



CHAPTER 47

ARTICLE 3 - FORMS OF ACKNOWLEDGMENT, PROBATE AND ORDER OF REGISTRATION

N.C.G.S. § 47-41.01.

Corporate conveyances.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2006-59, s. 29 — fourth act in the lineage	21 September 2026, 04:11 UTC	15adb3e5af6e99bdfd87fd15 - 1748d85ede766e3dc15afecd - 1921515d2e073f3d

§ 47-41.01(a) The following forms of probate for deeds and other conveyances executed by a corporation shall be deemed sufficient, but shall not exclude other forms of probate which would be deemed sufficient in law.

§ 47-41.01(b) If the deed or other instrument is executed by an official of the corporation, signing the name of the corporation by him in his official capacity, or any other agent authorized by resolution pursuant to G.S. 47-18.3(e), is sealed with its common or corporate seal, and is attested by another person who is an attesting official of the corporation, the following form of acknowledgment is sufficient:

(State and county, or other

description of place where

acknowledgment is taken)

I,,,

(Name of officer taking(Official title of officer

acknowledgment)taking acknowledgment)

certify that _____ personally came before

(Name of attesting official)

me this day and acknowledged that he (or she) is _____

(Title of attesting official)

of _____, a corporation, and that by authority duly

(Name of corporation)

given and as the act of the corporation, the foregoing instrument was signed in its name by its _____,

(Title of official)

sealed with its corporate seal, and attested by himself (or herself) as its _____

(Title of attesting official)

Witness my hand and official seal, this the _____ day of

_____,

(Month)

(Year)

(Signature of officer taking acknowledgment)

(Official seal, if officer taking

acknowledgment has one)

My commission expires _____

(Date of expiration of commission as

notary public)

§ 47-41.01(c)

If the deed or other instrument is executed by an official of the corporation, signing the name of the corporation in his official capacity, or any other agent authorized by resolution pursuant to G.S. 47-18.3(e) the following form of acknowledgment is sufficient:

(State and county, or other

description of place where

acknowledgment is taken)

I, _____, _____,

(Name of officer taking acknowledgment)(Official title of officer

acknowledgment)taking acknowledgment)

certify that _____ personally came before

(Name of official)

me this day and acknowledged that he (or she) is _____

(Title of official)

of _____, a corporation, and that he/she, as

_____, being authorized to do so, executed the

(Title of official)

foregoing on behalf of the corporation.

Witness my hand and official seal, this the _____ day of

_____.

(Month)

(Year)

(Signature of officer taking acknowledgment)

(Official seal, if officer taking

acknowledgment has one)

My commission expires _____

(Date of expiration of commission as

notary public)

§ 47-41.01(d)

For purposes of this section:

- (1) The words "a corporation" following the blank for the name of the corporation may be omitted when the name of the corporation ends with the word "Corporation" or "Incorporated."
- (2) The words "My commission expires" and the date of expiration of the notary public's commission may be omitted except when a notary public is the officer taking the acknowledgment. The fact that these words and this date may be located in a position on the form different from the position indicated in this subsection does not by itself invalidate the form.
- (3) The phrase "and official seal" and the seal itself may be omitted when the officer taking the acknowledgment has no seal or when such officer is the clerk, assistant clerk, or deputy clerk of the superior court of the county in which the deed or other instrument acknowledged is to be registered.
- (4) The official of the corporation is the corporation's chairman, president, chief executive officer, a vice-president or an assistant vice-president, treasurer, or chief financial officer, or any other agent authorized by resolution pursuant to G.S. 47-18.3(e).
- (5) The attesting official of the corporation is the corporation's secretary or assistant secretary, trust officer, assistant trust officer, associate trust officer, or in the case of a bank, its secretary, assistant secretary, cashier or assistant cashier.
- (6) The phrase "sealed with its corporate seal" may be omitted if the seal of the corporation has not been affixed to the instrument being acknowledged.

§ 47-41.01(e)

The forms of probate set forth in this section may be modified and adopted for use in the probate of deeds and other conveyances and instruments executed by entities other than corporations, including general and limited partnerships, limited liability companies, trusts, and unincorporated associations. This subsection applies to notarial certificates and forms of probate made before, on, or after December 1, 2005.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
4 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.

	1991		1999		2006
	TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT				
Nº	YEAR	ACT			CHARACTER
01	1991	c. 647, s. 4			ENACTED
02	1991	1995 (Reg. Sess., 1996), c. 742, s. 18			AMENDED
03	1999	S.L. 1999-221, s. 1			AMENDED
04	2006	S.L. 2006-59, s. 29			AMENDED

APPARATUS II
1 AUTHORITY

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. 47-18.3(e)	(b)	"agent authorized by resolution pursuant to"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 47-41.01 (2006).

PINPOINT

N.C. Gen. Stat. § 47-41.01(a) (2006).

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

(1991, c. 647, s. 4; 1995 (Reg. Sess., 1996), c. 742, s. 18; 1999-221, s. 1; 2006-59, s. 29.)

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