

ACTS

PASSED BY THE

GENERAL ASSEMBLY

OF THE

STATE OF NORTH CAROLINA;

AT THE

SESSION OF 1833-34.



RALEIGH:

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CHAPTER CLXXVIII.

An act to extend the provisions of an act, passed at the last session of the General Assembly, chapter 53, entitled "an act to authorise the removal of buildings on the public lands in the town of Franklin."

Whereas many persons have erected buildings on that part of the public land constituting the four hundred acres adjoining the town of Franklin, in the county of Macon, that has not been laid out into town lots: and whereas the provisions of the before recited act only extends to the removal of the buildings of those that have built on the town lots:

Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same, That from and after the passing of this act, the provisions of the before recited act be, and the same are hereby extended to all those who have built any buildings on any part of the public lands aforesaid, their heirs, executors, administrators and assigns; any law to the contrary notwithstanding: *Provided* the said buildings on the public lots and public lands adjoining the town of Franklin shall be removed within twelve months after said lands and lots shall have been sold.

CHAPTER CLXXIX.

An act for the better regulation of the town of Pittsborough.

Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same, That hereafter five commissioners shall be elected annually for the town of Pittsborough, on the first Thursday in April, in each and every year; and that all free men who have resided in said town for three months immediately preceding any election for commissioners as aforesaid, shall be entitled to vote at said election.

II. *And be it further enacted,* That the commissioners hereafter elected by virtue of this act, shall have and possess all the rights and immunities, and do and perform all such acts and things as the commissioners of said town were authorised to do by virtue of an act of the General Assembly, passed in the year of our Lord one thousand eight hundred and twenty five, chapter eighty; and that all laws and clauses of laws, coming within the meaning and purview of this act, be, and the same are hereby repealed.

CHAPTER CLXXX.

An act for the better regulation of the fire company in the town of Charlotte.

Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same That from and after the passage of this act, it shall not be lawful for the fire company in the town of Charlotte to consist of more than sixty members, including officers, engineers and privates.

II. *Be it further enacted,* That if the number of members belonging to said company at present be greater than the aforesaid number of sixty, the captain or officer commanding said company shall have a meeting of the same, and strike the excess of sixty from his roll in such way as a majority present, when thus met, shall agree upon, on or before the first day of May next; and if the captain or other officer commanding said company, shall neglect or refuse to comply with the provisions of this act, he shall be subject to a fine of fifty dollars, to be recovered by warrant before the magistrate of police for the town of Charlotte, in the name of the board of commissioners of the town of Charlotte, and applied by said board to the use and benefit of said town.

III. *Be it further enacted*, That all members stricken off as aforesaid, shall be bound to perform militia duty in the company in which he was enrolled when he became a member of said fire company: *Provided*, that such persons shall be at liberty to join any volunteer company authorised by the militia laws of this State.

CHAPTER CLXXXI.

An act to repeal a part of the act of incorporation of the town of Washington.

Whereas certain citizens of the town of Washington have purchased several unimproved lots within the corporate limits of said town, and there is no prospect the most remote of their ever being improved, except for farming purposes, which was the only intention of the purchasers; and whereas their remaining in the corporation will subject the owners of them to the payment of more taxes than their value would intrinsically amount to: For remedy whereof.

Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same, That so much of the act of incorporation as includes within the limits of said town the unimproved lots situated to the west of Washington street, be, and the same is hereby repealed and made void and of no effect.

II. *Be it further enacted*, That from and after the passage of this act, Washington street shall be known and described as the western boundary of the corporation of said town; any thing in any other law to the contrary notwithstanding.

CHAPTER CLXXXII.

An act to amend an act, passed in the year eighteen hundred and fourteen, entitled an act to revive the second section of an act, passed in the year one thousand eight hundred and one, entitled an act to revive an act, passed in the year one thousand seven hundred and seventy five, for the regulation of the city of Raleigh, and to amend the same, and for other purposes.

Whereas, by the third section of the said act, the commissioners are authorised to class the citizens to act as a city watch; and whereas it is found difficult to procure the punctual attendance of the said watch for want of authority by the intendant to appoint a captain thereof:

Be it enacted That the intendant of police, or other persons appointed by the city commissioners as directors of the watch, shall be authorised to appoint some one of each class as a captain thereof; and every person so appointed, who shall fail to serve or shall discharge his class before the time allowed by the city ordinance, shall for each and every offence forfeit and pay a sum not less than five, nor more than ten dollars, as may be provided by an ordinance of said commissioners, to be recovered by warrant before the intendant, in the name of the commissioners, for the benefit of the city: *Provided*, that no person above the age of sixty years shall be compelled to serve as captain of any watch.

CHAPTER CLXXXIII.

An act to appoint commissioners to lay off a town at a place called Trap Hill, in the county of Wilkes.

Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same That Samuel Johnson, senior, John Sparks, senior, Robert Bangs and Samuel B. Johnson, be, and they or a majority of them are hereby appointed commissioners for the purpose of laying off a town on the lands of Benjamin F. Martin and William M. Forister, at a place known by the name of Trap Hill, in the