JOURNAL
OF
THE SENATE
OF THE
GENERAL ASSEMBLY
OF THE STATE OF
NORTH CAROLINA

SESSION 1931
# Officers and Members of the Senate of North Carolina

## Session 1931

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<th>District</th>
<th>Name of Senator</th>
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<td>L. J. Lawrence</td>
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<td>S. G. Bernard</td>
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<td>Dr. R. F. Bennett</td>
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In accordance with law, at the hour of 12 M, the Senate of the General Assembly of North Carolina assembles this day in the Senate Chamber in the city of Raleigh.

Honorable Richard T. Fountain, Lieutenant-Governor, calls the Senate to order.

Prayer is offered by Rev. D. Ward Milan, director of religious education of the Edenton Street Methodist Church.

The following Senators-elect appear with the proper certificates of election, and take and subscribe to the following prescribed oath of office, which is administered by Associate Justice George W. Connor of the Supreme Court:

"We, and each of us, do solemnly and sincerely swear that we will support the Constitution of the United States, that we will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof, and that we will endeavor to support, maintain and defend the Constitution of the United States, to the best of our knowledge and ability and that we will faithfully discharge our duties as Senators: So help us, God."

First District—Lloyd Lawrence and Chas. Whedbee.
Second District—Elbert S. Peel and H. S. Ward.
Third District—J. A. Pritchett.
Fourth District—W. G. Clark and A. C. Zollicoffer.
Fifth District—M. K. Blount.
Sixth District—L. L. Gravely and Thos. R. Uzzell.
Seventh District—Wm. F. Ward and Dr. Ira M. Hardy.
Eighth District—Dr. F. G. Gower and Hugh Dortch.
Ninth District—R. D. Johnson and W. B. Campbell.
Eleventh District—W. E. Lynch.
Twelfth District—J. R. Baggett and M. M. Johnson.
Thirteenth District—John W. Hinsdale and W. P. Horton.
Fourteenth District—T. O. Rodwell.
Fifteenth District—A. A. Hicks.
Seventeenth District—Allen H. Gwyn and Dr. Jno. T. Burrus.
Eighteenth District—E. R. Burt and W. R. Jones.
Nineteenth District—Frank L. Dunlap and H. L. Price.
Twentieth District—F. O. Clarkson and F. J. Haywood.
Twenty-first District—Hayden Clement.
Twenty-second District—W. M. Hendren.
Twenty-third District—J. H. Folger.
Twenty-fourth District—A. T. Grant.
Twenty-fifth District—Kemp B. Nixon and H. P. Grier.
Twenty-sixth District—R. Grady Rankin.
Twenty-Seventh District—Peyton McSwain and W. K. McLean.
Twenty-eighth District—B. F. Williams.
Twenty-ninth District—W. R. Lovill.
Thirty-first District—Mrs. E. L. McKee.
Thirty-second District—Dr. K. E. Bennett.

It appeared that a quorum of all the Senators are present, the President announces that the Senate is ready to proceed with the election of officers.

ELECTION OF OFFICERS

For President pro tempore of the Senate, Senator Folger places in nomination Senator Rivers D. Johnson of Duplin County.

Senator Dortch seconds the nomination.

The roll of the senate is called.

Those voting for Senator Johnson are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Unstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer,—50.

Senator Johnson having received the unanimous vote of the Senate, is declared duly elected and takes the prescribed oath of office.

For Principal Clerk of the Senate, Senator Whedbee places in nomination LeRoy Martin of Yadkin County and Senator Burrus seconds the nomination.

The roll of the Senate is called.

Those voting for Mr. Martin are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Unstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer,—50.

Mr. Martin having received the unanimous vote of the Senate, is declared duly elected Principal Clerk of the Senate and takes the prescribed oath of office.
For Reading Clerk of the Senate, Senator Horton places in nomination Benjamin Fritz Smith of Craven County and Senator Gravely seconds the nomination.

The roll of the Senate is called.

Those voting for Mr. Smith are: Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell. Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer,—50.

Mr. Smith having the unanimous vote of the Senate, is declared duly elected and he takes the prescribed oath of office.

For Engrossing Clerk of the Senate, Senator Peel places in nomination Rev. A. Corey of Martin County and Senator Ward of Craven seconds the nomination.

The roll of the Senate is called.

Those voting for Mr. Corey are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer,—50.

Rev. Corey having received the unanimous vote of the Senate, is declared duly elected and he takes the prescribed oath of office.

For Sergeant-at-Arms of the Senate, Senator Baggett places in nomination O. P. Shell of Harnett County and Senator Johnson of Duplin seconds the nomination.

The roll of the Senate is called.

Those voting for Mr. Shell are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer,—50.

Mr. Shell having received the unanimous vote of the Senate, is declared duly elected Sergeant-at-Arms of the Senate and he takes the prescribed oath of office.

For Assistant Sergeant-at-Arms of the Senate, Senator Clark places in nomination Exum T. Lewis of Nash County and Senator Blount seconds the nomination.

The roll of the Senate is called.

Those voting for Mr. Lewis are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap,
Mr. Lewis having received the unanimous vote of the Senate, is declared duly elected Assistant Sergeant-at-Arms of the Senate and he takes the prescribed oath of office.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES, WEDNESDAY, January 7, 1931.

MR. PRESIDENT:

It is ordered that a message be sent to the Senate informing that honorable body that the House of Representatives has completed its organization and is now ready to proceed with the public business, and for your information represents that the following officers have been elected:

Speaker .................................................. Willis Smith.
Principal Clerk ........................................... Thad Eure.
Reading Clerk ............................................ B. L. Lunsford.
Engrossing Clerk ........................................ Miss Rosa B. Mund.
Sergeant-at-Arms ........................................ C. M. Higgins.
Assistant Sergeant-at-Arms ............................. J. F. Burkhead.

Respectfully,

THAD EURE,
Principal Clerk.

INTRODUCTION OF RESOLUTIONS

Senator Johnson of Duplin offers the following joint resolution:

S. R. 1. Joint Resolution informing his Excellency the Governor that the General Assembly is organized and ready to proceed with public business.

Upon motion of Senator Johnson of Duplin the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third reading and is ordered sent to the House of Representatives by special messenger.

Upon motion of Senator Grier the Senate Rules of the session of 1929 are adopted pending a meeting and report of the committee on rules.

APPOINTMENTS

The President announces the appointment of the following Standing Committee:

Committee on Senate Rules—Senators Johnson of Duplin, Chairman; Blount, Horton, Folger, Dunlap, Clark, Burrus, Peel, Haywood and Lovill.

Acting upon authority of Joint Resolution No. 1, the President announces the appointment of Senators Johnson of Duplin and Bennett as members
of the joint committee to notify his Excellency the Governor that the General Assembly is duly organized and ready for the dispatch of business.

Upon motion of Senator Clark the Senate adjourns to meet tomorrow at 12 M.

SECOND DAY

SENATE CHAMBER,

THURSDAY, January 8, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor Richard T. Fountain.

Prayer is offered by Dr. Arch Cree, Pastor of the First Baptist Church of Salisbury.

Upon motion of Senator Lawrence the reading of the Journal is dispensed with and the same stands approved.

Upon motion of Senator Baggett the courtesies of the floor are extended to Ex-Senator J. Vance McGougan of Cumberland County.

REPORT OF COMMITTEE

Senator Johnson of Duplin for the Committee on Rules, makes the following report and recommendations;

(1) Insert after Section 6 of the Rules of Session of 1929 new Section 7:

"All necessary supplies for the various offices and committees of the Senate shall be purchased upon requisition of the Principal Clerk, with the approval of the President of the Senate."

(2) Under Rule 14 the committee entitled, "On Commerce" shall be changed to read "Labor and Commerce."

(3) Strike out Section 19 of the Rules of 1929 Session and insert in lieu thereof the following:

"That no committee shall be composed of more than 18 members."

(4) Section 46, the Chairman of the following Committee, with the approval of the President of the Senate, shall appoint clerks in order to expedite the business of the session of 1931, as follows: Finance, Appropriations, Judiciary No. 1, Judiciary No. 2, Counties, Cities and Towns, Rules, Propositions & Grievances, Agriculture, Education, Roads, Public Health. In addition to the above named clerks, the President of the Senate shall, upon recommendation of the Rules Committee, appoint four additional clerks who shall perform such duties as may be assigned them by the Principal Clerk of the Senate.

"All committee Clerks when not in attendance upon the direct duties connected with their committee, shall report to the Principal Clerk of the Senate and shall perform any clerical or stenographic work as may be assigned to them by the Principal Clerk."

(5) Strike out Rule 54 and insert in lieu thereof the following:

"The pages of the Senate shall be responsible to the Presiding Officer at all times when the Senate is in session. They shall report to the Principal
Clerk at other times to be assigned such duties as he may direct and shall be under his direction."

(6) Strike out all of Rule 48 and insert in lieu thereof the following:

"All bills shall be read by their titles, which reading shall constitute the first reading of the bill, and unless otherwise disposed of shall be referred to the proper committee. A bill may be introduced by unanimous consent at any time during the session."

(7) Under Rule 14, change name of "Fish, Fisheries & Shellfish" to "Commercial Fisheries." Change name of "Mining" to "Conservation & Development."

(8) Rule 2, sub-section 3; write a new section as follows:

"Introduction of petitions, resolutions and bills."

Upon motion of Senator Johnson of Duplin, seconded by Senator Ward, the report of the Rules Committee is adopted, and the Principal Clerk instructed to make the necessary changes to conform with the recommendations submitted.

Upon motion of Senator Hinsdale not less than 500 copies of the Senate Rules, as adopted, are ordered printed for the use of the Senate.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. R. 4, a joint resolution fixing the time for a joint session of the Senate and House of Representatives to receive the Governor's Message to the General Assembly, and inviting His Excellency, the Governor, to deliver the same in person.

Upon motion of Senator Grier the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 5, a bill relating to and requiring certain reports from the Register of Deeds and Clerk of the Superior Court of Hyde County.

Referred to Committee on Judiciary No. 2.

H. B. 6, a bill relating to compromise settlement of suits or actions by the Board of County Commissioners of Hyde County.

Referred to Committee on Judiciary No. 2.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Ward of Beaufort: S. R. 2, a resolution with reference to the present burden of taxation on real estate and instructions for the Finance Committee.

Upon motion of Senator Ward the resolution is made a special order for Tuesday, January 15, at the expiration of the morning hour.

By Senator Grier: S. R. 3, a joint resolution of the Senate and House requiring the Secretary of State to supply the Senate and House with
volumes of the House and Senate Journals and of the Private, Public-
Local and Public Statutes.

Upon motion of Senator Grier the resolution is placed upon its immediate
readings.

Passes its second and third readings, and is ordered sent to the House
of Representatives.

By Senator Lawrence: S. R. 4, a resolution relating to salaries of
Officers of the State and in the interest of economy.

Referred to Committee on Salaries and Fees.

By Senator Campbell: S. B. 5, a bill to provide a Right of Way for the
U. S. Government for the Inland Waterway from the Cape Fear River
at Southport to the North Carolina-South Carolina line.

Upon motion of Senator Campbell this bill is made a special order for
tomorrow morning at 10:45 o'clock.

Upon motion of Senator Johnson of Duplin, the Senate adjourns to
meet tomorrow morning at 10:30 o'clock.

THIRD DAY

SENATE CHAMBER,
FRIDAY, January 9, 1931.

The Senate meets pursuant to adjournment, and is called to order by
Lieutenant-Governor R. T. Fountain.

Prayer is offered by Dr. E. Gibson Davis, Pastor of Tabernacle Baptist
Church, Raleigh, N. C.

Upon motion of Senator Ward the reading of the journal of yesterday
is dispensed with and the same stands approved.

Senator Johnson of Duplin moves that when the Senate adjourns today
it adjourns to meet tomorrow morning at 11 o'clock, that no state-wide bills
will be taken up during the session tomorrow, and that the adjournment
of the session tomorrow be until 8 o'clock P. M., Monday, January 12th.

The motion prevails.

Indefinite leaves of absence are extended to Senators Clement, Nixon,
Gwyn, Jones, Hicks, Horton, Grier, and Hardy.

Senator Johnson of Duplin moves that a telegram expressing the sym-
pathy of the Senate, because of a death in his family, be sent to Senator
Clement.

The motion prevails and the President is directed to act for the Senate.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of
as follows:

By Senator Ward of Beaufort: S. B. 6, a bill to amend Section 1443,
Consolidated Statutes of North Carolina, and Chapter 128, Public Laws
of 1919 only insofar as the same relate to the first week of the February
term, 1931, and to the first week of the May term of the Superior Court
of Beaufort County.
Upon motion of Senator Ward of Beaufort, the rules are suspended and the bill placed upon its immediate readings.

Passes second and third readings and is ordered sent to the House of Representatives.

By Senator Clarkson: S. B. 7, a bill to authorize and direct the issuance of tax receipts upon the payment of less than the amount of the tax levied where property has been advertised and/or sold to the governmental agency levying the tax.

Referred to Committee on Finance.

By Senator Clarkson: S. B. 8, a bill to give the right of contribution to any person, firm or corporation who as owner, mortgagee, trustee, cestui que trust, or other lien holder, pays tax of another for the year 1929 or subsequent years.

Referred to Committee on Judiciary No. 1.

By Senator Clarkson: S. B. 9, a bill to authorize and direct the Board of County Commissioners of Mecklenburg County and the proper officials of the various municipalities of Mecklenburg County to make rules and regulations for the payment of taxes.

Referred to Committee on Finance.

Upon motion of Senator Ward of Beaufort, H. B. No. 5, a bill relating to and requiring certain reports from the Register of Deeds and Clerk of the Superior Court of Hyde County, is recalled from the Committee of Judiciary No. 2 and placed upon the Calendar.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 5, a bill relating to and requiring certain reports from the Register of Deeds and Clerk of the Superior Court of Hyde County.

Upon motion of Senator Ward of Beaufort the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

**MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 8, a bill to abolish the office of tax collector of Robeson County and to repeal Chapter 465 Public-Local Laws of 1927, and Chapter 47 Public-Local Laws of 1929.

Referred to Committee on Counties, Cities and Towns.

H. R. 1, a resolution to appoint a committee to wait upon His Excellency, the Governor, to notify him of the organization of the General Assembly.

Upon motion of Senator Johnson of Duplin the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.
H. R. 3, a joint resolution requesting promptness in perfecting the organization of the General Assembly and the introduction of all important state-wide bills.

Referred to Committee on Rules.

SPECIAL ORDER

The President lays before the Senate the Special Order, S. B. 5, a bill to provide a right of way for the United States Government for the inland waterway from the Cape Fear River at Southport to the North Carolina-South Carolina Line.

Upon the passage of the bill on its second reading Senator Ward of Beaufort calls for the ayes and noes.

The call is sustained.

The bill passes second reading, ayes 38, noes 3, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Campbell, Clark, Clarkson, Dortch, Dunlap, Folger, Gower, Grier, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McSwain, Peel, Powell, Price, Pritchett, Rankin, Unstead, Ward of Craven, Whedbee, Williams, Zollicoffer—38.

Those voting in the negative are: Senators Burt, Rodwell, Ward of Beaufort—3.

Passes its third reading and is ordered sent to the House of Representatives by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
January 9, 1931.

Mr. President:

It is ordered that a message be sent to the Senate informing your Honorable Body that pursuant to Resolution of the Senate and the House of Representatives, the Speaker of the House of Representatives has appointed Messrs. Connor, Brooks, and Waynick to act with your Senate Committee to notify His Excellency, the Governor, that the General Assembly will be ready at 12 Noon to receive any communication he may see fit to transmit.

Respectfully,

THAD EURE,
Principal Clerk.

Acting upon authority in H. R. 1, the President announces the appointment of Senators Bennett and McKee to escort the Governor to the Hall of the House of Representatives, there to address the joint session of the two bodies.

The President announces that in accordance with the Joint Resolution of the Senate and House of Representatives the hour of 12 o'clock M having arrived the Senate will now proceed in a body to the Hall of the House of Representatives.
JOINT SESSION

The Senators are received by the members of the House, standing, and are assigned seats.

Honorable R. T. Fountain, Lieutenant-Governor, calls the Joint Session to order.

Senator McKee, on the part of the joint committee appointed for the purpose, presents His Excellency, the Governor, who delivers the following message:

GOVERNOR'S MESSAGE

We are met today to consider North Carolina and to take thought of her future.

This solemn duty, which is also the highest privilege of citizens of a self-governing commonwealth, comes to us at a time when most of our old problems appear aggravated by the condition of economic maladjustment in which we find ourselves, and when an unprecedented number of new problems are clamoring for solution. It is not any exaggeration to say that North Carolina stands today at a crossroads in her history: to a degree perhaps few of us realize, the whole future of this state will be profoundly affected by your work here in the eventful days that lie just ahead.

We are face to face with the supreme test of our collective common sense, of our intellectual and moral courage, and of our faith in the essential soundness of this commonwealth.

