Form **8824**

Department of the Treasury
Internal Revenue Service

Like-Kind Exchanges
(and nonrecognition of gain from conflict-of-interest sales)
► See separate instructions.   ► Attach to your tax return.
► Use a separate form for each like-kind exchange.

OMB No. 1545-1190

1995

Attachment
Sequence No. **49**

Name(s) shown on tax return

Identifying number

Part I   Information on the Like-Kind Exchange

Note: *If the property described on line 1 or line 2 is real property located outside the United States, indicate the country.*

1 Description of like-kind property given up ► ....

....

2 Description of like-kind property received ► ....

....

3 Date like-kind property given up was originally acquired (month, day, year)	**3**	/ /
4 Date you actually transferred your property to other party (month, day, year)	**4**	/ /
5 Date the like-kind property you received was identified (month, day, year). See instructions .	**5**	/ /
6 Date you actually received the like-kind property from other party (month, day, year) . . .	**6**	/ /

7 Was the exchange made with a related party? If "Yes," complete Part II. If "No," go to Part III. See instructions.
  a ☐ Yes, in this tax year   **b** ☐ Yes, in a prior tax year   **c** ☐ No.

Part II   Related Party Exchange Information

8 Name of related party | Related party's identifying number

Address (no., street, and apt., room, or suite no.)

City or town, state, and ZIP code | Relationship to you

9 During this tax year (and before the date that is 2 years after the last transfer of property that was part of the exchange), did the related party sell or dispose of the like-kind property received from you in the exchange? ☐ **Yes** ☐ **No**

10 During this tax year (and before the date that is 2 years after the last transfer of property that was part of the exchange), did you sell or dispose of the like-kind property you received? . . . . ☐ **Yes** ☐ **No**

If both lines 9 and 10 are "No" and this is the year of the exchange, go to Part III. If either line 9 or line 10 is "Yes," the deferred gain or (loss) from line 24 **must** be reported on your return this tax year, **unless** one of the exceptions on line 11 applies. See **Related Party Exchanges** in the instructions.

11 If one of the exceptions below applies to the disposition, check the applicable box:
  a ☐ The disposition was after the death of either of the related parties.
  b ☐ The disposition was an involuntary conversion, and the threat of conversion occurred after the exchange.
  c ☐ You can establish to the satisfaction of the IRS that neither the exchange nor the disposition had tax avoidance as its principal purpose. If this box is checked, attach an explanation. See instructions.

Part III   Realized Gain or (Loss), Recognized Gain, and Basis of Like-Kind Property Received

Caution: *If you transferred **and** received **(a)** more than one group of like-kind properties, or **(b)** cash or other (not like-kind) property, see instructions under **Multi-Asset Exchanges**.*

Note: *Complete lines 12 through 14 ONLY if you gave up property that was not like-kind. Otherwise, go to line 15.*

12 Fair market value (FMV) of other property given up	**12**	
13 Adjusted basis of other property given up	**13**	
14 Gain or (loss) recognized on other property given up. Subtract line 13 from line 12. Report the gain or (loss) in the same manner as if the exchange had been a sale	**14**	
15 Cash received, FMV of other property received, plus net liabilities assumed by other party, reduced (but not below zero) by any exchange expenses you incurred. See instructions	**15**	
16 FMV of like-kind property you received	**16**	
17 Add lines 15 and 16	**17**	
18 Adjusted basis of like-kind property you gave up, net amounts paid to other party, plus any exchange expenses **not** used on line 15. See instructions	**18**	
19 **Realized gain or (loss).** Subtract line 18 from line 17	**19**	
20 Enter the smaller of line 15 or line 19, but not less than zero	**20**	
21 Ordinary income under recapture rules. Enter here and on Form 4797, line 17. See instructions .	**21**	
22 Subtract line 21 from line 20. If zero or less, enter -0-. If more than zero, enter here and on Schedule D or Form 4797, unless the installment method applies. See instructions	**22**	
23 **Recognized gain.** Add lines 21 and 22	**23**	
24 Deferred gain or (loss). Subtract line 23 from line 19. If a related party exchange, see instructions .	**24**	
25 **Basis of like-kind property received.** Subtract line 15 from the sum of lines 18 and 23 . .	**25**	

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Name(s) shown on tax return. Do not enter name and social security number if shown on other side.	Your social security number

Part IV Section 1043 Conflict-of-Interest Sales. See instructions. Attach a copy of your certificate of divestiture.

Note: *This part is only to be used by officers or employees of the executive branch of the Federal Government for reporting nonrecognition of gain under section 1043 on the sale of property to comply with the conflict-of-interest requirements. This part can be used only if the cost of the replacement property exceeds the basis of the divested property.*

26 Description of divested property ▶ ....

27 Description of replacement property ▶ ....

28 Date divested property was sold (month, day, year)	**28**	/ /
29 Sales price of divested property. See instructions	**29**	
30 Basis of divested property	**30**	
31 **Realized gain.** Subtract line 30 from line 29	**31**	
32 Cost of replacement property purchased within 60 days after date of sale	**32**	
33 Subtract line 32 from line 29. If zero or less, enter -0-	**33**	
34 Ordinary income under recapture rules. Enter here and on Form 4797, line 11. See instructions	**34**	
35 Subtract line 34 from line 33. If zero or less, enter -0-. If more than zero, enter here and on Schedule D or Form 4797. See instructions	**35**	
36 **Recognized gain.** Add lines 34 and 35	**36**	
37 Deferred gain. Subtract line 36 from line 31	**37**	
38 **Basis of replacement property.** Subtract line 37 from line 32	**38**	

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