WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1939

ENROLLED
SENATE BILL No. 196

(By Mr. [Signature], Mr. President)

PASSED March 9, 1939

In Effect Ninety days from Passage

This enrolled copy received

WILLIAM S. O'BRIEN
SECRETARY OF STATE
AN ACT to amend and reenact sections thirty-one and thirty-three, 
article two, chapter thirty-eight of the code of West Virginia, 
one thousand nine hundred thirty-one, relating to laborers’ 
liens against corporations.

Be it enacted by the Legislature of West Virginia:

That sections thirty-one and thirty-three, article two, chapter thirty-eight of the code of West Virginia, one thousand nine hundred thirty-one, be amended and reenacted to read as follows:

Section 31. Laborer’s Lien Against Corporation; Priority.

2 Every workman, laborer or other person who shall do or per-
3 form any work or labor, for an incorporated company doing
business in this state, by virtue of a contract either directly
with such incorporated company or with its general contractor,
or with any sub-contractor, shall have a lien for the value of
such work or labor upon all real estate and personal property
of such company; and to the extent and value of one month's
such work or labor, said lien shall have priority over any lien
created by deed or otherwise, on such real estate or personal
property subsequent to the time when such work or labor
was performed: Provided, however, That there shall be no
priority of lien as against conditional sales of, or reservation
of title to, machinery sold to such company; nor shall there
be priority of lien as between the parties claiming under the
provisions of this section.

Sec. 33. Record by Clerk in Cases of Laborer’s Lien Against
a Corporation. The clerk of the county court to whom the
notice of lien mentioned in the preceding section is presented,
shall record the same in the mechanic's lien record. If the
amount of the claim is for more than one month's work or
labor, the record shall show, separately, the full amount of the
claim and in addition thereto the amount of the claim for such
month for which such prior lien is claimed.
If any part or parts of this act shall be held to be unconstitutional or invalid for any reason such unconstitutionality or invalidity shall not affect the validity of the remaining parts of this act. The Legislature hereby declares that it would have passed the remaining parts of this act if it had known that such part or parts thereof would be declared unconstitutional or invalid.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

E. O. Wiseman
Chairman Senate Committee

Nellie D. Hail
Chairman House Committee

Originated in the Senate

Takes effect Ninety days from 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 , 1939.

Governor

This recorded copy