

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1974

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ENROLLED

HOUSE BILL No. 1270

(By Mr. McKinnis and Mr. Brubaker)

— ● —

PASSED March 8, 1974

In Effect July 1, 1974 Passage



C 641

FILED IN THE OFFICE
EDGAR T. WILSON III
SECRETARY OF STATE

THIS DATE 3-19-74

1270

ENROLLED

H. B. 1270

(By MR. MCKENZIE and MR. PAULEY)

[Passed March 8, 1974; in effect July 1, 1974.]

AN ACT to amend and reenact sections two and four, chapter thirty-six, acts of the Legislature, regular session, one thousand nine hundred seventy-one, relating to the intermediate court for the County of McDowell, increasing the jurisdiction of said court and increasing the salary of the judge thereof.

Be it enacted by the Legislature of West Virginia:

That sections two and four, chapter thirty-six, acts of the Legislature, regular session, one thousand nine hundred seventy-one, be amended and reenacted to read as follows:

THE INTERMEDIATE COURT OF McDOWELL COUNTY.

§2. Jurisdiction concurrent with circuit court.

1 The court, which is the same court originally established
2 by chapter thirty-six, acts of the Legislature, regular session,
3 one thousand eight hundred ninety-three, but with its name
4 and jurisdiction changed as in this act provided, shall
5 continue to have jurisdiction within the County of McDowell,
6 concurrent with the circuit court of the county, of all felonies,
7 misdemeanors and offenses committed or which may be
8 committed within the County of McDowell, and shall also
9 have, concurrent with the circuit court of the county, juris-
10 diction, supervision and control by appeal, mandamus, pro-
11 hibition and certiorari of all proceedings before justices of
12 the peace of the county or the police court, mayor or other
13 constituted tribunal, board or commission of any city, town

14 or village in the county. The court shall likewise have
15 jurisdiction within the County of McDowell concurrent with
16 the circuit court of the county, of all civil actions or
17 proceedings at law, except where it shall appeal from the
18 pleadings that the matter or thing in controversy in any
19 such civil action or proceeding at law, exclusive of interests
20 and costs, exceeds in value the sum of sixty thousand dollars,
21 and all summary proceedings at law and any other manner
22 of action or proceedings at law authorized by the general
23 laws of West Virginia, as well as of appeals from judgments
24 of the justices of the county when such appeals shall lie to
25 the court in the same manner and under the same regulations
26 as provided in the general laws for appeals from justices.
27 The court shall likewise have jurisdiction within the County
28 of McDowell, concurrent with the circuit court of the county,
29 of suits for divorce, annulment of marriage and separate
30 maintenance, of bastardy proceedings and actions for main-
31 tenance of illegitimate children as provided by the general
32 laws of West Virginia, and the court shall have jurisdiction
33 within the County of McDowell, concurrent with the circuit
34 court of the county, of proceedings for adoption, and all
35 juvenile and other matters of which the aforesaid criminal
36 court of McDowell County was given jurisdiction by the
37 general laws of West Virginia or of which the court hereby
38 established may be given jurisdiction by such general laws.

§4. Salary of judge; payment thereof.

1 The judge of the intermediate court shall receive for his
2 services the sum of twenty-four thousand dollars per annum
3 to be paid out of the county treasury of the County of Mc-
4 Dowell.

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

H. Daniel Darty
Chairman Senate Committee

Charles C. Chubb, Jr.
Chairman House Committee

Originated in the House.

Takes effect July 1, 1974.

Harold W. Carson
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

H. T. Brotherton, Jr.
President of the Senate

Louis F. McManus
Speaker House of Delegates

The within approved this the 18th
March
day of _____, 1974.

Arthur A. Phares, Jr.
Governor

PRESENTED TO THE
GOVERNOR

Date 3/15/74

Time 2:50 p.m.