RECORDING OF DEEDS, MORTGAGES, AND INSTRUMENTS OF RECORD
Act 20 of 1867

AN ACT relative to recording deeds, mortgages and instruments of record, and to declare the effect thereof.

History: 1867, Act 20, Eff. June 27, 1867.

The People of the State of Michigan enact:

565.491 Instruments recordation; reproductions; delivery; social security number.

Sec. 1. (1) A register of deeds, upon the payment of the proper fee, shall record or cause to be recorded, at length, upon the pages of the proper record books in his or her office reproductions pursuant to the records reproduction act, 1992 PA 116, MCL 24.401 to 24.406, of all deeds, mortgages, maps, and instruments or writings authorized by law to be recorded in his or her office, and left with him or her for that purpose. If the register of deeds receives an instrument to be recorded, he or she shall not deliver it to the parties, or either of them, or permit the instrument to go out of his or her office before it is duly entered at large upon the record.

(2) Unless state or federal law, rule, regulation, or court order or rule requires that all or more than 4 sequential digits of the social security number appear in the instrument, beginning on 1 of the following dates a register of deeds shall not receive an instrument or reproduction of an instrument for recording unless the first 5 digits of any social security number appearing in or on the instrument or reproduction are obscured or removed:

(a) Except as provided in subdivision (b), the effective date of the amendatory act that added this subsection.

(b) For an instrument or reproduction presented to the register of deeds by the department of treasury, April 1, 2008.

History: 1867, Act 20, Eff. June 27, 1867;—CL 1871, 4254;—How. 5677;—CL 1897, 8982;—Am. 1911, Act 122, Eff. Aug. 1, 1911 ;—CL 1915, 11714;—Am. 1921, Act 379, Eff. Aug. 18, 1921;—CL 1929, 13372;—CL 1948, 565.491;—Am. 1992, Act 211, Imd. Eff. Oct. 5, 1992;—Am. 2007, Act 53, Imd. Eff. Sept. 6, 2007.

565.492 Conveyance made under court order; indexing, record as evidence.

Sec. 2. When a deed or other conveyance made by an executor, administrator, guardian, commissioner, sheriff, marshal or person acting under authority of an order of court, is left for record, the register of deeds shall enter in the indexes of the officer or person the names of the testators, wards or persons who owned the estate, and from whom it passes when the same appear by such deed, and also the name of such executor, administrator, guardian, commissioner, sheriff, marshal, or other person executing the same; and when a decree or order for the partition of land, or the commissioner return thereof, is so left for record, the register shall enter in the indexes the names of all the persons whose estates plainly appear to be affected thereby. And all such deeds, the record, or a certified copy of such record, shall be in all courts and places prima facie evidence of the regularity of all the proceedings required by law anterior to such deeds, and of the authority of the grantor therein named to execute such deed or deeds.

History: 1867, Act 20, Eff. June 27, 1867;—CL 1871, 4255;—How. 5678;—CL 1897, 8983;—CL 1915, 11715;—CL 1929, 13373; —CL 1948, 565.492.

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