

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1959



ENROLLED

HOUSE BILL No. 478

(By Mr. NOLL, & Mr. SMITH, OF) TYLER



PASSED March 13. 1959

In Effect 90 days from Passage



Filed in Office of the Secretary of State  
of West Virginia MAR 20 1959  
JOE F. BURDETT  
SECRETARY OF STATE

478

**ENROLLED**

**House Bill No. 478**

(By MR. NOLL and MR. SMITH, of Tyler)

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[Passed March 13, 1959; in effect ninety days from passage.]

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AN ACT to amend article three, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section forty-eight-a, relating to cutting, damaging or carrying away without permission from the owner thereof, of timber, trees, tree products or growing plants, and providing treble damages therefor.

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

That article three, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section forty-eight-a, to read as follows:

Section 48-a. *Cutting, Damaging or Carrying Away*  
2 *without Permission, Timber, Trees, Growing Plants or the*  
3 *Products Thereof; Treble Damages Provided.*—Every per-

4 son, firm, association, partnership or corporation, who  
5 shall cut, damage, or carry away without permission from  
6 the rightful owner thereof, any timber, trees, logs, posts,  
7 fruit, nuts, growing plant or product of any growing plant,  
8 shall be liable to the rightful owner to the amount of  
9 three times the value of such as damages, which shall be  
10 in addition to and notwithstanding any other penalties  
11 by law provided.

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

*W. N. Jasper Jr*  
Chairman Senate Committee

*Eudora Andrews*  
Chairman House Committee

Originated in the House of Delegates.

Takes effect *90 day from* passage.

*J. Lawrence Keenan*  
Clerk of the Senate

*C. A. Beardskip*  
Clerk of the House of Delegates

*Ralph Bean*  
President of the Senate

*F. R. Sauley*  
Speaker House of Delegates

The within *Approved* this the *20th*  
day of *March*, 1959.

*D. J. Underwood*  
Governor

