

Allegany County Clerk
7 Court St.
Belmont, NY 14813

Telephone: 585-268-9270
Fax: 585-268-5881

If you have any questions, please call our office.

ALLEGANY COUNTY CLERK'S OFFICE FEE SCHEDULE

AFFIDAVIT FOR EXEMPTION OF MORTGAGE TAX:	\$ 5.00
ASSIGNMENT OF MORTGAGE: See "Recording"	
BAIL BOND LIEN:	
File and index – if filed by State Attorney General or District Attorney (Lien Law 249)	No Fee
File certificate of discharge – if filed by any person other than State Attorney General or District Attorney	\$ 2.50
BOND OR UNDERTAKING:	
File or discharge public official bond – 8021(c)(9) CPLR	No Fee
BUILDING LOAN CONTRACT:	
File – 8021(b)(10) CPLR	\$ 25.00
Modification (Sec. 22 Lien Law)	\$ 25.00
Discharge – 8021(b)(1) CPLR	\$ 5.00
BUSINESS CERTIFICATES:	
Filing certificate -- 8021(b)(2) CPLR	\$ 25.00
Filing amended certificate	\$ 25.00
Filing discontinuance – 8021(b)(2) CPLR	No Fee
CENSUS CERTIFICATE: 8021 (c) (1) CPLR	\$ 5.00
CERTIFICATE:	
Issuing any certificate unless another fee is expressly provided -- 8021(c) (1) CPLR	\$ 5.00
CERTIFICATE OF DISSOLUTION OF MARRIAGE:	
Filing -- 8021(b)(1) CPLR	\$ 5.00
CERTIFICATES OF INCORPORATION:	
Filing of certified copies – 8021(b) (2) CPLR	\$ 25.00
COMMISSIONER OF DEEDS:	
Filing -- 8021(b) (8) CPLR	\$ 10.00

COPIES AND/OR CERTIFICATIONS:

Copy of any recorded or filed paper – 8019(f) (1) CPLR	\$.65 per page (with a minimum fee of \$1.30)
<u>Certification</u> of a <u>prepared</u> copy of any record or paper on file – 8019 (f) (2) CPLR	\$.65 per page (with a minimum fee of \$ 5.00)
<u>Prepare and certify</u> a copy of any record or paper on file – 8019 (f) (3) CPLR	\$ 1.25 per page (with a minimum fee of \$5.00)
Exemplification (in addition to the fee for a certified copy) – 8020(f) (2) & 8021(c) (7)	\$ 10.00
Map copy	\$ 10.00
Map certified copy	\$ 15.00
Maximum of \$40.00 for copy of any record (paper)	
Marriage Record – preparing and certifying a copy – (years 1908-1935 only) 8021 (c) (8) CPLR	\$ 5.00

DEEDS – See “Recording”

DISCHARGE OF MORTGAGE – See “Recording”

DISCONTINUANCE, VOLUNTARY (Stipulation of Settlement)

Filing – CPLR 8020(d)—effective 7/14/03 \$ 35.00

EXECUTION:

Issuing – 8021 (c) (2) CPLR	\$ 5.00
Filing returned execution	No Fee

FEDERAL TAX LIEN:

Filing, re-filing or discharge – UCC Appendix 143-5.1 \$ 40.00

FILING:

Any instrument required or permitted by law to be filed unless otherwise expressly provided – 8021 (a) (1) & 8021 (b) (1) CPLR	\$ 5.00
Any paper in an action having an Index Number – 8018 (d) (1) CPLR	No Fee

HOSPITAL LIEN:

Filing notice of lien – 8021 (b) (6) CPLR	\$ 5.00
Filing papers affecting hospital lien – 8021 (b) (6) CPLR	No Fee

INDEX NUMBER APPLICATION:

Filing for Supreme or County Court – 8018 (a) CPLR	\$ 210.00
Filing for a foreclosure action	\$ 400.00

JUDGMENTS:

