# HOUSE BILL NO. 624

# INTRODUCED BY WILLIAMS, OBERG, HUENNEKENS, SIVERTSEN, BERTELSEN, VINGER, ASAY, MCLANE, SHONTZ, ZABROCKI

IN THE HOUSE

February 3, 1981	Introduced and referred to Committee on Local Government.
February 16, 1981	Committee recommend bill do pass as amended. Report adopted.
February 17, 1981	Bill printed and placed on members' desks.
February 19, 1981	Second reading, do pass.
February 20, 1981	Correctly engrossed.
February 24, 1981	Third reading, passed. Ayes, 93; Noes, 5. Transmitted to Senate.
IN THE S	ENATE
March 2, 1981	Introduced and referred to Committee on Local Government.
March 26, 1981	Committee recommend bill be concurred in as amended. Report adopted.
March 28, 1981	Second reading, concurred in as amended.
March 30, 1981	Motion pass consideration.
March 31, 1981	On motion rules suspended. Bill allowed to be transmitted on 71st legislative day. Motion adopted.
	Third reading, concurred in as amended. Ayes, 42; Noes, 8.

# IN THE HOUSE

April 1, 1981Returned from Senate with<br/>amendments.April 8, 1981Second reading, amendments<br/>concurred in.April 9, 1981Third reading, amendments<br/>concurred in. Ayes, 89;<br/>Noes, 7. Sent to enrolling.

Reported correctly enrolled.

LC 2030/01

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1	HOUSE BILL ND. 624
2	INTRODUCED BY Williams Cherg Hyppucker downtaen
3	Dertaleen VINGEV any Wedane A gente
4	A BILL FOR AN ACT ENTITLED: "AN ACT TO INCREASE THE FEES
5	CHARGED BY THE COUNTY CLERKS FOR RECORDING, FILING, AND
6	COPYING SERVICES; REMOVING PROVISIONS THAT ARE OUTDATED;
7	AMENDING SECTIONS 7-4-2631 AND 7-4-2632, MCA; AND REPEALING
8	SECTION 7-4-2633, MCA."
9	
10	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11	Section 1. Section 7-4-2631, MCA, is amended to read:
12	7-4-2631. Fees of county clerk. (1) The county clerks
13	must charge, for the use of their respective counties:
14	ta)forrecordingandindexing-a-written-instrument
15	allowed-by-law-to-be-recordedy-except-as-otherwiseprovided
16	+n-7-4-2632-and-7-4-2633+
17	t+}{A}-for-the-first-folioy-60-cents;-end
18	<del>{}}foreschsubsequent-folio-or-fraction-of-oney-30</del>
19	cents;
20	<del>tii)-for-each-entry-in-indexy-20-cents;</del>
21	<del>tiii}-for-a-certificate-thataninstrumenthasbeen</del>
22	recorded-with-seal-affixedy-\$1;
23	tb)forrecordingandindexingeachrealestate
24	mortgage-or-an-assignmenty-renewaly-orreleaseofareal
25	estate-mortgage+

1	<del>{i}-for-each-folioy-40-cents;</del>
2	<del>{iiij-for-each-entry-in-indexy-20-cents;</del>
3	<del>{iii}-fora-certificate-that-the-mortgagey-essignmenty</del>
4	or-release-has-been-recorded-with-seal-affixedy-\$1\$
5	<pre>{c}(a) for recording and indexing each certificate of</pre>
6	location of a quartz or placer mining claim, millsite claim,
7	or notice of appropriation of water, including a certificate
8	that the instrument has been recorded with seal affixed, \$4
9	<u>\$6;</u>
10	<pre>td;(b) for recording and indexing each affidavit of</pre>
11	annual labor on a mining claim, including certificate that
12	the instrument has been recorded with seal affixed:
13	(i) for the first mining claim in the affidavit, \$2
14	<u>\$3;</u> and
15	(ii) for each additional mining claim included in it,
16	20 cents;
17	<pre>tet(c) for filing and indexing each writ of</pre>
18	attachment, execution, certificate of sale, lien, or other
19	instrument required by law to be filed and indexed; \$1 \$2;
20	<pre>tf)(d) for filing and indexing each certificate of</pre>
21	incorporation-orannualstatementofacorporation+42
22	fictitious name, \$3;
23	<u>tgj[e]</u> for recording-and-platting-each-townsite-or-map
24	filing of subdivision and townsite plats, \$5 plus:
25	(i) for each lot up to and including 100, 50 cents;
	INTRODUCED BILL -2-

