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Excerpts From Internal Revenue Corle

Sec. 6321. Lien For Taxes

If any person hable to pay any tax neglects or refuses to pay the same after demand, the amount (including any interest, additional amount, addition to tax, or assissable penalty, together with any costs that may accrue in addition thereto) shall be a lien in tayor of the United States upon all property and rights to properly, whether real or personal, belonging to

Sec. 6322, Period Of Lien.

Unless another date, is, specifically fixed by law, the flep 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 taxpayor arising out of such liability is satisfied or becomes unenforceable by reason of lapso of time.

Sec. 6323. Validity and Priority Against Certain Persons.

(a) Purchaser's, Holders Of Security Interests, Mechanic's Lienors, And Judgment Lien Creditors.—The Ilen Imposod by section 6321 shall not be valid as against one, purchase, holder of a security interest, mechanic's literor, or judgment lien creditor until notice thereof which meets the requirements of subsection (f) has been filed by the Sacrolary.

@ Place For Filling Notice; Form.-

(1) Place For Filing - The notice referred to in sub-(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 situtated; and

the lien is situtated; and

(ii) Perconal Proporty-in the case of personal property, whether tengible or intengible, in one office within the Sittle (or the county, or other governmental subdivision), as designated by the laws of such Sitate, in which the property subject to the lien is situated; except that Sitate law merely conforming to structor; except runs care tex mercy continuing or respecting Foderal law establishing a national filling system dose not constitute a second office for thing as designated by the daws of such State; or (8) With Clerk Of District Court-in the office of the clork 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 Doods Of The District Of Co-lumbia - In the office of the Recorder of Doeds of the District of Columbia, if the property subject to the lien is shuated in the District of Columbia.

鑆

(2) Situs Of Property Subject To Lien - For purposes of paragraphs (1) and (4), properly shall be deemed to be situated-(A) Real Property - In the case of real property, at its physical

(B) Personal Preparty-In the case of personal property, whether inglb) or intangible, at the residence of the taxpayer at the tion are notice of tien is filled.

For purposes of congraph (2) (B), the residence of a corporation or partnershy shall be deemed to be the place at which the principal ex cutive office of the business is located, and the residence of a suxruyor whose residence is without the United States shall be do mod to be in the District of Columbia.

(3) Form - The to in an I content of the notice referred to in subsection (a) shall to not albed by the Secretary. Such notice shall be valid notwith; ar any any other provision of law regarding the form or content of a notice - tien

Note: See section 6323 b) fc. protection for certain interests even though notice of lien imposed by section 8221 is filed with respect to:

- Securities
- Motor validation 2
- Personal property purchased at retail
- Personal property purchased in casual sale Personal property subjected to possessory lien
- Real property tax and special assessment liens Residential property subject to a mechanic's lien for certain repairs and improvements
- Attorney's liens
- Certain insurance contracts
- Passbook loans

(g) Refiling Of Notice.—For purposes of this

(1) General Rule .- Unlose notice of lien is rofiled in the manner prescribed in paragraph (2) during the required rolling period, such notice of lien shall be treated is filled on the date on which it is filed (in accordance with subsection (f) after the expiration of such rafiling period.

(2) Place For Filling .-- A notice of then refiled during the required reliting period shall be affective only-

(A) If

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

(ii) in the case of real property, and the fact of reliling is entered and recorded in an index to the extent required by subsection (f) (4), and (B) in any case in which, 90 days or more prior to the date of

a refiling of notice of flen 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 lien is also filed in accordance with subsection (f) in the State in which such residence is

(3) Required Refiling Period.—In the of any notice of lien, the term "required reliting period"

(A) the one-year period ending 30 days after the expiration of 10 years after the date of the assessment of the

(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.

(a) Release Of Lien. — Subject to such regulations as the Secretary may prescribe, the Secretary shall issue a certificate of rolease of any lien imposed with respect to any Internal revenue tax not later than 30 days after the day

(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 the legally unenforceable; or (2) Bond Accepted-There is furnished to the Se-

cilitary and ricepted by him a bond that is conditioned upon the purpose of the amount assessed, together with all interest in resp. at "ore f, within the time prescribed by law (including any exten lon c, such time), and that is in accordance with such requirements tolding to terms, conditions, and form of nd and cure! a thereon, as may be specified by such

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

(k) Disclosure of Certain Returns and Return information For Tax Administration Purposes.—

(2) Disclosure of amount of outstanding tien, i a notice of lien has been filed pursuant to section \$323(i), the amount of the outstanding obligation secured by such fleri 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 properly.

Form 668 (1) (Flev 1-91)