

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1967



ENROLLED

HOUSE BILL No. 1129

(By Mr. originating in the Committee on Finance



PASSED March 11, 1967

In Effect July 1, 1967 Passage



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

ENROLLED

House Bill No. 1129

(Originating in the Committee on Finance)

[Passed March 11, 1967; in effect July 1, 1967.]

AN ACT finding and declaring certain claims against the state and its agencies to be moral obligations of the state, and directing the auditor to issue warrants for the payment thereof.

Be it enacted by the Legislature of West Virginia:

- §1. **Finding and declaring certain claims against the state road commission; department of motor vehicles; department of natural resources; vocational rehabilitation division, state board of vocational education; department of health; department of mental health; state tax commissioner; department of welfare; department of public institutions; department of commerce; secretary of state; department of mines; and West Virginia board of educa-**

tion, to be moral obligations of the state, and directing payment thereof.

1 The Legislature has considered the findings of fact
2 and recommendations reported to it by the attorney
3 general concerning various claims against the state and
4 agencies thereof, and in respect to each of the follow-
5 ing claims the Legislature adopts those findings of fact
6 as its own, and hereby declares it to be the moral obli-
7 gation of the state to pay each such claim in the amount
8 specified below, and directs the auditor to issue war-
9 rants for the payment thereof out of any fund appro-
10 priated and available for the purpose.

11 (a) Claims versus the State Road Commission:

| | | |
|----|--|----------|
| 12 | (1) Mrs. T. E. Williams | \$ 48.33 |
| 13 | (2) Carroll Eugene Luttrell | 50.65 |
| 14 | (3) Archie V. Iddings, C. R. Iddings, | |
| 15 | R. M. Iddings, Billie Iddings | 25.00 |
| 16 | (4) Mrs. Mildred J. Saul, Administratrix | |
| 17 | of the Estate of W. D. Saul | 175.00 |
| 18 | (5) Eugene W. Collins | 75.00 |
| 19 | (6) Harlan Collins | 75.00 |

| | | |
|----|--|--------|
| 20 | (7) Bennie Cline Pennington | 95.05 |
| 21 | (8) Noah Rose | 300.00 |
| 22 | (9) Arthur Charles | 200.00 |
| 23 | (10) Otis Skeans | 82.19 |
| 24 | (11) Oscar L. Davis | 19.65 |
| 25 | (12) Winnie L. Hearn | 500.00 |
| 26 | (13) B. T. Reed | 115.02 |
| 27 | (14) Manuel Sias | 225.00 |
| 28 | (15) Ollie Jones | 110.75 |
| 29 | (16) Edward E. Martin | 27.82 |
| 30 | (17) Richard H. Ashby | 45.34 |
| 31 | (18) Roy A. Harrison | 56.99 |
| 32 | (19) Mrs. Jacob Moales | 30.80 |
| 33 | (20) L. B. Hunt | 100.00 |
| 34 | (21) C & O Railway Co. | 822.42 |
| 35 | (22) Edwin L. Legg | 594.00 |
| 36 | (23) Vernon G. Deese & Christina H. | |
| 37 | Deese | 53.59 |
| 38 | (24) Charles E. Jordan | 63.39 |
| 39 | (25) Alfred L. Cook | 36.05 |
| 40 | (26) Larry M. Baker & Wilda B. Baker.... | 900.00 |

| | | | |
|----|------|------------------------------|-----------|
| 41 | (27) | Edward Hall | 205.98 |
| 42 | (28) | Albert W. Shughart | 37.00 |
| 43 | (29) | Nay Flesher, Jr. | 47.90 |
| 44 | (30) | U. Grant Stricklen | 107.47 |
| 45 | (31) | Delia G. Hesse | 40.00 |
| 46 | (32) | Edna E. Hines | 20.00 |
| 47 | (33) | Velma H. Lahman | 77.10 |
| 48 | (34) | John Graham | 40.00 |
| 49 | (35) | J. Otis Cook | 57.15 |
| 50 | (36) | Raymond Judy | 167.40 |
| 51 | (37) | Merlin B. Feaster | 75.00 |
| 52 | (38) | John S. Arnold, Jr. | 161.00 |
| 53 | (39) | Raymond E. DeBolt | 51.97 |
| 54 | (40) | Cluster M. Goodbar | 184.29 |
| 55 | (41) | Robert Vincent | 15,000.00 |
| 56 | (42) | Oliver W. Kitzmiller | 108.00 |
| 57 | (43) | Quayle R. Shupe | 22.49 |
| 58 | (44) | Mrs. Blanch Duling | 240.24 |
| 59 | (45) | Carl Lee White | 25.00 |
| 60 | (46) | A. H. Rigdon | 1,655.44 |
| 61 | (47) | Milton & Lucy Williams | 480.00 |

62 (48) Thelma V. Leasure 3,000.00

63 (49) Giovino John & Rita Louise D'Aurora 1,000.00

64 (50) Gabriel Harris and Evelyn Harris ~~82.77~~ ^{32.17}

65 (b) Claims versus the Department of Motor Vehicles:

