

Utah Corporation Franchise Tax Return

SCIENCE · ENGINEERING · TECHNOLOGY — CONSULTING · DESIGN · CONSTRUCTION

1 Sept 1973 - 31 Aug 1974

H. TRACY HALL, INCORPORATED

P.O. BOX 7533 UNIVERSITY STATION

PROVO, UTAH 84601

H. TRACY HALL
DANIEL R. BARTHOLOMEW
H. TRACY HALL, JR.
DAVID R. HALL
J. MARTIN NEIL

(801) 374-2796
OR 373-3323
1190 COLUMBIA LANE

15 March 1975

Utah State Tax Commission
100 State Office Bldg
Salt Lake City, Utah 84134
attention Auditing Division / James M. Haran

Dear Mr Haran :

May I offer our apologies for failing to file our corporation franchise tax on time. It was prepared in October of 1974 but was inadvertently filed away and forgotten until your notice dated March 14, 1975 was received today.

According to your letter concerning penalty and interest, our payment is as follows:

Tax	\$ 991.24
25% penalty	247.81
1% interest x 3 months	29.74
	<hr/>
	\$ 1268.79 ✓

our check number 753 in the amount of \$ 1268.79 is herewith enclosed. However, we respectfully request that the 25% penalty be waived and refunded.

Sincerely,

H. Tracy Hall, President

Form TC-208

**UTAH SMALL BUSINESS
CORPORATION FRANCHISE TAX RETURN
For Calendar Year 1973**

1973

Completed Return is to be filed with or mailed to
**STATE TAX COMMISSION
OF UTAH
State Office Bldg.
Salt Lake City, Utah 84134**

or other taxable year beginning Sept 1, 1973, ending Aug 31, 1974

Federal Identification Number
87-0293951

Returns made on the basis of the calendar year 1973 shall be filed with the State Tax Commission, State Office Bldg., Salt Lake City, Utah 84114, on or before April 15, 1974. Returns made on the basis of a fiscal year shall be filed on or before the fifteenth day of the fourth month following the close of the fiscal year.

**H. Tracy Hall, Incorporated
1190 Columbia Lane
P. O. Box 7533 University Station
Provo, Utah 84601**

NOTE: A copy of the Federal return (1120S) and supporting schedules must be attached to this return.

1. Taxable income from page 1 of federal form 1120S	\$ 59,000	20
2. Deduct: Income subject to federal tax, from schedule J form 1120S		
3. Line 1 less line 2 (If all shareholders are Utah residents and entire income is derived from Utah sources, disregard lines 4 through 18 and enter amount on line 2 at line 19)	\$ 59,000	20
4. Less: percentage of ownership represented by Utah resident shareholders - (Resident shares <u>18,000</u> ÷ total shares <u>25,000</u> = <u>72%</u>)		
5. Line 3 multiplied by line 4	42,480	14
6. Line 3 less line 5	\$ 16,520	06
7. Amount on line 2		
8. Net Income (line 6 plus line 7) - Enter here and at line 14 (If corporation is not taxable in another state disregard items 9 through 18 and enter amount on line 8 at line 19)	\$ 16,520	06

Allocation Of Income (to be used only if taxable in another state)

APPORTIONMENT FRACTION

DESCRIPTION	In Utah		Everywhere		Fraction (a) ÷ (b)
	(a)	(b)	(a)	(b)	
9. Total tangible property	\$		\$		
10. Total expenditures for wages, salaries, commissions or other compensation	\$		\$		
11. Receipts and sales	\$		\$		
12. Total of items 9, 10 and 11					
13. Apportionment fraction (item 12 divided by three)					

14. Net income (item 8 above)	\$ 16,520	06
15. Less: non-business income (attach schedule) allocated to Utah \$ _____ not allocated to Utah \$ _____		
16. Remainder of net income subject to apportionment	\$	
17. Portion of remainder allocated to Utah (Item 16 x item 13)	\$ 16,520	06
18. Add: non-business income allocated to Utah		
19. Net income subject to Utah franchise tax	\$ 16,520	06

TAX	20. Tax: 6% of item 19. (or from line 28 page 2 of this return)	\$ 991	24
	Penalty	\$	
	Interest	\$	
	TOTAL	\$ 991	24

(Answer Questions at Top of Page 2)

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief it is true, correct, and complete. If prepared by a person other than the taxpayer, his declaration is based on all information of which he has any knowledge.



