



CHAPTER 41
ARTICLE 7 - TENANCY IN COMMON

N.C.G.S. § 41-91.

Obligations among cotenants; fiduciary relationship.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT No amendment history on record	RETRIEVED 21 September 2026, 03:26 UTC	SOURCE FINGERPRINT 68b3f24eeda01b45da939f30 - a116f740e3faa1c172d60b2e - 0b80eb1d428f336c
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§ 41-91(a) Cotenants occupy a relationship of trust and confidence to each other as to the property that obligates them to put forth their best efforts to protect and secure the common interest.

§ 41-91(b) Tenancy in common does not create a fiduciary relationship among the cotenants unless a cotenant undertakes to act for the benefit of another cotenant or otherwise engages in conduct creating a fiduciary relationship. (2024-47, s. 1.)

END OF SECTION TEXT

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APPARATUS III

Citation

FULL SECTION
N.C. Gen. Stat. § 41-91 (2026).

PINPOINT
N.C. Gen. Stat. § 41-91(a) (2026).

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