

UNOFFICIAL COPY

Department of the Treasury • Internal Revenue Service

Form 668 (Y)

Notice of Federal Tax Lien Under Internal Revenue Laws

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|--------------------------------|------------------------------|---|
| District FILER AGENT (E.I.) | Serial Number 36013446-93 | For Optional Use by Recording Office 89525465 |
|--------------------------------|------------------------------|---|

As provided by sections 6321, 6322, and 6323 of the Internal Revenue Code, notice is given that taxes (including interest and penalties) have been assessed against the following-named taxpayer. Demand for payment of this liability has been made, but it remains unpaid. Therefore, there is a lien in favor of the United States on all property and rights to property belonging to this taxpayer for the amount of those taxes, and additional penalties, interest, and costs that may accrue.

Name of Taxpayer
PARK, J. EMMANUEL

Residence
1700 W. 22nd St.
EAST HAROLD APARTMENT, CHICAGO, IL 60626

IMPORTANT RELEASE INFORMATION: With respect to each assessment listed below, unless notice of lien is filed by the date given in column (e), this notice shall, on the day following such date, operate as a certificate of release as defined in IRC 6325(a).

| Kind of Tax (a) | Tax Period Ended (b) | Identifying Number (c) | Date of Assessment (d) | Last Day for Refiling (e) | Unpaid Balance of Assessment (f) |
|--------------------|----------------------------|---------------------------|------------------------------|---------------------------------|--|
| 6672 | 08/31/87 | 36013446-5371 | 04/14/87 | 05/14/87 | \$47,584.41 |
| 6672 | 06/30/88 | 36013446-5701 | 02/27/89 | 03/26/89 | \$93,377.20 |

| Place of Filing | Total | \$ |
|--|-------|--------------|
| According to books Cook County Chicago, IL 60607 | | \$140,961.61 |

This notice was prepared and signed at Chicago, IL, on this,

the 15 day of October, 1989.

Signature J. E. Emmanuel Title Manager
Date 10-15-89 Date 10-15-89

NOTE: This notice of federal tax lien under law is a statement of acknowledgment of record of the filing of the Notice of Federal Tax Lien.

Form 668 (Y) (Rev. 7-89)

UNOFFICIAL COPY

No. _____

United States

vs.

Notice of Tax Lien

Filed this

, 19 _____, at _____ m.

Clerk (or Registrar),

Form 658 (M) (Rev. 7-61)

Excerpts From Internal Revenue Code

Sec. 6321. Lien For Taxes

If any person liable to pay any tax neglects or refuses to pay the same after demand, the amount including any interest, additional amount, addition to interest, or penalties, etc., together with any costs that may be necessary to collect such tax, may be levied in favor of the United States upon all property, real or personal, whether real or personal, belonging to such person.

Sec. 6322. Period Of Lien.

Unless another date is specifically fixed by law, the lien imposed by section 6321 shall arise at the time the assessment is made and shall continue until the account is paid in full, assessed for payment against the taxpayer, or, if no liability is satisfied or becomes unassessable, until the expiration of time.

Sec. 6323. Validity and Priority Against Certain Persons.

(a) Purchaser's, Holders Of Security Interests, Mechanic's Liens, And Judgment Creditors. — The lien imposed by section 6321 shall not be valid as against any purchaser, holder of a security interest, mechanic's lien, or judgment creditor who takes title which meets the requirements of subsection (b) as prescribed by the Secretary.

In Place For Filing Notice; Form.—

(1) **Place For Filing.** — The notice referred to in subsection (a) shall be filed:

(A) Under State Laws.

(i) **Real Property.** — In the case of real property in one office within the State for the county or other governmental subdivision as designated by the laws of such State in which the property subject to the lien is situated and:

(ii) **Personal Property.** — In the case of personal property, whether tangible or intangible, in one office within the State for the county or other governmental subdivision as designated by the laws of such State in which the property subject to the lien is situated or:

(B) With Clerk Of District Court In The Office Of The Clerk Of The United States District Court In The Judicial District In Which The Property Subject To Lien Is Situated, Wherever The State Has Not By Law Designated One Office Which Meets The Requirements Of Subparagraph (A); or

(C) With Recorder Of Deeds Of The District Of Columbia In The Office Of The Recorder Of Deeds Of The District Of Columbia If The Property Subject To The Lien Is Situated In The District Of Columbia.

