

**Exempt Organization Business Income Tax Return**  
(and proxy tax under section 6033(e))

**2007**

Department of the Treasury  
Internal Revenue Service (77)

For calendar year 2007 or other tax year beginning **JUL 1, 2007** and ending **JUN 30, 2008**

Open to Public Inspection for 501(c)(3) Organizations Only

**A**  Check box if address changed

Name of organization (  Check box if name changed and see instructions.)

**D** Employer identification number (Employees' trust, see instructions for Block D on page 8.)

**B** Exempt under section  
 501(c)(3)  408(e)  220(e)  408A  530(a)  529(a)

Print or Type

**JOHN & MARY R. MARKLE FOUNDATION**

**13-1770307**

Number, street, and room or suite no. If a P.O. box, see page 9 of instructions.

**10 ROCKEFELLER PLAZA**

**E** Unrelated business activity codes (See instructions for Block E on page 9.)

City or town, state, and ZIP code

**NEW YORK, NY 10020**

**531110**

**C** Book value of all assets at end of year  
**182,726,385.**

**F** Group exemption number (see instructions for Block F.)

**G** Check organization type  501(c) corporation  501(c) trust  401(a) trust  Other trust

**H** Describe the organization's primary unrelated business activity. **SEE STATEMENT 11**

**I** During the tax year, was the corporation a subsidiary in an affiliated group or a parent-subsidiary controlled group?  Yes  No  
If "Yes," enter the name and identifying number of the parent corporation.

**J** The books are in care of **THE FOUNDATION** Telephone number **212-489-6655**

**Part I Unrelated Trade or Business Income**

	(A) Income	(B) Expenses	(C) Net
<b>1a</b> Gross receipts or sales			
<b>b</b> Less returns and allowances			
<b>c</b> Balance	<b>1c</b>		
<b>2</b> Cost of goods sold (Schedule A, line 7)	<b>2</b>		
<b>3</b> Gross profit. Subtract line 2 from line 1c	<b>3</b>		
<b>4a</b> Capital gain net income (attach Schedule D)	<b>4a</b> 251,428.		251,428.
<b>b</b> Net gain (loss) (Form 4797, Part II, line 17) (attach Form 4797)	<b>4b</b>		
<b>c</b> Capital loss deduction for trusts	<b>4c</b>		
<b>5</b> Income (loss) from partnerships and S corporations (attach statement)	<b>5</b> 215,062.	STMT 12	215,062.
<b>6</b> Rent income (Schedule G)	<b>6</b>		
<b>7</b> Unrelated debt-financed income (Schedule E)	<b>7</b>		
<b>8</b> Interest, annuities, royalties, and rents from controlled organizations (Sch. F)	<b>8</b>		
<b>9</b> Investment income of a section 501(c)(7), (9), or (17) organization (Schedule G)	<b>9</b>		
<b>10</b> Exploited exempt activity income (Schedule I)	<b>10</b>		
<b>11</b> Advertising income (Schedule J)	<b>11</b>		
<b>12</b> Other income (See instructions; attach schedule.)	<b>12</b>		
<b>13 Total.</b> Combine lines 3 through 12	<b>13</b> 466,490.		466,490.

**Part II Deductions Not Taken Elsewhere** (See instructions for limitations on deductions.)

(Except for contributions, deductions must be directly connected with the unrelated business income.)

<b>14</b> Compensation of officers, directors, and trustees (Schedule K)	<b>14</b>		
<b>15</b> Salaries and wages	<b>15</b>		
<b>16</b> Repairs and maintenance	<b>16</b>		
<b>17</b> Bad debts	<b>17</b>		
<b>18</b> Interest (attach schedule)	<b>18</b>	SEE STATEMENT 13	63,593.
<b>19</b> Taxes and licenses	<b>19</b>		36,000.
<b>20</b> Charitable contributions (See instructions for limitation rules.)	<b>20</b>		15,000.
<b>21</b> Depreciation (attach Form 4562)	<b>21</b>		
<b>22</b> Less depreciation claimed on Schedule A and elsewhere on return	<b>22a</b>		
<b>23</b> Depletion	<b>22b</b>		
<b>24</b> Contributions to deferred compensation plans	<b>23</b>		
<b>25</b> Employee benefit programs	<b>24</b>		
<b>26</b> Excess exempt expenses (Schedule I)	<b>25</b>		
<b>27</b> Excess readership costs (Schedule J)	<b>26</b>		
<b>28</b> Other deductions (attach schedule)	<b>27</b>	SEE STATEMENT 14	
<b>29 Total deductions.</b> Add lines 14 through 28	<b>28</b>		14,415.
<b>30</b> Unrelated business taxable income before net operating loss deduction. Subtract line 29 from line 13	<b>29</b>		129,008.
<b>31</b> Net operating loss deduction (limited to the amount on line 30)	<b>30</b>		337,482.
<b>32</b> Unrelated business taxable income before specific deduction. Subtract line 31 from line 30	<b>31</b>		
<b>33</b> Specific deduction (Generally \$1,000, but see instructions for exceptions)	<b>32</b>		337,482.
<b>34</b> Unrelated business taxable income. Subtract line 33 from line 32. If line 33 is greater than line 32, enter the smaller of zero or line 32	<b>33</b>		1,000.
	<b>34</b>		336,482.

**Part III Tax Computation**

<b>35 Organizations Taxable as Corporations.</b> See instructions for tax computation. Controlled group members (sections 1561 and 1563) check here <input type="checkbox"/> See instructions and:			
<b>a</b> Enter your share of the \$50,000, \$25,000, and \$9,925,000 taxable income brackets (in that order):			
(1) \$	(2) \$	(3) \$	
<b>b</b> Enter organization's share of: (1) Additional 5% tax (not more than \$11,750)		\$	
(2) Additional 3% tax (not more than \$100,000)		\$	
<b>c</b> Income tax on the amount on line 34			<b>35c</b> 114,404.
<b>36 Trusts Taxable at Trust Rates.</b> See instructions for tax computation. Income tax on the amount on line 34 from:			
<input type="checkbox"/> Tax rate schedule or <input type="checkbox"/> Schedule D (Form 1041)			<b>36</b>
<b>37 Proxy tax.</b> See instructions			<b>37</b>
<b>38 Alternative minimum tax</b>			<b>38</b>
<b>39 Total.</b> Add lines 37 and 38 to line 35c or 36, whichever applies			<b>39</b> 114,404.

