

## Notice of Federal Tax Lien Under Internal Revenue Laws

District	Serial Number	For Optional Use by Recording Office			
<p>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.</p>					
Name of Taxpayer					
Residence					
<p><b>IMPORTANT RELEASE INFORMATION:</b> With respect to each assessment listed below, unless notice of lien is not 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).</p>					
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 21	1991 NOV 19	1991 NOV 19
		COOK COUNTY, ILLINOIS			
			1991 OCT 21	AM 9:47	91547569
Place of Filing				Total \$	
				\$	

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

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

Signature <i>S Payne</i>	Title
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(NOTE: Certification of mailing or delivery, or sworn acknowledgment is not essential to the validity of Notice of Federal Tax Lien.  
Rev. Rule 71-450, 1971-2 CB 471.)

# UNOFFICIAL COPY

FILED  
\$8.00

Clerk (or Registrar).

Filed this

19 \_\_\_\_\_ at \_\_\_\_\_ m.

## Extracts From Internal Revenue Code

### Sec. 6321. Lien For Taxes

(a) **Liens.**—A tax lien is created by law in favor of the United States upon all property and rights to property which are in the possession of the taxpayer or which may be collected from the taxpayer, and which are subject to such lien, whether real or personal, and whether such debts are due or not due.

### Sec. 6322. Period Of Lien.

(a) **Period Of Lien.**—A tax lien is created by law in favor of the United States upon all property and rights to property which are in the possession of the taxpayer or which may be collected from the taxpayer, and which are subject to such lien, whether real or personal, and whether such debts are due or not due.

### Sec. 6323. Validity and Priority Against Certain Persons.

**Purchaser's, Holders Of Security Interests, Mechanic's Liens, And Judgment Creditors.**—The lien created by section 6321 for certain administrative purposes, holder of a security interest, mechanics' lien, judgment creditor, or otherwise, which meets the requirements of subsection (c) has been fixed by the Secretary.

### In Place For Filing Notice: Form.—

**In Place For Filing.**—The notice referred to in such section is referred to as:

#### A. Under State Laws.

Any statement of the law or regulation of the office within the State of the court, or other judicial authority, such office, as designated by the Secretary, in the State in which the property subject to such lien is situated.

B. Personal Property. In the case of personal property, whether tangible or intangible, located within the State or the county of the place where such property is located, as designated by the Secretary, in the State in which the property subject to such lien is situated, except that States are required, conforming to existing Federal practice, to furnish the following information not contained in section 6321 relating as to the laws of such State:

① The Office Of The Commissioner Of The Bank Of The United States designated for the collection of taxes which the property subject to such lien is situated, whenever the State has not by law designated an office which meets the requirements of subparagraph A of:

② With regard to Davis In The District Of Columbia, in the Office of the Receiver Of The Bank Of The District Of Columbia, the property subject to the lien, and in the District Of Columbia.

(b) **State Of Property Subject To Lien.**—For purposes of paragraphs (a) and (b), property shall be deemed to be subject:

(1) Real Property. In the case of real property, and the physical possession of which is retained by the taxpayer at the time of filing the notice.

(2) Personal Property. In the case of personal property, whether tangible or intangible, the residence of the taxpayer at the time of filing the notice.

For purposes of paragraph (2), by the residence of a corporation, or partnership, if it is known to be the place at which the principal executive offices of the business is located, and the residence of a taxpayer whose residence is without the United States shall be deemed to be in the District of Columbia.

(3) Form.—The form and content of the notice referred to in section 6321 are set forth in the regulations. Such form is to be valid notwithstanding any other provision of law regarding the form or content of a notice.

**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 in cause sales.
- 5 Personal property subjected to possessory lien.
- 6 Real property tax and similar assessment items.
- 7 Residential property subject to a mechanic's lien for certain repairs and improvements.
- 8 Attorney's fees.
- 9 Certain insurance contracts.
- 10 Passbooks and.

### Refiling Of Notice.—

**General Rule.**—Unless otherwise provided in the notice of lien, a notice of lien filed during the required refiling period may be filed again or may be filed as filed on the date of filing the original notice of lien, whichever is later, if the effective date of the original notice of lien has not been changed.

### In Place For Filing.—

A. Under State Laws.

Such notice of lien is filed in the office in which the administration of such notice was filed, and

B. Personal Property. And the facts of ownership retained and reported in an index to the property described in section 6321.

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

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

(A) At the one-year period ending 30 days after the expiration of 10 years after the date of the imposition of the tax, and

(B) At 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.

**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 an internal revenue tax not later than 30 days after the date on which:

(1) **Ability 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 (including any extension of such time), and that is in accordance with such requirements relating to form, conditions, and form of the bond and sureties thereon, as may be prescribed by such regulations.

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

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

(a) **Disclosure of amount of outstanding tax.**—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 sufficient written evidence that he has a right in the property subject to such lien or intends to obtain a right in such property.