

ORDINANCE NO. _____
EXCEPTIONS TO STANDARD RECORDING FEES

SUMMARY - LINCOLN COUNTY ORDINANCE NO. _____ AMENDS TITLE I, CHAPTER 11 OF THE COUNTY CODE TO UPDATE THE EXCEPTIONS TO STANDARD RECORDING FEES AS REQUIRED AND PERMITTED BY THE NEVADA REVISED STATUTES AND PROVIDES FOR FUTURE UPDATES BY WAY OF RESOLUTION.

TITLE - LINCOLN COUNTY ORDINANCE NO. _____, AN ORDINANCE ENTITLED “EXCEPTIONS TO STANDARD RECORDING FEES”, WHICH AMENDS TITLE I, CHAPTER 11 OF THE COUNTY CODE TO UPDATE THE EXCEPTIONS TO STANDARD RECORDING FEES AS REQUIRED AND PERMITTED BY THE NEVADA REVISED STATUTES AND PROVIDES FOR FUTURE UPDATES BY WAY OF RESOLUTION.

WHEREAS, The County has, pursuant to NRS 247.305, charged fees for the county recorder to file and index various standard documents;

WHEREAS, The County has, pursuant to Title 22 of the Nevada Revised Statutes, charged fees for the county recorder to file and index various planning, zoning, and development documents not incorporated under the standard recording fees;

WHEREAS, The County has, pursuant to NRS 122.060 and NRS 122.135, charged fees for the county recorder to file and index marriage certificates;

WHEREAS, The County has, pursuant to NRS 362.050, NRS 517.050, and Title 46 of the Nevada Revised Statutes, charged fees for the county recorder to file and index various mining documents not incorporated under the standard recording fees;

WHEREAS, The County has, pursuant to NRS 104.9525 and NRS 108.831, charged fees for the county recorder to file and index various Uniform Commercial Code documents;

NOW, THEREFORE, the Lincoln County Board of Commissioners does hereby ordain as follows:

SECTION 1. The Lincoln County Board of Commissioners shall set the various fee amounts in Title 1, Chapter 11 of the Lincoln County Code by resolution from time to time as required by law in the Nevada Revised Statutes or otherwise as appropriate.

SECTION 2. Title 1, Chapter 11 of the Lincoln County Code shall be amended as follows:

1-11-1: RECORDING FEES AND REQUIREMENTS:

A. Fees Imposed: Pursuant to Nevada Revised Statutes section 247.305, the following recording fees will be charged by the county recorder's office:

First legal page or part thereof
\$14.00

Each additional page or part thereof
1.00

Additional fee for double documents
3.00

B. Endorsement Stamp: A three inch (3") square is required at the bottom of the last page for the recorder's endorsement stamp. If there is not sufficient room for the endorsement stamp, one dollar (\$1.00) will be added to the recording fee. Maximum acceptable page size is eight and one-half inches by fifteen inches (8 1/2" x 15"). (See assembly bill no. 94, section 1 of chapter 603, statutes of Nevada 2001, at page 3208, and Nevada Revised Statutes section 247.305.)

1-11-2: EXCEPTIONS TO STANDARD RECORDING FEES:

Pursuant to the Nevada Revised Statutes specified below, the following recording fees will be charged by the Lincoln County recorder's office:

A. Maps:

Record of survey (NRS 625.370)	\$21.00 +	\$10.00 additional page
Parcel map - tax certificate needed (NRS 278.468)	21.00 +	10.00 additional page
Subdivision plat (NRS 278.450)	54.00 +	10.00 additional page
Reversionary plat (NRS 278.490)	54.00 +	10.00 additional page
Planned unit development (NRS 278A.570)	54.00 +	10.00 additional page
Division into large parcel (NRS 278.4725)	54.00 +	10.00 additional page
Information map	21.00 +	10.00 additional page

B. Marriage Certificates:

Certified copy of marriage certificate \$10.00

C. Mining Documents:

Notice of location	\$14.00	
Certificate of location (NRS 517.050)	14.00 +	\$8.50/claim
Amended certificate of location (NRS 517.050)	14.00 +	8.50/claim.
Certificate of relocation (NRS 517.050)	14.00 +	8.50/claim
Proof of labor, unpatented (NRS 247.310)	2.00 +	8.50/claim + \$4.00 doc.
Amended proof of labor, unpatented (NRS 247.310)	2.00 +	8.50/claim + \$4.00 doc.
Proof of labor, patented (NRS 362.050)	No fee	
Amended proof of labor, patented (NRS 362.050)	No fee	
Placer map (NRS 517.100)	1.00 per acre+	\$4.00 doc.
Lode, millsite or tunnel map (NRS 517.040)	15.00+	\$4.00 doc.
Amended map	Same as original fee	
Relocation map (NRS 517.080)	Same as original fee	
Notice of intention to hold	2.00 +	\$8.50/claim + \$4.00 doc.
D. Uniform Commercial Code (UCC):		
UCC 1 national form (NRS 104.9525)	20.00	
UCC 3 national form (NRS 104.9525)	20.00	
	1.00 for each additional debtor or trade name	
	1.00 for each additional debtor address	
	1.00 for each additional page	

E. Search Fees:

UCC 5-year search (NRS 104.9525) 20.00 per name

IRS lien search (NRS 108.831) 20.00 per name

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed, but only to the extent of such conflict.

