

Rec., Jan. 16, 1934

183

ENROLLED BILL
(SECOND EXTRAORDINARY SESSION, 1933)

House Bill No. 183

(By Mr. de Gruyter)

Passed January 10, 1933

In Effect from Passage

Originated in the House of Delegates... Takes effect... passage
Jno. S. Hall
Clerk.

CORRECTLY ENROLLED

Jenna K. Hyde
Chairman Senate Committee
James L. Smith
Chairman House Committee

ENROLLED BILL

(H. B. No. 183)

[Passed January 10, 1934; in effect from passage.]

AN ACT to authorize and empower the board of education of Kanawha county, West Virginia, to convey land and to enter into a contract and/or lease with the United States government or any federal agency authorized to make or enter into such contract and/or lease for the erection, construction, equipment, leasing and renting of school building or buildings, with an option to purchase same, and to provide for the payment of a yearly rental for such by said board.

Be it enacted by the Legislature of West Virginia:

Section 1. That the board of education of Kanawha county, West Virginia, be and it is hereby authorized and empowered to convey to the United States government or any federal agency any lot, lots, parcel or parcels of land owned by it which the said board may see fit to convey for the purposes hereinafter ex-

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James E. Smith
James A. Hays

Chairman House Committee.

Chairman Senate Committee.

2 [Enrolled H. B. No. 183

6 pressed; and to contract with the United States government or
7 any federal agency to the end that said government or agency,
8 its or any of their agencies, or agents, thereunto duly author-
9 ized, may build, erect, construct, equip and/or furnish upon said
10 property, any building or buildings to be used for public school
11 purposes; and to contract with said government or any federal
12 agency for the yearly lease or rental of said building or build-
13 ings, with the privilege of renewing said lease from year to year,
14 for a period of years, not exceeding thirty, with the right to
15 purchase said building or buildings and land on which the same
16 is or are situated and to apply toward the purchase price there-
17 of any and all rentals paid to said government or agency under
18 the provisions of this act; and the said board shall pay to the
19 said United States government or any federal agency said yearly
20 rental or rentals, for the use and occupancy of said building or
21 buildings if and when the same are constructed, which said
22 yearly rental or rentals, in the aggregate, shall not exceed the
23 total amount, and interest thereon, expended by said govern-
24 ment or agency on said project or projects, and the said yearly
25 rentals shall not exceed the constitutional debt limitations; and
26 to do any and all other things required by said United States

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Chairman House Committee.

Chairman Senate Committee.

Enrolled H. B. No. 183]

3

27 government or any federal agency which are necessary and
28 proper to effectuate the purpose of this act.

Sec. 2. The said board shall levy and collect annually an
2 amount sufficient to pay said rental or rentals for that particu-
3 lar year for the purposes aforesaid in the manner and form as is
4 provided by law.

Sec. 3. This act being necessary for the health, welfare, con-
2 venience and education of the school children of Kanawha coun-
3 ty, it should be liberally construed to effectuate the purposes
4 thereof.

Sec. 4. If any clause, sentence, section, provision or part of
2 this act shall be adjudged to be unconstitutional or invalid for
3 any reason by any court of competent jurisdiction, such judg-
4 ment shall not impair, affect or invalidate the remainder of this
5 act, which shall remain in full force and effect thereafter.

6 All acts and parts of acts inconsistent herewith are hereby
7 repealed insofar, and only so far, as they are inconsistent with
8 this particular act.

CORRECTLY ENROLLED

Chairman Senate Committee.

Wm. H. Stiner

Speaker of the House of Delegates.

Jos. S. Hall

Clerk of the House of Delegates.

A. E. M. Andrews

President of the Senate.

David Smith

Clerk of the Senate.

Chairman House Committee.

James D. Smith

The within is.....

this.....day of....., 1934.

.....
Governor.

Filed in the office of the Secretary of State
of West Virginia. JAN 23 1934

Wm. S. O'BRIEN,
Secretary of State