

## CHAPTER 243

## GENERAL PROVISIONS RELATING TO FRAUDULENT CONVEYANCES AND CONTRACTS

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| <p>243 01 Grants, etc., of trust to be in writing.</p> <p>243 02 Conveyances void as to creditors void as to their heirs, etc.</p> <p>243 03 "Lands" defined.</p> | <p>243 04 "Conveyance" defined</p> <p>243 05 Instruments signed by agents.</p> <p>243 06 Death of principal, effect on agency.</p> |
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**243.01 Grants, etc., of trust to be in writing.** Every grant or assignment of any existing trust in lands, goods or things in action, unless the same shall be in writing subscribed by the party making the same or by his agent lawfully authorized, shall be void.

Unenforceability of a contract under this section does not prevent the imposition of a constructive trust in a proper case. Gorski v. Gorski, 82 W (2d) 248, 262 NW (2d) 120

**243.02 Conveyances void as to creditors void as to their heirs, etc.** Every conveyance, charge, instrument or proceeding declared to be void by the provisions of this title as against creditors or purchasers shall be equally void against the heirs, successors, personal representatives or assignees of such creditors or purchasers.

**243.03 "Lands" defined.** The term "lands," as used in this title, shall be construed as coextensive in meaning with "lands, tenements and hereditaments;" and the term "estate and interest in lands" shall be construed to embrace every estate and interest, freehold and chattel, legal and equitable, present and future, vested and contingent, in lands as above defined.

**243.04 "Conveyance" defined.** The term "conveyance," as used in chapters 240, 241 and 243, shall be construed to embrace every instrument in writing except a last will and testament, whatever may be its form, and by whatever name it may be known in law, by which any estate or interest in lands is created, aliened, assigned or surrendered.

**243.05 Instruments signed by agents.** Every instrument required under any of the provisions of this title to be subscribed by any party may be subscribed by the agent of such party lawfully authorized thereto.

**243.06 Death of principal, effect on agency.** The death of the principal shall not operate as a revocation of an agency as to the attorney or agent until he shall have notice of the death, or as to one who, without notice of such death, in good faith deals with the attorney or agent; and this shall apply whether the agency was created by writing or not.