To get a perspective of our problem we should look back over the road we have traveled in recent years of prosperity. In the twelve-year period from 1918 to 1930 the total cost of government in North Carolina increased from twenty-three and one-half million dollars a year to the present total of one hundred million dollars. As late as 1913 the cost of public education was only $5,500,000. Today the cost of public education amounts to twenty-eight million dollars a year. In 1913 the state bonded debt was eight million dollars and as late as 1920 only eleven millions. It is now more than one hundred and seventy millions. In 1918 the total debt of local governments was sixty million dollars; today it is three hundred and seventy-five millions. The sum total of this period of expansion presents us today with a bonded debt for the state and its subdivisions of five hundred and thirty-seven million dollars.

While our movement to lift the state from its position of prostration and backwardness in the nation commenced in 1911, it was the period from 1921 that witnessed its major fulfillment. In this period we spent one hundred and sixty millions of public funds for the state highway system, eighty millions for school buildings, and thirty-two millions for the enlargement of the State's institutions. The counties, cities, towns, and districts followed the example of the state in providing permanent improvements and in increasing operating expenses.

I, for one, do not wish to be understood as repudiating the wisdom or policy of the program of progress to which, through ten years of stirring achievement and growth—we have sound economic limitations—become committed.
It is true, as I think we are all ready to admit, that such a fiscal and developmental program could not have been carried out without some mistakes. But they were honest mistakes of judgment. In all of the State's expenditures of millions during this period, there has never been an instance of dishonesty or graft in the handling of the people's money. It costs money to reclaim "lost provinces," whether it be in the realm of the geography of an imperial commonwealth or in the conservation of human life and opportunity. I ask you this question: Where would North Carolina be today if she were contending with the evils of ignorance, the mire of mud, the poverty of spirit, and the tragedy of a deadened public conscience?

Our problem at this hour is not to spend sixty days in lamentation over the mistakes of the past or in over-boasting of the progress of the past. Our challenge is to lift, to conserve, and to keep on solid ground. Our problem at this hour is to see North Carolina steadily and to see it whole; to think of individual and local conditions in terms of their ultimate state-wide significance, to provide for the needs of the present, and to keep steadily in mind the fact that the consequences of what we do today will become manifest tomorrow—that, in sober truth, it is North Carolina's future with which we are dealing.

A state is governed by the same general economic laws that apply to an individual. And we ourselves must not forget that just as the average North Carolina home has gone on a basis of rigid economy and self-denial, so too must the state through its chosen representatives interpret the will and reflect the composite economies that now control its fiscal affairs, as the family budget is fixed and reduced around the legislative fireside of the homes of North Carolina.

Agriculture

In my inaugural address I stated my ambition to improve the condition of agriculture and country living in North Carolina. The financial distress of agriculture is being manifested in the dissatisfaction of the farmer with his tax burden; but the real effect is more far-reaching than this. To relieve the farmers of their tax burden altogether would fail to relieve them of their distress. I say frankly that one of the most serious elements in the intricate maze of interlocking difficulties that this state is now grappling with and that we lump together under the head of "economic depression" is the fact that its farmers are receiving for their 1930 crops of cotton and tobacco $80,000,000 less than they received for their 1927 crops. I now ask you this further question: If we had these eighty millions, how completely would vanish many of the perplexing problems we are grappling with today?

Hard, nay, critical as the situation is, it would be much more aggravated but for the economic compensation in the acceptance by the farmers of this state of the Live-at-Home idea. Supported by the press, and the agricultural, business and educational agencies in the state, the administration in January last year undertook to develop a state-wide program of encouraging every farmer and farm tenant to grow sufficient food and feed stuffs to be self-supporting and also designed to relieve the annual importation into this state of more than one hundred and fifty million dollars worth
of food and feed stuffs. The slogan of this campaign was "North Carolina must live at home."

The results for the first year have been most gratifying. We reduced our cotton acreage 234,000 acres and increased our corn acreage 271,000 acres. We increased our yield of corn above the 1929 crop 1,040,000 bushels. We increased all of our home consumption crops. We increased our corn crop 12 per cent; hay 7 per cent; oats 11 per cent; soy beans 35 per cent; cow peas 19 per cent; sweet potatoes 25 per cent; Irish potatoes 21 per cent; commercial truck 22 per cent; and sorghum cane 24 per cent. There is more corn bread, more cow peas, more molasses and more sopping going on in North Carolina this winter than at any time in the State's history.

The United States Government reports these figures. It states that the total value of the food and feed crops in 1930 over 1929 amounted to a saving of $16,544,000. The significance of this vast sum is appreciated when we realize that without it this amount in cash would have gone out of the state for food and feed stuffs and that this would have constituted a heavy drain upon the cash received from cheap cotton and cheap tobacco.

We are already organizing in 1931 to repeat and intensify the campaign and to raise this year at least forty million dollars of food and feed stuffs over and above that raised in 1930. At the same time we are continuing our drive to persuade the North Carolina farmers to select purebred, certified seed for planting and to breed purebred dairy cattle and livestock. The hope is to grow the right crops, to plant the best seeds, and to rid North Carolina of the scrub.

Fiscal Problems

Since January 1, 1929, the state has paid a total of $9,482,640 on its bonded debt. During this two years we paid off more on our bonded debt than that debt totaled in 1913. That is to say, in 1913 the total bonded debt of the state was eight million, and we have paid nearly ten million in twelve months.

After serious consideration and after consultation with the members of the Advisory Budget Commission, I firmly believe that no additional bonds should be authorized for permanent improvements at this session. After having enjoyed ten solid years of having the public spendings sweetened by fifty million dollars annually from bond issues, North Carolina now finds itself facing a ten year period with its borrowing power dried up and with the requirement of raising forty million dollars annually for interest and principal repayments. Instead of having $1.50 to spend for every dollar levied in taxes, we now find that our tax dollar yields only sixty cents for carrying on the ordinary and regular business of government, and that forty cents must go for interest and repayment.

Salary Cut

I am now about to make a recommendation that, so far as I know, is without precedent in the history of North Carolina, and I make it with no personal satisfaction. I recommend that this General Assembly cut by ten per cent the salaries, wages, fees, or compensation of officers and employees who receive pay from public funds—this cut to apply to everything,
body, and salary from the Governor down and to apply to every employee of the state or its political subdivisions.

Let me make clear the scope of this recommendation. It would invoke the power of the General Assembly to give it application to every officer or employee who receives compensation from state, county or municipal government or from any institutions maintained by them. If it should fail to reach every class, it would bear the tinge of inequality and injustice and would not have its full effect on our total fiscal problem. If made universal, it will carry the virtue of equal treatment and will save four million dollars a year on our total tax bill. The only exceptions I recommend are those whose salaries have already been reduced by this amount since December 1929, and those whose salaries are less than fifty dollars per month.

I am prompted to make this recommendation in no spirit or purpose of moving backward, but in stern realization of existing conditions. Every competitive industry has seen its earnings drop from month to month. Practically the whole laboring group has experienced diminished earnings by reason of forced unemployment and decreased opportunities to work. Thousands of workers in North Carolina are on a basis of three days a week; and tens of thousands who have the will to work are walking the streets in idleness. The country and city merchant, the tradesman, and the professional man are all rendering the same service but are receiving materially lower incomes. But above all these is the North Carolina farmer and land owner who has been compelled to stand by and see fifty per cent of his income washed away by declining prices. It is indeed a serious thing to reduce public salaries; but we can only hope that those who are affected will continue to serve the public with the spirit of faithfulness which has guided them in the past. Public officers and employees constitute one class that enjoy full-time employment and a certainty of regular pay, and a basic cut of ten per cent in salary or wage is the only reduction they will have to sustain. There is this other compensation: eighty-five cents today will buy as much as one dollar would buy in 1928.

I recommend that this cut become effective on July 1, 1931, the beginning of our next fiscal year, and continue for a two year period only. I especially recommend that the laws enacted to carry out this ten per cent cut make it mandatory that the savings thus made be reflected in a positive reduction in tax levies on property to the full amount of the savings realized. This reduction will be worthless unless it finds its way into the pocket books of the tax payers.

**Public Roads**

Our total investment in public roads is greater than our total investment in educational facilities, and our annual tax bill to sustain public road maintenance and indebtedness rivals our total annual tax bill for education.

Our public roads should be maintained by those who use them, including people from other states who travel over them. The gasoline tax levied and collected in this state furnishes as much real value for the money as any tax levied, and furnishes it direct to the man who pays it. With property groaning under the load of all other expenses of local government, it should not be made to bear any part of the expense of maintaining roads.
This General Assembly will have before it the most complete information ever assembled in any state in the union concerning the whole range of its public road problem. You will have placed before you maps showing every mile of public road in every county in North Carolina, classified into grades and types of road. You will find county road mileage one-third less than was estimated two years ago. You will have analyzed data, carefully collected from each county seat, showing the costs of county road maintenance, the relationship between road expenditures and county chain-gangs, and the efficiency and effectiveness of the several county road organizations.

Two years ago I presented to the General Assembly the suggestion of expansion of state highway maintenance to cover all public roads in the state. After further consideration of this subject, with the more complete information now available, with an adequate fund for the purpose in easy reach without a tax on property, I am more convinced of its wisdom.

I do not partake of the apprehension that our state highway organization, after it has completed its big construction program, cannot be made adequate to the task of expending six million dollars of additional funds in county road maintenance. When its organization was immature and when its knowledge of road construction and maintenance had to be learned, it took over in one day all the main arteries of public roads in the state—carrying perhaps eighty per cent of travel mileage. Adequately maintaining this mileage, and constantly increasing it, it assumed with conspicuous success the added responsibility of spending twenty-five million dollars a year in laying out and constructing our main state system, now carrying perhaps eighty-five per cent of travel mileage.

With this major problem of construction behind us and with its seasoned organization trained in knowledge and technique extending through every county in North Carolina, I believe the State Highway Department could take over this large problem more easily than it originally met the problem of taking over the state system. Don't tell me it can't be done. It can be done and must be done.

This public road survey clearly points out the necessarily wasteful methods of public road maintenance by the more than one hundred and fifty separate organizations now operating within county line limitations. I can, of course, see difficulties and perhaps hardships involved in the carrying out of this plan, but they seem to me far out-weighed by the advantages and economies. And we must meet and master difficulties and hardships if this General Assembly is to perform any major operation for the relief of property taxation.

I, therefore, recommend that the state take over the complete maintenance of the county road systems. I recommend that the gasoline tax be increased to six cents per gallon and that all laws authorizing refunds of gasoline tax be repealed. I recommend, further, that two cents of the gasoline tax levy, together with the present appropriation of $500,000 from the highway fund be set aside for state maintenance of county roads. This will provide a $6,000,000 fund which should be adequate.

State Highways

I share the pride and admiration of all our people in the accomplishments and the superb service of the State Highway Commission in building up
our great system of hard-surfaced highways. Such an extensive system could probably not have developed under any plan other than the one adopted in 1921. But, we must remember that the problems of 1931 are not the problems of 1921. In 1921 our major problem was to build; in 1931 our major problem is to maintain. In 1921 we had no system of roads. Today, our main job is to tie the traffic arteries into one co-ordinated system. The time has come to discontinue building state highways in piece-meal fashion.

The state now has, in effect, nine separate highway organizations, hedged about and fettered by legislative and administrative restrictions upon the allocation and expenditure of highway funds. The state should not longer be subordinated to the individual districts.

I therefore recommend that the system of legislative highway districts with its complicated provisions for the apportionment and expenditure of highway funds be abolished. I recommend that the State Highway Commission be composed of a chairman and four commissioners from the state at large and that the Commission be authorized to establish such administrative districts as shall be necessary. I further recommend that the laws be enacted providing that future highway construction and reconstruction may be based upon a complete and composite state system developed on the basis of highway transport and traffic surveys and that highway funds should be under the same general budgetary supervision as all other public funds.

Prisons and Prisoners

The conclusion is inescapable that an organic economic relationship exists between highways and roads and prisoners in North Carolina, and that this relationship ought to be unified and integrated. In the present biennium, the State Prison has incurred a deficit of upward of $370,000 due in large measure to the fact that it has been necessary to maintain many able-bodied prisoners for long periods of idleness.

Last March I appointed a commission to investigate and report upon the general prison problem in this state. After conducting an exhaustive study of our present system of penal administration and prison facilities, the commission filed its report which has been made available to you. I am in accord with its general recommendations, and cannot impress upon you too firmly the desirability of placing our prison administration on a sound economic basis. We need, first, a proper parole agency to supervise paroled prisoners; second, a modern plant to take the place of the unsafe, costly, unsanitary, and wholly inadequate Central Prison and, third, a practical plan of utilizing state and county prisoners in developing and maintaining our road program.

Governor Bickett, Governor Morrison, and Governor McLean have each successively and in no uncertain terms condemned our State Central Prison plant. Governor Bickett declared that “the prison at Raleigh represents an inexcusable waste.” In my opinion, the State has lost many thousands of dollars through its failure to put in effect the recommendations for the re-location of the Central Prison.

We should erect a modern but inexpensive building at Cary Farm to serve as the central unit in our prison system. We should provide industrial facilities for training prisoners and for making profitable use of their
industry for state purposes. Through a sound coordination of our institutional programs, both the Caledonia and the Cary farms should be made to produce a large quantity of the basic food-stuffs used at the state institutions.

In the study of the state prison system, the Commission made recommendations covering the disposition of county prisoners. County convict and chain-gang camps present another problem which engages our particular attention at this time if the maintenance of county roads is taken over by the state. I suggest for your consideration the advisability of the erection of district prison camps to care for the present county prisoners and chain-gangs.

The 1927 General Assembly authorized $400,000 for the purchase of additional prison farm lands. This money has not been expended, and wisely so. With the facts before us which heretofore were lacking we can now pursue a constructive policy; and I recommend that the previously authorized funds be made available to meet this serious situation.

**Taxation**

Taxation is the means by which a people supply the funds for carrying on the services provided at public expense. It is the essence of democracy that such system be fair, just and reasonable—reaching every citizen, every privilege, and all property having taxpaying liability with even-handed justice.

Our ideal should be to consider fairly what amount we ought to raise, to decide whether our economic ability is sufficient to raise so much, to determine how much as shall raise; and our tax scheme should then be so constructed as within reasonable limits to require all citizens and all property to support the government according to their capacity and their benefit.

In its comprehensive report the Tax Commission tried to consider this subject in its wide ramifications. We should ourselves not undertake to legislate on any one phase of this question which reaches into every aspect of our economic and industrial well-being without first analyzing its effect on our whole scheme of taxation and on the welfare of the state in its entirety.

Of one conclusion I am absolutely certain. Taxes on property must be reduced. This is one clear mandate from the people. I but interpret their will. And we must go further; When we provide to cut taxes here, in Raleigh, we must also make provision that the cut be positively felt in the pocketbook of the taxpayer back home. This is our inescapable duty. The 1929 General Assembly reduced property taxes. It appropriated a total of $10,000,000 from state funds to the county governments. Six and a quarter millions of this was absolutely new money. Although 72 counties showed some reduction in their property levies in 1929, the average county did not reflect anything like the full amount received from the state; and many cities levied such substantial increases that the purpose of the General Assembly to effect a reduction was largely nullified. If this General Assembly will put this recommendation into effect and if we can work out the basic program proposed herein, I have no doubt that we shall give property genuine relief, and this we must do.
I urge this General Assembly to face this question fairly and fearlessly, divested of personal or sectional or class selfishness, and in the light of a reasonable interpretation of the facts to reconstruct our taxation scheme.

There is no subject in all government that has as many angles and stimulates as many theories, or that is as susceptible to controversy as is taxation. I have, therefore, avoided any effort at specific recommendation as to schedules; but that does not mean that I do not consider it the most important subject you will be called upon to deal with with wisdom and intelligence.

Revaluation of Property

The most important single phase of property taxation is that of valuing property for tax purposes. This measures the proportion of the total tax burden of a given taxing jurisdiction to be borne by each property owner. Under ordinary conditions real property should be revalued in a thorough and careful way every four years. However, I have with reluctance reached the conclusion that under existing conditions the quadrennial revaluation that is just beginning should be postponed for two years; and I recommend that the General Assembly enact a statute to provide that the revaluation of real property as of January 1, 1931 be made as of January 1, 1933.

The comprehensive sweep of depression has practically stopped the transfer of real property by open sales, and has left us without any satisfactory standards as a basis for fixing values. The constitution requires that property be assessed according to "its true value in money." Under present conditions true value in money cannot be determined with respect to almost every class of real property in the state. Adversity and depression have so touched every class of real property that we have no standard of measure for arriving at new values at the present time. A thorough revaluation would cost the counties of the state nearly a million dollars—a sum they can ill afford to spend at this time, unless the expenditure would be clearly reflected in an improved equalization of the tax burden among property owners.

