

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1969



ENROLLED

HOUSE BILL No. 663

(By Mr. Jones, of Roane)



PASSED March 8, 1969

In Effect Ninety days for Passage



FILED IN THE OFFICE
JOHN D. ROCKEFELLER, IV
SECRETARY OF STATE
THIS DATE 3-12-69

663

ENROLLED
House Bill No. 663
(By MR. JONES, of ROANE)

[Passed March 8, 1969; in effect ninety days from passage.]

AN ACT to amend and reenact section thirty, article three, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the taking and carrying away, destroying, injuring or defacing of any property or the breaking down, destroying, injuring, defacing or removing of any boundary monument or boundary tree; providing criminal penalties; and granting jurisdiction of such offenses to justices of the peace.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 3. CRIMES AGAINST PROPERTY.

§61-3-30. Removal, injury to or destruction of property, or monuments designating land boundaries; penalties.

1 If any person unlawfully, but not feloniously, take and
2 carry away, or destroy, injure or deface any property,
3 real or personal, not his own, he shall be guilty of a
4 misdemeanor, and, upon conviction, shall be sentenced
5 to a fine in an amount not to exceed five hundred dollars,
6 or confinement in the county jail for a period not to
7 exceed one year, or both such fine and confinement, in
8 the discretion of the court.

9 And if any person shall break down, destroy, injure,
10 deface or remove any monument erected for the purpose
11 of designating the boundaries of a municipality, tract or
12 lot of land, or any tree marked for that purpose, he shall
13 be guilty of a misdemeanor, and, upon conviction, shall
14 be sentenced to a fine in an amount of not less than twenty
15 dollars nor more than two hundred dollars, or confine-
16 ment in the county jail for a period of not less than one
17 nor more than six months, or both such fine and con-

18 finement, in the discretion of the court. Justices of the
19 peace shall have concurrent jurisdiction of all offenses
20 arising under the provisions of this section.

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

William Tamm

Chairman Senate Committee

Clayton C. Davidson

Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

Howard Myers
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Leard B. Spurren
President of the Senate

Ivor H. Boiesky
Speaker House of Delegates

The within approved this the 17th
day of March, 1969.

Arch A. Shreve Jr.
Governor



PRESENTED TO THE
GOVERNOR

Date 3/12/69

Time 2:45 p.m.