

Index

ABUTTING LAND AND LANDOWNERS

Conveyances of lands, strip and gore doctrine, § 22.12

Riparian and littoral lands, title, § 6.15

ACCOMMODATION DOCTRINE

Conflicts between rights of mineral and surface holders, § 14.27

ADVERSE POSSESSION

Farming and grazing, acts of ownership, § 44.51

Quitclaim deeds, § 44.28

AFFIDAVITS

Compiling curative material for title, § 10.20.50

ALLOWABLE OR PERMITTED MATTERS

Restraints on alienation of land, § 12.41.50

ALTERNATIVE MEANS DOCTRINE

Conflicts between rights of mineral and surface holders, § 14.27

APPEALS

Variances of zoning ordinances, application for, § 3C.7

APPLICATION OR APPLICABILITY

Statute of conveyances, §§ 24.12 to 24.16

ASSIGNMENTS

Mineral leases, nature of mineral leases in Texas, § 23.6.50

ATTORNEY FEES

Quiet title actions, § 42.13

BONA FIDE PURCHASER

Defined, § 28.3

BUSINESS AND COMMERCE

Restrictive covenants, sexually oriented business, § 3B.24.50

COMMUNITY PROPERTY

Deeds between spouses, § 20.6.20

COMPILING OR COMPILATION

Curative material for title, § 10.20.50

CONDOMINIUMS

Uniform Condominium Act, § 3A.11

CONSTRUCTION AND INTERPRETATION

Estoppel by deed, § 21.10A

CONSTRUCTION AND INTERPRETATION—Cont'd

- Harmonization of entire instrument, § 21.5
- Oil and gas leases, § 23.6
- Recitals in instruments of conveyance, effect, § 21.10A
- Reservation or exception, §§ 16.8.50, 16.12

CONTRACTS

- Zoning, § 3C.1

CONVERSION

- Equitable conversion defined, § 12.11.50
- Separate property, agreements to convert into community property, § 20.6.20

CONVEYANCE OR CONVEYANCES

- Interests
 - Grantor must have interest in land at time of conveyance, § 22.6.50
 - Prohibition on conveyance of greater interest, § 22.6.50
- Title to lands, § 38.13

COVENANTS

- Definition of covenant, § 34.4.50
- Sexually oriented business, § 3B.24.50

COVENANTS AND CONDITIONS

- Definition, §§ 34.4, 34.5

CURATIVE MATERIAL

- Compiling curative material for title, § 10.20.50

DAMAGES

- Easements, unlawful obstruction of, § 18.55

DEATH

- Transfer on death (TOD) deeds, §§ 29.16 to 29.18

DECLARATORY JUDGMENTS

- Quiet title actions, § 42.13

DEEDS AND CONVEYANCES

- Cancellation of deeds
 - Transfer on death deed, § 29.18
- Contract to convey title to Texas land, § 38.13
- Correction deeds, § 29.14
- Death, transfer on death (TOD) deeds, §§ 29.16 to 29.18
- Forms
 - Transfer on death (TOD) deeds, §§ 29.17, 29.18
- Spouses, validity, §§ 20.6.10, 20.6.20
- Transfer on death (TOD) deeds, §§ 29.16 to 29.18
- Validity
 - Spouses, §§ 20.6.10, 20.6.20
- Warranty deeds, § 29.15

INDEX

DEFINITIONS

- Assigns, § 12.12.30
- Covenant, § 34.4.50
- Equitable conversion, § 12.11.50
- Executive right, § 14.13.50
- Executory interest, § 12.12.10
- Heirs and assigns, § 12.12.30
- Interest in gross, § 12.12.70
- Land, § 12.13.50
- Leases, § 14.14A
- Merger of estates, § 13.21
- Mineral interests, definition of “lease,” § 14.14A
- Right of way, § 12.16.50
- Seisin, § 34.4.50
- Shut-in royalty, § 14.22.50

DISCLAIMER OF INTEREST IN PROPERTY

- Intestate transfers of Texas lands, § 41.29
- Testamentary transfers of lands, § 40.15

DISCOVERY RULE

- Statute of limitations, discovery rule delays accrual of cause of action, § 43.11.25

DISSOLUTION OF MARRIAGE

- Will provisions made before, § 40.10.50

EASEMENTS

- Conveyances
 - Statute of conveyances, application to easements, § 24.14
- Estoppel, creation of easement by, § 18.38
- Implied easements, §§ 18.27 to 18.31
- Statute of conveyances, application to easements, § 24.14

ELECTRONIC DATA

- Electronic Signatures in Global and National Commerce Act (E-Sign Act), § 35.2.30
- Uniform Electronic Transactions Act (UETA), § 35.2.70

