

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1947



ENROLLED

HOUSE BILL No. 12

(By Mr. Davis)



PASSED February 11 1947

In Effect Ninety days from Passage

12

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House Bill No. 12
(By MR. DAVIS)

[Passed February 11, 1947; in effect ninety days from passage.]

AN ACT to amend and reenact section seven, article five, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to sale or lease of school property.

Be it enacted by the Legislature of West Virginia:

That section seven, article five, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

Section 7. *Sale of School Property; Oil or Gas Lease.*—

2 The board shall ascertain at the beginning of each school
3 year the buildings and grounds to be retained for school
4 purposes, and the buildings and grounds which because
5 of their condition or location should be sold. The board
6 may sell the undesirable buildings and the land on which
7 they are located, at public auction, after proper notice,

8 and on such terms as it orders, to the highest responsible
9 bidder. But in rural communities the grantor of the lands,
10 his heirs or assigns, shall have the right to purchase at the
11 sale, the land, exclusive of the buildings thereon, and the
12 mineral rights, at the same price for which it was orig-
13 inally sold. The board by the same method prescribed for
14 the sale of school buildings and lands, may also lease for
15 oil or gas or other minerals any lands or school sites owned
16 in fee by it. The proceeds of such sales and rentals shall be
17 placed to the credit of such fund or funds of the district
18 as the board may direct: *Provided*, That the provisions
19 of this section concerning sale at public auction shall not
20 apply to boards of education selling or disposing of its
21 property for a public use to the State of West Virginia,
22 or its political subdivisions, including county courts, for
23 an adequate consideration without considering alone the
24 present commercial or market value of the property.

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

Joseph L. Mcneer

Chairman Senate Committee

A. L. Matthews

Chairman House Committee

Originated in the *House of Delegates*

Takes effect *thirty days from* passage.

Howard Kuge

Clerk of the Senate

W. R. Lipp

Clerk of the House of Delegates

Arnold M. Dickers

President of the Senate

John C. Amos

Speaker House of Delegates

The within *Approved* this the *18th*
day of *Feb*, 1947.

Clarence Modder

Governor.



Filed in the Office of the Secretary of State
of West Virginia

FEB 19 1947

Wm. C. BRIDGE,
SECRETARY OF STATE