

UNOFFICIAL COPY

Department of the Treasury - Internal Revenue Service

Form 668 (Y)

(Rev. January, 1991)

Notice of Federal Tax Lien Under Internal Revenue Laws

District Chicago	Serial Number 92120579	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.

92120579

Name of Taxpayer
MARTIN LUTHER KING, JR.

Residence
921 N. LAUREL ST.
CHICAGO, ILL. 60642

DEPT-05 I.R.S. \$8.00
TRAN 9848 02/26/92 11:20:00

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).

959 H *-92-120579
COOK COUNTY RECORDER

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)
1990	12-31-83	[REDACTED]	12-31-83	12-31-85	2471.64

92120579

Place of Filing Cook County Chicago, Ill. 60601	Total \$ 2471.64
---	------------------

This notice was prepared and signed at Chicago, Ill., on this, the 28th day of July, 1991.

Signature S. Payne Title _____

No. _____

United States

VS.

Notice of Tax Lien

Filed this

19 _____

at _____

m.

day of _____

Clerk (or Registrar).

Form 602 (Rev. 1-31-51)

Excerpts From Internal Revenue Code

Sec. 6321. Lien For Taxes

Any person liable to pay any tax under this title who fails to pay the same after demand therefor shall be deemed to have abandoned all other rights in such property...

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 is satisfied or becomes unenforceable...

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, holder of a security interest, mechanic's lienor, 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...

(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, except that State law merely conforming to existing Federal law establishing a national filing system does not constitute a second office for filing as designated by the laws of such State; 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 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.

(1) State Of Property Subject To Lien.—For purposes of paragraphs (1) and (2) 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 taxpayer at the time the notice of lien is filed.

(2) Form of the Lien.—By the act of incorporation or other act, if the lien is created in the State of which the principal office of the customer is located, and the residence of the taxpayer whose residence is without the United States shall be deemed to be in the District of Columbia.

(3) Form of the Lien.—The content of the notice referred to in subsection (a) shall be prescribed by the Secretary. Such notice shall be valid notwithstanding any other provision of law regarding the form or content of a notice of 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 at retail
4. Personal property purchased in 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. Partnership debts

(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 treated as filed on the date on which it is filed in accordance with subsection (b) after the expiration of such refiling period.

(2) Place For Filing.—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 first 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 (b)(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, if a notice of such change is filed in accordance with subsection (f) in the State in which such residence is located.

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 change is filed in accordance with subsection (f) in the State in which such residence is located.

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

(A) the 90-day period ending 30 days after the expiration of 1 year after the date of the assessment of the tax; and

(B) the 90-day period ending with the expiration of 10 years after the date of the proceeds, required refiling period for each such change.

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 (including any extension of such time), and that is in accordance with such requirements relating to terms, conditions, and form of the bond and security thereon, as may be specified by such regulations.

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

(b) 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 6321(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.