EQUITABLE CONVERSION

- Definition, § 12.11.50

ESTOPPEL

- Construction of title instruments, estoppel by deed or contract, § 21.10A

EXECUTORY INTEREST

- Definition of terms affecting land titles, § 12.12.10

EXECUTORY MATTERS

- Definition of executory interest, § 12.12.10

EXPECTANT INTERESTS

- Generally, § 13.2

FIRST REFUSAL RIGHT

Restraints on alienation, § 12.41.50

FORECLOSURE

Homesteads, § 13.46

FRAUD

Statute of limitations, fraudulent concealment tolls limitation period, § 43.11.50

FUTURE INTERESTS

Generally, § 13.2

GENERAL LAND OFFICE

Records functions, § 4.6

HABENDUM CLAUSE

Mineral leases, § 23.6

HEIRS OR NEXT OF KIN

Definition of “heirs and assigns,” § 12.12.30

Partition, Uniform Partition of Heir’s Property Act, § 38.9.50

HOMEOWNERS’ ASSOCIATIONS

Restrictive covenants, powers relating to, § 3B.31

HOMESTEADS

Release of lien on homestead property, §§ 10.20.50, 13.48

Title insurance, compiling curative material for title, affidavit of judgment debtor or child support obligor as release of homestead lien, § 10.20.50

INTEREST OR INTERESTS

Definition of interest in gross, § 12.12.70

INTESTATE TRANSFERS OF TEXAS LANDS

Disclaimer of interest in estate of intestate decedent, § 41.29

Texas Estates Code correlation table, § 41.1.50

ISLANDS

Riparian and littoral lands, title, § 6.15

LANDING PLACES

Easements, § 18.1

LEASES

Statute of conveyances, surface leases, § 24.13

LICENSES

Statute of conveyances, application to licenses, § 24.15

MATERIALS

Compiling curative material for title, § 10.20.50

MENTAL CAPACITY

Parties to conveyance, § 32.14

INDEX

MINERALS

- Application or applicability
 - Statute of conveyances, application to mineral estates, § **24.12**
- Assignments, nature of mineral leases in Texas, § **23.6.50**
- Construction of reservation or exception of mineral rights, § **16.8.50**
- Conveyances
 - Statute of conveyances, application to mineral estates, § **24.12**
- Definitions
 - Executive right, § **14.13.50**
 - Leases, § **14.14A**
 - Shut-in royalty, § **14.22.50**
- Division orders for mineral leases, §§ **23.42, 23.49**
- Estates
 - Statute of conveyances, § **24.12**
- Executive right, definition, § **14.13.50**
- Leases
 - Assignments, nature of mineral leases in Texas, § **23.6.50**
 - Definition, § **14.14A**
- Riparian and littoral lands, title to lands and minerals under Gulf of Mexico, § **6.34**
- Royalties
 - Conveyance excepting or reserving royalty interest in minerals, § **16.32**
 - Shut in royalty, definition, § **14.22.50**
 - Undivided mineral estate, rights of holder of, § **14.25**
- Shut in royalty, definition, § **14.22.50**
- Statute of conveyances, application to mineral estates, § **24.12**
- Unitization agreements, § **14.17**

MINES AND MINERALS

- Definitions
 - Production payment, § **14.19.50**
- Production payment, definition, § **14.19.50**

MORTGAGES AND DEEDS OF TRUST

- Transfers of land rights or interests, § **38.8.50**

NEGATIVE EASEMENTS

- Generally, § **18.7**

PART OR PARTIAL

- Condemnation of lands, § **39.7**

PARTIES TO CONVEYANCE

- Mental capacity, § **32.14**

PARTITION

- Transfers of land rights or interests, § **38.9.50**

POWERS OF ATTORNEY

- Standards for title examination, § **11.9**

PRESUMPTIONS

Correction deeds, § 29.14

Merger of estates, § 13.21

PUBLIC RECORDS OF LAND TITLES

Electronic recording, § 8.19A

Filing

Electronic recording, § 8.19A

PURCHASE-MONEY RESULTING TRUST

Equitable title to Texas land, § 12.27

QUIET TITLE ACTIONS

Attorney fees, § 42.13

Declaratory judgments, § 42.13

Statute of limitations, § 42.1

QUITCLAIM DEEDS

Adverse possession, § 44.28

RECITALS

Construction and interpretation, effect of recitals in instruments of conveyance,
§ 21.10A

RELEASE OR RELEASES

Homestead lien, §§ 10.20.50, 13.48

Statute of conveyances, application to releases, § 24.16

Transfers of land rights or interests, release of lien by title insurance company,
§ 38.8.50

