

Proof of Claim for Internal Revenue Taxes

Department of the Treasury/Internal Revenue Service

In the Circuit Court
for the Shelby County, Columbia, Alabama

In the Matter of:

Kilgore Excavating Company, Inc.
P.O. Box 488
Pelham, Alabama 35214



Form 4490
(Rev. 5-82)

Docket Number

CV-08-068

Kind of Proceeding

Receivership

Taxpayer Identifying Number

Social Security Number

Employer Identification Number

The undersigned officer of the Internal Revenue Service, a duly authorized agent of the United States in this behalf, being duly sworn, deposes and says that:

1. Kilgore Excavating Co., Inc. is justly and truly indebted to the United States for the amount of \$9,486.36 with interest as shown below.

2. This debt is for taxes due under the Internal revenue laws of the United States as follows:

Kind of Tax	Period	Amount Due	Remarks	Date Tax Lien Arose
941	7912	\$	Notice of Federal Tax Lien	8-3-81
Withholding		1,926.00	filed in Shelby County,	
Delinquency Penalty		481.50	Columbia, Alabama	
Failure to Pay Penalty		433.35	7-19-83	
Interest to 6-13-85		2,109.94		
		\$4,950.79		
940	7912		7-19-83	4-5-82
FUTA		2,018.96		
Delinquency Penalty		504.74		
Lien Fee		5.00		
Failure to Pay Penalty		25.33		
Interest to 6-13-85		1,981.54		
		\$4,535.57		

Compound interest will accrue at the rate established under IRC Section 6621(b). Contact O. C. Brooks, Special Procedures Staff at 254-1248 for balance due if paid after 6-13-85. Dollar amount per month at which late payment penalty will be charged ($\frac{1}{2}$ of 1 percent per month) after 10 days from the date of this request.... \$19.72.

- No part of this debt has been paid, and it is now due and payable at the Office of the District Director of Internal Revenue.
- There are no set-offs or counterclaims to this debt;
- Except for the statutory tax liens that arose on the above dates, the United States does not hold, to the deponent's knowledge or belief, any security or securities for this debt;
- No note or other negotiable instrument has been received for this debt or any part of it, nor has any judgment been rendered with respect to this debt; and
- This debt has priority and must be paid in full in advance of distribution to creditors to the extent provided by law: See section 3466 of the Revised Statutes (31 U.S.C. 191). Any executor, administrator, or other person who fails to pay the claims of the United States in accordance with its priority may become personally liable for this debt under section 3467 (31 U.S.C. 192).

Subscribed and Sworn to Before Me On

6 - 14 - 85
Month Day Year

NOTARY
PUBLIC
My commission expires 3-12-86

Signature

O. C. Brooks

STATE OF ALABAMA
I CERTIFY THAT
INSTRUMENT NO. 3-3

Internal Revenue Service Title

O. C. Brooks, Advisor/Revisor
Special Procedures Section

Address

500 22nd Street South
Birmingham, Alabama 35233

1985 JUL 10 PM 3:13
JUDGE OF THE COURT

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Part 1 - For Court (or Fiduciary, if required by local procedures)