

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

529B0349

HOUSE BILL NO. 1062

Introduced by: The Committee on Judiciary at the request of the Chief Justice

1 FOR AN ACT ENTITLED, An Act to revise certain statutes regarding proof or
2 acknowledgment of an instrument.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 18-4-2 be amended to read as follows:

5 18-4-2. The proof or acknowledgment of an instrument may be made anywhere in this state
6 ~~within the judicial circuit, before a judge of the circuit court, a clerk of the circuit court, a~~
7 magistrate of the circuit court, or a United States magistrate. Within a county; or first or second
8 class municipality for which the officer was elected or appointed, the proof or acknowledgment
9 of an instrument may be made before either a county auditor, a register of deeds, or a mayor of
10 a first or second class municipality:

11 ~~—(1)— A judge of the circuit court;~~

12 ~~—(2)— A clerk of the circuit court;~~

13 ~~—(3)— A county auditor;~~

14 ~~—(4)— A register of deeds;~~

15 ~~—(5)— A mayor of a first or second class municipality;~~

16 ~~—(6)— A magistrate; or~~

1 — ~~(7)~~ A United States magistrate.