

**FEDERAL RESERVE BANK
OF NEW YORK**
Fiscal Agent of the United States

[Circular No. **4289**
December 5, 1955]

**DATING OF DEPOSITARY RECEIPTS
BY DEPOSITARIES FOR FEDERAL TAXES**

*To All Incorporated Banks and Trust Companies in the Second
Federal Reserve District Qualified as Depositaries for Federal Taxes:*

On the reverse of this circular is a copy of a communication that the Treasury Department has asked us to transmit to you. The communication stresses the requirement that Depositaries for Federal Taxes indicate on the reverse side of each depositary receipt the date on which the deposit was actually received, because any later dating may subject the depositor to the penalties provided in the Internal Revenue Code for the making of untimely deposits.

Additional copies of this circular will be furnished upon request.

ALLAN SPROUL,
President.

TREASURY DEPARTMENT
FISCAL SERVICE
WASHINGTON

November 30, 1955

*To all incorporated banks and trust companies qualified as
Depositories for Federal Taxes, pursuant to Treasury
Department Circular No. 848 (Revised), dated June 25,
1951, as amended.*

SUBJECT: Endorsing and dating of depository receipts on the
reverse thereof by Depositories for Federal Taxes.

Treasury Department Circular No. 848 (Revised), dated June 25, 1951, as amended, provides in Section 6 — Procedure to be Followed by Depositories for Federal Taxes, Sub-section (C), that “Depositories will endorse each depository receipt in the space provided on the reverse thereof, indicating the name of the depository and the date on which the tax deposit was received by the depository.” District Directors of Internal Revenue examine all depository receipts to ascertain if taxpayers are complying with regulations governing tax deposits, and the timeliness of deposits made with Depositories for Federal Taxes is determined by the date contained in the endorsement on the reverse of the depository receipt.

Section 6656 of the Internal Revenue Code of 1954 provides for imposition of penalties on any person required to make deposits of taxes if such tax deposits are not made on or before the date prescribed therefor. Application of this penalty provision has resulted in a considerable number of complaints from taxpayers who allege that their deposits were made with the depository prior to the date shown in the depository's endorsement on the reverse of the depository receipt.

The Treasury Department wishes to emphasize the importance of the date in the endorsement on the reverse of depository receipts, in view of the penalty provision of Section 6656 of the Internal Revenue Code of 1954. The requirement is mandatory that Depositories for Federal Taxes, and branches of such depository banks, indicate the date that tax deposits *are actually received*, regardless of whether the depositories are able to credit their Treasury Tax and Loan accounts or otherwise function the depository receipts, and transmit them to the Federal Reserve Bank or Branch on the same date.

W. T. HEFFELFINGER
Fiscal Assistant Secretary.