

1 Secretary of State

2

3 Adopted Permanent Rules Relating to Central Notification System
4 for Farm Products

5

6 Rules as Adopted

7 8265.0100 DEFINITIONS.

8 Subpart 1. **Scope.** The definitions in this part apply to
9 this chapter.

10 Subp. 2. **Business day.** "Business day" means a week day on
11 which government offices are open for business. "Business day"
12 does not include state or federal holidays, Saturdays, or
13 Sundays.

14 Subp. 3. **Buyer or buyer in the ordinary course of business.**
15 "Buyer" or "buyer in the ordinary course of business" means a
16 person who, in the ordinary course of business, buys farm
17 products from a person engaged in farming operations who is in
18 the business of selling farm products.

19 Subp. 4. **Central notification system.** "Central
20 notification system" means the statewide computerized filing
21 system created by Minnesota Statutes, chapter 336A. This system
22 accepts information about security interests in farm products
23 and produces the information in formats that can be used by
24 buyers of farm products.

25 Subp. 5. Crop year. "Crop year" means:

26 A. for a crop grown in soil, the calendar year in
27 which it is harvested or to be harvested;

28 B. for animals, the calendar year in which they are
29 born or acquired; and

30 C. for poultry or eggs, the calendar year in which
31 they are sold or to be sold.

32 Subp. 5- 6. Debtor. "Debtor" means an individual or other
33 legal entity that has borrowed money from or is otherwise
34 indebted to a secured party or lienholder and has pledged used
35 farm products or whose farm products are subject to a lien

1 created by operation of law, to secure payment of the obligation.

2 Subp. 6- 7. Effective financing statement. "Effective
3 financing statement" means an original document or a
4 reproduction of an original document that meets the requirements
5 of Minnesota Statutes, section 336A.03.

6 Subp. 7- 8. Lienholder. "Lienholder" means an individual
7 or other legal entity who has the right to collect money from a
8 debtor and who has a lien by operation of law on farm products
9 to secure repayment of the obligation.

10 Subp. 8- 9. Lien notice. "Lien notice" means an original
11 document or a reproduction of an original document that meets
12 the requirements of Minnesota Statutes, section 336A.03~~7~~-and
13 ~~describes-a-relationship-between-the-parties-that-is-created-by~~
14 ~~a-statutory-lien~~.

15 Subp. 9- 10. Monthly list. "Monthly list" means
16 information about debtors, secured parties, lienholders, and
17 farm products that is produced by the secretary of state and
18 distributed once a month in the form of master or partial master
19 lists.

20 Subp. 10- 11. Secured party. "Secured party" means an
21 individual or other legal entity that has received a ~~pledge-of~~
22 security interest in farm products to secure repayment of the
23 obligation owed to it.

24 8265.0200 PRODUCTS COVERED.

25 Subpart 1. List of products. The central notification
26 system must provide information about the following farm
27 products:

- 28 A. wheat/durum;
- 29 B. alfalfa;
- 30 C. barley;
- 31 D. oats;
- 32 E. rye;
- 33 F. sorghum;
- 34 G. hay;
- 35 H. flax;

- 1 I. sunflowers;
- 2 J. field corn;
- 3 K. silage;
- 4 L. canola;
- 5 M. soybeans;
- 6 N. dry edible beans;
- 7 O. green beans;
- 8 P. snap beans;
- 9 Q. green lima beans;
- 10 R. sweet corn;
- 11 S. green peas;
- 12 T. potatoes;
- 13 U. carrots;
- 14 V. onions;
- 15 W. cucumbers;
- 16 X. sugar beets;
- 17 ~~Y. --greenhouse/nursery-stock;~~
- 18 ~~Z. Y.~~ Y. wool;
- 19 ~~AA. Z.~~ Z. milk;
- 20 ~~BB. AA.~~ AA. eggs;
- 21 ~~CC. BB.~~ BB. cheese;
- 22 ~~DD. CC.~~ CC. apples;
- 23 ~~EE. DD.~~ DD. honey/bees wax;
- 24 ~~FF. EE.~~ EE. cattle/calves;
- 25 ~~GG. FF.~~ FF. hogs/pigs;
- 26 ~~HH. GG.~~ GG. sheep/lambs;
- 27 ~~II. HH.~~ HH. horses;
- 28 ~~JJ. II.~~ II. goats;
- 29 ~~KK. JJ.~~ JJ. chickens;
- 30 ~~LL. KK.~~ KK. broilers;
- 31 ~~MM. LL.~~ LL. turkeys;
- 32 ~~NN. MM.~~ MM. mink; and
- 33 ~~OO. NN.~~ NN. fish.

