WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1984

ENROLLED
SENATE BILL NO. 699

(By Mr.)

PASSED March 8, 1984

In Effect 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 empowered to sell those parcels of land situate on the Van Voorhis Road in Monongalia County, West Virginia, bounded and described as follows:

5 Beginning at a post standing south of the center line of the said Van Voorhis Road, in the line of property now or formerly of Vandervort, 170.0 feet, thence from said post, S. 75 degrees 34' E. 1190.6 feet to a white oak stump, corner to land now or formerly of Gorman, Goodwin,
Baker and Hawkins; thence with a line of the said corner to land of J. D. Harless, and with his said line, N. 58 degrees 18' W. 279.7 feet to a point in the center line of said Van Voorhis Road; thence with the center line of said road, S. 56 degrees 25' W. 964.1 feet to a point in the center of said road; thence S. 10 degrees 34' E. 170.0 feet to the place of beginning, containing 15.71 acres, as surveyed and platted by B. W. Reynolds, Surveyor, October 28, 1946.

And, beginning at a stake in a line of Charles Baker and 27.96 feet from the corner of Charles Baker and D. L. Hartman; thence N. 26 degrees 26' E. 150 feet to a stake; thence S. 63 degrees 34' E. 70 feet to a stake; thence S. 26 degrees 26' thence north 36 degrees 58' W. 7.29 feet to the place of beginning, containing .28 acres, more or less. And, beginning at a stake in a line of Charles Baker and on a corner of land of Virginia May Burruss and A. J. W. Headlee; thence N. 26 degrees 26' E. 160 feet to a stake; thence S. 63 degrees 34' E. 70 feet to a stake; thence S. 26 degrees 26' W. 160 feet to a stake on a corner of land of Virginia May Burruss and J. W. Headlee; thence N. 63 degrees 34' W. 75 feet to the place of beginning, containing .257 acres, more or less.

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

And, beginning at a point in the line of property formerly belonging to James Gorman, being the property formerly occupied by S. S. Ivill, which said beginning point is N. 9\(\frac{1}{2}\) degrees W. 739 feet from the center of Chestnut Ridge Road; thence with the line of property
formerly belonging to Coleman Vandervort and now belonging to Headley, and thence with a line of Headley, S. 80 degrees E. 535 feet, more or less, to the corner of Baker; and thence with Baker two lines in a Southerly direction with the line of Baker, 645 feet to a point and 576 feet to a point in the line of Baker, which said last mentioned point is 754 feet in a northerly direction from the center of said Chestnut Ridge Road; and thence with an arbitrary line through the property formerly belonging to Adam W. Thompson in a Westerly direction 570 feet to the place of beginning, containing 16 acres, more or less; and being the same real estate conveyed to the grantor, Lee Moore, by deed from Benjamin G. Reeder and Marie F. Reeder, his wife, dated February 28, 1956, and recorded in the office of the clerk of the County of Monongalia, West Virginia, at a public auction: Provided, That prior to such action the board of regents shall have the property appraised by two licensed appraisers and shall not sell the property for less than the average of the two appraisals.

(b) The proceeds from the sale of the property referred to shall be deposited in a special revenue account from which the board of regents is hereby authorized to expend funds to relocate the West Virginia University poultry facility with such surplus as may be left being used for improvements to the college of agriculture and forestry facilities or deposited in a special medical school fund heretofore created in the state treasury under the provisions of section two, article nineteen, chapter eleven 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 Correll
Chairman House Committee

Originated in the Senate.

In effect from passage.

Todd C. Peel
Clerk of the Senate

Donald L. Kopp
Clerk of the House of Delegates

Wanda McShaw
President of the Senate

H. M. S. Boo, Jr.
Speaker House of Delegates

The within ______________ approved ______________ this the ______________ day of ______________, 1984.

John P. Spellman
Governor