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OFFICE OF
SECRETARY OF STATE
STATE OF WEST VIRGINIA

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1970

—●—

ENROLLED

HOUSE BILL No. 713

(By Mr. Buck and Mr. Kincaid)

—●—

PASSED February 12, 1970

In Effect from Passage



713

FILED IN THE OFFICE
JOHN D. ROCKEFELLER, IV
SECRETARY OF STATE
THIS DATE 2-19-70

ENROLLED

House Bill No. 713

(By MR. BUCK and MR. KINCAID)

[Passed February 12, 1970; 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 payments thereof.

Be it enacted by the Legislature of West Virginia:

§1. Finding and declaring certain claims against the state road commission; state board of education; department of welfare; department of mental health; board of governors of West Virginia University; division of vocational rehabilitation; adjutant general; office of federal-state relations; and alcohol beverage control commissioner, 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 court of claims
3 concerning various claims against the state and agencies
4 thereof, and in respect to each of the following claims
5 the Legislature adopts those findings of fact as its own,
6 and hereby declares it to be the moral obligation of the
7 state to pay such claim in the amount specified below, and
8 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) Howard Arbogast.....	\$ 300.00
13	(2) Allstate Plumbing Service.....	1,200.00
14	(3) Bates & Rogers Construction Co.....	2,500.00
15	(4) R. L. Beranak	149.51
16	(5) Ray Bice	760.29
17	(6) J. N. Caldwell & A. M. Caldwell,	
18	d/b/a Caldwell's Hardware.....	581.24
19	(7) Michael & Evangeline Catsos.....	101.41
20	(8) Warren N. Connon	8.24

21	(9)	S. P. Davidson, H. H. Davidson, and	
22		A. L. Davidson, d/b/a Davidson	
23		Brothers	567.88
24	(10)	Fredrick Engineering Company.....	21,720.00
25	(11)	Carl W. and Ellen Grubbs.....	159.59
26	(12)	Fred and Ruth Hendricks	498.00
27	(13)	Johnson Welders Supply, Inc.....	788.33
28	(14)	King's Jewelry	437.24
29	(15)	The Kroger Company	226.33
30	(16)	Gene R. Monk	69.79
31	(17)	Mountain State Construction	
32		Company	53,966.95
33	(18)	Mountaineer Highway Abrasives,	
34		Inc.	16,976.28
35	(19)	Ralph Myers Contracting	
36		Corporation	33,979.32
37	(20)	S. J. Neathawk Lumber, Inc.....	315.94
38	(21)	Creed Samples, Administrator of the	
39		Estate of Fonda Samples,	
40		Deceased	11,065.49
41	(22)	Creed L. Samples	699.84

42	(23)	Jo Ann Samples	3,861.43
43	(24)	Leta Samples, a minor, who sues by	
44		her father and next friend,	
45		Creed L. Samples	1,250.00
46	(25)	Penny Samples, a minor, who sues	
47		by Creed Samples, her father	
48		and next friend	5,434.00
49	(26)	Thomas Company	18,956.23
50	(27)	John C. Varner, Administrator of	
51		the Estate of Julia M. Varner,	
52		Deceased	8,201.30
53	(28)	R. C. Wetherall, Jr. and Paul Price..	20,847.75
54	(29)	Lawrence H. Young, Jr.....	249.26
55	(b)	Claims versus the State Board of	
56		Education:	
57	(1)	Hibbard, O'Connor & Weeks, Inc.....	57,450.00
58	(2)	Shepherdstown Register, Inc.....	922.50
59	(3)	Smith, Joe L., d/b/a Biggs-	
60		Johnston-Withrow	727.30
61	(c)	Claims versus the Department of Welfare:	
62	(1)	Harlan Hall	226.00

63	(d)	Claims versus the Department of Mental	
64		Health:	
65	(1)	Allergy Rehabilitation Foundation,	
66		Inc.	1,703.87
67	(2)	M. C. Hicks, Committee for	
68		Lucy K. Hicks	201.00
69	(3)	Raymond Mathison	247.50
70	(f)	Claims versus the Board of Governors of	
71		West Virginia University:	
72	(1)	City of Morgantown	40,886.22
73	(g)	Claims versus the West Virginia	
74		Vocational Rehabilitation Division:	
75	(1)	Drs. Heilman, Anderson and	
76		Abplanalp	116.50
77	(2)	Harmarville Rehabilitation Center....	411.00
78	(3)	Drs. Squire, Francke and Goodwin....	134.50
79	(h)	Claims versus the Adjutant General:	
80	(1)	John L. Rolfe, a subrogation	
81		assigned to Harleysville Insurance	
82		Company	275.67
83	(2)	Interstate Lumber Company	2,011.00

84 (i) Claims versus the Office of Federal-

85 State Relations:

86 (1) William J. Twigger, d/b/a R. L.

87 Swearer Company 1,128.89

88 (j) Claims versus the Alcohol Beverage

89 Control Commissioner:

90 (1) Joe L. Smith d/b/a Biggs-

91 Johnston-Withrow 4,907.70

92 The Legislature finds that the above moral obliga-
93 tions and the appropriations made in satisfaction thereof
94 shall be the full compensation for all claimants, and that
95 prior to the payment to any claimant provided for in this
96 bill, the court of claims shall receive a release from said
97 claimant releasing any and all claims for moral obliga-
98 tions arising from the matters considered by the Legisla-
99 ture in the finding of the moral obligations and the mak-
100 ing of the appropriations for said claimant. The court
101 of claims shall deliver all releases obtained from claim-
102 ants to the department against which the claim was
103 allowed.

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

William Tompkins
Chairman Senate Committee

Clayton C. Davidson
Chairman House Committee

Originated in the House.

Takes effect from passage.

Howard Kuehn
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Raymond G. Jackson
President of the Senate

Sam F. Bowers
Speaker House of Delegates

The within approved this the 18th
day of February, 1970.

Arch A. Shaefer
Governor

PRESENTED TO THE
GOVERNOR

Date 2/16/70

Time 2:40 p.m.