

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1968

ENROLLED

SENATE BILL NO. 77

(By Mr. Cannon, Mr. President and
Mr. McCurt)

PASSED February 8, 1968

In Effect from Passage

77

FILED IN THE OFFICE
ROBERT D. BAILEY
SECRETARY OF STATE
THIS DATE 2-16-68

ENROLLED

Senate Bill No. 77

(By MR. CARSON, MR. PRESIDENT, AND MR. McCOURT)

[Passed February 8, 1968; in effect from passage.]

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 commerce; adjutant general; department of health; and department of welfare, to be moral obligations of the state, and directing payment thereof.

1 The Legislature has considered the findings of fact and
2 recommendations reported to it by the court of claims
3 concerning various claims against the state and agencies

4 thereof, and in respect to each of the following claims the
5 Legislature adopts those findings of fact as its own, and
6 hereby declares it to be the moral obligation of the state
7 to pay each such claim in the amount specified below,
8 and directs the auditor to issue warrants for the payment
9 thereof out of any fund appropriated and available for
10 the purpose.

11 (a) Claims versus the State Road Commission:

12	(1) Southern Coals Corporation	\$ 3,099.67
13	(2) Charleston Concrete Floor Co.	14,500.02
14	(3) Roy L. Warner	640.16
15	(4) Buckeye Union Casualty Co. and Melvin	
16	O'Brien	39,775.00
17	(5) C. J. Langenfelder and Sons	269,116.08
18	(6) John Robbins	759.00
19	(7) Hubert Fowler	859.00
20	(8) Kenton Meadows Company	28,535.00
21	(9) Mountain State Construction Co.....	67,288.99
22	(10) Louis Anslie	2,853.37
23	(11) Mary Jane Hurley	75.00
24	(12) Clarence E. Dotson	87.55

25	(13) Russell Collins	453.10
26	(14) Russell Collins	50.00
27	(15) Sam D. Calhoun	30.90
28	(16) Marshall Neely	125.73
29	(17) State Farm Mutual Automobile Insur-	
30	ance Co. on behalf of James E. Keene.....	24.81
31	(18) Ott Brown	68.25
32	(19) Emmett Buchanan	102.40
33	(20) John L. Wood	1,450.00
34	(21) Geo. C. and Audra H. Hendershott.....	350.79
35	(22) Delos Tenney	225.00
36	(23) James D. Clark	70.15
37	(24) Clifford Biller	124.00
38	(25) Harry L. Miller	36.00
39	(26) Armco Steel Corporation	11,697.34
40	(b) Claims versus the Department of Commerce:	
41	(1) Irving Bowman, etc., and Fred	
42	Wiedersum, et al, etc.	23,582.15
43	(c) Claims versus the Adjutant General:	
44	(1) Alice and Shual Sargis	3,277.11
45	(d) Claims versus the Department of Health:	

46 (1) Biggs-Johnston-Withrow ----- 4,400.00

47 (e) Claims versus the Department of Welfare:

48 (1) Remington-Rand Office Systems Divi-
49 sion, Sperry Rand Corporation ----- 13,245.37

50 (f) Claims versus the Department of Welfare:

51 (1) Charles R. McElwee ----- 2,700.00

52 (g) Claims versus the Department of Welfare:

53 (1) W. A. Abbitt Company ----- 212,511.35

54 The Legislature finds that the above moral obligations
55 and the appropriations made in satisfaction thereof shall
56 be the full compensation for all claimants, and that prior
57 to the payment to any claimant provided for in this bill,
58 the court of claims shall receive a release from said
59 claimant releasing any and all claims for moral obliga-
60 tions arising from the matters considered by the Legis-
61 lature in the finding of the moral obligations and the
62 making of the appropriations for said claimant. The court
63 of claims shall deliver all releases obtained from claim-
64 ants to the department against which the claim was
65 allowed.

66 No claimant shall be paid until all taxes, indebtedness

67 of other sums due and owing to the state, if any, have
 68 been paid and a release secured therefor: *Provided*, That
 69 in the claim styled "(g) Claims versus the Department
 70 of Welfare: (1) W. A. Abbitt Company" that said claim
 71 shall be paid according to the following schedule:

72	W. A. Abbitt Company	\$ 87,903.78
73	Asbestos and Insulating Co.	11,490.38
74	Worth Sturgeon	11,344.86
75	Harris Brothers Roofing Co.	12,290.65
76	B & N Plumbing & Heating Co.	31,875.38
77	Floor Fashions, Inc.	7,925.61
78	Hunt Electric Co.	34,198.83
79	Bernard O. Meeker	7,458.60
80	E. E. Moore	1,190.12
81	R. W. O'Dell	2,062.14
82	Elbert A. Swain	2,196.00
83	R. B. Wyatt & Sons, Inc.	2,575.00

84 The above firms at the time of payment shall furnish
 85 the state releases for their labor and materials furnished
 86 in the renovation by W. A. Abbitt Company of the Conlon
 87 Bakery Building in 1964.

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

William Tompa
Chairman Senate Committee

Clayton C. Davidson
Chairman House Committee

Originated in the Senate.

To take effect from passage.

Howard Meyer
Clerk of the Senate

C. Blankenship
Clerk of the House of Delegates

Howard Cassano
President of the Senate

H. Lahan White
Speaker House of Delegates

The within *approved* this the *14*
day of *February*, 1968.

Hurret C. Smith
Governor



PRESENTED TO THE
GOVERNOR

Date

2/12/68

Time

3:02 p.m.

RECEIVED

FEB 16 1 03 PM '68

OFFICE OF
SECRETARY OF STATE
STATE OF MISSISSIPPI