

UNOFFICIAL COPY

Form 668 (Y)

Department of the Treasury Internal Revenue Service

Notice of Federal Tax Lien Under Internal Revenue Laws

Date

Serial Number

For Optional Use by Recording Office

Chicago, Ill

369023457

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.

90589620

Name of Taxpayer HOWARD S. JEAN HARETS

Residence 1613 W. FREMONT 104
CHICAGO, ILL. 60622-2526

IMPORTANT RELEASE INFORMATION: With respect to each assessment listed below, unless notice of lien is relied 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)
1040	12/31/88	334 26 7568	12/18/89	01/17/90	47373.53

COUNTY CLERK

NOV 15 AM 9 22

90589620

Paid To:

Recorder of Deeds
Cook County
Chicago, Ill. 60607

Total

\$

47373.53

This notice was prepared and signed at

Chicago, Ill

on this,

14th day of November 1990

Signed: *M. Williams*
for the Collector of Internal Revenue

Title

Chief Collect.
36-01-0000

NOTE: This notice of Federal Tax Lien is subject to the provisions of the Internal Revenue Code and the Regulations thereunder. It is not a lien in itself, but it is a notice of Federal Tax Lien.

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

Part 1 - Kept By Recording Office

No. _____

United States

VS.

Notice of Tax Lien

Filed this _____ day of _____

Clerk (or Registrar)

OSDUBS

Excerpts From Internal Revenue Code

Sec. 6321. Lien For Taxes

If any person fails to pay any tax neglects or refuses to pay the same after demand, the amount (including any interest, additional amount, addition to tax, or assessable 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 otherwise provided 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 arising out of such 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 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 (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 - 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
 - (B) Personal Property - In the case of personal property (whether tangible or intangible, in one of the following: 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
 - (C) With Clerk Of District Court - In the case of real property of the United States district court for the judicial district in which the property subject to the lien is situated, whenever the law of such State (or the District of Columbia) provides that the notice shall be filed in an office designated by law in such State (or the District of Columbia) for the filing of judgments, mortgages, or other liens; and
 - (D) With Recorder Of Deeds Of The District Of Columbia - In the case of real property of the District of Columbia, if the property subject to the lien is situated in the District of Columbia.

(2) Date Of Property Subject To Lien - For purposes of paragraph (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 (whether tangible or intangible, at the residence of the individual owner of such property, if the residence of such owner is in the United States, or at the principal place of business of the individual owner, if the residence of such owner is outside the United States, and the principal place of business of the individual owner is in the United States; and
- (C) Other Property - In the case of other property, at the principal place of business of the individual owner, if the residence of such owner is in the United States, and the principal place of business of the individual owner is in the United States; and
- (D) Other Property - In the case of other property, at the principal place of business of the individual owner, if the residence of such owner is outside the United States, and the principal place of business of the individual owner is in the United States.

Note: See section 6322(c) for protection for certain interests even though notice of lien imposed by section 6321 is filed with respect to:

- 1. Suburbs
- 2. Motor vehicles
- 3. Personal property subject to a lien imposed by section 6321
- 4. Personal property subject to a lien imposed by section 6321
- 5. Personal property subject to a lien imposed by section 6321
- 6. Personal property subject to a lien imposed by section 6321
- 7. Personal property subject to a lien imposed by section 6321
- 8. Personal property subject to a lien imposed by section 6321
- 9. Personal property subject to a lien imposed by section 6321
- 10. Personal property subject to a lien imposed by section 6321

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

- (1) General Rule. - Unless notice of lien is refiled in the manner prescribed in paragraph (2) during the required refiling period, such notice of lien shall be deemed to be null and void on the date on which it is filed in accordance with subsection (b), after the expiration of such refiling period.
- (2) Place For Refiling. - A notice of lien refiled during the required refiling period shall be effective only -
 - (A) If -
 - (i) such notice of lien is refiled in the office in which the prior notice of lien was filed; and
 - (ii) in the case of real property, the fact of refiled is entered and recorded in an index to the extent required by subsection (b) (3), and
 - (iii) in any case in which 30 days or more prior to the date of a refiling of notice of lien under subsection (a), the

Secretary received written information in the manner prescribed in paragraph (1) and (4), property shall be deemed to be situated -

- (A) Required Refiling Period. - In the case of any notice of lien, the term "refiling period" means -
 - (i) the 90-day period ending 30 days after the expiration of 6 years after the date of the assessment of the tax; and
 - (ii) the one-year period ending with the expiration of 6 years after the date 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 have authority to release or discharge any lien imposed by section 6321 if the amount of such lien has been fully satisfied or has become legally unenforceable.

Sec. 6103. Confidentiality and Disclosure of Returns and Return Information.

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

(a) Disclosure of Certain Returns and Return Information. - The amount of any tax liability imposed by section 6321 shall be disclosed to any person who imposes a lien in accordance with such requirements, conditions, and form of the bond and sureties as may be prescribed by such regulations.