In the face of present conditions many counties are asking to be relieved of the requirement of undertaking a thorough revaluation at this time. If some are relieved of this requirement, of course, all should be. If it is carried through, it should be state-wide. In my judgment, it would be a wise course to let revaluation wait two years. But I realize full well that your own collective opinion is the soundest judgment we can use. You come fresh from the people. You know and reflect the public opinion of every section of the state, and it is the opinion of the public and its welfare that must be served.

I present this question as one that should be determined promptly by the Assembly. The expense of revaluation has already begun; and if in your wisdom my recommendation should be carried out, this expense should be stopped at once.

Use of Tax Free Gasoline by Counties

The decision of our Supreme Court in the Mecklenburg county case, to the effect that a county is not a "distributor" of gasoline within the meaning of the law and, therefore, cannot be required to pay the state tax on
gasoline purchased in interstate commerce, has created a situation that demands legislative action in the interest of a uniform tax policy for all counties in the state. Under present conditions counties that provide facilities for storing and distributing gasoline purchased in tank car lots, get the benefit of tax free gasoline. All other counties pay a price for gasoline that includes the tax. Either tax free gasoline should be made available to all counties, in as convenient method as possible, or a consistent method should be found to require all counties to pay the tax. I recommend that the latter course be pursued.

The following considerations impel me to make this recommendation. Under this plan each county would receive back from the state in its road fund substantially the proper share of the tax it pays. Practically no expense is involved in collecting the tax in a uniform way for all uses. Departure from a uniform rule makes enforcement of the law more difficult. Use of tax free gasoline for all public purposes runs into many difficulties and border-line decisions where there is a mixed public and private use. Our neighbor states, Virginia and South Carolina, treat their gasoline tax as a straight tax without refunds, as do many other states. Perhaps the strongest consideration in favor of a uniform enforcement of the tax for all public and private uses is the necessity for preserving this source of revenue without impairment, if it is to remain adequate for the obligations now resting on it and for the larger program of public road maintenance proposed. We cannot continue to undermine this revenue asset and maintain its adequacy for the important and increasing public service resting on it.

State Reorganization and Consolidation

There is no question as to the soundness of the principles upon which our State government is founded, but experience demonstrates that in many instances our machinery is antiquated and our methods of administration cumbersome, unwieldy, expensive and inefficient. As this state has developed and as new burdens have been cast upon the state government, numerous bureaus, commissions, and boards have been established to discharge these added duties. You have recently observed the multitude of independent state agencies and the incidental cost of printing, as you attempted to wade through the fifty-odd separate reports submitted to your body.

I have myself experienced a growing consciousness of the diffusion of authority and responsibility in the administration of our public affairs, and have arrived at the conclusion that the increasing size and burden of public expenditures demand the readjustment of our governmental machinery to the end that modern and practical methods may be used in the conduct of our state government.

I have had placed in your hands a copy of the report made to me by the Brookings Institution, one of the foremost governmental research organizations in this country. It offers a present solution for our most pressing problems. It also sets up objectives, which will give helpful direction and definite purpose to our future efforts in carrying out governmental reform.

Among the subjects included in the scope of this report are the agencies dealing with the following: Financial control and administration, personnel,
purchasing, education, highways, public health, public welfare, labor, conservation and development, agriculture, business regulation, taxation, justice, and local government. The central purchasing plan, the consolidation of our three higher institutions of learning, and the application of the short ballot with respect to State offices created by statute, I have already publicly advocated as constituting three essential changes. These proposals I now recommend.

I ask these questions: Do we need concentration of responsibility and authority where we now have diffusion? Do we need economy where we now have waste and duplication? Do we need to tighten up our regulation of banks and other legitimate objects of regulation? Do we need to abolish needless agencies giving no fundamental services? Do we need to supplant archaic methods with modern, sound practical methods? Do we need to strengthen the arm of any department of our government? If so, I suggest that the appropriate legislative committee thoroughly digest and consider the recommendations made in this report so that such changes as are beneficial to the public welfare can be adopted. It is my deliberate judgment that the time is ripe for many of the recommended changes in our state government.

It is needless for me to remind you that while North Carolina has forged ahead in many fields it has not set the pace in the efficiency with which our government is operated. As a matter of fact, there is hardly a major proposal in the whole report which has not been supported at one time or another by preceding Governors, members of the General Assembly and the press throughout North Carolina. If we desire economy, there is but one path for us to take.

About twenty-five leading states of the forty-eight now have a consolidated or cabinet form of government such as herein recommended. This would indicate that there is nothing radical or new in adopting an improved system of government. At least a dozen General Assemblies now in session will this month give attention to this question. Governor Byrd of Virginia prepared for his address to the General Assembly in 1928 a detailed list of "direct cash savings" amounting to $800,000 for the first biennium of the code operation. In the Maryland reorganization, the central purchasing feature alone has saved the state $200,000 annually on $2,000,000 purchases—not to mention the savings resulting from other consolidations, chief among which was the consolidation of the institutions of higher education into the University of Maryland. In Pennsylvania reorganization, a deficit of $29,000,000 was wiped out within the first three years of the code operation, and deficiency appropriations averaging nearly $7,000,000 for the biennium were practically dispensed with. The reorganization of state government in New York by Governor Smith and a like reorganization in Illinois by Governor Lowden—who were alike pioneers in the field of state government reorganization—received nation-wide recognition by reason of the improved efficiency and economy they created. Maine and New Jersey at this moment are improving and reconstructing their state governments. Along the entire Atlantic Seaboard beginning with Virginia we find evidences of great steps forward. Idaho made a saving of close to $400,000 a year during the first four years after it had systematized its administrative activities. The state tax rate of Nebraska was lowered 33½% per cent after two years of operation under an administrative code.
In the light of the experience of these progressive states, there is now offered to the General Assembly the opportunity to render to the taxpayers of North Carolina a service unexcelled and unequalled in the history of the state. And I pledge you my utmost personal cooperation and every facility of my office in the performance of this service.

Local Government

The various units of local government in North Carolina—the one hundred counties, the hundreds of cities and towns, and the more than one thousand taxing districts—collect more taxes, spend more money, employ more public servants, have a more intimate contact with, and exert a more direct influence upon the lives of our citizens than does the state government. Inefficiency and maladministration of finances in many of our counties and municipalities are sources of waste which must be borne by the taxpayers. Inadequate protection of public money and improper accounting and settlement by officers handling public money, particularly tax-collecting officers, are a common condition that demand your immediate attention for adjustment.

The State’s endeavor through the County Government Advisory Commission to assist counties in their problems has met with hearty favor in all counties, but the volume of this assistance should be enlarged. The state through this Commission should furnish supervision over the financial affairs of all local governments through uniform accounting systems, uniform budgets, restricted and uniform debt-incurring powers, and uniform purchasing procedure.

The Brookings Institution report relating to county government recalls the fact that the present burdensome taxes on property are levied by the towns and counties and expended by them entirely for their own benefit. The Tax Commission called attention to the fact that 75 cents out of every tax dollar is expended by and through local governments. The Brookings report notes the over-organized condition of our counties and points the way to better administration at reduced cost, through a greater concentration of authority in one responsible agency—the board of county commissioners—which acts are proposed to be supervised and inspected by the County Government Advisory Commission and the State Sinking Fund Commission.

The financial plight of some counties today is evidence enough that additional restrictions are necessary upon their buying power. The indebtedness of local governments has increased 315 million dollars during the past ten years. I recommend that all requests for the validation of bonds or the refunding of bonds—such as regularly come before each session of the General Assembly—be required, first, to secure the approval of the State Sinking Fund Commission and, second, be authorized only as provided for in a general statute enacted with all the particularity and care required for laws authorizing bonds and taxes. This is no time to further increase the debt of the state or the local governments except such as is clearly in the public interest. The large volume of tax anticipation notes issued this year warrants a consideration of whether the beginning of the fiscal year and tax collection dates are too far apart and whether it would be well to advance the whole assessment and taxation calendar.
The proposal of the Brookings report for the passage of acts enabling counties jointly to use and maintain a common jail, county home, health department, and convict camp is a step in the direction of reduced cost and increased efficiency and welfare.

Likewise, I commend to your serious consideration the mandatory consolidation of some counties. Many of our 100 counties would never have been created, of course, if at the time we had had the transportation facilities of today. The beneficial experience gained by such enforced legislation will, I believe, pave the way for further consolidations at future sessions of the General Assembly.

**Education**

The public school is basic in a civilization such as ours. It is inherent in any scheme of democracy. It represents the State's best effort to give all children an equal start in life. It stabilizes government; it sustains the economic power of a people, it alleviates social ills and provides for individual self sufficiency. Upon it we base our hope for the success of the next generation, and through it we can best discharge our obligations to those who come after us.

The General Assembly of 1929 created an Educational Commission and instructed it to study the administration of public education in North Carolina with a view both to finding possible economies and enriching the educational outcomes. The Commission submits its report in the form of two proposed bills. Bill No. 1, which represents the mature judgment of the Commission, attacks the problem in a fundamental way. It proposes that North Carolina write into the law equal educational opportunity for all the children of the state. It would consolidate the varied lengths of school terms, bridge expensive and arbitrary district lines, and decrease the spending agencies from nearly fourteen hundred to one hundred twenty-nine. Bill No. 2 is intended to serve as a temporary measure to be used only in case the fundamental reorganization is found by the General Assembly to be impossible at this session.

The Commission finds that the present administrative machinery of the school system is cumbersome and expensive on account of impassable district lines and the wide dispersion of financial control. It declares that this reorganized school system, will, on the whole, be less expensive than the operation of our present system.

Our school system as it exists today is not the result of unified planning. It represents diverse community thinking; it is spotted and irregular; it is local in nature and often inefficient in operation. It is most expensive at its weakest places. Some day its spots and irregularities will be rubbed out and that day will mark a glorious achievement for North Carolina.

One hope which I have steadfastly held since before becoming Governor was to be instrumental in bringing about an eight months school term. If the pressure of circumstances makes it necessary for me to forego this aspiration, it will be a severe disappointment. If, therefore, the General Assembly in its wisdom, can devise some way to provide an eight months school term for all the children in the state at a less expense than our present effort now represents, it will, in my opinion, render the highest public service.
Our institutions of higher learning—the University, the State colleges, and the teacher training schools—are the crowning glory of our state educational system. We have a merited pride in visioning the steady, uncompromising strides to a finer material and spiritual culture that have carried our people forward within the lifetime of this century. Back of this finer culture, contributing to it, a dynamic part of it—are the splendid human labors of the men and women who continuously renew the youth of the state in its colleges and university. These institutions deserve and should receive the best thought of our united abilities, and I shall present a fuller discussion of them at a later date.

Workmen’s Compensation

For twenty years the North Carolina General Assemblies discussed the adoption of a workmen’s compensation law. It remained for the General Assembly of 1929 to enact a constructive statute on this subject. There now remain only four states in the union without this law. The Industrial Commission which has administered this law with conspicuous success and with a fine sense of justice as between employer and employee; has handled forty thousand cases of injuries in industry.

We have had more than a year and a half of experience under its operation, and should review its provisions with the view of correcting any inequalities that may have been found by experience to exist.

Labor and Industry

Occurrences within the past two years have brought every thinking North Carolinian face to face with the necessity for an appraisal of the relationship between capital and labor. We struggled through the storm in 1929; we must set our future course with wisdom and courage so as to avoid a repetition of those primary troubles.

The humanitarian trend in this country towards social legislation which protects the health and welfare of men, women, and children in industry is definite and fundamental. At the same time the general well-being of workers is, of course, essentially interwoven with the prosperity and business conditions prevailing in the industry in which they are employed.

Our largest employer of labor is the textile industry. This business for the past two years has existed on the fringe of financial prostration. The North Carolina farmer is in a desperate condition, but he by no means suffers a monopoly of misfortune. The textile owner and the textile worker may debate on even terms with the farmer: the question of whether industry or agriculture has suffered the greater disability and financial loss within the past two years. Whatever legislation we can enact for the improvement of the workers of this industry will affect the welfare of one of the primary groups of the state. Any legislation we enact must, of course, be considered in relationship to our neighboring and competing states and with due regard to the present status of both employer and employee, but that fact should not and must not deter us in our duty as our experience and wisdom direct.

I recommend that the sixty-hour week be reduced to fifty-five hours, with adequate penalties for its violation. I recommend that night work for women under eighteen years of age in industry be prohibited; and that
the educational requirement for children between the ages of fourteen years and sixteen years in industry be raised from completion of the fourth grade to completion of the sixth grade.

In the formulation of fair and just regulatory policies, representatives of all interested groups should be heard. I commend to your study the section of the Brookings report dealing with this subject, one of the major recommendations of which is the creation of a reorganized Department of Labor, which would be charged with the duty of handling the state's labor activities and of exerting every effort in the direction of preserving amicable relations among the groups in our industrial population.

**Constitutional Convention**

Throughout my public life I have observed the limitations placed upon the General Assembly because of the restrictions of our antiquated constitution. When the present constitution was written, North Carolina was an impoverished, broken agricultural state. The constitution as set up was fairly well suited to the needs of the people and the time. The far-reaching changes which have taken place in our social, economic, industrial and governmental life since 1900 were not foreseen in 1868 and 1875 and could not have been provided for in the instrument adopted in that period.

Efforts in recent years to partially reconstruct the constitution by amendment have not been successful. The reason most frequently advanced in explanation of this is that instead of being revamped by amendments, the constitution should be completely re-written so as to adapt it in its entirety to present day needs.

In my judgment, the time has come when we should call a Constitutional Convention to re-write the organic law of the state, and I recommend that this General Assembly submit to the voters of the state at the next general election the question of calling a Constitutional Convention to be held sometime during the year 1933.

**In Conclusion**

Heightened as my concern is with respect to both present conditions and the outlook, I am heartened with confidence because of the high opinion I hold of the ability and the character of the membership of this General Assembly. I welcome you to your duties at the State's Capitol. I congratulate the State on the calibre of the servants it has chosen; and I step aside here especially to express my own and the public's appreciation of that spirit of service that brings to this General Assembly the first woman ever elected by the people to the Senate of North Carolina, Mrs. E. L. McKee of Sylva. I also felicitate the citizenship of Rockingham County who have sent as their charming representative Mrs. B. Frank Mebane, the fourth woman ever to sit in the House of Representatives. I venture the opinion that both Mrs. McKee and Mrs. Mebane will write large across the pages of achievement of this body.

I have laid before you candidly, ladies and gentlemen of the General Assembly, the conditions and needs of the state as I conceive them and as I believe you know them. If I have a public record, I hope it is a record of sustained progress. But I speak you the sober truth when I declare my
conviction that the greatest foes of North Carolina's well-being today will be found among those of us who fail to sense conditions as they are and who fail to meet our responsibilities with courage.

In the beginning of this legislature, which is the beginning of a new and, I hope, a better year, I covet for us all the resolution to conquer our fears. I am ambitious for us to recover first, not our prosperity, not our riches, not our ease and luxury, but that serenity of inner self which shall inspire our living faith in our institutions and continuing confidence in our fellow man.

It was the late Bishop Brent who said it was better both for the body and the soul to go hungry sometimes than to be full always; better to be weary from hard work than to keep on a dead level of comfort, or to know weariness only from the spinning dance and the daily pleasure; cleaner to be dusty and bathed in the blood and sweat of battle than to be so sheltered as not to know the meaning of hand-to-hand conflict with real problems or fierce temptations.

May I say this word in conclusion? This message into the preparation of which I have thrown every ounce of my energy and ability is my unselfish concept of my duty to the whole people of North Carolina. There is not a line in it, or a reservation unexpressed, that is prompted by anything but the purest patriotism of which my nature is capable. I have not considered politics, friendship, personnel, or personality, but have endeavored to the completeness of my capacity to subordinate everything and everybody to the welfare of my state and to the three million North Carolinians by whose grace and confidence I hold the high office of Governor.

Upon motion of Senator Johnson of Duplin, seconded by Mr. Harris, the joint session is dissolved and the Senate repairs to its chamber.

The Senate re-convenes and proceeds with the transaction of the following business:

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Johnson of Duplin: S. B. 10, a bill to defer the quadrennial assessment and valuation of property until the year 1933.

Referred to Committee on Finance.

By Senator Folger: S. R. 11, a joint resolution to authorize and provide for the printing of the Governor's message to the General Assembly.

Upon motion of Senator Folger the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Whedbee: S. B. 12, a bill to abolish the term of Superior Court of Perquimans County known as the January term of said court and to amend section 1443 of Volume 3 of the Consolidated Statutes of North Carolina in so far as it is related to the January term of Perquimans Superior Court.
Upon motion of Senator Whedbee the rules are suspended and the bill is placed upon its immediate passage.

Passes second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Blount, the Senate adjourns to meet tomorrow at 11 o'clock.

FOURTH DAY

SENATE CHAMBER,
SATURDAY, JANUARY 10, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. Chas. H. Dickey, Pastor of the Baptist Church of Williamston.

