



COMPTROLLER OF PUBLIC ACCOUNTS
STATE OF TEXAS
AUSTIN, 78774

June 18, 1996

Richard A. Hartley
The 100 Club, Inc.
2603 Augusta Dr., Ste. 840
Houston, TX 77057-5638

Dear Mr. Hartley:

Our records show that the 100 Club, Inc., Taxpayer No. 3-01164-1415-9, has been exempted from the state franchise tax effective March 8, 1965. The corporation is not required to file or pay franchise tax reports as long as the exemption is in effect. In the event that we have reason to believe that it no longer qualifies for exemption, we will notify its registered agent that the exempt status is under review.

This corporation has also been exempted from the Texas limited sales, excise and use tax as a 501(c)(3) organization effective August 29, 1977. It may issue an exemption certificate instead of paying the sales tax on taxable items if they relate to the purpose of the exempt organization and are not used for the personal benefit of an individual or private party. The certificate does not require a number to be valid and may be reproduced in any quantity.

If your organization makes any sales of taxable items or services, please contact our Tax Assistance Section at 1-800-252-5555 to determine if a sales tax permit is needed. The regular number is 512/463-4600.

In the event the organization changes its name, please advise our office.

If you have any questions, please call me toll free at 1-800-531-5441, extension 3-4142, or my direct number is 512/463-4142.

Sincerely,

Wanda K. Carter
Exempt Organizations Section

SM/26

RECEIVED
JUN 21 1996
100 CLUB

300 E. 8th St., Austin, Tex. 78701

Department of the Treasury

Person to Contact: Norma C. Offutt
Telephone Number: (512) 397-5716

District Director

Internal Revenue Service

Date: **26 AUG 1977** | In reply refer to:
E:EX:1002:NCO:dw

AUS:EO: **77-1795**

Tax ID# 74-1509204

▷ The Hundred Club of Houston
6910 Fannin, Suite 102
Houston, Texas 77030

Accounting Period Ending: June 30

Gentlemen:

Based on information supplied, and assuming your operations will be as stated in your application for recognition of exemption, we have determined you are exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code.

We have further determined you are not a private foundation within the meaning of section 509(a) of the Code, because you are an organization described in section 170(b)(1)(A)(vi) and 509(a)(1).

You are not liable for social security (FICA) taxes unless you file a waiver of exemption certificate as provided in the Federal Insurance Contributions Act. You are not liable for the taxes imposed under the Federal Unemployment Tax Act (FUTA).

Since you are not a private foundation, you are not subject to the excise taxes under Chapter 42 of the Code. However, you are not automatically exempt from other Federal excise taxes. If you have any questions about excise, employment, or other Federal taxes, please let us know.

Donors may deduct contributions to you as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for Federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

If your purposes, character, or method of operation is changed, please let us know so we can consider the effect of the change on your exempt status. Also, you should inform us of all changes in your name or address.

If your gross receipts each year are normally more than \$5,000, you are required to file Form 990, Return of Organization Exempt From Income Tax, by the 15th day of the fifth month after the end of your annual accounting period. The law imposes a penalty of \$10 a day, up to a maximum of \$5,000, for failure to file a return on time.

You are not required to file Federal income tax returns unless you are subject to the tax on unrelated business income under section 511 of the Code. If you are subject to this tax, you must file an income tax return on Form 990-T. In this letter we are not determining whether any of your present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

You need an employer identification number even if you have no employees. If an employer identification number was not entered on your application, a number will be assigned to you and you will be advised of it. Please use that number on all returns you file and in all correspondence with the Internal Revenue Service.

Please keep this determination letter in your permanent records.

Sincerely yours,

Robert M. M. S. S.

District Director

This letter affirms our letter of September 26, 1972 and modifies that letter with respect to foundation status from section 509(a)(2) to section 509(a)(1) and 170(b)(1)(A)(vi).

cc: Robert I. White
28th Floor, 1100 Milam Street
Houston, Texas 77002