

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.

The deferred taxes for the three tax years preceding disqualification become due and payable when the property is disqualified from present-use value classification. (G.S. 105-277.4(c))

Voluntary disqualification should not be requested if you wish to pay any or all of the deferred taxes and still retain your present-use value classification. File Form AV-3, not this form, if you wish to voluntarily pay some or all of your taxes and retain 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 -- Once this form has been signed and filed with the tax assessor, the request cannot be rescinded or reversed.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 voluntary disqualification was 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	

Comments: _____

Voluntary Payment of Deferred Taxes Without Disqualification—File **Form AV-3**, not this form, if you wish to pay any or all of the deferred taxes without being disqualified from the present-use value program. G.S. 105-277.1D allows a property owner receiving present-use value to pay any or all of the deferred taxes for that property without affecting the eligibility of the property for present-use value classification. The payments are immediately applied to the existing deferred taxes and are not held for application to additional deferred taxes resulting from any future removal from the program.

Request for Estimate of Deferred Taxes—File **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.

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. **I (we) acknowledge that voluntary disqualification should not be requested if I (we) wish to voluntarily pay the deferred taxes and still retain present-use value classification.**
3. **Voluntarily disqualification from present-use value classification is requested for the above listed property.**
4. **The date of voluntary disqualification is the date that this form is filed with the tax assessor.**
5. **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.**
6. **Voluntary disqualification (but not voluntary payment only) will preclude a potential buyer from immediate present-use value eligibility under the provisions of G.S. 105-277.3(b2)(1) for Continued Use. 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 _____