Upon motion of Senator Lawrence, the reading of the Journal of yesterday is dispensed with and the same stands approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 15, a bill to repeal chapter 376 Public-Local Laws 1929, relating to the leasing of school property by the Board of Education of Avery County.

Referred to Committee on Education.

H. B. 16, A bill to extend the powers of jurisdiction of policemen of the Town of Benton Heights, Union County, North Carolina.

Referred to committee on Counties, Cities & Towns.

H. B. 17, A bill regarding the election of cotton weigher for Monroe, Union County, North Carolina.

Referred to Committee on Counties, Cities & Towns.

H. B. 18, A bill regulating the compensation of cotton weigher for Monroe, Union County, North Carolina.

Referred to Committee on Counties, Cities & Towns.

H. B. 19, A bill to amend chapter 273 of the Public Laws 1929, relating to the punishment of makers of worthless checks by adding Union County after the words Hyde County.

Referred to Committee on Judiciary No. 1.

H. R. 20, A joint resolution to authorize and provide for the printing of the Governor's message to the General Assembly.

Upon motion of Senator Hinsdale the rules are suspended and the resolution is placed on its immediate passage.

Passes its second and third readings, and is ordered enrolled.

H. B. 21, A bill to abolish the general county court of Transylvania County.

Upon motion of Senator McKee the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings, and is ordered enrolled.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Powell: S. B. 13, A bill to repeal chapter 392 Public-Local Laws of 1929, relating to the use of automatic shot guns in Columbus County.

Upon motion of Senator Powell the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is sent to the House of Representatives.

By Senator Price: S. B. 14, A bill to increase the members of the board of county commissioners of Union County from three to five.

Upon motion of Senator Price the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Bernard the Senate adjourns to meet at 8 o'clock P. M. Monday, January 12.

FIFTH DAY

SENATE CHAMBER,
MONDAY, JANUARY 12, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. Harvey Cox, Assistant in Christ Church and Vicar of St. Saviour, Raleigh, N. C.

Upon motion of Senator Whedbee, the reading of the Journal of Saturday, January 10, 1931, is dispensed with and the same stands approved.

Upon motion of Senator Johnson of Duplin, indefinite leave of absence is granted Senator Campbell on account of illness.

Upon motion of Senator Gravely, indefinite leave of absence is granted Senator Uzzell on account of illness.

MESSAGE FROM THE GOVERNOR

The following message is received from His Excellency, Governor O. Max Gardner:

Mr. President, Mr. Speaker, and Members of the General Assembly:

Complying with the provisions of the Executive Budget Act it is my privilege to present to the General Assembly the budget for the biennium beginning July 1st, 1931.

The budget report of the Governor, Ex-officio Director of the Budget, and of the Advisory Budget Commission, submitted herewith, outlines the recommended financial policy and the proposals as to revenues and expenditures of the State for the biennium 1931-1933.

The present biennium has demonstrated anew the value of the Executive Budget. Financial conditions advise to a degree rarely if ever before experienced have taxed to the limit the statutory machinery of the State for
maintaining a balanced budget. The General Assembly of 1929 left the budget of the General Fund for the biennium 1929-1931 with a revenue deficiency of nearly $2,000,000; that is to say, the total appropriations out of the general fund by the 1929 General Assembly were nearly $2,000,000 more than the estimated revenues to be collected under the Revenue Act of 1929. The revenues actually collected and now estimated to be collected are more than $2,000,000 less than was estimated to be collected at the time the Revenue Act of 1929 was passed. Thus it will be seen that the revenues collected and to be collected under the Revenue Act of 1929 will be more than $4,000,000 less than the amount of the appropriations made by the General Assembly in 1929.

In order to meet this condition expenditures were reduced during the fiscal year 1929-30 $1,424,510 below the appropriations for that year and it is planned to reduce the expenditures for the present fiscal year $2,120,000 below the appropriations for this year. Notwithstanding these great reductions, and greater reductions could not be made without impairment to the services of the State, the biennium will close with an estimated deficit of $1,224,151. This deficit is taken over and absorbed in the proposed budget for the biennium 1931-1933.

The Highway funds and the Agriculture fund revenues have suffered and are suffering the same serious recessions as the General Fund.

The problems met in preparing the present proposals relate to both revenue and expenditure. It was found necessary to increase the revenues of the new biennium by more than $5,200,000 to meet largely the shrinkage in collections under the revenue structure and the credit balance carried over from 1927-29 and reapportioned for 1929-31. The proposals for raising the additional revenues needed are discussed at length in the Budget Report transmitted herewith and also in the report of the Tax Commission, to both of which reports I direct your careful attention and thoughtful consideration. As relates to expenditures, the situation is met by drastically reducing the proposed appropriations of 1931-33 from the appropriations made for 1929-31. It will be noted, therefore, that the problems are met in some degree with a consideration of both revenues and expenditures.

The proposed appropriations from all funds contemplate the reducing by at least 10% all salaries and wages. If this reduction should not be provided for, the proposed appropriations will not be sufficient to meet the needs of the several departments, institutions and agencies of the State.

I have already recommended the 10% decrease in salaries and wages in my biennial message to this body. As stated in that message, I arrived at the conclusion to make this recommendation only after careful and serious thought. Realizing, however, that expenditures of the State must be reduced and that a part of this reduction must come from the amount paid by the State for salaries and wages, I felt that it would be a better policy for the State to make a cut of 10% in all salaries and wages paid rather than to leave the salary and wage scale at its present level and reduce the number of employees sufficiently to make a 10% saving in the amount paid for personal service, thus adding to the already large number of unemployed in the State.

With a decreasing value of the dollar and a declining commodity basis it will be less expensive to operate any enterprise in the future than it
has been in the immediate past, and if the proposals set forth in the Budget Report are put into effect the departments, institutions and agencies of the State ought to be able to carry on their operations without serious impairment to the welfare of the State.

The situation, however, is serious and I frankly feel grave concern over it. The question of enforcing upon the next biennium the necessity of absorbing the deficit of the present biennium and at the same time bearing its total operating expenses—necessitating drastic reductions in appropriations for the present biennium—is a question which should be thoroughly studied and determined in the light of the present situation as a whole and of possible alternative methods of meeting it, and I feel it my duty to call the attention of the General Assembly to the importance of facing this question and the budget as submitted in its entirety.

The proposal to increase the gasoline tax one cent a gallon and to take over the maintenance of county roads by the Highway Commission, recommended in my biennial message, is not given effect in the proposals here-with submitted. Bills carrying these recommendations into effect will be prepared and submitted for your consideration in due course.

There will also be prepared and placed before you for your consideration and for introduction by the Chairman of the Finance Committee of the Senate and the Chairman of the Finance Committee of the House a revenue bill containing the proposals for raising revenue for the General Fund, as outlined in the Budget Report. Also a General Maintenance Bill containing the proposed maintenance appropriations, will be prepared and laid before you for your consideration and for introduction into the General Assembly by the Chairman of the Senate Appropriations Committee and the House Appropriations Committee.

An account of the present economic conditions, I do not think this General Assembly should authorize any additional bond issues for permanent improvements. The needs of the institutions in some cases are pressing, but they are not so pressing that, under present conditions, they may not wait until 1933, at which time it is hoped we will have reached a better day. There are certain unexpended and unallotted balances of permanent improvement appropriations made by former sessions of the General Assembly, and these may be reapportioned and reallocated and a bill providing for the reapportionment and reallocation of these unexpended and unallotted balances will be presented for your consideration.

During the present biennium, emergency loans or advances have been made to some of the institutions under Chapter 49 of Public laws of 1927. These emergency loans or advances are referred to in detail in the Budget Report. They amount to a total sum of $316,295. The law provides that the obligations incurred by the State in making these emergency loans or advances shall be funded and included in the permanent improvement bonds authorized to be issued by the next session of the General Assembly. Feeling, however, that no permanent improvement bonds should be authorized by this General Assembly, I recommend that provision be made for carrying these advances on short term notes until 1933, to be then funded, together with such advances as may be made under the same act for the ensuing biennium, by the General Assembly at that time. A bill to carry out this proposal will be prepared and presented to you for your consideration.
The budget as presented to the General Assembly is replete with information and data concerning the fiscal operations of the State government and of its departments, institutions, and agencies, and this budget is commended to you for your careful consideration. If the information is not sufficiently clarified or amplified, application to the Budget Bureau will meet with a hearty response and all available information will be placed at your disposal. Information collected by The Budget Bureau is available in all its details to every member of this Assembly, and I trust that you will make full use of it.

Respectfully submitted,

O. MAX GARDNER,
Director and Ex-officio
Director of the Budget.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Powell: S. B. 15, a bill to regulate employment in the Legislative, Executive and Judicial Departments of the State Government and in the several counties, cities, and towns and other municipal or governmental subdivisions of the State.
Referred to Committee on Judiciary No. 1.
Upon motion of Senator Johnson of Duplin, the Senate adjourns to meet tomorrow morning at 11 o'clock.

SIXTH DAY

SENATE CHAMBER,
Tuesday, January 13, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.
Prayer is offered by Rev. W. W. Davison, Pastor of Johnson Memorial Baptist Church, Raleigh, N. C.
Upon motion of Senator Lovill the reading of the Journal of yesterday is dispensed with and the same stands approved.

REPORTS OF COMMITTEE

Senator Johnson of Duplin, for the Committee on Rules makes the following report and recommendation: Amend the present rules by adding to rule 20 the following: "Unless the Lieutenant Governor shall, without objection from the Senate, appoint a greater number on any Committee."
Upon motion of Senator Johnson of Duplin the report is adopted.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Clarkson: S. R. 16, a joint resolution requesting Congress to rebate at least 20% of the tobacco and cigarette tax collected from North Carolina to relieve the land tax for schools of the State.
Upon motion of Senator Clarkson the rules are suspended and the resolution put upon its immediate readings.

Passes its second reading.

Senator Folger offers an amendment which is adopted.

Senator Pritchett offers an amendment which is adopted.

Senator Clarkson offers an amendment which is adopted.

Senator Jones offers an amendment which is adopted.

Passes its third reading and is ordered engrossed and sent to the House of Representatives.

Senator Johnson of Duplin offers the following: S. R. 17, Senate Resolution concerning report of actions of the General Assembly, its officers and Committees:

Whereas, it has come to the attention of the Rules Committee of the Senate that on the 8th of January articles appeared in many newspapers in the State, in the form of News Items sent from Raleigh, that the Rules Committee "Is understood to have put the screws on Lieutenant-Governor Fountain to see that he does not run wild again this year in employing clerks, pages and laborers;" and further stating that "When the Rules Committee met yesterday it called in Lieutenant-Governor Fountain and informed him that he could not be as lavish with his political patronage this session as he was in 1929;" and

Whereas, the Rules Committee did not do either of the things set forth in the articles reported, but with the concurrence and approval of the President of the Senate determined to submit to the Senate certain rules and amendments looking to the observance of economy as far as possible and as thorough as might be in keeping with reasonably efficient service in the transaction of the business of the Senate; and

Whereas, the Committee feels that public correction of this report should be made, Now, therefore, be it Resolved: That so much of the article referred to as is above quoted is condemned as incorrect, inaccurate and unfair to our Presiding officer; that while we welcome publicity of all things done by the Senate and its officers and committees and are content to have fair criticism of their acts and conduct, we suggest the observance of care, to a reasonable degree, in the reports of the actions of the General Assembly and its Officers and members.

Upon motion of Senator Johnson of Duplin the resolution is unanimously adopted.

By Senator Johnson of Moore: S. B. 18, a bill to repeal Chapter nine of the Public Laws of North Carolina, 1925 Session, excepting Randolph County from the general county court act and amendments thereto.

Upon motion of Senator Johnson of Moore the Rules are suspended and the Bill placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Lindsey: S. B. 19, a bill providing for the State taking over the Public Schools for the constitutional period of six months and relieving the counties, districts and municipalities from the necessity of financing the same.

Referred to Committee on Education.

By Senator Ward of Beaufort: S. B. 20, a bill to require corporations hereafter created to pay in as much as fifty per cent of their authorized capital
stock before commencing business and amending chapter on Corporations in that particular.

Referred to Committee on Judiciary No. 2.

By Senator Lovill: S. B. 21, a bill to amend Section 5168 (q) Volume 3, of the Consolidated Statutes providing for the payment of Confederate pensions monthly.

Referred to Committee on Pensions.

APPOINTMENTS

The President announces the appointment of the following standing Committees:

Committee on Agriculture—Senators Price, Chairman; Hatchett, Dunlap, Hardy, Burt, Lovill, Lynch, Nixon, Pritchett, Clark, Hicks.

Committee on Appropriations—Senators Gravely, Chairman; Burt, Bur- rus, McKee, Jones, Powell, Dunlap, Blount, Uzzell, Campbell, Dortch, Folger, Gower, Gwyn, Johnson of Moore, Lawrence, Ward of Craven, Lovill, McSwain, Pritchett, Zollicoffer, Hardy, Harmon.

Committee on Banks and Currency—Senators Lawrence, Chairman; Johnson of Moore, Burt, Dunlap, Folger, Gower, Hicks, Horton, Lindsey, McSwain, Nixon, Uzzell, Gravely.

Committee on Caswell Training School—Senators Hardy, Chairman; Baggett, Bennett, Clarkson, Dortch, Gower, Hatchett, Harmon, Johnson of Moore, Lawrence, Lindsey.

Committee on Claims—Senators Johnson of Moore, Chairman; Zollicoffer, Williams, Whedbee, Ward of Beaufort, Rodwell, Hatchett, Jones, Hendren, Harmon, Gwyn.

Committee on Labor and Commerce—Senators Jones, Chairman; Ber- nard, Campbell, Lovill, Lynch, McSwain, Price, Pritchett, Ward of Craven, Grant, Clarkson.

Committee on Commercial Fisheries—Senators Campbell, Chairman; Williams, Hicks, Clark, Peel, Blount, Lawrence, Grier, Lindsey, Rankin, Hardy.

Committee on Congressional Districts—Senators Grier, Chairman; Rod- well, Dunlap, Gravely, Clark, Campbell, Burrus, Blount, Bernard, Peel.

Committee on Conservation and Development—Senators Rankin, Chair- man; Lindsey, Umstead, Bennett, Ward of Craven, Johnson of Duplin, Clement, Lawrence, Grant, McKee, Lovill.

Committee on Consolidated Statutes—Senators Hindsdale, Chairman; Hendren, Bernard, Baggett, Clarkson, Folger, Dortch, Clement, Lovill, Nixon, McSwain, Powell, Zollicoffer.

Committee on Constitutional Amendments—Senators Ward of Beaufort, Chairman; Grier, Baggett, Bernard, Clement, Haywood, Hicks, McSwain, Lovill, Rodwell, Umstead, Whedbee, Hendren.

Committee on Corporations—Senators Hendren, Chairman; Bernard, Burrus, Clarkson, Clement, Grant, Grier, Hicks, Johnson of Duplin, Jones, McLean, McSwain, Nixon, Peel, Pritchett, Rankin.

Committee on Corporation Commission—Senators McSwain, Chairman; Baggett, Bernard, Burt, Campbell, Dortch, Clement, Folger, Gower, Har- mon, Hatchett, Horton, Price.
Committee on Counties, Cities and Towns—Senators Clark, Chairman; Lynch, Bernard, Blount, Dortch, Folger, Gwyn, Uzzell, Hatchett, Horton.

Committee on Courts and Judicial Districts—Senators Clement, Chairman; Lynch, Clarkson, Powell, Dunlap, Uzzell, Dortch, Grant, Gwyn, Hicks, Horton, Johnson of Moore, McSwain.

Committee on Distribution of Governor's Message—Senators Lindsey, Chairman; Pritchett, Zollicoffer, Williams, Whedbee, Ward of Craven, Umstead, Rankin, Price, Powell, McSwain, McSwain, Lynch.

Committee on Education—Senators Folger, Chairman; Blount, Baggett, McLean, Clark, Uzzell, Grier, Johnson of Duplin, Campbell, Horton, Burrus, Dunlap, Lovill, McKee, Price, Pritchett, Gravely, Rankin, Harmon.

Committee on Election Laws—Senators Powell, Chairman; Jones, Bennett, Bernard, Lovill, Nixon, Haywood, Hicks, Lynch, McSwain, Price, Burrus, McKee, Whedbee, Blount.

Committee on Engrossed Bills—Senators Zollicoffer, Chairman; Burnett, Baggett, Williams, Whedbee, Ward of Craven, Price, Powell, Nixon, McSwain, McLean, Lynch, Lindsey.

Committee on Enrolled Bills—Senators Lovill, Chairman; Hinsdale, McLean, Lawrence, Gower, Grier.

Committee on Federal Relations—Senators Clarkson, Chairman; Baggett, Dortch, Folger, Gower, Grant, Grier, Gwyn, Hendren, Johnson of Duplin, Johnson of Moore, Nixon.