**Part IV Tax and Payments**

<b>40a</b> Foreign tax credit (corporations attach Form 1118; trusts attach Form 1116)		<b>40a</b>	
<b>b</b> Other credits (see instructions)		<b>40b</b>	
<b>c</b> General business credit. Check here and indicate which forms are attached: <input type="checkbox"/> Form 3800 <input type="checkbox"/> Form(s) (specify) ▶		<b>40c</b>	
<b>d</b> Credit for prior year minimum tax (attach Form 8801 or 8827)		<b>40d</b>	
<b>e</b> Total credits. Add lines 40a through 40d			<b>40e</b>
<b>41</b> Subtract line 40e from line 39			<b>41</b> 114,404.
<b>42</b> Other taxes. Check if from: <input type="checkbox"/> Form 4255 <input type="checkbox"/> Form 8611 <input type="checkbox"/> Form 8697 <input type="checkbox"/> Form 8866 <input type="checkbox"/> Other (attach schedule)			<b>42</b>
<b>43</b> Total tax. Add lines 41 and 42			<b>43</b> 114,404.
<b>44a</b> Payments: A 2006 overpayment credited to 2007		<b>44a</b> 200,023.	
<b>b</b> 2007 estimated tax payments		<b>44b</b>	
<b>c</b> Tax deposited with Form 8868		<b>44c</b>	
<b>d</b> Foreign organizations: Tax paid or withheld at source (see instructions)		<b>44d</b>	
<b>e</b> Backup withholding (see instructions)		<b>44e</b>	
<b>f</b> Other credits and payments: <input type="checkbox"/> Form 2439 <input type="checkbox"/> Form 4136 <input type="checkbox"/> Other			
Total ▶		<b>44f</b>	
<b>45</b> Total payments. Add lines 44a through 44f			<b>45</b> 200,023.
<b>46</b> Estimated tax penalty (see instructions). Check if Form 2220 is attached <input type="checkbox"/>			<b>46</b>
<b>47</b> Tax due. If line 45 is less than the total of lines 43 and 46, enter amount owed			<b>47</b>
<b>48</b> Overpayment. If line 45 is larger than the total of lines 43 and 46, enter amount overpaid			<b>48</b> 85,619.
<b>49</b> Enter the amount of line 48 you want: Credited to 2008 estimated tax	85,619.	Refunded	<b>49</b> 0.

**Part V Statements Regarding Certain Activities and Other Information** (See instructions on page 18)

<b>1</b> At any time during the 2007 calendar year, did the organization have an interest in or a signature or other authority over a financial account (bank, securities, or other) in a foreign country? If YES, the organization may have to file Form TD F 90-22.1. If YES, enter the name of the foreign country here ▶	Yes	No
		X
<b>2</b> During the tax year, did the organization receive a distribution from, or was it the grantor of, or transferor to, a foreign trust? If YES, see page 5 of the instructions for other forms the organization may have to file.		X
<b>3</b> Enter the amount of tax-exempt interest received or accrued during the tax year ▶ \$		

**Schedule A - Cost of Goods Sold.** Enter method of inventory valuation ▶ N/A

<b>1</b> Inventory at beginning of year	<b>1</b>		<b>6</b> Inventory at end of year	<b>6</b>	
<b>2</b> Purchases	<b>2</b>		<b>7</b> Cost of goods sold. Subtract line 6 from line 5. Enter here and in Part I, line 2	<b>7</b>	
<b>3</b> Cost of labor	<b>3</b>				
<b>4a</b> Additional section 263A costs	<b>4a</b>		<b>8</b> Do the rules of section 263A (with respect to property produced or acquired for resale) apply to the organization?	Yes	No
<b>b</b> Other costs (attach schedule)	<b>4b</b>				X
<b>5</b> Total. Add lines 1 through 4b	<b>5</b>				

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

<b>Sign Here</b>	Signature of officer	Date	Title	May the IRS discuss this return with the preparer shown below (see instructions)? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
	Preparer's signature	Date	Check if self-employed <input type="checkbox"/>	
<b>Paid Preparer's Use Only</b>	Firm's name (or yours if self-employed), address, and ZIP code			EIN
	O'CONNOR DAVIES MUNNS & DOBBINS, LLP 60 EAST 42ND STREET NEW YORK, NY 10165-3698			13-3385019 Phone no. 212-286-2600

Schedule C - Rent Income (From Real Property and Personal Property Leased With Real Property) (see instr. on pg 20)

1 Description of property

Table with 4 rows for property descriptions (1-4).

Table with 3 columns: (a) From personal property, (b) From real and personal property, and 3 Deductions directly connected with the income.

Total income. Add totals of columns 2(a) and 2(b). Enter here and on page 1, Part I, line 6, column (A) 0. Total deductions. Enter here and on page 1, Part I, line 8, column (B) 0.

Schedule E - Unrelated Debt-Financed Income (See instructions on page 20)

Table with 4 columns: 1 Description of debt-financed property, 2 Gross income from or allocable to debt-financed property, 3 Deductions directly connected with or allocable to debt-financed property (a) Straight line depreciation, (b) Other deductions.

Table with 5 columns: 4 Amount of average acquisition debt on or allocable to debt-financed property, 5 Average adjusted basis of or allocable to debt-financed property, 6 Column 4 divided by column 5, 7 Gross income reportable, 8 Allocable deductions.

Totals. Total dividends-received deductions included in column 8. Enter here and on page 1, Part I, line 7, column (A) 0. Enter here and on page 1, Part I, line 7, column (B) 0.

Schedule F - Interest, Annuities, Royalties, and Rents From Controlled Organizations (See instructions on page 21)

Table for Exempt Controlled Organizations with 6 columns: 1 Name of Controlled Organization, 2 Employer Identification Number, 3 Net unrelated income, 4 Total of specified payments made, 5 Part of column 4 that is included in the controlling organization's gross income, 6 Deductions directly connected with income.

Table for Nonexempt Controlled Organizations with 5 columns: 7 Taxable Income, 8 Net unrelated income, 9 Total of specified payments made, 10 Part of column 9 that is included in the controlling organization's gross income, 11 Deductions directly connected with income.

Totals. Add columns 6 and 10. Enter here and on page 1, Part I, line 8, column (A) 0. Add columns 6 and 11. Enter here and on page 1, Part I, line 8, column (B) 0.

