

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1971

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ENROLLED

HOUSE BILL No. 858

(By Mr. BOWMAN AND Mr. EDGAR)

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PASSED MARCH 13 1971

In Effect NINETY DAYS FROM Passage



FILED IN THE OFFICE
JOHN D. ROCKWELLER, IV
CLERK OF STATE
THIS DATE 4-2-71

858

ENROLLED
House Bill No. 858

(By MR. BOWMAN and MR. EDGAR).

[Passed March 13, 1971; in effect ninety days from passage.]

AN ACT to repeal article nineteen, chapter nineteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended; and to amend and reenact sections one and five, article eighteen of said chapter, all relating to the general and optional stock law.

Be it enacted by the Legislature of West Virginia:

That article nineteen, chapter nineteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be repealed; and that sections one and five, article eighteen of said chapter be amended and reenacted to read as follows:

ARTICLE 18. GENERAL STOCK LAW.

§19-18-1. Stock trespassing on grounds of another; damages.

- 1 If any horse, mule, ass, jennet, cattle, sheep, swine,
- 2 or goat shall enter into any grounds, the owner or man-

3 ager of any such stock shall be liable to the owner or
4 tenant of such grounds for any damage he may sustain
5 thereby, and the party so injured may, if he find such
6 stock on his premises, impound them, or a sufficient
7 number thereof, subject to the provisions of sections
8 eight, nine and ten of this article, until such damages
9 and costs of keeping have been paid.

**§19-18-5. Liability of owner for damage by stock unlawfully
running at large.**

1 Should any stock, while running at large contrary to
2 the provisions of sections one, two, three or four of this
3 article, injure or destroy the property of another, the
4 owner or manager of any such stock shall, notwith-
5 standing any penalty imposed by said sections, be liable
6 to the party whose property shall have been injured or
7 destroyed for the amount of damage sustained by him
8 by reason of such injury or destruction. And the party
9 so injured may, if he find such stock on his premises,
10 impound them, or a sufficient number thereof, subject
11 to the provisions of sections eight, nine and ten of this
12 article, until such damages and costs of keeping be paid.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Russell H. Beall
Chairman Senate Committee

Phyllis J. Luthridge
Chairman House Committee

Originated in the House.

In effect ninety days from passage.

Howard Meyer
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

E. Hans McEowen
President of the Senate

Lewis W. McManus
Speaker House of Delegates

The within approved this the 1st
day of April, 1971.

Arch A. Moore Jr.
Governor



PRESENTED TO
GOV. J. B. MONROE

Date 3/18/71

Time 1:55 p.m.

RECEIVED

APR 2 11 53 AM '71

OFFICE OF
SECRETARY OF STATE
STATE OF WEST VIRGINIA