SECTION 4. If any section, paragraph, clause, or provision of this Ordinance shall be held for any reason to be invalid, unenforceable, or unconstitutional by any court of competent jurisdiction, the invalidity, unenforceability of such section, paragraph, clause, or provision shall not affect any remaining provisions of this Ordinance.

UPON ADOPTION, the County Clerk of Lincoln County is hereby directed to have this Ordinance published, by title only, together with an adequate summary including any amendments, once in a newspaper published in the County, if any, otherwise in a newspaper published in the County and having a general circulation in the County. The County Clerk is directed to post this Ordinance in full at the Lincoln County Courthouse. This Ordinance becomes effective twenty (20) days after its publication.

PASSED AND ADOPTED this _____ day of _____, 2008 by the following vote of the County Board of Commissioners:

AYES: _____

NAYS : _____

ABSENT : _____

APPROVED this _____ day of _____, 2008.
LINCOLN COUNTY, NEVADA

By: _____
Ronda Hornbeck, Chairperson

ATTEST:

Lisa Lloyd, County Clerk

AFFIDAVIT OF POSTING

STATE OF NEVADA)
) ss.
COUNTY OF LINCOLN)

Lisa Lloyd, being first duly sworn, deposes and says:

1. That she is and was at the time of posting hereafter mentioned,
2. That she is a citizen of the United States, over the age of twenty-one years;
3. That she is the duly appointed, qualified County Clerk of Lincoln County, State of Nevada;
4. That on the _____ day of _____, 2008, Affiant posted on a public bulletin board in the Lincoln County Courthouse, a full, true and correct copy of Ordinance No. _____ entitled:

LINCOLN COUNTY ORDINANCE NO. _____

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Lisa Lloyd, County Clerk

SIGNED AND SWORN TO (or affirmed)
before me on _____, 2008
by _____.

NOTARY PUBLIC

**PUBLIC NOTICE OF THE FILING OF A LINCOLN COUNTY ORDINANCE
PURSUANT TO N.R.S. 244.100**

NOTICE IS HEREBY GIVEN that Lincoln County Ordinance No. _____, with Summary and Title as follows, was filed with the Lincoln County Clerk on _____, 2008:

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NOTICE IS FURTHER GIVEN that copies of the Ordinance are available for public examination and distribution upon request at the office of the Clerk of Lincoln County, Nevada, at #1 Main Street, Pioche; that said Ordinance was proposed and read by title on _____, 2008, and that the Lincoln County Board of Commissioners intends to take final action on the adoption of said Ordinance on its regular meeting on the _____ day of _____, 2008 as a regular measure.

IN WITNESS WHEREOF, the Lincoln County Board of Commissioners of Lincoln County, Nevada, has caused this Notice to be given by reference to the Title and Summary of the proposed Ordinance.

DATED this _____ day of _____, 2008.

LINCOLN COUNTY

Ronda Hornbeck, Chairperson

Publication of this notice must be at least ten (10) days before the date set for the adoption of the ordinance.

PUBLISHED: on the _____ day of _____, 2008.

NOTICE OF ORDINANCE APPROVAL

NOTICE IS HEREBY GIVEN that on the _____ day of _____, 2008, 2008, the Lincoln County Board of Commissioners, in Lincoln County, Nevada, approved the adoption of an Ordinance for Lincoln County, Nevada, with the Summary and Title as follows:

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NOTICE IS FURTHER GIVEN that, pursuant to N.R.S. 244.100, notice of the adoption of the above-entitled Ordinance is being published by title, together with an adequate summary, including any amendments, once a week for a period of 2 weeks before it goes into effect in the Lincoln County Record. Typewritten copies of the ordinance in its entirety are available for inspection at the office of the county clerk and posted in full in the Lincoln County Courthouse. The Ordinance shall become effective twenty (20) days after its publication.

DATED this _____ day of _____, 2008.

LINCOLN COUNTY

RONDA HORNBECK , CHAIRPERSON

PUBLISHED: on the _____ day of _____, 2008.