



AN ACT REVISING THE FEES CHARGED BY A COUNTY FOR RECORDING THE LOCATION OF AND ANNUAL LABOR ON CERTAIN MINING CLAIMS; AND AMENDING SECTION 7-4-2631, MCA.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 7-4-2631, MCA, is amended to read:

"7-4-2631. Fees of county clerk. (1) Except as provided in 7-4-2632 and 7-4-2637, the county clerks shall charge, for the use of their respective counties:

~~(a)~~ for recording and indexing each certificate of location of a quartz or placer mining claim or millsite claim, including a certificate that the instrument has been recorded with seal affixed, \$6;

~~(b)~~ for recording and indexing each affidavit of annual labor on a mining claim, including certificate that the instrument has been recorded with seal affixed:

——— (i) for the first mining claim in the affidavit, \$3; and

——— (ii) for each additional mining claim included in it, 50 cents;

~~(e)~~(a) for filing and indexing each writ of attachment, execution, certificate of sale, lien, or other instrument required by law to be filed and indexed, \$5;

~~(d)~~(b) for filing of subdivision and townsite plats, \$5 plus:

(i) for each lot up to and including 100, 50 cents;

(ii) for each additional lot in excess of 100, 25 cents;

~~(e)~~(c) for filing certificates of surveys and amendments thereto, \$5 plus 50 cents per tract or lot;

~~(f)~~(d) for a copy of a record or paper:

(i) for the first page of any document, 50 cents, and 25 cents for each subsequent page; and

(ii) for each certification with seal affixed, \$2;

~~(g)~~(e) for searching an index record of files of the office for each year when required in abstracting or otherwise, 50 cents;

~~(h)~~(f) for administering an oath with certificate and seal, no charge;

~~(f)~~(g) for taking and certifying an acknowledgment, with seal affixed, for signature to it, no charge;

~~(f)~~(h) for filing, indexing, or other services provided for by Title 30, chapter 9A, part 5, the fees prescribed under those sections;

~~(k)~~(i) for recording each stock subscription and contract, stock certificate, and articles of incorporation for water users' associations, \$3;

~~(f)~~(j) for filing a copy of notarial commission and issuing a certificate of official character of such notary public, \$2;

~~(m)~~(k) for each certified copy of a birth certificate, \$5, and for each certified copy of a death certificate, \$3;

~~(n)~~(l) for filing, recording, or indexing any other instrument not expressly provided for in this section or 7-4-2632, the same fee provided in this section or 7-4-2632 for a similar service.

(2) The county clerks shall charge, for the use of their respective counties, the fee as provided in 7-4-2632 for recording and indexing the following:

(a) each certificate of location of a quartz or placer mining claim or millsite claim, including a certificate that the instrument has been recorded with the seal affixed; and

(b) each affidavit of annual labor on a mining claim, including a certificate that the instrument has been recorded with the seal affixed.

~~(2)~~(3) State agencies submitting documents to be put of record shall pay the fees provided for in this section. If a state agency or political subdivision has requested an account with the county clerk, any applicable fees must be paid on a periodic basis."

- END -

I hereby certify that the within bill,
HB 0529, originated in the House.

Chief Clerk of the House

Speaker of the House

Signed this _____ day
of _____, 2011.

President of the Senate

Signed this _____ day
of _____, 2011.

HOUSE BILL NO. 529

INTRODUCED BY W. STAHL

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