Date 11-6-74 Signature of officer H. Tracy Hall Title President
 Individual or firm signature of preparer Elmer Fox & Company Address 257 East Center Street, Provo, Utah 84601

**Elmer Fox & Company
Certified Public Accountants**

SUPPLEMENTAL INFORMATION (To be supplied by all corporations)

A. Distributions to shareholders out of earnings prior to January 1, 1973, \$ NONE.

B. What is the latest year or years for which a Federal Examination has been completed? NONE. Attach a summary of the Federal adjustments and the adjusted Federal tax liability for each year for which Federal audit adjustments have not already been reported to the Tax Commission, and indicate date of final determination.

C. (1) With respect to what year or years are Federal examinations now in progress, or final determinations of past

examinations still pending? NONE.

(2) With respect to what year or years have extensions for period of proposing additional assessments of Federal tax been agreed to with the Internal Revenue Service? NONE. Attach schedule giving complete details.

Note: Automatic extension of statute of limitations is provided by Section 59-13-40 of the Utah Code for failure to report fully the information required by Questions (B) and (C).

GENERAL INSTRUCTIONS FORM TC-20S

Note: A Copy of the Federal Return and Supporting Schedules Must Be Attached to This Return.

1. Who Must File. Every small business corporation (as defined at Section 1371(a) of the Internal Revenue Code) which has filed a proper and timely election under Section 1372(a) shall file form TC-20S so long as the Federal election remains in effect.

2. Time and Place for Filing. The return must be filed with the Tax Commission on or before the fifteenth day of April following the close of the calendar year for which the return is filed; or if the return is for a fiscal year, on or before the fifteenth day of the fourth month following the close of such fiscal year. The Tax Commission may grant a reasonable extension of time not exceeding six months for filing a return, if application therefor is made before the date prescribed above for filing such return, whenever in its judgment good cause exists.

3. Accounting Period. The taxable year for Utah shall be the same as for Federal income tax purposes. If a small business corporation changes the Federal taxable year, it must change the Utah taxable year accordingly. However, permission to change shall be requested from the Tax Commission within 30 days after the close of the new filing period.

4. Signatures and Verification. The return shall be signed by a responsible officer of the corporation, the signature of whom need not be notarized but when signed shall be deemed made under oath.

5. Dividends and Other Distributions. Any dividends or other distributions of the corporation's earnings must be identified (by answering the question at the top of this page) as to distributions out of earnings prior to 1/1/73.

6. Fiscal Year Beginning in 1972 and Ending in 1973. The election to file as a small business corporation became effective on 1/1/73. Prior to that date there was no difference in tax treatment for Utah purposes between small business

corporations and other corporations. Therefore, each small business corporation filing on a fiscal year beginning in 1972 and ending in 1973 shall file two returns (form TC-20 and form TC-20S). In order to compute the tax due, each return shall be filed for the full year as if the law (pre 1/1/73 or post 12/31/72) was applicable for the full year. The tax shown to be due on each return must then be reduced to an amount which bears the same ratio to the tax computed as the number of days in the particular period, applicable to the return being filed, bears to the total number of days in the filing period. Contact the corporate auditing division for further information, if needed. Complete supplemental schedule on page 2 of this return.

7. Income Taxed to a Small Business Corporation. Every small business corporation is subject to payment of the corporation franchise tax on any income which is subject to the federal corporation income tax, adjusted, of course, for any applicable apportionment fraction. Also, the corporation franchise tax must be paid by a small business corporation on that percentage of income (other than income subject to federal tax) that the percentage of ownership of its outstanding shares of stock owned by non-resident individuals bears to the total outstanding shares of stock.

