

**ESB 6379 - H AMD 1344**

By Representative Taylor

NOT ADOPTED 03/02/2018

1 On page 1, line 10, after "covenant," strike all material through  
2 "deed" and insert "any known covenant from an unrecorded instrument,  
3 any unrecorded easement, or unrecorded access to any improvements  
4 owned by others"

5  
6 On page 1, line 21, after "covenant" insert ", easement, or  
7 access"

8  
9 On page 2, beginning on line 6, after "covenant," strike all  
10 material through "deed" on line 7 and insert "any known covenant from  
11 an unrecorded instrument, any unrecorded easement, or unrecorded  
12 access to any improvements owned by others"

13  
14 On page 2, line 16, after "covenant" insert ", easement, or  
15 access"

16  
17 On page 2, beginning on line 23, after "covenant," strike all  
18 material through "deed" on line 24 and insert "any known covenant from  
19 an unrecorded instrument, any unrecorded easement, or unrecorded  
20 access to any improvements owned by others"

21  
22 On page 2, line 33, after "covenant" insert ", easement, or  
23 access"

**EFFECT:** Expands the requirement that any city, town, municipal corporation, or county hold a public a hearing upon a proposal to extinguish a recorded restrictive covenant from land it owns by also requiring the agency to hold a public hearing upon a proposal to extinguish a known covenant from an unrecorded instrument, any unrecorded easement, or unrecorded access to any improvements owned

by others.

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