



CHAPTER 45
ARTICLE 2 - RIGHT TO FORECLOSE OR SELL UNDER POWER

N.C.G.S. § 45-5.

Foreclosures by representatives validated.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	s. 2579 — third act in the lineage	21 September 2026, 02:03 UTC	d25f9c0c4c1cf967c395563f - c644d25bf5646909a5788407 - 824687ba32331136

In all actions which were brought or prosecuted prior to the fourth day of March, 1905, for the foreclosure of any mortgage or deed in trust by any executor or administrator of any deceased mortgagee or trustee where the heirs of the mortgagee were duly made parties and regular and orderly decrees of foreclosure entered by the court and sale had by a commissioner appointed by the court for that purpose and deed made after confirmation, the title so conveyed to purchaser at such judicial sale shall be deemed and held to be vested in such purchaser, whether the heir of such deceased mortgagee or trustee was a party to such foreclosure proceeding or not, and such heir of any deceased mortgagee is estopped to bring or prosecute any further action against such purchaser for the recovery of such property or foreclosure of such mortgage or deed in trust.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
3 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		1912	1919
TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT			
Nº	YEAR	ACT	CHARACTER
01	1905	c. 425, s. 2	ENACTED
02	Rev.	s. 1032	RECODIFIED
03	C.S.	s. 2579	RECODIFIED

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 45-5 (2026).

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. 425, s. 2; Rev., s. 1032; C.S., s. 2579.)

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