

LEGISLATIVE BILL 227

Approved by the Governor February 26, 1973

Introduced by Luedtke, 28, Chmn. Judiciary Committee

AN ACT to amend sections 76-204 and 76-241, Reissue Revised Statutes of Nebraska, 1943, relating to deeds; to provide for acknowledgments of documents for recordation; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 76-204, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

76-204. Section 76-203 shall not be construed to extend to a letter of attorney or other instrument containing a power to convey lands as agent or attorney for the owner of such lands; but every such letter or instrument, and every executory contract for the sale or purchase of lands, when proved or acknowledged in the manner prescribed in ~~sections 76-246 to 76-236~~ by statute, may be recorded in the office of the register of deeds of any county in which the real estate to which such power or contract relates may be situated. Such an instrument, when so proved or acknowledged, and the record thereof, when recorded, or the transcript of such record, may be read in evidence, in the same manner and with the like effect as a conveyance recorded in such county.

Sec. 2. That section 76-241, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

76-241. All deeds, mortgages and other instruments of writing shall not be deemed lawfully recorded unless they have been previously acknowledged or proved in the manner prescribed in ~~sections 76-246 to 76-236~~ by statute.

Sec. 3. That original sections 76-204 and 76-241, Reissue Revised Statutes of Nebraska, 1943, are repealed.