WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1953

ENROLLED

HOUSE BILL No. 130

(By Mr. El M. Ballard)

PASSED March 4, 1953

In Effect Twenty days from Passage
ENROLLED

House Bill No. 130
(By Mr. Lile and Mr. Ballard)

[Passed March 4, 1953; in effect ninety days from passage.]

AN ACT to amend and reenact section thirteen, article one, chapter fifty-seven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to proof of public records not pertaining to a court; proof of schedules, classifications and tariffs, and supplements thereto, filed with the interstate commerce commission; authentication and credit to be given such records.

Be it enacted by the Legislature of West Virginia:

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

Section 13. Public Records Not Pertaining to a Court;

2 How Authenticated; Full Faith and Credit.—All records
3 and exemplifications of books, which may be kept in any
4 public office of the United States, or of any state, or terri-
5 tory, or of any country subject to the jurisdiction of the
United States, nor appertaining to a court, shall be proved or admitted in any court or office in this state by the attestation of the keeper of the said records or books, and the seal of his office annexed, if there be a seal, together with a certificate of the presiding justice of the court of the county, parish or district in which such office may be kept, or of the governor, or secretary of state, the chancellor or keeper of the great seal, of the state or territory or country, that the said attestation is in due form, and by the proper officer. If the said certificate is given by the presiding justice of a court, it shall be further authenticated by the clerk or prothonotary of the said court, who shall certify, under his hand and the seal of his office, that the said presiding justice is duly commissioned and qualified; or, if given by such governor, secretary, chancellor, or keeper of the great seal, it shall be under the great seal of the state, territory, or country, aforesaid, in which it is made: Provided, however, That printed copies of schedules and classifications and tariffs of rates, fares and charges, and supplements thereto, filed with the interstate commerce commission, which show respectively
an interstate commerce commission number, which may
be stated in abbreviated form, as I.C.C. No._______, and an
effective date, may be received in evidence without cer-
tification, and shall be presumed to be correct copies of
the original schedules, classifications, tariffs and supple-
ments on file with the interstate commerce commission.
And the said records and exemplifications, so authenti-
cated, shall have such faith and credit given to them in
every court and office within this state as they have by
law or usage in the courts or offices of the state, territory,
or country, as aforesaid, from which they are taken.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the House of Delegates

Takes effect ______ days from ________ passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within ______ approved ______ this the ________

day of ________, 1953.

Governor

not in the Office of the Secretary of State

MAR 11 1953

O. Pitt O'Brien,
Secretary of State