

Revised Statutes of 1846 (EXCERPT)
ESTATES IN DOWER

558.4 Dower in mortgaged lands; purchase money mortgage given after marriage.

Sec. 4. When a husband shall purchase lands during coverture, and shall at the same time mortgage his estate in such lands to secure the payment of the purchase money, his widow shall not be entitled to dower out of such lands, as against the mortgagee or those claiming under him, although she shall not have united in such mortgage, but she shall be entitled to her dower as against all other persons.

History: R.S. 1846, Ch. 66;—CL 1857, 2775;—CL 1871, 4272;—How. 5736;—CL 1897, 8921;—CL 1915, 11657;—CL 1929, 13075;—CL 1948, 558.4.