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1	(li) for each additional lot in excess of 100, ±0 25
2	cents;
3	<del>{iii}-for-recordi</del> ng-the-fieldnotes <del>ofsurveyofa</del>
4	townsite <del>, 50-cents</del> per-foliot
5	(f) for filing certificates of surveys and amendments
6	thereto, \$5 plus 50 cents per tract or lot:
7	tht[g] for a copy of a record or paper:
8	(i) for each <del>folloy-30 page of a documents 50</del> cents;
9	ənd
10	(ii) for each certification with seal affixed, <del>st</del> <u>\$2</u> ;
11	(+)(b) for searching an index record of files of the
12	office for each year when required in abstracting or
13	otherwise, <del>30</del> <u>50</u> cents;
14	<del>{j}for-esc</del> h- <del>entry-of-discharge-</del> o <del>r-satisfactionofa</del>
15	mortgagesliens-or-other-instrument-on-the-margin-of-record
16	of-it-or-upon-the-original-instrument-and-notingtheentry
17	in-the-indexes-concernedy-58-contag
18	<pre>the second second</pre>
19	seal, no charge;
20°	<pre>figure for taking and certifying an acknowledgment.</pre>
21	with seal affixedy for signature to it, no charge;
22	<del>{m}for-recording-and-indaxing-on-instrument-which-may</del>
23	berecordedundor78-21-287andwhichpertains-to-land
24	allotted-to-en-Indian-or-land-within-en-Indianreservationy
25	<del>except-fee-petenter-no-charge;</del>

1	(k) for documents requiring multiple indexing
2	<u>fincluding_but_not_limited_tomortgagesireleasesideeds</u>
3	certificates_of_location:_affidavits_of_annual_labor_on
4	mining_claims:_assignments_of_leases:assignmentsof
5	mortgages:_oilgasand_mineral_leases:_releases_of_oil.
6	gassandmineralleasesiassignmentsofoverriding
7	royalties: executions: lis pendens: attachments: and all
8	liens). 50 cents per index in excess of the first index
9	contained in a single document:
10	<del>(m)[1]</del> for filing, indexing, or other services
11	provided for by 30-9-401 through 30-9-407, the fees
12	prescribed in those sections;
13	<pre>totim for recording each stock subscription and</pre>
14	contract, stock certificate, and articles of incorporation
15	for water users* associations; <del>50-cents <u>\$3</u>;</del>
16	<del>{p}for-filing-an-order-creating-a-television-district</del>
17	pursuant-to-7-13-2589y-\$34
18	tates for filing, recording, or indexing any other
19	instrument not expressly provided for in this section, or
20	7-4-2632, <del>or7-4-2633y</del> the same fee provided in this
21	section <del>y or</del> 7-4-2632 <del>y-or-7-4-2693</del> for a similar service;
22	<pre>fr)(0) for each copy of a birth certificate or a death</pre>
23	certificate, \$2.

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- 24 (2) State agencies submitting documents for--recording
- 25 to be put of record shall pay the recording fees provided

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1	for in this section. These fees mey must be paid by a state
2	agency on a monthly basis."
3	Section 2. Section 7-4-2632, MCA, is amended to read:
4	■7-4-2632• Fee when recording done by mechanical
5	means. Where recording is done by photographic or similar
6	process, the county clerk and recorder shall charge #2 \$3
7	for each page or fraction of a page of the instrument for
8	filing-and-indexing recording."
9	Section 3. Repeater. Section 7-4-2633, MCA, is
10	repealed.

