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Statutory Agricultural Lien Rapid Finder Chart: *North Dakota*

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TYPE OF LIEN/CLAIMANT	LIEN CLAIMANT	ATTACHED PROPERTY	POSSESSION REQUIRED	FILING REQUIRED	DATE LIEN ATTACHES	EXPRESS STATUTORY PRIORITY
LIEN FOR SOIL CONSERVATION EXPENSES N.D. CENT. CODE ANN. § 4.1-20-32	COUNTY AUDITOR OF THE DISTRICT WHERE THE PROPERTY IS LOCATED	REAL PROPERTY WHERE EXPENSES WERE INCURRED TO CONSERVE SOIL IN ACCORDANCE WITH DISTRICT REGULATIONS	NO	SUPERVISORS MAY CERTIFY TO LIEN AMOUNT TO THE COUNTY AUDITOR OF THE COUNTY IN WHICH THE DISTRICT IS LOCATED	NOT SPECIFIED	PRIORITY EQUAL TO OTHER TAXES OR ASSESSMENTS TO BE COLLECTED
LIEN FOR NOXIOUS WEEDS ERADICATION EXPENSES N.D. CENT. CODE ANN. §§ 4.1-47-28 – 4.1-47-31	COUNTY WEED BOARD IN COUNTY WHERE VIOLATION OCCURRED	THE PROPERTY WHICH EXPENSES WERE INCURRED TO ERADICATE NOXIOUS WEEDS	NO	COUNTY WEED CONTROL OFFICER MUST PROVIDE LANDOWNER WRITTEN NOTICE REQUIRING THEM TO CONTROL THE NOXIOUS WEEDS BEFORE LIEN ATTACHES	THE DATE THE NOTICE IS DELIVERED TO THE LANDOWNER	PRIORITY EQUAL TO OTHER REAL ESTATE TAXES ON THE PROPERTY
REPAIRMAN'S LIEN N.D. CENT. CODE ANN. §§ 35-13-01 – 35-13-06	BLACKSMITHS, MACHINISTS, FARM EQUIPMENT DEALERS, CONSTRUCTION EQUIPMENT DEALERS, AND OTHERS WHO MAKE, ALTER, OR REPAIR VEHICLES AND FARM EQUIPMENT	VEHICLES, INCLUDING COMBINES, TRACTORS, AND OTHER FARM EQUIPMENT	NO, LIEN IS PRESERVED BY FILING IF POSSESSION IS LOST	YES, IF POSSESSION IS LOST, THE LIEN MUST BE FILED WITH THE SECRETARY OF STATE AND ENTERED INTO THE CENTRAL INDEXING SYSTEM.	NOT SPECIFIED	PRIORITY OVER OTHER LIENS, CHATTEL MORTGAGES, OR ENCUMBRANCES, EXCEPT MORTGAGE OR FINANCING STATEMENT OF RECORD WHOSE HOLDER DOES NOT CONSENT TO THE REPAIRS
AGISTER'S LIEN N.D. CENT. CODE ANN. §§ 35-17-01 – 35-17-08	PERSON ENTRUSTED BY THE OWNER WITH THE CARE AND FEEDING OF AN ANIMAL	ANIMALS CARED FOR AND FED	YES, LIEN CLAIMANT IS AUTHORIZED TO RETAIN POSSESSION OF THE ANIMAL	YES, A VERIFIED LIEN STATEMENT MUST BE FILED WITH THE SECRETARY OF STATE AND ENTERED INTO THE CENTRAL INDEXING SYSTEM.	DATE ON WHICH THE ANIMAL COMES INTO THE POSSESSION OF THE LIEN CLAIMANT	A PROPERLY FILED LIEN HAS PRIORITY OVER ALL OTHER LIENS AND ENCUMBRANCES EXCEPT AGRICULTURAL PROCESSOR AND SUPPLIER LIENS



