

APPROVED AND SIGNED BY THE GOVERNOR

Date 3-24-79

Time 12:40 p.m.

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1979

— ● —

# ENROLLED

HOUSE BILL No. 939

(By Mr. Martin, 35th Dist., & Mr. Canale)

— ● —

Passed March 10, 1979

In Effect From Passage



No. 939

**ENROLLED**

## **H. B. 939**

**(By MR. MARTIN, 35TH DISTRICT, and MR. CAUDLE)**

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[Passed March 10, 1979; in effect from passage.]

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AN ACT authorizing the Jefferson County board of education to convey title to a parcel of board owned land to Shepherdstown Day Care, Inc. at a fair market value to be determined by the board and requiring any deed of conveyance to contain a contingent remainder interest in such real estate to vest in any person, corporation or agency of instrumentality of the United States, if the Shepherdstown Day Care, Inc., ceases or fails to use such real estate for day-care purpose or ceases to be a non-profit corporation.

*Be it enacted by the Legislature of West Virginia:*

**JEFFERSON COUNTY BOARD OF EDUCATION.**

**§1. Authorization to convey board owned land to Shepherdstown Day Care, Inc.**

1     The Legislature hereby recognizes that adequate day care  
2     facilities are necessary for the citizens of Jefferson County  
3     who have young children and must seek employment outside  
4     of the home to support their children. Accordingly, the Legis-  
5     lature hereby finds and declares that transfers of any property,  
6     real or personal made by county boards of education to any  
7     person, organization or corporation for the furtherance of such  
8     activities promote the economic and educational welfare of  
9     the public and, therefore, is a public purpose.

10 Notwithstanding the provisions of section seven, article  
11 five, chapter eighteen of the official code of the state of West  
12 Virginia, the board of education of Jefferson County is hereby  
13 authorized and empowered to negotiate terms in accordance  
14 with the provisions of this section and to sell to Shepherdstown  
15 Day Care, Inc., the real estate and all appurtenances thereto  
16 described as the East Side School Building, on East German  
17 Street Extended, near the corporation of Shepherdstown,  
18 Shepherdstown District, Jefferson County, West Virginia.

19 The consideration for such conveyance shall be a fair market  
20 value as determined by the Jefferson County board of educa-  
21 tion.

22 The instrument of conveyance shall contain a provision  
23 requiring a contingent remainder interest in such real estate  
24 to vest in any person, corporation or agency or instrumentality  
25 of the United States if Shepherdstown Day Care, Inc., ceases  
26 or fails to use such real estate for day care purposes or ceases  
27 to be a nonprofit corporation.

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

*James L. Davis*  
Chairman Senate Committee

*Clarence C. Chastain Jr*  
Chairman House Committee

Originated in the House.

Takes effect from passage.

*J. C. Wilson Jr*  
Clerk of the Senate

*L. A. Blackenship*  
Clerk of the House of Delegates

*W. B. B. B. B. B.*  
President of the Senate

*Chas. H. Lee, Jr*  
Speaker House of Delegates

The within is approved this the 24  
day of March, 1979.

*John M. Ralston*  
Governor



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