Committee on Finance—Senators Dunlap, Chairman; Ward of Beaufort, Burrus, Haywood, Hinsdale, Lynch, McKee, Rankin, Burt, Bennett, Gravely, Peel, Blount, Folger, Grier, Hendren, Johnson of Duplin, Whedbee, Umstead, Clark, Hicks, Clement, Price, Grant, Hatchett.

Committee on Game Laws—Senators Nixon, Chairman; Lindsey, Rankin, Johnson of Moore, Lawrence, Williams, Grier, Hinsdale, Horton, McLean, Clark, Umstead.

Committee on Immigration—Senators Uzzell, Chairman; Powell, Pritchett, Rankin, Rodwell, Umstead, Price, Nixon, McLean, Lynch, Lindsey, Jones.

Committee on Insane Asylums—Senators Gower, Chairman; Hardy, Harmon, Hatchett, Hinsdale, Johnson of Moore, Lawrence, McLean, Peel, Umstead, Bennett.

Committee on Institutions for the Blind—Senators Hatchett, Chairman; Bernard, Blount, Burrus, Burt, Clark, Clarkson, Gower, Hardy, Hicks, Horton.

Committee on Institutions for the Deaf—Senators Williams, Chairman; Zollicoffer, Whedbee, Price, Powell, McLean, Lovill, Hatchett, Harmon, Gwyn, Baggett.

Committee on Insurance—Senators Baggett, Chairman; Jones, Umstead, Bennett, Dunlap, Lovill, Clark, Burt, Grant, Peel, Blount, McSwain.

Committee on Internal Improvements—Senators Hardy, Chairman; McLean, Baggett, Bennett, Burt, Campbell, Zollicoffer, Williams, Ward of Beaufort, Rodwell, Pritchett, McKee, Lynch, Lindsey.

Committee on Journal—Senators McLean, Chairman; Ward of Craven, Lawrence, Horton, Haywood, Lindsey, Jones, Harmon, Hardy, Gwyn, Dortch, Clarkson.
Committee on Judiciary No. 1—Senators Blount, Chairman; Clement, Lynch, Jones, Powell, Dunlap, Uzzell, Baggett, Campbell, Gravely, Gwyn, Harmon, Hendren, Johnson of Duplin, Lawrence, McSwain, Nixon, Rodwell, Whedbee.

Committee on Judiciary No. 2—Senators Horton, Chairman; Hicks, Dortch, Johnson of Moore, Hinsdale, Clarkson, Peel, Bernard, Folger, Grant, Grier, Jones, Lovill, McLean, Pritchett, Ward of Beaufort, Ward of Craven, Williams, Zollicoffer.

Committee on Justices of the Peace—Senators Lynch, Chairman; Hatchett, Baggett, Whedbee, Gower, Peel, McLean, Rodwell, Pritchett, Price, Williams, Burt.

Committee on Library—Senators Umstead, Chairman; Baggett, McLean, Burrus, Uzzell, Rodwell, Pritchett, Lawrence, Peel, Gwyn.

Committee on Manufacturing—Senators Haywood, Chairman; Gower, Burt, Clement, Dortch, Folger, Grant, Gwyn, Rankin, Zollicoffer, Hinsdale, Johnson of Duplin.

Committee on Military Affairs—Senators Dortch, Chairman; McLean, Dunlap, Burt, Campbell, Gower, Gwyn, Hardy, Harmon, Haywood, Hendren, Johnson of Moore, Jones.

Committee on Penal Institutions—Senators Hicks, Chairman; Burt, Powell, Dunlap, Uzzell, Gravely, Ward of Beaufort, Grier, Hatchett, Price, Hinsdale, Gower.

Committee on Printing—Senators Gwyn, Chairman; Lindsey, Clarkson, Clement, Gravely, Haywood, Hendren, Hicks, Johnson of Duplin, McKee, McLean, Nixon.

Committee on Pensions and Soldiers Home—Senators Pritchett, Chairman; Price, Dunlap, Baggett, Bernard, Clarkson, Folger, Grier, Gwyn, Hatchett, Rodwell, Ward of Craven, Williams, Ward of Beaufort.

Committee on Propositions and Grievances—Senators Ward of Craven, Chairman; Haywood, Bernard, Campbell, Clement, Gower, Grant, Gwyn, Hardy, Hendren, Hicks, Hinsdale, Johnson of Duplin, Zollicoffer, Williams.

Committee on Public Health—Senators Burrus, Chairman; Bennett, Gower, Hardy, McKee, Uzzell, Blount, Clark, Dortch, Gravely, Hinsdale, Johnson of Duplin, Price, Rankin, Zollicoffer.

Committee on Public Roads—Senators Peel, Chairman; Burrus, Johnson of Duplin, Hinsdale, Clarkson, Dunlap, Baggett, Gravely, Ward of Craven, Rodwell, Lindsey, Grier, Hicks, Folger, Lovill, Blount, McKee, Clark.

Committee on Railroads—Senators Burt, Chairman; Ward of Beaufort, Baggett, Zollicoffer, Williams, Whedbee, Umstead, Rodwell, Rankin, Pritchett, Price, Powell.

Committee on Salaries and Fees—Senators Bennett, Chairman; Campbell, Clark, Clarkson, Dunlap, Burt, Clement, Dortch, Folger, Gower, Grant, Grier, Gwyn, Horton, Hinsdale.

Committee on Senatorial Districts—Senators Rodwell, Chairman; Hicks, Dunlap, Gravely, Grier, Whedbee, Clark, Campbell, Folger, Harmon, Horton, Nixon, Pee.l.

Committee on Senate Expenditures—Senators Lovill, Chairman; Nixon, Hatchett, Johnson of Duplin, Lynch, McLean, Rodwell, Pritchett, Williams, Zollicoffer, Clark, Folger.

Committee on Trustees of State College—Senators Bernard, Chairman;

Committee on Trustees of the University—Senators Whedbee, Chairman; Blount, Rankin, Burrus, Nixon, Dunlap, Umstead, Clarkson, Hardy, Folger.

Committee on Public Welfare—Senators McKee, Chairman; Uzzell, Gravely, Baggett, Rankin, Grant, Hatchett, Haywood, Johnson of Moore, Horton.

Committee on Water Commerce—Senators Lindsey, Chairman; Whedbee, Lawrence, Campbell, Ward of Craven, Ward of Beaufort, Clark, Blount, Uzzell, Zollicoffer.

ENROLLED BILLS

The President announces the ratification of the following bill:
H. B. 21, a bill to abolish the several county courts of Transylvania County.

SPECIAL ORDER

The hour for the Special Order of the day having arrived, the President lays before the Senate the following resolution, S. R. 2, a resolution in reference to the present burden of taxation on real estate and instructions for the Finance Committee.

Upon motion of Senator Ward of Beaufort, the resolution is referred to the Committee on Finance.

Upon motion of Senator Gravely, the Senate adjourns to meet tomorrow morning at 11 o'clock.

SEVENTH DAY

SENATE CHAMBER,
WEDNESDAY, January 14, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. Edgar M. Hall, Pastor of Epworth Methodist Episcopal Church, Raleigh, N. C.

Senator McLean, for the Committee on the Journal, moves that the reading of the Journal be dispensed with, and the same stands approved.

Upon motion of Senator Clark, indefinite leave of absence is granted to Senator Zollicoffer.

REPORTS OF COMMITTEES

Senator Johnson of Duplin, for the Committee on Rules, makes the following report: Add a new section to be known as Rule Number 18½, as follows:

"All bills introduced in the Senate providing for bond issues, levying taxes, or in any manner affecting the taxing powers of the State or any subdivision thereof shall, before being considered by the Senate, be referred to the Committee on Finance, and bills referred to other committees carrying any of the provisions herein mentioned shall be re-referred to the
Senate as being bills to be considered by the Finance Committee before proper action may be taken by the Senate."

Upon motion of Senator Johnson of Duplin, the report is adopted.

**PETITIONS**

Senator Grier presents a petition of certain citizens relative to reduction of license tax on automobiles and substitution of increased gasoline tax. Referred to Committee on Finance.

Senator Ward of Beaufort presents a petition from State Tax Relief Association relative to proposal to postpone revaluation of all real estate. Referred to Committee on Finance.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Whedbee, Gravely, Grant, Lawrence and Clark: S. R. 22, a joint resolution to commend the efforts of the American Legislators Association and the Interstate Legislative Reference Bureau to assist legislatures in efficient performance of work.

Upon motion of Senator Whedbee the rules are suspended and the resolution placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Horton: S. B. 23, a bill to provide for special judges in North Carolina.

Referred to Committee on Courts and Judicial Districts.

By Senator Pritchett: S. B. 24, a bill to amend Section five thousand one hundred and sixty-eight (c), volume three, of the Consolidated Statutes, requiring the State Auditor to furnish annually to the State Registrar of the Bureau of Vital Statistics a list of all pensioners with their post offices.

Referred to Committee on Pensions.

By Senator Pritchett: S. B. 25, a bill to amend Section seven thousand one hundred and five of the Consolidated Statutes, requiring the State Registrar of the Bureau of Vital Statistics to check the state pension roll and report at the end of each month the names of persons upon the pension list that are deceased.

Referred to Committee on Pensions.

By Senator Pritchett: S. B. 26, a bill to amend Section one thousand nine hundred and sixty-five of the Consolidated Statutes relative to seines prohibited to non-residents.

Referred to Committee on Commercial Fisheries.

By Senator Dortch: S. B. 27, a bill to amend Section 2334 of the Consolidated Statutes, Volume three, relating to Grand Juries in Wayne County.

Referred to Committee on Judiciary No. 2.

By Senator Gravely: S. B. 28, a bill to make appropriation for the maintenance of the State's institutions, the various departments, bureaus, and agencies of the State Government.

Referred to Committee on Appropriations.

By Senator Gravely: S. B. 29, a bill to reappropriate and reallocate certain unallotted balances of the permanent improvement appropriations made to some institutions of the State under the institutional bond acts of

Referred to Committee on Appropriations.

By Senator Gravely: S. B. 30, a bill to permit the Governor and Council of State to authorize the State Treasurer to borrow money and issue short term notes to care for and provide for the payment of the obligations authorized by and incurred under Chapter 49 of Public Laws of 1927.

Referred to Committee on Appropriations.

By Senator Lawrence: S. B. 31, a bill to require the incarceration in the penitentiary, or certain common jails of those charged with commission of capital crimes.

Referred to Committee on Judiciary No. 1.

By Senator Lawrence: S. B. 32, a bill relating to appeals in criminal actions.

Referred to Committee on Judiciary No. 1.

By Senator Clement: S. B. 33, a bill to amend Article 4 of Chapter 344 Public Laws of 1929 by adding after Section 408 the following:

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 37, a joint resolution for the celebration of the birthdays of General Robert E. Lee and General Thomas J. Jackson.

Upon motion of Senator Johnson of Duplin, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 38, a bill to amend Section 1608 of Sub-Chapter 4 of the Consolidated Statutes, pertaining to Recorders' Courts.

Upon motion of Senator Clark, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 51, a joint resolution of the House of Representatives and Senate inviting Mark Sullivan to address the General Assembly.

Upon motion of Senator Johnson of Duplin, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Blount the Senate adjourns to meet tomorrow morning at 11 o'clock.

EIGHTH DAY

SENATE CHAMBER,

THURSDAY, January 15, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. J. Furman Herbert, Central M. E. Church, Raleigh, North Carolina.
Upon motion of Senator McLean, for the Committee on the Journal, the reading of the Journal of yesterday is dispensed with and the same stands approved.

REPORTS OF COMMITTEES

Senator Johnson of Duplin, for the Committee on Rules offers the following report and recommendations:

The Committee on Rules recommends that Senate Rule No. 58 be stricken out and the following adopted in lieu thereof:

58. Whenever a public bill is introduced, a carbon copy thereof shall accompany the bill. The reading clerk shall stamp the copy with the number stamped upon the original bill. Such copy shall be daily delivered to the joint committee hereinafter provided for. The Chief Clerk shall deliver the carbon copy of the bills designated to be printed as hereinafter provided for to the public printer and cause 400 copies thereof to be printed. On the morning following the delivery of the printed copies the Chief Clerk shall cause the chief page to have one copy thereof put upon the desk of each member, and shall retain the other printed copies in his office. A sufficient number of the printed copies for the use of the committee to which the bill is referred shall be by the Chief Page delivered to the Chairman or Clerk of that committee. If the bill is passed, the remaining copies shall be by the Chief Page delivered to the Chief Clerk of the House for the use of the House. The cost of printing shall be paid from the contingent fund of the Senate. The Chairman of the Rules Committee of the Senate and the Chairman of the Rules Committee of the House shall appoint a sub-committee consisting of two members of the Senate and two members of the House from the body of the Senate and the House, and such Chairman shall notify the Chief Clerk of the House and of the Senate who has been appointed. Such sub-committee shall meet daily and examine the carbon copies of the public bills introduced and determine which of such public bills shall be printed and which shall not, and stamp the copies accordingly. Such sub-committee shall serve for one week unless for good cause the Chairman of the respective Rules Committees shall determine otherwise. If the member, introducing a public bill, which the Committee shall determine, should not be printed, so desires, he may appear before the Committee at the next meeting thereof with reference thereto.

Upon motion of Senator Johnson of Duplin, the report is adopted.

Upon authority granted in the foregoing Rule, Senator Johnson of Duplin announces the appointment of Senators Grant and Blount to represent the Senate at the meetings of the Joint Committee.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bill as properly engrossed:

S. R. 16, a Joint Resolution requesting Congress to rebate at least 20% of the commodity tax collected from North Carolina to relieve the land tax for schools of the State.

The resolution is ordered sent to the House of Representatives.
PETITIONS

The President announces the reception of a petition from certain citizens of North Carolina relating to sales tax.
Referred to Committee on Finance.

The President announces the reception of a petition from Dr. Arthur MacDonald, Washington, D. C., pertaining to a plan for the Health Examination of persons of limited means.
Referred to Committee on Health.

The President announces the reception of several letters (five in number) from certain teachers at Moncure, N. C., pertaining to the cut in salaries of teachers in State schools.
Referred to Committee on Education.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Johnson of Duplin: S. R. 34, a joint resolution fixing the time for a meeting of the joint assembly to hear Honorable Mark Sullivan.
Upon motion of Senator Johnson of Duplin the rules are suspended and the resolution is placed upon its immediate reading.

Passes its second and third readings and is ordered sent to the House of Representatives by a special messenger.

By Senator Baggett: S. B. 35, a bill to amend section 6530 of the Consolidated Statutes to provide for the issuance by fraternal beneficiary societies of insurance upon the lives of children.
Referred to Committee on Insurance.

By Senator Baggett: S. B. 36, a bill to amend section 6531 of the Consolidated Statutes to provide for the issuance by fraternal beneficiary societies of insurance upon the lives of children.
Referred to Committee on Insurance.

By Senators Lovill and Harmon: S. B. 37, a bill to repeal chapter 326, Public-Local Laws, 1929, relating to the gathering of galax leaves in Avery, Mitchell and Watauga Counties.
Referred to Committee on Agriculture.

By Senator Grant: S. B. 38, a bill to amend section 6054, Article 17, Volume 2, Consolidated Statutes of North Carolina so as to place Davie County under the provisions of the State primary law, for the purpose of nominating candidates of each and every political party for the several county offices in Davie County.
Referred to Committee on Election Laws.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following resolution, which is read the first time and disposed of as follows:

H. R. 22, a resolution requiring the heads of all of the departments of the State Government to furnish to the members of the General Assembly a list of the employees of their respective departments and the duties and salaries of each.
Referred to Committee on Salaries and Fees.
The following message is received from the House of Representatives:

January 15, 1931.

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives, pursuant to resolution, will be ready at 12:15 to receive your Honorable Body in Joint Session to hear the address of Mark Sullivan.

Respectfully,

THAD EURE,
Principal Clerk.

Pursuant to the above information, Senator Johnson of Duplin moves that the Senate repair in a body to the Hall of the House of Representatives at the hour of 12:15 o'clock, there to convene in Joint Session with that Honorable Body.

JOINT SESSION

The hour of 12:15 o'clock having arrived, the Senate proceeds to the Hall of the House of Representatives where they are received by the members of the House, standing.

The Senators are assigned seats and Honorable R. T. Fountain, Lieutenant-Governor, calls the Joint Session to order.

Representative Jeffress of Guilford County, on the part of the joint committee appointed for that purpose, presents Honorable Mark Sullivan, who addresses the Joint Session.

At the conclusion of the address, the joint session, upon motion of Senator Johnson of Duplin is dissolved and the Senate repairs to its chamber, where it reconvenes.

Upon motion of Senator Hinsdale, the Senate adjourns to meet tomorrow morning at 11 o'clock.

NINTH DAY

SENATE CHAMBER,
FRIDAY, January 16, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. J. R. Farris, Pastor of the Hillyer Memorial Christian Church, Raleigh, N. C.