Schedule G - Investment Income of a Section 501(c)(7), (9), or (17) Organization

(see instructions on page 22)

Table with 5 columns: 1 Description of income, 2 Amount of income, 3 Deductions directly connected, 4 Set-asides, 5 Total deductions and set-asides. Totals row shows 0.

Schedule I - Exploited Exempt Activity Income, Other Than Advertising Income

(see instructions on page 22)

Table with 7 columns: 1 Description of exploited activity, 2 Gross unrelated business income, 3 Expenses directly connected, 4 Net income (loss), 5 Gross income from activity, 6 Expenses attributable, 7 Excess exempt expenses. Totals row shows 0.

Schedule J - Advertising Income (see instructions on page 22)

Part I Income From Periodicals Reported on a Consolidated Basis

Table with 7 columns: 1 Name of periodical, 2 Gross advertising income, 3 Direct advertising costs, 4 Advertising gain or (loss), 5 Circulation income, 6 Readership costs, 7 Excess readership costs. Totals row shows 0.

Part II Income From Periodicals Reported on a Separate Basis (For each periodical listed in Part II, fill in columns 2 through 7 on a line-by-line basis.)

Table with 7 columns: 1 Name of periodical, 2 Gross advertising income, 3 Direct advertising costs, 4 Advertising gain or (loss), 5 Circulation income, 6 Readership costs, 7 Excess readership costs. Totals row shows 0.

Schedule K - Compensation of Officers, Directors, and Trustees (see instructions on page 23)

Table with 4 columns: 1 Name, 2 Title, 3 Percent of time devoted to business, 4 Compensation attributable to unrelated business. Total row shows 0.

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FORM 990-T      DESCRIPTION OF ORGANIZATION'S PRIMARY UNRELATED      STATEMENT 11  
BUSINESS ACTIVITY

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## DEBT FINANCED PROPERTIES THROUGH PARTNERSHIPS

TO FORM 990-T, PAGE 1

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FORM 990-T      INCOME (LOSS) FROM PARTNERSHIPS      STATEMENT 12

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DESCRIPTION	AMOUNT
TIFF PARTNERS III	-4,329.
TIFF PARTNERS I	10,721.
TIFF PARTNERS II	103,373.
ARCHSTONE PARTNERS	52,945.
TIFF PARTNERS IV	-8,459.
COMMONFUND VENTURE V	1.
ENDOWMENT VENTURE PARTNERS V, L.P	-133.
ENDOWMENT VENTURE EQUITY PARTNERS IV, L.P	28,216.
COMMONFUND CAPITAL INTERNATIONAL PARTNERS V,L.P	90.
TIFF REALTY & RESOURCES II	-20,907.
TIFF PRIVATE EQUITY 2006	-101.
TIFF REALTY & RESOURCES III	-272.
ROCKEFELLER ACCESS FUND I	-3,622.
COMMONFUND INTERNATIONAL IV	-43.
COMMONFUND PRIVATE EQUITY V	31,367.
COMMONFUND VENTURE VI	227.
COMMONFUND PRIVATE EQUITY VI	2,993.
COMMONFUND VENTURE VII	-231.
2006 SPECIAL GLOBAL OPPORTUNITIES, LLC	22,960.
COMMONFUND INTERNATIONAL V	22.
COMMONFUND CAPITAL INTERNATIONAL PARTNERS IV,L.P	158.
COMMONFUND PRIVATE EQUITY VII	71.
COMMONFUND VENTURE VI	15.
TOTAL TO FORM 990-T, PAGE 1, LINE 5	215,062.

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FORM 990-T      INTEREST PAID      STATEMENT 13

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DESCRIPTION	AMOUNT
COMMONFUND CAPITAL INTERNATIONAL PARTNERS IV LP	18.
COMMONFUND CAPITAL INTERNATIONAL PARTNERS V LP	14.
COMMONFUND CAPITAL PRIVATE EQUITY PARTNERS V LP	171.
COMMONFUND CAPITAL VENTURE PARTNERS VI LP	6.
ENDOWMENT VENTURE PARTNERS V LP	4.

JOHN & MARY R. MARKLE FOUNDATION

13-1770307

ROCKEFELLER ACCESS FUND I LLC  
ROCK SPECIAL GLOBAL OPPTS 2006

312.  
63,068.

TOTAL TO FORM 990-T, PAGE 1, LINE 18

63,593.

FORM 990-T

OTHER DEDUCTIONS

STATEMENT 14

DESCRIPTION

AMOUNT

ACCOUNTING FEES  
OTHER K-1 EXPENSES

9,200.  
5,215.

TOTAL TO FORM 990-T, PAGE 1, LINE 28

14,415.

# Application for Extension of Time To File an Exempt Organization Return

▶ File a separate application for each return.

- If you are filing for an **Automatic 3-Month Extension**, complete only **Part I** and check this box
- If you are filing for an **Additional (Not Automatic) 3-Month Extension**, complete only **Part II** (on page 2 of this form).

**Do not complete Part II unless** you have already been granted an automatic 3-month extension on a previously filed Form 8868.

**Part I Automatic 3-Month Extension of Time.** Only submit original (no copies needed).

A corporation required to file Form 990-T and requesting an automatic 6-month extension - check this box and complete Part I only

*All other corporations (including 1120-C filers), partnerships, REMICs, and trusts must use Form 7004 to request an extension of time to file income tax returns.*

**Electronic Filing (e-file).** Generally, you can electronically file Form 8868 if you want a 3-month automatic extension of time to file one of the returns noted below (6 months for a corporation required to file Form 990-T). However, you cannot file Form 8868 electronically if (1) you want the additional (not automatic) 3-month extension or (2) you file Forms 990-BL, 6069, or 8870, group returns, or a composite or consolidated Form 990-T. Instead, you must submit the fully completed and signed page 2 (Part II) of Form 8868. For more details on the electronic filing of this form, visit [www.irs.gov/efile](http://www.irs.gov/efile) and click on *e-file for Charities & Nonprofits*.

