

SENATOR LAMB: Yes.

SENATOR NICHOL: ...described in such certificate the county judge shall issue a certificate which shall be filed with the Register of Deeds within ten days showing the names of each person acquiring an interest in such real estate by such decree and describing the interest acquired by each person. I assume, and it has been a long time ago since we had the hearing, that this would not be necessary since all known heirs had been notified and the estate has been settled. Is that sufficient?

SENATOR LAMB: Well, I guess my real question is, why it had not been discussed previously because it seemingly does not pertain to the issue of notice as I read it, and I am just wondering actually what it does and why it is in there, and why that issue hasn't been discussed before, and if there is anything else in the bill that has not been discussed.

SENATOR NICHOL: May I please ask Senator Beutler if he recalls anything specific. Senator Beutler, were you following this conversation? Oh, I see. Okay, Senator Johnson from Omaha, would you please...were you following the discussion? You heard what I was reading. Do you recall why that was stricken specifically? Okay, would you please respond to Senator...

PRESIDENT: Yes, Senator Johnson, for what purpose do you raise?

SENATOR JOHNSON: I am responding to a question by Senator Nichol.

PRESIDENT: All right. Are you answering the question, or...

SENATOR JOHNSON: I was just about to answer it, yes. I just wanted to make sure I had the speaker. The question that Senator Lamb has raised is why there is some language that is struck on line 27 of page 2 and lines 1, 2, and 3 of page 3 of this bill, and the stricken language says simply that, after a decree has been entered in a probate the copy of the decree shall be filed with the local register of deeds. That is the stricken language. Now the reason that was stricken is essentially that language is surplusage. It is not necessary language. If you look on page 2 of the bill, above the stricken language you will discover that when an action in probate has commenced a certified copy of the petition has got to be filed with the register of deeds. Now that has the same function as filing a decree in the sense that it puts