

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1951

ENROLLED

SENATE BILL NO. 81

(By Mr. Martin)

PASSED March 7 1951

In Effect Twenty days from Passage



ENROLLED

Senate Bill No. 81

(By MR. MARTIN)

[Passed March 7, 1951; in effect ninety days from passage.]

AN ACT to amend article eight, chapter forty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section to be designated section seven-a, relating to the jurisdiction of the court in suits to subject real estate of decedents to the payment of their debts.

Be it enacted by the Legislature of West Virginia:

That article eight, chapter forty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section to be designated section seven-a to read as follows:

Section 7-a. *Jurisdiction of Court in Suits to Subject*

2 *Real Estate of Decedents to the Payment of Their Debts.—*

3 In every suit under the preceding section, whether
4 brought by the personal representative or by any creditor,
5 or whether a general creditors' suit is pending at the
6 time of the death of the decedent, the court shall have
7 general jurisdiction with all the powers of a court of
8 equity, and shall have authority to construe any deed,
9 will or other writing, or dispose of any other matter per-
10 taining to the real estate, or any part thereof, of the said
11 decedent, the same as though a separate suit had been
12 brought for that purpose.



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

Robert E. Boyd
Chairman Senate Committee

James W. Loop
Chairman House Committee

Originated in the Senate.

Takes effect *thirty days from* passage.

James H. Hepler
Clerk of the Senate

W. R. Gliff
Clerk of the House of Delegates

W. B. Houghton
President of the Senate

W. E. Flamm
Speaker House of Delegates

The within *APPROVED* this the *14th*
day of *MARCH*, 1951.

Clay L. Patton
Governor.



FILED IN THE OFFICE OF THE SECRETARY OF STATE
of West Virginia
MAR 15 1951
D. PITT O'BRIEN,
SECRETARY OF STATE