

HOUSE....No. 361.

Commonwealth of Massachusetts.

HOUSE OF REPRESENTATIVES, April 26, 1862.

The Committee on the Judiciary, to whom was referred the Senate Bill concerning mortgages and other conveyances, have considered the same, and report that the same ought not to pass, and they report the accompanying Bill as a substitute therefor.

Per order,

H. JEWELL.

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Sixty-
Two.

AN ACT

Concerning Fraudulent Conveyances.

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

1 SECT. 1. No mortgage or conveyance of property
2 which the law requires to be recorded in order to
3 protect the property conveyed thereby from attach-
4 ment, and which is fraudulent within the meaning of
5 the eighty-ninth section of chapter one hundred and
6 eighteen of the General Statutes, shall be held or ad-
7 judged valid by reason of the same having been made
8 or executed six months prior to the petition by or
9 against any insolvent under the provisions of said
10 chapter, unless such mortgage or conveyance has been
11 recorded for six months prior to such petition, or
12 unless, in cases of mortgages of personal property,

13 possession of the property mortgaged has been had
14 for six months prior to such petition by the mortgagee.

1 SECT. 2. This act shall not be held to apply to any
2 mortgage or conveyance heretofore made, provided
3 the same shall be recorded within thirty days from the
4 day when this act takes effect.

1 SECT. 3. Chapter one hundred and ninety-four of
2 the acts of the year eighteen hundred and sixty-one
3 is hereby repealed.

