

MAINE STATE LEGISLATURE

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E I G H T Y - S I X T H L E G I S L A T U R E

Legislative Document

No. 246

H. P. 621

House of Representatives, Jan. 31, 1933.

Referred to Committee on Judiciary and 500 copies ordered printed.
Sent up for concurrence.

HARVEY R. PEASE, Clerk.

Presented by Mr. Farris of Augusta.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED THIRTY-
THREE

AN ACT Relating to Instruments Recorded in the Registry of Deeds.

Be it enacted by the People of the State of Maine, as follows:

R. S. c. 87, § 23 amended. Section 23 of chapter 87 of the revised statutes is hereby amended to read as follows:

'Sec. 23. Deeds and other instruments, before whom to be acknowledged; when admitted to record. Deeds and all other written instruments before recording in the registries of deeds, except those issued by a court of competent jurisdiction and duly attested by the proper officer thereof and excepting plans and notices of foreclosure of mortgages and certain chattel mortgages as provided in section 1 of chapter 105, **and also excepting certificates of votes of corporations bearing the seal of said corporation and attested by the clerk of other proper recording officer thereof, or the resignations of clerks of corporations,** shall be acknowledged by the grantors ~~or by the persons executing any such written instruments,~~ or one of them, or by their attorneys ~~executing the same, or by the lessor in a lease or one of the lessors or his attorney executing the same~~ or one of them authorized therefor by written instrument under the hand of said grantors or grantor duly sealed, acknowledged and recorded, before a justice of the peace or a notary public having a seal in the state; **in any other of the United States or any dependency thereof, or** before any clerk

of a court of record having a seal, notary public, ~~justice of the peace~~ ~~or~~ commissioner appointed by the governor of this state for the purpose, or commissioner authorized in the state where the acknowledgment is taken, ~~within the United States~~ **and in any foreign country before an ambassador, or before a minister or consul of the United States under his official seal** or a notary public ~~in any foreign country~~ **having a seal.** The seal of such court or the official seal of such notary public or commissioner, if he have one, shall be affixed to the certificate of acknowledgment, but if said acknowledgment is taken outside the state of Maine before a justice of the peace, notary public not having a seal, or commissioner, a certificate under seal from the secretary of state, or clerk of a court of record in the county where the officer resides or took the acknowledgment, authenticating the authority of the officer taking such acknowledgment, and the genuineness of his signature must be annexed thereto.'