



SENATE BILL No. 1034

May 16, 1996, Introduced by Senators MC MANUS, GEAKE, STEIL, GAST, BENNETT, GOUGEON, SHUGARS, SCHWARZ, NORTH, BERRYMAN, KOIVISTO, EMMONS and A. SMITH and referred to the Committee on Natural Resources and Environmental Affairs.

A bill to amend Act No. 451 of the Public Acts of 1994, entitled "Natural resources and environmental protection act," as amended, being sections 324.101 to 324.90106 of the Michigan Compiled Laws, by adding part 610.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 451 of the Public Acts of 1994, as
2 amended, being sections 324.101 to 324.90106 of the Michigan
3 Compiled Laws, is amended by adding part 610 to read as follows:

4 PART 610 SEVERED MINERAL RIGHTS

5 SEC. 61001. (1) A PERSON WHO HAS KNOWLEDGE OR INFORMATION
6 OR IS ON NOTICE THROUGH A RECORDED INSTRUMENT THAT A PARCEL OF
7 HIS OR HER REAL PROPERTY HAS HAD THE OIL OR GAS OR OTHER MINERAL
8 RIGHTS SEVERED FROM THE SURFACE INTEREST IN THAT PROPERTY SHALL
9 NOT TRANSFER AN INTEREST IN THAT PROPERTY UNLESS HE OR SHE

1 PROVIDES WRITTEN NOTICE OF THIS FACT TO THE PURCHASER OR OTHER
2 PERSON TO WHOM THE PROPERTY IS TRANSFERRED. THE WRITTEN NOTICE
3 REQUIRED BY THIS SECTION AND PROVIDED BY THE TRANSFEROR SHALL BE
4 A SEPARATE INSTRUMENT AND, IF THE INSTRUMENT CONVEYING THE INTER-
5 EST IN REAL PROPERTY IS RECORDED, THE WRITTEN NOTICE SHALL BE
6 RECORDED WITH THE REGISTER OF DEEDS IN THE SAME COUNTY.

7 (2) WHEN THE OIL OR GAS OR OTHER MINERAL RIGHTS IN THE PROP-
8 ERTY CEASE TO BE SEPARATED FROM OWNERSHIP OF THE SURFACE INTEREST
9 IN THE PROPERTY, THE OWNER OF THE REAL PROPERTY FOR WHICH A
10 NOTICE REQUIRED UNDER SUBSECTION (1) HAS BEEN RECORDED MAY RECORD
11 WITH THE REGISTER OF DEEDS FOR THE APPROPRIATE COUNTY A CERTIFI-
12 CATE INDICATING THIS FACT.