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Statutory Agricultural Lien Rapid Finder Chart: *Ohio*

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TYPE OF LIEN/CLAIMANT	LIEN CLAIMANT	ATTACHED PROPERTY	POSSESSION REQUIRED	FILING REQUIRED	DATE LIEN ATTACHES	EXPRESS STATUTORY PRIORITY
<p>LIEN FOR VIOLATIONS OF PESTICIDE PROVISIONS (CHAPTER 921)</p> <p>OHIO REV. CODE ANN. § 921.29</p>	OHIO DEPARTMENT OF AGRICULTURE	REAL AND PERSON PROPERTY OWNED BY THE PERSON WHO VIOLATED THE PESTICIDE PROVISIONS	NO	YES, A JUDGMENT OR AN ORDER OF THE DIRECTOR OF AGRICULTURE MUST BE FILED IN THE COUNTY IN WHICH THE REAL AND PERSON PROPERTY IS LOCATED	THE DATE THE JUDGMENT OR ORDER IS FILED	LIEN HAS PRIORITY TO THE PROCEEDS FROM AN EXECUTION UPON THE PROPERTY AND IS DEPOSITED IN THE PESTICIDE, FERTILIZER, AND LIME PROGRAM FUND CREATED IN OHIO REV. CODE ANN. § 921.22
<p>LIEN ON AGRICULTURAL ASSETS OF FAILED HANDLER</p> <p>OHIO REV. CODE ANN. § 926.021</p>	SPECIFIED CLAIMANTS WITH PROOF OF INTERESTS IN A HANDLER'S AGRICULTURAL COMMODITY ASSETS	AGRICULTURAL COMMODITY ASSETS, INCLUDING AGRICULTURAL COMMODITIES AS DEFINED IN CHAPTER 926, PROCEEDS FROM SALES OF THE AGRICULTURAL COMMODITIES, SPECIFIED EQUITY ASSOCIATED WITH THE AGRICULTURAL COMMODITIES, AND OTHER SPECIFIED UNENCUMBERED FUNDS, PROPERTY, OR EQUITY IN THE ASSETS	NO	NO, BUT CLAIMS ARE ASSIGNED BY THE STATUTE TO THE OHIO DEPT. OF AGRICULTURE AND THE CLAIMANT MUST SHOW EVIDENCE OF A CLAIM IN ORDER TO RECEIVE A SHARE OF LIQUIDATION PROCEEDS	LIEN ARISES UPON DELIVERY OF THE AGRICULTURAL COMMODITY FOR SALE, UPON COMMENCEMENT OF STORAGE OBLIGATION OR WHEN FUNDS ARE ADVANCED BY A LENDER	LIEN HAS PRIORITY OVER ALL COMPETING LIEN CLAIMS ASSERTED AGAINST THE AGRICULTURAL COMMODITY ASSETS STATUTE CONTAINS DETAILED PRIORITY ORDER; REFER TO STATUTE FOR DETAILS
<p>LIEN FOR OBTAINING HANDLER'S LICENSE</p> <p>OHIO REV. CODE ANN. § 926.07</p>	STATE OF OHIO	AGRICULTURAL COMMODITIES HELD IN WAREHOUSE UNDER AN INSURANCE POLICY	NO	NO	NOT SPECIFIED	NOT SPECIFIED
<p>LIEN ASSESSMENT FOR PLANT PEST REMEDIAL MEASURES</p> <p>OHIO REV. CODE ANN. § 927.70</p>	DIRECTOR OF AGRICULTURE	REAL PROPERTY UPON WHICH THE EXPENSES FOR PREVENTIVE OR REMEDIAL MEASURES WERE INCURRED	NO	NO	DATE THE TAXES ARE ASSESSED UPON THE REAL PROPERTY	NOT SPECIFIED



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LIEN FOR LAND WITHDRAWN FROM AN AGRICULTURAL DISTRICT OR USED SPECIAL ASSESSMENT SERVICE OHIO REV. CODE ANN. § 929.03	PUBLIC ENTITY WHICH GOVERNS THE AGRICULTURAL DISTRICT AND CREATED THE SPECIAL ASSESSMENT	REAL PROPERTY WITHDRAWN FROM THE AGRICULTURAL DISTRICT OR THE REAL PROPERTY USED THE SERVICE FOR WHICH THE SPECIAL ASSESSMENT WAS ASSESSED	NO	YES, THE LIEN MUST BE RECORDED IN THE RECORDER'S OFFICE OF THE COUNTY WHERE THE REAL PROPERTY IS LOCATED	IMPLIED THE DATE THE LIEN IS FILED WITH THE COUNTY RECORDER'S OFFICE	PRIORITY IN THE PROCEEDS COLLECTED FROM THE CHARGES AND IS DEPOSITED IN THE APPROPRIATE FUND OF THE PUBLIC ENTITY THAT LEVIED THE SPECIAL ASSESSMENT