34 Subp. 2. Crops grown for seed. Information about the
 35 crops listed in subpart 1 includes information on crops grown
 36 for seed.

1 Subp. 3. All crops or all livestock defined. A registered
 2 buyer who requests a monthly list may ask for a list of all
 3 crops, all livestock, or both. The list given to the buyer must
 4 then include information about all the crops or all the
 5 livestock listed in subpart 1, or both.

6 8265.0300 CONTENTS OF AN EFFECTIVE FINANCING STATEMENT OR LIEN
 7 NOTICE.

8 Subpart 1. Effective financing statement. An effective
 9 financing statement must contain the following information:

10 A. a description of the farm products:

11 (1) by using a product code provided by the
 12 secretary of state; and

13 (2) if applicable, by including the amount of the
 14 farm product in those situations where this information is
 15 needed to distinguish that part of the farm product subject to
 16 the security interest and that part which is not. The amount
 17 may be described by the number of acres, the number of bushels,
 18 the number of head, or any other accepted method of counting the
 19 specific farm product. A dollar amount may not be used as this
 20 description;

21 B. a description of the location of the property ~~on~~
 22 ~~which~~ where the farm products are located:

23 (1) by listing the county using the two-digit
 24 county code provided by the secretary of state; and

25 (2) if applicable, by listing the township,
 26 range, and section information for the property ~~on-which~~ where
 27 the farm products are located in those situations where this
 28 information is needed to distinguish that part of the farm
 29 product subject to the security interest and that part which is
 30 not.

31 If the debtor is a Minnesota resident, the "location of the
 32 property where the farm products are located" means the county
 33 of the debtor's residence. If the debtor is not a Minnesota
 34 resident, the "location of the property where the farm products
 35 are located" means the Minnesota county where the majority of

1 the product is located;

2 C. the name and address of the secured party. The
3 name of the secured party must be the full legal name of that
4 person or other legal entity. ~~No-abbreviations-of-words-in-the~~
5 ~~name-are-permitted.~~ Business names must be presented as they
6 have been registered and only those abbreviations appearing in
7 the name as registered are acceptable. If the secured party is
8 an individual, the person's full first name, middle initial, if
9 any, and full last name are the person's full legal name.

10 Nicknames or abbreviations of individual names, except a middle
11 initial, are not acceptable. The single address must be a
12 mailing address and include a city, state, and zip code;

13 D. the name and address of the debtor. The name of
14 the debtor must be the full legal name of the individual or
15 other legal entity. ~~No-abbreviations-of-words-in-the-name-are~~
16 ~~permitted.~~ Business names must be presented as they have been
17 registered and only those abbreviations appearing in the name as
18 registered are acceptable. If the debtor is an individual, the
19 person's full first name, middle initial, if any, and full last
20 name are the person's full legal name. Nicknames or
21 abbreviations of individual names, except a middle initial, are
22 not acceptable. The single address must be a mailing address
23 and include a city, state, and zip code;

24 E. the social security number of the debtor, or if
25 the debtor is doing business other than as an individual, the
26 federal taxpayer identification number of the debtor;

27 F. the following statement with the appropriate blank
28 checked:

29 THIS EFFECTIVE FINANCING STATEMENT WILL
30 WILL NOT BE TERMINATED WITHIN 30 DAYS OF THE
31 DATE ON WHICH THE OBLIGATION(S) IT SECURES NO LONGER
32 EXIST;

33 G. the following statement in capital letters:
34 THE INFORMATION CONTAINED IN THIS EFFECTIVE FINANCING
35 STATEMENT WILL BE SENT TO FARM PRODUCT BUYERS
36 REGISTERED IN MINNESOTA. SALE OF FARM PRODUCTS TO