<b>Type or print</b>	Name of Exempt Organization <b>JOHN &amp; MARY R. MARKLE FOUNDATION</b>	Employer identification number <b>13-1770307</b>
File by the due date for filing your return. See instructions.	Number, street, and room or suite no. If a P.O. box, see instructions. <b>10 ROCKEFELLER PLAZA</b>	
	City, town or post office, state, and ZIP code. For a foreign address, see instructions. <b>NEW YORK, NY 10020</b>	

**Check type of return to be filed** (file a separate application for each return):

- |                                      |   |                                    |
|--------------------------------------|---|------------------------------------|
| <input type="checkbox"/> Form 990    | <input checked="" type="checkbox"/> Form 990-T (corporation)      | <input type="checkbox"/> Form 4720 |
| <input type="checkbox"/> Form 990-BL | <input type="checkbox"/> Form 990-T (sec. 401(a) or 408(a) trust) | <input type="checkbox"/> Form 5227 |
| <input type="checkbox"/> Form 990-EZ | <input type="checkbox"/> Form 990-T (trust other than above)      | <input type="checkbox"/> Form 6069 |
| <input type="checkbox"/> Form 990-PF | <input type="checkbox"/> Form 1041-A                              | <input type="checkbox"/> Form 8870 |

- The books are in the care of ▶ **THE FOUNDATION**  
 Telephone No. ▶ **212-489-6655** FAX No. ▶ **212-765-9690**
- If the organization does not have an office or place of business in the United States, check this box
- If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) \_\_\_\_\_. If this is for the whole group, check this box . If it is for part of the group, check this box  and attach a list with the names and EINs of all members the extension will cover.

1 I request an automatic 3-month (6-months for a corporation required to file Form 990-T) extension of time until **MAY 15, 2009**, to file the exempt organization return for the organization named above. The extension is for the organization's return for:  
 ▶  calendar year \_\_\_\_\_ or  
 ▶  tax year beginning **JUL 1, 2007**, and ending **JUN 30, 2008**

2 If this tax year is for less than 12 months, check reason:  Initial return  Final return  Change in accounting period

3a If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions.	<b>3a</b>	\$	200,023.
b If this application is for Form 990-PF or 990-T, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit.	<b>3b</b>	\$	200,023.
c <b>Balance Due.</b> Subtract line 3b from line 3a. Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions.	<b>3c</b>	\$	0.

**Caution.** If you are going to make an electronic fund withdrawal with this Form 8868, see Form 8453-EO and Form 8879-EO for payment instructions.

# Return by a U.S. Transferor of Property to a Foreign Corporation

▶ Attach to your income tax return.

**Part I U.S. Transferor Information** (see instructions)

Name of transferor <b>JOHN &amp; MARY R. MARKLE FOUNDATION</b>	Identifying number (see instructions) <b>13-1770307</b>
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- 1** If the transferor was a corporation, complete questions 1a, 1b, and 1c.
- a** If the transfer was a section 361(a) or (b) transfer, was the transferor controlled (under section 368(c)) by 5 or fewer domestic corporations? ..... **N/A**       Yes     No
- b** Did the transferor remain in existence after the transfer? .....       Yes     No
- If not, list the controlling shareholder(s) and their identifying number(s):

Controlling shareholder	Identifying number

- c** If the transferor was a member of an affiliated group filing a consolidated return, was it the parent corporation? .....       Yes     No
- If not, list the name and employer identification number (EIN) of the parent corporation:

Name of parent corporation	EIN of parent corporation

- 2** If the transferor was a partner in a partnership that was the actual transferor (but is not treated as such under section 367), list the name and EIN of the transferor's partnership:

Name of partnership	EIN of partnership
<b>N/A</b>	

**Part II Transferee Foreign Corporation Information** (see instructions)

<b>3</b> Name of transferee (foreign corporation) <b>CANYON BALANCED EQUITY FUND (CAYMAN), LTD.</b>	<b>4</b> Identifying number, if any <b>N/A</b>
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**5** Address (including country)  
**C/O FORTIS (CAYMAN LTD) PO BOX 2003 GT GRAND PAVILLION COMMERCIAL CENTRE 802 WEST BAY RD. GRAND CAYMAN, KY1-1104**

**6** Country of incorporation or organization  
**CAYMAN ISLANDS**

**7** Foreign law characterization (see instructions)  
**CORPORATION**

- 8** Is the transferee foreign corporation a controlled foreign corporation? .....       Yes     No

For Paperwork Reduction Act Notice, see page 4.

**Part III Information Regarding Transfer of Property** (see instructions)

<b>9</b> Date of transfer MAY 1, 2008	<b>10</b> Type of nonrecognition transaction (see instructions) IRC SECTION 351
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**11** Description of property transferred:  
CASH \$1,000,000

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**12** Did this transfer result from a change in the classification of the transferee to that of a foreign corporation?  Yes  No

**13** Was the transferor required to recognize income under Temporary Regulations sections 1.367(a)-4T through 1.367(a)-6T (e.g., for tainted property, depreciation recapture, branch loss recapture, etc.)?  Yes  No

**14a** Was intangible property (within the meaning of section 936(h)(3)(B)) transferred as a result of the transaction?  Yes  No

**b** If yes, describe the nature of the rights to the intangible property that was transferred in the transfer:

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# Return by a Shareholder of a Passive Foreign Investment Company or Qualified Electing Fund

OMB No. 1545-1002

Attachment Sequence No. **69**

▶ See separate instructions.

Name of shareholder <b>JOHN &amp; MARY R. MARKLE FOUNDATION</b>		Identifying number (see page 2 of instructions) <b>13-1770307</b>
Number, street, and room or suite no. (if a P.O. box, see page 2 of instructions.) <b>10 ROCKEFELLER PLAZA</b>		Shareholder tax year: calendar year 20__ or other tax year beginning <b>JULY 1</b> , 20 <b>07</b> and ending <b>JUNE 30</b> , 20 <b>08</b> .
City or town, state, and ZIP code or country <b>NEW YORK, NY 10020</b>		
Check type of shareholder filing the return: <input type="checkbox"/> Individual <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> S Corporation <input type="checkbox"/> Nongrantor Trust <input type="checkbox"/> Estate		
Name of passive foreign investment company (PFIC) or qualified electing fund (QEF) <b>SHANGHAI INT'L SHANGHAI GROWTH INVESTMENT LTD</b>		Employer identification number (if any) <b>N/A</b>
Address (Enter number, street, city or town, and country.) <b>8 FINANCE STREET CENTRAL HONG KONG</b>		Tax year of company or fund: calendar year 20__ or other tax year beginning <b>SEPTEMBER 12</b> , 20 <b>07</b> and ending <b>DECEMBER 31</b> , 20 <b>07</b> .

