

Rec., Jan. 29, 1934

# ENROLLED BILL

Second Extraordinary Session

SENATE BILL NO. 75

By Mr. Holsley

PASSED January 25, 1934

IN EFFECT FROM PASSAGE

Originating in the.....Senate.....Takes effect.....FROM.....Passage.  
Clerk.....Clerk House of Delegates.

CORRECTLY ENROLLED

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

## ENROLLED BILL

(S. B. No. 75)

[Passed January 25, 1934; in effect from passage.]

AN ACT to authorize and empower the board of education of Morgan 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 school buildings, 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 Morgan county,

CORRECTLY ENROLLED

*Henry A. Higgins*

*Chairman Senate Committee.*

*James L. Smith*

*Chairman House Committee.*

2 West Virginia, be, and it is hereby authorized and empowered,  
3 to convey to the United States government or any federal agency  
4 any lot, lots, or parcels of land owned by it which the said  
5 board may see fit to convey for the purposes hereinafter ex-  
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, and 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 United  
19 States government or any federal agency said yearly rental or  
20 rentals, for the use and occupancy of said building or buildings.  
21 if and when the same are constructed, which said yearly rental  
22 or rentals, in the aggregate, shall not exceed the total amount,

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*James D. Morgan*

*Chairman Senate Committee.*

*James L. Smith*

*Chairman House Committee.*

Enrolled S. B. No. 75]

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23 and interest thereon, expended by said government or agency  
24 on such project or projects, and the said yearly rentals shall  
25 not exceed the constitutional debt limitations; and to do any  
26 and all other things required by said United States government  
27 or any federal agency which are necessary and proper to  
28 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 particular  
3 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 Morgan county,  
3 it should be liberally construed to effectuate the purposes  
4 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  
5 of this act, which shall remain in full force and effect there-  
6 after.

7 All acts and parts of acts inconsistent herewith are hereby

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*James L. Smith*

*Chairman House Committee.*

*James D. Henry*

*Chairman Senate Committee.*

8 repealed insofar, and only so far, as they are inconsistent with  
9 this particular act.

Chairman Senate Committee.

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

*W. S. Stace*  
Clerk of the House of Delegates

*A. B. M. M. M.*  
President of the Senate

*W. S. M. M.*  
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 5 1934

Wm. S. O'BRIEN,  
Secretary of State

CORRECTLY ENROLLED

James D. Smith  
Chairman House Committee.