

the register, signed by him and dated and witnessed by the clerk, who shall thereupon note such satisfaction on the margin of the docket. When a judgment is satisfied otherwise than by return of execution, the judgment creditor or his attorney shall give a certificate thereof.

Sec. 3. This act applies to satisfactions executed on and after the effective date of this act.

Sec. 4. **EFFECTIVE DATE.** This act is effective on the day following its final enactment.

Approved March 26, 1979.

CHAPTER 13—S.F.No.203

An act relating to real estate; providing a flexible procedure for registering land; amending Minnesota Statutes 1978, Section 508.52.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1978, Section 508.52, is amended to read:

508.52 CONVEYANCE; CANCELATION OF OLD AND ISSUANCE OF NEW CERTIFICATE. An owner of registered land who desires to convey the same land, or any a portion thereof, in fee, shall execute a deed of conveyance, and file the same deed, together with his owner's duplicate certificate, with the registrar. The registrar shall require an affidavit by the grantee, or some person in his behalf, which affidavit shall set forth the name, age, and residence of the grantee, and whether the grantee is or is not under legal disability, whether or not married, and, if married, the name of the husband or wife. The owner's duplicate certificate and the original certificate of title shall be marked "Canceled" by the registrar; who shall thereupon enter in the register a new certificate of title to the grantee, and prepare and deliver to such grantee a new owner's duplicate certificate. All encumbrances, claims, or interests adverse to the title of the registered owner shall be stated upon the new certificate, except so far as they may be simultaneously released or discharged. The deed of conveyance shall be filed and endorsed with the number and place of registration of the certificate. If a deed in fee is for a part only of the land described in a certificate of title, the registrar shall enter a new certificate of title and issue an owner's duplicate certificate to the grantor for that portion of the land not conveyed. Prior to canceling of the outstanding certificate of title the registrar shall show by memorial thereon the registration of the deed on the basis of which it is canceled. Provided, however, that The deed of conveyance shall be filed and endorsed with the number and place of registration of the owner's certificate. Before canceling the outstanding certificate of title the registrar shall show by memorial thereon the registration of the deed on the basis of which it is canceled. The encumbrances, claims, or interests adverse to the title of the registered owner shall be stated upon the new certificate, except so far as they may be simultaneously released or discharged. The

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owner's duplicate certificate and the original certificate of title shall be marked "Canceled" by the registrar, who shall enter in the register a new certificate of title to the grantee, and prepare and deliver to the grantee a new owner's duplicate certificate. If a deed in fee is for a portion of the land described in a certificate of title, the memorial of the deed entered by the registrar shall include the legal description contained in the deed and the registrar shall enter a new certificate of title to the grantee for the portion of the land conveyed and, except as otherwise provided in this section, issue a residue certificate of title to the grantor for the portion of the land not conveyed. The registrar shall prepare and deliver to each of the parties a new owner's duplicate certificate for their respective certificates. In lieu of canceling the grantor's certificate of title and issuing a residue certificate and owner's duplicate certificate to him for the portion of the land not conveyed, the registrar may, in his discretion if the grantor's deed does not divide a parcel of unplatted land, and in the absence of a request to the contrary by the registered owner, mark by the land description on both the owner's duplicate certificate of title and the original certificate of title "Part of land conveyed, see memorials". The fee for a residue certificate of title shall be paid to the registrar only when the grantor's certificate of title is canceled after the conveyance by the grantor of a portion of the land described in his certificate of title. When two or more successive conveyances of the same property are filed for registration on the same day the registrar may, if it suits his convenience in his discretion, enter a certificate in favor of the grantee or grantees in the last of said the successive conveyances, and the memorial of the previous deed or deeds entered on the prior certificate of title shall have the same force and effect as though the prior certificate of title had been entered in favor of the grantee or grantees in said the earlier deed or deeds in said the successive conveyances; the fees, however, for registration to be the same as would be the case if a certificate of title were entered on the basis of each of said successive conveyances. The fees for the registration of the earlier deed or deeds shall be the same as the fees prescribed for the entry of memorials. Provided also: The registrar of titles in any county containing a city of the first class and having a population of over 500,000 inhabitants, at in his discretion with the consent of the transferee, may mark "See memorials for new owner(s)" by the names of the registered owners on both the original certificate of title and the owner's duplicate certificate of title and also add to the memorial of the transferring conveyance a statement that the memorial shall serve in lieu of a new certificate of title in favor of the grantee or grantees therein noted and may refrain from canceling said the certificate of title until such the time as it may be is canceled by a subsequent transfer, and said the memorial showing such transfer of title shall in the meantime have the same force and effect as the entry of a new certificate of title for the land described in said the certificate of title; the fee for the registration of a conveyance without cancellation of the certificate of title shall be the same as the fee prescribed for the entry of a memorial.

Sec. 2. This act is effective the day following final enactment.

Approved March 26, 1979.

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