Upon motion of Senator McLean, for the Committee on the Journal, the reading of the Journal of yesterday is dispensed with and the same stands approved.

Upon motion of Senator Dunlap, leave of absence is granted to Senator Hinsdale until Monday.

Upon motion of Senator Umstead, leave of absence is granted to Senator Rankin until Monday.
Upon motion of Senator McSwain, leave of absence is granted to Senator Dunlap until Monday.

Upon motion of Senator Hardy, leave of absence is granted to Senator Jones until Monday.

Upon motion of Senator Baggett, the courtesies of the floor are extended to ex-Senator Byrd.

Upon motion of Senator Ward of Beaufort, H. B. 5, a bill relating to requiring certain reports from the register of deeds and clerk of the Superior Court of Hyde County, is recalled from the enrolling clerk’s office.

Upon motion of Senator Clarkson, S. B. 8, a bill to give the right of contribution to any person, firm, or corporation who is owner, mortgagee, trustee, cestui que trust, or other lien-holder, pays taxes of another for the year 1929 or subsequent years, is recalled from the Committee on Judiciary No. 1 and re-referred to the Committee on Finance.

Upon motion of Senator Blount, S. B. 8, a bill to give the right of contribution to any person, firm, or corporation who as owner, mortgagee, trustee, cestui que trust, or other lien-holder, pays taxes of another for the year 1929 or subsequent years, is recalled from the Committee on Finance and placed on the Calendar, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

PETITIONS

Senator Clarkson presents the following petitions:

No. 1, By North Carolina Division of United Confederate Veterans, relating to pensions.

Referred to Committee on Pensions.

No. 2, By the Resolutions Committee of the United Confederate Veterans, relating to pensions.

Referred to Committee on Pensions.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 1, a joint resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business.

H. R. 4, a joint resolution fixing the time for a joint session of the Senate and House of Representatives to receive the Governor’s message to the General Assembly and inviting His Excellency, the Governor, to deliver the same.

H. R. 1, Resolution to appoint a committee to wait upon His Excellency, the Governor, to notify him of the organization of the General Assembly.

S. R. 3, a joint resolution of the Senate and House requiring the Secretary of State to supply the Senate and House with volumes of the House and Senate Journals, and of the Private, Public-Local and Public statutes.

S. R. 11, a joint resolution to authorize and provide for the printing of the Governor’s message to the General Assembly.
H. R. 20, a joint resolution to authorize and provide for the printing of the Governor's message to the General Assembly.

S. B. 6, an act to amend section one thousand four hundred and forty-three, Consolidated Statutes of North Carolina, and chapter one hundred and twenty-eight, Public Laws of one thousand nine hundred and nineteen, only in so far as the same relate to the first week of February term, one thousand nine hundred and thirty-one, and to the first week of the May term of the Superior Court of Beaufort County.

S. B. 5, an act to provide a right of way for the United States Government for the Inland Waterway from the Cape Fear River at Southport to the North Carolina-South Carolina line.

H. R. 37, a joint resolution for the celebration of the birthdays of General Robert E. Lee and General Thomas J. Jackson.

H. R. 51, a joint resolution of the House of Representatives and Senate inviting Mark Sullivan to address the General Assembly.

S. R. 34, a joint resolution fixing the time for a meeting of the joint assembly to hear Honorable Mark Sullivan.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Clark, for the Committee on Counties, Cities and Towns:

H. B. 16, a bill to extend the powers of jurisdiction of policemen of the town of Benton Heights, Union County, N. C., with a favorable report as amended.

H. B. 17, a bill regarding the election of cotton weigher for Monroe, Union County, N. C., with a favorable report.

H. B. 18, a bill regulating the compensation of cotton weigher for Monroe, Union County, N. C., with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bennett: S. B. 39, a bill to authorize the town of Murphy to use funds derived from the sale of refunding bonds of the town to pay off and discharge interest on bonds and other outstanding indebtedness of the town, said refunding bonds having been issued and sold on account of error as to the maturity date of the bonds to be retired thereby.

Referred to Committee on Finance.

By Senator Johnson of Duplin: S. R. 40, a Senate resolution relating to the employment of clerks in the Senate:

RESOLVED, by the Senate upon recommendation of the Rules Committee, that in order to expedite the business of the Senate and of the various committees, that two (2) additional pages, King and Batts be added to the list of the Senate's pages, and S. C. Conyers and John McLaughlin, be added to the force of the Senate employees; and that the Committee on Courts and Judicial Districts, and the Committee on Congressional Districts be each given a Clerk.
RESOLVED, further, that all employees of the Senate be paid as of January 7th.
Upon motion of Senator Johnson of Duplin, the rules are suspended and the resolution is placed upon its immediate readings.
Passes its second and third readings and is adopted.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 83, a joint resolution directing the state health officer to make daily inspection as to the ventilation and sanitation of the Senate Chamber and the Hall of the House of Representatives.
Referred to Committee on Health.
H. R. 84, a joint resolution to provide for the appointment by the Senate and House of Representatives of Committees on Reorganization of Government.
Upon motion of Senator Blount the rules are suspended and the resolution is placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled.
H. B. 2, a bill to defer the quadrennial assessment and valuation of property until April 1, 1931.
Upon motion of Senator Dunlap the rules are suspended and the bill is placed upon its immediate readings.
Senator Johnson of Duplin offers an amendment which is adopted.
Senator Jones offers an amendment which fails of adoption.
Senator Bernard offers an amendment which fails of adoption.
Senator McLean offers an amendment which fails of adoption.
Senator Burrus offers an amendment which fails of adoption.
Senator Ward of Craven offers an amendment which fails of adoption.
Senator Hardy offers an amendment which fails of adoption.
Senator Dunlap calls for the previous question.
The bill as amended passes its second reading.
Upon the third reading of the bill, Senator McLean calls for the ayes and noes.
The bill passes its third reading, ayes 36, noes 8, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Johnson of Duplin, Johnson of Moore, Jones, Lindsey, Lovill, Lynch, McKee, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Whedbee, Williams—36.
Those voting in the negative are: Senators Bernard, Burrus, Burt, Grant, Hardy, McLean, Ward of Beaufort, Ward of Craven—8.
The bill is ordered sent to the House of Representatives for concurrence in the Senate amendment.
Senator Burrus moves that the Senate adjourn until 11 o'clock A. M. tomorrow; that during the session tomorrow nothing but local bills be acted upon and that when the Senate adjourns tomorrow it adjourn to meet at 7 o'clock Monday night.
TENTH DAY

SENATE CHAMBER,
SATURDAY, January 17, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. A. Gibson Link, Raleigh, N. C.

Upon motion of Senator McLean, for the Committee on the Journal, the reading of the Journal is dispensed with and the same stands approved.

Upon motion of Senator Rodwell, indefinite leave of absence is granted to Senator Grant.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 34, a joint resolution fixing the time for a meeting of the joint assembly to hear Honorable Mark Sullivan.

S. R. 22, a joint resolution to commend the efforts of the American Legislators Association and the Interstate Legislative Reference Bureau to assist Legislatures in efficient performance of work.

S. R. 16, a joint resolution requesting Congress to rebate at least twenty per cent of the commodity tax collected from North Carolina to relieve the land tax for schools of the State.

H. R. 84, a joint resolution to provide for the appointment by the Senate and House of Representatives of Committees on reorganization of Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 13, a bill to amend section 4231 of the Consolidated Statutes, and making it unlawful to make, circulate or transmit derogatory statements about building and loan associations.

Referred to Committee on Judiciary No. 2.


Referred to Committee on Courts and Judicial Districts.

H. B. 46, a bill to amend section 1443 of the Consolidated Statutes with reference to the holding of the Superior Court of Wilson County during the February term, 1931.

Referred to Committee on Courts and Judicial Districts.

H. B. 47, a bill to amend the jury commission act of Jackson County.

Referred to Committee on Judiciary No. 1.

H. B. 54, a bill to amend an act passed as S. B. No. 6, and enrolled January 10, 1931, amending section 1443 of the Consolidated Statutes of N. C., and chapter 128, Public Laws of 1919, only in so far as the same
relate to the first week of the February term, 1931, and to the first week of the May term of the Superior Court of Beaufort County.

Referred to Committee on Courts and Judicial Districts.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Gower: S. R. 41, a joint resolution to make effective the constitutional provision for State maintenance of the six months school term.

Referred to Committee on Education.

By Senator Bennett: S. B. 42, a bill to regulate the operation of pool and billiard tables in Cherokee County.

Referred to Committee on Propositions and Grievances.

By Senator Baggett: S. B. 43, a bill to raise revenue for the support and maintenance of the six months school, as provided by the State Constitution, and to relieve real estate and personal property of all ad valorem tax for that purpose and to provide for the collection of said revenue.

Referred to Committee on Finance.

By Senator Williams: S. B. 44, a bill to extend the provisions of Chapter 216, Public Laws of 1923 by Chapter 85 of the Public Laws Extra Session 1924, to the Counties in the 16th Judicial District, relative to county courts.

Referred to Committee on Courts and Judicial Districts.

By Senator Price: S. B. 45, a bill to amend Section 8037 of the 1929 supplement to the North Carolina Code of 1927, as applicable to Union County.

Upon motion of Senator Price the rules are suspended and the bill is placed upon its immediate readings.

Passes its second reading and upon objection to its final passage by Senator Whedbee, the bill takes its place upon the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 16, a bill to extend the powers and jurisdiction of policemen of the town of Benton Heights, Union County.

The amendment offered by the Committee is adopted.

Passes its second and third reading, as amended, and is ordered sent to the House of Representatives for concurrence in Senate amendment.

H. B. 17, a bill regarding the election of cotton weigher for Monroe, Union County, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 18, a bill regulating the compensation of cotton weigher for Monroe, Union County, North Carolina.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Price, the Senate adjourns to meet Monday night at 7 o'clock.
ELEVENTH DAY

SENATE CHAMBER,
MONDAY, January 19, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Dr. F. S. Love, Pastor Edenton Street Methodist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of Saturday, finds it correct and the same stands approved.

Upon motion of Senator Grier, the privileges of the floor are extended to former Lieutenant-Governor W. C. Newland and ex-Senator A. D. Ward of Craven.

Upon motion of Senator Baggett, five thousand copies of Senate Bill No. 43, a bill to raise revenue for the support and maintenance of the six months school, as provided by the State Constitution, and to relieve real estate and personal property of all ad valorem tax for that purpose, and to provide for the collection of said revenue, are ordered printed.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 42, a bill to amend chapter 141 of Private Laws of 1901, by repealing section six thereof relative to the election of trustees for the graded schools of the town of Rockingham and to make new provision thereof.

Referred to Committee on Education.

H. B. 55, a bill to amend chapter one hundred and three, Public Laws one thousand nine hundred and twenty-nine, relating to the punishment for obtaining entertainment at hotels and boarding houses without paying therefor in Martin County.

Referred to Committee on Judiciary No. 2.

H. B. 69, a bill to repeal chapter 42, Public-Local Laws, 1929, relating to the enforcement of the prohibition laws in Lincoln County.

Referred to Committee on Propositions and Grievances.

H. B. 82, a bill to abolish the Montgomery County Highway Trustees and to transfer their duties to the board of county commissioners.

Referred to Committee on Roads.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Price: S. B. 46, a bill to amend section 8037 of the Consolidated Statutes as amended and rewritten by Chapter 221 Public Laws of 1927, so as to extend the time for foreclosure of tax certificates.

Referred to Committee on Finance.

By Senator Dunlap: S. B. 47, a bill to raise revenue.

Referred to Committee on Finance.

By Senator Clement: S. B. 48, a bill to promote safe driving on the highways and to enforce the collection of judgments against irresponsible drivers of motor vehicles.
Referred to Committee on Judiciary No. 1.

By Senator McLean: S. B. 49, a bill to repeal certain laws relative to the enforcement of the prohibition law in Polk County.

Upon motion of Senator McLean the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 45, a bill to amend section 8037 of the 1929 supplement to the North Carolina Code of 1927, as applicable to Union County, North Carolina.

Upon motion of Senator Price consideration of this bill is indefinitely postponed.

Upon motion of Senator Ward of Craven, the Senate adjourns in honor of the memory of General Robt. E. Lee and General Thos. J. Jackson to meet tomorrow morning at 11 o'clock.

TWELFTH DAY

SENATE CHAMBER,

TUESDAY, January 20, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. J. R. Walker, Pastor Presbyterian Church, West Raleigh, N. C.

Senator McLean reports that he has examined the Journal of Monday, finds it correct and the same stands approved.

Upon motion of Senator Hicks, the courtesies of the floor are extended to Hon. R. S. McCoin of Henderson, N. C., and Judge Partlow of the Supreme Court of Illinois.

The President announces the appointment of the following Senators as members of the Committee on the Reorganization of State Government:

Senators Lovill, Chairman; Hicks, Hinsdale, Price, Hendren, Clark, Folger, Nixon, Ward of Craven.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Lovill: S. B. 50, a bill to provide additional revenue for maintenance of the Public Schools of North Carolina.

Referred to Committee on Education.

By Senator Clarkson: S. B. 51, a bill to allow the payment of income taxes in two or four installments.

Referred to Committee on Finance.

By Senator Clarkson: S. B. 52, a bill to abolish excessive penalties in payment of taxes and provide for payment of taxes in installments.

Referred to Committee on Finance.
By Senator Clement, by request: S. B. 53, a bill in relation to the lien of spinners, throwsters, manufacturers, bleachers, mercerizers, dyers, printers or finishers of cotton wool, silk, or artificial silk, or goods of which cotton, wool, silk or artificial silk for a component part.
Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:
H. B. 7, a bill to prohibit non-residents from fishing with nets, etc., within one marine league of the shores of the State.
Referred to Committee on Commercial Fisheries.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State.
S. B. 14, an act to increase the members of the board of county commissioners of Union County from three to five.
H. B. 17, an act regarding the election of cotton weigher for Monroe, Union County, North Carolina.
H. B. 18, an act regulating the compensation of cotton weigher for Monroe, Union County, North Carolina.

Upon motion of Senator Blount, the Senate adjourns to meet tomorrow at 12 o'clock M.

THIRTEENTH DAY

SENATE CHAMBER,
WEDNESDAY, January 21, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor Fountain.
Prayer is offered by Rev. J. E. Kirby, Pastor United Church of Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Whedbee, the courtesies of the floor are extended to former Senators McNider of Perquimans, Smith of Stanly, M. L. Paris of Carteret, Mark Squires of Caldwell, Calvert of Jackson, Ross of Randolph, and former Lieutenant-Governor Francis D. Winston of Bertie.

Upon motion of Senator Dunlap, indefinite leave of absence on account of illness is granted to Senator Rankin.

PETITIONS

Senator Grier sends forward a petition from certain citizens of North Carolina relative to removing license tax from the license plate to consumer of gasoline for revenue purposes.
Referred to Committee on Finance.
Senator Burrus sends forward a petition from certain citizens of Guilford County relative to regulating busses and trucks and taxing of same. Referred to Committee on Roads.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:
By Senator Lovill, for the Committee on Pensions:
S. B. 21, a bill to amend section 5168 (q), volume three of the Consolidated Statutes, providing for the payment of Confederate Pensions monthly, with unfavorable report.
By Senator Blount, for the Committee on Judiciary No. 1:
S. B. 32, a bill relating to appeals in criminal actions, with favorable report, as amended.
By Senator Ward of Craven, for the Committee on Propositions and Grievances:
S. B. 42, a bill to regulate the operation of pool and billiard tables in Cherokee County, with a favorable report.
H. B. 69, a bill to repeal chapter 42, Public-Local Laws 1929, relating to the enforcement of the prohibition laws in Lincoln County, with a favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:
H. B. 49, a bill to authorize the city of Gastonia to issue bonds and notes. Referred to Committee on Finance.
H. B. 66, a bill to amend chapter 273, Public Laws 1929, relating to the punishment of makers of worthless checks, placing the counties of Gates, Bladen, Ashe, Washington and Nash under the provisions of this act. Referred to Committee on Judiciary No. 2.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:
H. B. 2, an act to defer the quadrennial assessment and valuation of property until March fifteenth, nineteen hundred and thirty-one.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senators Johnson of Moore, Price of Union, Johnson of Duplin: S. R. 54, a joint resolution requesting the Senators and Representatives in Congress from the State of North Carolina to secure the enactment of some appropriate measure delaying foreclosure of liens by Federal Banks.
Referred to Committee on Agriculture.

By Senator Johnson of Duplin: S. R. 55, a joint resolution requesting Congress to pass an act authorizing the immediate payment to veterans of the World War the face value of their adjusted service certificates.

Referred to Committee on Military Affairs.

By Senator Hinsdale: S. R. 56, a resolution restoring Capt. John A. Shipp and B. F. King to the labor force of the Senate.

Referred to Committee on Rules.

By Senators Blount and Lawrence: S. B. 57, a bill relating to the licens- ing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways and to make uniform the law relating thereto.

Referred to Committee on Judiciary No. 1.

