

1816 may fix upon the spot where the said two acres shall be allotted to them and to cause the same to be surveyed and a plot thereof to be returned into the office of the clerk of the county court of said county, and such plot being recorded and registered, the said two acres of land shall thereafter be held by the said trustees and their successors.

VII. *And be it further enacted*, That nothing herein contained shall be construed to make this one of the Academy's mentioned in the constitution of this state.

CHAP. XLV.

An act to incorporate the town of Oxford in the county of Granville.

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 government of said town of Oxford, shall be vested in the following persons as commissioners, to wit: William M. Sneed, Nathaniel M. Taylor, William V. Taylor, Thomas Booth, Lesley Gilliam and Thomas B. Littlejohn.

II. *And be it further enacted*, That the said commissioners and their successors in office, appointed agreeable to the directions of this act, shall be, and are hereby incorporated into a body corporate by the name of the commissioners of the town of Oxford, and by such name shall have succession and a common seal, sue and be sued, and by such name shall have power from time to time and at all times hereafter to make such rules, orders, regulations and bye-laws, and ordinances as to them or a majority of them shall seem necessary for the good government of said town; by laying out, amending and repairing the streets, by widening those already laid out, where it does not interfere with improvements, by making walk ways on each side of the streets, to sink pumps or wells, to provide for the strict observation of the Sabbath day, to appoint a town clerk and such other persons as may be necessary for the good management and conducting thereof, by appointing a town constable or constables, town watches, patrols and overseer of streets, and to make such allowance by fee or otherwise for the services of the officers aforesaid, as a majority of the commissioners may think necessary, and to make such rules, bye laws and ordinances as to the said commissioners or a majority of them may appear necessary; and shall also have full power to take cognizance of all breaches of the said rules, bye-laws and ordinances, and enforce fines for said breaches, and the said commissioners before they enter upon the duties of their office shall take and subscribe the following oath, before some justice of the peace: I A. B. do solemnly swear (or affirm as the case may be) that I will faithfully perform the duties of a commissioner of the town of Oxford to the best of my ability and judgment, so help me God: and if at any time hereafter any of the persons appointed commissioners by this act shall refuse to act or qualify, or shall die, or remove themselves away, or should be otherwise incapable of acting, the other remaining commissioners being duly qualified shall fill up such vacancy by electing or appointing some other fit person residing within said town, which commissioners so elected or appointed according to the directions of this act shall have and possess the same power and be under the like restrictions and penalties with those in whose stead they were appointed.

III. *And be it further enacted*, That it shall be the duty of said commissioners generally in all things to superintend the police of said town of Oxford, and to support the peace and good order of its inhabitants and others who may be there, and to suppress all riotous and disorderly assemblies, especially on the Sabbath day, whether of free persons or of slaves, and for the prevention of criminal trespasses, offences or breach of the peace, the said commissioners or a majority of them are hereby vested with adequate power and authority to punish the same by laying fines and enforcing the collection thereof, and all fines incurred and collected shall be appropriated to the benefit of said town.

IV. *And be it further enacted*, That the commissioners as aforesaid shall have full power and authority to lay such tax on the inhabitants of said town, and their estates within the same, as a majority of said commissioners may deem necessary, not exceeding fifty cents on each and every poll, and fifty cents on every hundred dollars worth of town property, for the payment of a town watch or patrol, or for such other purposes as the said commissioners may deem necessary for the benefit and better regulation of said town.

V. *And be it further enacted*, That the town constable or constables annually appointed by said commissioners shall give bond and security to said commissioners for the faithful performance and duties of his office, and take and subscribe the following oath: I A. B. do solemnly swear or affirm that I will faithfully perform the office of constable for the town of Oxford, to the best of my ability and judgment, that I will endeavour to suppress all riotous and disorderly assemblies, that I will execute if in my power, all precepts to me directed by the town commissioners, so help me God: it shall be the duty of the constable aforesaid to execute all precepts to him directed by the commissioners of said town, and make due return thereof, to collect the town tax or other dues by distress of goods or otherwise, in the same manner as the county tax is collected and accounted for by the sheriff, and in case of default thereof the town clerk shall and may proceed against the town constable before the board of commissioners, as the county trustee is authorized to do against sheriffs, and the said constable shall be entitled to the same fees as other constables appointed by court.

VI. *And be it further enacted*, That the said commissioners shall fix their stated meetings which shall be at least once in three months, and if any commissioner on due notice, shall fail or neglect to attend, unless prevented by sickness or some other good cause satisfactory to the board, he shall forfeit and pay the sum of forty shillings to be recovered before any justice of the peace for the use of said town, by any person suing for the same.

VII. *And be it further enacted*, That the said commissioners, shall when duly qualified, appoint one of their body to act as chairman, who shall have power at any time during the recess of their stated meetings to call a meeting of the board of commissioners who shall be liable to the same penalties for neglecting to attend a call meeting as they are for neglecting to attend a regular meeting.

VIII. *And be it further enacted*, That at any meeting of said commissioners that a majority of the members named in this act shall be competent to carry the same into effect as if the whole number were present.

IX. *And be it further enacted*, That the jurisdiction of said commissioners shall extend one half mile from the court-house in any direction, any law to the contrary notwithstanding.

CHAP. XLVI.

An act authorizing the laying off more lots in the town of Lincolnton, and for other purposes.