RESCISSION OF CONTRACT

Consideration, lack of, §§ 30.7, 33.16

RESERVATIONS AND EXCEPTIONS IN LANDS

Construction of reservation or exception, §§ 16.8.50, 16.12

RESTRAINTS ON ALIENATION OF LAND

Allowable restraints, § 12.41.50

First refusal right, § 12.41.50

RESTRICTIVE COVENANTS

Defined, § 3B.2

Homeowners' associations, powers relating to restrictive covenants, § 3B.31

REVOCABLE TRANSFER ON DEATH DEEDS

Form, § 29.17

RIGHT OF WAY

Definition, § 12.16.50

RIPARIAN AND LITTORAL LANDS

Gulf of Mexico, title to lands and minerals under, § 6.34

Islands, title, § 6.15

INDEX

SEISIN

Definition of terms affecting land titles, § **34.4.50**

SEPARATE PROPERTY

Deeds between spouses, § **20.6.20**

SEXUAL RELATIONS AND OFFENSES

Restrictive covenants, sexually oriented business, § **3B.24.50**

SIGNATURES

Electronic recording of real estate documents, § **8.19A**

Electronic Signatures in Global and National Commerce Act (E-Sign Act),
§ **35.2.30**

SOVEREIGN

Title from, § **11.18**

SPOUSES

Agreements or contracts

Conversion of separate property into community property, agreements to,
§ **20.6.20**

Marital property agreements, § **20.6.10**

Conversion of separate property into community property, agreements to,
§ **20.6.20**

Deeds, validity, §§ **20.6.10, 20.6.20**

Marital property agreements, § **20.6.10**

Validity

Deeds, §§ **20.6.10, 20.6.20**

STANDARDS FOR TITLE EXAMINATION

Powers of attorney, § **11.9**

Sovereign, title from, § **11.18**

Texas Estates Code correlation table, § **11.1.50**

STARE DECISIS

Legal and equitable principles for land titles, § **12.4**

STATUTE OF CONVEYANCES

Contracts or agreements

Surface leases, application of statute to, § **24.13**

Easements, application of statute to, § **24.14**

Licenses, application of statute to, § **24.15**

Mineral estates, application of statute to, § **24.12**

Releases, application of statute to, § **24.16**

Surface leases, application of statute to, § **24.13**

STATUTE OF FRAUDS

Descriptions of interests in Texas lands, §§ **15.1, 15.3, 15.46**

Executory contracts for sale of real property, § **24.22A**

Mineral rights or warranties, § **24.22**

Promissory estoppel, § **24.29**

LAND TITLES AND TITLE EXAMINATION

STATUTE OF LIMITATIONS

- Discovery rule delays accrual of cause of action, § **43.11.25**
- Fraudulent concealment tolls limitation period, § **43.11.50**
- Quiet title actions, § **42.1**
- Residuary period for suits involving Texas land, § **43.23A**
- Warranty of title, suits for breach of, § **43.23A**

SUPPORT

- Title insurance, compiling curative material for title, affidavit of judgment debtor or child support obligor as release of homestead lien, § **10.20.50**

SURFACE

- Leases, application of statute of conveyances, § **24.13**

TAXES AND TAXATION

- Ownership of real estate for purposes of taxation, §§ **12.26, 12.27**

TESTAMENTARY TRANSFERS OF LANDS

- Dissolution of marriage, will provisions made before, § **40.10.50**
- Texas Estates Code correlation table, § **40.0.50**
- Uniform Disclaimer of Property Interests Act (UDPIA), § **40.15**

TEXAS ESTATES CODE

- Correlation table
 - Intestate transfers of Texas lands, § **41.1.50**
 - Standards for title examination, § **11.1.50**
 - Testamentary transfers of lands, § **40.0.50**

TITLE INSURANCE

- Compiling curative material for title, affidavit of judgment debtor or child support obligor as release of homestead lien, § **10.20.50**
- Liens
 - Compiling curative material for title, affidavit of judgment debtor or child support obligor as release of homestead lien, § **10.20.50**

TRANSFER ON DEATH (TOD) DEEDS

- Generally, §§ **29.16 to 29.18**

TRANSFERS OF LAND RIGHTS OR INTERESTS

- Contracts or agreements
 - Conveyance of title to land, § **38.13**
 - Conveyance of title to land, contracts, § **38.13**
- Deeds of trust and mortgages, § **38.8.50**
- Mortgages and deeds of trust, § **38.8.50**
- Partition, § **38.9.50**
- Release of lien by title insurance company, mortgages and deeds of trust, § **38.8.50**

TRAVEL LANES

- Easements, § **18.1**

UNIFORM DISCLAIMER OF PROPERTY INTERESTS ACT (UDPIA)

- Generally, § **40.15**

INDEX

UNIFORM ELECTRONIC TRANSACTIONS ACT (UETA)

Generally, § 35.2.70

UNIFORM PARTITION OF HEIR'S PROPERTY ACT

Generally, § 38.9.50

UNIFORM REAL PROPERTY ELECTRONIC RECORDING ACT

Public records of Texas land titles, § 8.19A

WARRANTY

Defined, § 34.5

WARRANTY DEEDS

Generally, § 29.15

WARRANTY OF TITLE

Statute of limitations, residuary period for suits involving Texas land, § 43.23A

WAYS OF NECESSITY

Implied easements, § 18.31

WRITING OR WRITTEN

Electronic recording of real estate documents, § 8.19A

ZONING

Challenges to zoning ordinances, § 3C.7

Variances of zoning ordinances, application for, § 3C.7