

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1978



ENROLLED

SENATE BILL NO. 164

(By Mr. JONES)



PASSED February 15, 1978

In Effect July 1, 1978 ~~Passage~~



ENROLLED
Senate Bill No. 164

(By MR. JONES)

[Passed February 15, 1978; in effect July 1, 1978.]

AN ACT to amend article three, chapter eleven-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section twenty-a, relating to refund of moneys paid at a sheriff's sale for land subject to an erroneous assessment or otherwise nonexistent.

Be it enacted by the Legislature of West Virginia:

That article three, chapter eleven-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section twenty-a, to read as follows:

ARTICLE 3. SALE OF LAND FOR TAXES.

§11A-3-20a. Refund to purchaser of payment made at sheriff's sale where property is subject of an erroneous assessment or is otherwise nonexistent.

1 If, after payment of the amount bid at a sheriff's sale
2 and upon the examination of title, as required by section
3 twenty of this article, the purchaser shall discover
4 that the property purchased at such sale is the subject
5 of an erroneous assessment or is otherwise non-
6 existent, such purchaser may submit the certificate of an
7 attorney at law that the property is the subject of an
8 erroneous assessment or is otherwise nonexistent, where-
9 upon the sheriff shall cause the moneys so paid to be
10 refunded: *Provided*, That the certificate shall be submitted
11 by the first day of January of the year following the sale.
12 Upon refund, the sheriff shall inform the assessor of
13 the erroneous assessment for the purpose of having the
14 assessor correct said error.

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

James L. Davis
Chairman, Senate Committee

Freeman M. Chatterton Jr.
Chairman House Committee

Originated in the Senate.

To take effect July 1, 1978.

J. C. Duncan Jr.
Clerk of the Senate

W. A. Blankenship
Clerk of the House of Delegates

W. B. Bledsoe
President of the Senate

Donald L. Kopp
Speaker House of Delegates

The within is approved this the 20
day of February, 1978.

John T. Dwyer
Governor



RECEIVED

FEB 17 2 45 PM '78
OFFICE OF THE GOVERNOR

APPROVED AND SIGNED BY THE GOVERNOR

Date Feb. 20, 1978

Time 10:00 A.M.