

HOUSE.....No. 107.

[Reported by the Committee on Probate and Chancery.]

Commonwealth of Massachusetts.

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

AN ACT

In relation to the Payment of Annuities.

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. Whenever, by any last will and testa-
2 ment, or any instrument in the nature thereof, an
3 annuity, or the use, rent, income, or interest of any
4 property, real or personal, or the income of any fund,
5 is given to, or in trust for the benefit of, any person
6 for life, or until the happening of a contingent event,

7 he shall be entitled to demand, receive, have, and
8 enjoy, the same, from and after the decease of the
9 testator, or person so devising or bequeathing the
10 same, unless it is otherwise provided in such will or
11 testamentary instrument.

1 SECT. 2. If any person, so entitled to any such
2 annuity, rent, interest, or income, shall decease, or
3 such contingent event shall happen at any inter-
4 mediate time before the termination of a year from
5 the time of the whole of the annual amount for the
6 preceding year having become due, such annuity,
7 rent, interest, or income, for the then current year,
8 shall be apportioned, and he and his representatives
9 shall be entitled to receive a proportionable part
10 thereof to the time of his decease, unless it is other-
11 wise provided in such will or instrument.