(2) **Site Of Property Subject To Lien.** — For purposes of paragraphs (1) and (4), property shall be deemed to be situated:

(A) **Real Property.** — In the case of real property, at its physical location; or

(B) **Personal Property.** — In the case of personal property, where it hangs the ordinary place at the residence of the taxpayer at the time the notice of lien is filed.

To the extent that any part of the property is used in the conduct of a business, the property shall be deemed to be situated at the principal office of the business so conducted and the residence of the individual who is in charge of such business.

State shall be deemed to be the District Of Columbia.

(3) **Filing.** — The notice of lien referred to in section 6321 in either form shall be presented by the Secretary. Such notice shall be valid between the original filing provision of law regarding the term or content of a tax lien and:

Note: See section 6323(b) for protection for certain interests even though notice of lien imposed by section 6321 is filed with respect to:

1. Securities;
2. Mortgages;
3. Real property purchased by sale;
4. Personal property purchased in personal use;
5. Personal property acquired as payment in kind;
6. Federal property tax, gift tax, or inheritance tax;
7. Residential property subject to a mortgage or lien for certain repairs and improvements;
8. Attorney's fees;
9. Certain insurance contracts;
10. Passbook savings.

(g) Refiling Of Notice. — For purposes of the section:

(1) **General Rule.** — Unless notice of lien is filed in the manner prescribed in paragraph (1) during the required refiling period, such notice of lien shall be treated as filed on the date on which it is filed in accordance with subsection (b) after the expiration of such refiling period.

(2) **Place For Filing.** — A notice of lien filed during the required refiling period shall be effective on:

(A) **Real Property.** — Each notice of lien is filed in the office in which the prior notice of lien was filed; and

(B) **Personal Property.** — In the case of real property, the fact that notice is entered and recorded in an index to the extent required by subsection (1)(4); and

(C) **District Of Columbia.** — On the 30th day of May preceding the date of a refiling of notice of lien under subparagraph (A); the

Secretary received written information (in the manner prescribed in regulations issued by the Secretary) concerning a change in the taxpayer's residence if a notice of such lien is also filed in accordance with subsection (b) in the State in which such residence is located.

Required Refiling Period. — In the case of the notice of lien referred to in section 6321, the required refiling period is:

(A) For the one year period beginning with the expiration of the period for the payment of the assessment of the tax; and

(B) for the three-year period beginning with the expiration of 6 weeks after the close of the preceding required refiling period or such notice of lien.

Sec. 6325. Release Of Lien Or Discharge Of Property.

a. Release Of Lien. — Subject to such regulations as the Secretary may prescribe, the Secretary shall issue a certificate of release of lien imposed with respect to any internal revenue tax not later than six days after the day on which:

(1) **Under State Laws.** — The Secretary finds that the notice of the amount and terms of the tax, such amount and interest respecting which has been fully satisfied, has become legally unenforceable.

(2) **With Clerk Of District Court.** — The Secretary finds that the notice of the amount and terms of the tax, such amount and interest respecting which has been fully satisfied, has become legally unenforceable.

Bond Accepted. — Every bond filed to the Secretary and accepted by him is held that is not honored upon the payment of a sum of assessments, together with all interest in respect thereof, within the time prescribed by law, including any extension of such time and that is in accordance with such regulations relating to the conditions and form of the bond and sureties thereon, as may be specified by such regulations.

Sec. 6403. Confidentiality and Disclosure of Returns and Return Information.

• Disclosure of Certain Returns and Return Information For Tax Administration Purposes.—

(1) Disclosure of amount of outstanding欠税. If a notice of lien has been filed pursuant to section 6321, the amount of the outstanding obligation secured by such lien may be disclosed to any person who furnishes satisfactory written evidence that he has a right in the property subject to such lien or intends to obtain a right in such property.