

Rec., Feb. 13, 1934

103

# ENROLLED BILL

Second Extraordinary Session

SENATE BILL NO. 103

By Mr. White (of Mingo)

PASSED February 8, 1934

IN EFFECT From PASSAGE

Originating in the Senate Takes effect from Passage.  
James L. Smith Clerk. Woodhouse Clerk House of Delegates.

CORRECTLY ENROLLED

James L. Smith  
Chairman House Committee.

Kenan K. Hym  
Chairman Senate Committee.

ENROLLED BILL

(S. B. No. 103)

[Passed February 8, 1934; in effect from passage.]

AN ACT to authorize and empower the county court of Mingo 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 remodeling of the court house and jail of said county, or the construction of a new jail, and/or the erection, construction and equipment of additions to said court house and/or jail, in an amount not to exceed two hundred thousand dollars, and for the leasing and renting of said building or buildings, with an option to purchase same, and to provide for the payment of a yearly rental for

CORRECTLY ENROLLED

*James L. Smith*  
*James A. Hays*

*Chairman House Committee.*

*Chairman Senate Committee.*

such by said court.

*Be it enacted by the Legislature of West Virginia:*

Section 1. The county court of Mingo 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, and upon which the court house and jail of said county are situated, or which are owned by said county, which the said court may see fit to convey for the purposes hereinafter expressed; and to contract with the United States government or any federal agency to the end that said government or agency, its or any of its agencies, or agents, thereunto duly authorized, may remodel said court house and/or jail or construct a new jail and/or build, erect, construct, equip and/or furnish upon said property additions to said court house and/or jail and/or build, erect, construct, equip and/or furnish upon said property, additions to said court house and/or jail, at a cost not to exceed two hundred thousand dollars; and to contract with said government or any federal agency for the yearly lease or rental of said building or buildings, with the privilege of renewing said lease from year to year, for a period of years,

CORRECTLY ENROLLED

*James L. Smith*  
*Anna D. Byrnes*

*Chairman Senate Committee.*

*Chairman House Committee.*

Enrolled S. B. No. 103]

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20 not exceeding thirty, with the right to repurchase said build-  
21 ing or buildings, if and as remodeled with the additions there-  
22 to, and the land on which the same is or are situated and to  
23 apply toward the purchase price\* thereof any and all rentals  
24 paid to said government or agency under the provisions of  
25 this act; and the said board shall pay to the said United States  
26 government or any federal agency said yearly rental or rentals,  
27 for the use and occupancy of said building or buildings if and  
28 when the same are remodeled or built and/or additions  
29 thereto are constructed, which said yearly rental or rentals,  
30 in the aggregate, shall not exceed the total amount, and interest  
31 thereon, expended by said government or agency on said  
32 project or projects, and the said yearly rentals shall be paid  
33 out of levies laid within the constitutional debt limitations;  
34 and to do any and all other things required by said United  
35 States government or any federal agency which are necessary  
36 and proper to effectuate the purpose of this act.

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

CORRECTLY ENROLLED

*James L. Smith*  
*Anna D. Hyatt*

*Chairman House Committee.*

*Chairman Senate Committee.*

Sec. 3. This act being necessary for the administration of  
2 justice in said county and the welfare and convenience of its  
3 citizens, it should be liberally construed to effectuate the pur-  
4 poses thereof.

Sec. 4. If any clause, sentence, section, provision or part  
2 of this act shall be adjudged to be unconstitutional or invalid  
3 for any reason by any court of competent jurisdiction, such  
4 judgment 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 in so far, and only so far, as they are inconsistent  
8 with this particular act.

CORRECTLY ENROLLED

*Henry C. Hyatt*  
Chairman Senate Committee.

*James L. Smith*  
Chairman House Committee.

*B. M. Shriver*  
Speaker of the House of Delegates

*Geo. Isaac*  
Clerk of the House of Delegates

*A. G. Matthews*  
President of the Senate

*Robert D. Smith*  
Clerk of the Senate

The within is.....

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

.....  
Governor

Filed in the office of the Secretary of State  
of West Virginia. **FEB 19 1934**  
Wm. S. O'BRIEN,  
Secretary of State