

1 H.683

2 Introduced by Representative Johnson of Canaan

3 Referred to Committee on

4 Date:

5 Subject: Municipal and county government; leaseholds; conveyances; glebe
6 lands

7 Statement of purpose: This bill proposes to: 1) provide that no encumbrances
8 on record title to real estate or effect on marketability shall be created by the
9 conveyance of a leasehold made in contradiction to the limitations set by
10 24 V.S.A. § 2406 regarding to whom the conveyance may be made; and
11 2) repeal 24 V.S.A. §§ 2404 and 2405, regarding the division of rents of public
12 lands granted to the use of ministry or social worship, which has been held to
13 be unconstitutional.

14 An act relating to encumbrances on title and the marketability of leasehold
15 conveyances and to the division of rents derived from glebe lands

16 It is hereby enacted by the General Assembly of the State of Vermont:

17 Sec. 1. 27 V.S.A. § 616 is added to read:

18 § 616. CONVEYANCE OF LEASEHOLDS

19 Notwithstanding the limitations on to whom an educational, ecclesiastical,
20 or municipal corporation may convey by deed the fee simple in lands as set

1 forth in 24 V.S.A. § 2406, no encumbrance on record title to real estate or
2 effect on marketability shall be created by the failure of the corporation to
3 comply with those limitations.

4 Sec. 2. REPEAL

5 24 V.S.A. §§ 2404 (rents of other lands, how divided and applied) and 2405
6 (contract under previous law not affected) are repealed.

7 Sec. 3. EFFECTIVE DATE

8 This act shall take effect on passage.