-End-

HB 624

### 47th Legislature

HB 0624/02

#### Approved by Comm. on Local Government

1	HOUSE BILL NO. 624
2	INTRODUCED BY WILLIAMS, OBERG, HUENNEKENS, SIVERTSEN,
3	BERTELSEN, VINGER, ASAY, MCLANE, SHONTZ, ZABROCKI
4	
5	A BILL FOR AN ACT ENTITLED: "AN ACT TO INCREASE THE FEES
6	CHARGED BY THE COUNTY CLERKS FOR RECORDING, FILING, AND
7	COPYING SERVICES; REMOVING PROVISIONS THAT ARE OUTDATED;
8	AMENDING SECTIONS 7-4-2631 AND 7-4-2632, MCA; AND REPEALING
9	SECTION 7-4-2633, MCA."
10	
11	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
12	Section 1. Section 7-4-2631, MCA, is amended to read:
13	P7-4-2631. Fees of county clerk. (1) The county clerks
14	must charge, for the use of their respective counties:
15	ta}forrecordingandindexing-a-written-instrument
16	allowed-by-law-to-be-recordedr-except-as-otherwiseprovided
17	tn-7-4-2632-and-7-4-2633+
18	tiltAl-for-the-first-foliov-60-centsl-and
19	<del>(8)foreachsubsequent-folio-or-fraction-of-onev-30</del>
20	cents;
21	<del>tit}-for-each-entry-in-indexy-20-cents</del>
22	(iii)-for-a-certificate-thataninstrumenthasbeen
23	recorded-with-seal-affixedy-51;
24	{b}forrecordingandindexingeachrealestate
25	mortgage-or-an-assignmenty-renewaly-orreleaseofareal

HB 0624/02

#### 1 estate-mortgage: 2 til--for-each-folioy-40-centst 3 fiit)-for-each-entry-in-index-20-cents; 4 tiii}-for--a-certificate-that-the-mortgagey-assignmenty 5 or-release-has-been-recorded-with-seal-affixedy-\$1; 6 tet(a) for recording and indexing each certificate of 7 location of a quartz or placer mining claim, millsite claim, 8 or---notice---of---appropriation--of--watery or notice of 9 appropriation of water, including a certificate that the instrument has been recorded with seal affixed, \$4 \$6; 10 11 td)(b) for recording and indexing each affidavit of 12 annual labor on a mining claim, including certificate that 13 the instrument has been recorded with seal affixed: 14 (i) for the first mining claim in the affidavit, 52 \$3; and 15 16 (ii) for each additional mining claim included in it, 50 cents; 17 18 tet(c) for filing and indexing each writ of 19 attachment, execution, certificate of sale, lien, or other 20 instrument required by law to be filed and indexed, 51 \$2; 21 tf)(d) for filing and indexing each certificate of 22 incorporation--or--annual--statement--af--a--corporationy-52 23 fictitious name, \$3; 24 (g) for recording-and-platting-each-townsite-or-map 25 filing of subdivision and townsite plats, \$5 plus:

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SECOND READING

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1	(i) for each lot up to and including 100, 50 cents;
2	(ii) for each additional lot in excess of 100, $\frac{10}{25}$
- 3	cents;
4	<del>{iii}-forrecordingthefieldnotesof-survey-of-a</del>
5	townsite50-cents-per-foliot
6	(f) for filing certificates of surveys and amendments
7	thereto; \$5 plus 50 cents per tract or lot;
8	<pre>th)(q) for a copy of a record or paper:</pre>
9	<ul><li>(i) for each folioy-30 page of a document; 50 cents;</li></ul>
10	and
11	<pre>(ii) for each certification with seal affixed, \$1 \$2;</pre>
12	<del>(i)<u>(h)</u> for searching an index record of fi‡es of the</del>
13	office for each year when required in abstracting or
14	otherwise, 30 <u>50</u> cents;
15	<del>{j}foreachentry-of-discharge-or-satisfaction-of-o</del>
16	mortgagey-lieny-or-other-instrument-on-the-margin-ofrecord
17	ofitor-upon-the-original-instrument-and-noting-the-entry
18	in-the-indexes-concernedy-50-cents;
19	<del>(k)<u>(i)</u> for administering an oath with certificate and</del>
20	seal, no charge;
21	<pre>(++)(j) for taking and certifying an acknowledgment.</pre>
22	with seal affixed, for signature to it, no charge;
23	<del>(m]for-recording</del> -and-indexing-an-instrument-which-may
24	be-recorded-under70-21-207andwhichpertainstofand
25	allottedto-an-Indian-or-land-within-an-Indian-reservationy
	-3- H9 624

