



CHAPTER 45
ARTICLE 2A - SALES UNDER POWER OF SALE

N.C.G.S. § 45-21.1.

Definitions; construction.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT c. 305, s. 1 — fourth act in the lineage	RETRIEVED 21 September 2026, 03:35 UTC	SOURCE FINGERPRINT dfc41368ac225942260d387c - e1cebcb2594fefbcea38927d8 - 2ecbffa4e52bb8f0a
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- § 45-21.1(a)
- The following definitions apply in this Article:
- (1)

"Resale" means a resale of real property or a resale of any leasehold interest created by a lease of real property held pursuant to G.S. 45-21.30.
- (2)

"Sale" means a sale of real property or a sale of any leasehold interest created by a lease of real property pursuant to (i) an express power of sale contained in a mortgage, deed of trust, leasehold mortgage, or leasehold deed of trust or (ii) a "power of sale", under this Article, authorized by other statutory provisions.

- § 45-21.1(b)
- The following constructions apply in this Article:
- (1)

The terms "mortgage" or "deed of trust" include leasehold mortgages or leasehold deeds of trust.
- (2)

The terms "mortgagee" or "trustee" include any person or entity exercising a power of sale pursuant to this Article.
- (3)

The terms "real property" or "property" include any leasehold interest created by a lease of real property.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
4 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.

	1949		1971		1993
	TICK HEIGHT = ACTS IN THAT YEAR		DASHED = RECODIFICATION, NOT AMENDMENT		
Nº	YEAR	ACT	CHARACTER		
01	1949	c. 720, s. 1	ENACTED		
02	1967	c. 562, s. 2	AMENDED		
03	1991	c. 255	AMENDED		
04	1993	c. 305, s. 1	AMENDED		

APPARATUS II
1 AUTHORITY

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 45-21.30	(a)(1)	"of real property held pursuant to"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 45-21.1 (1993).

PINPOINT

N.C. Gen. Stat. § 45-21.1(a) (1993).

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

(1949, c. 720, s. 1; 1967, c. 562, s. 2; 1991, c. 255; 1993, c. 305, s. 1.)

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