

H.B. 279

COUNTY RECORDER AMENDMENTS

SENATE COMMITTEE AMENDMENTS

AMENDMENT 3

FEBRUARY 23, 2010 7:21 AM

Senator **J. Stuart Adams** proposes the following amendments:

1. *Page 1, Lines 13 through 14*

House Committee Amendments

2-9-2010:

13 {~~• permits a county recorder in certain circumstances to~~ ~~fi~~ → [assign] require ~~← fi~~ a
13a different name ~~fi~~ → [to] for ~~← fi~~
14 a subdivision on a plat; }

2. *Page 3, Lines 73 through 89*

House Floor Amendments

2-18-2010:

73 (1) {~~(a)~~} Unless exempt under Section 10-9a-605 or excluded from the definition of
74 subdivision under Subsection 10-9a-103(50), whenever any land is laid out and platted, the
75 owner of the land shall provide an accurate plat that describes or specifies:
76 {+} (a) {+} {~~(i)~~} a subdivision name [~~or designation of the subdivision~~] that is distinct
 from any
77 subdivision name on a plat [~~already~~] recorded in the county recorder's office;
78 {+} (b) {+} {~~(ii)~~} the boundaries, course, and dimensions of all of the parcels of ground
 divided,
79 by their boundaries, course, and extent, whether the owner proposes that any parcel of ground
80 is intended to be used as a street or for any other public use, and whether any such area is
81 reserved or proposed for dedication for a public purpose;
82 {+} (c) {+} {~~(iii)~~} the lot or unit reference, block or building reference, street or site
 address,
83 street name or coordinate address, acreage or square footage for all parcels, units, or lots, and
84 length and width of the blocks and lots intended for sale; and
85 {+} (d) {+} {~~(iv)~~} every existing right-of-way and easement grant of record for
 underground
86 facilities, as defined in Section 54-8a-2, and for other utility facilities.
87 {~~(b) The county recorder may require a different name to a subdivision on a plat~~
88 submitted for recording if necessary to make the plat comply with the requirement of
89 Subsection (1)(a)(i). }

3. Page 32a, Lines 966at through 966az

House Floor Amendments

2-18-2010:

966at (10) (a) [~~Subject to federal bankruptcy law,~~] Except as required by federal law, or by
966au agreement between a borrower under the trust deed and a grantee under the trustee's deed, **and subject to**
Subsection (10)(b),

966av neither the recordation of an affidavit under Subsection (9) nor the reexecution and
966aw rerecording of a document under Subsection (8):

966ax {~~(a)~~} (i) divests a grantee of any real property interest;

966ay {~~(b)~~} (ii) alters an interest in real property; or

966az {~~(c)~~} (iii) returns to the grantor an interest in real property conveyed by statute. ←Ĥ

(b) A person who reexecutes and rerecords a document under Subsection (8), or records an affidavit under Subsection (9), shall include with the document or affidavit a notice containing the name and address to which real property valuation and tax notices shall be mailed. =