

section be further amended by adding at the end thereof: "*Provided*, that any person receiving or collecting moneys within this State for or on behalf of any corporation of this or any other State or government shall be deemed a local agent for the purpose of this section; but such service can be made in respect to a foreign corporation only when it has property within this State, or the cause of action arose therein, or when the plaintiff resides in the State, or when such service can be made within the State personally upon the president, treasurer or secretary thereof."

SEC. 2. That all laws and clauses of laws in conflict with this act are hereby repealed.

SEC. 3. That this act shall be in force from and after its ratification.

In the General Assembly read three times, and ratified this the 23d day of February, A. D. 1905.

CHAPTER 295.

AN ACT TO PROTECT WOOD AND TIMBER LANDS FROM FIRE.

The General Assembly of North Carolina do enact:

Willfully or negligently setting woods on fire, or willfully or negligently allowing fire to escape a misdemeanor.

Penalty.

Liable for damage.

SECTION 1. That any person who willfully, negligently or carelessly sets on fire any woods, whether or not on his own land, by means whereof the property of another is endangered, or any person willfully, negligently or carelessly suffers any fires set by himself to escape beyond the limits of his own property and to damage the property of another, is guilty of a misdemeanor and shall be punished by a fine not exceeding fifty dollars (\$50) or imprisonment in jail not over thirty (30) days, and shall be liable for all damages caused thereby.

Fires within provision of act.

Penalty.

Employer's liability for hireling.

SEC. 2. Fires kindled by throwing down a lighted match, torch, cigar or other burning substance shall be deemed within the provisions of this act, and every one violating the same shall be fined fifty dollars (\$50) or imprisoned not over thirty (30) days.

SEC. 3. Wherever an offense shall be committed against this act by a hireling with the consent or by the command of his employer such employer shall be liable: *Provided*, that this act shall apply to Pitt County only.

Proviso. Limited to Pitt County.

SEC. 4. This act shall be in force from and after its ratification.

In the General Assembly read three times, and ratified this the 24th day of February, A. D. 1905.