

WEST VIRGINIA LEGISLATURE

2019 REGULAR SESSION

Introduced

Senate Bill 242

BY SENATORS WELD AND CLINE

[Introduced January 10, 2019; Referred
to the Committee on the Judiciary]

1 A BILL to amend and reenact §36-3-5 of the Code of West Virginia, 1931, as amended, relating
 2 to the form of deeds; and requiring a notarized acknowledgement on a deed by a grantee
 3 accepting the conveyance.

Be it enacted by the Legislature of West Virginia:

ARTICLE 3. FORM AND EFFECT OF DEEDS AND CONTRACTS.

§36-3-5. Form of deed.

1 (a) A deed may be made in the following form, or to the same effect: "This deed made the
 2 day of, in the year, between (here insert names of parties), witnesseth: That in
 3 consideration of (here state the consideration), the said grants unto the said
 4 all, etc. (Here describe the property, and insert covenants or any other provisions.) Witness the
 5 following signature."

6 (b) All deeds (other than a Transfer on Death Deed) must contain the notarized
 7 acknowledgement of the grantee(s) evidencing the acceptance of the conveyance of the real
 8 property being conveyed by the deed.

NOTE: The purpose of this bill is to require that deeds contain a notarized acknowledgement of the grantee accepting the deed.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.