

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1967



## ENROLLED

HOUSE BILL No. 1123

(By Mr. Christian and McGinn)



PASSED March 9, 1967

In Effect July 1, 1967 Passage                     



FILED IN THE OFFICE  
ROBERT D. BAILEY  
SECRETARY OF STATE  
THIS DATE 3-20-67

2011 #1123

**ENROLLED**  
**House Bill No. 1123**

(By MR. CHRISTIAN and MR. CAIN)

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[Passed March 9, 1967; in effect July 1, 1967.]

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AN ACT to amend and reenact sections two and four, chapter one hundred seventy-four, acts of the Legislature, regular session, one thousand nine hundred sixty-five, relating to the jurisdiction and judge's salary of the intermediate court of Mercer county.

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

That sections two and four, chapter one hundred seventy-four, acts of the Legislature, regular session, one thousand nine hundred sixty-five, be amended and reenacted to read as follows:

**§2. Jurisdiction concurrent with circuit court.**

- 1    The said court, which is the same court originally
- 2    established by chapter eighteen, acts of the Legisla-

3 ture, regular session, one thousand eight hundred ninety-  
4 three, but with its name and jurisdiction changed as in  
5 this act provided, shall continue to have jurisdiction  
6 within the county of Mercer, concurrent with the cir-  
7 cuit court of said county, of all felonies, misdemeanors  
8 and offenses committed or which may be committed  
9 within the said county of Mercer, and shall also have,  
10 concurrent with the circuit court of said county, juris-  
11 diction, supervision and control by appeal, mandamus,  
12 prohibition and certiorari of all proceedings before jus-  
13 tices of the peace of said county or the police court,  
14 mayor or other constituted tribunal, board or commis-  
15 sion of any city, town or village in said county. The  
16 said court shall likewise have jurisdiction within said  
17 county of Mercer, concurrent with the circuit court  
18 of said county, of all suits and proceedings in equity,  
19 in all actions of ejectment, and in all civil actions or  
20 proceedings at law, except where it shall appear from  
21 the pleadings that the matter or thing in contro-  
22 versy in any such suit, proceeding or action, exclu-  
23 sive of interest and costs, exceeds in value the sum

24 of fifty thousand dollars, and all summary proceed-  
25 ings at law and any other manner of action or proceed-  
26 ing at law authorized by the general laws of West  
27 Virginia, as well as of appeals from judgments of the  
28 justices of said county when such appeals shall lie to  
29 the said court in the same manner and under the same  
30 regulations as provided in the general laws for appeals  
31 from justices. The said court shall likewise have juris-  
32 tion within said county of Mercer, concurrent with the  
33 circuit court of said county, of suits for divorce, annul-  
34 ment of marriage and separate maintenance, of bastardy  
35 proceedings and actions for maintenance of illegitimate  
36 children as provided by the general laws of West Vir-  
37 ginia, and the said court shall continue to have juris-  
38 diction within said county of proceedings for adoption  
39 and all juvenile and other matters of which the afore-  
40 said criminal court of Mercer county was given juris-  
41 diction by the general laws of West Virginia or of  
42 which the court hereby established may be given juris-  
43 diction by such general laws.

**§4. Salary of judge; payment thereof.**

1     The judge of said intermediate court shall receive  
2     for his services the sum of fifteen thousand dollars per  
3     annum to be paid out of the county treasury of said  
4     county of Mercer.

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

Mellean Tompkins  
Chairman Senate Committee

Clayton C. Davidson  
Chairman House Committee

Originated in the House.

Takes effect July 1, 1967.

John W. Keefe  
Clerk of the Senate

W. Blankenship  
Clerk of the House of Delegates

Howard W. Carson  
President of the Senate

H. Laban White  
Speaker House of Delegates

The within approved this the 17  
day of March, 1967.

Hubert B. Smith  
Governor



PRESENTED TO THE  
GOVERNOR

Date

3/17/67

Time

9:30am