

Department of the Treasury - Bureau of Alcohol, Tobacco, and Firearms
APPLICATION FOR TRANSFER AND REGISTRATION OF A FIREARM
(Submit in duplicate - See Instructions on reverse)

TO: The Director, Bureau of Alcohol, Tobacco, and Firearms, Washington, D.C. 20226
 The undersigned hereby makes application as required by section 5812 of the National Firearms Act to transfer and register the firearm described below to the transferee.


2. TRANSFEREE'S NAME AND ADDRESS *If Special Taxpayer, show Trade Name, if any. If Special Taxpayer is acquiring firearm for personal use, show Transferee's personal name and check here*

Bob Miller bda M/G Distributing Co.
 2122 Travis St.
 Houston, Texas 77002 Harris (county)

3. TRANSFEROR'S NAME AND ADDRESS *(Special Occupational Taxpayers, give trade name)*

Robert C. Erney
 10627 Memorial Drive
 Houston, Texas 77024

1. TYPE OF TRANSFER
a. TAX PAID
 A \$5 OR \$200 "NATIONAL FIREARMS ACT" STAMP MUST BE SECURELY AFFIXED IN THIS SPACE AND COMPRISED OF TWO IDENTICAL COPIES. THE ORIGINAL MUST BE PLACED IN THE BUREAU OF ALCOHOL, TOBACCO, AND FIREARMS, WASHINGTON, D.C. 20226.



b. STAMP NUMBER

4. DESCRIPTION OF FIREARM *(Complete items a through h, if applicable)*

NAME AND ADDRESS OF MANUFACTURER AND IMPORTER OF FIREARM <i>(If known)</i> a	TYPE OF FIREARM <i>(Shortbarreled rifle, machine gun, destructive device, etc.)</i> b	CALIBER GAUGE OR SIZE c	MODEL d	LENGTH <i>(Inches)</i>		SERIAL NUMBER g
				OF BARREL e	OVER-ALL f	
Marble Arms Mfg. Co. Gladstone, Michigan	short barreled rifle/shotgun	.22 .410	Game Getter	15	N/A	19692

h ADDITIONAL DESCRIPTION OR DATA APPEARING ON FIREARM

5. TRANSFEREE'S FEDERAL FIREARMS LICENSE *(If any)*

LICENSE NUMBER 57410101G6 03403425	TYPE OF BUSINESS dealer	EXPIRATION DATE 7/7/76
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6. TRANSFEREE'S SPECIAL (OCCUPATIONAL) TAX STAMP

A.T.F. NUMBER 1030	CLASS dealer 3
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IMPORTANT: If the transferee is an individual who is not special (occupational) taxpayer, the transferor must attach, as part of this application, a Form 4539, Identification of Transferee or Maker of Firearm. (See instruction 1(b).) The transferor must insure that all required attachments are submitted with application. Failure to comply may result in the delay or return to applicant. PLEASE READ CAREFULLY THE INSTRUCTIONS PRINTED ON THE BACK OF THIS TRANSFER APPLICATION.

7. TRANSFEROR'S FEDERAL FIREARMS LICENSE *(If any)*

LICENSE NUMBER	TYPE OF BUSINESS	EXPIRATION DATE
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8. TRANSFEROR'S SPECIAL (OCCUPATIONAL) TAX IDENT. NO.

A.T.F. NUMBER	CLASS
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UNDER PENALTIES OF PERJURY, I DECLARE that I have examined this application, and to the best of my knowledge and belief it is true, correct and complete, and that the transfer of the described firearm to the transferee and his receipt and possession of it are not prohibited by the provisions of Chapter 44, Title 18, United States Code, or Title VII of the Omnibus Crime Control and Safe Streets Act of 1968, as amended (public law 90-351, 18 U.S.C. Appendix) or any provision of state or local law.

9. SIGNATURE OF TRANSFEROR *(Or authorized official)*

X Robert C Erney

10. NAME AND TITLE OF AUTHORIZED OFFICIAL *(Print or type)*

OWNER

11. DATE

2-25-76

THE SPACE BELOW IS FOR THE USE OF THE BUREAU OF ALCOHOL, TOBACCO, AND FIREARMS

By authority of the Director, this application has been examined, and the transfer and registration of the firearm described herein and the interstate movement of that firearm, when applicable, to the transferee are:

APPROVED *(With the following conditions, if any)*

DISAPPROVED *(For the following reasons)*

EXAMINER <u>J. Kau</u>	DATE APR 2 1976	APPROVING OFFICIAL <u>D. Wheaton</u>	DATE APR 2 1976
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*The transfer tax on any firearm is \$200, except that the transfer tax is \$5 on any gun classified as "any other weapon" as defined in Instruction (6b). "National Firearms Act" tax stamps are obtainable from the District Director of Internal Revenue, or from the Bureau of Alcohol, Tobacco and Firearms, by submitting as part of this application a check or money order made payable to the Department of the Treasury.

