESS: **1420 W. MOCKINGBIRD LN. STE. 575**
DALLAS, TX 75356-0907

LEGAL DESCRIPTION: **L7 BON AIR & PALCO B7 RGF L5 TR9 LTS 5 & 6**
TRS 2,4,6 & 33 LTS 6 & 7 TR 31 AND L7 TR 30
26.749 SUPER K-MART

SUIT NUMBER: **N/A**

ACCOUNT NUMBER	YEAR	LEVY	PENALTY & INTEREST	ATTORNEY FEES	TOTAL
049400/014900	2002	\$171,765.21			\$171,765.21

Our records show that the amounts indicated are still due on your account. If you have any questions regarding this information, please contact this office at 835-8540 at your earliest convenience.

COURT COST \$ _____

RESEARCH FEES \$ _____

TOTAL DUE IF PAID IN _____ \$ _____

MAKE YOUR PAYMENTS TO: **MIRIAM K. JOHNSON**, Assessor-Collector of Taxes
Jefferson County Tax Office
P.O. Box 2112
Beaumont, TX 77704

EXHIBIT "A-2"

2001 TAX STATEMENT FOR ACCOUNT: 700000/585945
 JEFFERSON COUNTY TAX OFFICE
 P.O. BOX 2112
 BEAUMONT, TX 77704
 (409) 835-8516

03/07/2002
 RECEIPT: 21113957
 MORT CO:

PARCEL ADDRESS: 4440 TWIN CITY
 LEGAL

OWNER

 SUPER KMART CENTER #4959
 % BURR WOLFF LP
 PO BOX 6568
 SILOAM SPRINGS AR 72761-6568

 PERSONAL PROPERTY FF ME INV
 SUPER KMART CENTER 4440 TWIN
 CITY HWY

0.0000 ACRES

TAXING UNITS	JEFFERSON COUNTY	PT ARTHUR ISD	CITY OF GROVES	DRAIN DISTRICT #7
PERSONAL PROP	4,218,430	4,218,430	4,218,430	4,218,430
100% APPRAISED	4,218,430	4,218,430	4,218,430	4,218,430
100% ASSESSED	4,218,430	4,218,430	4,218,430	4,218,430
NET TAXABLE VALUE	4,218,430	4,218,430	4,218,430	4,218,430
TAX RATE	\$0.365000	\$1.531967	\$0.756750	\$0.170500
TOTAL TAX	15,397.27	64,624.96	31,922.97	7,192.42

 \$119,137.62 <--- TOTAL DUE BEFORE 02/01/2002

MONTH PAID	AMOUNT OWED	AMOUNT OWED	AMOUNT OWED	AMOUNT OWED
JAN	15,397.27	64,624.96	31,922.97	7,192.42
FEB 7%	16,475.08	69,148.71	34,157.58	7,695.89
MAR 9%	16,783.02	70,441.21	34,796.04	7,839.74
APR 11%	17,090.97	71,733.71	35,434.50	7,983.59
MAY 13%	17,398.92	73,026.20	36,072.96	8,127.43
JUN 15%	17,706.86	74,318.70	36,711.42	8,271.28
JUL 18%+15%	20,894.10	87,696.07	43,319.47	9,760.12
AUG 19%+15%	21,071.16	88,439.26	43,686.58	9,842.83
SEP 20%+15%	21,248.23	89,182.44	44,053.69	9,925.54
OCT 21%+15%	21,425.31	89,925.63	44,420.81	10,008.25

JANUARY	FEBRUARY	MARCH	APRIL	MAY
\$119,137.62	\$127,477.26	\$129,860.01	\$132,242.77	\$134,625.51
JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER
\$137,008.26	\$161,669.76	\$163,039.83	\$164,409.90	\$165,780.00

EXHIBIT "B-1"

JEFFERSON COUNTY

ESTIMATED 2002 TAX STATEMENT

NAME: SUPER KMART CENTER #4959
c/o BURR WOLFF LP
ADDRESS: P.O. BOX 6568
SILOAM SPRINGS, AR 72761-6568

LEGAL DESCRIPTION: PERSONAL PROPERTY FF ME INV
SUPER KMART CENTER
4440 TWIN CITY HWY

SUIT NUMBER: N/A

ACCOUNT NUMBER	YEAR	LEVY	PENALTY & INTEREST	ATTORNEY FEES	TOTAL
700000/585945	2002	\$119,137.62			\$119,137.62

Our records show that the amounts indicated are still due on your account. If you have any questions regarding this information, please contact this office at 835-8540 at your earliest convenience.