By Senator Blount: S. B. 58, a bill to validate the acts of J. F. Barwick, justice of the peace of Ayden Township, Pitt County.

Referred to Committee on Judiciary No. 1.

By Senator Jones: S. B. 59, a bill to amend section 4200, 4204, 4233 and 4238 of the Consolidated Statutes providing for life imprisonment in capital felonies when mercy is recommended in the verdict of the jury.

Referred to Committee on Judiciary No. 1.

By Senator Baggett: S. R. 60, a joint resolution to investigate certain expenditures of the Highway Commission, the Revenue Department, the Corporation Commission, and other departments of the State, or institutions thereof, and to appoint a committee for that purpose.

Senator Baggett moves that the rules be suspended and the resolution placed upon its immediate passage.

Senator Grier moves as a substitute, that the resolution be referred to the Committee on Salaries and Fees.

The substitute motion is adopted.

Referred to Committee on Salaries and Fees.

By Senator Clarkson: S. B. 61, a bill to protect constables in the exercise of their offices.

Referred to Committee on Salaries and Fees.

By Senator McSwain: S. B. 62, a bill to create in Cleveland County the office of County Auditor, and assign to that office the duties now performed by the County Accountant, the Tax Auditor, and the County Supervisor of Taxation.

Referred to Committee on Counties, Cities and Towns.

By Senator McSwain: S. B. 63, a bill to permit fishing and seining in certain streams in Cleveland County.

Referred to Committee on Game.

By Senator McSwain: S. B. 64, a bill to change the date of holding the primary from the first Saturday in June to Tuesday after the first Monday in June.

Referred to Committee on Election Laws.

By Senator Lawrence: S. B. 65, a bill to amend section 2621 (14) of the Consolidated Statutes of North Carolina, in reference to plates required on motor vehicles and to adopt the colors of the State University for such purpose.

Referred to Committee on Roads.
By Senator Lawrence: S. B. 66, a bill to amend the motor vehicle act in reference to lights carried by trucks and trailers.
Referred to Committee on Roads.
By Senator Folger: S. B. 67, a bill to amend section 2583 of the Consolidated Statutes relating to the appointment of trustees in deeds of trust.
Referred to Committee on Judiciary No. 2.
By Senator Folger: S. R. 68, a resolution of the Senate regarding the furnishing of the Consolidated Statutes by the Secretary of State to the Senate.
Referred to Committee on Rules.

Upon motion of Senator McSwain, the vote by which H. B. 5, a bill relating to and requiring certain reports from the register of deeds and clerk of the Superior Court of Hyde County, passed its third reading is reconsidered.
Referred to Committee on Counties, Cities and Towns.

Upon motion of Senator Gravely the Senate adjourns to meet tomorrow at 12 o'clock M.

FOURTEENTH DAY

SENATE CHAMBER,
THURSDAY, January 22, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.
Prayer is offered by Rev. T. H. King, Pastor Clinton Baptist Church, Clinton, N. C.
Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.
Upon motion of Senator Gwyn, the courtesies of the floor are extended to Ex-Senator J. C. Brown of Rockingham County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from Standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Dorich, for the Committee on Military Affairs:
S. R. 55, a joint resolution requesting Congress to pass an act authorizing the immediate payment to veterans of the World War the face value of their adjusted-service certificates, with a favorable report.

By Senator Horton, for the Committee on Judiciary No. 2:
H. B. 55, A bill to amend Chapter one hundred and three, Public Laws 1929, relating to the punishment for obtaining entertainment at hotels and boarding houses without paying therefor in Martin County, with a favorable report.

H. B. 66, A bill to amend Chapter 273, Public Laws, 1929, relating to the punishment of makers of worthless checks, placing the Counties of Gates, Bladen, Ashe, Washington and Nash under the provisions of this act, with a favorable report.
By Senator Clark, for the Committee on Counties, Cities and Towns: S. B. 62, a bill to create in Cleveland County the office of county auditor, and assign to that office the duties now performed by the county accountant, the tax auditor, and the county supervisor of taxation, with a favorable report.

By Senator Price, for the Committee on Agriculture: S. B. 37, a bill to repeal Chapter 326, Public-Local Laws, 1929, relating to the gathering of galax leaves in Avery, Mitchell, and Watauga Counties, with a favorable report.

S. R. 54, a joint resolution requesting the Senators and Representatives in Congress from the State of North Carolina to secure the enactment of some appropriate measure delaying foreclosure of liens by Federal Land Banks, with a favorable report.

By Senator Folger, for the Committee on Rules: S. R. 68, Senate resolution in regard to furnishing of Consolidated Statutes and Public Laws of the State, with unfavorable report as to bill, favorable as to substitute offered by the Committee.

Upon motion of Senator Folger the resolution is unanimously adopted.

**ENROLLED BILLS**

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 12, an act to abolish the term of Superior Court of Perquimans County known as the January term of said Court and to amend section one thousand four hundred and forty-three of Volume three of the Consolidated Statutes of North Carolina, in so far as it relates to the January term of Perquimans Superior Court.

**APPOINTMENTS**

Upon motion of Senator McSwain, Harry Horton of Chatman County is made an honorary page of the Senate, to serve without pay.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Baggett: S. B. 69, a bill to amend section five thousand seven hundred and fifty-seven of Volume three of the Consolidated Statutes of North Carolina, as amended by chapter two hundred and twenty-six, Public Laws of 1925, relating to compulsory school attendance.

Referred to Committee on Education.

By Senator Dortch: S. B. 70, a bill to repeal chapter two hundred and eighteen, Public Laws of 1929, created a State Highway Patrol and providing for its operation.

Referred to Committee on Roads.

By Senator McLean: S. B. 71, a bill to authorize and direct the State Highway Commission to extend State Highway Number 192 from Mill Spring in Polk County to the South Carolina line.

Referred to Committee on Roads.

By Senator Lindsey: S. B. 72, a bill to amend chapter 498 of the Public-Local Laws of 1923, so as to change the compensation of the Sheriff of
Brunswick County, and to create the office of tax collector and to provide for security to be furnished by the fiscal agent of said county.
Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 42, a bill to regulate the operation of pool and billiard tables in Cherokee County.
Passes its second and third readings and is ordered sent to the House of Representatives.
H. B. 69, a bill to repeal chapter 42, Public-Local Laws, 1929, relating to the enforcement of the prohibition laws in Lincoln County.
Passes its second and third readings and is ordered engrossed.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. R. 55, a joint resolution requesting Congress to pass an act authorizing the immediate payment to veterans of the World War the face value of their adjusted service certificates.
Senator Johnson of Duplin moves that the rules be suspended and that the bill be placed upon its immediate readings.
The motion prevails.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. R. 54, a joint resolution requesting the Senators and Representatives in Congress from the State of North Carolina to secure the enactment of some appropriate measure delaying foreclosure of liens by Federal Land Banks.
Senator Johnson of Duplin moves that the rules be suspended and that the bill be placed upon its immediate readings.
Senator Gravely offers an amendment which fails of adoption.
The motion prevails.
Passes its second and third readings and is ordered sent to the House of Representatives.
Upon motion of Senator Johnson of Duplin, the Senate adjourns to meet tomorrow morning at 11 o'clock.

FIFTEENTH DAY

SENATE CHAMBER,
FRIDAY, JANUARY 23, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.
Prayer is offered by Rev. W. L. Wells, Pastor of the Van Guard Presbyterian Church of Raleigh, N. C.
Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.
Upon motion of Senator Price, leaves of absence until Monday night are granted to Senators Clarkson, Bennett, Williams, Horton, Jones, Lynch, Pritchett, McSwain, and Gwyn.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying, and take their places on the Calendar, as follows:

By Senator Clement, for the Committee on Courts and Judicial Districts:
H. B. 54, a bill to amend an act passed as Senate Bill No. 6, and enrolled January 10, 1931, amending section 1443 of the Consolidated Statutes of North Carolina, and chapter 128, Public Laws of 1919, only in so far as the same relates to the first week of the February term, 1931, and to the first week of the May term of the Superior Court of Beaufort County, with a favorable report.

H. B. 46, a bill to amend section 1443 of the Consolidated Statutes with reference to the holding of the Superior Court of Wilson County during the February term, 1931, with a favorable report.

S. B. 44, a bill to extend the provisions of chapter 216, Public Laws 1923, by chapter 85 of the Public Laws extra session 1924, to the counties in the Sixteenth Judicial District relative to county courts, with a favorable report.

By Senator Folger, for the Committee on Education:
S. B. 19, a bill providing for the State taking over the public schools for the constitutional term of six months and relieving the counties, districts, and municipalities from the necessity of financing the same, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

Upon motion of Senator Folger, the substitute bill is ordered printed.

Upon motion of Senator Johnson of Duplin, the rules are suspended and the bill is placed upon the Calendar.

Upon motion of Senator Blount, the bill is made a special order for Tuesday morning, January 27, at the close of the morning hour.

By Senator Campbell, for the Committee on Commercial Fisheries:
S. B. 26, a bill to amend section 1965 of the Consolidated Statutes, relative to seines prohibited to non-residents, with a favorable report.

By Senator Clark, for the Committee on Counties, Cities and Towns:
H. B. 8, a bill to abolish the office of tax collector of Robeson County and to repeal chapter 465, Public-Local Laws of 1927, and chapter 47, Public-Local Laws of 1929, with a favorable report as amended.

Upon motion of Senator Lynch, the rules are suspended and the bill is placed upon its immediate readings.

The amendment offered by the Committee is adopted.

Passes second and third readings, and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bill as properly engrossed:
S. B. 32, a bill relating to appeals in criminal actions.
The bill is ordered sent to the House of Representatives.
SENATE JOURNAL

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 49, An act to repeal certain laws relative to the enforcement of the prohibition law in Polk County.

H. B. 69, An act to repeal chapter forty-two, Public-Local Laws, one thousand nine hundred twenty-nine, relating to the enforcement of the prohibition laws in Lincoln County.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 14, a bill designating the manner of appointment of drainage commissioners in Robeson County.

Referred to Committee on Judiciary No. 2.

H. B. 107, a bill to amend Chapter 191, Private Laws of 1927, for the relief of certain citizens of the incorporated Town of Benton Heights, Union County.

Referred to Committee on Counties, Cities and Towns.

H. B. 94, a bill requiring county officials of Avery County to pay the premiums on surety bonds given by them.

Referred to Committee on Finance.

H. B. 120, a bill to decrease the members of the board of county commissioners of Haywood County from five to three.

Referred to Committee on Counties, Cities and Towns.

H. B. 32, a bill relative to the compensation of the Sheriff of Graham County.

Referred to Committee on Counties, Cities and Towns.

H. B. 10, a bill authorizing the public school committee or trustees of Milton School District to convey certain lands to the county board of education of Caswell County.

Referred to Committee on Education.

H. B. 139, a bill to amend Chapter 76, Public-Local Laws, 1929, regulating the sale of cotton in the seed in certain counties, making the act applicable to Hoke County.

Referred to Committee on Agriculture.

H. B. 138, a bill to amend Chapter 267 of the Public-Local Laws of 1921, relating to the enforcement of the prohibition law in Rutherford County, etc.

Referred to Committee on Propositions and Grievances.

H. B. 132, a bill to enlarge the powers and duties of the constable of Elizabeth City Township, Pasquotank County, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 27, a bill to repeal Chapter 398, Public-Local Laws, 1929, relating to closing of service stations on Sunday in Yadkin County.

Referred to Committee on Propositions and Grievances.
H. B. 68, a bill to abolish the board of Road Commissioners of the County of Hertford and to substitute the board of commissioners of said county in lieu thereof.

Referred to Committee on Counties, Cities and Towns.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Johnson of Duplin: S. B. 73, a bill to amend Chapter 18, Section 1, of the Public Laws of 1929, relative to the payment of automobile licenses.

Referred to Committee on Public Roads.

By Senator Burt: S. B. 74, a bill to amend Chapter 24, Private Laws of 1901, extending the corporate limits of the Town of Biscoe, Montgomery County.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 37, a bill to repeal Chapter 326, Public-Local Laws, 1929, relating to the gathering of galax leaves in Avery, Mitchell and Watauga Counties.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 62, a bill to create in Cleveland County the office of county auditor, and assign to that office the duties now performed by the county accountant, the tax auditor and the county supervisor of taxation.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 66, a bill to amend Chapter 273, Public Laws, 1929, relating to the punishment of makers of worthless checks, placing the Counties of Gates, Bladen, Ashe, Washington and Nash under the provisions of this act.

Upon motion of Senator Johnson of Duplin the bill is re-referred to Committee on Judiciary No. 2.

Upon motion of Senator Pritchett, the rules are suspended and S. B. 26, a bill to amend Section 1965 of the Consolidated Statutes, relative to seines prohibited to non-residents, is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

Senator Lawrence moves that S. R. 4, relative to the salaries of officers of the State, and in the interest of economy, be recalled from the Committee on Salaries and Fees, and placed upon its immediate readings.

The motion fails of adoption.

The President announces the appointment of Senators Clement and Ward of Craven as members of the Committee on Congressional Districts.

Senator Grier moves that the Senate adjourn until 11 o'clock A. M. tomorrow; that during the Session tomorrow nothing but local bills be acted upon and that when the Senate adjourns tomorrow it adjourn to meet Monday night at 8:00 o'clock, January 26, 1931.
The Senate meets, pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. O. L. Riggs, Pastor Southside Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 36, a joint resolution calling on the heads of the State Departments to furnish to each House of the General Assembly an itemized expense account covering the six months period ended December 31, 1930.

Referred to Committee on Salaries and Fees.

H. B. 116, a bill to amend Chapter 1 of the Public-Local Laws of 1929, relating to public drunkenness in Macon County.

Referred to Committee on Propositions and Grievances.

H. B. 117, a bill to amend Chapter 335 of the Public-Local Laws of 1927, in so far as it affects the County of Macon.

Referred to Committee on Judiciary No. 1.

H. B. 130, a bill to validate the official acts of D. W. Julian, a justice of the peace of Rowan County.

Referred to Committee on Judiciary No. 2.

H. B. 131, a bill providing for a peace officers relief fund for the City of Salisbury and Rowan County.

Referred to Committee on Judiciary No. 2.

H. B. 77, a bill to authorize the Supreme Court to establish, by general rules, the forms of process, writs, pleadings, practice and procedure.

Referred to Committee on Judiciary No. 1.

H. B. 149, a bill to name the bridge over Roanoke River on State Highway No. 12.

Referred to Committee on Public Roads.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hatchett: S. B. 75, a bill to amend Chapter 273, Public Laws of 1929, relating to the punishment of makers of worthless checks placing Caswell County under the provision of this act.

Referred to Committee on Judiciary No. 1.

Upon motion of Senator Dunlap, the Senate adjourns to meet Monday night at 8:00 o'clock.
SEVENTEENTH DAY

SENATE CHAMBER,
MONDAY, JANUARY 26, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. J. Powell Tucker, Pastor First Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of Saturday, finds it correct, and the same stands approved.

Upon motion of Senator Dortch, the courtesies of the floor are extended to former Senator Ivey of Wayne County.

Senator Jones is granted indefinite leave of absence on account of illness.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 166, a bill to fix the salaries of the judge, clerk and solicitor of the recorder's court of Caswell County, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 141, a bill to amend Section 1608 (f), Volume three of the Consolidated Statutes, relating to the general county court of Caswell County.

Referred to Committee on Courts and Judicial Districts.

H. B. 140, a bill to repeal Chapter 499, Public-Local Laws one thousand nine hundred and twenty-seven, relating to the setting of steel traps in Hoke County.

Referred to Committee on Game Laws.

H. B. 118, a bill to repeal Chapter 54 of the Public-Local Laws of 1929, relative to salaries and fees of certain county officials of Macon County, and restoring the fee system.

Referred to Committee on Counties, Cities and Towns.

H. B. 122, a bill to repeal Chapter 17 of the Public-Local Laws of 1925, said act being an act for the relief of the commissioners of Madison County and to set aside five per cent of the taxes collected for all purposes in said county of Madison to pay the salary of the officers and divert certain sinking funds of the county to pay officers and other expense.

Referred to Committee on Finance.

H. B. 135, a bill to amend Chapter 41 of the Public-Local Laws of one thousand nine hundred and twenty-seven, relating to the salary of the treasurer of Transylvania County.

Referred to Committee on Counties, Cities and Towns.

H. B. 12, a bill to designate the time when the tax collector or other authority collecting taxes and drainage assessments in Robeson County shall advertise and sell lands for failure to pay drainage assessments in drainage districts in Robeson County.

Referred to Committee on Judiciary No. 2.

