

shall carry on such business, whether as a principal or agent:
Provided, this section shall not apply to any business established sixty days prior to the beginning of such fair.

Proviso:
 Exceptions.

SEC. 6. That every such person mentioned in the preceding section shall apply in advance for a license to the board of county commissioners of the county in which he proposes to peddle, sell or operate and the board of county commissioners may in their discretion issue license upon the payment of the tax to the sheriff which shall expire at the end of twelve months from its date.

Application for
 license.

Issue in discre-
 tion of county
 commissioners.

SEC. 7. That any person violating the provisions of the two preceding sections shall be guilty of a misdemeanor, punishable by a fine not to exceed fifty dollars or imprisonment not to exceed thirty days at the discretion of the court.

Misdemeanor.
 Punishment.

SEC. 8. That all laws and clauses of laws in conflict with this act are hereby repealed.

SEC. 9. That this act shall be in force from and after its ratification.

In the General Assembly read three times and ratified this the 9th day of March, 1915.

CHAPTER 243.

AN ACT TO PROTECT THE FORESTS OF THE STATE FROM FIRE.

The General Assembly of North Carolina do enact:

SECTION 1. That the State Geological board may take such action as it may deem necessary to provide for the prevention and control of forest fires in any and all parts of this State, and it is hereby authorized to enter into an agreement with the Secretary of Agriculture of the United States for the protection of the forested watersheds of streams in this State.

Action by geo-
 logical board au-
 thorized.

Coöperation with
 national govern-
 ment.

SEC. 2. That the forester of the State Geological and Economic Survey who shall be called State Forester, and shall be ex-officio State Forest Warden, may appoint, with the approval of the Geological Board, one township forest warden and one or more district forest wardens in each township of the State in which the amount of forest land and the risks from forest fires shall, in his judgment, make it advisable and necessary.

State Forester.

State forest
 warden.

Township and
 district forest
 wardens.

SEC. 3. The State Forester, as State Forest Warden, shall have supervision of township and district forest wardens, shall instruct them in their duties, issue such regulations and instructions to the township and district forest wardens as he may deem necessary for the purposes of this act, and cause violations of the laws regarding forest fires to be prosecuted.

Supervisory pow-
 ers.

Regulations and
 instructions.

Prosecutions.

SEC. 4. Forest wardens shall have charge of measures for controlling forest fires; shall make arrests for violation of forest laws; shall post along highways and in other conspicuous places,

Measures for con-
 trolling fires.
 Arrests.

Posting of law and warnings.	copies of the forest fire laws and warnings against fires, which shall be supplied by the State Forester; shall patrol during dry and dangerous seasons under the direction of the State Forester, and shall perform such other acts and duties as shall be considered necessary by the State Forester for the protection of the forests from fire. The township forest warden of the township in which a fire occurs shall within ten days make such a report thereof to the State Forester as may be prescribed by him. The township forest warden of the township in which a fire occurs shall within ten days make such a report thereof to the State Forester as may be prescribed by him. Each district forest warden shall promptly report to township wardens any fire in his district.
Patrols.	
Other duties.	
Report of fires.	SEC. 5. Any person who shall maliciously or wilfully destroy, deface, remove, or disfigure any sign, poster, or warning notice, posted by order of the State Forester, under the provisions of this act or any other act which may be passed for the purpose of protecting the forests in this State from fire, shall be guilty of a misdemeanor and upon conviction shall be punishable by a fine of not less than ten dollars nor more than fifty dollars, or imprisoned not exceeding thirty days.
Report of district wardens.	
Interference with sign, poster, or warning a misdemeanor.	
Punishment.	SEC. 6. Forest wardens shall prevent and extinguish forest fires in their respective townships and enforce all statutes of this State now in force or that hereafter may be enacted for the protection of forests and woodlands from fire, and they shall have control and direction of all persons and apparatus while engaged in extinguishing forest fires. Any forest warden may arrest, without a warrant, any person or persons taken by him in the act of violating any of the said laws for the protection of forests and woodlands, and bring such person or persons forthwith before a justice of the peace or other officer having jurisdiction, who shall proceed without delay, to hear, try and determine the matter. During a season of drouth the State Forester may establish a fire patrol in any township, and in case of fire in or threatening any forest or woodland the township or district forest warden shall attend forthwith and use all necessary means to confine and extinguish such fire. The said forest warden may summon any male resident of the township between the ages of eighteen and forty-five years to assist in extinguishing fires, and may require the use of horses and other property needed for such purpose; any person so summoned, and who is physically able, who refuses or neglects to assist or to allow the use of horses, wagons, or other material required, shall be liable to a penalty of not less than five dollars nor more than fifty dollars. No action for trespass shall lie against any forest warden or person summoned by him for crossing or working upon lands of another in connection with his duties as forest warden.
Forest wardens to prevent and extinguish fires.	
Enforcement of laws.	
Control and direction of persons and apparatus.	SEC. 7. Forest wardens shall receive compensation from the geological board at a rate of not to exceed twenty cents per hour
Arrests without warrant.	
Fire patrols in season of drouth.	
Duties in case of fire or threatening.	
Power to summon assistance.	
Penalty for refusal of assistance.	
Power of entry.	
Compensation of forest wardens.	

