



# The National Agricultural Law Center

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## Statutory Agricultural Lien Rapid Finder Chart: *Nebraska*

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# A National Agricultural Law Center Research Publication

## Statutory Agricultural Lien Rapid Finder Chart: Alabama

TYPE OF LIEN/CLAIMANT	LIEN CLAIMANT	ATTACHED PROPERTY	POSSESSION REQUIRED	FILING REQUIRED	DATE LIEN ATTACHES	EXPRESS STATUTORY PRIORITY
<b>LIEN FOR NOXIOUS WEED CONTROL</b> <b>NEB. REV. STAT. § 2-955</b>	CONTROL AUTHORITY WHO INCURRED EXPENSES FOR CONTROL ACTIVITIES	PROPERTY UPON WHICH THE CONTROL MEASURES WERE TAKEN	NO	MUST PROVIDE NOTICE TO LANDOWNER OF WEED INFESTATION ON PROPERTY AND REQUEST THE WEEDS BE CONTROLLED  CONTROL AUTHORITY MUST FILE THE LIEN WITH THE COUNTY TREASURER IN THE COUNTY WHERE THE PROPERTY IS LOCATED	DATE THE CONTROL AUTHORITY INCURRED COSTS FOR CONTROLLING THE WEEDS	LIEN BECOMES AND FORMS A PART OF THE TAXES UPON THE PROPERTY, AND IS COLLECTED WITH OTHER TAXES ON THE PROPERTY
<b>LIEN FOR UNPAID FINE UNDER PLANT PROTECTION AND PLANT PEST ACT</b> <b>NEB. REV. STAT. § 2-10,103.02</b>	STATE OF NEBRASKA	REAL ESTATE OF THE VIOLATOR WHO HAS NOT PAID FINE	NO	YES, NEBRASKA'S DEPARTMENT OF AGRICULTURE MUST FILE A NOTICE OF LIEN IN THE OFFICE OF THE REGISTER OF DEEDS OR COUNTY CLERK IN THE COUNTY WHERE THE REAL ESTATE IS LOCATED	NOT SPECIFIED	NONE
<b>LIEN FOR UNPAID FINE UNDER PESTICIDE ACT</b> <b>NEB. REV. STAT. § 2-2651</b>	STATE OF NEBRASKA	REAL ESTATE OF THE VIOLATOR WHO HAS NOT PAID FINE	NO	NOT SPECIFIED	SIXTY DAYS AFTER FINE WAS GIVEN	NONE
<b>TAX LEVY FOR IRRIGATION ACTIVITY ON AGRICULTURAL LANDS</b> <b>NEB. REV. STAT. § 2-3226.05</b>	GOVERNING AUTHORITY WITHIN THE NATURAL RESOURCES DISTRICT	AGRICULTURAL LAND OF PERSON WHO IS DELINQUENT IN PAYING OCCUPATION TAXES	NO	YES, THE TAXES MUST BE CERTIFIED TO THE COUNTY TREASURER IN THE COUNTY WHERE THE LAND IS LOCATED	NOT SPECIFIED	INFERIOR ONLY TO GENERAL TAXES LEVIED BY POLITICAL SUBDIVISIONS OF THE STATE



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<b>LIEN FOR IMPROVEMENT PROJECT OF NATURAL RESOURCES DISTRICT</b>  <b>NEB. REV. STAT. § 2-3254.06</b>	GOVERNING AUTHORITY WITHIN NATURAL RESOURCES DISTRICT	REAL PROPERTY WITHIN THE BOUNDARIES OF THE DISTRICT	NO	NO	NOT SPECIFIED	INFERIOR ONLY TO GENERAL TAXES LEVIED BY POLITICAL SUBDIVISIONS OF THE STATE
<b>LIEN FOR UNPAID IRRIGATION DISTRICT TAX LEVY</b>  <b>NEB. REV. STAT. §§ 46-1,137 – 46-1,138</b>	GOVERNING AUTHORITY OF THE IRRIGATION DISTRICT	REAL ESTATE OF THE PERSON WHO IS DELINQUENT IN PAYING TOLL	NO	YES, MUST CERTIFY THE UNPAID TOLL WITH THE COUNTY CLERK OF THE COUNTY WHERE THE LAND IS LOCATED	NOT SPECIFIED	EQUAL TO ALL OTHER TAXES ON THE REAL ESTATE
<b>CONSTRUCTION LIEN</b>  <b>NEB. REV. STAT. §§ 52-126 – 159</b>	PERSON WHO FURNISHES SERVICES OR MATERIALS TO IMPROVE REAL ESTATE UNDER CONTRACT	REAL ESTATE	NO	YES, CLAIMANT MUST FILE LIEN WITH THE REGISTER OF DEEDS IN THE COUNTY WHERE THE LAND IS LOCATED WITHIN ONE HUNDRED TWENTY DAYS AFTER THEIR LAST DAY OF FURNISHING SERVICES OR MATERIALS	DATE THE LIEN IS FILED WITH THE REGISTER OF DEEDS	ALL CONSTRUCTION LIEN CLAIMANTS THAT ATTACHED AT THE SAME TIME HAVE EQUAL PRIORITY AND SHARE THE AMOUNT RECEIVED UPON FORECLOSURE OF THE LIENS  CONSTRUCTION LIENS THAT ATTACHED AT DIFFERENT TIMES HAVE PRIORITY IN THE ORDER OF ATTACHMENT  LIEN HAS PRIORITY OVER SUBSEQUENT ADVANCES MADE UNDER A PRIOR RECORDED LIEN UNLESS IT IS TO PAID TO PROTECT AN INTEREST IN THE REAL ESTATE  SUBSEQUENT TO PRIOR PERFECTED LIENS ON THE REAL ESTATE



