

Received May 15

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ENROLLED BILL

(EXTRAORDINARY SESSION, 1933)

House Bill No. 91

(By Mr. Neal)

Passed May 12, 1933

In Effect from Passage

Originated in the

Takes effect.

passage

Clerk.

Clerk of the House of Delegates.

CORRECTLY ENROLLED

James L. Smith
Chairman House Committee.

Chairman Senate Committee.

ENROLLED BILL

(Sen. Com. Sub. for H. B. No. 91)

[Passed May 12, 1933; in effect from passage.]

~~AN ACT~~ to authorize and empower the county court of Nicholas county to borrow funds from the reconstruction finance corporation, or other federal governmental agency authorized to make loans, to liquidate indebtedness up to and including the fiscal year ending the thirtieth day of June, one thousand nine hundred thirty-three, by said county court and to provide for the repayment of same.

Be it enacted by the Legislature of West Virginia:

Section 1. The county court of Nicholas county, West Virginia, is authorized and empowered to borrow a sum of money not to exceed two hundred fifty thousand dollars, from the reconstruction finance corporation, or other federal governmental agency authorized to make loans, for the sole purpose of liquidating present indebtedness heretofore incurred by the county

CORRECTLY ENROLLED

James D. Hyatt

Chairman Senate Committee.

James L. Smith

Chairman House Committee.

7 court, said liquidation and payment of debts to include all in-
8 debtedness chargeable to the general county fund, county road
9 fund, and the district road funds of the various districts of said
10 county existing at the time the tax limitation amendment be-
11 came effective, and also such indebtedness incurred subsequent
12 thereto, up to the end of the fiscal year ending June thirtieth,
13 one thousand nine hundred thirty-three; said loan to be made ac-
14 cording to the rules and regulations of the reconstruction finance
15 corporation or other federal governmental agency authorized
16 to make loans.

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

Sec. 3. When the aforesaid funds have been received and prop-
2 erly credited as herein provided, the county court of said county
3 shall by order transfer from said fund to the general county
4 fund, the general county road fund, and the district road funds
5 of the various districts of said county an amount sufficient to
6 pay any deficit that may exist in any or all of said funds; after

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Chairman Senate Committee.

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7 said deficits have been paid, the clerk of the said county court
8 shall cause notice to be published in two newspapers in general
9 circulation in said county, that all outstanding claims payable
10 out of either of the aforesaid funds, which are due and unpaid,
11 shall be presented to said county court for liquidation and can-
12 cellation.

Sec. 4. All persons, firms or corporations holding any claims
2 payable out of any of said funds of said Nicholas county, and
3 which are due and unpaid, shall present the same for payment
4 and cancellation to the county court of said county within ninety
5 days of the date of said notice, whereupon the said county court
6 shall proceed to pay off and liquidate such claims, by issuing
7 drafts on the traesurer of said county payable out of said
8 liquidating fund of said county for the aggregate amount of
9 all claims held by such persons, firms or corporations, plus
10 any interest that may have accrued thereon, and such can-
11 celled claims shall be filed by the county clerk.

Sec. 5. If any balance remains in said fund after the afore-
2 said ninety days have expired, then the county court of said
3 Nicholas county shall by proper order on the treasurer of said
4 county transfer same to the credit of the sinking fund as

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Chairman Senate Committee.

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5 hereinafter provided and created.

Sec. 6. The said county court of said Nicholas 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 principal and interest of the aforesaid loan on such
5 basis as may be agreed upon by said county court and the
6 reconstruction finance corporation or other federal govern-
7 mental agency authorized to make loans.

8 All acts and parts of acts inconsistent herewith are hereby
9 repealed.

CORRECTLY ENROLLED

James O. Orr
Chairman Senate Committee.

James L. Smith
Chairman House Committee.

Wm. M. Hunter
Speaker of the House of Delegates.

Geo. L. Vail
Clerk of the House of Delegates.

Wm. M. Hunter
President of the Senate.

Samuel M. ...
Clerk of the Senate.

The within is.....

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

.....
Governor.

Filed in the office of the Secretary of State
of West Virginia **MAY 20 1933**
Wm. S. O'BRIEN,
Secretary of State