1 THOSE BUYERS MAY RESULT IN A CHECK BEING ISSUED
2 PAYABLE JOINTLY TO BOTH THE SELLER AND THE SECURED
3 PARTY;

4 H. the signature of the secured party or a statement
5 that the signature is on file with the secured party; and

6 I. the signature of the debtor or a statement that
7 the signature is on file with the secured party.

8 Subp. 2. **Lien notice.** A lien notice must contain the
9 following information:

10 A. a description of the farm products:

11 (1) by using a product code provided by the
12 secretary of state; and

13 (2) if applicable, by including the amount of the
14 farm product in those situations where this information is
15 needed to distinguish that part of the farm product subject to
16 the security interest and that part which is not. The amount
17 may be described by the number of acres, the number of bushels,
18 the number of head, or any other accepted method of counting the
19 specific farm product. A dollar amount may not be used as this
20 description;

21 B. a description of the location of the property ~~on~~
22 ~~which~~ where the farm products are located:

23 (1) by listing the county using the two-digit
24 county code provided by the secretary of state; and

25 (2) if applicable, by listing the township,
26 range, and section information for the property ~~on-which~~ where
27 the farm products are located in those situations where this
28 information is needed to distinguish that part of the farm
29 product subject to the security interest and that part which is
30 not.

31 If the debtor is a Minnesota resident, the "location of the
32 property where the farm products are located" means the county
33 of the debtor's residence. If the debtor is not a Minnesota
34 resident, the "location of the property where the farm products
35 are located" means the Minnesota county where the majority of
36 the product is located;

1 C. the name and address of the ~~person-entitled-to-the~~
 2 ~~farm-products-statutory-lien~~ lienholder. The name of the person
 3 must be the full legal name of that individual or other legal
 4 entity. ~~No-abbreviations-of-the-words-in-the-name-are~~
 5 ~~permitted.~~ Business names must be presented as they have been
 6 registered and only those abbreviations appearing in the name as
 7 registered are acceptable. If the secured party is an
 8 individual, the person's full first name, middle initial, if
 9 any, and full last name are the person's full legal name.
 10 Nicknames or abbreviations of individual names, except a middle
 11 initial, are not acceptable. The single address must be a
 12 mailing address and include a city, state, and zip code;

13 D. the name and address of the debtor. The name of
 14 the debtor must be the full legal name of the individual or
 15 other legal entity. ~~No-abbreviations-of-the-words-in-the-name~~
 16 ~~are-permitted.~~ Business names must be presented as they have
 17 been registered and only those abbreviations appearing in the
 18 name as registered are acceptable. If the debtor is an
 19 individual, the person's full first name, middle initial, if
 20 any, and full last name are the person's full legal name.
 21 Nicknames or abbreviations of individual names, except a middle
 22 initial, are not acceptable. The single address must be a
 23 mailing address and include a city, state, and zip code;

24 E. a statement of any payment obligations imposed on
 25 the buyer of farm products as a condition for waiver or release
 26 of the farm products statutory lien; and

27 F. the signature of the lienholder.

28 Subp. 3. **Distinct form or format.** An effective financing
 29 statement or lien notice must be filed on a Minnesota standard
 30 form or in a Minnesota standard format that is distinct from a
 31 Uniform Commercial Code financing statement. A filing in the
 32 central notification system cannot be made by altering an
 33 existing Uniform Commercial Code form, using a central
 34 notification system form from another state, or any similar
 35 document.

36 Subp. 4. **Farm product and county codes.** The party

1 completing the effective financing statement or lien notice is
2 responsible for choosing and listing the farm product and county
3 codes on the document from the lists provided by the secretary
4 of state. The filing officer shall reject those documents that
5 do not have farm product and county codes.

6 Subp. 5. **Means of filing.** Effective financing statements
7 and lien notices may be filed in person, by mail, by facsimile,
8 or by any other means available from a filing officer.

9 Subp. 6. **Amendment.** To amend information contained on an
10 effective financing statement or lien notice, the existing
11 effective financing statement or lien notice must be terminated
12 and a new effective financing statement or lien notice filed.

13 8265.0400 FILING PROCEDURES.