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<b>ARTISAN'S LIEN</b> <b>NEB. REV. STAT. §§ 52-201 – 52-204</b>	PERSON WHO MAKES, ALTERS, REPAIRS, OR ENHANCES THE VALUE OF MACHINERY, FARM TOOLS, FARM IMPLEMENTS, OR SHOES A HORSE OR MULE	MACHINERY, FARM TOOLS, FARM IMPLEMENTS, AND HORSES OR MULES	NO, BUT THE LIEN CLAIMANT IS ENTITLED TO RETAIN THE PROPERTY	YES, IF CLAIMANT DOES NOT HAVE POSSESSION OF THE PROPERTY, MUST FILE A FINANCING STATEMENT AS REQUIRED UNDER ARTICLE 9 OF THE UCC WITHIN SIXTY DAYS AFTER PERFORMING WORK OR FURNISHING MATERIALS	NONPOSSESSORY LIEN IS IN FORCE AS OF THE DATE OF FILING	POSSESSORY LIEN IS SUPERIOR TO PERFECTED SECURITY INTEREST  NONPOSSESSORY LIEN IS SUPERIOR TO SUBSEQUENTLY FILED LIENS AND IS TREATED AS A UCC SECURITY INTEREST
<b>THRESHER'S LIEN</b> <b>NEB. REV. STAT. §§ 52-501 – 52-504</b>	OWNER OR OPERATOR OF A THRESHER, COMBINE, CORNPICKER, CORNHUSKER, OR CORNSHELLER	GRAIN, SEED, OR CORN HARVESTED OR PROCESSED BY THE OWNER OR OPERATOR USING THE MACHINE	NO	YES, THE LIEN CLAIMANT MUST FILE A FINANCING STATEMENT AS REQUIRED BY ARTICLE 9 OF THE UCC  CLAIMANT MUST ALSO PROVIDE WRITTEN NOTICE TO PURCHASER OR DEALER FOR LIEN TO ATTACH	NOT SPECIFIED	LIEN DOES NOT APPLY TO A LANDLORD'S OR LESSOR'S SHARE OF THE GRAIN, SEED, OR CORN  NONPOSSESSORY LIEN IS SUPERIOR TO SUBSEQUENTLY FILED LIENS AND IS TREATED AS A UCC SECURITY INTEREST
<b>LIEN FOR SERVICES PERFORMED UPON PERSONAL PROPERTY</b> <b>NEB. REV. STAT. §§ 52-601.01 – 52-605</b>	PERSON WHO PERFORMS WORK OR LABOR, OR WHO ADVANCES MONEY OR MATERIAL UPON PERSONAL PROPERTY UNDER CONTRACT	PERSON PROPERTY FURNISHED WORK, LABOR, MONEY, OR MATERIALS	YES, CLAIMANT MUST HOLD PROPERTY FOR A PERIOD OF NINETY DAYS BEFORE HAVING A LIEN	YES, MUST PROVIDE WRITTEN NOTICE TO LAST-KNOWN OWNER OF THE PERSON PROPERTY AND TO ANY LIEN OR SECURITY INTEREST HOLDER OF RECORD THIRTY DAYS BEFORE SELLING PROPERTY	AFTER A PERIOD OF HOLDING THE GOODS FOR NINETY DAYS	PRIORITY OVER ALL OTHER LIENS OR SECURITY INTERESTS IN THE PERSONAL PROPERTY
<b>VETERINARIAN'S LIEN</b> <b>NEB. REV. STAT. §§ 52-701 – 52-702</b>	LICENSED VETERINARIAN	LIVESTOCK TREATED OR CARED FOR	NO	YES, THE LIEN CLAIMANT MUST FILE A FINANCING STATEMENT AS REQUIRED BY ARTICLE 9 OF THE UCC WITHIN NINETY DAYS AFTER FURNISHING SERVICES	NOT SPECIFIED	LIEN HAS PRIORITY OVER OTHER LIENS



