

08-1789-CD
Comm of PA vs Daniel M. Kelly

PA DEPARTMENT OF REVENUE
BUREAU OF COMPLIANCE
LIEN SECTION
PO BOX 280948
HARRISBURG PA 17128-0948

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF REVENUE



REV-159 CN DOCEXEC (03-08)

FILED PIFF paid
m 12:06 P.M. GK 25.00
SEP 22 2008

William A. Shaw
Prothonotary/Clerk of Courts

2008-1789-CD

SEP 12 2008

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NAME AND ADDRESS: DANIEL M KELLY
PO BOX 207 LAWHEAD STREET
HYDE PA 16843

TO THE PROTHONOTARY OF SAID COURT:
Pursuant to the laws of the Commonwealth of Pennsylvania,
there is herewith transmitted a certified copy of a lien
to be entered of record in your county

CERTIFIED COPY OF LIEN

179-42-8771

| CLASS OF TAX | TAX PERIOD (OR DUE DATE) | DATE OF ASSESSMENT DETERMINATION OR SETTLEMENT | IDENTIFYING NUMBER | TAX | TOTAL |
|--------------|--------------------------|--|--------------------|---------|----------|
| 1 | 2 | 3 | 4 | 5 | 6 |
| P.I.T. | 01-01-96 TO 12-31-96 | SEP 12 1997 | M63594 | 46.11 | 112.06 |
| TOTALS | | | | \$46.11 | \$112.06 |

INTEREST COMPUTATION DATE DEC 11 2008

| | |
|---------------------|----------|
| FILING FEE(S) | \$25.00 |
| ADDITIONAL INTEREST | |
| SETTLEMENT TOTAL | \$137.06 |

The undersigned, the Secretary of Revenue (or his authorized delegate) of the Commonwealth of Pennsylvania, certifies this to be a true and correct copy of a lien against the above-named taxpayor for unpaid tax, interest, additions or penalties thereon due from such taxpayor and which, after demand for payment thereof, remains unpaid. The amount of such unpaid tax, interest, additions or penalties is a lien in favor of the Commonwealth of Pennsylvania upon the taxpayor's property, real, personal or both, as the case may be.

SECRETARY OF REVENUE
(OR AUTHORIZED DELEGATE)

PART 1 - TO BE RETAINED BY RECORDING OFFICE

DATE

SEP 17 2008

LIEN FOR TAXES, PENALTIES AND INTEREST

General Information:

COMMONWEALTH OF PENNSYLVANIA

V.

DANIEL M KELLY

Personal Income Tax, Employer Withholding Tax, Realty Transfer Tax, Sales and Use Tax, Liquid Fuel Tax, Fuels Use Tax, Motor Carriers Road Tax, Motorbus Road Tax, Oil Company Franchise Tax, and Liquid Fuels and Fuels Tax liens are liens upon the franchises and property, both real and personal, with no further notice. The filing of a Notice of a Lien with a county Prothonotary is not a requisite, and the lien remains in full force and validity without filing or revival until paid.

Inheritance Tax liens are liens on Real Estate which continue until the tax is paid.

Personal Income Tax, Employer Withholding Tax, Realty Transfer Tax, Sales and Use Tax, Liquid Fuel Tax, Fuels Use Tax, Motor Carriers Road Tax, Motorbus Road Tax, Oil Company Franchise Tax, and Liquid Fuels and Fuels Tax liens are liens upon the franchises as well as real and personal property of taxpayers, but only after they have been entered and docketed of record by the Prothonotary of the county where such property is situated. These liens shall not attach to stock of goods, wares, or merchandise regularly sold in the ordinary course of business of the taxpayer. The lien has priority from the date of entry of record.

PLACE OF FILING NOTICE FORM

Place of filing: The Notice of Lien shall be filed at the office of the Prothonotary of the county in which the property subject to the lien is situated and (b) in the case of personal property, whether tangible or intangible, in the office of the Prothonotary of the county in which the property subject to lien is situated.

CLERK (or Register)

Liens for Corporation Taxes arise under Section 1401 of the Fiscal Code, 72 P.S. Section 1401, as amended.

Liens for Personal Income Tax and Employer Withholding Tax arise under Section 345 of the Tax Reform Code of 1971, 72 P.S. Section 345, as amended.

Liens for Realty Transfer Tax arise under Section 1112-C of the Tax Reform Code of 1971, 72 P.S. Section 812-C, as amended.

Liens for Liquid Fuels Tax arise under Section 13 of the Liquid Fuels Tax Act, 72 P.S. Section 2611-M, as amended.

Liens for Fuel Use Tax arise under Section 13 of the Fuel Use Tax Act, 72 P.S. Section 2616.13, as amended.

Liens for Motor Carriers Road Tax arise under Chapter 96 of the Vehicle Code, (75 Pa. C.S. 9615).