**Part I Elections (See instructions.)**

- A**  **Election To Treat the PFIC as a QEF.** I, a shareholder of a PFIC, elect to treat the PFIC as a QEF. *Complete lines 1a through 2c of Part II.*
- B**  **Deemed Sale Election.** I, a shareholder on the first day of a PFIC's first tax year as a QEF, elect to recognize gain on the deemed sale of my interest in the PFIC. *Enter gain or loss on line 10f of Part IV.*
- C**  **Deemed Dividend Election.** I, a shareholder on the first day of a PFIC's first tax year as a QEF that is a controlled foreign corporation (CFC), elect to treat an amount equal to my share of the post-1986 earnings and profits of the CFC as an excess distribution. *Enter this amount on line 10e of Part IV.*
- D**  **Election To Extend Time For Payment of Tax.** I, a shareholder of a QEF, elect to extend the time for payment of tax on the undistributed earnings and profits of the QEF until this election is terminated. *Complete lines 3a through 4c of Part II to calculate the tax that may be deferred.*  
**Note:** *If any portion of line 1a or line 2a of Part II is includible under section 551 or 951, you may not make this election. Also, see sections 1294(c) and 1294(f) and the related regulations for events that terminate this election.*
- E**  **Election To Recognize Gain on Deemed Sale of PFIC.** I, a shareholder of a former PFIC or a PFIC to which section 1297(e) applies, elect to treat as an excess distribution the gain recognized on the deemed sale of my interest in the PFIC, or, if I qualify, my share of the PFIC's post-1986 earnings and profits deemed distributed, on the last day of its last tax year as a PFIC under section 1297(a). *Enter gain on line 10f of Part IV.*
- F**  **Election To Mark-to-Market PFIC Stock.** I, a shareholder of a PFIC, elect to mark-to-market the PFIC stock that is marketable within the meaning of section 1296(e). *Complete Part III.*

**Part II Income From a Qualified Electing Fund (QEF).** All QEF shareholders complete lines 1a through 2c. If you are making Election D, also complete lines 3a through 4c. (See page 5 of instructions.)

<b>1a</b> Enter your pro rata share of the ordinary earnings of the QEF . . .	<b>1a</b>	14.83	
<b>b</b> Enter the portion of line 1a that is included in income under section 551 or 951 or that may be excluded under section 1293(g)	<b>1b</b>		
<b>c</b> Subtract line 1b from line 1a. Enter this amount on your tax return as dividend income . . . . .	<b>1c</b>		14.83
<b>2a</b> Enter your pro rata share of the total net capital gain of the QEF	<b>2a</b>		
<b>b</b> Enter the portion of line 2a that is included in income under section 551 or 951 or that may be excluded under section 1293(g)	<b>2b</b>		
<b>c</b> Subtract line 2b from line 2a. This amount is a net long-term capital gain. Enter this amount in Part II of the Schedule D used for your income tax return. (See instructions.) . . . . .	<b>2c</b>		0.00
<b>3a</b> Add lines 1c and 2c . . . . .	<b>3a</b>		
<b>b</b> Enter the total amount of cash and the fair market value of other property distributed or deemed distributed to you during the tax year of the QEF. (See instructions.) . . . . .	<b>3b</b>		
<b>c</b> Enter the portion of line 3a not already included in line 3b that is attributable to shares in the QEF that you disposed of, pledged, or otherwise transferred during the tax year . . . . .	<b>3c</b>		
<b>d</b> Add lines 3b and 3c . . . . .	<b>3d</b>		
<b>e</b> Subtract line 3d from line 3a, and enter the difference (if zero or less, enter amount in brackets) <b>Important:</b> <i>If line 3e is greater than zero, and no portion of line 1a or 2a is includible in income under section 551 or 951, you may make Election D with respect to the amount on line 3e.</i>	<b>3e</b>		
<b>4a</b> Enter the total tax for the tax year (See instructions.) . . . . .	<b>4a</b>		
<b>b</b> Enter the total tax for the tax year determined without regard to the amount entered on line 3e . . . . .	<b>4b</b>		
<b>c</b> Subtract line 4b from line 4a. <b>This is the deferred tax, the time for payment of which is extended by making Election D. See instructions.</b> . . . . .	<b>4c</b>		

**Part III Gain or (Loss) From Mark-to-Market Election** (See page 5 of instructions.)

5	Enter the fair market value of your PFIC stock at the end of the tax year . . . . .	5	
6	Enter your adjusted basis in the stock at the end of the tax year . . . . .	6	
7	<b>Excess.</b> Subtract line 6 from line 5. If a gain, <b>stop here.</b> Include this amount as ordinary income on your tax return. If a loss, go to line 8 . . . . .	7	0.00
8	Enter any unreversed inclusions (as defined in section 1296(d)). See instructions . . . . .	8	
9	Enter the smaller of line 7 or line 8. Include this amount as an ordinary loss on your tax return . . . . .	9	

**Part IV Distributions From and Dispositions of Stock of a Section 1291 Fund** (See page 6 of instructions.)  
 Complete a separate Part IV for each excess distribution (see instructions).

10a	Enter your total distributions from the section 1291 fund during the current tax year with respect to the applicable stock. If the holding period of the stock began in the current tax year, see instructions . . . . .	10a	
b	Enter the total distributions (reduced by the portions of such distributions that were excess distributions but not included in income under section 1291(a)(1)(B)) made by the fund with respect to the applicable stock for each of the 3 years preceding the current tax year (or if shorter, the portion of the shareholder's holding period before the current tax year) . . . . .	10b	
c	Divide line 10b by 3. (See instructions if the number of preceding tax years is less than 3.) . . . . .	10c	0.00
d	Multiply line 10c by 125% (1.25) . . . . .	10d	0.00
e	Subtract line 10d from line 10a. This amount, if more than zero, is the excess distribution with respect to the applicable stock. If zero or less and you did not dispose of stock during the tax year, <b>do not</b> complete the rest of Part IV. See instructions if you received more than one distribution during the current tax year. Also, see instructions for rules for reporting a nonexcess distribution on your income tax return . . . . .	10e	0.00
f	Enter gain or loss from the disposition of stock of a section 1291 fund or former section 1291 fund. If a gain, complete line 11. If a loss, show it in brackets and <b>do not</b> complete line 11. . . . .	10f	
11a	Attach a statement for each distribution and disposition. Show your holding period for each share of stock or block of shares held. Allocate the excess distribution to each day in your holding period. Add all amounts that are allocated to days in each tax year. . . . .		
b	Enter the total of the amounts determined in line 11a that are allocable to the current tax year and tax years before the foreign corporation became a PFIC (pre-PFIC tax years). Enter these amounts on your income tax return as other income . . . . .	11b	
c	Enter the aggregate increases in tax (before credits) for each tax year in your holding period (other than the current tax year and pre-PFIC years). (See instructions.) . . . . .	11c	
d	Foreign tax credit. (See instructions.) . . . . .	11d	
e	Subtract line 11d from line 11c. Enter this amount on your income tax return as "additional tax." (See instructions.) . . . . .	11e	0.00
f	Determine interest on each net increase in tax determined on line 11e using the rates and methods of section 6621. Enter the aggregate amount of interest here. (See instructions.) . . . . .	11f	