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<b>PETROLEUM PRODUCTS LIEN</b>  <b>NEB. REV. STAT.</b> <b>§§ 52-901 – 52-905</b>	SUPPLIER OF PETROLEUM PRODUCTS USED TO POWER OR LUBRICATE FARM MACHINERY FOR CROP PRODUCTION	CROPS, OWNED BY THE PERSON TO WHOM THE PETROLEUM PRODUCTS WERE FURNISHED, WHICH WERE PRODUCED USING THE PETROLEUM PRODUCTS	NO	YES, THE LIEN CLAIMANT MUST FILE A FINANCING STATEMENT AS REQUIRED BY ARTICLE 9 OF THE UCC WITHIN SIX MONTHS AFTER FURNISHING THE FUEL OR LUBRICANT	DATE ON WHICH THE LIEN IS FILED	THE LIEN DOES NOT ATTACH TO A LANDLORD'S OR LESSOR'S SHARE OF THE CROP, OR TO A BFP
<b>FERTILIZER AND AGRICULTURAL CHEMICAL LIENS</b>  <b>NEB. REV. STAT.</b> <b>§§ 52-1101 – 52-1104</b>	PERSON WHO FURNISHES FERTILIZER OF AGRICULTURAL CHEMICALS  PERSON WHO FURNISHES MACHINERY TO APPLY FERTILIZER OR AGRICULTURAL CHEMICALS  PERSON WHO PERFORMS WORK OR LABOR IN APPLYING FERTILIZER OR AGRICULTURAL CHEMICALS	CROPS PRODUCED ON THE LAND WHERE THE FERTILIZER OF AGRICULTURAL CHEMICAL WAS APPLIED OR MACHINERY WAS USED, WITHIN ONE YEAR OF THE APPLICATION OF THE FERTILIZER OR AGRICULTURAL CHEMICAL	NO	YES, THE LIEN CLAIMANT MUST FILE A FINANCING STATEMENT AS REQUIRED BY ARTICLE 9 OF THE UCC WITHIN ONE HUNDRED TWENTY DAYS AFTER THE LAST DATE OF FURNISHING LABOR	DATE ON WHICH THE LIEN IS FILED	SUPERIOR TO SUBSEQUENT LIENS, BUT NOT TO PRIOR LIENS UNLESS PRIOR LIEN CLAIMANTS AGREE IN WRITING TO SUBORDINATION
<b>SEED OR ELECTRICAL POWER AND ENERGY LIENS</b>  <b>NEB. REV. STAT.</b> <b>§§ 52-1201 – 52-1205</b>	PERSON WHO FURNISHES SEED OR ELECTRICAL POWER USED IN THE PRODUCTION OF CROPS	CROPS PRODUCED FROM THE FURNISHED SEED OR ELECTRICAL ENERGY	NO	YES, THE LIEN CLAIMANT MUST FILE A FINANCING STATEMENT AS REQUIRED BY ARTICLE 9 OF THE UCC WITHIN ONE HUNDRED TWENTY DAYS AFTER THE LAST DATE ON WHICH (A) SEED WAS FURNISHED OR (B) METER WAS READ WITH RESPECT TO ENERGY FURNISHED	DATE OF FILING	PRIORITY IS ESTABLISHED BY THE DATE AND TIME OF FILING  LIEN IS SUBJECT TO A PROPERLY ATTACHED AND FILED UCC SECURITY INTEREST, UNLESS THE PRIOR CLAIMANT AGREES IN WRITING TO SUBORDINATION
<b>AGRICULTURAL PRODUCTION LIENS</b>  <b>NEB. REV. STAT.</b> <b>§§ 52-1401 – 52-1411</b>	PERSON SUPPLYING AGRICULTURAL INPUT FOR PRODUCTION OF CROPS OR LIVESTOCK	CROPS AND LIVESTOCK PRODUCED OR BENEFITTING FROM THE AGRICULTURAL INPUT	NO	YES, THE LIEN CLAIMANT MUST FILE A FINANCING STATEMENT AS REQUIRED BY ARTICLE 9 OF THE UCC WITHIN THREE MONTHS AFTER THE LAST DATE THE INPUT WAS FURNISHED	DATE THAT THE AGRICULTURAL PRODUCTION INPUT IS FURNISHED BY THE SUPPLIER TO THE PRODUCER	PRIORITY DEPENDS ON TIME OF FILING AND ON THE RESPONSE OF PRIOR LENDERS TO NOTICE OF THE LIEN PROVIDED BY THE LIEN CLAIMANT



