

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1947



ENROLLED

SENATE BILL No. 340

(By Mr. Baumbach)



PASSED March, 8, 1947

In Effect Ninety days from Passage



340

ENROLLED
Senate Bill No. 340

(By MR. BAMBRICK)

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

AN ACT to amend and reenact section seventy-one, article one, chapter thirty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to auditor as attorney in fact for all corporations.

Be it enacted by the Legislature of West Virginia:

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

Article 1. Provisions Relating to Corporations Generally.

Section 71. *Auditor Attorney in Fact in All Corporations.*—The auditor of this state is hereby constituted the attorney in fact for and on behalf of every stock corporation created by virtue of the laws of this state and of every foreign corporation doing business herein, with authority to accept service of notice and process on behalf

7 of and upon whom service of notice and process may be
8 made in this state for and upon every such corporation.
9 No act of such corporation appointing the auditor such
10 attorney in fact shall be necessary. Immediately after
11 being served with or accepting any such process or notice,
12 of which process or notice two copies for each defendant
13 shall be furnished the auditor with the original notice or
14 process, the auditor shall file in his office a copy of such
15 process or notice, with a note thereon endorsed of the
16 time of service, or acceptance, as the case may be, and
17 transmit such process, or notice, by registered mail to such
18 corporation at the address last furnished by it, as required
19 by law. But no process or notice shall be served on the
20 auditor or accepted by him less than ten days before
21 the return day thereof. Such corporation shall pay the
22 annual fee prescribed in article twelve, chapter eleven
23 of this code for the services of the auditor as its attorney
24 in fact.

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

Forest L. McNear
Chairman Senate Committee

R. S. Matthews
Chairman House Committee

Originated in the Senate

Takes effect Ninety days from passage.

Howard Hayes
Clerk of the Senate

Garrett
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.

Clarence Medsker
Governor.



Filed in the Office of the Secretary of State
of West Virginia **MAR 13 1947**
WM. S. O'BRIEN,
SECRETARY OF STATE