

CHAPTER 118

COMMISSIONER OF DEEDS

- 118.01 Appointment and power to take acknowledgments.
- 118.02 Power to administer oaths.
- 118.03 Oath of office.
- 118.04 Official acts validated.

118.01 Appointment and power to take acknowledgments.—The Governor may name, appoint, and commission one or more commissioners in each of such of the states and territories of the United States, the District of Columbia, and in any foreign country, as he or she may deem expedient; and such commissioner shall continue in office for 4 years, and shall have authority to take the acknowledgment and proof of the execution of any deed, mortgage, or other conveyance of any lands, tenements, or hereditaments lying or being in this state, and any contract, letter of attorney, or any other writing under seal to be used or recorded in this state, and such acknowledgment or proof taken or made in the manner directed by the laws of this state and certified by any one of the said commissioners before whom the same shall be taken or made under his or her seal, which certificate shall be endorsed on or annexed to said deed or instrument aforesaid, shall have the same force and effect, and be as good and available in law for all purposes, as if the same had been made or taken before the proper officer of this state.

History.—s. 1, Jan. 28, 1831; RS 222; s. 1, ch. 4757, 1899; GS 309; RGS 420; CGL 486; s. 750, ch. 95-147.

118.02 Power to administer oaths.—Every commissioner appointed by virtue of this chapter may administer an oath to any person who shall be willing and desirous to make such oath before him or her, and such affidavit made before such commissioner shall be as good and effectual to all intents and purposes as if taken by any magistrate resident in this state and competent to take the same.

History.—s. 2, Jan. 28, 1831; RS 223; GS 310; RGS 421; CGL 487; s. 751, ch. 95-147.

118.03 Oath of office.—Every commissioner appointed as aforesaid before he or she shall proceed to perform any duty under and by virtue of this law shall take and subscribe an oath before a notary public in the city or county in which such commissioner shall reside, well and faithfully to execute and perform all the duties of such commissioner under and by virtue of the laws of this state, which oath shall be filed in the office of the Department of State.

History.—s. 3, Jan. 28, 1831; RS 224; GS 311; RGS 422; CGL 488; ss. 10, 35, ch. 69-106; s. 37, ch. 77-104; s. 752, ch. 95-147.

118.04 Official acts validated.—Any and all official acts heretofore done by any commissioner of deeds, whose commission is more than 4 years old are declared valid.

History.—s. 4, ch. 4757, 1899; GS 312; RGS 423; CGL 489.