

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1939



ENROLLED

Committee Sub. for

HOUSE BILL No. 405

*(Originating in the Committee on
Taxation and Finance
(By Mr. _____))*



PASSED March 8, 1939

In Effect from Passage

405

ENROLLED

COMMITTEE SUBSTITUTE FOR

House Bill No. 405

(Originating in the Committee on Taxation and Finance)

[Passed March 8, 1939; in effect from passage.]

AN ACT to amend and reenact account number three hundred, item thirty-nine, section one, title two, chapter one, acts of the Legislature of West Virginia, regular session, one thousand nine hundred thirty-seven, known as the budget bill, relating to appropriations for West Virginia University.

Be it enacted by the Legislature of West Virginia:

That account number three hundred, item thirty-nine, section one, title two, chapter one, acts of the Legislature, regular session, one thousand nine hundred thirty-seven, be amended and reenacted so as to read as follows:

Section 1. *Governmental Appropriations.* From the state
2 fund, general revenue, except as otherwise provided, there is
3 hereby appropriated conditionally upon the fulfillment of
4 the provisions set forth in Title III of this act, the following

5 amounts, as itemized, for expenditures during the fiscal years
 6 one thousand nine hundred thirty-eight and one thousand
 7 nine hundred thirty-nine.

39—*West Virginia University*

Aect. No. 300

1	Personal Services, including		
2	salary of President	\$ 788,100.00	\$ 788,100.00
3	Current Expenses	120,600.00	120,600.00
4	Repairs and Alterations	21,830.00	21,830.00
5	Equipment	71,375.00	71,375.00
6	For the full payment of the fol-		
7	lowing unpaid accounts and		
8	obligations incurred in relation		
9	to athletic activities at West Vir-		
10	ginia University, as audited and		
11	approved by the Board of Con-		
12	trol, up to and including March		
13	13, 1937, and re-certified by said		
14	Board February 24, 1939, said		
15	appropriation to be available		
16	for payment during either fiscal		

17	year:	
18	Lough - Simpson Gro-	
19	cery Co.	\$ 79.15
20	Morgantown Printing &	
21	Publishing Co.	628.05
22	Frank E. Conner.....	337.00
23	L. G. Balfour Co.....	1,007.00
24	Chesney M. Ramage.....	250.00
25	P. Goldsmith & Sons Co.	226.65
26	Western Union Tele-	
27	graph Co.	215.58
28	Hotel McAlpin	561.27
29	White Star Lines	318.54
30	Monongahela Transport	
31	Co.	185.75
32	McNitts, Inc.	425.67
33	Peerless Laundry Co.....	275.52
34	Athletic Trainers Sup-	
35	ply Co.	453.04
36	Henry Bennett, Jr.	66.55
37	Treman King Athletic	

38	Goods Corp.	173.39
39	Champion Knitwear Co.,	
40	Inc.	1,616.11
41	Johnson & Johnson	251.03
42	Universal Match Corp.....	141.20
43	John F. Glover	2,794.55
44	Virginia Laundry Co.....	441.77
45	Monongahela Building	
46	Co.	450.00
47	S. S. Kresge Co.	82.80
48	Kemper-Thomas Co.	2,317.41
49	H. C. Baker Hardware	
50	Co.	1,038.64
51	A. C. Spalding & Bro.....	20,762.01
52	Pennsylvania State Col-	
53	lege	15,000.00
54	Duquesne University	1,307.62
55	Washington & Jefferson	
56	College	8,157.94
57	Marquette University	2,500.00
58	Temple University	5,500.00

59	Kansas State College.....	10,000.00
60	J. G. Jacobs, Contractor..	4,125.22
61	Richard Aspinall (unpaid	
62	salary)	2,000.00
63	R. C. Tucker (unpaid	
64	salary)	180.00
65	Chas. C. Tallman (un-	
66	paid salary)	429.96
67	L. M. Stoops (unpaid	
68	salary)	720.00
69	I. E. Rogers (unpaid sal-	
70	ary)	8,408.31
71	H. A. Stansbury (unpaid	
72	salary)	5,476.37
73	W. E. Mahan (unpaid	
74	salary)	700.00
75	South Side Bank & Trust	
76	Co. (note) (Wheeling)	
77	Principal \$7,501.26	
78	Int. to	
79	4/15/39	131.28 7,632.54—

80 National Bank of Fair-

81 mont (note) Princi-

82 pal3,877.69

83 Int. to

84 4/15/391,133.59 5,011.28—

85 Second National Bank

86 Morgantown (note)

87 Principal 797.34

88 Int. to

89 4/15/39..... 583.51 1,380.85—

90 U. S. Collector of Inter-

91 nal Revenue 9,026.39

92 \$ 75,000.00 \$ 55,000.00

93 Total\$1,076,905.00 \$1,056,905.00

94 From Collections 250,000.00 250,000.00

95 It is the finding of the Legislature:

96 That the above listed unpaid ac-

97 counts and obligations in rela-

98 tion to athletic activities at West
 99 Virginia University represent
 100 indebtedness authorized and in-
 101 curred (largely during the years
 102 1930-1933) by the regularly con-
 103 stituted authorities of the Uni-
 104 versity;

105 That these accounts were not paid
 106 and the deficit thus created be-
 107 cause athletic income, actually
 108 available for the payment of
 109 these accounts at that time, was
 110 diverted to pay interest and
 111 principal on outstanding bonds
 112 of The West Virginia University
 113 Stadium Corporation;

114 That the legislature of one thou-
 115 sand nine hundred thirty-seven
 116 approved these obligations and
 117 accounts and appropriated the
 118 necessary sum to pay said obli-

119 gations and accounts in full, but
120 that the same have not yet been
121 paid, because of prior uncertain-
122 ties;
123 That said appropriation remains
124 unexpended in the treasury of
125 the state and can be used with-
126 out affecting the biennial budget
127 now pending before the Legisla-
128 ture of one thousand nine hun-
129 dred thirty nine;
130 That this amendment and reenact-
131 ment of the said appropriation
132 of one thousand nine hundred
133 thirty-seven is not a new appro-
134 priation and can be made in-
135 dependently of the pending bud-
136 get bill for the ensuing biennium
137 and is made for the purpose of
138 clarifying the act of one thou-
139 sand nine hundred thirty-seven.

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

E. O. Wiseman

Chairman Senate Committee

Dee B. Walter

Chairman House Committee

Originated in the *House of Delegates*

Takes effect *from* passage.

Christopher

Clerk of the Senate

Geo. S. Hall

Clerk of the House of Delegates

Ammon

President of the Senate

James Kay Thomas

Speaker House of Delegates

The within

day of

I cert fy that the foregoing act, having been presented to the Governor for his approval, and not having been returned by him to the House of the Legislature in which it originated within the time prescribed by the constitution of the state, has become a law without his approval.

This the 17th day of

Governor.

March

1939

Wm S. O'Brien

SECRETARY OF STATE

