



SENATE BILL No. 632

September 12, 1995, Introduced by Senator CONROY and referred to the Committee on Financial Services.

A bill to amend section 1 of Act No. 200 of the Public Acts of 1945, entitled

"An act to define a marketable record title to an interest in land; to require the filing of notices of claim of interest in such land in certain cases within a definite period of time and to require the recording thereof; to make invalid and of no force or effect all claims with respect to the land affected thereby where no such notices of claim of interest are filed within the required period; to provide for certain penalties for filing slanderous notices of claim of interest, and to provide certain exceptions to the applicability and operation thereof,"

being section 565.101 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 1 of Act No. 200 of the Public Acts of
2 1945, being section 565.101 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 1. ~~Any~~ A person ~~, having~~ WHO HAS the legal
5 capacity to own land in this state ~~,~~ AND who has an unbroken
6 chain of title of record to any interest in land for 40 years ~~,~~

1 shall, at the end of ~~such~~ THAT period be ~~deemed~~ CONSIDERED to
2 have a marketable record title to ~~such~~ THAT interest, subject
3 only to ~~such~~ claims ~~thereto~~ and defects of title ~~as~~ THAT
4 are not extinguished or barred by ~~application of the provisions~~
5 ~~of~~ succeeding sections of this act, and subject also to ~~such~~
6 interests and defects ~~as~~ THAT are inherent in the provisions
7 and limitations contained in the muniments of which ~~such~~ THE
8 chain of record title is formed and which have been recorded
9 during ~~said~~ THE 40-year period. ~~Provided, however, That no~~
10 ~~one~~ HOWEVER, A PERSON shall NOT be ~~deemed~~ CONSIDERED to have
11 ~~such a~~ marketable record title by reason of ~~the terms of~~ this
12 act ~~,~~ if the land in which ~~such~~ THE interest exists ~~is~~ HAS
13 BEEN in the hostile possession of another FOR THE PERIOD REQUIRED
14 UNDER SECTION 5867A(2) OF THE REVISED JUDICATURE ACT OF 1961, ACT
15 NO. 236 OF THE PUBLIC ACTS OF 1961, BEING SECTION 600.5867A OF
16 THE MICHIGAN COMPILED LAWS.

17 Section 2. This amendatory act shall not take effect unless
18 Senate Bill No. 631
19 of the 88th Legislature is enacted into law.