

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1968

## ENROLLED

SENATE BILL NO. 77

(By Mr. Carson, Mr. President and  
Mr. McCourt)

PASSED February 8, 1968

In Effect from Passage

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

# 77

**ENROLLED**  
**Senate Bill No. 77**

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

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

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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 Ansline .....	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

Ch Blankenship  
Clerk of the House of Delegates

Howard W. Cassens  
President of the Senate

H. Lahan White  
Speaker House of Delegates

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

Walter C. Smith  
Governor



PRESENTED TO THE  
GOVERNOR

Date

2/12/68

Time

3:02 p.m.

RECEIVED

Feb 16 1 02 PM '68

OFFICE OF  
SECRETARY OF STATE  
STATE OF NEW YORK