

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1959



ENROLLED

HOUSE BILL No. 216

(By Mr. WELLS)



PASSED Feb 24 1959

In Effect 90 days from Passage



Filed in Office of the Secretary of State
of West Virginia MAR 5 1959

JOE F. BURDETT
SECRETARY OF STATE

ENROLLED
House Bill No. 216

(By MR. WELLS)

[Passed February 24, 1959; in effect ninety days from passage.]

AN ACT to amend and reenact section four-a, article one, chapter thirty-nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to acknowledgment of persons in the military service of the United States and their spouses; who may take same, and form thereof.

Be it enacted by the Legislature of West Virginia:

That section four-a, article one, chapter thirty-nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

Section 4-a. *Acknowledgment of Persons in the Military Service of the United States of America; Who May Take Same, and Form Thereof.*—Upon the request of any person interested therein, the clerk of the county court 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 Emer-
11 gency 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) or
14 who is the spouse of anyone in the military service of the
15 United States (including the aforesaid components and
16 auxiliary units officially connected therewith), upon the
17 certificate of acknowledgment of such person before any
18 commissioned officer of any branch of the military service
19 of the United States, or auxiliary unit officially connected
20 with such military service. Such acknowledgment may
21 be taken at any place either within or outside of the United
22 States of America, or any territory, possession or depend-
23 ency thereof. The certificate of such acknowledgment
24 need not state the place where same is taken and shall
25 require no seal to be affixed thereto. The officer certifying

26 such acknowledgment must state his rank, branch of mili-
27 tary service, and identification number; and such certifi-
28 cate of acknowledgment may be in form and effect as fol-
29 lows:

30 IN THE MILITARY SERVICE OF THE
31 UNITED STATES:

32 I, _____, a commissioned officer in the
33 military service of the United States, do certify that
34 _____, who is a member of the military
35 service of the United States (or of _____, an
36 auxiliary to the military forces of the United States),
37 and/or _____, husband (or wife) of _____,
38 a member of the military service of the United States (or
39 of _____, an auxiliary to the military forces
40 of the United States), whose name (s) is (are) signed to
41 the foregoing writing bearing date on the _____ day
42 of _____, 19____, has (have) this day acknowl-
43 edged the same before me; and I further certify that I
44 am a _____ in the _____ of the United
 (state rank)
45 States and my identification number is _____.)

46 Given under my hand this.....day of.....,

47 19.....

48

49

(Official Title)

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

W. M. Jasper
Chairman Senate Committee

Eudora Andrews
Chairman House Committee

Originated in the House of Delegates

Takes effect *90 days from* passage.

J. Howard Mader
Clerk of the Senate

C. G. Blankenship
Clerk of the House of Delegates

Ralph Bean
President of the Senate

H. R. Pauley
Speaker, House of Delegates

The within *approved* this the *5th*

day of *March*, 1959.

W. H. Underwood
Governor