



CHAPTER 41
ARTICLE 1 - SURVIVORSHIP RIGHTS AND FUTURE INTERESTS

N.C.G.S. § 41-12.

Sales or mortgages of contingent remainders validated.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	c. 36 — fifth act in the lineage	21 September 2026, 03:31 UTC	3cb2cc5d7ea5e19c05831fc6 - 04fe49c15df838ff7411dab9 - 1ae811cdd35c1c3b

In all cases where property has been conveyed by deed, or devised by will, upon contingent remainder, executory devise, or other limitations, where a judgment of a superior court has been rendered authorizing the sale or mortgaging, including execution of deeds of trust, of such property discharged of such contingent remainder, executory devise, or other limitations in actions or special proceedings where all persons in being who would have taken such property if the contingency had then happened were parties, such judgment shall be valid and binding upon the parties thereto and upon all other persons not then in being or whose estates had not been vested: Provided, that nothing herein contained shall be construed to impair or destroy any vested right or estate.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
5 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1905		1920		1935
TICK HEIGHT = ACTS IN THAT YEAR		DASHED = RECODIFICATION, NOT AMENDMENT		
Nº	YEAR	ACT	CHARACTER	
01	1905	c. 93	ENACTED	
02	Rev.	s. 1591	RECODIFIED	
03	C.S.	s. 1745	RECODIFIED	

04	1923	c. 64	AMENDED
05	1935	c. 36	AMENDED

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 41-12 (1935).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

Provenance

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE
(1905, c. 93; Rev., s. 1591; C.S., s. 1745; 1923, c. 64; 1935, c. 36.)

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