

and by whom to be paid, and to make and establish all necessary ordinances to carry out said regulations, to impose fines for violations of such ordinances, to be collected as other fines now laid by board of said town.

To give bond. SEC. 3. *Be it further enacted*, That said inspector and weigh master shall give bond with approved security to the board of commissioners, in the sum of five hundred dollars, for the faithful discharge of his duties, and shall take the oath of inspection before entering upon the duties of the office, and that the board of commissioners shall have power to remove him for misbehavior, neglect or malpractice in office, and appoint a successor in his stead. *[Ratified the 16th day of February, 1859.]*

Chap. 205. AN ACT TO INCORPORATE THE TOWN OF LEICESTER IN THE COUNTY OF BUNCOMBE.

Incorporated. *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 the town of Leicester, in Buncombe county, be and the same is hereby incorporated by the name and style of "The Town of Leicester," and the boundaries of said corporation shall extend one mile in every direction from the building known as Bascom College. *[Ratified the 16th day of February, 1859.]*

Chap. 206. AN ACT TO AMEND THE ACT OF INCORPORATION OF THE TOWN OF EDENTON.

Election of officers. SECTION 1. *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 on the first Monday in April in each and every year three fire wardens, one magistrate of police, one treasurer of the town, and one constable of the town, shall [be] chosen for the town of Edenton by the qualified voters for commissioners of said town in such manner and form as now obtains in the choice of said commissioners, each of whom, (the magistrate of police except-

ed,) before entering upon the duties of his office, shall take the oath now prescribed for said commissioners.

SEC. 2. *Be it further enacted*, That should any one of said officers, before the annual election, resign, die or remove from town, such vacancy shall be supplied as follows: In such event a commissioner, a magistrate of police, a treasurer or a constable, shall be chosen by the commissioners, and a fire warden by the remaining fire wardens. Vacancies.

SEC. 3. *Be it further enacted*, That nothing in this act shall be so construed as to relieve the aforesaid magistrate of police, treasurer or constable of any duty, obligation or requirements heretofore imposed upon such officers of the town of Edenton by law.

SEC. 4. *Be it further enacted*, That hereafter every citizen of the town of Edenton shall be eligible to any office in said town whether he be a freeholder or not. Eligible to office.

SEC. 5. *Be it further enacted*, That the fire wardens of the town of Edenton, be and they are hereby authorized to appoint any number of persons residing in the said town, not exceeding fifty, to constitute a fire company, to remove any person so appointed, upon sufficient cause shown, to fill any vacancy that may occur, to establish such ordinances, rules and regulations for the government of such company as they may deem expedient, not inconsistent with the laws of the State, and of the United States, and to enforce the observance of said ordinances, rules and regulations by laying fines and penalties not exceeding twenty-five dollars for each offence, which shall in all cases be recovered by warrant, in the name of the commissioners of the town, issued by the magistrate of police upon information, or by any justice of the county of Chowan in the absence of the former. Fire company.

SEC. 6. *Be it further enacted*, That the persons so appointed shall, while they continue to act as firemen, be exempt from the performance of militia duty, except in cases of insurrection or rebellion, or while the United States may be engaged in war with a foreign power. Exempt from militia duty.

SEC. 7. *Be it further enacted*, That all persons aiding in the extinguishment of any fire in said town shall, while engaged in such duty, be exempt from the fire wardens or Penalty.

officers of the fire company, under the penalty of five dollars for every neglect or refusal; and whenever on any such occasion in the judgment of any two or more of said fire wardens, it may become necessary to prevent further and serious conflagration, such officer or officers shall, and they are hereby declared to have full power and authority to direct and cause any house or houses, or other buildings to be abated, blown up with powder or otherwise destroyed, and shall not be held or deemed responsible or liable therefor.

SEC. 8. *Be it further enacted*, That all laws and ordinances of the town of Edenton, whether passed by the General Assembly or by the commissioners of said town, contrary to the spirit and meaning of the provisions of these amendments, be and they are hereby declared to be of no further force nor effect, but all laws and ordinances reconcilable with them continue unrepealed.

SEC. 9. *Be it further enacted*, That this act shall take effect from and after the first day of March in the year eighteen hundred and fifty-nine. [*Ratified the — day of February, 1859.*]

Chap. 207. AN ACT TO EXTEND THE CORPORATE LIMITS OF THE TOWN OF STATESVILLE.

Extension of
Limits.

SECTION 1. *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 chap. 244, sec. 1 of an act passed by the General Assembly at its session of 1854-'55, entitled "an act to amend an act passed at the General Assembly of 1846-'47, entitled an act to incorporate the town of Statesville," be and the same is hereby amended so as to extend the corporate limits of said town, from the point where the main street, running from Statesville to the depot of the Western North-Carolina railroad crosses the present boundary of said town two hundred and fifty feet upon each side of said street, and extending from thence in a direct line to the said depot of the Western North-Carolina rail-