

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Altman offered the following:

Amendment

Remove lines 66-139 and insert:

Curative Notice, Per Sec. 689.041, F.S.
Scrivener's Error in Legal Description

The undersigned does hereby swear and affirm:

1. The deed which transferred title from ... (Insert Name) ... to ... (Insert Name) ... on ... (Date) ... and recorded on ... (Record Date) ... in O.R. Book, Page, and/or Instrument No., of the official records of ... (Name of

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14 County)..., Florida, (hereinafter referred to as "first
15 erroneous deed") contained the following erroneous legal
16 description:

17
18 ...(Insert Erroneous Legal Description)...

19
20 2. The deed transferring title from ...(Insert Name)... to
21 ...(Insert Name)... and recorded on ...(Record Date)... in O.R.
22 Book, Page, and/or Instrument No., of the
23 official records of ...(Name of County)..., Florida, contains
24 the same erroneous legal description described in the first
25 erroneous deed.

26
27 ...(Insert and repeat paragraph 2. as necessary to include
28 each subsequent erroneous deed in the chain of title containing
29 the same erroneous legal description)...

30
31 3. I have examined the official records of the county in
32 which the intended real property is located and have determined
33 that the deed dated ...(Date)..., and recorded on ...(Record
34 Date)... in O.R. Book, Page and/or Instrument No.
35, official records of ...(Name of County)..., Florida,
36 establishes that record title to the intended real property was
37 held by the grantor of the first erroneous deed at the time the
38 first erroneous deed was executed.

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4. I have examined or have had someone else examine the official records of ... (Name of County) ..., Florida, and certify that:

a. Record title to the intended real property was held by the grantor of the first erroneous deed, ... (Insert Name) ..., at the time that deed was executed.

b. The grantor of the first erroneous deed and the grantors of any subsequent erroneous deeds listed above did not hold record title to any property other than the intended real property in either the same subdivision, condominium or cooperative or the same section, township and range, if described in this manner, at any time within the 5 years before the date that the erroneous deed was executed.

c. The intended real property is not described by a metes and bounds legal description.

5. This notice is made to establish that the real property described as ... (insert legal description of the intended real property) ... (hereinafter referred to as the "intended real property") was the real property that was intended to be conveyed in the first erroneous deed and all subsequent erroneous deeds.

... (Signature) ...

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...(Printed Name)...

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Sworn to (or affirmed) and subscribed before me this
day of, ...(year)...., by ...(name of person making
statement)....

...(Signature of Notary Public - State of Florida)...
...(Print, Type, or Stamp Commissioned Name of Notary
Public)...

Personally Known OR Produced Identification
Type of Identification Produced.....

(4) The clerk of the circuit court where the intended real
property is located shall accept and