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## Civil Procedure; Small Claims Jurisdiction-Seal Requirement

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## Civil Procedure; small claims jurisdiction—seal requirement

NEV. REV. STAT. §§ 1.140, 1.170, 73.010, 111.250, 111.265, 111.290, 174.305, 179.390 (amended).

AB 228 (Nicholas and Sader); 1987 STAT. Ch 58

Under existing law, the supreme court and the district courts must have a seal.<sup>1</sup> Chapter 58 also requires justice courts to have a seal,<sup>2</sup> and requires that the clerk or deputy clerk of each court keep the seal.<sup>3</sup> Chapter 58 extends the small claims jurisdiction of justice courts from defendant residents to defendants who are employed or do business in the township where the action is to be maintained.<sup>4</sup>

Furthermore, existing law requires proof or acknowledgement of every conveyance<sup>5</sup> of property by a justice of the peace, a notary public, a judge or clerk having a seal, or a commissioner.<sup>6</sup> Under prior law, an acknowledgement taken by a justice of the peace was to be accompanied with a certificate of the court clerk of record of the county having a seal as to the official character of the justice of the peace and the authenticity of the signature.<sup>7</sup> Chapter 58 eliminates the requirement of this certificate.<sup>8</sup> Furthermore, prior law provided that the record of any acknowledgment or proof, of the execution of any recordable instrument, taken prior to February 13, 1871, are valid if certified and proven before the officer.<sup>9</sup> With the enactment of Chapter 58, these provisions are deleted.<sup>10</sup>

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1. NEV. REV. STAT. § 1.140 (amended by 1987 Nev. Stat. ch. 58, sec. 1, at \_\_\_\_).
  2. 1987 Nev. Stat. ch. 58, sec. 1, at \_\_\_\_ (amending NEV. REV. STAT. § 1.140).
  3. *Id.* sec. 2, at \_\_\_\_ (amending NEV. REV. STAT. § 1.170).
  4. *Id.* sec. 4, at \_\_\_\_ (amending NEV. REV. STAT. § 73.010).
  5. NEV. REV. STAT. § 111.290 (amended by 1987 Nev. Stat. ch. 58, sec. 7, at \_\_\_\_); *id.* § 111.265 (amended by 1987 Nev. Stat. ch. 58, sec. 6, at \_\_\_\_).
  6. *Id.* § 111.290 (amended by 1987 Nev. Stat. ch. 58, sec. 7, at \_\_\_\_); *id.* § 111.265.
  7. 1985 Nev. Stat. ch. 426, sec. 18, at 1209.
  8. 1987 Nev. Stat. ch. 58, sec. 6, at \_\_\_\_ (amending NEV. REV. STAT. § 111.265 2).
  9. 1929 Nev. Comp. Laws § 1555, at \_\_\_\_ (bona fide purchasers, or those with any right acquired by operation of law prior to February 13, 1871 are also protected).
  10. 1987 Nev. Stat. ch. 58, sec. 7, at \_\_\_\_ (amending NEV. REV. STAT. § 111.290). The legislature does not intend that the deletions to Nevada Revised Statutes Section 111.290 affect any conveyances which were authorized or validated by the provisions which were in effect before the amendment. *Id.* sec. 10, at \_\_\_\_.