

**CHAPTER VII.
REGISTRATION.**

768. — The registration concerning mortgage shall be made at the Registry Offices, the number, places, districts ~~and~~^{and} competency of which are fixed by the special laws and regulations relating thereto.

769. — The parties who apply for the registration of contract of mortgage must:

- 1) make to the Registrar a statement of the terms of the agreement;
- 2) produce to him the land certificate, or, in case of movables, the registration certificate of the property concerned.

770. — On such application, the contract is drawn up according to the statement of the parties, and the Registrar shall enter on the certificate and on the Register counterfoil a summary of the contract showing the names of the parties, the nature of the obligation and the maximum amount for which the mortgaged property is security, the rate of interest, the date of maturity of the obligation, the date of registration.

771. — The person who applies for registration of an alteration or extinction of the mortgage must produce to the Registrar the land certificate, or, in case of movables,

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771.—The person who applies for registration of an alteration or extinction of the mortgage must produce to the Registrar the land certificate, or, in case of movables,

the registration certificate of the property concerned, and the document supporting his application.

772. — On such application the Registrar shall enter on the certificate and on the Register counterfoil the alteration or extinction of the mortgage, and the date of such entry, and he shall annex thereto the documents produced.

773. — If in the opinion of the Registrar the application does not comply with the provisions of law, the Registrar shall decline to proceed with the registration until he has received an order of the Court to register.

He must however make on the certificate and Register counterfoil a note stating the fact and date of the application.

If the Registrar afterwards proceeds with the registration, such registration shall be deemed to have been made on the date of the application.

774. — When an alteration or extinction of the mortgage has been registered otherwise than with the consent of the mortgagee or by an order of the Court, the mortgagee may have such registration cancelled by the Court if he proves that in fact there had been no alteration or extinction of the mortgage.

On registration of the cancellation, the mortgagee shall be restored in his right and rank.

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