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CONTRACTOR'S LIEN N.D. CENT. CODE ANN. §§ 35-27-01 – 35-27-14	PERSON WHO IMPROVES REAL ESTATE UNDER CONTRACT	REAL ESTATE THAT HAS BEEN IMPROVED AND THE IMPROVEMENT	NO	YES, MUST FILE A LIEN STATEMENT WITH THE RECORDER OF THE COUNTY IN THE COUNTY WHERE THE IMPROVE REAL ESTATE IS LOCATED WITHIN NINETY DAYS AFTER THE LAST MATERIALS OR LABOR WERE FURNISHED TO THE PROPERTY	DATE ON WHICH THE FIRST ITEM OF MATERIAL OR LABOR IS FURNISHED UPON THE REAL ESTATE BEING IMPROVED	PRIOR TO ANY MORTGAGE OR OTHER ENCUMBRANCE NOT RECORDED, UNLESS LIENHOLDER HAD ACTUAL NOTICE OF THE PRIOR LIEN OR GOOD FAITH PURCHASER PROVIDING FUNDS
AGRICULTURAL PROCESSOR'S LIEN N.D. CENT. CODE ANN. §§ 35-30-01 – 35-30-06	PERSON WHO PROCESSES, INCLUDING THRESHING, COMBINING, DRYING OR HARVESTING ANY CROP OR AGRICULTURAL PRODUCT	CROP OR AGRICULTURAL PRODUCT PROCESSED	NO	YES, MUST FILE A LIEN STATEMENT ELECTRONICALLY IN THE CENTRAL INDEXING SYSTEM WITHIN NINETY DAYS AFTER THE PROCESSING IS COMPLETED	EFFECTIVE FROM THE DATE THAT PROCESSING IS COMPLETED	PRIORITY OVER ALL LIENS AND ENCUMBRANCES AFTER SALE, ASSIGNMENT OR TRANSFER, THE PRIORITY OF A LIEN UNDER THIS SECTION IS DETERMINED IN ACCORDANCE WITH SECTION 41-09-33
AGRICULTURAL SUPPLIER'S LIEN N.D. CENT. CODE ANN. §§ 35-31-01 – 35-31-06	PERSON WHO FURNISHES SUPPLIES OR SERVICES IN THE PRODUCTION OF CROPS, AGRICULTURAL PRODUCTS, OR LIVESTOCK, INCLUDING MILK	CROPS, AGRICULTURAL PRODUCTS, OR LIVESTOCK PRODUCED BY USE OF THE SUPPLIES OR SERVICES	NO	YES, MUST FILE A LIEN STATEMENT ELECTRONICALLY IN THE CENTRAL NOTICE SYSTEM WITHIN ONE HUNDRED TWENTY DAYS AFTER THE SUPPLIES ARE FURNISHED OR SERVICES PERFORMED	EFFECTIVE FROM THE DATE ON WHICH SUPPLIES ARE PROVIDED OR SERVICES ARE PERFORMED	PRIORITY OVER ALL LIENS, EXCEPT ANY AGRICULTURAL PROCESSOR'S LIENS AFTER SALE, ASSIGNMENT OR TRANSFER, THE PRIORITY OF A LIEN UNDER THIS SECTION IS DETERMINED IN ACCORDANCE WITH SECTION 41-09-33
TRESPASS OF LIVESTOCK LIEN N.D. CENT. CODE ANN. § 36-11-16	INDIVIDUAL UPON WHOSE LAND THE LIVESTOCK TRESPASSED	LIVESTOCK COMMITTING THE TRESPASS	YES	NOT SPECIFIED	NOT SPECIFIED	NOT SPECIFIED
VIOLATION OF HERDING AND DRIVING STATUTE LIEN N.D. CENT. CODE ANN. §§ 36-12-01 – 36-12-06	PERSON WHOSE ANIMAL IS DRIVEN INTO OR ALLOWED TO REMAIN IN A HERD OR FLOCK	PROPERTY INTEREST OF THE HERDER OR DROVER IN OTHER ANIMALS IN THE HERD OR FLOCK	NO	NO	NOT SPECIFIED	NONE



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LIEN FOR COSTS INCURRED FROM SEIZING NEGLECTED OR MISTREATED ANIMAL N.D. CENT. CODE ANN. § 36-21.2-07	OFFICIAL WHO TAKES LEGAL CUSTODY OF AN ABANDONED OR MISTREATED ANIMAL AND PROVIDES CARE	NEGLECTED OR MISTREATED ANIMAL SEIZED	YES	NO	DATE OF SEIZURE OF THE ANIMAL	SUPERIOR TO ANY OTHER CLAIM OR LIEN
WAREHOUSE LIEN N.D. CENT. CODE ANN. §§ 41-07-15 – 41-07-16	WAREHOUSE	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.D. CENT. CODE ANN. §§ 41-07-23 – 41-07-24	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
POUNDMASTER'S LIEN N.D. CENT. CODE ANN. §§ 58-13-01 – 58-13-07	POUNDMASTER WHO TAKES LIVESTOCK INTO A POUND	LIVESTOCK CARED FOR IN A POUND	YES	NO	NOT SPECIFIED	NONE
WAREHOUSE RECEIPT HOLDER'S LIEN N.D. CENT. CODE ANN. § 60-02-25.1	RECEIPT HOLDERS STORING, SELLING, OR DEPOSITING GRAIN IN A WAREHOUSE	COMMERCIALY GROWN DOMESTIC GRAIN OR GRASS SEED, INCLUDING GRAIN OWNED BY A WAREHOUSEMAN THAT IS NOT EXEMPTED BY THE STATUTE	NO	NO	NOT SPECIFIED	FIRST PRIORITY LIENS, PREFERRED TO ANY LIEN OR SECURITY INTEREST OF ANY CREDITOR OF THE WAREHOUSEMAN WITHOUT REGARD TO DATE OF ATTACHMENT LIEN NOT ENFORCEABLE AGAINST A BUYER OF GRAIN IN THE ORDINARY COURSE OF BUSINESS

