



CHAPTER 41
ARTICLE 6 - JOINT TENANCY

N.C.G.S. § 41-72.

Determination of the interests of joint tenants in a joint tenancy with right of survivorship.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2020-50, s. 2(a)-(c) — thirteenth act in the lineage	21 September 2026, 02:02 UTC	1815a418dbc3f0af75e8a5f2 - 2260e79b55ff1c724c76e164 - 06f8eb178fc6b3fb

- § 41-72(a)

The interests of joint tenants in a joint tenancy with right of survivorship shall be deemed to be equal unless otherwise provided in the instrument of conveyance.
- § 41-72(b)

This section shall apply to any conveyance of an interest in property created at any time that explicitly seeks to create unequal ownership interest in a joint tenancy with right of survivorship.
- § 41-72(c)

Distributions made prior to October 10, 2009, that were made in equal amounts from a joint tenancy with right of survivorship that sought to create unequal ownership shares shall remain valid and shall not be subject to modification on the basis of this section.
- § 41-72(d)

Any joint tenancy interest conveyed to individuals married to each other and to one or more other joint tenants in the same instrument of conveyance shall be held by the married individuals in a tenancy by the entirety, and the married individuals shall be treated as a single joint tenant, unless otherwise provided in the instrument.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
13 ACTS

Amendment lineage

1784 1902 2020

TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT

Nº	YEAR	ACT	CHARACTER
01	1784	c. 204, s. 6	ENACTED
02	1784	R.C., c. 43, s. 2	AMENDED
03	1784	Code, s. 1326	AMENDED
04	Rev.	s. 1579	RECODIFIED
05	C.S.	s. 1735	RECODIFIED
06	1945	c. 635	AMENDED
07	1945	1989 (Reg. Sess., 1990), c. 891, s. 1	AMENDED
08	1991	c. 606, s. 1	AMENDED
09	2009	S.L. 2009-268, s. 1	AMENDED
10	2010	S.L. 2010-96, s. 9	AMENDED
11	2012	S.L. 2012-69, s. 2	AMENDED
12	2013	S.L. 2013-204, s. 1.11	AMENDED
13	2020	S.L. 2020-50, s. 2(a)-(c)	AMENDED

Citation

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

This document reproduces the text of one section of the General Statutes of North Carolina from a source file whose SHA-256 digest is printed on every page. The digest fixes the bytes this export was made from; if the State's file changes, the digest will not match.

The text of the section is unaltered. Subsection designators have been moved from the run of text into the margin. The amendment history and the table of authorities are derived from the section by mechanical extraction — they add no characterization of the law.

This is not the official text. The official text is published by the General Assembly of North Carolina.

HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1784, c. 204, s. 6; R.C., c. 43, s. 2; Code, s. 1326; Rev., s. 1579; C.S., s. 1735; 1945, c. 635; 1989 (Reg. Sess., 1990), c. 891, s. 1; 1991, c. 606, s. 1; 2009-268, s. 1; 2010-96, s. 9; 2012-69, s. 2; 2013-204, s. 1.11; 2020-50, s. 2(a)-(c).)

SET IN SPECTRAL AND ARCHIVO
NORTH CAROLINA LAW — STATUTE EXPORT, FORMAT V1