14 Subpart 1. **Choice of format.** Each filing officer may
15 choose the format in which an originally filed document is made
16 available for public inspection. Format options include the
17 original paper filing, microfilm or microfiche copies, copies
18 stored in optical scanning equipment, and any other formalized
19 storage technology.

20 Subp. 2. **Public inspection.** Public inspection may occur
21 at any time during the regular business hours of the filing
22 office.

23 Subp. 3. **Restrictions on access.** The filing officer may
24 set reasonable restrictions on public access to the records.
25 For example, a filing officer may allow a member of the public
26 to search the files or may require that a member of the filing
27 officer's staff retrieve the requested information for a member
28 of the public without charge. A reasonable restriction may also
29 be that copies of the requested documents are made without
30 charge and then presented to the requesting party for use in the
31 filing office.

32 Subp. 4. **Data entry.** Entry of data from the filed
33 documents must occur in the filing office where the document was
34 accepted.

35 Subp. 5. **Continuation or termination.** A filing office may

1 only continue or terminate those filings originally filed with
2 that filing office.

3 Subp. 6. **Data entry standards.** Data entry must occur
4 according to data entry standards established by the secretary
5 of state. All data must be entered so that complete lists can
6 be generated by the secretary of state.

7 Subp. 7. **Verification of accuracy.** To verify the accuracy
8 of the information entered into the computerized filing system,
9 the party making the filing may request the following
10 information from the filing officer: name of the debtor
11 including the spelling of the debtor's name, the products
12 covered, the file number, and the date of filing. This request
13 may be made in person or by telephone, facsimile, or mail. The
14 filing officer may respond to the person making the request in
15 the office or by telephone, facsimile, electronic messaging
16 system, or mail. There can be no charge for responding to this
17 type of inquiry.

18 Subp. 8. **Termination statement.** If a termination
19 statement is filed, the filing officer shall delete information
20 from the computerized filing system. Data entry must occur
21 according to data entry standards established by the secretary
22 of state. This action will transfer the information from the
23 active files to the inactive files in the computerized filing
24 system. As a result, the information from the terminated filing
25 will no longer appear on the monthly list.

26 Subp. 9. **Retrieval from inactive files.** Filing officers
27 may retrieve information about terminated filings from the
28 inactive files according to file number. There is no access to
29 inactive files by debtor name.

30 8265.0500 LIST DISTRIBUTION.

31 Subpart 1. **Monthly lists.** Monthly lists must be
32 distributed by the tenth business day of each month.

33 Subp. 2. **Appearance on monthly list.** Effective financing
34 statements, lien notices, continuation of an effective financing
35 statement and termination of either effective financing

1 statements or lien notices will not appear on the next monthly
2 list if filed after the last business day of the previous
3 month. For example, a document filed on or before February 26,
4 1993, would appear on the March 1993 monthly list. Filing
5 officers must data enter all information received on all
6 effective financing statements, lien notices, and continuation
7 and termination statements by the close of business on the last
8 business day of the month.

9 **Subp. 3. Receipt of monthly list.** A buyer shall register
10 by the last business day of the month to receive the monthly
11 lists requested by the buyer for that month. For example, a
12 buyer who registers on or before February 26, 1993, will receive
13 the March 1993 monthly list.

14 **Subp. 4. Cost.** The cost to receive monthly lists on paper
15 will be set by the secretary of state and reviewed each year.
16 The cost to receive monthly lists on paper must be on file with
17 the secretary of state and must be listed on the buyer
18 registration form.

19 **Subp. 5. Return of computer diskette or magnetic tape.**
20 Registered buyers who receive master and partial master lists on
21 computer diskette or computer magnetic tape may return those
22 diskettes or tapes to the secretary of state for reuse.

23 **Subp. 6. Illegible or incomplete lists.** If a registered
24 buyer receives a monthly list that cannot be read or is
25 incomplete, the buyer must immediately inform the secretary of
26 state by telephone of the problem. The registered buyer shall
27 confirm the existence of the problem by writing to the secretary
28 of state. The secretary of state shall provide the registered
29 buyer with new monthly lists in the medium chosen by the
30 registered buyer no later than five business days after receipt
31 of the oral notice from the registered buyer. A registered
32 buyer is not considered to have received notice of the
33 information on the monthly lists until the duplicate list is
34 received from the secretary of state or until five days have
35 passed since the duplicate lists were deposited in the mail by
36 the secretary of state, whichever comes first.