Entering, docketing, indexing, filing – 8018(d) (1) CPLR	No Fee
Docketing satisfaction or assignment – 8018(d) (3) CPLR	No Fee
Filing Transcript of Judgment: 8021(b) (7) CPLR	\$ 10.00
Issuing Transcript or Certificate of Disposition of Judgment – 8021 (c) (3) CPLR	\$ 5.00
Filing Certificate of Disposition of Judgment – 8021 (b) (7) CPLR	No Fee

Issuing an execution – 8021 (c) (2) CPLR \$ 5.00
 JURY DEMAND: See “Note of Issue”

LEASE: See “Recording”

LIENS: See name of document

LIMITED PARTNERSHIPS:

Filing any certificate, instrument or document— 8021 (b) (2) CPLR	\$ 25.00
Filing proof of publication or discontinuance, dissolution or cancellation – 8021 (b) (2) CPLR	No Fee

LIS PENDENS: See “Notice of Pendency”

MAPS:

Filing and indexing – 8021 (a) (2) CPLR	\$ 10.00
Preparing a copy – see “Copies”	

MARRIAGE RECORD – COPY OF – See “Copies”

MECHANIC’S LIEN:

Filing notice of lien – 8021 (b) (4) CPLR	\$ 15.00
Filing assignment of lien – 8021 (b) (1) CPLR	\$ 5.00
Filing release of certain property – 8021 (b) (1) CPLR	\$ 5.00
Filing affidavit of service – 8021 (b) (1) CPLR	\$ 5.00 each
Filing notice or order affecting lien – 8021 (b) (4) CPLR	No Fee
Discharging by deposit with clerk – 8021 (b) (4) CPLR	\$ 3.00
Satisfaction	No Fee

MORTGAGES: See “Recording”

MORTGAGE TAX:

Total mortgage tax is 1% of the total amount secured

Mortgagor share – ½ of 1%

Mortgagee share – ¼ of 1% (special additional tax)

Mortgagor share – ¼ of 1% (additional tax)

Note: the first \$10,000.00 of the principal amount of the mortgage is not subject to the additional tax if the mortgage creates a lien on real property improved or to be improved by a 1- or 2-family residence or dwelling

Note: tax is computed upon the amount secured rounded off to the nearest \$100.00

e.g.: If amount secured is between \$10,000.00 and \$10,050.00, tax is computed on \$10,000.00

If amount secured is between \$10,050.01 and \$10,100.00, tax is computed on \$10,100.00

Land Contracts:

Tax is computed on the amount of the unpaid balance at the time the contract is executed

Continued
MORTGAGE TAX (continued):

Affidavit for Exemption of Mortgage Tax (must be submitted
in duplicate) \$ 5.00

NOTE: If the real property is located in two or more counties and
any of them are in the Transportation Authority, mortgage tax
must be computed at that county's rate.

NOTARY PUBLIC:

File and index certificate of appointment or official
character – 8021 (b) (8) CPLR \$ 10.00
Issuing certificate of appointment – 8021 (c) (4) \$ 5.00
Issuing certificate of authentication – 8021 (c) (5) \$ 3.00

NOTE OF ISSUE:

Filing – 8020 (a) CPLR \$ 30.00
Jury Demand – 8020 (c) (2) CPLR \$ 65.00

NOTICE OF APPEAL:

Filing – Supreme or County Court 8022(a) CPLR \$ 65.00
Filing – Justice Court No Fee
Filing Cross-Notice of Appeal \$ 65.00
Filing Amended Appeal No Fee

NOTICE OF ASSIGNMENT (Assignment of Monies Due Under
Contract—(Notice of Assignment) -- 8021 (b) (9) CPLR \$ 25.00

NOTICE OF ATTACHMENT:

Filing or recording notice or amendment 8021(a)(10)CPLR \$ 20.00

NOTICE OF LENDING:

