WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1945

ENROLLED

SENATE BILL No. 126

(By Mr. Jackson)

PASSED February 26, 1945

In Effect 90-days from Passage
ENROLLED
Senate Bill No. 126
(BY MR. JACKSON)

[Passed February 26, 1945; in effect ninety days from passage.]

AN ACT to amend article two, chapter fifty-five of the code of West Virginia, one thousand nine hundred thirty-one, by adding thereto a new section to be designated section one-a, relating to possession of the surface of land where minerals and appurtenant rights have been or may hereafter be severed.

Be it enacted by the Legislature of West Virginia:

That article two, chapter fifty-five of the code of West Virginia, one thousand nine hundred thirty-one, be amended by adding thereto a new section to be designated section one-a, to read as follows:
Section one-a. Wherever title to any minerals in land and the rights appurtenant thereto have been, or shall hereafter be, severed from title to the surface, the continuity of the possession of such minerals and the rights appurtenant thereto shall not be deemed to have been broken by such severance; and ownership or possession of the surface after severance shall not be adverse to the interests of the owner or owners of such minerals and appurtenant rights.
The Joint Committee on Enrolled Bills hereby certifies that
the foregoing bill is correctly enrolled.

Charles O'Brien
Chairman Senate Committee

H. C. Wiscoy
Chairman House Committee

Originated in the Senate

Takes effect 90-days from passage

Herbert Hays
Clerk of the Senate

Clerk of the House of Delegates

Donald W. Vickerey
President of the Senate

John E. Chinn
Speaker House of Delegates

The within is approved this the 2nd day of March, 1945.

Governor.

Filed in the office of the Secretary of State
of West Virginia MAR 2, 1945

Wm. S. O'Brien,
Secretary of State