

HOUSE No. 470.

Commonwealth of Massachusetts.

HOUSE OF REPRESENTATIVES, May 12, 1890.

The committee on the Judiciary, who were instructed to inquire into the expediency of amending chapter 237 of Acts of 1882, and chap. 283 of Acts of 1885, relating to the settlement of titles of real estate encumbered by undischarged mortgages, report the accompanying Bill.

For the Committee,

EDW. B GLASGOW.

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Ninety.

AN ACT

Relating to the Settlement of Titles 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 SECTION 1. A petition under chapter two hun-
2 dred and thirty-seven of the acts of the year one
3 thousand eight hundred and eighty-two, or chap-
4 ter two hundred and eighty-three of the acts of
5 the year one thousand eight hundred and eighty-
6 five, may be filed by any person having a freehold
7 estate vested or contingent in possession, rever-
8 sion or remainder in the land originally subject to
9 the mortgage, or in any undivided or any aliquot
10 part thereof, or any interest therein which may
11 eventually become a freehold estate, and by any
12 person who has conveyed such land or any such
13 interest therein with covenants of title or war-
14 ranty. Any two or more persons owning in

15 severalty different portions or different interests
16 of the character above described in the whole or
17 in different portions thereof may join in one
18 petition. Two or more defects arising under
19 different mortgages upon one parcel of land or
20 partly upon one parcel may be set forth in the
21 same petition, and in case of a contest the court
22 shall make such order for separate issues as may
23 be proper.

1 SECT. 2. In a petition under chapter four hun-
2 dred and forty-two of the acts of the year eight-
3 een hundred and eighty-nine any two or more
4 persons owning in severalty different portions or
5 different interests of the character described in
6 said act in the whole or in different portions of
7 such estate as is in said act referred to may join.

