

Resolution 25-68

A Resolution setting a refund policy for the overpayment of fees paid to the Register of deeds.

WHEREAS, pursuant to K.S.A. 101 the Board of County Commissioners (the Board) is authorized to do all acts in relation to the necessary exercise of its administrative powers and to exercise powers of home rule granted by K.S.A. 19-101a; and

WHEREAS, pursuant to K.S.A. 19-101a, the Board may perform all powers of local legislation and administration it deems appropriate; and

WHEREAS, the Register of Deeds is required to collect certain fees in connection with the filing and recording of documents pursuant to K.S.A. 28-115, and to pay those fees over to the County Treasurer for deposit into the general fund, however that statutes does not direct the Register of Deeds on the handling of overpayment of fees; and

WHEREAS, the cost of processing refunds can exceed the amount of the overpayment;

NOW THEREFORE, BE IT RECOLVED BY THE BOARD OF COUNTY COMMISSIOERS OF OTTAWA COUNTY, KANSAS, THAT;

Section 1: PROCEDURE OF HANDLING OVERPAYMENTS OF FEES

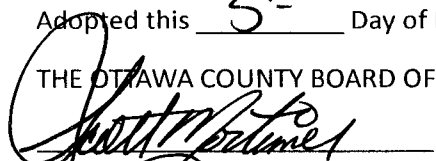
- A. Any overpayment of fees collected by the Register of Deeds pursuant to K.S.A. 28-115, and amendments thereto, no refund shall be required if the overpayment is under \$9.99
- B. If the overpayment of fees collected exceeds \$9.99, the Register of Deeds will contact the issuer of the check to get a new check of the correct amount, or the issuer can request that Ottawa County keep the overpayment and record the document/check as presented with the overpayment.

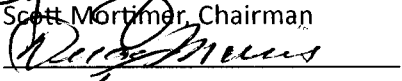
Section 2: EFFECTIVE DATE

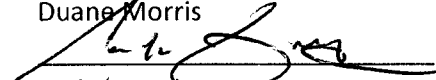
This resolution shall take effect upon its publication. The County Clerk is hereby directed to publish this resolution once in the office county newspaper.

Adopted this 5th Day of May, 2025

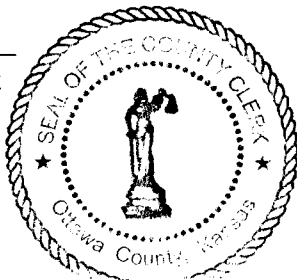
THE OTTAWA COUNTY BOARD OF COUNTY COMMISSIONERS


Scott Mortimer, Chairman


Duane Morris


Carla Grund


Attest: Tammi Cox, County Clerk



STATE OF KANSAS, OTTAWA COUNTY

This instrument was filed for record on
June 10, 2025 4:00 PM and recorded in

Book 300 of R Page 149 - 150

Fees: \$0.00 202514078

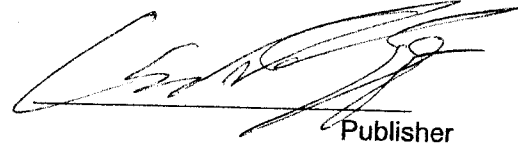
Shelby Walker, Register of Deeds



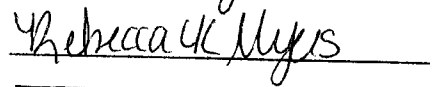
PROOF OF PUBLICATION

STATE OF KANSAS, OTTAWA COUNTY, ss:

CALEB VANDERHOFF, being first duly sworn, says he is Publisher of THE MINNEAPOLIS MESSENGER which is a weekly newspaper, printed and of general circulation in said County of Ottawa, State of Kansas; that the annexed notice was published in said paper for 1 week(s), the first publication being on the 15 day of MAY 2025 and the last publication on the 15 day of MAY 2025, and that said newspaper has been continuously and uninterruptedly published in said County during the period of fifty-two consecutive weeks prior to the first publication of said notice, and said newspaper has been admitted to the mails as Second Class matter in said county.


Publisher

Subscribed and sworn to before
me this 10 day of June 2025





REBECCA K. MYERS

Exp. 9/14/27

(First published in The Minneapolis Messenger on May 15, 2025)

Resolution 25-08

A Resolution setting a refund policy for the overpayment of fees paid to the Register of deeds.

WHEREAS, pursuant to K.S.A. 101 the Board of County Commissioners (the Board) is authorized to do all acts in relation to the necessary exercise of its administrative powers and to exercise powers of home rule granted by K.S.A. 19-101a; and

WHEREAS, pursuant to K.S.A. 19-101a, the Board may perform all powers of local legislation and administration it deems appropriate; and

WHEREAS, the Register of Deeds is required to collect certain fees in connection with the filing and recording of documents pursuant to K.S.A. 28-115, and to pay those fees over to the County Treasurer for deposit into the general fund, however that statutes does not direct the Register of Deeds on the handling of overpayment of fees; and

WHEREAS, the cost of processing refunds can exceed the amount of the overpayment;

NOW THEREFORE, BE IT RECOLVED BY THE BOARD OF COUNTY COMMISSIOERS OF OTTAWA COUNTY, KANSAS, THAT;

Section 1: PROCEDURE OF HANDLING OVERPAYMENTS OF FEES

- A. Any overpayment of fees collected by the Register of Deeds pursuant to K.S.A. 28-115, and amendments thereto, no refund shall be required if the overpayment is under \$9.99
- B. If the overpayment of fees collected exceeds \$9.99, the Register of Deeds will contact the issuer of the check to get a new check of the correct amount, or the issuer can request that Ottawa County keep the overpayment and record the document/check as presented with the overpayment.

Section 2: EFFECTIVE DATE

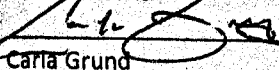
This resolution shall take effect upon its publication. The County Clerk is hereby directed to publish this resolution once in the office county newspaper.

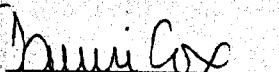
Adopted this 5th Day of May, 2025

THE OTTAWA COUNTY BOARD OF COUNTY COMMISSIONERS


Scott Mortimer, Chairman


Duane Morris


Carla Grund


Attest: Tammi Cox, County Clerk

