

Res. Mar. 2, 1934.

hbc

ENROLLED BILL
(SECOND EXTRAORDINARY SESSION, 1933)

House Bill No. 299

(By Mr. Ballard)

Passed March 1st 1934

In Effect from Passage

Originated in the House of Delegates
Takes effect from
Passage

Clerk of House of Delegates.

CORRECTLY ENROLLED

Clerk.

A. B. Abbott
Chairman Senate Committee
acting

James L. Smith
Chairman House Committee

ENROLLED BILL

(Sen. Com. Sub. for H. B. No. 299)

[Passed March 1, 1934; in effect from passage.]

AN ACT to authorize and empower the board of education of Mercer county, West Virginia, to convey land and 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 a school building for Negroes in Bramwell, in said county, with an option to purchase same, and 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 Mercer county, 2 West Virginia, be, and it is hereby authorized and empowered, 3 to convey to the United States government or any federal agency

CORRECTLY ENROLLED

James L. Smith
James A. McGowan

Chairman House Committee.

Chairman Senate Committee.

2 [Enr. Sen. Com. Sub. for H. B. No. 299

4 any lot, lots, or parcels of land owned by it which the said board
5 may see fit to convey for the purposes hereinafter expressed;
6 and to contract with the United States government or any
7 federal agency to the end that said government or agency, its
8 or any of their agencies, or agents, thereunto duly authorized,
9 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
14 year, for a period of years, not exceeding thirty, with the right
15 to purchase said buildings and land on which the same is or are
16 situated and to apply toward the purchase price thereof any
17 and all rentals paid to said government or agency under the
18 provisions of this act; and the said board shall pay to the
19 United States government or any federal agency said yearly
20 rental or rentals, for the use and occupancy of said building
21 or 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 therein, expended by said govern-
24 ment or agency on such project or projects, and the said yearly

CORRECTLY ENROLLED

James D. Abner.

Chairman Senate Committee.

James L. Smith

Chairman House Committee.

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25 rentals shall not exceed the constitutional debt limitations; and
26 to do any and all other things required by said United States
27 government or any federal agency which are necessary and
28 proper to effectuate the purposes 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 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 Negro school children of Bram-
3 well in said county of Mercer, it should be liberally construed
4 to effectuate the purposes 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
5 this 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.

Wm. H. Fisher
.....
Speaker of the House of Delegates.

A. B. Abbott
.....
Chairman Senate Committee.
Geo. S. Hall
.....
Clerk of the House of Delegates.

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

David D. Smith
.....
Clerk of the Senate.

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

The within is.....

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

CORRECTLY ENROLLED

.....
Governor.