

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1953

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## ENROLLED

HOUSE BILL No. 382  
*Originating in the Committee on*  
(By Mr. *Lequand Land*)

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PASSED March 14, 1953

In Effect immediately from Passage



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**ENROLLED**

**House Bill No. 382**

(Originating in the Committee on Delinquent Lands)

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[Passed March 14, 1953; in effect ninety days from passage.]

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AN ACT to amend and reenact section seven, article four, chapter eleven-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to authorizing the payment of newspaper publication costs in cases of deficits in delinquent land suits and increasing the operating fund from which payment is to be made.

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

That section seven, 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 7. *Operating Fund for Land Department in*

2 *Auditor's Office.*—The auditor shall set up a special operating fund for the land department in his office. He shall  
3  
4 pay into such fund all redemption fees, all publication or  
5 other charges collected by him, if such charges were paid  
6 by or were payable to him, the unclaimed surplus pro-

7 ceeds received by him from delinquent land suits, and all  
8 payments made to him by sheriffs under the provisions  
9 of section thirty-six of this article and by general re-  
10 ceivers of the circuit court under the provisions of sec-  
11 tions twenty-eight and twenty-nine of this article, except  
12 such part thereof as represents state taxes and interest.  
13 All payments so excepted shall be credited by the auditor  
14 to the general school fund or other proper state fund.

15 The operating fund shall be used by the auditor in cases  
16 of deficits in delinquent land suits to pay any balances  
17 due to deputy commissioners for services rendered, and  
18 any unpaid costs including those for publications which  
19 have accrued or will accrue under the provisions of this  
20 article, to pay fees due surveyors under the provisions of  
21 the following section, and to pay for the operation and  
22 maintenance of the land department in his office. The  
23 surplus over and above the amount of one hundred thou-  
24 sand dollars, remaining in the fund at the end of any fiscal  
25 year, shall be paid by the auditor into the general school  
26 fund.

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

*R. M. Kinley*  
Chairman Senate Committee

*C. H. Aumbler*  
Chairman House Committee

Originated in the House of Delegates

Takes effect *ninety days from* passage.

*Howard Meyer*  
Clerk of the Senate

*Smith*  
Clerk of the House of Delegates

*Joseph Bean*  
President of the Senate

*W. E. Hammer*  
Speaker House of Delegates

The within *approved* this the *20th*  
day of *March*, 1953.

*William C. Moulton*  
Governor



FILED IN THE OFFICE OF THE SECRETARY OF STATE  
OF WEST VIRGINIA **MAR 20 1953**

**D. MITT O'BRIEN,**  
SECRETARY OF STATE