WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1957

ENROLLED
SENATE BILL NO. 30

(By Mr. Martin)

PASSED March 4, 1957

In Effect 90 days after Passage
ENROLLED

Senate Bill No. 301
(By Mr. Martin)

(Passed March 4, 1957; in effect ninety days from passage.)

AN ACT to amend and reenact section twenty-eight, article two, chapter forty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the time when the right to enforce liens or claims against decedent's property becomes barred.

Be it enacted by the Legislature of West Virginia:

That section twenty-eight, 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 28. When Enforcement of Lien to Secure Claim Barred.—When the right to bring action or suit against distributees and legatees on any claim against the decedent shall become barred, the right to enforce such
claim against real estate shall also become barred to the extent that such claim could have been collected out of the personal assets of decedent. The provisions of this section shall not apply to liens upon real property acquired or created in the lifetime of decedent, made or created to secure claims due and payable in future installments or at a future date.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

Takes effect 90 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 12th day of March 1957.

Governor

Filed in the Office of the Secretary of State of West Virginia, MAR 12 1957.