

year thereafter, (or on failure to appoint at that term or any subsequent term a majority of the justices being present,) they may appoint a special magistrate for the town of Beaufort, whose duty it shall be to try all such cases as shall be returned before him cognizable by a single magistrate, and it shall be his duty to set apart a certain day in each week for the trial of all such causes: *Provided*, That nothing herein contained shall prevent him from trying causes on any other day if the parties are agreed.

Fees, &c.

SEC. 2. *Be it further enacted*, That the said court of pleas and quarter sessions (twelve justices being present) shall [have] power to regulate the fees to be received by said special magistrate, not exceeding the following sums, viz: For each warrant by him signed, ten cents; for each subpoena, ten cents; for each judgment, twenty-five cents; each execution, ten cents; each appeal, ten cents; each State warrant, twenty-five cents; certifying affidavit, ten cents; for executing a commission to take depositions, two dollars, and one dollar for each witness, more than one examined by virtue of said commission, and for any other services by him rendered, not above enumerated, such sums as they may deem just and right, and such fees to be taxed in the bill of costs, and collected in the same manner as other costs are in like cases.

SEC. 3. *Be it further enacted*, That said special justice shall retain his office for one year, and until his successor shall be appointed. [*Ratified 16th day of February, 1859.*]

*Chap. 256.* AN ACT TO INCORPORATE THE HOWARD RELIEF FIRE ENGINE COMPANY, IN THE TOWN OF WILMINGTON.

Body politic.

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 James H. Mitchel, Michael Murray, J. B. Lanier, Wm. J. Cornwall, Thomas E. Lawrence, Charles A. Mitchel, Wm. Mitchel, Robert Dymott, Joseph Lawton, Philip Matly, William J. Callais, Augustus Lessman, James Littleton, John Milark, Patrick Curran, John McCabe, Thos. H. Smith, Wm. Dunstback, W. J. Simons,

Jeremiah Spellman, Thos. Freshwater, Henry Lemmerman, George H. Baker, John Sheppard, Walter Furlong, Edward Sweeney, Henry A. Mitchel, and their associates and successors, be and they are hereby constituted a body politic and corporate, by the name and style of the Howard Relief Fire Engine Company.

SEC. 2. *Be it further enacted*, That the said corporation may acquire and hold real and personal estate to an amount not exceeding ten thousand dollars.

SEC. 3. *Be it further enacted*, That this act shall be in force from and take effect from and after its ratification. [*Ratified the 16th day of February, 1859.*]

AN ACT TO INCORPORATE THE WILMINGTON HOTEL COMPANY. *Chap. 257.*

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 John Dawson, Bennet Flanner, Oscar G. Parsley, Edward Kidder, Joseph H. Flanner, Silas N. Martin, O. S. Baldwin, and such persons as are now associated with them, or as hereafter may be associated with them, their successors and assigns, shall be and are hereby created, constituted and declared a body politic and corporate, by the name of "the Wilmington Hotel Company," and by that name they and their successors may and shall have perpetual succession and a common seal, and shall be capable of suing and being sued, pleading and being impleaded in all the courts of this State and of the United States, and may hold, possess, acquire and enjoy real and personal estate.

SEC. 2. *Be it further enacted*, That the capital stock of said company shall consist of one hundred thousand dollars, divided into shares of one hundred dollars each, with the privilege of increasing said capital stock to two hundred thousand dollars, which stock is hereby declared to be personal estate.

SEC. 3. *Be it further enacted*, That said company shall have power and authority to make rules and by-laws for its good government, to provide for the appointment of the