1 Subp. 7. **Duplicate lists.** On receipt of a written notice
2 pursuant to Minnesota Statutes, section 336A.13, the secretary
3 of state shall duplicate the monthly lists requested by the
4 registered buyer. The duplicate monthly lists must be sent to
5 the registered buyer no later than five business days after
6 receipt of the written notice from the registered buyer.

7 Subp. 8. **One medium per registration.** A registered buyer
8 may request monthly lists in one medium per registration. For
9 example, the registered buyer may request six different monthly
10 lists but they all must be produced in microfiche.

11 Subp. 9. **Renewal of registration.** Registered buyers must
12 have renewed their registration prior to the first day of July
13 each year. Failure to send in the registration prior to that
14 date will result in the buyer not receiving the requested
15 monthly lists.

16 Subp. 10. **Receipt of only additions or deletions.**
17 Registered buyers choosing to obtain monthly lists on computer
18 diskette or computer magnetic tape may choose to receive all of
19 the information for the monthly lists requested the first month
20 and then only additions and deletions to the data base for the
21 remaining 11 months of the year. Following the first year of
22 registration, the registered buyer may choose to continue to
23 receive one copy of the full monthly list at the beginning of
24 each year or may choose to receive only additions and deletions.

25 Subp. 11. **Types of computer diskettes.** Computer diskettes
26 must be furnished in both the 3-1/2 inch, 1.44 megabyte and
27 5-1/4 inch, 1.2 megabyte sizes. Computer diskettes must be at
28 least of the high density variety.

29 Subp. 12. **Type of computer magnetic tape.** Computer
30 magnetic tape must be furnished in the 6250 bpi format.

31 Subp. 13. **Taking free of security interest.** Except as
32 provided in subpart 14, and notwithstanding other law or rule to
33 the contrary, a buyer in the ordinary course of business who
34 buys farm products from a seller engaged in farming operations
35 takes free of a security interest created by the seller, even
36 though the security interest is perfected and the buyer knows

1 the security interest exists.

2 Subp. 14. Taking subject to security interest. A buyer in
3 the ordinary course of business who buys farm products takes
4 subject to a security interest created by the seller if the
5 secured party has perfected the security interest and:

6 A. the buyer has failed to register with the
7 secretary of state as provided in Minnesota Statutes, section
8 336A.11; or

9 B. the buyer has registered with the secretary of
10 state as provided in Minnesota Statutes, section 336A.11, the
11 buyer receives a notice from the secretary of state in the form
12 of a monthly list specifying that the seller and the farm
13 products being sold are subject to a security interest, and the
14 buyer fails to secure a waiver or release of the security
15 interest specified in the effective financing statement by
16 making payment, satisfying an obligation, or otherwise.

17 Subp. 15. Alternate spelling of names on monthly lists.

18 If a registered buyer receives monthly lists organized according
19 to the name of the debtor, the registered buyer is only
20 obligated to review the monthly lists for the correct spelling
21 of the buyer's name. If a secured party has filed an effective
22 financing statement or lien notice against the debtor which
23 misspells the debtor's name, any loss is on the secured party.
24 The registered buyer takes free of the interest of the secured
25 party that has misspelled the debtor's name.

26 Example: The correct spelling of the debtor's name is Andrew
27 Johnsen. The secured party files an effective financing
28 statement and spells the debtor's last name "Johnson." Andrew
29 Johnsen goes to a registered buyer and sells his cattle. The
30 registered buyer reviews the list for "Johnsen" and does not
31 find a listing. The registered buyer issues the check to Andrew
32 Johnsen. The registered buyer takes free of the interest of the
33 secured party because of the misspelling of the name.

34 8265.0600 FORMS.

35 Subpart 1. Standard forms. All of the forms described in

1 this part are standard forms.

2 Subp. 2. **Experimental forms.** The secretary of state may
3 provide for the use of experimental ~~use-of-alternate~~ forms on a
4 trial basis. The experimental forms must be **considered**
5 distributed to the county recorders and are standard forms.