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<b>LIEN FOR SERVICE OF ANIMALS</b>  <b>NEB. REV. STAT. §§ 52-1501 – 52-1506</b>	OWNER, OWNER'S AGENT, OR LESSEE OF STALLION, JACK, OR BULL USED FOR BREEDING PURPOSES	FEMALE ANIMAL SERVED AND OFFSPRING RESULTING FROM THE BREEDING SERVICES	NO	YES, WITH THE COUNTY CLERK	LIEN ATTACHES TO THE OFFSPRING UPON ITS BIRTH	LIEN ON FEMALE ANIMAL IS A FIRST LIEN  LIEN ON OFFSPRING IS SUBJECT TO A LIEN OF RECORD OF ANY MORTGAGE IN GOOD FAITH
<b>AGISTER'S LIEN</b>  <b>NEB. REV. STAT. §§ 54-201; 54-209</b>	PERSON, FIRM, CORPORATION, PARTNERSHIP OR LLC WHO CARES FOR AND FEEDS ANY LIVESTOCK UNDER A CONTRACT OR AGREEMENT	LIVESTOCK CARED FOR OR FED	NO	YES, PRIOR TO REMOVAL OF THE LIVESTOCK FROM THE LIEN CLAIMANT'S PREMISES, THE LIEN CLAIMANT MUST FILE A FINANCING STATEMENT AS REQUIRED BY UCC ARTICLE 9	NOT SPECIFIED	IF THE DEBTOR IS NOT A NEBRASKA RESIDENT OR BUSINESS, THE LIEN IS FIRST, PRIOR, AND PARAMOUNT  IF THE DEBTOR IS A NEBRASKA RESIDENT OR BUSINESS, THE LIEN IS INFERIOR TO PRIOR LIENS UNLESS PRIOR LIENHOLDERS AGREE TO THE CONTRACT
<b>FEED LIEN</b>  <b>NEB. REV. STAT. §§ 54-208 – 54-209</b>	PERSON WHO DELIVERS FEED OR FEED INGREDIENTS TO LIVESTOCK UNDER A CONTRACT OR AGREEMENT	LIVESTOCK RECEIVING FEED OR FEED INGREDIENTS	NO	THE LIEN CLAIMANT MUST FILE A FINANCING STATEMENT AS REQUIRED BY UCC ARTICLE 9	NOT SPECIFIED	SUPERIOR TO PRIOR LIENS ONLY UPON THE AGREEMENT OF PRIOR LIEN CLAIMANTS TO THE CONTRACT
<b>LIEN ON TRESPASSING LIVESTOCK</b>  <b>NEB. REV. STAT. §§ 54-401 – 54-407</b>	OWNER OF LAND UPON WHICH LIVESTOCK TRESPASS	TRESPASSING LIVESTOCK	YES, IMPLIED BY THE STATUTE	NO FILING REQUIREMENT, BUT IF THE LIVESTOCK OWNER IS KNOWN, LIEN CLAIMANT MUST PROVIDE WRITTEN NOTICE OF THE DISTRAINT OF STOCK, DESCRIBING IT, AND STATE AMOUNT OF DAMAGES	NOT SPECIFIED	NONE
<b>LIEN FOR CARE OF MISTREATED LIVESTOCK</b>  <b>NEB. REV. STAT. § 54-905</b>	EXPENSES INCURRED BY PUBLIC OR PRIVATE AGENCY FOR CARE, SEIZURE, OR DISPOSAL OF LIVESTOCK ANIMAL	LIVESTOCK ANIMAL	YES, IMPLIED BY THE STATUTE	NOT SPECIFIED	NOT SPECIFIED	NONE



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<b>WAREHOUSE LIEN</b> <b>NEB. REV. STAT.</b> <b>§ UCC §§ 7-209 – 7-210</b>	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
<b>CARRIER'S LIEN</b> <b>NEB. REV. STAT.</b> <b>§ UCC §§ 7-307 – 7-308</b>	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

