ENROLLED BILL

Second Extraordinary Session

SENATE BILL NO. 98

By Mr. Reynolds (of Mineral)

PASSED February 14, 1934

IN EFFECT FROM PASSAGE
ENROLLED BILL

(S. B. No. 98)

[Passed February 14, 1934; in effect from passage.]

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

Be it enacted by the Legislature of West Virginia:

Section 1. The board of education of Preston 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 agency to the end that said government or agency, its
or any of its agencies, or agents, thereunto duly authorized,
may build, erect, construct, equip and/or furnish upon said
property, any building or buildings to be used for public school
purposes; and to contract with said government or any federal
agency for the yearly lease or rental of said building or build-
ings, with the privilege of renewing said lease from year to
year, for a period of years, not exceeding thirty, with the right
to purchase said building or buildings and land on which the
same is or are situated and to apply toward the purchase price
thereof any and all rentals paid to said government or agency
under the provisions of this act; and the said board shall pay
to the said United States government or any federal agency
said yearly rental or rentals, for the use and occupancy of
said building or buildings if and when the same are constructed,
which said yearly rental or rentals, in the aggregate, shall not
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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
28 federal agency which are necessary and proper to effectuate
29 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,
2 convenience and education of the school children of Preston
3 county, 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
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
8 repealed in so far, and only so far, as they are inconsistent
9 with this particular act.
The within is

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

Filed in the office of the Secretary of State
of West Virginia. FEB 21 1934

Wm. S. O'Brien, Secretary of State