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SENATE OF WEST VIRGINIA

# WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 1998



# ENROLLED

## Com. Sub. for House Bill No. 4554

(By Delegates Doyle and Manuel)



Passed March 13, 1998

In Effect from Passage

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OFFICE OF THE  
SECRETARY OF STATE

## ENROLLED

COMMITTEE SUBSTITUTE

FOR

# H. B. 4554

(BY DELEGATES DOYLE AND MANUEL)

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[Passed March 13, 1998; in effect from passage.]

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AN ACT to amend and reenact section three, article twenty-three, chapter twenty-nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to establishing the boundary line between Jefferson County, West Virginia, and Loudoun County, Virginia.

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

That section three, article twenty-three, chapter twenty-nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

**ARTICLE 23. WEST VIRGINIA BOUNDARY COMMISSION.**

**§29-23-3. Establishing and marking boundary line between Jefferson County, West Virginia, and Loudoun County, Virginia; effect of certain rights and prosecutions; transmission to members of Congress; effective date.**

- 1 (a) The boundary line between Jefferson County, West
- 2 Virginia, and Loudoun County, Virginia, is hereby, on the
- 3 part of this state, established and declared to be the

4 watershed line of the top of the ridge of the Blue Ridge  
5 mountains, as established by the survey approved by the  
6 commission on the twenty-ninth day of April, one  
7 thousand nine hundred ninety-seven, and to be recorded  
8 in the land books in the courthouses of Jefferson County,  
9 West Virginia, and Loudoun County, Virginia.

10 (b) No vested right of any individual, partnership or  
11 corporation within the territory affected by this section  
12 may in any way be impaired, restricted or affected by this  
13 section. This section is not retrospective in its operation  
14 and it does not in any way affect the rights of any  
15 individual, partnership or corporation in any suit now  
16 pending in any of the courts of this state or of the United  
17 States wherein the cause of action arose over, or is in any  
18 way based upon, the territory affected. This section in no  
19 way precludes the state of West Virginia from prosecuting  
20 any individual, partnership or corporation for violation of  
21 any of the criminal laws of this state within the territory  
22 until this section goes into effect.

23 (c) The secretary of state shall furnish a certified copy  
24 of this section to the governor of the commonwealth of  
25 Virginia and shall also furnish certified copies to the  
26 United States senators from the state of West Virginia and  
27 to the representative from the second congressional district  
28 of West Virginia in the House of Representatives, who are  
29 requested to have the section presented to the Congress of  
30 the United States.

31 (d) The commission created by section two of this  
32 article is continued and is directed, in cooperation with the  
33 like commission created by the commonwealth of  
34 Virginia, or other agency designated by the  
35 commonwealth of Virginia for the purpose, to complete its  
36 work, including: (i) The recordation of the survey in the  
37 Jefferson County courthouse not later than the first day of  
38 April, one thousand nine hundred ninety-eight, which  
39 survey shall take into account KD Map 25A Parcel 0002  
40 through which the water shed line runs and which includes  
41 such residence on the Virginia side of the boundary line;  
42 and (ii) the erection of permanent markers designating the  
43 boundary line set forth in this section. The markers shall

44 be of the nature and kind the commission considers  
45 appropriate.

46 (e) This section shall take effect upon the adoption  
47 and approval by the General Assembly of the  
48 commonwealth of Virginia of appropriate legislation  
49 ratifying the boundary line set forth herein.

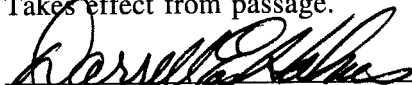
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.


  
Chairman Senate Committee

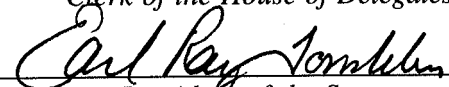
  
Chairman House Committee

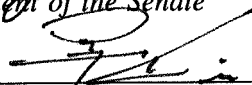
Originating in the House.

Takes effect from passage.

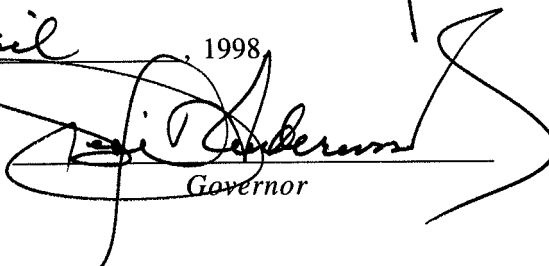
  
Clerk of the Senate

  
Clerk of the House of Delegates

  
President of the Senate

  
Speaker of the House of Delegates

The within approved this the 24  
day of April, 1998.

  
Governor

PRESENTED TO THE

GOVERNOR

Date

4/6/98

Time

12:05 pm