Liens for Inheritance Tax and Estate Tax arise under the Inheritance and Estate Tax of 1982, Act of December 13, 1982, P.L. 1086, No. 225 Section 1 et. seq., 72 P.S. Section 1701 et. seq. (for decedents with date of death prior to December 13, 1982, liens arise under the Inheritance and Estate Tax Act of 1961, 72 P.S. Section 2485 - 101 et. seq.).

Liens for State or State and Local Sales, Use and Hotel Occupancy Tax and Public Transportation Assistance Fund Taxes and Fees arise under Section 292, Act of March 4, 1971, No. 2 as amended. 72 P.S. Section 7242.

Liens for Motorbus Road Tax arise under Chapter 98 of the PA Vehicle Code, (75 Pa. C.S. 9815).

Liens for Liquid Fuels and Fuels Tax, and the tax imposed in section 9502 of the Vehicle Code (75 Pa. C.S. 9502) arise under Chapter 90 of the Vehicle Code, (75 Pa. C.S. 9013).

| | |
|-------------|--|
| S. & U. | State Sales and Use Tax |
| L.S. & U. | Local Sales and Use Tax |
| R.T.T. | Realty Transfer Tax |
| IN. & EST. | Inheritance and Estate Tax |
| L.F.T. | Liquid Fuels Tax (Gasoline) |
| F.U.T. | Fuels Use Tax (Diesel and Special Fuels) |
| M.C.R.T. | Motor Carriers Road Tax |
| O.F.T. | Oil Franchise Tax |
| M.T. | Public Transportation Assistance Fund Taxes and Fees |
| BUS | Motorbus Road Tax |
| L.F. & F.T. | Liquid Fuels and Fuels Tax |

SETTLEMENT OF ACCOUNT

The "TOTAL" (Column 6) for each type of tax listed on this Notice of Lien comprises the balance of tax due (Column 5) plus assessed additions and/or penalties and accrued and accrued interest to the interest computation date on the face of the Notice.

If payment or settlement of the account is made after the interest computation date, the payment must include the lien filing costs and accrued interest from the interest computation date to and through the payment date.

For any Delinquent Taxes due on or before Dec. 31, 1981, interest is imposed at the following rates:

| | |
|---------------------|---|
| C.S.-F.F.C.L.C.M.I. | - 6% per annum (due date to payment date) |
| B.L.N.E.G.P.M.I. | - 6% per annum (due date to payment date) |
| P.U.R. | - 1% per month or fraction |
| P.I.T.E.M.T. | - 3/4 of 1% per month or fraction |
| S.B.U. | - 3/4 of 1% per month or fraction |
| R.T.T. | - 6% per annum |
| L.N. & EST. | - 1X per month or fraction |
| L.F.T.F.U.T. | - 1X per month or fraction |
| M.C.R.T. | - 1X per month or fraction |
| O.F.T. | - 18X per annum |

For all taxes that are originally due and payable on and after Jan. 1, 1982, the PA Department of Revenue will calculate daily interest on all tax deficiencies using an annual interest rate that will vary from calendar year to calendar year. The applicable interest rates are as follows:

| | | |
|----------------------|---|-----------------------|
| INTEREST | Interest is calculated on a daily basis at the following rates. * | |
| Delinquent Date | Interest Rate | Daily Interest Factor |
| 1/1/88 thru 12/31/91 | 11% | .000301 |
| 1/1/88 thru 12/31/92 | 9% | .000247 |
| 1/1/93 thru 12/31/94 | 7% | .000192* |
| 1/1/95 thru 12/31/98 | 9% | .000147 |
| 1/1/99 thru 12/31/99 | 7% | .000192 |
| 1/1/00 thru 12/31/00 | 8% | .000219 |
| 1/1/01 thru 12/31/01 | 9% | .000247 |
| 1/1/02 thru 12/31/02 | 6% | .000166 |
| 1/1/03 thru 12/31/03 | 5% | .000137 |
| 1/1/04 thru 12/31/04 | 4% | .000110 |
| 1/1/05 thru 12/31/05 | 5% | .000137 |
| 1/1/06 thru 12/31/06 | 7% | .000192 |
| 1/1/07 thru 12/31/07 | 8% | .000219 |

---Taxes that become delinquent on or before Dec. 31, 1981 will remain a constant interest rate until the delinquent balance is paid in full.

---Taxes that become delinquent on or after Jan. 1, 1982 are subject to a variable interest rate that changes calendar year.

*Interest is calculated as follows:

INTEREST = BALANCE OF TAX UNPAID X NUMBER OF DAYS DELINQUENT X DAILY INTEREST FACTOR.

* Use this rate for M.C.R.T./F.T.A effective Jan. 1, 1996
Dept. of Revenue Taxpayer Service & Information Center,
(717) 787-1064