

381.080 Construction of "without heirs," "without children" or "issue" in deed or will.

Unless a different purpose is plainly expressed in the instrument, every limitation in a deed or will contingent upon a person dying "without heirs," or "without children" or "issue," or other words of like import, shall be construed a limitation to take effect when such person dies, unless the object on which the contingency is made to depend is then living, or, if a child of his body, such child is born within ten (10) months next thereafter.

Effective: October 1, 1942

History: Recodified 1942 Ky. Acts ch. 208, sec. 1, effective October 1, 1942, from Ky. Stat. sec. 2344.