

SENATE BILL NO. 2163

Introduced by

Senators Klein, Naaden, Robinson

Representatives DeKrey, D. Johnson, Weisz

1 A BILL for an Act to amend and reenact section 11-18-05 of the North Dakota Century Code,
2 relating to fees charged by the county register of deeds.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 11-18-05 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **11-18-05. Fees of register of deeds.** The register of deeds shall charge and collect
7 the following fees:

8 1. For recording an instrument affecting title to real estate:

9 a. Deeds, mortgages, and all other instruments not specifically provided for in
10 this subsection, ~~seven~~ ten dollars for the first page and three dollars for each
11 additional page. In addition, for all documents recorded under this section
12 that list more than five sections of land, a fee of one dollar for each additional
13 section listed which is to be recorded in the tract index.

14 (1) "Page" means one side of a single legal size sheet of paper not
15 exceeding eight and one-half inches [21.59 centimeters] in width and
16 fourteen inches [35.56 centimeters] in length.

17 (2) The printed, written, or typed words must be considered legible by the
18 register of deeds before the page will be accepted for recording.

19 (3) Each real estate instrument must have a legal description considered to
20 be adequate by the register of deeds before such instrument will be
21 accepted for recording.

22 (4) A space of at least four inches by three and one-half inches [10.16 by
23 8.89 centimeters] square must be provided on the front side of each
24 instrument for register of deeds' recording information. If recording

1 information can only be placed on the reverse side of an instrument, an
2 additional page charge must be levied.

3 b. Instruments satisfying, releasing, assigning, subordinating, continuing,
4 amending, or extending more than one instrument previously recorded in the
5 county in which recording is requested, ~~seven~~ ten dollars for the first page
6 and three dollars for each additional page plus three dollars for each such
7 additional document number or book and page. In addition, for all documents
8 recorded under this section which list more than five separate sections of
9 land, a fee of one dollar for each additional section listed which is to be
10 recorded in the tract index.

11 c. Plats, irregular tracts, or annexations, ten dollars for one lot plus ~~ten cents~~
12 one dollar for each additional lot, ~~with the exception of auditor's lots which~~
13 ~~must be a single charge of seven dollars.~~

14 2. For filing any instrument, five dollars.

15 3. For making certified copies of any recorded instrument, the charge is five dollars
16 for the first page and two dollars for each additional page.

17 4. For making a copy of any other filed instrument, one dollar for each five pages or
18 portion thereof.

19 5. For filing, indexing, making, or completing any statement, abstract, or certificate
20 under the Uniform Commercial Code, the fee is the same as that provided in
21 sections 41-09-42 and 41-09-43, as applicable.