**Part V Status of Prior Year Section 1294 Elections and Termination of Section 1294 Elections**

Complete a separate column for each outstanding election. Complete lines 9 and 10 only if there is a partial termination of the section 1294 election.

	(i)	(ii)	(iii)	(iv)	(v)	(vi)
1 Tax year of outstanding election						
2 Undistributed earnings to which the election relates						
3 Deferred tax . . . . .						
4 Interest accrued on deferred tax (line 3) as of the filing date						
5 Event terminating election						
6 Earnings distributed or deemed distributed during the tax year						
7 Deferred tax due with this return . . . . .						
8 Accrued interest due with this return . . . . .						
9 Deferred tax outstanding after partial termination of election						
10 Interest accrued after partial termination of election . . . . .						

## Return by a Shareholder of a Passive Foreign Investment Company or Qualified Electing Fund

OMB No. 1545-1002

Attachment Sequence No. **69**

▶ See separate instructions.

Name of shareholder <b>JOHN &amp; MARY R. MARKLE FOUNDATION</b>		Identifying number (see page 2 of instructions) <b>13-1770307</b>
Number, street, and room or suite no. (If a P.O. box, see page 2 of instructions.) <b>10 ROCKEFELLER PLAZA</b>		Shareholder tax year: calendar year 20__ or other tax year beginning <b>JULY 1</b> , 20 <b>07</b> and ending <b>JUNE 30</b> , 20 <b>08</b>
City or town, state, and ZIP code or country <b>NEW YORK, NY 10020</b>		
Check type of shareholder filing the return: <input type="checkbox"/> Individual <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> S Corporation <input type="checkbox"/> Nongrantor Trust <input type="checkbox"/> Estate		
Name of passive foreign investment company (PFIC) or qualified electing fund (QEF) <b>NEW CAPITAL INT'L INVESTMENT LTD</b>		Employer identification number (if any) <b>N/A</b>
Address (Enter number, street, city or town, and country.) <b>SUITE 3306, TWO EXCHANGE SQUARE</b>		Tax year of company or fund: calendar year 20 <b>07</b> or other tax year beginning _____, 20__ and ending _____, 20__
<b>CENTRAL, HONG KONG</b>		

**Part I Elections (See instructions.)**

- Election To Treat the PFIC as a QEF.** I, a shareholder of a PFIC, elect to treat the PFIC as a QEF. Complete lines 1a through 2c of Part II.
- Deemed Sale Election.** I, a shareholder on the first day of a PFIC's first tax year as a QEF, elect to recognize gain on the deemed sale of my interest in the PFIC. Enter gain or loss on line 10f of Part IV.
- Deemed Dividend Election.** I, a shareholder on the first day of a PFIC's first tax year as a QEF that is a controlled foreign corporation (CFC), elect to treat an amount equal to my share of the post-1986 earnings and profits of the CFC as an excess distribution. Enter this amount on line 10e of Part IV.
- Election To Extend Time For Payment of Tax.** I, a shareholder of a QEF, elect to extend the time for payment of tax on the undistributed earnings and profits of the QEF until this election is terminated. Complete lines 3a through 4c of Part II to calculate the tax that may be deferred.  
*Note: If any portion of line 1a or line 2a of Part II is includible under section 551 or 951, you may not make this election. Also, see sections 1294(c) and 1294(f) and the related regulations for events that terminate this election.*
- Election To Recognize Gain on Deemed Sale of PFIC.** I, a shareholder of a former PFIC or a PFIC to which section 1297(e) applies, elect to treat as an excess distribution the gain recognized on the deemed sale of my interest in the PFIC, or, if I qualify, my share of the PFIC's post-1986 earnings and profits deemed distributed, on the last day of its last tax year as a PFIC under section 1297(a). Enter gain on line 10f of Part IV.
- Election To Mark-to-Market PFIC Stock.** I, a shareholder of a PFIC, elect to mark-to-market the PFIC stock that is marketable within the meaning of section 1296(e). Complete Part III.

**Part II Income From a Qualified Electing Fund (QEF).** All QEF shareholders complete lines 1a through 2c. If you are making Election D, also complete lines 3a through 4c. (See page 5 of instructions.)

<b>1a</b> Enter your pro rata share of the ordinary earnings of the QEF . . . . .	<b>1a</b>	2.51	
<b>b</b> Enter the portion of line 1a that is included in income under section 551 or 951 or that may be excluded under section 1293(g)	<b>1b</b>		
<b>c</b> Subtract line 1b from line 1a. Enter this amount on your tax return as dividend income . . . . .	<b>1c</b>		2.51
<b>2a</b> Enter your pro rata share of the total net capital gain of the QEF	<b>2a</b>		
<b>b</b> Enter the portion of line 2a that is included in income under section 551 or 951 or that may be excluded under section 1293(g)	<b>2b</b>		
<b>c</b> Subtract line 2b from line 2a. This amount is a net long-term capital gain. Enter this amount in Part II of the Schedule D used for your income tax return. (See instructions.) . . . . .	<b>2c</b>		0.00
<b>3a</b> Add lines 1c and 2c . . . . .	<b>3a</b>		
<b>b</b> Enter the total amount of cash and the fair market value of other property distributed or deemed distributed to you during the tax year of the QEF. (See instructions.) . . . . .	<b>3b</b>		
<b>c</b> Enter the portion of line 3a not already included in line 3b that is attributable to shares in the QEF that you disposed of, pledged, or otherwise transferred during the tax year . . . . .	<b>3c</b>		
<b>d</b> Add lines 3b and 3c . . . . .	<b>3d</b>		
<b>e</b> Subtract line 3d from line 3a, and enter the difference (if zero or less, enter amount in brackets) <i>Important: If line 3e is greater than zero, and no portion of line 1a or 2a is includible in income under section 551 or 951, you may make Election D with respect to the amount on line 3e.</i>	<b>3e</b>		
<b>4a</b> Enter the total tax for the tax year (See instructions.) . . . . .	<b>4a</b>		
<b>b</b> Enter the total tax for the tax year determined without regard to the amount entered on line 3e . . . . .	<b>4b</b>		
<b>c</b> Subtract line 4b from line 4a. This is the deferred tax, the time for payment of which is extended by making Election D. See instructions . . . . .	<b>4c</b>		

For Paperwork Reduction Act Notice, see page 7 of separate instructions.

