

MORTGAGES

CHAPTER 175

(H. B. No. 219—Brown of Adams)

RENEWAL OF CHATTEL MORTGAGES

An Act to Amend and Re-enact Sections 6762 and 6764 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Renewal and Filing of Chattel Mortgages and Providing for the Cancellation and Satisfaction Thereof and Removing Them from the Public Files.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. AMENDMENT.] Section 6762, Compiled Laws of North Dakota for the year 1913 is hereby amended and re-enacted to read as follows:

§ 6762. A mortgage of personal property ceases to be valid as against creditors of the mortgagor and subsequent purchasers or incumbrancers in good faith after the expiration of three years from the filing thereof, except as hereinafter provided, unless within ninety days next preceding the expiration of such term a copy of the mortgage, and a statement of the amount of the existing debt for which the mortgagee, or his assignee claims a lien sworn to and subscribed by him, his agent or attorney, are filed anew in the office of the Register of Deeds of the county in which the mortgage was originally filed, and in like manner the mortgage and statement of debt must be again filed every three years or it ceases to be valid as against the parties above mentioned. Provided, however, that any mortgage not renewed as herein provided for within three years shall become void as against all persons at the end of six years from the time of filing, and all mortgages not again renewed at the end of six years as herein provided shall become void as against all persons at the end of nine years, and that all mortgages, even though so renewed at the end of nine years, shall become void as to all persons at the end of twelve years from the date of filing, and only three renewals of such mortgages may be filed under the provisions hereof.

PROVIDED, FURTHER, that mortgages of personal property belonging to street car companies, telephone companies, and telegraph companies need not be renewed; and provided further, that trust deeds or other trust conveyances or instruments executed to secure bonds of corporations need not be renewed.

§ 2. AMENDMENT.] Section 6764, Compiled Laws of North Dakota for the year 1913 is hereby amended and re-enacted to read as follows:

§ 6764. The Register of Deeds for each of the several counties must receive and file all such instruments as are offered to him and must keep the same in his office in regular and orderly file for the public information and must not permit them or any of them to be removed from his office until canceled, except as hereinafter provided. All instruments shall be kept in the regular files of his office for three years from the date of filing, or the date of filing of the last renewal of the same and thereafter shall be placed in a separate file provided for that purpose. Provided further, that all chattel mortgages that have not been renewed as provided for by Section 6762 shall cease to be valid as against all persons at the end of six years from the date of filing the same, and shall likewise become void as against all persons, though properly renewed, at the end of six years if not again renewed at the end of nine years from the date of filing; and in no event shall any chattel mortgage remain valid as against any person for more than twelve years from the date of original filing, and at the time any such mortgage ceases to be valid under the terms hereof, the same shall be by the Register of Deeds removed from his files and destroyed. Every such mortgage shall be cancelled by the Register of Deeds upon presentation to him of an acknowledgment of satisfaction thereof signed by the mortgagee.

Approved March 1, 1927.

MOTHER'S PENSION

CHAPTER 176

(H. B. No. 263—Anderson of Sargent)

APPLICATION AND HEARING MOTHERS PENSION

An Act to Amend and Re-enact Section 2546a6 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, for Application for Mothers Pension, and Hearing.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. AMENDMENT.] That Section 2546a6 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913, for application for mothers pension, and hearing, be and the same is hereby amended to read as follows:

§ 2546a6. Application shall be made in writing to the county commissioners by a person desiring aid or by some citizen in her behalf, stating her residence, whether the applicant is a citizen or has declared her intention to become a citizen, the number of dependent children, their ages, and a detailed statement of her real and personal property, if any, and her income, if any, together with an