

# UNOFFICIAL COPY

Form 668 (Y)

Department of the Treasury - Internal Revenue Service

## Notice of Federal Tax Lien Under Internal Revenue Laws

District \_\_\_\_\_ Serial Number \_\_\_\_\_ For Optional Use by Recording Office

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.

90576738

Name of Taxpayer \_\_\_\_\_

Residence \_\_\_\_\_

**IMPORTANT RELEASE INFORMATION:** With respect to each assessment listed below, unless notice of lien is refiled 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<br>(a) | Tax Period Ended<br>(b) | Identifying Number<br>(c) | Date of Assessment<br>(d) | Last Day for Refiling<br>(e) | Unpaid Balance of Assessment<br>(f) |
|--------------------|-------------------------|---------------------------|---------------------------|------------------------------|-------------------------------------|
| STATE TAX          | 2012                    | 123456789                 | 11/23/12                  | 12/31/12                     | \$1,234.56                          |

COOK COUNTY, ILLINOIS  
FILED FOR RECORDS  
1990 NOV 28 4 3 12

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|                 |       |    |
|-----------------|-------|----|
| Place of Filing | Total | \$ |
|-----------------|-------|----|

This notice was prepared and signed at \_\_\_\_\_ on this,

the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

Signature \_\_\_\_\_ Title \_\_\_\_\_

COOK COUNTY CLERK'S OFFICE

No. \_\_\_\_\_

United States

VS.

Notice of Tax Lien

filed this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ m.

Clerk (or Registrar).

Form 602 (7-78) (Rev. 7-80)

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 tax, or assessment penalty, together with any costs that may accrue in addition thereto, shall 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 assessment is made and shall continue until the liability for the amount so assessed (or a judgment against the taxpayer and the output of liability) is satisfied or becomes unenforceable by reason of lapse of time.

Sec. 6323. Validity and Priority Against Certain Persons

a. Purchaser's, Holders Of Security Interests, Mechanic's Lienors, 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 lienor, or judgment lien creditor, if notice thereof which meets the requirements of subsection (b) 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
(i) Real Property.—In the case of real property 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; and
(ii) 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
(B) 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 the lien is situated, whenever 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) Situs Of Property Subject To Lien.—For purposes of paragraph (1)(B), if a 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, at the principal residence of the taxpayer, if the residence of the taxpayer is located in the United States; otherwise, at the principal residence of the taxpayer in the United States; or, if the taxpayer has no principal residence in the United States, at the principal residence of the taxpayer in the United States that is closest to the District of Columbia.

(3) Form.—The notice required by this section shall be in a form prescribed by the Secretary. Such notice shall be a public document and shall be filed with the Secretary in the manner prescribed by the Secretary.

Note: See section 6323 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 at retail
4. Personal property purchased in liquidation
5. Personal property used in production of income
6. Real property tax and judgment liens
7. Real property used for agricultural purposes, including repairs and improvements
8. Aircraft
9. Certain insurance interests
10. Railroad cars

(c) Refiling Of Notice.—For purposes of this section—

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

(2) Place For Filing.—A notice of lien referred to in paragraph (b) shall be filed in the office in which the lien was first filed, and
(A) In the case of real property, the date of filing is entered on the record in an index to the extent provided by subsection (b)(4) and
(B) In any case in which 90 days or more prior to 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) from the State in which such residence is located.

(b) Required Refiling Period.—In the case of a notice of lien, the term "required refiling period" means—
(A) the one-year period ending 30 days after the expiration of 6 years after the date of the assessment of the tax; and
(B) the one-year period ending 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 release of lien with respect to any lien imposed with respect to any Federal tax not later than 30 days after the day on which—

- (1) Such lien is unenforceable. The Secretary finds that the liability for the amount assessed, together with all interest in respect thereof, has been fully satisfied or has become legally unenforceable; or
(2) Bond Posted.—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 conditions and form of the bond and sureties 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.—

(2) Disclosure of amount of outstanding lien. Information of the tax liability pursuant to section 6321, the amount of the outstanding lien, or both, shall not 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.

FILED \$ 00