**Part III Gain or (Loss) From Mark-to-Market Election** (See page 5 of instructions.)

5	Enter the fair market value of your PFIC stock at the end of the tax year . . . . .	5	
6	Enter your adjusted basis in the stock at the end of the tax year . . . . .	6	
7	<b>Excess.</b> Subtract line 6 from line 5. If a gain, <b>stop here.</b> Include this amount as ordinary income on your tax return. If a loss, go to line 8 . . . . .	7	0.00
8	Enter any unreversed inclusions (as defined in section 1296(d)). See instructions. . . . .	8	
9	Enter the smaller of line 7 or line 8. Include this amount as an ordinary loss on your tax return . . . . .	9	

**Part IV Distributions From and Dispositions of Stock of a Section 1291 Fund** (See page 6 of instructions.)

Complete a separate Part IV for each excess distribution (see instructions).

10a	Enter your total distributions from the section 1291 fund during the current tax year with respect to the applicable stock. If the holding period of the stock began in the current tax year, see instructions . . . . .	10a	
b	Enter the total distributions (reduced by the portions of such distributions that were excess distributions but not included in income under section 1291(a)(1)(B)) made by the fund with respect to the applicable stock for each of the 3 years preceding the current tax year (or if shorter, the portion of the shareholder's holding period before the current tax year) . . . . .	10b	
c	Divide line 10b by 3. (See instructions if the number of preceding tax years is less than 3.) . . . . .	10c	0.00
d	Multiply line 10c by 125% (1.25) . . . . .	10d	0.00
e	Subtract line 10d from line 10a. This amount, if more than zero, is the excess distribution with respect to the applicable stock. If zero or less and you did not dispose of stock during the tax year, <b>do not</b> complete the rest of Part IV. See instructions if you received more than one distribution during the current tax year. Also, see instructions for rules for reporting a nonexcess distribution on your income tax return . . . . .	10e	0.00
f	Enter gain or loss from the disposition of stock of a section 1291 fund or former section 1291 fund. If a gain, complete line 11. If a loss, show it in brackets and <b>do not</b> complete line 11. . . . .	10f	
11a	Attach a statement for each distribution and disposition. Show your holding period for each share of stock or block of shares held. Allocate the excess distribution to each day in your holding period. Add all amounts that are allocated to days in each tax year. . . . .		
b	Enter the total of the amounts determined in line 11a that are allocable to the current tax year and tax years before the foreign corporation became a PFIC (pre-PFIC tax years). Enter these amounts on your income tax return as other income . . . . .	11b	
c	Enter the aggregate increases in tax (before credits) for each tax year in your holding period (other than the current tax year and pre-PFIC years). (See instructions.) . . . . .	11c	
d	Foreign tax credit. (See instructions.) . . . . .	11d	
e	Subtract line 11d from line 11c. Enter this amount on your income tax return as "additional tax." (See instructions.) . . . . .	11e	0.00
f	Determine interest on each net increase in tax determined on line 11e using the rates and methods of section 6621. Enter the aggregate amount of interest here. (See instructions.) . . . . .	11f	

**Part V Status of Prior Year Section 1294 Elections and Termination of Section 1294 Elections**

Complete a separate column for each outstanding election. Complete lines 9 and 10 only if there is a partial termination of the section 1294 election.

	(i)	(ii)	(iii)	(iv)	(v)	(vi)
1 Tax year of outstanding election						
2 Undistributed earnings to which the election relates						
3 Deferred tax . . . . .						
4 Interest accrued on deferred tax (line 3) as of the filing date						
5 Event terminating election						
6 Earnings distributed or deemed distributed during the tax year						
7 Deferred tax due with this return . . . . .						
8 Accrued interest due with this return . . . . .						
9 Deferred tax outstanding after partial termination of election						
10 Interest accrued after partial termination of election . . . . .						

# Reportable Transaction Disclosure Statement

▶ **Attach to your tax return.**  
 ▶ **See separate instructions.**

Name(s) shown on return (Individuals enter last name, first name, middle initial) **JOHN & MARY R. MARKLE FOUNDATION** Identifying number **13-1770307**

Number, street, and room or suite no. **10 ROCKEFELLER PLAZA**

City or town, state, and ZIP code **NEW YORK, NY 10020**

**A** If you are filing more than one Form 8886 with your tax return, sequentially number each Form 8886 and enter the statement number for this Form 8886 . . . . . ▶ Statement number 1 of 1

**B** Enter the form number of the tax return to which this form is attached or related . . . . . ▶ 990-T

Enter the year of the tax return identified above . . . . . ▶ 2007

Is this Form 8886 being filed with an amended tax return?  Yes  No

**C** Check the box(es) that apply (see instructions).  Initial year filer  Protective disclosure

**1a** Name of reportable transaction  
**TOTAL RET. SWAP & CREDIT DEF. SWAP**

<b>1b</b> Initial year participated in transaction <u>2007</u>	<b>1c</b> Reportable transaction or tax shelter registration number (9 digits or 11 digits) <u>N/A</u>
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**2** Identify the type of reportable transaction. Check all boxes that apply (see instructions).

- |   |  |  |
|---|--|--|
| <b>a</b> <input checked="" type="checkbox"/> Listed | <b>c</b> <input type="checkbox"/> Contractual protection | <b>e</b> <input type="checkbox"/> Brief asset holding period |
| <b>b</b> <input type="checkbox"/> Confidential      | <b>d</b> <input type="checkbox"/> Loss                   | <b>f</b> <input type="checkbox"/> Transaction of interest    |

**3** If you checked box 2a or 2f, enter the published guidance number for the listed transaction or transaction of interest . . . . . ▶ 2002-35

**4** Enter the number of "same as or substantially similar" transactions reported on this form . . . . . ▶ 1

**5** If you participated in the transaction through another entity, check all applicable boxes and provide the information below for the entity (see instructions). (Attach additional sheets, if necessary.)