COURT COST \$ _____

RESEARCH FEES \$ _____

TOTAL DUE IF PAID IN _____ \$ _____

MAKE YOUR PAYMENTS TO: MIRIAM K. JOHNSON, Assessor-Collector of Taxes
Jefferson County Tax Office
P.O. Box 2112
Beaumont, TX 77704

EXHIBIT "B.2"

2001 TAX STATEMENT FOR ACCOUNT: 700000/326525
 JEFFERSON COUNTY TAX OFFICE
 P.O. BOX 2112
 BEAUMONT, TX 77704
 (409) 835-8516

03/07/2002
 RECEIPT: 21034149
 MORT CO:

OWNER: K-MART DISCOUNT STORE #3721
 % BURR WOLFF LP
 PO BOX 6568
 SILOAM SPRINGS AR 72761-6568

PARCEL ADDRESS: 5855 EASTEX
 LEGAL
 PERSONAL PROPERTY INV F&F
 M&E PARKWAY PLAZA 5855 EASTEX
 FWY

0.0000 ACRES

TAXING UNITS	JEFFERSON COUNTY	BEAUMONT ISD	CITY OF BEAUMONT	PORT OF BEAUMONT	DRAIN DISTRICT #6	NAVIGATION DISTRICT
PERSONAL PROP	2,789,430	2,789,430	2,789,430	2,789,430	2,789,430	2,789,430
100% APPRAISED	2,789,430	2,789,430	2,789,430	2,789,430	2,789,430	2,789,430
100% ASSESSED	2,789,430	2,789,430	2,789,430	2,789,430	2,789,430	2,789,430
NET TAXABLE VALUE	2,789,430	2,789,430	2,789,430	2,789,430	2,789,430	2,789,430
TAX RATE	\$0.365000	\$1.540000	\$0.635000	\$0.090378	\$0.200039	\$0.023023
TOTAL TAX	10,181.42	42,957.22	17,712.88	2,521.03	5,579.95	642.21

\$79,594.71 <-- TOTAL DUE BEFORE 02/01/2002

MONTH PAID	AMOUNT OWED	AMOUNT OWED	AMOUNT OWED	AMOUNT OWED	AMOUNT OWED	AMOUNT OWED
JAN	10,181.42	42,957.22	17,712.88	2,521.03	5,579.95	642.21
FEB 7%	10,894.12	45,964.23	18,952.78	2,697.50	5,970.55	687.16
MAR 9%	11,097.75	46,823.37	19,307.04	2,747.92	6,082.15	700.01
APR 11%	11,301.38	47,682.51	19,661.30	2,798.34	6,193.74	712.85
MAY 13%	11,505.00	48,541.66	20,015.55	2,848.76	6,305.34	725.70
JUN 15%	11,708.63	49,400.80	20,369.81	2,899.18	6,416.94	738.54
JUL 18%+15%	13,816.19	58,292.95	24,036.38	3,421.04	7,571.99	871.48
AUG 19%+15%	13,933.27	58,786.95	24,240.08	3,450.03	7,636.16	878.86
SEP 20%+15%	14,050.36	59,280.96	24,443.78	3,479.03	7,700.33	886.25
OCT 21%+15%	14,167.45	59,774.98	24,647.47	3,508.02	7,764.50	893.63

JANUARY	FEBRUARY	MARCH	APRIL	MAY
\$79,594.71	\$85,166.34	\$86,758.24	\$88,350.12	\$89,942.01
JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER
\$91,533.90	\$108,010.03	\$108,925.35	\$109,840.71	\$110,756.05

EXHIBIT "C-1"

JEFFERSON COUNTY

ESTIMATED 2002 TAX STATEMENT

NAME: **K-MART DISCOUNT #3721**
c/o BURR WOLFF LP
ADDRESS: **P.O. BOX 6568**
SILOAM SPRINGS, AR 72761-6568

LEGAL DESCRIPTION: **PERSONAL PROPERTY INV F&F M&E**
PARKWAY PLAZA
5855 EASTEX FWY

SUIT NUMBER: **N/A**

ACCOUNT NUMBER	YEAR	LEVY	PENALTY & INTEREST	ATTORNEY FEES	TOTAL
700000/326525	2002	\$79,594.71			\$79,594.71

Our records show that the amounts indicated are still due on your account. If you have any questions regarding this information, please contact this office at 835-8540 at your earliest convenience.

COURT COST \$ _____

RESEARCH FEES \$ _____

TOTAL DUE IF PAID IN _____ \$ _____

MAKE YOUR PAYMENTS TO: **MIRIAM K. JOHNSON**, Assessor-Collector of Taxes
Jefferson County Tax Office
P.O. Box 2112
Beaumont, TX 77704

EXHIBIT "C-2"