

*FILE ORIGINAL FOR CHAPTERS 7 and 11, IN DUPLICATE FOR CHAPTER 13, FOR DATE-~~STAMPED~~ STAMPED COPY, SEE #9 BELOW

United States Bankruptcy Court Northern District of Illinois, Eastern Division		<input type="checkbox"/> CH 7 <input type="checkbox"/> CH 13 <input checked="" type="checkbox"/> CH 11 PLEASE CHECK CHAPTER
Name of Debtor K MART CORPORATION, et al	Case Number 02-B 02474	PROOF OF CLAIM
NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A "request" for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503		File Claim Form With: United States Bankruptcy Court P. O. Box A3613 Chicago, Illinois 60690-3612 Creditor # _____ THIS SPACE IS FOR COURT USE ONLY
Name of Creditor (The person or other entity to whom the debtor owes money or property) FORSYTH COUNTY TAX COMMISSIONER	<input type="checkbox"/> Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.	
Name and Address Where Notices Should be Sent FORSYTH COUNTY TAX COMMISSIONER 110 EAST MAIN STREET, SUITE 130 CUMMING GA 30040 Telephone No.	<input checked="" type="checkbox"/> Check box if you have never received any notices from the bankruptcy court in this case. <input type="checkbox"/> Check box if the address differs from the address on the envelope sent to you by the court.	
Account or other number by which creditor identifies debtor: C20-027; B039252; B275005	Check here if this claim <input type="checkbox"/> amends <input type="checkbox"/> replaces a previously filed claim dated: _____	
1. BASIS FOR CLAIM <input type="checkbox"/> Goods sold <input type="checkbox"/> Services performed <input type="checkbox"/> Wages, salaries, and compensation (Fill out below) <input type="checkbox"/> Money loaned <input type="checkbox"/> Personal injury/wrongful death Your social security number _____ <input checked="" type="checkbox"/> Taxes <input type="checkbox"/> Other _____ Unpaid compensation for services performed <input type="checkbox"/> Retiree benefits as defined in 11 U.S.C. § 1114 (a) from _____ to _____ (date) (date)		
2. DATE DEBT WAS INCURRED: 01/01/01 - 12/31/02		3. IF COURT JUDGMENT, DATE OBTAINED:
4. Total Amount of Claim at Time Case Filed: \$ 156,493.44 If all or part of your claim is secured or entitled to priority, also complete Item 5 or 6 below. <input type="checkbox"/> Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of all interest or additional charges.		
5. Secured claim <input type="checkbox"/> Check this box if your claim is secured by collateral (including a right of setoff). Brief Description of Collateral: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other _____ Value of collateral: \$ _____ Amount of arrearage and other charges at time case filed included in secured claim above, if any: \$ _____	6. Unsecured Priority Claim <input checked="" type="checkbox"/> Check this box if you have an unsecured priority claim Amount entitled to priority \$ 156,493.44 Specify the priority of the claim: <input type="checkbox"/> Wages, salaries, or commissions (up to \$4,300), *earned within 90 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier-11 U.S.C. § 507(a)(3) <input type="checkbox"/> Contributions to an employee benefit plan-11 U.S.C. § 507(a)(4) <input type="checkbox"/> Up to \$1,950* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. § 507(a)(6) <input type="checkbox"/> Alimony, maintenance, or support owed to a spouse, former spouse, or child -11 U.S.C. § 507(a)(7) <input checked="" type="checkbox"/> Taxes or penalties owed to governmental units 11 U.S.C. § 507(a)(8) <input type="checkbox"/> Other—Specify applicable paragraph of 11 U.S.C. § 507(a) _____ *Amounts are subject to adjustment on 4/1/98 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.	
7. CREDITS: The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim. 8. SUPPORTING DOCUMENTS: <u>Attach copies of supporting documents</u> , such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, mortgages, security agreements, and evidence of perfection of lien. DO NOT SEND ORIGINAL DOCUMENTS. If the documents are not available, explain. If the documents are voluminous, attach a summary. ANY ATTACHMENT MUST BE 8-1/2" BY 11" 9. DATE-STAMPED COPY: To receive an acknowledgment of the filing of your claim, enclose a stamped, self-addressed envelope and an additional copy of this proof of claim.		THIS SPACE IS FOR COURT USE ONLY KP 974 FILED UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS 3/22/02 MAR 22 2002 KENNETH B. GARDNER, CLERK MAIL ROOM - 11
Date: 03/19/02	Sign and print the name and title, if any, of the creditor or other person authorized to file this claim. Attach copy of power of attorney, if any. Bobby Gene Gilbert BOBBY GENE GILBERT, TAX COMMISSIONER	
Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.		