8. "First Return" Computation. In the case of a small business corporation which incorporated or qualified to do business in Utah during 1972, the tax for the first and second periods applicable to pre 1/1/73 law shall be computed for the full year as if the law in effect on 1/1/72 was in effect for the full filing period. Such tax so computed shall be reduced to an amount which bears the same ratio to the tax computed as the number of days prior to 1/1/73 bears to the total number of days in the filing period. You may request a copy of Regulation No. 2 effective prior to 1/1/73 which shows examples of the computation of the first and second periods' tax.

SUPPLEMENT TO FORM TC-20S

(To be used only by small business corporations filing on a fiscal year beginning in 1972 and ending in 1973.) Year Beginning _____, Ending _____ 1973.

	<i>Number</i>	<i>Percent</i>
21. Number of days from beginning of filing period to 12/31/72 (Incl.)	_____	_____
22. Number of days from 1/1/73 to end of filing period	_____	_____
23. Total number of days in filing period (equals 100%)	_____	_____
24. Tax computed for entire year from form TC-20 \$	_____	_____
25. Amount in line 24 x percent from line 21	_____	\$ _____
26. Tax computed for entire year from form TC-20S \$	_____	_____
27. Amount in line 26 x percent from line 22	_____	_____
28. Total Tax Due - Enter here and on line 20, Page 1, Form TC-20S	_____	\$ _____

NOTICE TO TAXPAYER

Mail check for \$...NONE... payable to
DIRECTOR OF INTERNAL REVENUE

1160 West 1200 South, Ogden, Utah

Mail on or before November 15, 1974

Mail check for \$..991,24.. payable to
STATE TAX COMMISSION

State Office Building, Salt Lake City, Ut.

Mail on or before December 15, 1974

Mail check for \$..... payable to
**DEPARTMENT OF EMPLOYMENT
SECURITY**

P.O. Box 2100, Salt Lake City, Utah

Mail on or before

Mail check for \$..... payable to
PROVO CITY CORPORATION

Provo, Utah

Mail on or before

Mail check for \$..... payable to
STATE INSURANCE FUND

130 State Capitol, Salt Lake City, Utah

Mail on or before

Mail check for \$..... payable to

for

Mail on or before

**BE SURE TO SIGN RETURNS AT
POINTS MARKED "X" ON ALL FORMS**



THE STATE OF UTAH
STATE TAX COMMISSION
 101 STATE OFFICE BUILDING
 SALT LAKE CITY, UTAH 84134

H. TRACY HALL, INCORPORATES
 1711 NORTH LAMBERT LANE (57676)
 PROVO, UTAH 84601

MARCH 14, 1975

IN REPLY REFER TO:

DIVISION:
 Auditing
 ATTENTION:
 James M. Haran

NOTICE AND DEMAND - CORPORATION FRANCHISE TAX

Gentlemen:

Re: Return for Period Ending: AUG 31 1974 (Due: DEC 15 1974)


According to the records of this office, you have not filed your corporation franchise tax return referred to above, as required under Title 59, Chapter 13, Sections 22 and 25, Utah Code Annotated 1953. This return is now delinquent.

It therefore becomes our duty, under the provisions of the law, to demand that you file this return within twenty days from the date of this notice and make payment of all tax due, plus a penalty of 25% of the amount of the tax, and interest on the tax at the rate of 1% per month from the date the return was due until the date payment is made. If you do not have a form on which to make this return, please let us know and we will mail one to you.

Every company incorporated or qualified to do business in this state must file a corporation franchise tax return each year and pay the tax shown to be due thereon until its corporate charter has been legally terminated by the Utah Secretary of State. The fact that the corporation has done no business during the period does not relieve it of this responsibility. This tax is imposed upon a corporation in payment for the right or privilege of doing business in Utah and applies whether or not that right or privilege is used.

Respectfully yours,

STATE TAX COMMISSION



 James M. Haran
 Corporate Collections
 Auditing Division