

# NO TAX IF NO EQUITY

## 10% Tax Applies Only to Clubs in Which Members Are Shareholders

**A** LETTER from Lee MacAleer, treas., Saddle River G. C., Paramus, N. J., clears up the difference between the 10% tax on payments, including purchase of stock, which are required to be made as a condition precedent to membership in a club and payments made for membership in clubs wherein the member has no ownership interest.

Mr. MacAleer writes:

"My attention has been called to an interesting article in your March issue (page 66), with respect to the decision of the United States Court of Appeals in the Munn case relative to the 10% Federal tax on golf club stock subscriptions.

"It has occurred to me that the general language used in your article, particularly the heading, might convey the impression that the decision mentioned eliminates any chance of securing a refund on golf club taxes and admissions paid through any sort of golf club. The case mentioned apparently concerned only membership in a club requiring as a qualification for membership, the ownership of stock. As you know, numerous clubs are of the "commercial" type, where a member is not required and has no such stock or ownership interest. The Saddle River Golf Club is of this type and has secured a refund of dues and admission taxes erroneously paid by its members for several years past, and other similar clubs have been able to recover such taxes.

"While your heading of the article is correct, it is somewhat misleading, as I have related that it is possible for a club of our type to secure the refund of 10% government tax.

"I shall be glad to supply further information to anyone interested in this matter."

**GOLF ENTHUSIASTS** of Amarillo, Tex., headed by Paul Denson, owner of Wolfen Park course, Bill Laidley, Wolfen pro and John Wall, local newspaperman, are organizing a cruising golf tournament which will start at Wolfen July 4 and finish at Los Angeles, Thanksgiving Day.

Matches will be played at principal points between the two cities.

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