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What Do You Think about This

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Mr. Seiler was Secretary of our Association when he practiced law at Jamestown.

WHAT DO YOU THINK ABOUT THIS?

The Chairman of Realtor Section of the Ohio State Bar Association on the Unauthorized Practice of Law held October 24th, 1936, at the Deshler-Wallick Hotel in Columbus, submits the following as forceful evidence of the fallacy in the theory that there is no harm in permitting simple instruments to be drawn by experienced laymen:

"Elements of Practicing Law in Drawing a Simple Deed"

"1. Determining the class or form of deed; whether it should be a quit claim or warranty deed.

"2. If a warranty deed, determining whether it should be a general warranty deed or one of limited warranties.

"3. Preparation of description of the property that contains elements required by law of a *valid* description, or checking a description which is submitted to determine whether same contains all the elements required by law of a valid description.

"4. Determining whether existing mortgages and/or taxes and assessments, and/or other liens or encumbrances shall be assumed by the grantee, and if so, the preparation of an assumption agreement that complies with legal requirements.

"5. Determining who are the proper and necessary parties to sign the deed.

"6. Seeing that the signature, execution and acknowledgement are made in the manner prescribed by law.

"7. If any of the grantors sign in another state, determining whether the signature, execution and acknowledgement are made in conformity with legal requirements.

"8. If the grantor is a corporation, determining that the officers or persons who signed in behalf of the corporation have the legal authority to sign."

An Appeal to All of the Members of the
North Dakota Bar Association.

USELESS, OBSOLETE AND DUPLICATED LAWS

I am wondering whether it is presuming too much to "hope" that arrangements will be made for a recodification or revision of our Code at the next Legislative Session. If that is to be accomplished, the members of this Association can render a very valuable service to the Association and to the State by suggesting present statutes which, because of being useless, obsolete or duplications of other statutes, ought to be repealed.