66 (1) International Business Machines

67 Corporation 29,250.87

68 (2) R. L. Polk & Co. 21,846.35

69 (3) Friden, Inc. 493.52

70 (4) West Virginia Business Forms, Inc. ... 7,292.26

71 (5) Joe L. Smith, Jr., Inc. 92.97

72 (6) Remington Office Machines 231.61

73 (7) Remington Records Retrieval 18,700.00

74 (8) Lewis Chevrolet Company 113.89

75 (9) Pitney-Bowes, Inc. 89.23

76 (10) Xerox Corporation 924.61

77 (11) Humble Oil & Refining Co. 226.34

78 (12) National Cash Register Co. 731.40

79 (13) Mrs. Bobbie Bayliss 38.58

80 (c) Claims versus the Department of Natural Resources:

81 (1) Michael Lombard, an infant, through

82 his mother, Mrs. Laretta D. Lombard 214.00

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| | | | |
|-----|-----|--|-----------|
| 83 | (2) | Appalachian Power Company | 317.88 |
| 84 | (3) | Point Towing Company | 20,500.00 |
| 85 | (d) | Claims versus Vocational Rehabilitation | |
| 86 | | Division, State Board of Vocational | |
| 87 | | Education: | |
| 88 | (1) | Herbert J. Thomas Memorial | |
| 89 | | Hospital | 161.40 |
| 90 | (2) | Cooke & Pauley Funeral Home | 65.75 |
| 91 | (e) | Claims versus the Department of Health: | |
| 92 | (1) | Dr. Gerald R. Guine | 7,890.87 |
| 93 | (f) | Claims versus the Department of Mental Health: | |
| 94 | (1) | First National Bank of Philippi | 3,200.00 |
| 95 | (2) | Schering Corporation | 27.86 |
| 96 | (g) | Claims versus the State Tax Commissioner: | |
| 97 | (1) | Jackson Pipeline Construction Co. | 5,521.37 |
| 98 | (2) | Jones Motor Company, a corporation | 366.84 |
| 99 | (3) | Lewis J. Fuccy, d/b/a Weston Stone | |
| 100 | | Company | 3,555.17 |
| 101 | (4) | Pipeline Maintenance & Con- | |
| 102 | | struction Company | 5,198.05 |
| 103 | (5) | John Murphy | 5,400.00 |

104 (h) Claims versus the Department of Welfare:

| | | | |
|-----|-----|--|-----------|
| 105 | (1) | Claudis Van Meter, owner of | |
| 106 | | Van Meter's Cold & Dry Storage | 1,400.00 |
| 107 | (2) | R. W. Ashworth Construction, Inc. | 54,862.02 |
| 108 | (3) | Robert Larrabee | 5,000.00 |
| 109 | (4) | Fay M. Henson | 1,170.00 |

110 (i) Claims versus the Department of Welfare,

111 to be paid out of the "Special County
112 General Relief Fund":

| | | | |
|-----|-----|--|-------------|
| 113 | (1) | R. W. Ashworth Construction, Inc. | \$56,392.42 |
| 114 | (2) | Tygart Realty, Inc. | 2,500.00 |
| 115 | (3) | M. O. Abdoney | 6,600.00 |

116 (j) Claims versus Department of Public Institutions:

| | | | |
|-----|-----|-------------------------------|--------|
| 117 | (1) | Kenneth E. & Audrey Getz, and | |
| 118 | | Alma & Betty Green | 90.00 |
| 119 | (2) | Robert H. Doan | 209.59 |

120 (k) Claims versus Department of Commerce:

| | | | |
|-----|-----|----------------------------|-----------|
| 121 | (1) | L. D. Van Osdol | \$ 700.00 |
| 122 | (2) | Elk Refining Company | 20.00 |

123 (l) Claims versus Secretary of State:

| | | | |
|-----|-----|----------------------------------|-------------|
| 124 | (1) | Johnson-Watson Printing Co. | \$ 9,702.76 |
|-----|-----|----------------------------------|-------------|

125 (2) Casto & Harris, Inc. 2,711.13

126 (m) Claims versus the Department of Mines:

127 (1) Laird Office Equipment Company\$ 76.90

128 (n) Claims versus West Virginia Board of Education:

129 (1) Continental Can Company, Inc.\$ 5,974.82

130 (2) Stuart-McMunn Company 6,750.00

131 The Legislature finds that the above moral obligations
132 and the appropriations made in satisfaction thereof shall
133 be the full compensation for all claimants, and that prior
134 to the payment to any claimant provided for in this
135 bill, the attorney general shall receive a release from
136 said claimant releasing any and all claims for moral
137 obligations arising from the matters considered by the
138 Legislature in the finding of the moral obligations and
139 the making of the appropriations for said claimant. The
140 attorney general shall deliver all releases obtained from
141 claimants to the department which the claim was allowed
142 against.

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

Chairman Senate Committee

Clayton C Davidson
Chairman House Committee

Originated in the House.

Takes effect July 1, 1967.

John Howard Myers
Clerk of the Senate

C. A. 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.

Huette C. Smith
Governor



PRESENTED TO THE
GOVERNOR

Date 3/17/67

Time 2:50 p.m.