

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1943



ENROLLED

HOUSE BILL No. 244

(By Mr. Davis, by request.)



PASSED March 8, 1943

In Effect from Passage

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House Bill No. 244

(BY MR. DAVIS, by request)

[Passed March 8, 1943; in effect from passage.]

AN ACT to amend article one, chapter thirty-nine of the code of West Virginia, one thousand nine hundred thirty-one, by adding thereto a new section to be designated section four-a, providing for the acknowledgment of written instruments by persons in the military service of the United States of America.

Be it enacted by the Legislature of West Virginia:

That article one, chapter thirty-nine of the code of West Virginia, one thousand nine hundred thirty-one, be amended by adding thereto a new section to be designated section four-a, to read as follows:

Article 1. Authentication and Record of Writings.

Section 4-a. *Acknowledgment of Persons in the Military Service of the United States of America; Who May*

3 *Take Same, and Form Thereof.*—Upon the request of any
4 person interested therein, the clerk of the county court
5 of any county in which any deed, contract, power of at-
6 torney, or other writing is to be, or may be, recorded,
7 shall admit the same to record as to any person whose
8 name is signed thereto who is in the military service of
9 the United States (including the Women's Army Auxil-
10 iary Corps, Women's Appointed Volunteers for Emerg-
11 ency Service, Army Nurse Corps, "Spars", Women's Re-
12 serve, or similar women's auxiliary unit officially con-
13 nected with the military service of the United States),
14 upon the certificate of his or her acknowledgement be-
15 fore any commissioned officer of any branch of the mil-
16 itary service of the United States, or auxiliary unit of-
17 ficially connected with such military service. Such ac-
18 knowledgment may be taken at any place either within
19 or outside of the United States of America, or any ter-
20 ritory, possession or dependency thereof. The certificate
21 of such acknowledgment need not state the place where
22 same is taken and shall require no seal to be affixed
23 thereto. The officer certifying such acknowledgment must

24 state his rank, branch of military service, and identifica-
 25 tion number; and such certificate of acknowledgment may
 26 be in form and effect as follows:

27 IN THE MILITARY SERVICE OF THE UNITED

28 STATES:

29 I, _____, a commissioned
 30 officer in the military service of the United States, do
 31 certify that _____,
 32 who is a member of the military service of the United
 33 States (or of _____,
 34 an auxiliary to the military forces of the United States),
 35 whose name is signed to the foregoing writing bearing
 36 date on the _____ day of _____,
 37 19_____, has this day acknowledged the same before me;
 38 and I further certify that I am a _____

39 (state rank)

40 in the _____ of the United States
 41 and my identification number is _____.

42 Given under my hand this _____ day of _____
 43 _____, 19_____.

44 _____

45

(Official Title)

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Ray Z. Jinnison
Chairman Senate Committee

Frank H. Pateff
Chairman House Committee

Originated in the House of Delegates

Takes effect from passage.

W. Lee Walker
Clerk of the Senate

J. Klipp
Clerk of the House of Delegates

James Paull
President of the Senate

John E. Ruess
Speaker House of Delegates

The within approved this the 17th
day of March, 1943.

Matthew M. Neal
Governor.



Filed in the office of the Secretary of State
of West Virginia **MAR 17 1943**

Wm. S. O'Connell
Secretary of State