

**FIRST ENGROSSMENT
with House Amendments**

Fifty-sixth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2243

Introduced by

Senators Wardner, Kinnoin, Lyson

Representatives Glassheim, Nottestad, L. Thoreson

1 A BILL for an Act to create and enact a new section to chapter 47-19 of the North Dakota
2 Century Code, relating to recording deeds and contracts for deeds.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

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

6 **Deeds and contracts for deeds to include name and address of drafter of legal**
7 **description.** The register of deeds may not record a deed or contract for deed containing a
8 metes and bounds legal description which affects the title to or possession of real property that
9 otherwise may be recorded under this chapter unless the name and address of the individual
10 who drafted the legal description contained in the deed or contract for deed appears on the
11 instrument in a legible manner. A deed or contract for deed complies with this section if it
12 contains a statement substantially in the following form: "The legal description was prepared by
13 _____ (name) _____ (address) or obtained from a previously
14 recorded instrument." This section does not apply to any instrument executed before January
15 1, 2000, or any instrument executed or acknowledged outside the state. The validity and effect
16 of the record of any instrument in a register of deeds' office may not be lessened or impaired by
17 the fact the instrument does not contain the statement required by this section.