

SENATE No. 24

To accompany the petition of Michael H. Condron for legislation to authorize the inclusion of certain movable property as real property in certain mortgages of real estate. Legal Affairs.

The Commonwealth of Massachusetts

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

AN ACT AUTHORIZING THE INCLUSION OF CERTAIN MOVABLE PROPERTY AS REAL PROPERTY IN CERTAIN MORTGAGES OF REAL ESTATE.

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

- 1 Chapter 184 of the General Laws is hereby amended
- 2 by adding after section 12 the following section: —
- 3 *Section 12A.* If the mortgagor and the mortgagee
- 4 of real estate agree that heating apparatus, refrigera-
- 5 tors, ranges and plumbing goods shall be considered
- 6 fixtures, such fixtures shall, for the purposes of such
- 7 mortgage, thereafter be a part of the real estate; pro-
- 8 vided, that the mortgagor has full title to such fixtures.