6 Subp. 3. **Effective financing statement; standard multipart**
7 **form.**

8 A. A standard Minnesota central notification system
9 effective financing statement/statutory lien notice multipart
10 form:

11 (1) must be 8-1/2 inches by 11 inches, excluding
12 the top perforated tab;

13 (2) must be two carbon or carbonless snap-out;

14 and

15 (3) have a size of type that is legible.

1 B. A standard effective financing statement must be
2 in substantially the following form:

For Filing Officer

STATE OF MINNESOTA
EFFECTIVE FINANCING STATEMENT (EFS)/
STATUTORY LIEN NOTICE
CNS-1 FORM



Statutory Lien Conditions for waiver or release: _____
This form is an EFS unless the Statutory Lien box is marked. This statement is presented for filing pursuant to *Minnesota Statutes Chapter 336A*. (Type in Black Ink)

1. Individual Debtor Last Name		First Name	Middle I.
Social Security #		Mailing Address	
City		State	Zip Code
2. Individual Debtor Last Name		First Name	Middle I.
Social Security #		Mailing Address	
City		State	Zip Code
3. Business Debtor Name			

Fed. ID#	Street Address		
City	State	Zip Code	

4. Secured Party/Lienholder Name			5. THE INFORMATION CONTAINED IN THIS EFFECTIVE FINANCING STATEMENT WILL BE SENT TO FARM PRODUCT BUYERS REGISTERED IN MINNESOTA. SALE OF FARM PRODUCTS TO THOSE BUYERS MAY RESULT IN A CHECK BEING ISSUED PAYABLE JOINTLY TO BOTH THE SELLER AND THE SECURED PARTY.
Street Address			
City	State	Zip Code	

6. Farm Product Description							
	Product Code	Quantity	Crop Year	County Code	Property Description Section(s)	Township	Range
1.	_____	_____	_____	_____	_____	_____	_____
2.	_____	_____	_____	_____	_____	_____	_____
3.	_____	_____	_____	_____	_____	_____	_____
4.	_____	_____	_____	_____	_____	_____	_____

7. **THIS EFFECTIVE FINANCING STATEMENT (CHOOSE ONE): WILL WILL NOT BE TERMINATED WITHIN 30 DAYS OF THE DATE ON WHICH THE OBLIGATION(S) IT SECURES NO LONGER EXIST.**

RETURN ACKNOWLEDGEMENT COPY TO: (name and address)

[Empty box for return address]

Signatures are on file with the secured party.

Debtor's Signature

Debtor's Signature

Lienholder/Secured Party Signature

(3) Filing Officer Copy - Acknowledgment 09921492 (Rev 4/93)

Standard Form Approved by Secretary of State

1 C. The second page must be identical to the first,
2 except that the language "(2) Acknowledgment Copy" must appear
3 at the bottom left.

4 D. On the back page, instructions must appear in the
5 form and text described by the secretary of state.

6 Subp. 4. **Effective financing statement; word processor
7 generated form.**

8 A. A standard Minnesota central notification system
9 effective financing statement/statutory lien notice word
10 processor generated form:

11 (1) must be 8-1/2 inches by 11 inches;

12 (2) may not exceed one page;

13 (3) must consist of two identical copies of the
14 page which are presented to the filing officer; and

15 (4) have a type size that is legible.

16 B. A standard effective financing statement/statutory
17 lien notice must be in substantially the following format:

18 (1) headed with the words "STATE OF MINNESOTA
19 EFFECTIVE FINANCING STATEMENT (EFS)/STATUTORY LIEN NOTICE; CNS-1
20 FORM" at the top of the page;

21 (2) showing the words "for filing officer" and a
22 box an area in the upper left corner of the page with dimensions
23 of 2 inches wide and 3-3/4 inches long placed one-fourth inch
24 from the top of the form and one-fourth inch from the left side
25 of the page;

26 (3) a statement indicating that the filing is a
27 statutory lien notice, if applicable and any conditions for
28 waiver or release of the lien;

29 (4) showing the following statements under the
30 heading and to the ~~left~~ right of the box area: "This statement
31 is presented for filing pursuant to Minnesota Statutes, section
32 336A.03";

