

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1935



ENROLLED

SENATE BILL No. 24

(By Mr. Ellis)



PASSED February 1 1935

In Effect from Passage

24
Filed in the office of the Secretary of State
of West Virginia. FEB 11 1935

Wm. S. O'BRIEN,

Secretary of State

ENROLLED
Senate Bill No. 24

(By MR. ELBIN)

[Passed February 1, 1935; in effect from passage.]

AN ACT to authorize and empower the board of education of Marshall 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. That the board of education of Marshall county,
2 West Virginia, be and it is hereby authorized and empowered
3 to convey to the United States government or any federal

4 agency any lot, lots, parcel or parcels of land owned by it
5 which the said board may see fit to convey for the purposes
6 hereinafter expressed; and to contract with the United States
7 government or any federal agency to the end that said govern-
8 ment or agency, its or any of their agencies, or agents, thereunto
9 duly authorized, may build, erect, construct, equip and/or
10 furnish upon said property, any building or buildings to be
11 used for public school purposes; and to contract with said gov-
12 ernment or any federal agency for the yearly lease or rental
13 of said building or buildings, with the privilege of renewing
14 said lease from year to year, for a period of years, not exceed-
15 ing thirty, with the right to purchase said building or buildings
16 and land on which the same is or are situated and to apply
17 toward the purchase price thereof any and all rentals paid to
18 said government or agency under the provisions of this act;
19 and the said board shall pay to the said United States govern-
20 ment or any federal agency said yearly rental or rentals, for
21 the use and occupancy of said building or buildings if and when
22 the same are constructed, which said yearly rental or rentals, in
23 the aggregate, shall not exceed the total amount, and interest
24 thereon, expended by said government or agency on said project

25 or projects, and the said yearly rentals shall not exceed the
26 constitutional debt limitations; and to do any and all other
27 things required by said United States government or any fed-
28 eral agency which are necessary and proper to effectuate the
29 purpose of this act.

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

Sec. 3. This act being necessary for the health, welfare,
2 convenience and education of the school children of Marshall
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 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.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Clinton M. Howard
Chairman Senate Committee

Arnold M. Vickers
Chairman House Committee

Originated in the *Senate*
Takes effect *from* passage.

Marion Miller
Clerk of the Senate

Spencer H. Hays
Clerk of the House of Delegates

Chas. E. Hodges
President of the Senate

John J. Blanton
Speaker House of Delegates

The within *approved* this the *8th*
day of *February*, 1935.

H. S. Kump
Governor