Forsyth County
Board of Tax Assessors

FORSYTH COUNTY
PROPERTY EVALUATION OFFICE

110 EAST MAIN STREET
SUITE 260
CUMMING, GEORGIA 30040
(770) 781-2106

March 18, 2002

To Whom It May Concern:

For tax year 2002, it is estimated that KMART Corporation, etal, will owe \$ 38,650.22 in taxes for business personal property number B275005 and \$ 24,006.90 in taxes for business personal property number B039252. It is also estimated that they will owe \$ 32,118.46 in taxes for real property located on Old Atlanta Rd. in Cumming, GA, with the following map and parcel number C20-027.

If you should have any questions, please contact me at (770) 886-2800, extension 2617.

Regards,



Mary Kirkpatrick, Chief Appraiser

MK/td



2001 Property Tax Statement

Bobby Gene Gilbert
 Forsyth County Tax Commissioner
 110 E. Main St
 Suite 130
 Cumming, GA 30040

Bill No.	Due Date	TOTAL DUE
2001-323861		36,076.40

Map: C20 027

Payment Good Through:

MAKE CHECK OR MONEY ORDER PAYABLE TO:
 Forsyth County Tax Commissioner



KMART CORPORATION % BURR WOLFF L P
 PO BOX 560907
 #3846R
 DALLAS, TX 75356-0907

RETURN THIS PORTION WITH PAYMENT

(1% interest per month will be added if not paid by due date)

(If taxes are paid by your mortgage company, send them this portion only)

Bobby Gene Gilbert
 Forsyth County Tax Commissioner
 110 E. Main St
 Suite 130
 Cumming, GA 30040

Tax Payer: KMART CORPORATION % BURR W
Map Code: C20 027
Description: 2-1 207 K-MART @ LAKELAN
Bill No: 2001-323861
Due Date:
District: 001 FORSYTH COUNTY AT LARGE
Homestead Exemptions:
 Payment Good Through:

Phone:(770) 781-2110 Fax:(770) 886-2828

Building Value	Land Value	Acres	Fair Market Value	Gross Assessment	County Exemption	Net County Assessment	School Exemption	Net School Assessment
2,830,100	1,309,000	7.4800	4,139,100	1,655,640	0	1,655,640	0	1,655,640
ENTITY			MILLAGE RATE	TAXABLE VALUE	GROSS TAX	CREDIT		NET TAX
STATE TAX			.250	1,655,640	413.91			413.91
COUNTY M&O			6.879	1,655,640	11,388.98			4,933.81
SALES TAX CREDIT			3.899	1,655,640		-6,455.17		
COUNTY BOND			.500	1,655,640	827.82			827.82
SCHOOL M&O			15.082	1,655,640	24,970.36			24,970.36
SCHOOL BOND			1.978	1,655,640	3,274.86			3,274.86
FIRE DISTRICT			1.000	1,655,640	1,655.64			1,655.64
TOTALS			21.790		42,531.57	-6,455.17		36,076.40

	Current Due	36,076.40
	Penalty	.00
	Interest	.00
	Other Fees	.00
	Prev. Payments	.00
	Back taxes	.00
	TOTAL DUE	36,076.40

2001 Property Tax Statement

Bobby Gene Gilbert
 Forsyth County Tax Commissioner
 110 E. Main St
 Suite 130
 Cumming, GA 30040

Bill No.	Due Date	TOTAL DUE
2001-606817		25,641.46

Map: B039252

Payment Good Through:

MAKE CHECK OR MONEY ORDER PAYABLE TO:
 Forsyth County Tax Commissioner



KMART CORPORATION # 3846 % BURR WOLFF L P
 P O BOX 6568
 SILOAM SPRINGS, AR 72761-6568

RETURN THIS PORTION WITH PAYMENT

(1% interest per month will be added if not paid by due date)

(If taxes are paid by your mortgage company, send them this portion only)

Bobby Gene Gilbert
 Forsyth County Tax Commissioner
 110 E. Main St
 Suite 130
 Cumming, GA 30040

Tax Payer: KMART CORPORATION # 3846 % B
Map Code: B039252
Description: STORE EQUIPMENT AND INVENTC
Bill No: 2001-606817
Due Date:
District: 001 FORSYTH COUNTY AT LARGE
Homestead Exemptions:
 Payment Good Through:

