

PROPERTY

CHAPTER 405

SENATE BILL NO. 2243

(Senators Wardner, Kinnoin, Lyson)
(Representatives Glassheim, Nottestad, L. Thoreson)

DEED RECORDING

AN ACT to create and enact a new section to chapter 47-19 of the North Dakota Century Code, relating to recording deeds and contracts for deeds.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 47-19 of the North Dakota Century Code is created and enacted as follows:

Deeds and contracts for deeds to include name and address of drafter of legal description. The register of deeds may not record a deed or contract for deed containing a metes and bounds legal description which affects the title to or possession of real property that otherwise may be recorded under this chapter unless the name and address of the individual who drafted the legal description contained in the deed or contract for deed appears on the instrument in a legible manner. A deed or contract for deed complies with this section if it contains a statement substantially in the following form: "The legal description was prepared by _____ (name) _____ (address) or obtained from a previously recorded instrument." This section does not apply to any instrument executed before January 1, 2000, or any instrument executed or acknowledged outside the state. The validity and effect of the record of any instrument in a register of deeds' office may not be lessened or impaired by the fact the instrument does not contain the statement required by this section.

Approved March 29, 1999
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