



The National Agricultural Law Center

nationalaglawcenter.org | nataglaw@uark.edu | [@nataglaw](https://twitter.com/nataglaw)

Statutory Agricultural Lien Rapid Finder Chart: *New York*

Originally published 1993 by **Martha L. Noble**

Updated 2008 by **Elizabeth R. Rumley & Jennifer Fiser**

Updated 2020 by **Micah Brown**

* The statutes are current through the 2020 New York State Legislative Session



This material is based upon work supported by the National Agricultural Library, Agricultural Research Service, U.S. Department of Agriculture

A National Agricultural Law Center Research Publication

Statutory Agricultural Lien Rapid Finder Chart: New York

TYPE OF LIEN/CLAIMANT	LIEN CLAIMANT	ATTACHED PROPERTY	POSSESSION REQUIRED	FILING REQUIRED	DATE LIEN ATTACHES	EXPRESS STATUTORY PRIORITY
FARM PRODUCTS LIEN N.Y. AGRIC. & MKTS. LAW §§ 244 – 250k	COMMISSIONER WHO HAS PAID CLAIM FROM AGRICULTURAL PRODUCERS SECURITY FUND	REAL AND PERSONAL PROPERTY AND CHATTELS OF THE DEFAULTING DEALER	NO	YES, WITH THE CLERK OF ANY COUNTY AFTER NOTIFICATION OF	DEEMED PERFECTED AS OF THE DATE OF THE DEALER'S EARLIEST DEFAULT IN PAYMENT	NOT SPECIFIED
LIEN AGAINST MILK DEALERS IN DEFAULT N.Y. AGRIC. & MKTS. LAW § 258-b	COMMISSIONER WHO HAS PAID CLAIM FROM MILK PRODUCERS SECURITY FUND	REAL AND PERSONAL PROPERTY OF THE DEFAULTING DEALER	NO	YES, WITH THE CLERK OF ANY COUNTY AFTER NOTIFICATION OF	DEEMED PERFECTED AS OF THE DATE OF THE DEALER'S EARLIEST DEFAULT IN PAYMENT	NOT SPECIFIED
LIEN FOR VIOLATION OF MILK CONTROL LAW OR REGULATION N.Y. AGRIC. & MKTS. LAW § 258-e	DIVISION OF MILK CONTROL	REAL AND PERSONAL PROPERTY OF THE PERSON SUBJECT TO ANY CIVIL PENALTY IMPOSED BY THE DIVISION	NO	YES, THE COMMISSIONER MAY FILE WITH THE CLERK OF ANY COUNTY OF THE ORDER DIRECTING PAYMENT OF A CIVIL PENALTY	DATE THE ORDER IS FILED	NOT SPECIFIED
LIEN FOR ASSESSMENTS OF CONVERTED AGRICULTURAL LANDS N.Y. AGRIC. & MKTS. LAW § 306	AGRICULTURAL DISTRICT WITHIN THE COUNTY	AGRICULTURAL LAND WHICH CONVERTED TO NON-AGRICULTURAL LAND AFTER RECEIVING AGRICULTURAL ASSESSMENT	NO	NOT SPECIFIED	NOT SPECIFIED	EQUAL TO AND COLLECTED AS OTHER TAXES ON THE REAL ESTATE
RAILWAY CORPORATION LIEN ON TRANSPORTED ANIMALS N.Y. AGRIC. & MKTS. LAW § 359	RAILWAY CORPORATION WHICH INCURS EXPENSES IN CARING FOR TRANSPORTED ANIMALS	ANIMALS TRANSPORTED BY THE LIEN CLAIMANT	NO	NO	NOT SPECIFIED	NONE



