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**FIFTY-THIRD LEGISLATURE
FIRST SESSION, 2017**

February 24, 2017

Mr. Speaker:

Your **JUDICIARY COMMITTEE**, to whom has been referred

HOUSE BILL 181

has had it under consideration and reports same with recommendation that it **DO PASS**, amended as follows:

1. On page 2, line 14, after "common", insert ", but does not include undivided mineral interests, and".

2. On page 12, line 18, after "cotenants", insert ", including whether portions of the property once divided would be of sufficient size, and have adequate access and legal rights, to serve intended uses".

3. On page 13, between lines 20 and 21, insert:

"C. The court shall not partition property in a manner that would result in subdivision of the property that would not otherwise be allowable under valid covenants and restrictions or applicable laws.".

The roll call vote on Amendments 2 and 3 was 10 For 1 Against

Yes: 12

No: Cook

Excused: Gentry, Rehm

Absent: None

Respectfully submitted,

Gail Chasey, Chair

FIFTY-THIRD LEGISLATURE
FIRST SESSION, 2017

HJC/HB 181

Page 2

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 12 For 0 Against
Yes: 12
No: 0
Excused: Rehm
Absent: None

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