

131

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1947



ENROLLED

HOUSE BILL No. 131

(By Mr. Ballard)



PASSED March 8 1947

In Effect from Passage



131

ENROLLED
House Bill No. 131
(By MR. BALLARD)

[Passed March 8, 1947; in effect from passage.]

AN ACT to compensate Eva Peters for damages to her car caused in an accident occasioned by the blocking of a highway by a snowplow and a truck owned and operated by the state road commission.

WHEREAS, On the night of November 30, 1944, a snowplow and a truck owned and operated by the state road commission, going in opposite directions on the highway leading from Union, West Virginia, stopped alongside each other, blocking the highway; and

WHEREAS, The headlights on the snowplow, headed toward said town of Union, were burning brightly and weather conditions rendered visibility low, and a son of said Eva Peters driving south from Union in a Chevrolet automobile, owned by said Eva Peters, ran into the rear of the parked truck damaging said automobile to the extent of \$219.30; and

WHEREAS, Said accident could not have been avoided by the

driver of claimant's car, and occurred without fault or contributory negligence on the part of said driver; therefore

Be it enacted by the Legislature of West Virginia:

Section 1. *State Road Commission Authorized to Pay*

2 *Claim of Eva Peters.*—The state road commission, by and
3 through the state road commissioner, is hereby authorized
4 and empowered to pay Eva Peters the sum of two hundred
5 nineteen dollars and thirty cents for damages to
6 her Chevrolet automobile caused in said highway accident
7 on November thirty, one thousand nine hundred
8 forty-four. The sum herein authorized shall be paid from
9 any moneys now or hereafter appropriated to the state
10 road commission.

Sec. 2. *Finding of Moral Obligation.*—It is hereby declared
2 to be the finding of the Legislature based upon its
3 conclusion of fact that the appropriation made in section
4 one is for the payment of a moral obligation of the state
5 of West Virginia.

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

Forest L. McNew
Chairman Senate Committee

R. L. Matthews
Chairman House Committee

Originated in the House of Delegates

Takes effect from passage.

Leonard Myers
Clerk of the Senate

W. R. Rupp
Clerk of the House of Delegates

Arnold M. Vickers
President of the Senate

John E. Amos
Speaker House of Delegates

The within _____ this the _____

day of _____, 1947.

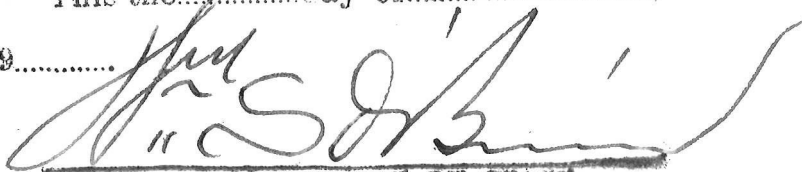
Governor.



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 prescribed by the constitution of the state, has become a law without his approval.

This the.....day of **MAR 13 1947**

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SECRETARY OF STATE