



CHAPTER 47
ARTICLE 1 - PROBATE

N.C.G.S. § 47-12.1.

Proof of attested instrument by proof of handwriting.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	c. 375, s. 12 — tenth act in the lineage	21 September 2026, 06:15 UTC	a7dc51e317a79359ae16743b - 808f192767cc33468da030ff - 1fdfe8b78fbfe639

§ 47-12.1(a) If all subscribing witnesses have died or have left the State or have become of unsound mind or otherwise incompetent or unavailable, the execution of such instrument, except as provided by G.S. 47-12.2, may be proved for registration, before any official authorized by law to take proof of such an instrument, by a statement under oath that the affiant knows the handwriting of the maker and that the purported signature of the maker is in the handwriting of the maker, or by a statement under oath that the affiant knows the handwriting of a particular subscribing witness and that the purported signature of such subscribing witness is in the handwriting of such subscribing witness.

§ 47-12.1(b) Nothing in this section in anywise affects any of the requirements set out in G.S. 52-10 or 52-10.1.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
10 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	1899	c. 235, s. 12	ENACTED
02	Rev.	s. 997	RECODIFIED
03	C.S.	s. 3303	RECODIFIED
04	1935	c. 168	AMENDED
05	1937	c. 7	AMENDED
06	1945	c. 73, s. 11	AMENDED
07	1947	c. 991, s. 1	AMENDED
08	1949	c. 815, ss. 1, 2	AMENDED
09	1951	c. 379, s. 1	AMENDED
10	1977	c. 375, s. 12	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. 47-12.2	(a)	<i>"such instrument, except as provided by"</i>
G.S. 52-10	(b)	<i>"of the requirements set out in"</i>

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 47-12.1 (1977).

PINPOINT

N.C. Gen. Stat. § 47-12.1(a) (1977).

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

(1899, c. 235, s. 12; Rev., s. 997; C.S., s. 3303; 1935, c. 168; 1937, c. 7; 1945, c. 73, s. 11; 1947, c. 991, s. 1; 1949, c. 815, ss. 1, 2; 1951, c. 379, s. 1; 1977, c. 375, s. 12.)

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