

# UNOFFICIAL COPY

Department of the Treasury - Internal Revenue Service

Form 668 (Y)

## Notice of Federal Tax Lien Under Internal Revenue Laws

| District    | Serial Number | For Optional Use by Recording Office |
|-------------|---------------|--------------------------------------|
| Chicago, IL |               |                                      |

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.

Name of Taxpayer William Dowery

Residence 7549 S. May  
Chicago, IL 60629

022-02-164

**IMPORTANT RELEASE INFORMATION:** With respect to each assessment listed below, unless notice of lien is 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).

| Kind of Tax<br>(a) | Tax Period<br>Ended<br>(b) | Identifying Number<br>(c) | Date of<br>Assessment<br>(d) | Last Day for<br>Refiling<br>(e) | Unpaid Balance<br>of Assessment<br>(f) |
|--------------------|----------------------------|---------------------------|------------------------------|---------------------------------|--|
| 6672               | 12/31/80                   | 353-42-6578               | 04/19/82                     | 05/19/92                        | 68374.76                               |
| 1040               | 12/31/88                   | 353-42-6778               | 06/22/89                     | 07/22/99                        | 7143.06                                |

Place of Filing Cook County  
Recorder of Deeds  
Chicago, IL

Total \$ 75517.82

This notice was prepared and signed at Chicago, IL, on this,

the 5th day of March, 1992.

Signature

J. Dowery

Title

REVENUE OFFICER

INSTRUCTIONS: Complete all information, sign and file a copy of this notice in the office of the County Clerk of Federal Tax Liens.  
Rev. Date 11-16-91 JLB/DP

Form 668 (Y) (Rev. 1-91)

# UNOFFICIAL COPY

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

United States

vs.

## Notice of Tax Lien

Clerk (or Registrar).

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

Form 6321 (Rev. 1-11)

### Excerpts From Internal Revenue Code

#### Sec. 6321. Lien For Taxes

If any person fails to pay any tax imposed by law, the same after demand, the amount so unpaid, plus any additional amount imposed by law or otherwise, 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 specified by law, the lien imposed by section 6321 shall be at the time the assessment is made and is valid until the liability for the amount assessed is paid, or a judgment against the taxpayer arising out of such liability is enforced or becomes final by reason of a stay of execution.

#### 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 creditor until notice thereof which meets the requirements of subsection (d) has been filed by the Secretary.

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

(1) **Place For Filing.**—The notice referred to in subparagraph (a) shall be filed:

(A) **Under State Laws.**

(i) Real Property.—In the case of real property, in the office within the State of the county or other governmental subdivision in which it is situated, 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 the office within the State of the county, or other governmental subdivision, as determined by the laws of such State, in which the property subject to the lien is situated, except that State law merely conforming to requiring Federal law establishing a national bank system does not constitute a second office for filing as designated by the laws of such State.

(B) **With Clerk Of Circuit 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.

60-28728

(b) **Personal Property.**—Subject to section 6323(b), in the case of personal property, whether tangible or intangible, situated in the place of residence of the taxpayer, at his physical address, or

(c) **Residence.**—In the case of personal property, whether tangible or intangible, at the residence of the taxpayer at the time the notice is filed.

(d) **Period.**—In the case of a corporation, its principal place of business, or in the case of a partnership, the place of business of the partnership, or in the case of a sole proprietorship, the place of business of the taxpayer whose residence is within the United States or within the District of Columbia.

(e) **Form.**—The form and content of the notice referred to in subsection (a) may be prescribed by the Secretary. Such notice shall be valid notwithstanding any other provision of law regarding the form, giving notice, and service of 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 consignment
- 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 fees
- 9 Certain insurance contracts
- 10 Passbook liens

**Refiling Of Notice.**—For purposes of this section:

(1) **General Rule.**—A notice of lien filed during the period prescribed in paragraph (d) during the required refiling period shall be treated as filed on the date on which it is filed, or earlier, if it is filed before the expiration of such filing period.

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

(A) if

(i) such notice of lien is filed in the office in which the previous notice of lien was filed, and

(ii) in the case of real property, and the facts of record are stated and recorded in an index to the extent required by subsection (f)(4); and

(B) only if, in which 90 days or more prior to the date of filing of notice of lien under subparagraph (A), the

Secretary receives 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 (d) 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) the one-year period ending 30 days after the expiration of 10 years after the date of the assessment of the tax, or

(B) the one-year period ending with the expiration of 10 years after the close 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 each regulation 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 sureties thereon, as may be specified by such regulations.

#### 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.