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December 18, 1995

Ms. I--- S. C---
Secretary-Treasurer
S--- V--- Cemetery Association
P. O. Box XXXX
---, CA XXXXX-XXXX

Dear Ms. C---:

This is in response to your letter of December 8, 1995.

California sales tax does not apply to charges made to add a second inscription to an existing cemetery granite marker. Sales tax does apply to charges made for a new inscription plate, added to an existing cemetery bronze marker.

The first transaction is nontaxable, because the inscription is added to real property. The charge would be nontaxable even if the granite marker were removed from the site, the inscription were added, and the marker were returned to the site. This is the engraving of double urns example, referred to by you in your letter.

The second transaction is taxable, because the property sold is new property.

Very truly yours,

Gary J. Jugum
Assistant Chief Counsel

GJJ:sr

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