

Rec., Mar. 19, 1934

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ENROLLED BILL
(SECOND EXTRAORDINARY SESSION, 1933)

House Bill No. 375

(By Mr. Perry)

Passed March 16th 1934

In Effect from Passage

Originated in the House of Delegates. Takes effect. passage
Geo. J. Hall Clerk.
Geo. J. Hall Clerk House of Delegates.

CORRECTLY ENROLLED

James L. Smith Chairman House Committee.
Mrs. Hazel E. Hye Chairman Senate Committee.

ENROLLED BILL

(H. B. No. 375)

[Passed March 16, 1934; in effect from passage.]

AN ACT to authorize and empower the board of education of Berkeley 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 for such by said board.

Be it enacted by the Legislature of West Virginia:

Section 1. The board of education of Berkeley county, West Virginia, 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 expressed; and to contract with the United States government or any federal

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*Chairman Senate Committee.**Chairman House Committee.*

7 agency to the end that said government or agency, its or any of
8 its agencies, or agents, thereunto duly authorized, may build,
9 erect, construct, equip and/or furnish upon said property, any
10 building or buildings to be used for public school purposes;
11 and to contract with said government or any federal agency for
12 the yearly lease or rental of said building or buildings, with
13 the privilege of renewing said lease from year to year, for a
14 period of years, not exceeding thirty, with the right to purchase
15 said building or 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 said United States government or any federal agency said
20 yearly rental or rentals, for the use and occupancy of said
21 building or buildings if and when the same are constructed,
22 which said yearly rental or rentals, in the aggregate, shall not
23 exceed the total amount, and interest thereon, expended by
24 said government or agency on said project or projects, and the
25 said yearly rentals shall be paid out of levies laid within the
26 constitutional debt limitations; and to do any and all other
27 things required by said United States government or any federal

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James A. Smith

Chairman Senate Committee.

James L. Smith

Chairman House Committee.

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28 agency which are necessary and proper to effectuate the purpose
29 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 school children of Berkeley
3 county, it should be liberally construed to effectuate the pur-
4 poses 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 in so far, and only so far, as they are inconsistent
8 with this particular act.

CORRECTLY ENROLLED

Wm. Harold E. Hyer
Chairman Senate Committee.

James L. Smith
Chairman House Committee.

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[Enrolled H. B. No. 375]

Wm. E. Miller
.....
Speaker of the House of Delegates.

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

A. S. Mainwaring
.....
President of the Senate.

Paul Miller
.....
Clerk of the Senate.

The within is.....

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

.....
Governor.

Filed in the office of the Secretary of State
of West Virginia

MAR 23 1934

Wm. S. O'BRIEN,
Secretary of State