

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1939

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## ENROLLED

SENATE BILL No. 206

(By Mr. Martin)

PASSED March 9th 1939

In Effect Jan Passage



**ENROLLED**  
**Senate Bill No. 206**

(By MR. MARTIN, by request)

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[Passed March 9, 1939; in effect from passage.]

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AN ACT to amend and reenact sections one, two and four, chapter one hundred sixty-eight, acts of the Legislature of West Virginia, regular session, one thousand nine hundred twenty-one, relating to the creation and establishment in the county of Cabell, of a court to be known as the "Domestic Relations Court".

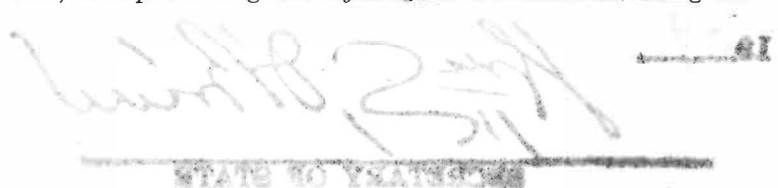
*Be it enacted by the Legislature of West Virginia:*

That sections one, two, and four, chapter one hundred sixty-eight, acts of Legislature of West Virginia, regular session, one thousand nine hundred twenty-one, be amended and reenacted to read as follows:

Section 1. That there is hereby created and established in  
2 and for the county of Cabell, with authority and jurisdiction  
3 co-extensive with the county, a court to be known as the  
4 "domestic relations court" of Cabell county, for the trial of  
5 annulment of marriages, separate maintenance suits, divorce,  
6 alimony causes, the care and disposition of delinquent, de-  
7 fective, neglected, and dependent children, and desertion and  
8 non-support of wives and children and for the enforcement of  
9 the general school laws, arising within the said county or  
10 coming within the jurisdiction of the court as provided by the  
11 general laws of this state and as hereinafter provided.

Sec. 2. The said domestic relations court shall have juris-  
2 diction within the said county of Cabell, concurrent with the  
3 circuit court of all matters and causes arising out of or per-  
4 taining to annulment of marriages, separate maintenance  
5 suits, divorce, alimony, the custody and maintenance of chil-  
6 dren of litigants and the adjudication of property rights aris-  
7 ing out of the same, and all other matters and causes coming  
8 within the purview of chapter forty-eight of the code of West  
9 Virginia, one thousand nine hundred and thirty-one, and of  
10 all amendments and reenactments thereof concerning domes-

11 tie relations; of all matters and causes coming within the pur-  
12 view of chapter forty-nine of the code of West Virginia, one  
13 thousand nine hundred thirty-one, as enacted by chapter one,  
14 acts of the Legislature of West Virginia, one thousand nine  
15 hundred thirty-six, and of all amendments and reenact-  
16 ments thereof commonly known as the child welfare law;  
17 of all matters and causes coming within the purview of  
18 chapter eighteen of the code of West Virginia, one thou-  
19 sand nine hundred thirty-one, and all amendments and re-  
20 enactments thereof, commonly called the general school  
21 law; of all matters and causes coming within the purview of  
22 chapter forty-eight of the code of West Virginia, one thou-  
23 sand nine hundred thirty-one, and of all amendments and  
24 reenactments thereof, commonly known as the adoption law.  
25 And of all matters and causes coming within the purview of  
26 all other or future acts of the legislature touching the subject  
27 matter of any and all said laws, laws and acts of the amend-  
28 ments and reenactments thereof, and of the common law of  
29 said state relating to the subject matter thereof. The said do-  
30 mestic relations court shall also have general equity jurisdic-  
31 tion, with power to grant injunctions in matters involving the



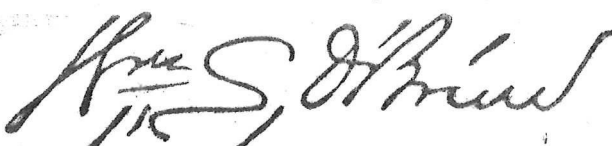
32 protection of the person or of property but not in matters  
33 involving the enforcement of criminal laws, in labor disputes,  
34 or the abatement of nuisances. And that the proceedings  
35 and modes of procedure and power and jurisdiction conferred  
36 by law upon the circuit court or the common pleas court in  
37 any and all of said matters and causes are hereby conferred  
38 upon and shall be exercised by said domestic relations court.

Sec. 4. The said judge of the domestic relations court of  
2 Cabell county, shall for his services receive the sum of six  
3 thousand dollars per annum in monthly installments to be  
4 paid out of the county treasury of said county of Cabell.

I certify 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 pre-  
scribed by the constitution of the state, has  
become a law without his approval.

This the 17th day of March,

1939



SECRETARY OF STATE

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

*E. O. Wiseman*

Chairman Senate Committee

*Will D. Galt*

Chairman House Committee

Originated in the *Senate*

Takes effect *From* passage

*Charles H. Hays*

Clerk of the Senate

*Wm. S. Hays*

Clerk of the House of Delegates

*Wm. S. Hays*

President of the Senate

*James T. Thomas*

Speaker House of Delegates

The within.....this the.....

day of....., 1939.

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Governor