

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1963



ENROLLED

HOUSE BILL No. 426

(By Mr. White)



PASSED March 9 1963

In Effect from Passage



Filed in Office of the Secretary of State  
of West Virginia 3-15-63

JOE F. BURDETT  
SECRETARY OF STATE

# 426

**ENROLLED**  
**House Bill No. 426**

(By MR. WHITE)

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[Passed March 9, 1963; in effect from passage.]

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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 of America.

*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:

**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 Take Same, and Form Thereof.**—Upon the request of any

4 person interested therein, the clerk of the county court of  
5 any county in which any deed, contract, power of attorney,  
6 or other writing is to be, or may be, recorded, shall admit  
7 the same to record as to any person whose name is signed  
8 thereto who is in the military service of the United  
9 States (including the women's army auxiliary corps,  
10 women's appointed volunteers for emergency service,  
11 army nurse corps, "Spars", women's reserve, or similar  
12 women's auxiliary unit officially connected with the mili-  
13 tary service of the United States) or who is the spouse  
14 of anyone in the military service of the United States  
15 (including the aforesaid components and auxiliary units  
16 officially connected therewith), upon the certificate of  
17 acknowledgment of such person before any commissioned  
18 officer of any branch of the military service of the United  
19 States, or auxiliary unit officially connected with such  
20 military service. Such acknowledgment may be taken at  
21 any place either within or outside of the United States  
22 of America, or any territory, possession or dependency  
23 thereof. The certificate of such acknowledgment need not  
24 state the place where same is taken and shall require no

25 seal to be affixed thereto. The officer certifying such  
26 acknowledgment must state his rank, branch of military  
27 service, and identification number; and such certificate of  
28 acknowledgment may be in form and effect as follows:

29 IN THE MILITARY SERVICE OF THE UNITED  
30 STATES:

31 I, \_\_\_\_\_, a commissioned officer in the  
32 military service of the United States, do certify that  
33 \_\_\_\_\_, who is a member of the military  
34 service of the United States (or of \_\_\_\_\_,  
35 an auxiliary to the military forces of the United States),  
36 and/or \_\_\_\_\_, husband (or wife) of  
37 \_\_\_\_\_, a member of the military service  
38 of the United States (or of \_\_\_\_\_, an  
39 auxiliary to the military forces of the United States),  
40 whose name(s) is (are) signed to the foregoing writing  
41 bearing date on the \_\_\_\_\_ day of  
42 \_\_\_\_\_, 19\_\_\_\_\_, has (have) this day  
43 acknowledged the same before me; and I further certify

44 that I am a.....

45 (state rank)

46 in the..... of the United States and

47 my identification number is.....

48 Given under my hand this.....day of

49 ....., 19.....

50

\_\_\_\_\_

51

(Signature of Officer)

52

\_\_\_\_\_

53

(Official Title)

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

*Clay Parker*  
Chairman Senate Committee

*Ethel L. Randall*  
Chairman House Committee

Originated in the House.

Takes effect *from* passage.

*J. Housner Meyer*  
Clerk of the Senate

*C. A. Blankenship*  
Clerk of the House of Delegates

*Howard W. Carson*  
President of the Senate

*Julius W. Singleton Jr.*  
Speaker House of Delegates

The within *approved* this the *14<sup>th</sup>*  
day of *March*, 1963.

*W. W. Baum*  
Governor