Phone:(770) 781-2110 Fax:(770) 886-2828

Building Value	Land Value	Acres	Fair Market Value	Gross Assessment	County Exemption	Net County Assessment	School Exemption	Net School Assessment
0	0	.0000	2,941,886	1,176,754	0	1,176,754	0	1,176,754
ENTITY			MILLAGE RATE	TAXABLE VALUE	GROSS TAX	CREDIT	NET TAX	
STATE TAX			.250	1,176,754	294.19		294.19	
COUNTY M&O			6.879	1,176,754	8,094.77		3,506.72	
SALES TAX CREDIT			3.899	1,176,754		-4,588.05		
COUNTY BOND			.500	1,176,754	588.38		588.38	
SCHOOL M&O			15.082	1,176,754	17,747.80		17,747.80	
SCHOOL BOND			1.978	1,176,754	2,327.62		2,327.62	
FIRE DISTRICT			1.000	1,176,754	1,176.75		1,176.75	
TOTALS			21.790		30,229.51	-4,588.05	25,641.46	

	Current Due	25,641.46
	Penalty	.00
	Interest	.00
	Other Fees	.00
	Prev. Payments	.00
	Back taxes	.00
	TOTAL DUE	25,641.46

BUSINESS PERSONAL PROPERTY TAX RETURN

THIS RETURN IS CONSIDERED PUBLIC INFORMATION AND WILL BE OPEN FOR PUBLIC INSPECTION RETURN COMPLETED FORM TO ADDRESS LISTED BELOW

TAX YEAR	IF ASSISTANCE NEEDED CALL	ACCOUNT NUMBER
2002	404-781-2106	9396-BPP
DUE DATE	MAP AND PARCEL I.D. NO.	NAICS NO.
APRIL 01	OK 6002072	5350

COUNTY NAME AND RETURN ADDRESS

TAXPAYER NAME AND ADDRESS

FORSYTH COUNTY ASSESSOR
110 EAST MAIN ST, STE 260
CUMMING, GA 30040-0110

KMART CORPORATION
C/O BURR WOLFF
PO BOX 6568
SILOAM SPRINGS, AR 72761-6568

NEW
275005

BUSINESS PHYSICAL LOCATION

MEDLOCK BRIDGE RD & MCGINN
IF MAILING ADDRESS OR NAME IS INCORRECT, PLEASE CORRECT IN THE SPACE PROVIDED BELOW.

NAME: **PB**

ADDRESS: **MAR - 7 2002**

CITY, STATE, ZIP: **DATA ENTERED**

To avoid a 10% penalty on items not previously returned, file not later than the due date listed above. This return is subject to audit by the Board of Tax Assessors under O.C.G.A. §48-5-299 and §4-5-300. The return and supporting schedule must be completed and returned in order for property to be property returned. Department of Revenue Rule 560-11-10-08 (3) (C)

PERSONAL PROPERTY STRATA

The values from Schedules A, B and C should be listed below. If these values, in your opinion, do not reflect fair market value then you may list your estimate of value under the column headed Taxpayers Returned Value.

	TAXPAYER RETURNED VALUE, AS OF JAN. 1	INDICATED VALUE FROM SCHEDULE A, B & C	FOR TAX OFFICE USE
Furniture/Fixtures/Machinery/Equipment — Includes all fixtures, furniture, office equipment, computer hardware, production machinery, off-road vehicles, farm equipment and implements, tools and implements of manual laborers' trade, leasehold improvements personal property in nature and construction in progress personal property in nature.	1,761,100	1,761,100	
Inventory — Includes all raw materials, goods in process, finished goods, livestock and agricultural products, all consumable supplies used in the process of manufacturing, distributing, storing or merchandising of goods and services, floor planned inventory and spare parts. Does not include inventory receiving Freeport Exemption under O.C.G.A. § 48-5-48.2.	2,673,299	2,673,299	
Freeport inventory — Includes inventory receiving exemption Under O.C.G.A. § 48-5-48.2			
Other Personal — Includes all personal property not otherwise defined above.			
TOTALS →	4,434,399	4,434,399	

It shall be the duty of the county Board of Tax Assessors to investigate and to inquire into the property owned in the county for the purpose of ascertaining what property is subject to taxation and to require the proper return of the property for taxation.