for the time actually engaged in the performance of their duties; and reasonable expenses for equipment, transportation or food supplies incurred in fighting or extinguishing any fire, according to an itemized statement to be rendered the State Forester every month, and approved by him. Forest wardens shall render to the State Forester a statement of the services rendered by the men employed by them or their district wardens, as provided in this act, within one month of the date of service, which said bill shall show in detail the amount and character of the service performed, the exact duration thereof, the name of each person employed, and any other information required by the State Forester. All accounts of the forest wardens must be duly sworn to before a justice of the peace, notary public or other officer qualified to witness such papers within the county in which the expenses were incurred. If said bill be duly approved by the State Forester, it shall be paid by direction of the geological board out of the funds hereinafter provided for.

Allowance of expenses.

Bills for service rendered monthly.

Accounts verified.

Payment of bills on approval.

SEC. 8. If any person shall intentionally set fire to any grass land, brush land, or woodland, except it be his own property, or in that case without first giving notice to all persons owning or in charge of lands adjoining the land intended to be fired, and also taking care to watch such fire while burning and taking effectual care to extinguish such fire before it shall reach any lands near to or adjoining the lands so fired, he shall for every such offense be guilty of a misdemeanor and shall be fined not less than ten dollars, nor more than fifty, or imprisoned not exceeding thirty days. This shall not prevent action for damages sustained by the owner of any property from such fires.

Regulation of burning of grass, brush, or woodland.

Misdemeanor.

Punishment.

Damages.

SEC. 9. Any wagoner, hunter, camper, or other person who shall kindle a camp fire or shall authorize another to kindle such fire, unless all combustible material for the space of ten feet surrounding the place where said fire is kindled has been removed, or shall leave a camp fire without fully extinguishing it, or who shall accidentally or negligently by the use of any torch, gun, match, or other instrumentality, or in any manner whatever start any fire upon any grass land, brush land or woodland without fully extinguishing the same, shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than ten dollars, nor more than fifty dollars, or imprisoned not exceeding thirty days.

Regulation of camp fires.

Misdemeanor.

Punishment.

SEC. 10. All persons, firms, or corporations, who shall burn any tar, kiln or pit of charcoal, or set fire to or burn any brush, grass, or other material, whereby any property may be endangered or destroyed shall keep and maintain a careful and competent watchman in charge of said kiln, pit, brush, or other material while burning. Any person, firm, or corporation violating the provisions of this section shall be punishable by a fine of not less than ten dollars nor more than fifty dollars, or imprisoned not exceeding thirty days. Fire escaping from such kiln, pit, brush,

Watchmen to be provided.

Punishment.

Prima facie evidence of neglect. or other material while burning shall be *prima facie* evidence of neglect of these provisions.

Woodland defined. SEC. 11. For the purposes of this act, woodland is taken to include all forest areas, both timber and cut-over land, and all second growth stands on areas that have at one time been cultivated.

SEC. 12. All laws and clauses of laws in conflict with this act are hereby repealed.

SEC. 13. This act shall be in force from and after its ratification.

In the General Assembly read three times and ratified this the 9th day of March, 1915.

CHAPTER 244.

AN ACT TO ALLOW THE BOARD OF COMMISSIONERS OF SEVERAL COUNTIES OF NORTH CAROLINA TO COMPENSATE THE OWNERS OF LIVESTOCK CONDEMNED BY THE AUTHORITY OR ADVICE OF THE STATE BOARD OF HEALTH BECAUSE OF AFFECTION WITH CONTAGIOUS AND INFECTIOUS DISEASES.

Preamble. WHEREAS, the owners of stock in several counties of North Carolina have had certain of their live stock affected with contagious or infectious diseases, condemned and killed by authority or advice of the State Board of Health; and

Preamble. WHEREAS, such precautions are necessary for the protection of the health of both people of said counties and the livestock therein; and,

Preamble. WHEREAS, it is right and proper that the burden of loss to the owners of stock so condemned and killed should be distributed among those benefited; now, therefore,

The General Assembly of North Carolina do enact:

Presentation of bill. SECTION 1. That in all cases where livestock affected with contagious or infectious diseases have been or may hereafter be condemned and killed by authority or advice of the State Board of Health, the owner of such livestock may present a bill for the amount of his loss or damages to the board of commissioners of his county, which board, after careful investigation, may allow such owner such amount as in their discretion will be fair compensation to such owner for such loss or damage; such allowance to be paid by claim issued by such board to be paid by the treasurer of said county out of the general funds of said county.

Allowance and payment.

SEC. 2. That this act shall be in force from and after its ratification.

SEC. 3. That this act shall apply to Hyde County only.

In the General Assembly read three times and ratified this the 9th day of March, 1915.