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Farm Ownership & Corporate Farming Laws: *Delaware*



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Farm Ownership & Corporate Farming Laws: Delaware

Fast Find:

- 1) Prohibition: None
- 2) Permission: 25 DE Code §§ 305, 306, 308
- 3) Reporting: None
- 4) Corporate Farming: None

[25 DE Code § 305](#)
[25 DE Code § 306](#)
[25 DE Code § 308](#)

*Current through laws passed by the 2024 Regular Session of the 152nd Delaware General Assembly.
Some statute sections may be more current.*

25 DE Code § 305. Deeds by foreign corporations; recording as evidence; ownership rights.

All deeds to lands in Delaware executed and delivered by corporations created by and existing under the laws of the states and territories of the United States of America, other than Delaware, or created by and existing under the laws of any foreign state or nation, are made valid and effective to convey the fee simple or other estate purported to be conveyed in such deeds, with the same force and effect as if the corporation grantor had been a corporation lawfully created by and existing under the laws of this State. Such deeds, when recorded, or any office copy thereof, shall be admitted as evidence in all courts of this State, and shall be valid and conclusive evidence, with the same force and effect as if such deeds had been properly executed, acknowledged and delivered by corporations created by and existing under the laws of this State. A foreign corporation owning lands in Delaware may exercise all rights and privileges of ownership to the same extent as if such corporation were a corporation lawfully created by and existing under the laws of this State.

25 DE Code § 306. Title and disposal of property by aliens.

All real and personal property situated in this State may be taken, acquired, held and disposed of by an alien in the same manner as by a citizen of this State.

25 DE Code § 308. Title and disposal of property by aliens.



All conveyances to or from aliens of real or personal property situate in this State, at any time made, are validated, ratified and confirmed; and it is declared that the conveyances vested in the purchaser or purchasers the same estates and rights as they would have taken if the conveyance had been made between citizens of the State.