TAXPAYER'S DECLARATION

"I do solemnly swear that I have carefully read (or have heard read) and have duly considered the questions propounded in the foregoing tax list, and that the value placed by me on the property returned, as shown by the list, is the true market value thereof; and I further swear that I returned, for the purpose of being taxed thereon, every species of property that I own in my own right or have control of either as agent, executor, administrator, or otherwise; and that in making this return, for the purpose of being taxed thereon, I have not attempted either by transferring my property to another or by any other means to evade the laws governing taxation in this state. I do further swear that in making this return I have done so by estimating the true worth and value of every species of property contained therein."

TAXPAYER OR AGENT X Willa Lovett Willa Lovett
Signature

PLEASE PRINT OR TYPE NAME WILLA LOVETT

TITLE AUTHORIZED AGENT _____ DATE: 02/27/02 PHONE NUMBER: 918-422-4444

Run Date: 02/27/02, Acct No: 9396-BPP, LOCATION #/NAME:9396, CLIENT:KMART

Personal Property Account Summary

Tax Year 2002

Account #

275005

Page

1

Account	275005	Owner #	6002072	Flags	()
County ID #	00000000	Parcel Number	140 001	Field Audit	()
Name	KMART CORPORATION	Physical	3630 PEACHTREE PKWY	Desk Audit	()
Address	d/b/a BIG KMART # 9396	Tax District	County	Field Check	()
	% BURR WOLFF	Phone	(918)422-4444	Asmt Notice	(X)
	P O BOX 6568	NAICS	45211	Return Made	(X)
	SILOAM SPRINGS AR 727616568	Digest Class	C	03/04/2002	

Values		Boats	0	Total	4,434,399
Inventory	2,673,299	Aircraft	0		
Mach & Equip	1,761,100	Other	0	Exemptions: SF:	0

X 40% = 1,773,760 Assessed

BUSINESS INVENTORY

Year	Description	Raw Material	In-Process	Finished	Transit	Warehoused	Consigned	Floor Plan	Spare Parts	Packing
2672270		0	0	0	0	0	0	0	0	1029

COST APPROACH

Year	Description	Group	Cost	Disposals	Depr	Func	Econ	Value
2001	EQUIPMENT	1	3,030	0	0.87	0.00	0.00	2,636
2001	EQUIPMENT	2	1,761,555	0	0.92	0.00	0.00	1,620,631
2001	EQUIPMENT	4	205,721	0	0.67	0.00	0.00	137,833

*sets on 190 cc
New # may not look correct
2002*

B

39252

BUSINESS PERSONAL PROPERTY TAX RETURN

THIS RETURN IS CONSIDERED PUBLIC INFORMATION AND WILL BE OPEN FOR PUBLIC INSPECTION RETURN COMPLETED FORM TO ADDRESS LISTED BELOW

TAX YEAR	IF ASSISTANCE NEEDED CALL	ACCOUNT NUMBER
2002	404-781-2106	025979
DUE DATE	MAP AND PARCEL I.D. NO.	NAICS NO.
APRIL 01		5350

COUNTY NAME AND RETURN ADDRESS

TAXPAYER NAME AND ADDRESS

FORSYTH COUNTY ASSESSOR
110 EAST MAIN ST, STE 400 R 0 4 2002
CUMMING, GA 30040-0110

KMART CORPORATION
C/O BURR WOLFF
PO BOX 6568
SILOAM SPRINGS, AR 72761-6568

BOARD OF TAX ASSESSORS

BUSINESS PHYSICAL LOCATION

520 LAKELAND PLAZA, CUMMING, GA 30130

IF MAILING ADDRESS OR NAME IS INCORRECT, PLEASE CORRECT IN THE SPACE PROVIDED BELOW.

NAME:

ADDRESS:

MAR - 7 2002

CITY, STATE, ZIP:

DATA ENTERED

To avoid a 10% penalty on items not previously returned, file not later than the due date listed above. This return is subject to audit by the Board of Tax Assessors under O.C.G.A. §48-5-299 and §4-5-300. The return and supporting schedule must be completed and returned in order for property to be properly returned. Department of Revenue Rule 560-11-10-08 (3) (C)

The values from Schedules A, B and C should be listed below. If these values, in your opinion, do not reflect fair market value then you may list your estimate of value under the column headed Taxpayers Returned Value.

PERSONAL PROPERTY STRATA

TAXPAYER RETURNED VALUE, AS OF JAN. 1	INDICATED VALUE FROM SCHEDULE A, B & C	FOR TAX OFFICE USE
729,986	729,986	
2,024,361	2,024,361	
TOTALS	2,754,347	2,754,347

F. Furniture/Fixtures/Machinery/Equipment — includes all fixtures, furniture, office equipment, computer hardware, production machinery, off-road vehicles, farm equipment and implements, tools and implements of manual laborers' trade, leasehold improvements personal property in nature and construction in progress personal property in nature.

