

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1949

ENROLLED

Com. Sub. for

SENATE BILL No. 75

(By Mr. Originating in the
Com. on the Judiciary)

PASSED March 12 1949

In Effect from Passage



75

ENROLLED

COMMITTEE SUBSTITUTE FOR

Senate Bill No. 75

[Originating in the Committee on the Judiciary.]

[Passed March 12, 1949; in effect 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 last amended, relating to the disposal of school property and oil and gas leases.

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 last amended, be amended and reenacted to read as follows:

Section 7. *Disposal of School Property; Oil and Gas Leases.*—If at any time the board shall ascertain that any building or any land no longer shall be needed for school purposes, the board may sell, dismantle, remove or relo-

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

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

Joseph L. M. [unclear]
Chairman Senate Committee

R. Matthews
Chairman House Committee

Originated in the Senate.

Takes effect *from* passage.

Howard Meyer
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

W. E. [unclear]
Speaker House of Delegates

The within *approved* this the *17th*
day of *March*, 1949.

Okey L. Patton
Governor.



Filed in the Office of the Secretary of State
of West Virginia **MAR 18 1949**
D. PITT O'BRIEN,
SECRETARY OF STATE