

November 26, 1949

Hon. Wesley Bolin
Secretary of State
Capitol Building
Phoenix, Arizona

LAW LIBRARY
ARIZONA ATTORNEY GENERAL

Dear Mr. Bolin:

Answering your two oral questions propounded to this office regarding notary public commissions and appointments, you are advised as follows. Your first question:

"Is the form of notary public appointments and commissions that was recently prepared and printed by the Secretary of State a proper form under the Constitution and statutes?"

We do not believe this form follows either the intent or letter of the Constitution and statutes, and therefore it is our opinion that it is not a proper form.

Your second question:

"Is the old form that has been used for the past 16 years or more valid?"

It is our opinion that the old form is a valid form. Our statute does not prescribe the form to be used and any form that substantially follows the Constitution and the statutes would be a valid form. It is possible that another form could be made following the Constitution and the statutes that likewise would be a valid form.

Very truly yours,

FRED O. WILSON
Attorney General

CHAS. ROGERS
Assistant Attorney General

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