

1974 WL 27728 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

April 23, 1974

\*1 Honorable Thomas E. Smith, Jr.  
Member  
South Carolina Senate  
Senatorial District No. 11  
100 Walnut Street  
Pamplico, S. C. 29583

Dear Senator Smith:

Mr. McLeod is in receipt of your letter of April 11 and has referred the same to me for reply. You have inquired as to whether or not the original appointment of a notary public who has obtained a change of name is valid. Section 49-6.1 Code of Laws of South Carolina (1973 Cum. supp.) provides:

‘Any notary public whose name is legally changed during his term of office may apply to the Secretary of State in such manner as may be prescribed by him, and the Secretary of State is hereby authorized to change the name of such notary upon proper application and upon payment of a fee of five dollars. The term shall expire at the same time as the original term expires.

It would, thus, not be necessary to go through the entire reappointment process in order for the certificate to be valid. The individual in this case should simply request from the Secretary of State a change of name application form. For your convenience the proper address is: Secretary of State's Office, Wade Hampton Office Building, P. O. Box 11350, Columbia, S. C. 29201.

Please accept my high regards  
Very truly yours,

H. Brent Fortson  
Staff Attorney

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