WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1937

ENROLLED

HOUSE BILL No. 109

(By Mr. [Signature])

PASSED March 13, 1937

In Effect from Passage
ENROLLED

House Bill No. 109
(By Mr. LaFon)

[Passed March 13, 1937; in effect from passage.]

AN ACT to amend and reenact section one, article four, chapter forty-four of the code of West Virginia, one thousand nine hundred thirty-one, relating to accounting by fiduciaries and the filing of inventories and appraisements.

Be it enacted by the Legislature of West Virginia:

That section one, article four, chapter forty-four of the code of West Virginia, one thousand nine hundred thirty-one, is hereby amended and reenacted to read as follows:

Section 1. Every personal representative, guardian, curator, or committee, shall, within two months after the date of the order conferring his authority or qualifying him, return to the commissioner of accounts to whom the estate or trust has been referred, an inventory, executed in duplicate, in proper form, of all the personal and real estate which has
come to his possession or knowledge, or which is under his
management or subject to his authority in his fiduciary
character; and shall, within two months after any other such
estate shall come to his possession or knowledge, return to
such commissioner a further inventory thereof, in duplicate.
If any fiduciary shall fail to make the return herein first
mentioned, or such commissioner shall have reason to believe
that a fiduciary has failed to make the further return herein
required, such commissioner of accounts shall summon such
fiduciary to make a return as to which he appears to be de-
linquent; and if such return be not made within thirty days
after the date of service of the summons, such commissioner
shall make report of the fact to the circuit court of the coun-
ty, or to the judge thereof in vacation, as soon as possible,
and shall cause such fiduciary to be summoned to appear be-
fore such court, or judge in vacation, on a day to be fixed by
the court or judge, and the attendance of such fiduciary may
be compelled by rule, and attachment. Such fiduciary upon
appearing shall, unless excused for sufficient reason, be fined
by the court not less than fifty nor more than five hundred
dollars, and be ordered by the court to make such return
within a time to be specified by the court, and if he fails to comply with such order he shall be deemed guilty of contem
empt of court and be dealt with accordingly. An appraise-
ment of an estate as required by law shall be considered such an inventory as is required by this section if it be signed by the personal representative.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the

Takes effect

passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within this the
day of 1937.

Governor.

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

WM. S. O'BRIEN,
Secretary of State