

#12

ENROLLED BILL

House Bill No. 12

(By Mr. Sutherland)

Passed February 12, 1931

In Effect from Passage

Originated in the *House* Takes effect *from* Passage.
W. H. Clerk of the House of Delegates.
W. H. Clerk.

CORRECTLY ENROLLED

Clarence Chairman House Committee.
James H. Chairman Senate Committee.

ENROLLED BILL

(H. B. No. 12)

[Passed February 12, 1931; in effect from passage.]

AN ACT to amend and re-enact section sixty-six of article twelve of chapter eleven of the official code of West Virginia, relating to the tax to be paid by corporations for the privilege of acquiring and holding land in this state in excess of ten thousand acres.

Be it enacted by the Legislature of West Virginia:

That section sixty-six of article twelve of chapter eleven of the official code of West Virginia, which became effective January first, one thousand nine hundred thirty-one, relating to the tax to be paid by corporations for the privilege of acquiring and holding land in this state in excess of ten thousand acres, be amended and re-enacted so as to read as follows:

Section 66. Every corporation, including railroad and other
2 corporations, holding more than ten thousand acres of land in
3 this state shall pay to the state a tax of five cents per acre for
4 the privilege of acquiring and holding of land so acquired and

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Joseph D. Smith

.....
Chairman Senate Committee.

Samuel May

.....
Chairman House Committee.

5 held by it in addition to ten thousand acres. Such corporations
6 shall, under the hand of the president and seal of the corpora-
7 tion, and attested by the secretary, apply to the secretary of
8 state for a certificate authorizing the holding of the number of
9 acres stated in such application, and pay the tax thereon;
10 and it shall be the duty of the secretary of state to issue to
11 such corporation a certificate stating the amount of tax paid
12 and the number of acres on which paid, and the number of
13 acres the corporation is thereby entitled to hold. Hereafter a
14 domestic corporation shall state in its agreement for incorpora-
15 tion and a foreign corporation shall state in its application for
16 authority to hold property and transact business in this state,
17 the number of acres it desires to hold, and pay the taxes there-
18 on to the secretary of state before the certificate of incorpora-
19 tion or of authority is issued. If any corporation desires to in-
20 crease the number of acres it may hold, it shall make applica-
21 tion therefor to the secretary of state. Such application shall
22 be signed by the president of the corporation, sealed with its
23 corporate seal, and attested by the secretary, and shall state
24 the number of acres it then holds and the number of acres it
25 desires to hold. The secretary of state shall collect the proper

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Chairman Senate Committee

Amos W. Johnson

Chairman House Committee

Enrolled H. B. No. 12]

3

26 amount of tax and shall issue to the corporation a certificate
27 reciting the number of acres the corporation may hold and the
28 amount of tax paid to him. If any corporation shall fail to
29 comply with the provisions of this section it shall be liable to
30 a fine of not less than twenty-five nor more than five hundred
31 dollars, and be liable to pay such tax due to the state with a
32 penalty of ten per cent on the total amount due, and be liable
33 to all the provisions of sections seventy-seven and seventy-
34 eight of this article so far as they are applicable. All moneys
35 received by the secretary of state under the provisions of this
36 section shall be reported to the auditor, and paid into the state
37 treasury in the manner prescribed for the payment of other
38 moneys received by him.

39 No corporation shall be required to pay the said tax of five
40 cents per acre for license to hold any land in this state in ex-
41 cess of ten thousand acres for which such corporation shall have
42 already paid a license tax at the time this act takes effect.

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James H. M. H.
Chairman Senate Committee

George W. Sharp
Chairman House Committee

J. Alfred Taylor
Speaker of the House of Delegates.

R. K. Reid
Clerk of the House of Delegates.

Wm. G. White
President of the Senate.

M. S. Hodges
Clerk of the Senate.

The within is *approved*

this *22* day of *Feb.* 1931.

George W. Sharp
Governor.

Filed in the office of the Secretary of State
of West Virginia **FEB 24 1931**
GEORGE W. SHARP,
Secretary of State.