

HOUSE BILL NO. 779

INTRODUCED BY SCHYE, SPAETH, BENGTSON, PATTERSON, MANUEL,  
COMPTON, ABRAMS, MEYERS

## IN THE HOUSE

FEBRUARY 16, 1987	INTRODUCED AND REFERRED TO COMMITTEE ON AGRICULTURE, LIVESTOCK & IRRIGATION.
FEBRUARY 21, 1987	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
	PRINTING REPORT.
FEBRUARY 23, 1987	SECOND READING, DO PASS.
FEBRUARY 24, 1987	ENGROSSING REPORT.
	THIRD READING, PASSED. AYES, 99; NOES, 0.
	TRANSMITTED TO SENATE.

IN THE SENATE

MARCH 2, 1987	INTRODUCED AND REFERRED TO COMMITTEE ON AGRICULTURE, LIVESTOCK & IRRIGATION.
MARCH 16, 1987	COMMITTEE RECOMMEND BILL BE CONCURRED IN AS AMENDED. REPORT ADOPTED.
MARCH 19, 1987	SECOND READING, CONCURRED IN.
MARCH 21, 1987	THIRD READING, CONCURRED IN. AYES, 41; NOES, 0.
	RETURNED TO HOUSE WITH AMENDMENTS.

## IN THE HOUSE

MARCH 25, 1987 RECEIVED FROM SENATE.

SECOND READING, AMENDMENTS  
CONCURRED IN.

MARCH 26, 1987

THIRD READING, AMENDMENTS  
CONCURRED IN.

SENT TO ENROLLING.

1 House BILL NO. 779  
2 INTRODUCED BY Delos Spath  
3 Bentzen Patton Myers Compton Macne

4 A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING EVIDENCE OF  
5 TITLE FOR PURPOSES OF DETERMINING A HOLDER OF TITLE TO LAND  
6 UNDER THE IRRIGATION DISTRICT LAWS; AMENDING SECTION  
7 85-7-102, MCA; AND PROVIDING AN EFFECTIVE DATE."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10       Section 1. Section 85-7-102, MCA, is amended to read:  
11       "85-7-102. Evidence of title. (1) The certificate--of  
12 the--county--clerk--and--recorder--or--the--certificate--of--the  
13 department--of--state--lands following documents shall be  
14 sufficient evidence of title for the purpose of this  
15 chapter--:

16       (a) the certificate of the county clerk and recorder;  
17       (b) the certificate of the department of state lands;  
18       (c) a recorded abstract of title;  
19       (d) a contract for deed; or  
20       (e) any other legal instrument of ownership to real  
21       property.

22        (2) Where lands have been purchased from the state and  
23    part or all of the purchase money has been paid but the  
24    patents or deeds from the state to such lands have not been  
25    issued, the receipt or receipts held by the purchasers or

1 the certificate of the department of state lands showing the  
2 payments on account of purchase shall be evidence of title  
3 to such lands under this chapter.

4 NEW SECTION. Section 2. Effective date. This act is  
5 effective July 1, 1987.

-End-

APPROVED BY COMMITTEE  
ON AGRICULTURE LIVESTOCK  
& IRRIGATION

1 House BILL NO. 779  
2 INTRODUCED BY Deloye Spaeth  
3 Bengtson Patterson Murphy Compton Adams  
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-End-

SECOND READING  
HB 779





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20 (d) --a--contract--for--deed;--or  
21 (e) --any--other--legal--instrument--of--ownership--to--real  
22 property RECORDS OF OWNERSHIP PREPARED BY LICENSED TITLE  
23 INSURANCE AGENTS.  
24 (2) Where lands have been purchased from the state and  
25 part or all of the purchase money has been paid but the

1    patents or deeds from the state to such lands have not been  
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-End-

# STANDING COMMITTEE REPORT

## SENATE

March 13

19 87

MR. PRESIDENT

We, your committee on ..... **AGRICULTURE, LIVESTOCK AND IRRIGATION** .....

having had under consideration..... **House Bill** ..... No. 779 .....

~~third~~ reading copy ( blue )  
color

**CLARIFIES EVIDENCE OF TITLE FOR PURPOSES OF THE IRRIGATION DISTRICT LAW**

SCHYE (Lybeck)

Respectfully report as follows: That..... **House Bill** ..... No. 779,.....  
be amended as follows:

1. Page 1, lines 18 through 21.

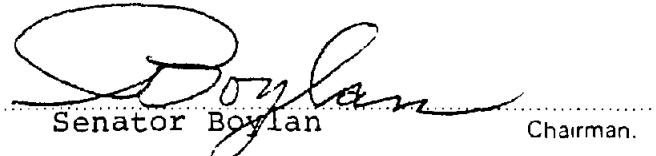
Following: "(c)"

Strike: remainder of line 18 through "property" line 21

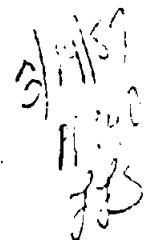
Insert: "records of ownership prepared by licensed title insurance  
agents"

AND AS AMENDED  
BE CONCURRED IN  
XXXXXX

XXXXXXRASS

  
Senator Boylan

Chairman.

  
[unclear]