

Rec., May 22

103

ENROLLED BILL

(EXTRAORDINARY SESSION, 1933)

House Bill No. 103

(By Mr. Dyer)

Passed May 18, 1933

In Effect from Passage

Originated in the..... Takes effect..... passage

Clerk of the House of Delegates.

CORRECTLY ENROLLED

Chairman House Committee.

Chairman Senate Committee.

ENROLLED BILL

(H. B. No. 103)

[Passed May 18, 1933; in effect from passage.]

AN ACT to authorize and empower the several county courts of West Virginia to borrow funds from the reconstruction finance corporation, or other governmental agencies to liquidate indebtedness heretofore incurred by said county courts, and to provide for the repayment of same.

Be it enacted by the Legislature of West Virginia:

Section 1. The several county courts of West Virginia, for 2 and on behalf of each county thereof, are authorized and em- 3 powered to borrow not exceeding five hundred thousand dollars 4 from the reconstruction finance corporation or other govern- 5 mental agencies, for the sole purpose of liquidating indebted- 6 ness incurred by the said court prior to May first, one thousand 7 nine hundred thirty-three, said liquidation and payment of

CORRECTLY ENROLLED

James L. Smith
A. Higgins

Chairman House Committee.

Chairman Senate Committee.

8 debts to include all indebtedness chargeable to said counties.

9 Said loan^s to extend over a period of twenty years.

Sec. 2. There is hereby created a special fund which shall
2 be designated and known as a liquidating fund of county in-
3 debtedness and the money derived from said loan shall be de-
4 posited to the credit of said liquidating fund by the said county
5 court and the same shall be disbursed in the manner herein pro-
6 vided.

Sec. 3. When the aforesaid funds have been received and
2 properly credited as herein provided, the clerks of the said
3 county courts shall cause notice to be published in two news-
4 papers in general circulation in their respective counties that all
5 outstanding claims drawn on county funds, which are due and
6 unpaid, shall be presented to their respective county courts for
7 liquidation and cancellation.

Sec. 4. All persons, firms or corporations holding any claims
2 drawn on county funds of their county, and which are due and
3 unpaid, shall present the same for payment and cancellation
4 to the county court of said county within thirty days of the
5 date of said notice, whereupon the said county court shall
6 proceed to pay off and liquidate such claims by issuing drafts

CORRECTLY ENROLLED

James L. Smith
Chairman House Committee.

Wm. A. Byrnes
Chairman Senate Committee.

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7 on said liquidating fund of said county for the aggregate amount
8 of all claims held by such person, firms or corporation, plus in-
9 terest that may have accrued thereon, and such cancelled claims
10 shall be filed by the county clerk: *Provided further*, That no
11 check, draft or order drawn on said fund, shall be paid or
12 honored by any bank or depository until the same has been
13 countersigned by the prosecuting attorney of said county.

Sec. 5. If any balance remains in said fund after the
2 aforesaid thirty days have expired, then the county courts of the
3 several counties shall deposit the same to the credit of the sink-
4 ing fund as hereinafter provided and created.

Sec. 6. The said county courts shall set apart a sufficient
2 amount from the taxes, levied and collected annually, to create
3 a sinking fund for the repayment of the aforesaid loan on the
4 basis of five per cent of the principal plus the interest thereon
5 annually. Any county court, after a period of five years from
6 the date of said loan, if it has sufficient funds on hand, may pay
7 off and discharge the whole amount of the money so borrowed.

8 All acts and parts of acts inconsistent herewith are hereby re-
9 pealed.

CORRECTLY ENROLLED

Phila. D. Hicks
 Chairman Senate Committee.

P. M. Hines
 Speaker of the House of Delegates.

Geo. Hall
 Clerk of the House of Delegates.

P. M. Hines
 President of the Senate.

Paul Smith
 Clerk of the Senate.

Samuel L. Smith
 Chairman House Committee.

The within is.....

this..... day of..... 1933.

.....
 Governor.

Filed in the office of the Secretary of State
 of West Virginia. **MAY 29 1933**
 Wm. S. O'BRIEN,
 Secretary of State