

(General Laws, c. 241, sec. 7)

The share of each co-tenant must be given stating whether it is an estate of inheritance, for life or for years, whether in possession, remainder or reversion, and whether vested or contingent. If the common title is derived by will or by inheritance from a common ancestor, the name of the testator or common ancestor should be given. If under a deed, reference should be made thereto.

COMMONWEALTH OF MASSACHUSETTS
THE TRIAL COURT

To the Honorable the Justices of the Probate and Family Court in and for the County of Barnstable:

RESPECTFULLY represents _____

_____ of _____ in the County of Barnstable that he hold as tenant in common an undivided part or share of the following described land situated in _____ in the County of _____ which he wish to hold in severalty:

The common title to said land is derived under — deed of _____ dated _____ recorded with _____ Deeds, Book _____ Page _____ will of _____ — as heirs at law of _____ late of _____

in the County of _____ deceased, and your petitioner further represent that the names and residences of all the tenants in common and their respective shares and proportions and the nature thereof, are as follows:

Wherefore your petitioner pray that partition be made of all — the above described part — of the land aforesaid according to law, and to that end that a commissioner be appointed to make such partition and be ordered to make sale and conveyance of all, or any portion of, said land which the Court finds cannot be advantageously divided, either at private sale or public auction, and be ordered to distribute and pay over the net proceeds thereof in such manner as to make the partition just and equal, and the petitioner certify under the penalties of perjury that the statements herein contained are true to the best of his knowledge and belief.

Dated this day of 19

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The undersigned, being all persons interested, hereby assent to the foregoing petition.

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