1 except-fee-patentsy-no-charget 2 (k) for \_\_documents \_\_requiring \_\_multiple \_\_indexing 3 (including but not limited to mortgages; releases; deeds; 4 certificates of location; affidavits of annual labor on 5 mining claims; assignments of leases; assignments of mortgages; oil, gas, and mineral leases; releases of oil, 6 7 yas, and mineral leases; assignments of overriding royalties; executions; lis pendens; attachments; and all 8 liens), 50 cents per index in excess of the first index 9 10 contained in a single document; 11 fn+[]) for filing, indexing, or other services provided for by 30-9-401 through 30-9-407, the fees 12 13 prescribed in those sections; 14 fot(m) for recording each stock subscription and 15 contract, stock certificate, and articles of incorporation 16 for water users\* associations, 50-cents \$3; 17 {p}--for-filing-an-order-creating-a-television-district 18 pursuant-to-7-13-2509+-\$3+ 19 tqt(n) for filing, recording, or indexing any other 20 instrument not expressly provided for in this sectiony or 21 7-4-2632, ar--7-4-2633, the same fee provided in this 22 sectiony or 7-4-2632y-or-7-4-2633 for a similar service; 23 trt(0) for each copy of a birth certificate or a death 24 certificate, \$2. 25 (2) State agencies submitting documents for-recording

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1 to be put of record shall pay the recording fees provided 2 for in this section. These fees may must be paid by a state 3 agency on a monthly basis." Section 2. Section 7-4-2632, MCA, is amended to read: 4 5 "7-4-2632. Fee when recording done by mechanical means. Where recording is done by photographic or similar 6 7 process, the county clerk and recorder shall charge \$2 \$3 for each page or fraction of a page of the instrument for 8 9 filing-and-indexing recording." 10 Section 3. Repealer. Section 7-4-2633, MCA, is

11 repealed.

-End-

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		1	estate-mortgage+
1	HOUSE BILL NO. 624	2	ttt-for-each-foltoy-40-centst
2	INTRODUCED BY WILLIAMS, OBERG, HUENNEKENS, SIVERTSEN,	3	fiij-for-each-entry-in-indexr-20-centst
3	BERTELSEN, VINGER, ASAY, MCLANE, SHONTZ, ZABROCKI	4	<u> tift}-fora-certificate-that-the-mortgagey-assignmenty</u>
4		5	or-release-has-been-recorded-with-seal-affixedy-\$1;
5	A BILL FOR AN ACT ENTITLED: "AN ACT TO INCREASE THE FEES	6	<pre>fet(a) for recording and indexing each certificate of</pre>
6	CHARGED BY THE COUNTY CLERKS FOR RECORDING, FILING, AND	7	location of a quartz or placer mining claim, millsite claim,
7	COPYING SERVICES; REMOVING PROVISIONS THAT ARE OUTDATED;	8	or
8	AMENDING SECTIONS 7-4-2631 AND 7-4-2632+ MCA; AND REPEALING		
9	SECTION 7-4-2633, MCA."	9	appropriation of water, including a certificate that the
10		10	instrument has been recorded with seal affixed, <b>54</b> <u>56</u> ;
11	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	11	<pre>(d)(b) for recording and indexing each affidavit of</pre>
		12	annual labor on a mining claim, including certificate that
12	Section 1. Section 7-4-2631, MCA, is amended to read:	13	the instrument has been recorded with seal affixed:
13	"7-4-2631. Fees of county clerk. (1) The county clerks	14	(i) for the first mining claim in the affidavit, 52
14	must charge, for the use of their respective counties:	15	\$3; and
15	<del>ta)forrecordingandindexing-a-written-instrument</del>	16	(ii) for each additional mining claim included in it,
16	allowed-by-law-to-be-recordedy-except-as-otherwiseprovided	17	50 cents:
17	<del>:n-7-4-2632-and-7-4-2633</del> +		
18	til(A)-for-the-first-foliov-60-centst-and	18	<del>{e}<u>(c)</u> for filing and indexing each writ of</del>
19	f8;foreachsubsequent-folio-or-fraction-of-oney-30	19	attachment, execution, certificate of sale, lien, or other
20	centst	20	instrument required by law to be filed and indexed, \$1 \$2;
		21	<pre>ffl(d) for filing and indexing each certificate of</pre>
21	<del>tii}-for-each-entry-in-indexy-20-centst</del>	22	incorporationorannualstatementofacorporation+-s2
22	<del>{iii}-for-a-certificate-thataninstrumenthos</del> been	23	fictitious name, \$3;
23	recorded-with-seal-offixedy-\$1;	24	fg <u>(e)</u> for recording-and-platting-each-townsite-or-map
24	<del>{b}</del> forrecordingandindexingeachrealestate	25	
25	mortgage-or-an-assignmenty-renewaty-orreteaseofareat	23	filing of subdivision and townsite plats, \$5 plus:

THIRD READING

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HR 624

ì	(i) for each lot up to and including 100, 50 cents;
2	(ii) for each additional lot in excess of 100+ 10 25
3	cents;
4	<del>{iii}-forrecordingthefieldnotesof-survey-of-a</del>
5	townsitey-50-cents-per-foliot
6	<pre>(f) for filing certificates of surveys and amendments</pre>
7	thereto: \$5 plus 50 cents per tract or lot;
8	<pre>tht(q) for a copy of a record or paper:</pre>
9	(i) for each <del>folio,-30 page of a document, 50</del> cents;
10	and
11	(ii) For each certification with seal affixed, \$1 52;
12	t <del>i)(h)</del> for searching an index record of files of the
13	office for each year when required in abstracting or
14	otherwise, 30 <u>50</u> cents;
15	tj}foreachentry-of-discharge-or-satisfaction-of-a
16	mortgagev-lienv-or-other-instrument-on-the-margin-ofrecord
17	ofitor-upon-the-original-instrument-and-noting-the-entry
18	in-the-indexes-concernedy-50-cents;
19	<pre>tky(i) for administering an oath with certificate and</pre>
20	seal, no charge;
21	<pre>f++(1) for taking and certifying an acknowledgment+</pre>
22	with seal affixed, for signature to it, no charge;
23	tmlfor-recording-and-indexing-an-instrument-which-may
24	be-recorded-under70-21-207andwhichpertainstoland
25	attattedto-an-Indian-or-land-within-an-Indian-reservationv
	-3- HR 674

1 except-fee-patentsy-no-charges 2 (k) for documents requiring multiple indexing 3 (including\_but\_not\_limited\_to\_mortgages; releases; deeds; certificates of location; affidavits of annual labor on 4 mining claims; assignments of leases; assignments of 5 mortgages; oil, gas, and mineral leases; releases of oil, 6 7 gas, and mineral leases; assignments of overriding 8 royalties; executions; lis \_pendens; \_ attachments; \_ and \_ all 9 liens), 50 cents per index in excess of the first index 10 contained in a single document; tn)(1) for filing, indexing, or other services 11 12 provided for by 30-9-401 through 30-9-407, the fees 13 prescribed in those sections; 14 tot(m) for recording each stock subscription and 15 contract, stock certificate, and articles of incorporation 16 for water users! associations, 50-cents \$3; 17 tp}--for-filing-an-order-creating-a-television-district 18 pursuant-to-7-13-2509y-\$3t 19 tating, for filing, recording, or indexing any other 20 instrument not expressly provided for in this sectiony or 7-4-2632, or--7-4-2633, the same fee provided in this 21 22 sectiony or 7+4+2632y-or-7-4-2633 for a similar service; 23 trt(o) for each copy of a birth certificate or a death 24 certificate. \$2. 25 (2) State agencies submitting document for-recording

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1 <u>to be put of record</u> shall pay the recording fees provided 2 for in this section. These fees may <u>must</u> be paid by a state 3 agency on a monthly basis.<sup>m</sup>

Section 2. Section 7-4-2632, MCA, is amended to read:
"7-4-2632. Fee when recording done by mechanical
means. Where recording is done by photographic or similar
process, the county clerk and recorder shall charge \$2 \$3
for each page or fraction of a page of the instrument for
filing-and-indexing recording."