33 (5) showing information about the first debtor
34 organized in the following manner: debtor name, social security
35 or taxpayer identification number, and mailing address including
36 city, state, and zip code. If the debtor is an individual, the

1 last name must appear first, followed by the first name and
2 middle initial. If the debtor is a business, the complete name
3 of the business must appear as it is registered;

4 (6) showing information about each additional
5 debtor, if any, in the format described in item D;

6 (7) showing the secured party's name and mailing
7 address including city, state, and zip code;

8 (8) showing a description of the farm products
9 covered by the effective financing statement. For each farm
10 product listed, the farm product code; the quantity, if any; the
11 crop year, if applicable; the county code; and the property
12 description by township, range, and section numbers, if
13 applicable;

14 (9) showing the following statement all in
15 capital letters:

16 "THE INFORMATION CONTAINED IN THIS EFFECTIVE FINANCING
17 STATEMENT WILL BE SENT TO FARM PRODUCT BUYERS
18 REGISTERED IN MINNESOTA. SALE OF FARM PRODUCTS TO
19 THOSE BUYERS MAY RESULT IN A CHECK BEING ISSUED
20 PAYABLE JOINTLY TO BOTH THE SELLER AND THE SECURED
21 PARTY";

22 (10) showing the following statement:

23 "THIS EFFECTIVE FINANCING STATEMENT (CHOOSE ONE)
24 WILL WILL NOT BE TERMINATED WITHIN 30
25 DAYS OF THE DATE ON WHICH THE OBLIGATION(S) IT SECURES
26 NO LONGER EXIST";

27 (11) showing a ~~box~~ an area in the bottom left of
28 the page 3-1/2 inches wide and one inch long so that a name and
29 address can be inserted in this area and used to return the
30 acknowledgment copy of the effective financing statement or lien
31 notice. The ~~box~~ area is placed three-fourths inch from the
32 bottom of the page and five-eighths inch from the left side of
33 the page; and

34 (12) showing lines for signatures by the debtors
35 and secured party on the bottom right side of the page across
36 from the address ~~box~~ area described in subitem (11) or a

1 statement that the signatures of the parties are on file with
2 the secured party.

3 Subp. 5. Continuation and termination statement; multipart
4 form.

5 A. A standard Minnesota central notification system
6 effective financing statement/statutory lien notice statement of
7 continuation and termination multipart form:

8 (1) must be 8-1/2 inches by 11 inches, excluding
9 the top perforated tab;

10 (2) must be two carbon or carbonless snap-out;
11 and

12 (3) have a size of the type that is legible.

1 B. A standard effective financing statement/statutory
2 lien notice statement of continuation and termination must be in
3 substantially the following form:

For
Filing
Officer

STATE OF MINNESOTA
EFFECTIVE FINANCING STATEMENT/STATUTORY LIEN
STATEMENT OF
CONTINUATION AND TERMINATION
CNS-3 FORM



This statement is presented for filing pursuant to *Minnesota Statutes Chapter 336A.*
(Type in Black Ink)

1. Original Effective Financing Statement No.	Original File Date
2. Original Statutory Lien No.	Original File Date

3. Debtor Name and Address

4. Secured Party/Lienholder and Address

(CHOOSE ONE)

___ 5. EFFECTIVE FINANCING STATEMENT CONTINUATION

The original effective financing statement bearing the file number shown in Area Number 1 is still effective and is continued for an additional 5 years. The continuation statement must be signed by the debtor and the secured party or the box below must be marked indicating that the secured party has the signatures on file.

___ 6. EFFECTIVE FINANCING STATEMENT TERMINATION

The secured party no longer claims a security interest under the effective financing statement bearing the file number shown in Area Number 1. The date on which the security interest was satisfied is _____.

___ 7. STATUTORY LIEN TERMINATION

The lien holder no longer claims a lien under the lien notice bearing the file number shown in Area Number 2. The date on which the statutory lien was satisfied is _____.

RETURN ACKNOWLEDGMENT COPY TO: (name and address)

[Empty box for return acknowledgment copy to]

Please do not type outside the bracketed area.

Signatures are on file with secured party.

