62nd Legislature HB0529.01

| 1 | HOUSE BILL NO. 529 |
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| 2 | INTRODUCED BY W. STAHL |
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| 4 | A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE FEES CHARGED BY A COUNTY FOR RECORDING |
| 5 | THE LOCATION OF AND ANNUAL LABOR ON CERTAIN MINING CLAIMS; AND AMENDING SECTION |
| 6 | 7-4-2631, MCA." |
| 7 | |
| 8 | BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: |
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| 10 | Section 1. Section 7-4-2631, MCA, is amended to read: |
| 11 | "7-4-2631. Fees of county clerk. (1) Except as provided in 7-4-2632 and 7-4-2637, the county clerks |
| 12 | shall charge, for the use of their respective counties: |
| 13 | (a) for recording and indexing each certificate of location of a quartz or placer mining claim or millsite |
| 14 | claim, including a certificate that the instrument has been recorded with seal affixed, \$6; |
| 15 | (b) for recording and indexing each affidavit of annual labor on a mining claim, including certificate that |
| 16 | the instrument has been recorded with seal affixed: |
| 17 | (i) for the first mining claim in the affidavit, \$3; and |
| 18 | (ii) for each additional mining claim included in it, 50 cents; |
| 19 | (c)(a) for filing and indexing each writ of attachment, execution, certificate of sale, lien, or other |
| 20 | instrument required by law to be filed and indexed, \$5; |
| 21 | (d)(b) for filing of subdivision and townsite plats, \$5 plus: |
| 22 | (i) for each lot up to and including 100, 50 cents; |
| 23 | (ii) for each additional lot in excess of 100, 25 cents; |
| 24 | (e)(c) for filing certificates of surveys and amendments thereto, \$5 plus 50 cents per tract or lot; |
| 25 | (f)(d) for a copy of a record or paper: |
| 26 | (i) for the first page of any document, 50 cents, and 25 cents for each subsequent page; and |
| 27 | (ii) for each certification with seal affixed, \$2; |
| 28 | (g)(e) for searching an index record of files of the office for each year when required in abstracting or |
| 29 | otherwise, 50 cents; |
| 30 | (h)(f) for administering an oath with certificate and seal, no charge; |

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| 1 | (i)(g) for taking and certifying an acknowledgment, with seal affixed, for signature to it, no charge; |
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| 2 | (j)(h) for filing, indexing, or other services provided for by Title 30, chapter 9A, part 5, the fees prescribed |
| 3 | under those sections; |
| 4 | (k)(i) for recording each stock subscription and contract, stock certificate, and articles of incorporation |
| 5 | for water users' associations, \$3; |
| 6 | (1)(j) for filing a copy of notarial commission and issuing a certificate of official character of such notary |
| 7 | public, \$2; |
| 8 | (m)(k) for each certified copy of a birth certificate, \$5, and for each certified copy of a death certificate |
| 9 | \$3; |
| 10 | (n)(I) for filling, recording, or indexing any other instrument not expressly provided for in this section of |
| 11 | 7-4-2632, the same fee provided in this section or 7-4-2632 for a similar service. |
| 12 | (2) The county clerks shall charge, for the use of their respective counties, the fee as provided in |
| 13 | 7-4-2632 for recording and indexing the following: |
| 14 | (a) each certificate of location of a quartz or placer mining claim or millsite claim, including a certificate |
| 15 | that the instrument has been recorded with the seal affixed; and |
| 16 | (b) each affidavit of annual labor on a mining claim, including a certificate that the instrument has been |
| 17 | recorded with the seal affixed. |
| 18 | (2)(3) State agencies submitting documents to be put of record shall pay the fees provided for in this |
| 19 | section. If a state agency or political subdivision has requested an account with the county clerk, any applicable |
| 20 | fees must be paid on a periodic basis." |
| 21 | - END - |

