

Rec., Mar. 19, 1934

ENROLLED BILL
(SECOND EXTRAORDINARY SESSION, 1933)

House Bill No. 267

(By Mr. Marsh
Richie)

Passed March 13th 1934

In Effect from Passage

Originated in the *House of Delegates* Takes effect *February 1934* Passage
James L. Smith Clerk of House of Delegates

CORRECTLY ENROLLED

James L. Smith Chairman House Committee
James L. Smith Chairman Senate Committee

ENROLLED BILL

(Sen. Sub. for H. B. No. 267)

[Passed March 13, 1934; in effect from passage.]

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

Be it enacted by the Legislature of West Virginia:

Section 1. The board of education of Ritchie county, West Virginia, is hereby authorized and empowered to convey to the United States government and/or any federal agency, any property owned by it, which the said board may see fit to convey for the purposes hereinafter expressed; and to contract with the said United States government or any federal agency, to

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James L. Smith
Henry A. Rogers

Chairman House Committee.

Chairman Senate Committee.

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

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Chairman Senate Committee.

Chairman House Committee.

Enr. Sen. Sub. for H. B. No. 267] 3

28 ment or any federal agency which are necessary and proper to
29 effectuate the purposes of this act: *Provided, however,* That the
30 total amount of money which may be expended under the pro-
31 visions of this act shall not exceed the sum of two hundred
32 thousand dollars, apportioned among the magisterial districts
33 of said county as follows: A sum not exceeding fifty thousand
34 dollars in Grant district; a like sum in Clay district; and a sum
35 not exceeding one hundred thousand dollars in Union and
36 Murphy districts, including that former division of Union dis-
37 trict known as Harrisville Independent School district, as may
38 be required by the needs of said last named districts, at the
39 discretion of the board of education of said county. If projects
40 proposed to the federal authorities by said board of education
41 are for any reason not approved, such fact shall not interfere
42 with the operation of this act so far as it affects other projects.

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

Sec. 3. This act being necessary for the health, welfare, con-
2 venience and education of the school children of Ritchie county,

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Chairman House Committee.

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3 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 re-
7 pealed insofar, and only so far, as they are inconsistent with
8 this particular act.

CORRECTLY ENROLLED

James L. Smith
Chairman House Committee.
James L. Smith
Chairman Senate Committee.

Wm. Hines
Speaker of the House of Delegates.

Geo. Stace
Clerk of the House of Delegates.

Wm. M. ...
President of the Senate.

Robert ...
Clerk of the Senate.

The within is.....

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

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Governor.