

UNOFFICIAL COPY

Department of the Treasury - Internal Revenue Service

Form 668 (Y)

Notice of Federal Tax Lien Under Internal Revenue Laws

Serial Number: _____ For Optional Use by Recording Office

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.

91541501

Name of Taxpayer

Residence

IMPORTANT RELEASE INFORMATION: With respect to each assessment listed below, unless notice of lien is refuted by the date given in column (e), this notice will, on the day that 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)
			1991 OCT 17 AM 9:42		91541501

Place of Filing	Total \$
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This notice was prepared and signed at _____, on this _____

_____ day of _____, 19_____

Signature: *S Payne* Title: _____

No.

United States

VS.

Notice of Tax Lien

Filed this

19

at

m.

day of

Clerk (or Registrar)

From the

Handwritten notes and initials

Excerpts From Internal Revenue Code

Sec. 6321. Lien For Taxes

If any person owing a tax neglects or refuses to pay the same after demand, the amount... shall be a lien in favor of the Government...

Sec. 6322. Period Of Lien

When making a lien enforceable under this law, the lien imposed by section 6321 shall continue in force and effect until the amount so assessed has been paid...

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 against any purchaser of property...

(b) Place For Filing Notice Form.—

(1) Place For Filing.—The notice referred to in subsection (a) shall be filed— (A) In accordance with the laws of the State in which the property is situated...

(2) Situs.—In cases subject to lien.—For purposes of paragraphs (1) and (4), property shall be deemed to be situated (A) In real property...

(3) Situs.—In cases of personal property, whether tangible or intangible, the residence of the taxpayer at the time of the assessment...

(4) Situs.—In cases of property— (A) The residence of a corporation (including a partnership) shall be deemed to be the place at which the principal executive office of the business is located...

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 at retail
4. Personal property purchased at casual sale
5. Personal property subjected to possessory 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. Passports/loans

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

(1) General Rule.—Unless notice of lien is refilled in the manner prescribed in paragraph (2) during the required refiling period, such notice of lien shall be treated as filed on the date on which it was filed in accordance with subsection (b) after the expiration of such refiling period.

(2) Place For Filing.—A notice of lien refilled during the required refiling period shall be effective only—

- (A) If— (i) Each notice of lien is refilled in the office in which the prior notice of lien was filed, and (ii) In the case of real property, and the fact of refiling is entered and recorded in an index to the extent required by subsection (f) (4); and (B) In any case in which 30 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...

Required Refiling Period.—In the case of any notice of lien, the term "required refiling period" means—

- (A) The one-year period ending 30 days after the expiration of 10 years after the date of the assessment of the tax; and (B) The one-year period ending with the expiration of 10 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 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 Satisfied or 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 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...

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

(a) Disclosure of Certain Returns and Return Information For Tax Administration Purposes.—

(2) Disclosure of amount of outstanding lien.—If a notice of lien has been filed pursuant to section 6323(f), 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.