Debtor Signature (required for continuation only)

Secured Party/Lien holder Signature

1 C. The second page must be identical to the first,
2 except that the language "(2) Acknowledgment Copy" must appear
3 at the bottom left.

4 Subp. 6. Continuation and termination statement; word
5 processor generated form.

6 A. A standard Minnesota central notification
7 system/statutory lien notice statement of continuation and
8 termination word processor generated form:

9 (1) must be 8-1/2 inches by 11 inches;

10 (2) must not exceed one page;

11 (3) must consist of two identical copies of the
12 page which are presented to the filing officer; and

13 (4) have a type size that is legible.

14 B. A standard effective financing statement/statutory
15 lien notice statement of continuation and termination must be in
16 substantially the following format:

17 (1) headed with the words "STATE OF MINNESOTA
18 EFFECTIVE FINANCING STATEMENT/STATUTORY LIEN NOTICE STATEMENT OF
19 CONTINUATION AND TERMINATION; CNS-3 FORM" at the top of the
20 form;

21 (2) showing ~~a-box~~ an area in the upper left
22 corner of the page with dimensions of two inches wide and 3-3/4
23 inches long placed one-fourth inch from the top of the form and
24 one-fourth inch from the left side of the page. In the upper
25 left hand corner, the words "For Filing Officer" shall appear;

26 (3) showing the following statements under the
27 heading and to the ~~left~~ right of the ~~box~~ area: "This statement
28 is presented for filing pursuant to Minnesota Statutes, chapter
29 336A";

30 (4) showing the original effective financing
31 statement number and original filing date or the original
32 statutory lien notice number and original filing date;

33 (5) showing information about the debtors
34 organized in the following manner: debtor names and mailing
35 address including city, state, and zip code. If the debtor is
36 an individual, the last name must appear first, followed by the

1 first name and middle initial. If the debtor is a business, the
2 complete name of the business must appear as it is registered;

3 (6) showing information about the secured party
4 organized in the following manner: secured party name and
5 mailing address including city, state, and zip code;

6 (7) showing the single transaction to be
7 accomplished by filing the form by choosing from the following:

8 (a) effective financing statement
9 continuation;

10 (b) effective financing statement
11 termination, including the date on which the security interest
12 was satisfied; or

13 (c) statutory lien notice termination;

14 (8) showing ~~a-box~~ an area in the bottom left of
15 the page 3-1/2 inches wide and one inch long so that a name and
16 address can be inserted in this area and used to return the
17 acknowledgment copy of the effective financing statement
18 statement or lien notice. The ~~box~~ area is placed three-fourths
19 inch from the bottom of the page and five-eighths inch from the
20 left side of the page; and

21 (9) showing lines for signatures by the debtors
22 and secured party on the bottom right side of the page across
23 from the address box described in subitem (8), or a statement
24 that the signatures of the parties are on file with the secured
25 party.

26 Subp. 7. Request for information. A standard Minnesota
27 request for information:

28 A. must be 8-1/2 inches by 11 inches;

29 B. have a type size that is legible;

30 C. must consist of two copies of the page; and

31 D. the following information must be included:

32 (1) the name of the party about whom the search
33 for information is to be conducted;

34 (2) the address of the party about whom the
35 search is being conducted, if the requesting party wishes to
36 limit the search results based on the address;

1 (3) the identification number of the party about
2 whom the search is being conducted, if the requesting party
3 wishes to limit the search results based on the identification
4 number;

5 (4) whether the requesting party wishes
6 information, copies of financing statements, or both; and

7 (5) the name and address of the party to whom the
8 results of the search are to be sent.

9

10 REVISOR NOTE. Minnesota Rules, part 8265.0600, subpart 3, item
11 B, has been modified by replacing the form CNS-1, Effective
12 Financing Statement (EFS)/Statutory Lien Notice which was
13 revised June 1992 with a similar form revised as of April 1993.

14 Minnesota Rules, part 8265.0600, subpart 5, item B, has
15 been modified by replacing the form CNS-3, Effective Financing
16 Statement/Statutory Lien Statement of Continuation and
17 Termination which was revised December 1992 with a similar form
18 revised as of April 1993.