



CHAPTER 46A

ARTICLE 2 - PARTITION OF REAL PROPERTY

N.C.G.S. § 46A-86.

Sale proceeds belonging to certain parties.

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, 04:10 UTC	SOURCE FINGERPRINT 20f65b9717f221cfc67d6e3a - aa678fa34a14706a90f289bc - 4a3809426969f050
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§ 46A-86(a)

Minor; Incompetent Adult. - When real property is sold under this Chapter and a party to the proceeding is a minor or an incompetent adult, the court shall take appropriate steps to secure the proceeds for the benefit of the party, including any of the following:

- (1) For proceeds up to the allowable amounts in G.S. 7A-111, receive, administer, and disburse the proceeds pursuant to that section.
- (2) Order the proceeds disbursed to any of the following:
 - a.A guardian of the estate or general guardian under Chapter 35A of the General Statutes.
 - b.An agent under Chapter 32C of the General Statutes.
 - c.In the case of a minor, a custodian under Chapter 33A of the General Statutes.
 - d.A custodial trust under Chapter 33B of the General Statutes.
 - e.A trust under Chapter 36C of the General Statutes.

§ 46A-86(b)

Certain Other Parties. - When a sale is made under this Chapter, the court shall invest or deposit under G.S. 7A-112 and G.S. 7A-112.1 proceeds belonging to the following parties:

- (1) A party who is imprisoned, if the proceeds cannot be disbursed to, or at the direction of, the party.
- (2) An unknown or unlocatable cotenant.

A party may seek disbursement of these proceeds by filing a motion in the proceeding. If the party shows that the proceeds belong to the party, the court shall order that the proceeds be disbursed to the party. (1868-9, c. 122, s. 17; Code, s. 1908; 1887, c. 284, s. 3; Rev., s. 2516; C.S., s. 3245; 2020-23, ss. 2(oo), 3.)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS II
3 AUTHORITIES

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. 7A-111	(a)(1)	"up to the allowable amounts in"
G.S. 7A-112	(b)	"court shall invest or deposit under"
G.S. 7A-112.1	(b)	"or deposit under G.S. 7A-112 and"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 46A-86 (2026).

PINPOINT

N.C. Gen. Stat. § 46A-86(a) (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.

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