<b>a</b> Type of entity:	<input checked="" type="checkbox"/> Partnership <input type="checkbox"/> S corporation <input type="checkbox"/> Trust <input type="checkbox"/> Foreign	<input type="checkbox"/> Partnership <input type="checkbox"/> S corporation <input type="checkbox"/> Trust <input type="checkbox"/> Foreign
<b>b</b> Name . . . . . ▶	<u>ARCHSTONE PARTNERS, L.P.</u>	
<b>c</b> Employer identification number (EIN), if known . . . . . ▶	<u>13-3593687</u>	
<b>d</b> Date Schedule K-1 received from entity (enter "none" if Schedule K-1 not received) . . . . . ▶	<u>8/6/08</u>	

**6** Enter below the name and address of each individual or entity to whom you paid a fee with regard to the transaction if that individual or entity promoted, solicited, or recommended your participation in the transaction, or provided tax advice related to the transaction. (Attach additional sheets, if necessary.)

a Name	Identifying number (if known)	Fees paid
Number, street, and room or suite no.		\$
City or town, state, and ZIP code		

b Name	Identifying number (if known)	Fees paid
Number, street, and room or suite no.		\$
City or town, state, and ZIP code		

**7 Facts**

**a** Identify the type of tax benefit generated by the transaction. Check all the boxes that apply (see instructions).

- Deductions       Exclusions from gross income       Tax credits       Other SEE STMT
- Capital loss       Nonrecognition of gain       Deferral
- Ordinary loss       Adjustments to basis       Absence of adjustments to basis

**b** Further describe the amount and nature of the expected tax treatment and expected tax benefits generated by the transaction for all affected years. Include facts of each step of the transaction that relate to the expected tax benefits including the amount and nature of your investment. Include in your description your participation in the transaction and all related transactions regardless of the year in which they were entered into. Also, include a description of any tax result protection with respect to the transaction.

THE JOHN & MARY R. MARKLE FOUNDATION IS DIRECTLY INVESTED IN ARCHSTONE PARTNERS, L.P., WHICH HAS A DIRECT OR  
INDIRECT INTEREST WITH CANTILLON WORLD MASTER FUND LP ("FUND"). THE FUND TRADES IN VARIOUS STOCK, SECURITIES  
AND RELATED FINANCIAL INSTRUMENTS FOR ITS OWN ACCOUNT. THE REGULAR ACTIVITY AND PURPOSE OF THE FUND  
IS TO GENERATE A PRE TAX ECONOMIC RETURN FOR ITS OWN INVESTORS. THE FUND HAS ENTERED INTO MANY OF THE  
SWAPS DISCUSSED BELOW AS PART OF THIS REGULAR ACTIVITY AND PURSUANT TO THIS SAME PURPOSE. THE TRANSACTION, TO  
WHICH THE FUND IS A PARTY, IS A TOTAL RETURN AND/OR CREDIT DEFAULT SWAP THAT IS (SEE STATEMENT)

**8** Identify all tax-exempt, foreign, and related entities and individuals involved in the transaction. Check the appropriate box(es) (see instructions). Include their name(s), identifying number(s), address(es), and a brief description of their involvement. For each foreign entity, identify its country of incorporation or existence. For each related entity, explain how it is related. (Attach additional sheets, if necessary.)

**a** Type of entity:       Tax-exempt       Foreign       Related

Name	Identifying number
------	--------------------

Address

Description

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**b** Type of entity:       Tax-exempt       Foreign       Related

Name	Identifying number
------	--------------------

Address

Description

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LINE 7B - ADDITIONAL DESCRIPTION OF EXPECTED TAX TREATMENT

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EXPECTED TO REQUIRE A SERIES OF PAYMENTS FROM PARTY A TO PARTY B DURING THE TERM OF THE TRANSACTION WITH A POTENTIAL PAYMENT FROM PARTY B TO PARTY A AT THE MATURITY OR EARLY TERMINATION OF THE CONTRACT. IT IS POSSIBLE THAT THE FUND COULD BE PARTY A IN CERTAIN TRANSACTIONS AND PARTY B IN OTHER DISTINCT TRANSACTIONS. THE BACK-END PAYMENT IS NOT DESCRIBED IN THE TRANSACTION DOCUMENTS AS THE SUM OF TWO AMOUNTS. FUND DOES NOT BELIEVE THAT THE SWAPS THEY ENGAGE IN ARE SUBSTANTIALLY SIMILAR TO THE CONTINGENT DEFERRED SWAP IN NOTICE 2002-35. HOWEVER, DUE TO THE LACK OF CERTAINTY TAXPAYER IS DISCLOSING THESE TRANSACTIONS ON A PROTECTIVE BASIS. THE COUNTERPARTY TO THE TRANSACTIONS IS MORGAN STANLEY & CO INTERNATIONAL LTD, 25 CABOT SQUARE, CANARY WHARF LONDON E14 4QA, ENGLAND.

FUND WILL ACCOUNT FOR THE SWAP(S) UNDER REG. SECTION 1.446-3. IT IS EXPECTED THAT PARTY A WILL RECOGNIZE SWAP EXPENSE DURING THE TERM OF THE SWAP(S) AND MAY RECOGNIZE SWAP INCOME, BUT ONLY AT THE MATURITY OR THE TERMINATION OF THE SWAP(S).

FUND IS A PARTNERSHIP WITH LIMITED PARTNERS. THE REGULAR ACTIVITY AND PURPOSE OF THE FUND IS TO GENERATE A PRE TAX ECONOMIC RATE OF RETURN. FUND GENERATES INCOME AND LOSS FROM ITS REGULAR ACTIVITY AND PROVIDES RELEVANT INFORMATION TO EACH PARTNER FOR PURPOSES OF FILING THEIR RESPECTIVE TAX RETURN. A PARTNER'S SHARE OF ANY INCOME OR LOSS REFERRED TO ON LINE 8 IS AVAILABLE TO BE CLAIMED ON A PARTNER'S TAX RETURN FOR 2007.