

HOUSE BILL No. 4173

February 13, 2001, Introduced by Reps. Koetje, Sheltroun, Garcia, Kooiman, Vear and Spade and referred to the Committee on Local Government and Urban Policy.

A bill to amend 1937 PA 103, entitled

"An act to prescribe certain conditions relative to the execution of instruments entitled to be recorded in the office of the register of deeds,"

(MCL 565.201 to 565.203) by adding section 2a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 2A. (1) THE REGISTER OF DEEDS SHALL RECEIVE FOR RECORD
2 AN EASEMENT SUBMITTED PURSUANT TO SECTION 11 OF THE DRAIN CODE OF
3 1956, 1956 PA 40, MCL 280.11, THAT DOES NOT COMPLY WITH ALL OF
4 THE REQUIREMENTS OF SECTION 1 IF THE EASEMENT WAS GRANTED BEFORE
5 MARCH 28, 1956 AND IS SUBMITTED FOR RECORDING ALONG WITH AN AFFI-
6 DAVIT OF THE COUNTY DRAIN COMMISSIONER. AN AFFIDAVIT REQUIRED
7 UNDER THIS SECTION SHALL STATE THE INFORMATION THAT IS MISSING OR
8 INCORRECT IN THE EASEMENT OR SHALL STATE THAT THE CORRECT OR
9 MISSING INFORMATION CANNOT BE OBTAINED BY THE COUNTY DRAIN

1 COMMISSIONER. THE AFFIDAVIT SHALL BE IN RECORDABLE FORM MEETING
2 THE REQUIREMENTS OF SECTION 1.

3 (2) THE COUNTY DRAIN COMMISSIONER WHO SUBMITS AN EASEMENT
4 UNDER THIS SECTION IS RESPONSIBLE FOR ALL FEES ALLOWABLE UNDER
5 LAW FOR RECORDING THE EASEMENT.