10 Section 3. Repealer. Section 7-4-2633, MCA, is
11 repealed.

-End-

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47th Legislature

HB 0624/03

HB 0624/03

1	HOUSE BILL ND. 624	1	estate-mortgage+
z	INTRODUCED BY WILLIAMS, OBERG, HUENNEKENS, SIVERTSEN,	2	<del>ti}for-each-foliov-40-cents;</del>
3	BERTELSEN, VINGER, ASAY, MCLANE, SHONTZ, ZABROCKI	3	tit}-for-each-entry-in-indexy-20-centst
4		4	fitij-fora-certificate-that-the-mortgagev-assignmentv
5	A BILL FOR AN ACT ENTITLED: "AN ACT TO INCREASE THE FEES	5	or-release-has-been-recorded-with-seal-affixedv-\$lt
6	CHARGED BY THE COUNTY CLERKS FOR RECORDING, FILING, AND	6	<pre>tet(a) for recording and indexing each certificate of</pre>
7	COPYING SERVICES; REMOVING PROVISIONS THAT ARE OUTDATED;	7	location of a quartz or placer mining claimy OR millsite
8	AMENDING SECTIONS 7-4-2631 AND 7-4-2632, MCA; AND REPEALING	8	claim, or-notice-of-appropriation-ofwateryornoticeof
9	SECTION 7-4-2633, MCA."	9	appropriationofwatery including a certificate that the
10		10	instrument has been recorded with seal affixed, <del>\$4</del> <u>\$6</u> ;
11	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	11	<del>(d)</del> [b] for recording and indexing each affidavit of
12	Section 1. Section 7-4-2631. MCA. is amended to read:	12	annual labor on a mining claim, including certificate that
13	*7-4-2631. Fees of county clerk. (1) The county clerks	13	the instrument has been recorded with seal affixed:
14	must charge, for the use of their respective counties:	14	(i) for the first mining claim in the affidavit, 52
15	<del>ta}forrecordingandindexing-a-written-instrument</del>	15	<u>\$3;</u> and
16	allowed-by-law-to-be-recorded-except-as-otherwiseprovided	16	(ii) for each additional mining claim included in it.
17	in-7-4-2632-and-7-4-2633+	17	50 cents;
18	<del>ti}{A}-for-the-first-folioy-60-centst-and</del>	18	<del>(c)</del> for filing and indexing each writ of
19	<del>t8}foreachsubsequent-folio-or-fraction-of-oney-3</del> 8	19	attachment, execution, certificate of sale, lien, or other
20	centst	20	instrument required by law to be filed and indexed; \$1 \$2;
21	<del>(ii)-for-each-entry-in-indexy-20-cents)</del>	21	<pre>ffl(d) for filing and indexing each certificate of</pre>
22	<del>titij-for-a-certificate-thataninstrum</del> enthasb <del>ee</del> n	22	incorporation-orannualstatementofacorporation+\$2
23	recorded-with-seal-affixedv-\$lt	23	fictitious name, \$3;
24	{b}forrecordingandindexingeachreaiestate	24	tg <u>t(e)</u> for recording-and-platting-each-townsite-or-map
25	mortgage-or-an-assignmenty-renewaly-or-releaseofareal	25	filing of subdivision and townsite plats, \$5 plus:

