WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1963

ENROLLED

HOUSE BILL No. 50

(By Mr. [Signature])

PASSED July 11, 1963

In Effect from Passage

Filed in Office of the Secretary of State of West Virginia 2/18/63.

JOE F. BURDETT
SECRETARY OF STATE
ENROLLED

House Bill No. 50
(By Mr. Ford)

[Passed February 11, 1963; in effect from passage.]

AN ACT to amend and reenact section twenty-one, article six, chapter thirty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to building and loan associations and the conditions and circumstances under which such associations may take mortgages and deeds of trust.

Be it enacted by the Legislature of West Virginia:

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

Section 21. Conditions on Which Association May Take Mortgage or Deed of Trust.—No building and loan association shall:
First: Take a mortgage or deed of trust upon real estate unless a written application is first made for the loan described in such mortgage or deed of trust, showing the date, name of applicant, amount of loan desired, description of the real estate offered, and other information necessary, and unless a written report thereon shall have been made by at least two members of the appraisal committee, signed by them, stating that they have examined the real estate described in such application and that in their judgment it affords adequate security for such loan. Such report shall show separately the value of the land and the value of the improvements and of the building or buildings erected thereon. The application and the report shall be filed and preserved with all the other papers relating to the loan.

Second: Take a mortgage or deed of trust upon improved real estate if the amount secured by such mortgage or deed of trust, plus any prior liens, exceeds ninety per centum of the appraised value thereof as shown by such report, unless said excess be secured by a pledge of free stock or notes of the association, or unless said
excess is insured or guaranteed by the United States or any instrumentality thereof, or there is a commitment to so insure or guarantee. No loan shall be made on the security of vacant real estate if the amount so secured, plus any prior liens, exceed fifty per centum of the appraised value thereof as shown by such report.

Third: Take a mortgage or deed of trust upon real estate unless the title to such real estate is approved by the attorney of the association or some other competent authority on titles.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the House.

Takes effect 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 15th day of February, 1963.

Governor