

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1951

---

## ENROLLED

SENATE BILL NO. 177

(By Mr. Martin, by Request)

---

PASSED February 16, 1951

In Effect from Passage



177

**ENROLLED**  
**Senate Bill No. 177**

(By MR. MARTIN, by Request)

---

[Passed February 16, 1951; in effect from passage.]

---

AN ACT to amend and reenact section eighteen, article four, chapter eleven-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the collection and enforcement of property taxes, including the redemption of forfeited, and delinquent lands and the sale of forfeited, delinquent, escheated, and waste and unappropriated lands for the benefit of the school fund.

*Be it enacted by the Legislature of West Virginia:*

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

**Section 18. *Application for Permission to Redeem.*—**

2 The former owner of any forfeited or delinquent land,

3 or any other person who was entitled to redeem such  
4 land under the provisions of section eight, article three  
5 of this chapter, may file his petition in such suit with the  
6 circuit court or the judge thereof in vacation, at any time  
7 before confirmation of sale thereof requesting permission  
8 to redeem such land to the extent that title thereto re-  
9 mains in the state. The court or the judge thereof in  
10 vacation may by proper decree, permit the petitioner  
11 to redeem the land upon payment to the sheriff of the  
12 total amount of taxes, interest and charges properly due  
13 or chargeable thereon on the date of redemption and all  
14 court costs taxable in respect thereto under the provisions  
15 of this article, which amount shall be fixed by the court  
16 or the judge thereof in vacation, in the order.

17 Upon payment being made, the court or the judge  
18 thereof in vacation, shall enter a decree declaring the  
19 redemption of such land by the petitioner, so far only  
20 as the title thereto remains in the state, and dismissing  
21 the suit in respect thereto. If redemption was allowed  
22 after sale, the decree shall also direct the sheriff to re-  
23 turn the purchase money to the purchaser. Such de-

24 cree shall operate as a release of all the right, title and  
25 interest of the state in and to such land, but shall in no  
26 wise affect or impair any right, title or interest which  
27 any other person may have therein.

28 Any redemption, which may have been heretofore had  
29 by a former owner of real estate, pursuant to permission,  
30 granted such former owner by a vacation order, in any  
31 such suit, is hereby declared valid.

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

*A. R. Winters*

Chairman Senate Committee

*James W. Loop*

Chairman House Committee

Originated in the Senate.

Takes effect *from* passage.

*Stanley Myers*

Clerk of the Senate

*R. Albright*

Clerk of the House of Delegates

*George Thompson*

President of the Senate

*W. E. Flamm*

Speaker House of Delegates

The within *APPROVED* this the *26th*

day of *FEBRUARY*, 1951.

*Chas. R. Patterson*

Governor.



FILED IN THE OFFICE OF THE SECRETARY OF STATE  
of West Virginia

**FEB 26 1951**

**D. PITT O'BRIEN,**

SECRETARY OF STATE