REFERENCE BILL

HB 624

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HB 0624/03

1	(i) for each lot up to and including 100, 50 cents;
2	(ii) for each additional lot in excess of 100, ±0 25
3	cents;
4	<u>titit-for-recording-the-fieldnotesofsurveyofa</u>
5	townsitey-50-cents-per-foliof
6	<pre>(f) for filing certificates of surveys and amendments</pre>
7	thereto, \$5 plus 50 cents per tract or lot;
8	<pre>fht(g) for a copy of a record or paper:</pre>
9	(i) for each-fo <del>lion-30 page-of-adocumenty50</del> cents
10	THE FIRST PAGE OF ANY DOCUMENT, 50 CENTS, AND 25 CENTS FOR
11	EACH_SUBSEQUENT_PAGE; and
12	(ii) for each certification with seal affixed, 51 52
13	<u>\$1</u> ;
14	<pre>tit(h) for searching an index record of files of the</pre>
15	office for each year when required in abstracting or
16	otherwise, <del>30</del> 50 cents;
17	<del>{j}foreachentry-of-discharge-or-satisfaction-of-a</del>
18	mortgagey-lieny-or-other-instrument-on-the-margin-ofrecord
19	<del>ofitor-upon-the-original-instrument-and-noting-the-entry</del>
20	<del>in-the-i</del> ndex <del>es-concernedy-50-cents;</del>
21	<del>(k)[i]</del> for administering an oath with certificate and
22	seal, no charge;
23	<pre>{+&gt;(i) for taking and certifying an acknowledgment,</pre>
24	with seal affixed, for signature to it, no charge;
25	<del>(m)for-recording-and-indexing-an-instrument-whi</del> ch-may
	-3- HB 624

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1	be-recorded-under70-21-207andwhichpertainstoland
2	a <del>llottedto-an-Indian-or-land-withi</del> n-an <del>-Indian-reservation</del> *
3	except-fee-patentsy-no-charge;
4	<pre>(k) for documents requiring multiple indexing</pre>
5	(including but not limited to mortgages; releases; deeds;
6	certificates of location; affidavits of annual labor on
7	mining claims; assignments of leases; assignments of
8	mortgages; oil, gas, and mineral leases; releases of oil,
9	gas, and mineral leases; assignments of overriding
10	royalties; executions; lis pendens; attachments; and all
11	liens), 50 cents per index in excess of the first index
12	contained in a single document:
13	<pre>fn;(1) for filing, indexing, or other services</pre>
14	provided for by 30-9-401 through 30-9-407, the fees
15	prescribed in those sections;
16	<del>(o)<u>(m)</u> for recording each stock subscription and</del>
17	contract, stock certificate, and articles of incorporation
18	for water users' associations, <del>50-cents <u>\$3</u>;</del>
19	<del>{p}for-filing-an-order-creating-a-television-district</del>
20	pursuant-to-7-13-2509v-\$3t
21	<pre>tetin) for filing+ recording+ or indexing any other</pre>
22	instrument not expressly provided for in this section <u>or</u>
23	7-4-2632, or $-7-4-2633$ , the same fee provided in this
24	section <del>y or</del> 7-4-2632 <del>v-or-7-4-2633</del> for a similar service;
25	<pre>tri(0) for each copy of a birth certificate or a death</pre>

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HB 624

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1	certificate+ \$2.
2	(2) State agencies submitting documents for-recording
3	to be put of record shall pay the recording fees provided
4	for in this section. These fees may must be paid by a state
5	agency on a monthly basis."
6	Section 2. Section 7-4-2632, MCA, is amended to read:
7	"7-4-2632. Fee when recording done by mechanical
8	means. Where recording is done by photographic or similar
9	process+ the county clerk and recorder shall charge \$2 53 52
10	for each page or fraction of a page of the instrument for
11	filing-and-indexing recording."
12	Section 3. Repealer. Section 7-4-2633, MCA, is
13	repealed.

-End-

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# SENATE STANDING COMMITTEE REPORT (Local Government)

That House Bill No. 624 be amended as follows: 1. Page 2, line 7. Following: "claim" Strike: "," Insert: "or" 2. Page 2, lines 8 and 9. Following: "water7" Strike: "or notice of appropriation of water," 3. Page 3, lines 9 and 10. Following: "for" Strike: the remainder of line 9 and line 10 Insert: "the first page of any document, 50 cents, and 25 cents for each subsequent page; and" 4. Page 3, line 11. Following: "6!" Strike: "S2" Insert: "\$1"

# SENATE COMMITTEE OF THE WHOLE

Proposed amendment to House Bill 624, third reading copy, as follows:

1. Page 5, line 7.
Following: "\$2"
Strike: "\$3"
Insert: "\$2"