

UNOFFICIAL COPY

Form 688 (Y)

5-87

Department of the Treasury - Internal Revenue Service

(Rev. 7-89)

Notice of Federal Tax Lien Under Internal Revenue Laws

District	Serial Number	For Optional Use by Recording Office
CHICAGO, IL	368912282	

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 these taxes, and additional penalties, interest, and costs that may accrue.

Name of Taxpayer JOHN H. HUGHES, JR.

Residence 1030 N. HARLEM AVENUE
REVERE FOREST, IL 60305

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 6326(a).



Kind of Tax (a)	Tax Period Ended (b)	Identifying Number (c)	Date of Assessment (d)	Last Day for Filing (e)	Unpaid Balance of Assessment (f)
1040	12/31/80	353-28-2723	09/28/86	10/28/94	7553.02
1040	12/31/83	353-28-2723	09/28/88	10/28/94	539.76
1040	12/31/83	353-28-2723	07/03/89	08/02/95	11277.07
1040	12/31/88	353-28-2723	09/25/89	10/25/95	9412.45

PROPERTY OF COOK COUNTY CLERK'S OFFICE
80556019

Place of Filing

Recorder of Deeds
Cook County
Chicago, IL 60602

Total \$ 28782.30

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

the 1st day of November 19 89

24 9 08

89559019

Signature

for H. Glenn

Title

Revenue Officer
36-01-3239

(NOTE: Certificate of officer authorized by law to take acknowledgments is not essential to the validity of Notice of Federal Tax Lien.
Reg. 808, 73-408, 1971-2 CB 409)

Form 688 (Y) (Rev. 7-89)

UNOFFICIAL COPY

No.

United States

vs.

Notice of Tax Lien

Piled this
.19 .at ____ m.
day of

Registrar.

00.50
SOMMERS
DANIEL D.
REGISTRATION

Property of
Clerk of Court
District of Columbia

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 due, plus any interest and additional amount, a lien is created and maintained, together with any taxes that may become due thereafter, that be a lien in favor of the United States upon all property and rights to property, 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 interest tax is made and shall continue until the amount of the tax is assessed (or a judgment entered) or the tax is reduced by reason of a settlement or compromise, or by other provision of law regarding the term or creation of the tax lien.

Sec. 6323. Validity and Priority Against Certain Persons.

(a) **Purchaser's, Holders Of Security Interests, Mechanic's Liens, And Judgment Lien 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 lien creditor until notice thereof which meets the requirements of subsection (f) has been filed by the Secretary.

(b) Place For Filing Notice; Form. —

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

(A) Under State Laws

(B) 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

(C) Personal Property - In the case of personal property, whether tangible or intangible, in one office within the State (or 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

(D) With Clerk Of District Court - In the office of the clerk of the United States district court for the judicial district in which the property subject to lien is situated, whenever the State has not by law designated one office which meets the requirements of subparagraph (A); or

(E) 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) **Form Of Property Subject To Lien.** — For purposes of paragraphs (a) and (b) property that is deemed to be "titled" —
(A) Real Property - In the case of real property, at its physical location; or

(B) Personal Property - In the case of personal property, whether tangible or intangible, at the address of the taxpayer at the time that notice of lien is filed.

For purposes of paragraphs (a) and (b) notices of liens against corporations or partnerships shall be deemed filed at the place where the principal office of the business is located, and the residence of a taxpayer who resides in the District of Columbia shall be deemed to be in the District of Columbia.

(3) **Form.** — The form of notice of the tax lien referred to in subparagraph (a) shall be prescribed by the Secretary. Such notice shall be valid notwithstanding any other provision of law regarding the term or creation of the tax lien.

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 Motor vehicles
- 3 Personal property purchased for use
- 4 Personal property purchased in trade or sale
- 5 Personal property subject to a consumer lien
- 6 Real property tax and special assessment liens
- 7 Residential property subject to a mechanic's lien for certain repairs and improvements
- 8 Attorney's liens
- 9 Certain insurance contracts
- 10 Passbook loans

(c) **Refiling Of Notice.** — If no notice is filed during the required refiling period, it shall be filed again.

(d) **General Rule.** — A notice of lien filed during the manner prescribed in paragraph (b) 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.

(e) **Place For Filing.** — A notice of lien filed during the required refiling period shall be filed in the office:

(1) In:

(a) In such case of bona fide belief in the office in which the prior notice of lien was filed; and

(b) In the case of real property, the fact of refiling is certified and recorded in an index to the extent required by subsection (b) (4) and (5).

(2) In any case in which § 6323(d)(3) prior to the date of a refiling of notice of lien from subparagraph (A), the

Secretary receives written information in the manner prescribed in regulation issued by the Secretary concerning a change in the taxpayer's residence or place of business, it is determined in accordance with subsection (b) in the state in which such residence is located.

(f) **Required Refiling Period.** — In the case of a tax due in the District of Columbia, the term beginning on the date the tax is due and ending 60 days after the expiration of 3 years after the year of the assessment of the tax, and in the case of a tax due elsewhere, beginning with the expiration of 6 years after the close of the preceding required refiling period for 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 any lien imposed with respect to any internal revenue tax not later than 30 days after the day on which:

(1) Liability relating to such tax is extinguished by the Secretary, or the sum of interest and principal with respect thereto has been fully satisfied or has become legally unenforceable; or

(2) Bond Accepted There is furnished to the Secretary and accepted by him a bond that is conditioned upon the payment of the amount assessed, 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 requirements relating to terms, conditions, and form of the bond and substitution thereon, as may be specified by such regulations.

Sec. 6103. 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 debt if a notice of lien has been filed pursuant to section 6321. The amount of the outstanding debt accrued by such filing, 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.