



CLAIM FOR REFUND OF REALTY TRANSFER TAXES BY FIRST TIME HOME BUYER FORM 5405

FOR OFFICE USE ONLY

STATE OF DELAWARE
Division of Revenue
820 N. French Street
P.O. Box 8763
Wilmington, Delaware
19899-8763



DF24118019999

Rev. Code 0050

PART A - TAXPAYER INFORMATION

1. Purchaser Name: _____ SSN:

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2. Purchaser Name (If more than one): _____ SSN:

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3. Mailing Address: _____

City: _____ State: _____ Zip Code: _____

PART B - PROPERTY LOCATION

1. Address: _____

City: _____ State: _____ Zip Code: _____

County
 New Castle
 Kent
 Sussex

2. Date of real estate purchase: _____ 3. Date of execution of real estate contract: _____

PART C - COMPUTATION OF THE REFUND AMOUNT

1. Enter the amount from Line 4 of Form 5402 as originally filed.....	\$	
2. Enter the lesser of Line 1 or \$400,000.....	\$	
3. First time homebuyer rate reduction.....		0.5%
4. Multiply Line 2 by Line 3. This is the amount of the refund due. This amount cannot exceed \$2,000.....	\$	

Pursuant to 30 Del. C. § 5401(2), to qualify as a first-time home buyer, you must meet one of the following definitions:

a. A natural person who has at no time held any direct legal interest in residential real estate, wherever located, and who intends to occupy the property being conveyed as his or her principal residence within 90 days following the transaction.

b. Spouses purchasing as joint tenants or tenants by the entirety, when neither spouse has ever held any direct legal interest in residential real estate, wherever located, and both of whom intend to occupy the property being conveyed as their principal residence within 90 days following the transaction.

c. Individuals purchasing as joint tenants or cotenants, when none of the individuals has ever held any direct legal interest in residential real estate, wherever located, and both of whom intend to occupy the property being conveyed as their principal residence within 90 days following the transaction.

By signing and submitting this form to the Delaware Division of Revenue, the undersigned hereby certifies, under penalties of perjury, that he/she/they meet the definition of a "First Time Home Buyer" as set forth above, that they paid the full amount of the realty transfer tax due to the State of Delaware at the time of settlement without regard to the reduced rate applicable to first time home buyers, and that they are entitled to the refund sought herein.

Taxpayer Signature

Dated: _____

Taxpayer Signature

Sworn before me on this _____ day of _____, 20 _____

Notary

INSTRUCTIONS

PART A - TAXPAYER INFORMATION

Line 1 Enter the name and social security number of the taxpayer seeking the refund. If multiple individuals were involved in the purchase of the property, list all of their names and social security numbers in this section.

Line 3. Enter the mailing address for the refund.

PART B - PROPERTY LOCATION

Line 1. Enter the exact location of the real estate in connection with which you are seeking a refund of Realty Transfer Taxes paid.

Line 2. Enter the date on which you purchased the real estate listed in Line 1 above.

Line 3. Enter the date of execution of the contract pursuant to which you purchased the real estate listed in Line 1 above. Please note that if your contract was executed before August 1, 2017, you do not qualify for a refund of Realty Transfer Tax paid.

PART C - COMPUTATION OF REFUND AMOUNT

Line 1. Enter the amount from Line 4 of Form 5402 as originally filed. This will be the greater of the consideration paid and the highest assessed value (for local tax purposes) for the property.

Line 2. Pursuant to 30 Del. C. § 5402(c), the discounted rate for a first time home buyer can apply to no more than \$400,000 of the purchase price of the property.

Line 4. Multiply Line 2 by Line 3. This is the amount of the refund of Realty Transfer Taxes due. Because the reduced rate can apply to no more than \$400,000, the maximum refund available is \$2,000.

**Mail Refund Claims to:
Delaware Division of Revenue
820 N. French Street
P.O. Box 8763
Wilmington, Delaware
19899-8763**