WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1953

ENROLLED
SENATE BILL NO. 15

(By Mr. )

PASSED March 12, 1953
In Effect ninety days from Passage
AN ACT to amend and reenact section thirteen, article one, chapter forty-four of the code of West Virginia, one thousand nine hundred thirty-one, relating to affidavit showing heirs, distributees, devisees and legatees of decedent.

Be it enacted by the Legislature of West Virginia:

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

Section 13. Affidavit Showing Heirs, Distributees, Devisees and Legatees of Decedent.—At the time of the qualification of an executor or administrator, the court or clerk before whom he qualifies shall require such
executor or administrator to file his own affidavit, or the affidavit of some credible person, showing the names and, as far as possible, the addresses of the persons who would take any part of the estate of the decedent as heirs or distributees in case of the intestacy of the decedent and of the persons who are devisees and legatees under the will, if any, of the decedent, and their relationship to decedent, and the clerk of the court shall record such affidavit in the fiduciary record, which affidavit and the record thereof shall be prima facie evidence of what is contained therein. The personal representative shall not receive any compensation for his services until such names and addresses be furnished by affidavit as aforesaid, unless he shows by affidavit that such heirs, distributees, devisees and legatees and their addresses are unknown to him and that after diligent inquiry he has been unable to ascertain their names and addresses.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originated in the Senate.

Takes effect ninety day from passage.

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker House of Delegates

The within approved this the 16th day of March, 1953.

[Signature]
Governor

[Stamp]
MAR 16, 1953
D. Pitt O'Brien,
Secretary of State