

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1961



ENROLLED

300

HOUSE BILL No. 300

(By Mr. *Hells of Mr. Amick*)



PASSED *March 6th*, 1961

In Effect *July 1st, 1961* Passage



Filed in Office of the Secretary of State
of West Virginia MAR 17 1961

JOE F. BURDITT,
SECRETARY OF STATE

ENROLLED

House Bill No. 300

(By MR. WELLS and MR. AMICK)

[Passed March 6, 1961; in effect July 1, 1961.]

AN ACT to amend and reenact section five, article three, chapter forty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to conditional sales void as to certain persons.

Be it enacted by the Legislature of West Virginia:

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

Section 5. *Conditional Sales Void as to Certain Persons.*

2 —Every provision in a conditional sale contract reserving
3 an interest in the seller shall be void as to any purchaser
4 from or creditor of the buyer, who, without notice of such
5 provision, purchases the goods or acquires by attachment
6 or levy or otherwise a lien upon them, before the contract

7 or a copy thereof shall be filed as hereinafter provided,
8 unless such contract or copy is so filed within ten days
9 after the making of the conditional sale: *Provided, how-*
10 *ever,* That the provisions of this section shall not apply
11 to liens and encumbrances which are the subject of chap-
12 ter seventeen-a, article four-a, relating to liens and en-
13 cumbrances on vehicles.

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

Howard Davis, Jr.
Chairman Senate Committee

Max M. Withrow
Chairman House Committee

Originated in the House.

Takes effect July 1st 1961 passage.

Howard Taylor
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Howard Pearson
President of the Senate

Julius W. Singleton, Jr.
Speaker House of Delegates

The within approved this the 17th
day of March, 1961.

John B. Cannon
Governor



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of West Virginia MAR 17 1961
JOE F. BURDETT
SECRETARY OF STATE