

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1947



ENROLLED

SENATE BILL No. 337

(By Mr. Have)



PASSED March 8, 1947

In Effect from Passage



337

ENROLLED

Senate Bill No. 337

(By MR. LOVE)

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

AN ACT finding the claims of various newspapers and deputy commissioners of forfeited and delinquent lands arising under the requirements of article four, chapter eleven-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, to be moral obligations of the state, and appropriating the necessary funds out of the general school fund of the state treasury for payment.

Be it enacted by the Legislature of West Virginia:

Section 1. In recognition of publications made by
2 various newspapers, the number and costs not yet de-
3 termined, of notices of orders of publication and notices
4 of sale required under article four, chapter eleven-a of
5 the code of West Virginia, as amended, the costs of which
6 by said article were payable from the proceeds of the
7 sale of forfeited and delinquent lands, and in further
8 recognition of the unconstitutionality of said article as

9 held by the supreme court of appeals, (State of West
10 Virginia v. The Farmers Coal Company, et al) which
11 had the effect of suspending such sales of forfeited and
12 delinquent lands, thereby voiding the method of pay-
13 ment of the costs of such publication, there is here made a
14 finding of a moral obligation of the State of West Vir-
15 ginia to pay the costs herein described, which in good
16 faith and conscience should be paid through an appro-
17 priation of public funds in the state treasury.

Sec. 2. In recognition of services required and per-
2 formed by various deputy commissioners of forfeited and
3 delinquent lands, the costs not yet determined, under
4 said article referred to in section 1 of this article, the
5 costs of which, by said article, were payable from the
6 proceeds of the sale of forfeited and delinquent lands,
7 and in further recognition of the unconstitutionality of
8 said article as held by the supreme court of appeals,
9 (State of West Virginia v. The Farmers Coal Company,
10 et al) which had the effect of suspending such sales of
11 forfeited and delinquent lands, thereby voiding the meth-
12 od of payment of the costs of such services, there is here

13 made a finding of a moral obligation of the State of West
14 Virginia to pay the costs herein described, which in good
15 faith and conscience should be paid through an appro-
16 priation of public funds in the state treasury.

Sec. 3. It appearing from a statement of the revenues
2 and appropriations for the fiscal years one thousand nine
3 hundred forty-six — one thousand nine hundred forty-
4 seven and one thousand nine hundred forty-seven — one
5 thousand nine hundred forty-eight, that there is and
6 will be in the general school fund of the state treasury
7 revenue, in excess of all other appropriations sufficient
8 to pay the amounts hereafter appropriated, there is here-
9 by appropriated from the general school fund of the
10 state treasury for the remainder of the fiscal year one
11 thousand nine hundred forty-six — one thousand nine
12 hundred forty-seven and for the fiscal year one thou-
13 sand nine hundred forty-seven — one thousand nine hun-
14 dred forty-eight, an amount sufficient to pay the moral
15 obligations described in sections one and two herein,
16 which moral obligations cannot now be ascertained in
17 sums certain.

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

Forest L. McNeer
Chairman Senate Committee

R. L. Matthews
Chairman House Committee

Originated in the Senate

Takes effect from passage.

Howard Myers
Clerk of the Senate

L. A. Shipps
Clerk of the House of Delegates

Arnold M. Vickers
President of the Senate

John E. Amos
Speaker House of Delegates

The within Approved this the 13
day of March, 1947.

Glenn M. Moore
Governor.



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

MAR 13 1947
Wm. S. Gentry,
SECRETARY OF STATE