



CHAPTER 39

ARTICLE 2 - CONVEYANCES BY HUSBAND AND WIFE

N.C.G.S. § 39-12.

Power of attorney of married person.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	c. 528, s. 8 — eighth act in the lineage	21 September 2026, 02:47 UTC	3f77a886cbe260586d306268 - c0f17d7aab12a8616ad1b753 - de7f81a4db7e4925

Every competent married person of lawful age is authorized to execute, without the joinder of his or her spouse, instruments creating powers of attorney affecting the real and personal property of such married person naming either third parties or, subject to the provisions of G.S. 52-10 or 52-10.1, his or her spouse as attorney-in-fact. When such a married person executes a power of attorney authorized by the preceding sentence naming his or her spouse as attorney in fact the acknowledgment by the spouse of the grantor is not necessary. Such instruments may confer upon the attorney, and the attorney may exercise, any and all powers which lawfully can be conferred upon an attorney-in-fact, including, but not limited to, the authority to join in conveyances of real property for the purpose of waiving or quitclaiming any rights which may be acquired as a surviving spouse under the provisions of G.S. 29-30.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
8 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.



Nº	YEAR	ACT	CHARACTER
01	1798	c. 510	ENACTED
02	1798	R.C., c. 37, s. 11	AMENDED
03	1798	Code, s. 1257	AMENDED

04	Rev.	s. 957	RECODIFIED
05	C.S.	s. 1002	RECODIFIED
06	1965	c. 856	AMENDED
07	1977	c. 375, s. 7	AMENDED
08	1979	c. 528, s. 8	AMENDED

APPARATUS II

2 AUTHORITIES

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 52-10		<i>"or, subject to the provisions of"</i>
G.S. 29-30		<i>"surviving spouse under the provisions of"</i>

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 39-12 (1979).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

Provenance

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1798, c. 510; R.C., c. 37, s. 11; Code, s. 1257; Rev., s. 957; C.S., s. 1002; 1965, c. 856; 1977, c. 375, s. 7; 1979, c. 528, s. 8.)

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