

Request for Voluntary Disqualification from Present-Use Value Classification

Owner's Name _____ Phone # (____) _____
 (Please Print) Fax # (____) _____

Use this form to:

1. Request voluntary disqualification from present-use value classification, and
2. Cause the deferred taxes for the current year and the three preceding years to be due and payable as a result of the voluntary disqualification.

G.S. 105-277.4(c) states that the deferred taxes for the prior three tax years become due and payable when the property is disqualified from present-use value classification. Therefore, a request by the property owner to bill the deferred taxes (i.e. make the deferred taxes due and payable) for any or all of the prior three years must be considered a request by the owner for voluntary disqualification from present-use value classification.

Important! Please Read! -- **Once this form has been signed and filed with the tax assessor, the request cannot be rescinded or reversed.** The filing of the form results in disqualification. The deferred taxes become due and payable as of the date of disqualification.

The date of disqualification is the date that this form is filed with the tax assessor.

There is no statutory provision for releasing or refunding a tax imposed due to voluntary disqualification, even if requested in error by the owner.

PLEASE CONSIDER YOUR REQUEST CAREFULLY.

List the parcel(s) for which voluntary disqualification from present-use value classification is requested.

Parcel ID	Total Acres in Parcel	Full or Partial Disqualification (circle one)	If partial disqualification, describe and <u>state the number of acres</u> to be disqualified. Attach plat and/or documentation.
		Full Partial	
		Full Partial	
		Full Partial	
		Full Partial	
		Full Partial	

Comments: _____

Request for Estimate of Deferred Taxes—Complete **Form AV-7**, not this form, if you are only requesting an estimate of deferred taxes potentially due as of the estimate date. An estimate does not disqualify the property from present-use value classification, but neither are the deferred tax bills generated. If you later wish to pay the deferred taxes, this Form AV-6 must be filed to voluntarily disqualify the property so that the deferred taxes will become due and payable.

Payment of Deferred Taxes for the Current Year—Complete **Form AV-3**, not this form, if you wish to pay the deferred taxes for the current year only (i.e. the deferred taxes for the fiscal year that opens in the calendar year in which Form AV-3 is filed). G.S. 105-277.4(c) allows a property owner receiving present-use value to pay the current year’s deferred taxes (but not prior year’s deferred taxes) for that property without affecting the eligibility of the property for present-use value.

ACKNOWLEDGEMENT

I (we), the undersigned, hereby acknowledge the following:

- 1. I (we) are the owner(s) of record of the above listed property on the date this form is filed with the tax assessor.**
- 2. Voluntarily disqualification from present-use value classification is requested for the above listed property.**
- 3. The date of disqualification is the date that this form is filed with the tax assessor.**
- 4. I (we) understand that the request for voluntary disqualification, once filed with the tax assessor, cannot be rescinded or reversed. If the request was made in anticipation of a property transfer but the property does not actually transfer, the owner may be able to immediately re-qualify for the next tax year under certain conditions; however, the taxes billed as a result of the disqualification resulting from the filing of this form remain in force.**
- 5. Voluntary disqualification will preclude a potential buyer from immediate present-use value eligibility under the provisions of G.S. 105-277.3(b2)(1) for the Assumption of Deferred Liability. The new owner may or may not be able to immediately qualify under other statutory provisions for the next tax year.**

Signatures—All owners must sign this form. An attorney licensed to practice law in North Carolina who is representing the current owner may sign for the owner. All tenants of a tenancy in common must sign this form. If husband and wife own the property as tenants by the entirety, either the husband or the wife may sign, but both are recommended to sign. All general partners of a partnership must sign. An officer of a corporation may sign for the corporation. An officer of an LLC may sign for the LLC. A trustee may sign for the trust.

Name _____ Signature _____ Date ___/___/___
(Owner or Owner’s Attorney—Please Print) (Owner or Owner’s Attorney)

Name _____ Signature _____ Date ___/___/___
(Owner or Owner’s Attorney—Please Print) (Owner or Owner’s Attorney)

Name _____ Signature _____ Date ___/___/___
(Owner or Owner’s Attorney—Please Print) (Owner or Owner’s Attorney)

Name _____ Signature _____ Date ___/___/___
(Owner or Owner’s Attorney—Please Print) (Owner or Owner’s Attorney)

Contact Person for Owner’s Attorney: _____ Phone _____ Fax _____