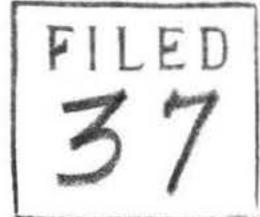


OPINION NO. 37 (1965)
OPINION NO. 420 (1964)
Answered by Letter - Storts

February 25, 1965



Honorable Allen S. Parish
Prosecuting Attorney
Saline County
Marshall, Missouri

Dear Allen:

On December 11, 1964, you sent us your request for an opinion as to whether the Recorder of Deeds may legally file or record an instrument where the notary public has not affixed an impression type seal to the acknowledgment but has affixed a rubber stamp seal.

The Circuit Court of St. Louis County in State ex rel. Lipsitz, et al., v. John Koob, Case No. 259700, Equity Division ordered the issuance of a writ of mandamus to compel the Recorder of Deeds to accept and record a deed in which the notary public's seal was a rubber stamp seal.

We agree with the conclusion reached by the Circuit Judge.

Very truly yours,

NORMAN H. ANDERSON
Attorney General

BS:df;mac