TYPE OF LIEN/CLAIMANT	LIEN CLAIMANT	ATTACHED PROPERTY	POSSESSION REQUIRED	FILING REQUIRED	DATE LIEN ATTACHES	EXPRESS STATUTORY PRIORITY
LIEN FOR REMOVING WHITE PINE BLISTER AND CURRANT RUST N.Y. ENVTL. CONSERV. LAW § 9-1301	STATE DEPARTMENT OF ENVIRONMENTAL PROTECTION	REAL PROPERTY UPON WHICH THE DEPARTMENT RENDERED SERVICES TO REMOVE FOREST INSECTS AND DISEASES	NO	NOT SPECIFIED	NOT SPECIFIED	NONE
MECHANICS' LIEN N.Y. LIEN LAW §§ 3 – 4; 9 – 11; 13; 24; 56	CONTRACTOR, SUBCONTRACTOR, LABORER, MATERIALMAN, LANDSCAPE GARDENER, NURSERYMAN OR PERSON SELLING FRUIT OR ORNAMENTAL TREES, ROSES, SHRUBBERY, VINES AND SMALL FRUITS, WHO PERFORMS LABOR OR FINISHES MATERIALS FOR THE IMPROVEMENT OF REAL PROPERTY	REAL PROPERTY IMPROVED OR TO BE IMPROVED UPON	NO	YES, MUST FILE A NOTICE OF LIEN WITH THE CLERK'S OFFICE OF THE COUNTY WHERE THE PROPERTY IS LOCATED AT ANY TIME DURING THE PROGRESS OF THE WORK AND FURNISHING MATERIALS, OR WITHIN EIGHT MONTHS AFTER COMPLETION	FROM THE TIME OF FILING A NOTICE OF LIEN	PRIORITY OVER A CONVEYANCE, MORTGAGE, JUDGMENT OR OTHER CLAIM AGAINST THE PROPERTY NOT RECORDED, DOCKETED OR FILED AT THE TIME OF THE FILING OF THE NOTICE OF LIEN PRIORITY OVER ADVANCES MADE UPON A CONTRACT BY AN OWNER FOR AN IMPROVEMENT BUILDING LOAN MORTGAGE THAT IS RECORDED HAS PRIORITY CONTRACTOR'S LIEN IS SUBSEQUENT TO A LABORER, SUBCONTRACTOR OR MATERIALMAN'S LIEN
LIEN FOR SERVICE OF STALLIONS OR BULLS N.Y. LIEN LAW § 160	OWNER OF STALLION OR BULL	MARE OR COW SERVICED BY THE MALE ANIMAL AND THE RESULTING OFFSPRING	NO	YES, IN THE SAME MANNER AS A UCC SECURITY INTEREST	DATE OF SERVICE	NONE
ARTISAN'S LIEN N.Y. LIEN LAW §§ 180; 200 – 210	PERSON WHO MAKES, ALTERS, REPAIRS OR PERFORMS WORK OR SERVICES ON AN ARTICLE OF PERSONAL PROPERTY	ARTICLES OF PERSONAL PROPERTY	YES	NO	NOT SPECIFIED	NONE