Filing – 8021(b) (4) CPLR \$ 15.00
Filing Notice or Order Amending, Continuing or
Canceling 8021(b) (4) CPLR No Fee

NOTICE OF MOTION/CROSS MOTION:

Filing – 8020(a) CPLR—effective 7/14/03 \$ 45.00

NOTICE OF PENDENCY:

Filing or recording notice -- 8021(a)(10) CPLR \$ 35.00
Filing amended notice \$ 35.50
Continuing or canceling – 8021(a)(10) CPLR No Fee

OATHS OF OFFICE:

Filing, other than notary public or commissioner of
deeds – 8021(b)(1) CPLR No Fee

RECORDING:

Recording fee pursuant to section 8021 (a) (4) CPLR:

(Effective March 1, 2004: A cover page is required, which constitutes the first page of the document.)

** \$45.00 for recording the first page of a document, plus \$3.00 for each page after the first.

Additional fee for a cross-reference notation -- \$.50 for each note (Note: this fee applies to the documents listed below and to any other documents to be recorded in the County Clerk's Office.)

Assignment of Mortgage – same recording fee as stated above**, plus \$3.00 for each mortgage in excess of one, plus \$.50 cross-reference fee for each mortgage being assigned.

Deed – same recording fee as stated above **

Discharge of Mortgage – same recording fee as stated above**, plus \$.50 for cross-reference, plus \$.50 for each mortgage assignment. Also, if discharging more than one related mortgage on a single discharge form, must pay full recording fee for each mortgage being discharged

Land Contract – same recording fee as stated above **

Lease – same recording fee as stated above **

Mortgage – same recording fee as stated above **

Mortgage Subordination Agreement – same recording fee as stated above **, \$.50 cross-reference fee for each mortgage

Partial Release of Mortgage – same recording fee as stated above**, plus \$.50 for cross-reference fee

Power of Attorney – same recording fee as stated above **

Release or Surrender of Lease – fee is the same as Assignment of Mortgage

Release of real property from judgment lien – same recording fee as stated above **

R. J. I. (REQUEST FOR JUDICIAL INTERVENTION):

Filing – 8020 (a) \$ 95.00

RP-5217 FORM -- (REAL PROPERTY TRANSFER REPORT FORM):

Filing (effective 6/1/09):

If box 7A, 7B, 7E, or both 7G & 8 are checked

OR If property classification code (Item 18) is:

100 through 199; or 200 through 299; or 411-c \$ 125.00

All others: \$ 250.00

SEARCHES:

Of court records – 8020(g) CPLR – for each name per each consecutive two-year period or fraction thereof \$ 5.00

Of Assumed Name and/or Incorporation Records \$ 5.00 per name

Of Land Records – at the discretion of the County Clerk \$ 5.00 per name

SEPARATION AGREEMENT:

Filing – 8021(b) (1) CPLR	\$ 5.00
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SMALL CLAIMS ASSESSMENT REVIEW:

Filing – 730 Real Property Tax Law	\$ 30.00
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STIPULATION OF SETTLEMENT (Voluntary Discontinuance):

Filing – 8020(d)—effective 7/14/03	\$ 35.00
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SUPBOENA:	Issuing – 3119(b) CPLR	\$ 10.00
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TP-584 FORM:	Filing	\$ 5.00
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TRANSCRIPT OF JUDGMENT: See “Judgments”

TRANSFER TAX:

\$4.00 per \$1,000.00 of consideration above any mortgage assumption, (consideration is rounded off to the nearest \$500.00), e. g.:

If consideration is \$10,000.01 - \$10,500.00, tax is \$42.00

If consideration is \$10,500.01 - \$11,000.00, tax is \$44.00

UNIFORM COMMERCIAL CODE FILINGS: See attached schedule

WAGE ASSIGNMENT:

Filing – 8021(b) (3) CPLR	\$ 5.00
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Filing satisfaction, assignment, cancellation – 8021(b)(3)	No Fee
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