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OFFICE OF THE GOVERNOR

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1984

—•—  
**ENROLLED**

SENATE BILL NO. 699

(By Mr. Larker)

—•—  
PASSED March 8 1984

In Effect from Passage



**ENROLLED**  
**Senate Bill No. 699**

(BY MR. PARKER)

[Passed March 8, 1984; in effect from passage.]

AN ACT to amend article twenty-six, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section twenty-eight, relating to the board of regents selling certain vacant property located outside the campus of West Virginia University in Morgantown, and providing for the use of the receipts therefrom.

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

That article twenty-six, chapter eighteen 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-eight, to read as follows:

**ARTICLE 26. WEST VIRGINIA BOARD OF REGENTS.**

**§18-26-28. Authorization to sell West Virginia University poultry farm properties located in Morgantown.**

1     (a) The board of regents is hereby authorized and  
2     empowered to sell those parcels of land situate on the  
3     Van Voorhis Road in Monongalia County, West Virginia,  
4     bounded and described as follows:

5     Beginning at a post standing south of the center line  
6     of the said Van Voorhis Road, in the line of property now  
7     or formerly of Vandervort, 170.0 feet, thence from said  
8     post, S. 75 degrees 34' E. 1190.6 feet to a white oak stump,  
9     corner to land now or formerly of Gorman, Goodwin,

10 Baker and Hawkins; thence with a line of the said corner  
11 to land of J. D. Harless, and with his said line, N. 58  
12 degrees 18' W. 279.7 feet to a point in the center line of  
13 said Van Voorhis Road; thence with the center line of  
14 said road, S. 56 degrees 25' W. 964.1 feet to a point in the  
15 center of said road; thence S. 10 degrees 34' E. 170.0 feet  
16 to the place of beginning, containing 15.71 acres, as sur-  
17 veyed and platted by B. W. Reynolds, Surveyor, October  
18 28, 1946.

19 And, beginning at a stake in a line of Charles Baker  
20 and 27.96 feet from the corner of Charles Baker and D.  
21 L. Hartman; thence N. 26 degrees 26' E. 150 feet to a  
22 stake; thence S. 63 degrees 34' E. 70 feet to a stake; thence  
23 S. 26 degrees 26' thence north 36 degrees 58' W. 7.29 feet  
24 to the place of beginning, containing .28 acres, more or  
25 less. And, beginning at a stake in a line of Charles Baker  
26 and on a corner of land of Virginia May Burruss and A.  
27 J. W. Headlee; thence N. 26 degrees 26' E. 160 feet to a  
28 stake; thence S. 63 degrees 34' E. 70 feet to a stake; thence  
29 S. 26 degrees 26' W. 160 feet to a stake on a corner of land  
30 of Virginia May Burruss and J. W. Headlee; thence N. 63  
31 degrees 34' W. 75 feet to the place of beginning, contain-  
32 ing .257 acres, more or less.

33 And, beginning at a stone corner of the lands of W. W.  
34 McClure and L. O. Starkey, and running Southwest a  
35 distance of 660 feet (40 poles) to a point or corner of lands  
36 of L. O. Starkey and Emma Hill; thence westward a  
37 distance of 587.4 feet (35.35 poles) to a white oak tree,  
38 corner to lands of the said Emma Hill and Charles M.  
39 Baker; thence northwest a distance of 610.5 (37 poles) to  
40 a walnut tree, corner to lands of Charles M. Baker and  
41 Martin L. Goodwin; thence in an easterly direction a  
42 distance of 990 feet (60 poles) to the corner stone herein-  
43 before mentioned as the place of beginning, containing  
44 12 3/4 acres, more or less.

45 And, beginning at a point in the line of property for-  
46 merly belonging to James Gorman, being the property  
47 formerly occupied by S. S. Ivill, which said beginning  
48 point is N. 9½ degrees W. 739 feet from the center of  
49 Chestnut Ridge Road; thence with the line of property

50 formerly belonging to Coleman Vandervort and now be-  
51 longing to Headley, and thence with a line of Headley, S.  
52 80 degrees E. 535 feet, more or less, to the corner of Baker;  
53 and thence with Baker two lines in a Southerly direction  
54 with the line of Baker, 645 feet to a point and 576 feet to a  
55 point in the line of Baker, which said last mentioned  
56 point is 754 feet in a northerly direction from the center  
57 of said Chestnut Ridge Road; and thence with an arbi-  
58 trary line through the property formerly belonging to  
59 Adam W. Thompson in a Westerly direction 570 feet to  
60 the place of beginning, containing 16 acres, more or less;  
61 and being the same real estate conveyed to the gran-  
62 tor, Lee Moore, by deed from Benjamin G. Reeder and  
63 Marie F. Reeder, his wife, dated February 28, 1956, and  
64 recorded in the office of the clerk of the County of Mon-  
65 ongalia, West Virginia, at a public auction: *Provided*, That  
66 prior to such action the board of regents shall have the  
67 property appraised by two licensed appraisers and shall  
68 not sell the property for less than the average of the two  
69 appraisals.

70 (b) The proceeds from the sale of the property re-  
71 ferred to shall be deposited in a special revenue account  
72 from which the board of regents is hereby authorized to  
73 expend funds to relocate the West Virginia University  
74 poultry facility with such surplus as may be left being  
75 used for improvements to the college of agriculture and  
76 forestry facilities or deposited in a special medical school  
77 fund heretofore created in the state treasury under the  
78 provisions of section two, article nineteen, chapter eleven  
79 of this code, for educationally related projects.

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

James L. Davis  
Chairman Senate Committee

Donald Anello  
Chairman House Committee

Originated in the Senate.

In effect from passage.

Jedd C. Hulse  
Clerk of the Senate

Donald L. Hopp  
Clerk of the House of Delegates

Warren R. McHenry  
President of the Senate

W. M. See, Jr.  
Speaker House of Delegates

The within in approved this the 30

day of March, 1984.

John I. Dwyer  
Governor

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SECY. OF STATE