# PATENTS ISSUED BY GOVERNOR
# Act 83 of 1846

AN ACT to authorize the governor to issue patents in certain cases.

**History:** 1846, Act 83, Imd. Eff. Apr. 28, 1846.

*The People of the State of Michigan enact:*

## 322.521 Patents; issuance by governor to original purchaser or assignee; acknowledging assignments, waiver of informalities.

Sec. 1. That the governor be and he is hereby authorized to issue to the original purchaser or to any assignee who can show title in himself derived from an unbroken chain of assignments of a certificate of sale, issued by the commissioner of the state land office, a patent for the lands therein described: Provided, Said lands have been fully paid for to the state: And provided also, That the assignment, if made since the twenty-eighth day of April, 1846, shall be duly executed and acknowledged in the manner deeds are required to be by the laws of this state; but if such assignment that said assignee claims under was made prior to the twenty-eighth day of April, 1846, any informality therein may be waived, and such patent issued to such assignee upon a satisfactory showing that he is equitably entitled to the same.

**History:** 1846, Act 83, Imd. Eff. Apr. 28, 1846;—CL 1857, 2515;—Am. 1865, Act 159, Eff. June 22, 1865;—CL 1871, 3889;—How. 5345;—CL 1897, 1515;—CL 1915, 737;—CL 1929, 6054;—Am. 1947, Act 126, Imd. Eff. May 26, 1947;—CL 1948, 322.521.

**Compiler's note:** The office of commissioner of the state land office, referred to in this section, was abolished and the powers and duties thereof transferred to the public domain commission by MCL 322.221. The public domain commission was subsequently abolished and the powers and duties thereof transferred to the department of conservation by MCL 299.2. The department of conservation was subsequently transferred to the department of natural resources by MCL 16.352.

## 322.522 Patents; issuance in name of deceased person.

Sec. 2. That whenever any purchaser, or assignee of any purchaser shall decease before application is made for any patent, such patent (if said lands are paid for) shall be issued in the name of such deceased person, and shall have the same effect as though it had been issued during the lifetime of such person.

**History:** 1846, Act 83, Imd. Eff. Apr. 28, 1846;—CL 1857, 2516;—CL 1871, 3890;—How. 5346;—CL 1897, 1516;—CL 1915, 738;—CL 1929, 6055;—CL 1948, 322.522.

## 322.523 Certificate of purchase; sale by executor or administrator for payment of debts.

Sec. 3. Whenever any purchaser or assignee of a purchaser shall die or shall have died before the issuing of a patent for the lands described in any such certificate, his executor or administrator may sell such certificate, and all the right, title and interest which the deceased had in the lands therein described, for the payment of debts, upon obtaining license therefor, and proceeding in the same manner, as near as may be, as is provided by law for the sale of real estate by executors and administrators for the payment of debts.

**History:** 1846, Act 83, Imd. Eff. Apr. 28, 1846;—CL 1857, 2517;—CL 1871, 3891;—How. 5347;—CL 1897, 1517;—CL 1915, 739;—CL 1929, 6056;—CL 1948, 322.523.

## 322.524 Applicability of act.

Sec. 1. Be it enacted by the senate and house of representatives of the state of Michigan, That the provisions of an act entitled “An act to authorize the governor to issue patents in certain cases,” approved April 28th, 1846, shall be, and the same are hereby made applicable to all certificates of sale lawfully issued by the superintendent of public instruction, prior to the establishment of the state land office, and patents shall be issued therefor, and upon the assignments thereof, in the same manner, on the same condition, under the same restrictions, and with the like effect as in the several cases contemplated by the provisions of said act.

**History:** Add. 1849, Act 130, Eff. Mar. 26, 1849;—CL 1857, 2518;—CL 1871, 3892;—How. 5348;—CL 1897, 1518;—CL 1915, 740;—CL 1929, 6057;—CL 1948, 322.524.

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