or articles of transfer".

As to "assets" and "transfer assets" see CA § 1-101(d) and (v), respectively.

(C) INSTRUMENT OF WRITING.

(1) "INSTRUMENT OF WRITING" MEANS A WRITTEN INSTRUMENT THAT:

(I) CONVEYS TITLE TO OR CREATES OR GIVES NOTICE OF A SECURITY INTEREST IN REAL PROPERTY; OR

(II) CREATES OR GIVES NOTICE OF A SECURITY INTEREST IN PERSONAL PROPERTY.

(2) "INSTRUMENT OF WRITING" INCLUDES:

(I) A DEED OR CONTRACT;

(II) A MORTGAGE, DEED OF TRUST, OR OTHER CONTRACT THAT CREATES AN ENCUMBRANCE ON REAL PROPERTY;

(III) A LEASE OF REAL PROPERTY;

(IV) AN ASSIGNMENT OF A LESSEE'S INTEREST IN REAL PROPERTY;

(V) ARTICLES OF TRANSFER; AND

(VI) A SECURITY AGREEMENT.

REVISOR'S NOTE: This subsection is new language substituted for former Art. 81, § 277(a)(2)(i) and for the reference in § 277(a)(1) to instruments of writing conveying title or creating liens. The revision clarifies that an instrument of writing may give notice or create a security interest. The language also specifically incorporates as instruments of writing "articles of transfer" and the defined term "security agreement". The incorporation of "security agreement" avoids the confusion created by the former reference to the types of a "secured transaction which, prior to enactment hereof, were subject to this tax", by enumerating the instruments of writing that based on current practice are subject to this title. The General Assembly may wish to consider this substitution.

Defined terms: "Articles of transfer" § 12-101
"Includes";"including" § 1-101 "Real property" § 1-101
"Security agreement" § 1-101 "Security interest" § 1-101

(D) RECORDATION TAX.