

Rec., May 5

72

ENROLLED BILL

(EXTRAORDINARY SESSION, 1933)

House Bill No. 72

(By Mr. Adkins)

Passed May 4, 1933

In Effect from Passage

Passage

Takes effect

Originated in the

Clerk of the House of Delegates.

Clerk.

CORRECTLY ENROLLED

Chairman Senate Committee.

Chairman House Committee.

ENROLLED BILL

(H. B. No. 72)

[Passed May 4, 1933; in effect from passage.]

AN ACT to authorize and empower the county court of Lincoln county to borrow funds from the reconstruction finance corporation, to liquidate indebtedness heretofore incurred by said county court, and to provide for the repayment of same.

Be it enacted by the Legislature of West Virginia:

Section 1. That the county court of Lincoln county, West Virginia, be authorized and empowered to borrow one hundred thousand dollars, from the reconstruction finance corporation, for the sole purpose of liquidating present indebtedness heretofore incurred by the county court, said liquidation and payment of debts to include all indebtedness chargeable to the general county fund existing at the time the tax limitation amendment became effective, and also such indebtedness incurred subsequent thereto, up to the time of passage of this bill. Said loan to extend over a period of twenty years.

CORRECTLY ENROLLED

W. H. Hays

Chairman Senate Committee.

James A. Smith

Chairman House Committee.

James A. Smith

Sec. 2. There is hereby created a special fund which shall be designated and known as a liquidating fund of Lincoln county, and the money derived from said loan shall be deposited to the credit of said liquidating fund by the said county court, and the same shall be disbursed in the manner herewith provided.

Sec. 3. When the aforesaid funds have been received and properly credited as herein provided, the clerk of the said county court shall cause notice to be published in two newspapers in general circulation in said county, that all outstanding claims drawn on the general county funds, which are due and unpaid shall be presented to said county court for liquidation and cancellation.

Sec. 4. All persons, firms or corporations holding any claims drawn on the general county fund of said Lincoln county, and which are due and unpaid, shall present the same for payment and cancellation to the county court of said county within thirty days of the date of said notice, whereupon the said county court shall proceed to pay off and liquidate such claims, by issuing drafts on said liquidating fund of said county for the aggregate amount of all claims held by such persons, firms

CORRECTLY ENROLLED

James E. Smith
Henry D. Rogers

Chairman House Committee.

Chairman Senate Committee.

Enrolled H. B. No. 72]

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9 or corporations, plus interest that may have accrued thereon,
10 and such cancelled claims shall be filed by the county clerk pro-
11 vided further that no check, draft or order drawn on said
12 fund, shall be paid or honored by any bank or depository until
13 the same has been countersigned by the prosecuting attorney
14 of said county.

Sec. 5. That any balance remaining in said fund after the
2 aforesaid thirty days have expired, the county court of said
3 Lincoln county shall deposit the same to the credit of the
4 sinking fund as hereinafter provided and created.

Sec. 6. The said county court of said Lincoln county shall
2 set apart a sufficient amount from the taxes, levied and col-
3 lected annually, to create a sinking fund for the repayment
4 of the aforesaid loan on the basis of five per cent of the prin-
5 cipal plus the interest thereon annually.

6 All acts and parts of acts inconsistent herewith are hereby
7 repealed.

CORRECTLY ENROLLED

James A. Smith
Chairman Senate Committee.

James A. Smith
Chairman House Committee.

R. M. Shier
Speaker of the House of Delegates.

Geo. S. Hall
Clerk of the House of Delegates.

H. M. S. S. S.
President of the Senate.

David M. S.
Clerk of the Senate.

The within is... *approved*...

this... *5th* day of... *May*..., 1933.

H. B. Kump
Governor.

Filed in the office of the Secretary of State
of West Virginia. MAY 5 1933
Wm. S. O'BRIEN,
Secretary of State