

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1955



ENROLLED

HOUSE BILL No. 420

(By Mr. Andrew & Mr. Wesley)



PASSED March 12 1955

In Effect twenty days from Passage



Filed in the Office of the Secretary of State
of West Virginia MAR 17 1955
D. LEE COLEMAN
SECRETARY OF STATE

ENROLLED

House Bill No. 420

(BY MR. ANDREWS and MR. WHALEY)

[Passed March 12, 1955; in effect ninety days from passage.]

AN ACT to amend and reenact section six, article two, chapter forty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to objections to claims, and when claims to be proved by other evidence, and funeral expenses.

Be it enacted by the Legislature of West Virginia:

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

Section 6. *Objections to Claims, and When Claims to be Proved by other Evidence; Funeral Expenses.*—Every claim so itemized, so accompanied by proper vouchers, and so verified, shall be taken to be proved, and shall be allowed, unless before the commissioner shall make up his report of claims the personal representative or a dis-

7 tributee, or a legatee, or, in the case of estates that appear
8 to be insolvent, a creditor, shall file before the commis-
9 sioner a counter affidavit, denying the claim in whole
10 or in part; and when said counter affidavit is so filed
11 the commissioner shall fix a time and place for hearing
12 evidence for and against such claim and give reasonable
13 notice of such time and place to the claimant, the party
14 objecting, and the personal representative. Claims for
15 funeral expenses shall be made and determined in the
16 same manner as any other claims.

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

[Handwritten Signature]

Chairman Senate Committee

[Handwritten Signature]

Chairman House Committee

Originated in the House of Delegates

Takes effect ninety days from passage.

[Handwritten Signature]

Clerk of the Senate

[Handwritten Signature]

Clerk of the House of Delegates

[Handwritten Signature]

President of the Senate

[Handwritten Signature]

Speaker House of Delegates

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

[Handwritten Signature]

Governor



Filed in the Office of the Secretary of State
of West Virginia

MAR 17 1953

D. PITT O'BRIEN
SECRETARY OF STATE