Instructions

1. Preparation of application for transfer and registration of firearm and payment of tax.—

a. According to section 5812 of the National Firearms Act (Title 26, U.S.C. Chapter 53), and except as otherwise provided, every person seeking to transfer a firearm must make, in duplicate, a separate application on this form for each firearm. The applicant transferor must furnish all the information called for on the form. Applications submitted on reproduced copies of this form are not acceptable.

b. If the transferee of the firearm is an individual not qualified as a manufacturer, importer or dealer under The National Firearms Act the transferor must submit, in duplicate, as part of this application, Form 4539, Identification of Transferee or Maker of Firearm. (Section 5812(a)(3), The National Firearms Act.)

c. If the firearm to be transferred is a destructive device, machinegun, short-barreled shotgun or short-barreled rifle and the transferor is a licensee under Chapter 44, Title 18, U.S.C., and the transferee is not licensed under that chapter, this application must be accompanied by a sworn statement from the transferee stating: (1) why there is a reasonable necessity for him to purchase or otherwise acquire the device or weapon, and (2) that his receipt or possession of the device or weapon would be consistent with public safety. (18 U.S.C. 922(b)(4) and 26 CFR 178.98)

d. All signature required by this form must be entered in ink. It is preferred that the form be prepared by use of a typewriter, using carbon paper to make an exact duplicate. Pen and ink may be used, but under no circumstances will a form filled in by use of lead pencil be accepted.

e. Upon completion of the form, the transferor will affix a \$5 or \$200 "National Firearms Act" stamp in the proper space on the original only, and cancel the stamp by writing his initials and the date on it in ink. In the event a check payable to the Department of the Treasury accompanies this application, the stamp will be purchased, affixed and cancelled for you.

f. If any questions arise concerning the preparation of the form, please contact Bureau Headquarters or the nearest Alcohol, Tobacco and Firearms office.

2. Disposition of application for transfer and registration of firearm.—The transferor will forward both copies of the form to the Director, Alcohol, Tobacco and Firearms. If approved, the original of the form will be returned showing approval, to the transferor for delivery to the transferee with the firearm, and this office will retain the duplicate. Approval of this form will effect the registration of the firearm to the transferee. **The transferor shall not, under any circumstances, deliver the firearm to the transferee until the approved form, with the "National Firearms Act" stamp attached, is received from the Director, Alcohol, Tobacco and Firearms.** The form must be retained by the transferee and be available at all times for inspection by Government officers until such time as the firearm may later be transferred. If the application is disapproved, the original with the "National Firearms Act" stamp affixed will be returned to the transferor with the reason for disapproval.

3. Procedure where firearm is not transferred.—If the form is completed and a stamp is affixed without the transfer of the firearm being made, the transferor must mark the front of the form void and date the form, and return the voided form to the Director. This will assure that the firearm will remain registered to the name of the transferor who submitted the application. Upon receipt of the voided form by ATF, a claim form, Form 843, will be returned to the transferor who may then file the claim with the nearest Internal Revenue Service Center for refund.

4. Later transfers of the firearm.—If the firearm is to be transferred later by the new owner, a new application form covering the

proposed transfer must be filed with the Director, Alcohol, Tobacco and Firearms.

5. Rate of tax on the transfer of a firearm.—The tax on the transfer of any firearm is \$200, except that the transfer tax is \$5 on any gun classified as "any other weapon" as defined in Instruction 6(b) below.

6. Definitions.—a. Firearm.—The term "firearm" means: (1) a shotgun having a barrel or barrels of less than 18 inches in length; (2) a weapon made from a shotgun if such weapon as modified has an overall length of less than 26 inches or a barrel or barrels of less than 18 inches in length; (3) a rifle having a barrel or barrels of less than 16 inches in length; (4) a weapon made from a rifle if such weapon as modified has an overall length of less than 26 inches or a barrel or barrels of less than 16 inches in length; (5) any other weapon, as defined in instruction 6b. below; (6) a machinegun; (7) a muffler or a silencer for any firearm whether or not such firearm is included within this definition; and (8) a destructive device. The term "firearm" shall not include an antique firearm or any device (other than a machinegun or destructive device) which, although designed as a weapon, the Director, Alcohol, Tobacco and Firearms Division or his delegate finds by reason of the date of its manufacture, value, design, and other characteristics is primarily a collector's item and is not likely to be used as a weapon.

b. Any Other Weapon.—The term "any other weapon" means any weapon or device capable of being concealed on the person and from which a shot can be discharged through the energy of an explosive; a pistol or revolver having a barrel with a smooth bore designed or redesigned to fire a fixed shotgun shell; weapons with combination shotgun and rifle barrels 12 inches or more, less than 18 inches in length, from which only a single discharge can be made from either barrel without manual reloading; and shall include any such weapon which may be readily restored to fire. Such term shall not include a pistol or a revolver having a rifled bore, or rifled bores, or weapons designed, made, or intended to be fired from the shoulder and not capable of firing fixed ammunition.

7. Persons prohibited from receiving firearms.—The following persons are prohibited from receiving a firearm under 18 U.S.C., Chapter 44 and Title VII of Public Law 90-351, as amended (18 U.S.C., Appendix): (1) fugitives from justice (any crime); (2) persons under indictment for, or who have been convicted of, a crime punishable for a term exceeding 1 year; (3) narcotic addicts or drug users; (4) persons adjudicated as mental defectives or mentally incompetent, or who have been committed to any mental institution; (5) veterans discharged under dishonorable conditions; (6) persons who have renounced their United States citizenship; (7) aliens illegally or unlawfully in the United States; and (8) persons under 21 years of age in the case of any firearm other than a shotgun or a rifle, and under 18 years of age in the case of a shotgun or a rifle. **In addition, section 5812 of the Internal Revenue Code requires that an application to transfer a firearm be denied if the transfer, receipt or possession of the firearm would place the transferee in violation of law.** The term "law" in this statute includes Federal laws as well as State statutes and local laws and ordinances applicable to the locality where the transferee resides.

8. Penalties.—Any person who violates or fails to comply with any of the requirements of the National Firearms Act shall, upon conviction, be fined not more than \$10,000 or be imprisoned for not more than 10 years, or both, in the discretion of the court. Moreover, any firearm involved in any violation of the provisions of the National Firearms Act or any regulations issued there-under shall be subject to seizure and forfeiture. It is unlawful for any person to make or cause the making of a false entry on any application or record required by the National Firearms Act knowing such entry to be false.