LIEN FOR SOIL AND WATER CONSERVATION IMPROVEMENT DISTRICTS OHIO REV. CODE ANN. § 940.32	JOINT BOARD OF COUNTY COMMISSIONERS FOR THE IMPROVEMENT DISTRICT	REAL PROPERTY WITHIN THE IMPROVEMENT DISTRICT	NO	YES, THE JOINT BOARD MUST CERTIFY THE ASSESSMENT WITH THE AUDITOR IN THE COUNTY WHERE THE REAL PROPERTY IS LOCATED	DATE THE ASSESSMENT IS CERTIFIED	EQUAL TO AND COLLECTED IN THE SAME MANNER AS OTHER TAXES OR ASSESSMENTS ARE ON THE REAL PROPERTY
LIEN FOR CONFINING ANIMAL AT LARGE OHIO REV. CODE ANN. § 951.11	PERSON OR COUNTY WHO TOOK AND CONFINED ANIMAL	ANIMAL TAKEN AND CONFINED	YES, IMPLIED BY THE STATUTE	NO, BUT IF THE ANIMAL OWNER IS NOT KNOWN, THE PERSON OR COUNTY MUST PUBLISH A NOTICE DESCRIBING THE ANIMAL ONCE IN A NEWSPAPER IN THE COUNTY, TOWNSHIP, OR CITY WHERE THE ANIMAL IS FOUND	NOT SPECIFIED	LIEN HAS PRIORITY TO OTHER LIENS ON THE ANIMAL AND THE COMPENSATION OR PROCEEDS FROM THE SALE ARE DEPOSITED BY THE TREASURER IN THE GENERAL FUND OF THE COUNTY
LIEN FOR CONSTRUCTING LIVESTOCK PARTITION FENCE OHIO REV. CODE ANN. § 971.14	PERSON WHO BUILT OR MAINTAINED THE PARTITION FENCE; TOWNSHIP TRUSTEE AND TOWNSHIP FISCAL OFFICER FOR SERVICES RENDERED	REAL PROPERTY UPON WHICH THE PARTITION FENCE WAS CONSTRUCTED OR MAINTAINED	NO	YES, THE TOWNSHIP TRUSTEES MUST CERTIFY THE AMOUNT DUE TO THE COUNTY AUDITOR	NOT SPECIFIED	EQUAL TO AND COLLECTED IN THE SAME MANNER AS OTHER TAXES OR ASSESSMENTS ARE ON THE REAL PROPERTY
LIEN FOR SECURING DRIFT TIMBER OHIO REV. CODE ANN. §§ 981.05 – 981.06	PERSON TAKING AND SECURING DRIFT TIMBER	DRIFT TIMBER SECURED	YES, IMPLIED BY THE STATUTE	NO	DATE THE LIENHOLDER TAKES AND SECURES THE DRIFT TIMBER	NOT SPECIFIED



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WAREHOUSER LIEN OHIO REV. CODE ANN. §§ 1307.209 – 1307.210	WAREHOUSER	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 OHIO REV. CODE ANN. §§ 1307.307 – 1307.308	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
MECHANIC'S LIEN OHIO REV. CODE ANN. §§ 1311.01 – 1311.22	PERSON WHO PERFORMS WORK OR LABOR OR FURNISHES MATERIALS UNDER CONTRACT FOR ANY IMPROVEMENT ON REAL PROPERTY	REAL PROPERTY IMPROVED UPON	NO	IF MATERIAL SUPPLIER OR SUBCONTRACTOR WISHES TO PRESERVE LIEN, THEY MUST SERVE A NOTICE OF FURNISHING ON THE OWNER'S NOTICE OF COMMENCEMENT WITH THE COUNTY RECORDER WHERE THE PROPER LIENHOLDER MUST FILE AN AFFIDAVIT SHOWING THE AMOUNT DUE FOR THE LABOR, WORK, OR MATERIALS FURNISHED WITH THE COUNTY RECORDER IN THE COUNTY WHICH THE IMPROVED PROPERTY IS LOCATED	IF LABOR OR WORK OR MATERIALS