

Effective 5/14/2019

78B-2-309 Within six years -- Mesne profits of real property -- Instrument in writing -- Fire suppression.

- (1) An action may be brought within six years:
 - (a) for the mesne profits of real property;
 - (b) subject to Subsection (2), upon any contract, obligation, or liability founded upon an instrument in writing, except those mentioned in Section 78B-2-311; or
 - (c) to recover fire suppression costs or other damages caused by wildland fire.
- (2) For a credit agreement, as defined in Section 25-5-4, the six-year period described in Subsection (1) begins the later of the day on which:
 - (a) the debt arose;
 - (b) the debtor makes a written acknowledgment of the debt or a promise to pay the debt; or
 - (c) the debtor or a third party makes a payment on the debt.

Amended by Chapter 107, 2019 General Session