

UNOFFICIAL COPY

668 (Y)

Department of the Treasury Internal Revenue Service

January 1991

Notice of Federal Tax Lien Under Internal Revenue Laws

Serial Number

For Optional Use by Recording Office

Chicago, IL

369206423

92161782

provided by sections 6321, 6322, and 6323 of the Internal Revenue Code, is given that taxes (including interest and penalties) have been against the following-named taxpayer. Demand for payment of has been made, but it remains unpaid. Therefore, there is a lien of the United States on all property and rights to property belonging to taxpayer for the amount of these taxes, and additional penalties, and costs that may accrue.

of Taxpayer CHARLES J & V MILLER

343 RICE AVE
BELLWOOD, IL 60104

IMPORTANT RELEASE INFORMATION: With respect to each assessment listed in this notice of lien is refiled by the date given in column (e), this notice on the day following such date, operate as a certificate of release as defined in 6325(a).

Tax (a)	Tax Period Ended (b)	Identifying Number (c)	Date of Assessment (d)	Last Day for Refiling (e)	Unpaid Balance of Assessment (f)
1040	12/31/90	[REDACTED]	05/20/91	08/19/01	2774.53

DEPT-53 I.R.S.
14666 TRN 0171 03/12/92 14:31:00
1465 # 14 *-92-161782
COOK COUNTY RECORDER

92-161782

Name of Filing

Recorder of Deeds
Cook County
Chicago, IL 60602

Total \$

2774.53

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

24th day of February, 1992

Signature S. Payne
for Dorothy D. Smith

Title Chief Collect.
36-01-0000

(NOTE: Certificate of officer authorized by law to take acknowledgments is not essential to the validity of Notice of Federal Tax lien Rev. Pul. 71-466, 1971 - 2 C.B. 409)

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

Part 1 - Kept By Recording Office

No. _____

United States

VS.

Notice of Tax Lien

Filed this _____

19 _____

, at _____

day of _____

Clerk (or Registrar).

Excerpts From Internal Revenue Code

Sec. 6321. Lien For Taxes

If any person liable 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.

Where data 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 for a judgment against the taxpayer is satisfied or such liability is satisfied or becomes unenforceable.

Sec. 6323. Validity and Priority Against Certain Persons.

Purchaser's, Holders Of Security Interests, Mechanic's Liens, And Lien Creditors.

Notwithstanding any other provision of law, the lien imposed by section 6321 shall not be valid against any purchaser in good faith of the security interest, mechanic's lien, or other lien in or upon the property which such purchaser acquires.

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 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 reenacting Federal law establishing a national filing system does not constitute a second office for filing as designated by the laws of such State, or
- (C) 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
- (D) 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.

(2) Situs Of Property Subject To Lien - For purposes of paragraphs (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 taxpayer at the time the notice of lien is filed.

For purposes of paragraph (2) (B), the residence of a corporation or partnership shall be deemed to be the place at which the principal executive office of the business is located, and the residence of a taxpayer whose residence is within 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 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 at usual sale
5. Personal property subjected to mechanic's lien
6. Real property tax and special assessment liens
7. Residential property subject to a mechanic's lien for certain repairs and improvement
8. Attorney's liens
9. Certain insurance contracts
10. Passbook loans

(4) 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 (1) 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 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 (1) (4), and
- (B) in any case in which 90 days or more prior to the date of a refiling of notice of lien under subparagraph (A), the

Secretary received written information as prescribed in regulations issued by the Secretary concerning a change in the taxpayer's residence, notice of such lien is also filed in accordance with subsection (1) in the State in which such property is located.

(3) 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 tax, and
- (B) the one-year period ending with the close of the preceding required period for such notice of lien.

Sec. 6325. Release Of Lien Or Discharge Of Property

(a) Release Of Lien. - Upon the request of the taxpayer, the Secretary may, in his discretion, issue a certificate of release of any lien imposed by any internal revenue tax not later than 30 days after the date 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 or has become legally unenforceable, or
- (2) Bond Accepted - There is furnished to the Secretary and accepted by him a bond for the payment of the amount assessed, together with all interest in respect thereof, within the time prescribed by law (any extension of such time), and that is in accordance with such requirements relating to terms, conditions, and form as the bond and sureties thereon, as may be specified by regulations.

Sec. 6103. Confidentiality Of Returns and Information

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

(2) Disclosure of Amount of Outstanding Lien. - If notice of lien has been filed pursuant to section 6321, the amount of the outstanding liability secured by such lien may be disclosed to any person who furnishes written evidence that he has a right in the property subject to such lien or intends to obtain a right in such property.