
By Mr. Enright of Pittsfield, petition of Francis J. Quirico for legislation to provide that foreclosures of real estate mortgages by sales on the mortgaged premises shall constitute an entry to foreclose. The Judiciary.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-Seven.

AN ACT PROVIDING THAT THE FORECLOSURE OF A REAL ESTATE MORTGAGE BY A SALE ON THE MORTGAGED PREMISES SHALL CONSTITUTE AN ENTRY TO FORECLOSE.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 1 of chapter 244 of the General
2 Laws is hereby amended by adding at the end the
3 following sentence: — The foreclosure of a real estate
4 mortgage by a sale which is held on the mortgaged
5 premises shall constitute a recovery of possession by
6 entry within the meaning of this section.

1 SECTION 2. Section 2 of chapter 244 of the General
2 Laws is hereby amended by adding at the end the
3 following sentence: — The certificate required by this
4 section shall not be necessary in any case of the fore-
5 closure of a real estate mortgage by a sale which is
6 held on the mortgaged premises, provided the copy
7 of the notice and affidavit of such sale is recorded as
8 required by section fifteen of this chapter.