WERE FURNISHED BEFORE THE RECORDING OF THE NOTICE OF COMMENCEMENT, THEN ATTACHMENT OCCURS FROM THE DATE THE FIRST VISIBLE WORK OR LABOR IS PERFORMED OR THE FIRST MATERIALS FURNISHED IF AFTER RECORDING OF THE NOTICE OF COMMENCEMENT, THEN ATTACHMENT OCCURRS FROM THE DATE THE LIEN IS RECORDED	ALL MECHANIC'S, MATERIAL SUPPLIER'S, AND SIMILAR LIENS ARE SUBSEQUENT TO A MORTGAGE LIEN GIVEN IN WHOLE OR IN PART TO IMPROVE REAL ESTATE
LABORER'S LIEN OHIO REV. CODE ANN. §§ 1311.34 – 1311.37	EMPLOYEES WORKING IN THE FIELD OF AGRICULTURE, MINING, MANUFACTURE, OR OTHER MANUAL LABOR	REAL PROPERTY OF THE EMPLOYER	NO	MUST BE FILED WITHIN THREE MONTHS AFTER PERFORMANCE WITH THE COUNTY RECORDER OF THE COUNTY IN WHICH THE LABOR WAS PERFORMED	NOT SPECIFIED	SUPERIOR TO LIENS OF ATTACHEMENT AND LIENS OF MORTGAGE; ALSO SUPERIOR TO ALL EXEMPTIONS



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LIEN FOR CARE OF ANIMALS OHIO REV. CODE ANN. §§ 1311.48 – 1311.49	PERSON WHO FEEDS, BOARDS, OR PROVIDES PROFESSIONAL SERVICES UNDER CONTRACT	ANIMALS PROVIDED CARE	YES	NO, BUT LIENHOLDER MUST PROVIDE TEN DAYS' NOTICE BEFORE SELLING ANIMAL AT PUBLIC SALE; LIENHOLDER MUST MAIL A COPY OF THE PUBLIC NOTICE TO THE ANIMAL OWNER	NOT SPECIFIED	IMPLIED PRIOR TO OTHER LIENS ON THE ANIMAL
LIEN FOR BREEDING SERVICES OHIO REV. CODE ANN. §§ 1311.50 – 1311.51	KEEPER OF A STALLION, JACK, OR PUREBRED BULL USED FOR BREEDING SERVICES	PROGENY OF THE FEMALE ANIMAL SERVICED	NOT REQUIRED, BUT PERMITTED	NO, BUT IF ENFORCING THE LIEN BY PUBLIC SALE, MUST PROVIDE PUBLIC NOTICE TWO WEEKS BEFORE SELLING	NOT SPECIFIED	IMPLIED PRIOR TO OTHER LIENS ON THE PROGENY
AGRICULTURAL PRODUCT LIEN OHIO REV. CODE ANN. §§ 1311.55 – 1311.57	AGRICULTURAL PRODUCT, PRODUCER OR HANDLER WHO DELIVERS AN AGRICULTURAL PRODUCT TO AN AGRICULTURAL PRODUCT HANDLER UNDER EXPRESS OR IMPLIED CONTRACT	SPECIFIED AGRICULTURAL PRODUCTS IN RAW OR PROCESSED FORM WITHIN THE POSSESSION OF THE LIEN DEBTOR, EXCLUDING PRODUCTS SUBJECT TO OHIO REV. CODE § 926.16, AND PROCEEDS FROM THE SALE OF THE AGRICULTURAL PRODUCTS	NO	YES, LIEN IS PERFECTED BY RECORDING AN AFFIDAVIT WITH THE COUNTY RECORDER IN THE COUNTY WHERE THE AGRICULTURAL PRODUCT WAS DELIVERED	LIEN ATTACHES ON POSSESSION OF AGRICULTURAL PRODUCTS BY AN AGRICULTURAL PRODUCT HANDLER	LIEN IS SUPERIOR TO A UCC SECURITY INTEREST AND ALL LIENS, CLAIMS, OR ENCUMBRANCES, EXCEPT WAGE AND SALARY CLAIMS OF WORKERS WITH NO OWNERSHIP INTEREST IN THE LIEN DEBTOR'S BUSINESS AND UCC WAREHOUSEMAN LIENS FIRST PERFECTED LIEN PRIOR TO SUBSEQUENT AGRICULTURAL PRODUCT LIENS
BAILEE'S LIEN OHIO REV. CODE ANN. § 1333.41	BAILEES WHO PERFORM WORK OR PROVIDE MATERIAL	PERSONAL PROPERTY PROVIDED WITH SERVICES OR MATERIAL	YES, IMPLIED BY THE STATUTE	NO	NOT SPECIFIED	SUBJECT TO PRIOR RECORDED LIENS

