

TITLE 1: GOVERNMENT
DIVISION 3: JUDICIAL BRANCH

§ 3705. Transfer of Documents to Recorder's Office.

The Land Commissioner and the clerk of the court shall transfer to the Recorder all documents, indexes, or papers within their jurisdiction as have previously been filed for record or recorded by any governmental entity but which hereafter shall be recorded with the Recorder. All documents so transferred shall be deemed to have been recorded, for Land Commission documents, as of the date of registration as previously provided for in 67 TTC § 119, and, in the case of documents recorded by the clerk of court, as of the date of recordation as previously provided for in 57 TTC § 11201. The Land Commission shall present for recording all certificates of title hereafter issued, promptly after such issuance.

Source: PL 3-64, § 1.

Commission Comment: 67 TTC § 119 provided (with certain exceptions) that all transfers and encumbrances of any interest in land covered by a certificate of title were to be noted thereon by the senior Commissioner, instead of being recorded with the clerk of courts under 57 TTC §§ 11201 and 11202, and that such notation would have the same force and effect regarding the land as a recording under 57 TTC §§ 11201 and 11202 would have as to land not registered.

57 TTC § 11201 prescribed that the clerk of courts in each district make and keep in a permanent record a copy of all documents submitted to the clerk for recording which related to title to real estate. See also 1 CMC § 3711.