

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1974



ENROLLED

HOUSE BILL No. 782

(By Mr. Mc Caskey and Mr. Moats)



PASSED April 5, 1974

In Effect Sevily Day From Passage



FILED IN THE OFFICE
OF JOHN F. WISSELL III
SECRETARY OF STATE
THIS DATE 3-14-74

782

ENROLLED

H. B. 782

(By MR. McCUSKEY and MR. MOATS)

[Passed March 5, 1974; in effect ninety days from passage.]

AN ACT to amend and reenact sections twelve, fourteen and fifteen, article four, chapter twenty-nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to notaries public and commissioners; permitting the governor to appoint commissioners for the purpose of acknowledging signatures on deeds, leases and other writings, either within or without this state; relating to the term of office of such commissioners; requiring a bond; specifying certain fees; pertaining to acknowledgments taken by such commissioners; and relating to the official seal of such commissioners.

Be it enacted by the Legislature of West Virginia:

That sections twelve, fourteen and fifteen, article four, chapter twenty-nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 4. NOTARIES PUBLIC AND COMMISSIONERS.

§29-4-12. Commissioners out of state; qualifications; fee.

1 The governor, if he deems it proper, may appoint any per-
2 sons residing within or without this state and within the United
3 States, its territories or possessions as commissioners to ack-
4 nowledge signatures performed in or out of state by persons
5 residing in or out of the state of West Virginia, covering

6 deeds, leases and other writings pertaining to West Virginia
7 property for recordation in the state of West Virginia.

8 Such commissioners shall hold office for ten years, unless
9 sooner removed by the governor. Any commissioner in office
10 upon the effective date of this act shall continue therein until
11 his term expires or until sooner removed in the manner pre-
12 scribed by law.

13 Before performing any duties as such, the commissioner
14 shall enter into a bond in the penalty sum of one thousand
15 dollars with corporate surety to be approved by the secretary
16 of state and filed in his office.

17 A fee of one hundred dollars for such commission issued
18 shall be paid to the secretary of state.

§29-4-14. Power of such commissioner to take acknowledgments.

1 Such commissioners, under regulations prescribed by law,
2 may take, within or any place out of the state of West Vir-
3 ginia, the acknowledgments of deeds and other writings to be
4 admitted to record in the state of West Virginia, but each such
5 acknowledgment shall reflect where the acknowledgment was
6 taken, as, for example, the state and county, the territory, etc.

§29-4-15. Seal of such commissioner.

1 Every such commissioner shall provide an official seal, on
2 which shall be inscribed his name and residence, and the words
3 "Commissioner for West Virginia." An impression of such
4 seal, together with his signature, shall be forthwith transmitted
5 to and filed in the office of the secretary of state.

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

H. Darrel Darby
Chairman Senate Committee

Corinne C. Thurston
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

Harvard Weason
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

H. T. Brotherton, Jr.
President of the Senate

Lewis J. McNamee
Speaker House of Delegates

The within approved this the 13th
March day of _____, 1974.

Paul A. Pava, Jr.
Governor

PRESENTED TO THE
GOVERNOR

Date 3/8/74

Time 11:47 a.m.