TYPE OF LIEN/CLAIMANT	LIEN CLAIMANT	ATTACHED PROPERTY	POSSESSION REQUIRED	FILING REQUIRED	DATE LIEN ATTACHES	EXPRESS STATUTORY PRIORITY
LIEN OF BAILEE OF ANIMALS N.Y. LIEN LAW §§ 183; 200 – 210	VETERINARIANS, LIVERY AND STABLE KEEPERS, AGISTERS, AND OTHERS WHO BOARD, KEEP, OR PASTURE ANIMALS	ANIMAL PROVIDED WITH CARE AND SPECIFIED VEHICLES AND EQUIPMENT KEPT AND STORED IN ASSOCIATION WITH THE ANIMAL	YES	NO	NOT SPECIFIED	NONE
LIEN OF SILK PROCESSOR N.Y. LIEN LAW §§ 185; 200 – 210	PERSON OR CORPORATION WHICH PROCESSES SILK INTO YARD GOODS	YARD GOODS AND OTHER PROPERTY OF THE OWNER OF THE SILK	YES	NO	NOT SPECIFIED	NONE
TRUCKER'S LIEN N.Y. LIEN LAW §§ 187; 200 – 210	PERSON, FIRM, OR CORPORATION WHICH CARTS OR TRUCKS PROPERTY	PROPERTY CARTED OR TRUCKED	YES	NO	NOT SPECIFIED	NONE
LIEN FOR REMOVAL OF WEEDS N.Y. TOWN LAW § 64	TOWN BOARD	REAL PROPERTY UPON WHICH EXPENSES INCURRED FOR REMOVING OR SPRAYING WEEDS	NO	MUST PROVIDE NOTICE TO THE LANDOWNER BEFORE TAKING REMOVAL ACTION	NOT SPECIFIED	NOT SPECIFIED
LIEN OF DUCK WASTE DISPOSAL DISTRICT N.Y. TOWN LAW § 198-a	WASTE DISPOSAL DISTRICT SUPERVISOR IN SUFFOLK COUNTY	REAL PROPERTY (DUCK FARM) UPON WHICH SERVICES FOR TREATMENT AND DISPOSITION OF DUCK WASTE ARE RENDERED	NO	YES, THE TOWN CLERK MUST ANNUALLY FILE, WITH THE TOWN BOARD, STATEMENTS SHOWING THE UNPAID RATES FOR THE CHARGES OF SERVICES RENDERED	NOT SPECIFIED	COLLECTED THE SAME WAY AS OTHER TAXES ON THE PROPERTY
LIEN ON STRAY ANIMALS N.Y. TOWN LAW §§ 310 – 322	PERSON MAINTAINING A FENCE REQUIRED BY LAW WHOSE PROPERTY IS DAMAGED BY STRAYING ANIMALS	STRAYING ANIMALS	AUTHORIZED BUT NOT REQUIRED	YES, WITH CLERK OF THE TOWN WHERE THE LIEN CLAIMANT'S PROPERTY IS LOCATED	DATE THE NOTICE OF LIEN IS FILED WITH THE TOWN CLERK	PRIORITY OVER ALL OTHER LIENS ON THE ANIMALS FOR AS LONG AS THE LIEN CLAIMANT RETAINS POSSESSION



TYPE OF LIEN/CLAIMANT	LIEN CLAIMANT	ATTACHED PROPERTY	POSSESSION REQUIRED	FILING REQUIRED	DATE LIEN ATTACHES	EXPRESS STATUTORY PRIORITY
LIEN FOR DAMAGES CAUSED BY INANIMATE PROPERTY N.Y. TOWN LAW § 323	PERSON WHOSE LAND IS DAMAGED BY INANIMATE GOODS OR CHATTEL OR BY DRIFT LOGS, TIMBER OR PLANKS	INANIMATE GOODS OR CHATTEL	YES, IMPLIED BY THE STATUTE	YES, WITH THE CLERK OF THE TOWN WHERE THE LIEN CLAIMANT'S PROPERTY IS LOCATED	NOT SPECIFIED	NONE
WAREHOUSE LIEN N.Y. UCC § 7-209 – 7-211	WAREHOUSEMAN	GOODS COVERED BY WAREHOUSE RECEIPT, STORAGE AGREEMENT, OR ON PROCEEDS THEREOF	YES, LIEN IS LOST IF WAREHOUSE VOLUNTARILY DELIVERS OR UNJUSTIFIABLY REFUSES TO DELIVER	ENFORCABLE BY COMMERCIALY REASONABLE SALE	THE DATE OF THE WAREHOUSE RECEIPT OR STORAGE AGREEMENT	ENFORCABLE BY COMMERCIALY REASONABLE SALE
CARRIER'S LIEN N.Y. UCC § 7-307 – 7-308	CARRIER	GOODS COVERED BY A BILL OF LADING OR ON THE PROCEEDS THEREOF	YES, LIEN IS LOST IF CARRIER VOLUNTARILY DELIVERS OR UNJUSTIFIABLY REFUSES TO DELIVER	ENFORCABLE BY COMMERCIALY REASONABLE SALE	AFTER THE DATE OF THE CARRIER'S RECEIPT OF THE GOODS FOR STORAGE OR TRANSPORTATION	ENFORCABLE BY COMMERCIALY REASONABLE SALE

Secondary sources:

New York Statutory Liens: 7 New York Forms Legal & Bus. § 16A:5

(summarizing and explaining various statutory liens within New York law)