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 Joseph Dickson formerly of the county of Lincoln, in this state, and now of

the county of Rutherford, in the state of Tennessee, or such person as he shall by writing under seal ap. 1816 point for that purpose, together with Robert Burton, Robert Williamson, Jacob Ramsour, Michael Reinhart, and Daniel Hoke, be, and they are hereby authorized to lay off such other lots on the tract of land granted by the state to the said Joseph Dickson as trustee for the county of Lincoln, and on which the town of Lincolnton is laid off, as they may think for the benefit and advantage of the public with all necessary streets adjoining the lots already laid off, and they or a majority of them shall make out a fair plot and certificate of the lots which shall be so laid off and return the same under their hands and seals to the next court of pleas and quarter sessions to be held for Lincoln county, next after the lots and streets shall be laid off as aforesaid, which plot and certificate shall be recorded by the clerk of the said court at full length on the minutes of said court, and the lots so laid off shall be sold by the said Joseph Dickson or his agent appointed as aforesaid, together with the said Robert Burton, Robert Williamson, Jacob Ramsour, Michael Reinhart and Daniel Hoke, or a majority of them at public auction: and the said Joseph Dickson or his agent appointed as aforesaid shall execute deeds to the purchasers of the said lots, and the monies arising from the sale of the said lots shall be applied to the purchase of a fire engine for the use of the said town, and to the building of a market house, and the lots when so laid off and sold as aforesaid, shall be incorporated with and be considered part of the said town of Lincolnton.

II. *Be it further enacted* That if the said Joseph Dickson shall refuse to act or appoint an agent for the purposes aforesaid, on or before the first day of May next, the said Robert Burton, Robert Williamson, Jacob Ramsour, Michael Reinhart and Daniel Hoke shall have full power and authority to do and execute all things directed to be done by the preceding section, and they shall execute deeds to the purchasers of lots hereby directed to be sold, and shall have power out of the monies arising from the sale of the said lots to defray all expences of laying them off, and of recording the plot and certificate thereof, and all other expences incurred in carrying this act into effect.

III. *Be it further enacted*, That a portion of the tract of land aforesaid not exceeding four acres, and including a good spring shall be laid off for the use of the Academy in said town, and a portion not exceeding one acre shall be laid off for the erection of a church.

And whereas from the want of a knowledge of the true limits of the lots already laid off in the town of Lincolnton aforesaid, the proprietors of lots have in erecting houses encroached upon the street, and thereby much inconvenience to the said proprietors is apprehended: and whereas it is suggested to this General Assembly that this inconvenience may be prevented without prejudice to the town aforesaid, by assigning to the said lots and to the streets of the said town new limits. *Be it further enacted*, That five commissioners shall be appointed by the proprietors of lots in the town of Lincolnton, on or before the first day of April next, and the said commissioners or a majority of them shall have full power and authority to assign to the streets in the town of Lincolnton new limits, and where necessary to assign new limits to the lots now laid off in the said town, and that a plot of such assignment shall be made out under the hands and seals of the said commissioners or a majority of them and shall be registered and shall be binding and conclusive to all intents and purposes, and in making such assignment the said commissioners shall have power to do equal justice to the proprietors of the lots to be effected thereby.

CHAP. XLVII.

An act to alter the time of holding the several elections in the county of Surry.

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 several elections established and appointed to be held in the county of Surry, on the second Friday in August, in each and every year, for the purpose of electing members to the General Assembly and representatives to Congress, be hereafter held on the second Thursday in August annually, at the same places for the same purposes, and under the same rules, regulations and restrictions as the elections heretofore have been held in the said county of Surry, and the polls of the several separate elections established in the said county of Surry shall be compared at the court-house in Rockford by the returning officers appointed for holding the same on the day following said elections in like manner as has heretofore been done in such cases.

II. *And be it further enacted*, That all acts which come within the meaning and purview of this act, be, and the same is hereby repealed and made void.

CHAP. XLVIII.

An act to confirm and make valid the registration of certain Deeds, Powers of Attorney and other instruments of writing in the county of Buncombe.

WHEREAS certain deeds, powers of attorney and other instruments of writing requiring registration, and registered in the register's office for the county of Buncombe, by Malcom Henry, during the years one thousand eight hundred and nine, one thousand eight hundred and ten, one thousand eight hundred and eleven, one thousand eight hundred and twelve, one thousand eight hundred and thirteen, one thousand eight hundred and fourteen and one thousand eight hundred and fifteen, and doubts have been entertained whether in consequence of some informality in the appointment of the said Malcom Henry, register of the said county, the said registration of the said deeds, powers of attorney and other instruments of writing be valid.

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 registration of the said deeds, powers of attorney and other instruments of writing, requiring registration made by the said Malcom Henry, on the books of the register's office for the county of Buncombe during the years aforesaid, be, and the same is hereby declared to be good and valid to every intent and purpose whatsoever, and full faith and credit shall be given to the same in all courts of record in this state.

CHAP. XLIX.

An act to regulate the allowances to witnesses attending the courts of pleas and quarter sessions in the county of Duplin.

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 in future each person attending as a witness in any suit depending in the court of pleas and quarter sessions for the county of Duplin, shall and is hereby authorized to charge for each days attendance therein, the sum of five shillings and the further sum of five shillings for every thirty miles he or she shall or may travel to and from the same, agreeable to the provisions of the laws now in force.

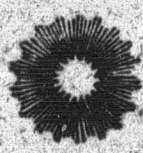
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THE
LAWS
OF
The State
OF
NORTH-CAROLINA,
ENACTED IN THE YEAR
1816.

Transmitted according to Law, to

One of the Justices of the Peace for the county of



Galeigh :

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