



## Report on Public Policy Position

**Name of Section:**

Real Property Law Section

**Contact Person:**

Lawrence Shoffner

**Email:**

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**Regarding:**

In re VanConnett, Estate

**Date position was adopted:**

April 26, 2006

**Process used to take the ideological position:**

Vote of the Council of the Section

**Number of members in the decision-making body:**

19

**Number who voted in favor and opposed to the position:**

14 Council members were present, all voted in favor of the position

**FOR SECTIONS ONLY:**

- ✓ This subject matter of this position is within the jurisdiction of the section.
- ✓ The position was adopted in accordance with the Section's bylaws.
- ✓ The requirements of SBM Bylaw Article VIII have been satisfied.

*If the boxes above are checked, SBM will notify the Section when this notice is received, at which time the Section may advocate the position.*

**Position:**

A mutual will which endeavors to restrain alienation of fee simple title is void. *See, Mandlebaum v. McDonell*, 29 Mich. 78 (1874); Michigan Land Title Standards 5<sup>th</sup> §9.1.

The text (may be provided by hyperlink) of any legislation, court rule, or administrative regulation that is the subject of or referenced in this report: