

shall be utterly void, and the person obtaining such license shall be liable to indictment, as in other cases of retailing without a license, and shall, moreover, forfeit and pay to the town the sum of twenty dollars.

Such license void.

Sec. 52. That all penalties impressed [imposed] by law relating to the town of Clayton, or by this act, by any ordinance of the town, unless otherwise provided, shall be recoverable in the name of the town of Clayton before the mayor or any tribunal having jurisdiction thereof.

Penalties recoverable in name of town.

Sec. 53. That the board of commissioners shall not have power to impose for any such offense a larger penalty than fifty dollars, unless the same be expressly authorized, and from any judgment of the mayor by this act, or for other cause of action herein allowed, the party dissatisfied may appeal in like manner and under the same rules and regulations as are prescribed for the appeals from a judgment of a justice of the peace.

Maximum penalty.

Sec. 54. That the board of commissioners shall have power to fix the salary of the mayor, treasurer, clerk, tax collector and any other officer of the town, or increase or diminish the same from time to time as they may elect.

Salary of mayor and other officers.

Sec. 55. That the town of Clayton is hereby vested with all the powers, rights, privileges and immunities enumerated in chapter one hundred and eleven and elsewhere in "Battle's Revisal," not inconsistent with any of the provisions of this act.

Corporate powers.

Sec. 56. That all laws and clauses of laws coming in conflict with this act be, and the same are hereby, repealed.

Conflicting laws repealed.

Sec. 57. That this act shall be in force from and after its ratification.

Ratified the 6th day of March, A. D. 1899.

CHAPTER 263.

An act for the relief of members of the Tarboro fire company.

The General Assembly of North Carolina do enact:

Section 1. That all active firemen of the city of Tarboro, North Carolina, belonging to regular organized fire companies having fire apparatus and being recognized and under control of chief of fire department as part of the fire department of the city of Tarboro, in the county of Edgecombe, and who attend not less than fifty per centum of the alarms of fire in the said city during each fiscal year beginning April first, eighteen hundred and ninety-nine, shall be credited and allowed the amount of their annual city poll tax.

Certain firemen of Tarboro allowed annual poll tax.

Secretary shall keep record of attendance of firemen.

Sec. 2. That the secretary of each company shall keep a correct account of the yearly attendance of each active member of his company at fires and alarms, and the list of such members as have attended at not less than fifty per centum of alarms of fires, sworn to by the secretary of such company before a justice of the peace of Edgecombe county and endorsed by the clerk of the fire department, and when presented to the treasurer of the city of Tarboro shall be sufficient evidence to entitle such active firemen to the above credit or allowance of city poll tax as stated in section one.

Sec. 3. This act shall be in force from and after its ratification. Ratified the 6th day of March, A. D. 1899.

CHAPTER 264.

An act to re-enact and amend the charter of the Polk County Railroad Company, being chapter one hundred and thirty-four, laws of eighteen hundred and eighty-seven.

The General Assembly of North Carolina do enact :

Section 1, chapter 134, laws of 1887, amended.

Section 1. That section one, chapter one hundred and thirty-four, laws of eighteen hundred and eighty-seven, be and the same is hereby amended by inserting before the words, "and their associates" in line twelve the following: "That for the purpose of constructing a railroad through Polk county, North Carolina, from any town or station on the Carolina Central Railway via Columbus and Mills Springs to the state line between Tennessee and North Carolina, as may be most practicable, J. G. B. Livingston, Robert Hamilton, N. H. Hill, George Collins, John W. McFarland, Grayson Arledge, J. R. Foster, J. A. Thome, A. C. Boone, Lynch Whiteside, J. C. Powell, L. F. Thorne, H. E. Gray, J. P. Arledge."

Section 3, said act, amended.

Sec. 2. That section three of said act be and is hereby amended by striking out after the word "of" in line one to the word "to" in line two, and insert "N. H. Hill, H. E. Gray, J. P. Arledge," and by striking out the word "the" in line six; also in lines ten and eleven strike out the words "to Columbus or Mills Springs," and in line twelve for "fifty" insert "ten."

Section 14 amended.

Sec. 3. That section fourteen of said act be and is hereby amended by inserting after the word "annually" in line five, "at the court house in Polk county"; and in same line strike out "twenty" and insert "thirty."