I. Inventory — Includes all raw materials, goods in process, finished goods, livestock and agricultural products, all consumable supplies used in the process of manufacturing, distributing, storing or merchandising of goods and services, floor planned inventory and spare parts. Does not include inventory receiving Freeport Exemption under O.C.G.A. § 48-5-48.2.

P. Freeport inventory — Includes inventory receiving exemption Under O.C.G.A. § 48-5-48.2

Z. Other Personal — Includes all personal property not otherwise defined above.

It shall be the duty of the county Board of Tax Assessors to investigate and to inquire into the property owned in the county for the purpose of ascertaining what property is subject to taxation and to require the proper return of the property for taxation.

TAXPAYER'S DECLARATION

"I do solemnly swear that I have carefully read (or have heard read) and have duly considered the questions propounded in the foregoing tax list, and that the value placed by me on the property returned, as shown by the list, is the true market value thereof; and I further swear that I returned, for the purpose of being taxed thereon, every species of property that I own in my own right or have control of either as agent, executor, administrator, or otherwise; and that in making this return, for the purpose of being taxed thereon, I have not attempted either by transferring my property to another or by any other means to evade the laws governing taxation in this state. I do further swear that in making this return I have done so by estimating the true worth and value of every species of property contained therein."

TAXPAYER OR AGENT X Willa Lovett Willa Lovett
Signature

PLEASE PRINT OR TYPE NAME WILLA LOVETT

TITLE AUTHORIZED AGENT DATE: 02/27/02 PHONE NUMBER: 918-422-4444

Personal Property Account Summary

Account #

39252

Account	39252	Owner #	25979	Flags	Field Audit () Desk Audit () Field Check () Asmt Notice (X) Return Made (X)
County ID #	00000000	Parcel Number	520 LAKELAND PLZ		
Name	KMART CORPORATION # 3846	Physical	County		
Address	% BURR WOLFF L P P O BOX 6568	Tax District	(918)422-4444		
		Phone	45211		03/04/2002
		NAICS	C		
Business	SILOAM SPRINGS AR 727616568	Digest Class			

X 40% = 1,101,739
2002

Values		Boats	0	Total	2,754,348
Inventory	2,024,361	Aircraft	0		
Mach & Equip	729,987	Other	0	Exemptions: SF:	0

BUSINESS INVENTORY

Merchandise	Raw Material	In-Process	Finished	Transit	Warehoused	Consigned	Floor Plan	Spare Parts	Packing
2023231	0	0	0	0	0	0	0	0	1130

COST APPROACH

Year	Description	Group	Cost	Disposals	Depr	Func	Econ	Value
1993	EQUIPMENT	1	8,264	0	0.20	0.00	0.00	1,653
1998	EQUIPMENT	1	614	0	0.43	0.00	0.00	264
1999	EQUIPMENT	1	47	0	0.58	0.00	0.00	27
1990	EQUIPMENT	2	357,090	0	0.20	0.00	0.00	71,418
1991	EQUIPMENT	2	108,932	0	0.25	0.00	0.00	27,233
1992	EQUIPMENT	2	10,382	0	0.25	0.00	0.00	2,596
1993	EQUIPMENT	2	32,014	0	0.28	0.00	0.00	8,964
1994	EQUIPMENT	2	17,723	0	0.34	0.00	0.00	6,026
1995	EQUIPMENT	2	13,506	0	0.44	0.00	0.00	5,943
1996	EQUIPMENT	2	10,126	0	0.54	0.00	0.00	5,468
1997	EQUIPMENT	2	75,886	0	0.63	0.00	0.00	47,808
1998	EQUIPMENT	2	415,606	0	0.70	0.00	0.00	290,924
1999	EQUIPMENT	2	66,974	0	0.78	0.00	0.00	52,240
2000	EQUIPMENT	2	65,114	0	0.85	0.00	0.00	55,347
2001	EQUIPMENT	2	99,556	0	0.92	0.00	0.00	91,592
1998	EQUIPMENT	4	109,167	0	0.10	0.00	0.00	10,917
1999	EQUIPMENT	4	18,536	0	0.31	0.00	0.00	5,746
2000	EQUIPMENT	4	42,598	0	0.54	0.00	0.00	23,003
2001	EQUIPMENT	4	34,057	0	0.67	0.00	0.00	22,818