H. B. 79, a bill to repeal Chapter 401 of the Public-Local Laws of North Carolina, session of 1929, relating to Warren County game law.
Referred to Committee on Game Laws.
H. B. 80, a bill to authorize the county commissioners of Transylvania County to disburse funds derived from a tax levied to maintain the general county court of Transylvania County.
Referred to Committee on Finance.
H. B. 121, a bill to amend Chapter 151 of the Public-Local Laws of 1921, and to fix the salaries of the members of the board of county commissioners and the board of education of Madison County.
Referred to Committee on Counties, Cities and Towns.
H. B. 97, a bill to abolish the county recorder's court of Swain County.
Referred to Committee on Courts and Judicial Districts.
H. B. 163, a bill to amend Chapter 84, Public-Local Laws of one thousand nine hundred and twenty-five, and fix the salaries of the clerk of the Superior Court, register of deeds for Union County, North Carolina.
Referred to Committee on Counties, Cities and Towns.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Ward of Beaufort: S. B. 76, a bill to amend the Constitution raising the maximum rate of tax on incomes from six to ten per cent and strike out constitutional exceptions.
Referred to Committee on Constitutional Amendments.
By Senator Pritchett: S. B. 77, a bill to authorize Bertie County to issue bonds of the county in an aggregate amount of not exceeding one hundred twenty-five thousand dollars for the purpose of funding and refunding valid indebtedness of the county.
Referred to Committee on Finance.
By Senator Hinsdale: S. B. 78, a bill to amend Chapter 93 of the Public Laws of 1921, as amended by Chapter 71 of the Public Laws of 1929, relating to the payment of money into the office of the clerk of persons dying intestate.
Referred to Committee on Judiciary No. 2.
By Senator Hinsdale: S. B. 79, a bill amending Section 5531 of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in special tax districts.
Referred to Committee on Judiciary No. 2.
By Senator Hinsdale: S. B. 80, a bill to amend Chapter 196 of the Public Laws of 1925 amendatory of Section 2354 of the Consolidated Statutes, in reference to landlords and tenants.
Referred to Committee on Judiciary No. 2.
By Senator Hinsdale: S. B. 81, a bill to impose an excise or license tax on manufactured tobacco products, playing cards, candy, gun shells, malt extract, automotive vehicles and tractors, admissions and soft drinks, for the purpose of augmenting the school equalization fund and reducing the tax rate on real estate and personal property.
Referred to Committee on Finance.
By Senator McLean: S. B. 82, a bill to provide for the appointment of the school committee for Green Creek School District in Green Creek Township, Polk County.
Referred to Committee on Education.
Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 44, a bill to extend the provisions of Chapter 216, Public Laws of 1923, by Chapter 85 of the Public Laws, extra session 1924, to the counties in the sixteenth (16th) judicial district relative to county courts.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 46, a bill to amend Section 1443 of the Consolidated Statutes with reference to the holding of the Superior Court of Wilson County during the February term, 1931.

Passes its second and third readings and is ordered enrolled.

H. B. 54, a bill to amend an act passed as Senate Bill No. 6 and enrolled January 10, 1931, amending Section 1443 of the Consolidated Statutes of North Carolina, and Chapter 128, Public Laws of 1919 only insofar as the same relate to the first week of the February term, 1931, and to the first week of the May term of Superior Court of Beaufort County.

Passes its second and third readings and is ordered enrolled.

H. B. 55, a bill to amend Chapter 103, Public Laws of 1929, relating to the punishment for obtaining entertainment at hotels and boarding houses without paying therefor in Martin County.

Senator Hinsdale offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

Upon motion of Senator Horton the Senate adjourns to meet tomorrow morning at 11 o’clock.

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EIGHTEENTH DAY

SENATE CHAMBER,
TUESDAY, January 27, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Dr. W. Mc. White, Pastor First Presbyterian Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to Ex-Senator J. L. Delaney and former Speaker of the House E. W. Pharr.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Baggett, Dortch, and Ward of Beaufort: S. B. 83, a bill to amend Section 2 of Chapter 96, Public Laws, 1927, amending Section 5168 (j) of Volume III of the Consolidated Statutes, increasing pensions to Confederate Veterans to six hundred dollars per annum.

Referred to Committee on Pensions.
By Senator Bennett: S. B. 84, a bill to amend Chapter 218, Public Laws of 1929, relating to State highway patrol.

Referred to Committee on Public Roads.

By Senator Bennett: S. B. 85, a bill relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways and to make uniform the law relating thereto.

Referred to Committee on Public Roads.

By Senator Johnson of Moore: S. B. 86, a bill to prevent mortgagors from cutting and disposing of timber on the lands mortgaged without the written consent of the mortgagee.

Referred to Committee on Judiciary No. 2.

By Senator Johnson of Moore: S. B. 87, a bill to repeal Chapter 264, Public Laws of 1929, amending Section 6016 of the Consolidated Statutes of North Carolina, relating to poll books.

Referred to Committee on Judiciary No. 2.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Horton, for the Committee on Judiciary No. 2:

S. B. 78, a bill to amend Chapter 93 of the Public Laws of 1921 as amended by Chapter 71 of the Public Laws of 1929, relating to the payment of money into the office of the clerk of the superior court of persons dying intestate, with a favorable report.

H. B. 12, a bill to designate the time when the tax collector or other authorities collecting taxes or drainage assessments in Robeson County shall advertise and sell lands for failure to pay drainage assessments in drainage districts in Robeson County, with a favorable report.

S. B. 80, a bill to amend Chapter 196 of the Public Laws of 1925, amendatory of Section 2354 of the Consolidated Statutes in reference to landlords and tenants, with a favorable report.

H. B. 131, a bill providing for a peace officers relief fund for the city of Salisbury and Rowan County, with a favorable report.

H. B. 130, a bill to validate the official acts of D. W. Julian, a justice of the peace of Rowan County, with a favorable report.

S. B. 27, a bill to amend Section 2334 of the Consolidated Statutes, Volume III, relating to grand juries in Wayne County, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Clarkson, for the Committee on Judiciary No. 2:

H. B. 14, a bill designating the manner of appointment of drainage commissioners in Robeson County, with a favorable report.

SPECIAL ORDER

The President lays before the Senate the Special Order of the day, the same being S. B. 19, a bill providing for the State taking over the public schools for the constitutional period of six months and relieving the counties, districts and municipalities from the necessity of financing the same.
Upon motion of Senator Blount, consideration of this bill is postponed until tomorrow morning and continued as a special order at the expiration of the morning business.

Upon motion of Senator Johnson of Duplin, the Senate adjourns to meet tomorrow morning at 11 o'clock.

NINETEENTH DAY

SENATE CHAMBER,

WEDNESDAY, January 28, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. E. McNeill Poteat, Pastor Pullen Memorial Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

ENROLLED Bills

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 46, an act to amend Section 1443 of the Consolidated Statutes with reference to the holding of the Superior Court of Wilson County during the February term, 1931.

H. B. 54, an act to amend an act passed as Senate Bill No. 6 and enrolled January 10th, 1931, amending Section 1443 of the Consolidated Statutes of North Carolina, and Chapter 128, Public Laws of 1919, only in so far as the same relate to the first week of the February term, 1931, and to the first week of the May term of the Superior Court of Beaufort County.

H. B. 55, an act to amend Chapter 103, Public Laws 1929, relating to the punishment for obtaining entertainment at hotels and boarding houses without paying therefor in Martin County, Pitt County, Wake County and Watauga County.

Upon motion of Senator Horton, H. B. 12, a bill to designate the time when the tax collector or other authority collecting taxes and drainage assessments in Robeson County shall advertise and sell lands for failure to pay drainage assessments in drainage districts in Robeson County, is taken from the Calendar and re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Horton, H. B. 14, a bill designating the manner of appointment of drainage commissioners in Robeson County, is taken from the Calendar and re-referred to the Committee on Judiciary No. 2.

The courtesies of the floor are extended to former Senators W. L. Long, C. W. Higgins, Neal Salmon and Clayton Moore.

Upon motion of Senator Bennett, S. B. 84, a bill to amend Chapter 218, Public Laws of 1929, relating to the State Highway Patrol, is recalled from the Committee on Public Roads and referred to Committee on Judiciary No. 1.
Upon motion of Senator Bennett, S. B. 85, a bill relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways and to make uniform the law relating thereto, is taken from the Committee on Public Roads and referred to the Committee on Judiciary No. 1.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Clark, for the Committee on Counties, Cities and Towns:

H. B. 166, a bill to fix the salaries of the judge, clerk and solicitor of the Recorder's Court of Caswell County, with a favorable report.

H. B. 121, a bill to amend Chapter 151 of the Public Laws of 1921, to fix the salaries of the members of the board of county commissioners and the members of the board of education of Madison County, with a favorable report.

S. B. 72, a bill to amend Chapter 498, Public-Local Laws of 1923, so as to change the compensation of the Sheriff of Brunswick County, and to create the office of tax collector and to provide for security to be furnished by the fiscal agent of said county, with a favorable report.

H. B. 107, a bill to amend Chapter 191, Private Laws of 1927, for the relief of certain citizens of the incorporated town of Benton Heights, Union County, with a favorable report.

H. B. 120, a bill to decrease the members of the board of county commissioners of Haywood County from five to three, with a favorable report.

By Senator Blount, for the Committee on Judiciary No. 1:

S. B. 58, a bill to validate the acts of J. F. Barwick, justice of the peace for Ayden Township, Pitt County, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 50, a bill to amend Sections 4200, 4204, 4233 and 4238, of the Consolidated Statutes, providing for life imprisonment in capital felonies when mercy is recommended in the verdict of the jury, with a favorable report.

By Senator Bennett, for the Committee on Salaries and Fees:

H. R. 22, a resolution requiring the heads of all of the State departments of the State Government to furnish to the members of the General Assembly a list of the employees of their respective departments and the duties and salaries of each, with an unfavorable report.

H. R. 36, a joint resolution calling on the heads of the State departments to furnish to each House of the General Assembly an itemized expense account covering the six months period ending December 31st, 1930, with a favorable report.

S. R. 4, a resolution relating to salaries of officers of the State and in the interest of economy, with an unfavorable report.

By Senator Horton, for the Committee on Judiciary No. 2:

H. B. 66, a bill to amend Chapter 273, Public Laws, 1929, relating to the punishment of makers of worthless checks, placing the Counties of Gates, Bladen, Ashe, Washington and Nash under the provisions of this
act, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 13, a bill to amend Section 4231 of the Consolidated Statutes, and making it unlawful to make, circulate or transmit derogatory statements about, building and loan associations, with a favorable report.

H. B. 6, a bill relating to compromise settlement of suits or actions by the board of county commissioners of Hyde County, with an unfavorable report.

S. B. 87, a bill to repeal Chapter 264, Public Laws of 1929, amending Section 6016 of the Consolidated Statutes of North Carolina, relating to poll books, with a favorable report.

S. B. 79, a bill amending Section 5531 of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in special tax districts, with a favorable report.

By Senator McLean, for the Committee on Education.

S. B. 82, a bill to provide for the appointment of the school committee for Green Creek School District in Green Creek Township, Polk County, with a favorable report.

H. B. 15, a bill to repeal Chapter 376, Public-Local Laws of 1929, relating to the leasing of school property by the board of education of Avery County, with an unfavorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 30, a bill to require the State of North Carolina to take over, maintain and operate the public school system of the State of North Carolina.

Upon motion of Senator Johnson of Duplin, the rules are suspended and the bill is placed upon the Calendar and is made the special order of the day, displacing S. B. 19, a bill providing for the State taking over the public schools for the constitutional term of six months and relieving the counties, districts, and municipalities from the necessity of financing the same.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Rodwell and Pritchett: S. B. 88, a bill to postpone the enforced collection of 1930 taxes in Warren and Bertie Counties until November 1st, 1931.

Referred to Committee on Finance.

By Senators Blount, Peel and Ward of Beaufort: S. B. 89, a bill to amend Chapter 235 of the Public Laws of 1927, entitled "An act relating to county construction to the state highway system."

Referred to Committee on Public Roads.

By Senator Blount: S. B. 90, a bill that the motor vehicle commissioner may refund certain automobile license fees.

Referred to Committee on Public Roads.
The hour for the consideration of the special order of the day having arrived, the President lays before the Senate H. B. 30, a bill to require the State of North Carolina to take over, maintain, and operate the public school system of the State of North Carolina.

Senator Campbell offers an amendment.

Pending discussion of the bill and amendment, the Senate, upon motion of Senator Gravely, takes a recess until tonight at 8:30 o'clock.

EVENING SESSION

Wednesday, January 28, 1931.

The Senate meets pursuant to recess and is called to order by Lieutenant-Governor R. T. Fountain.

The courtesies of the floor are extended to former Senator Townsend of Davidson County.

The Senate resumes consideration of the Special Order, H. B. 30, a bill to require the State of North Carolina to take over, maintain, and operate the public school system of the State of North Carolina.

Pending consideration, the Senate, upon motion of Senator Gravely,adjourns until tomorrow at 11 o'clock A. M.

TWENTIETH DAY

Senate Chamber,

Thursday, January 29, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Dr. Harry North, Presiding Elder, Raleigh District, Methodist Episcopal Church, South.

Upon motion of Senator Lawrence, S. R. 4, a resolution relating to the salaries of officers of the State and in the interest of economy, is re-referred to the Committee on Salaries and Fees.

Upon motion of Senator Folger, S. B. 79, a bill to amend Section 5531 of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in special tax districts, is taken from the Calendar and re-referred to the Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 123, a bill to repeal Chapter 205 of the Public Laws of 1929, for the purpose of abolishing the January term of court.

Referred to Committee on Courts and Judicial Districts.

H. B. 220, a bill to regulate the making of teachers' contracts in Onslow County.

Referred to Committee on Education.
Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Whedbee: S. B. 91, a bill to amend Chapter 91 of the Public Laws of 1927, designated as "An act to provide improved methods of county government," so as to provide increased duties and powers of the county government advisory commission.

Referred to Committee on Finance.

By Senator Whedbee: S. B. 92, a bill to amend Chapter 146 of the Public Laws of 1927, "The county fiscal control act," clarifying certain sections and providing for protection of public moneys.

Referred to Committee on Finance.

By Senator Whedbee: S. B. 93, a bill to amend Chapter 201 of the Public Laws of 1929, requiring county officials to make contracts for auditing and to standardize bookkeeping systems so as to include officials of cities, towns and special charter districts.

Referred to Committee on Finance.

By Senator Price: S. B. 94, a bill to regulate the fees of the recorder's court for Union County and the City of Monroe and to fix the pay of jurors and witnesses in the recorder's court.

Referred to Committee on Salaries and Fees.

By Senator Nixon: S. B. 95, a bill to repeal Chapter 40 of the Public Laws of 1921, entitled "An act to incorporate the First Baptist Church of Lincolnton, North Carolina, Lincoln County.

Referred to Committee on Propositions and Grievances.

By Senator Gwyn: S. B. 96, a bill to amend Chapter 104, Public Laws of 1909, relative to the recorder's court of the City of Reidsville, to increase the jurisdiction, to extend the court of Reidsville Township, and to regulate the powers of the police and costs and fees.

Referred to Committee on Judiciary No. 1.

By Senator Burt: S. B. 97, a bill to amend Chapter 93, Public Laws 1927, relating to premium on bond of gasoline dealers.

Referred to Committee on Finance.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 13, An act to repeal Chapter 392, Public-Local Laws of 1929, relating to the use of automatic shot guns in Columbus County.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 27, a bill providing for twelve months grand juries throughout the State.

The substitute offered by the Committee is adopted.

S. B. 58, a bill to validate the acts of J. F. Barwick, justice of the peace for Ayden Township, Pitt County.
The substitute offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 72, a bill to amend Chapter 498 of the Public-Local Laws of 1923, so as to change the compensation of the Sheriff of Brunswick County, and to create the office of tax collector, and to provide for security to be furnished by the fiscal agent of said county.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 82, a bill to provide for the appointment of the school committee for Green Creek School District in Green Creek Township, Polk County.
Passes its second and third readings, and is ordered sent to the House of Representatives.
H. B. 107, a bill to amend Chapter 192, Private Laws of 1927, for the relief of certain citizen of the incorporated town of Benton Heights, Union County.
Passes its second and third readings, and is ordered enrolled.
H. B. 120, a bill to decrease the members of the board of county commissioners of Haywood County from five to three.
Passes its second and third readings, and is ordered enrolled.
H. B. 121, a bill to amend Chapter 151 of the Public-Local Laws of 1921, and to fix the salaries of the members of the board of county commissioners and the members of the board of education of Madison County.
Passes its second and third readings, and is ordered enrolled.
H. B. 131, a bill providing for a peace officers relief fund for the City of Salisbury and Rowan County.
Passes its second and third readings, and is ordered enrolled.
H. B. 130, a bill to validate the official acts of D. W. Julian, a justice of the peace of Rowan County.
Passes its second and third readings, and is ordered enrolled.
H. B. 166, a bill to fix the salaries of the judge, clerk and solicitor of the recorder's court of Caswell County, North Carolina.
Passes its second and third readings, and is ordered enrolled.
H. B. 30, a bill to require the State of North Carolina to take over, maintain and operate the public school system of the State of North Carolina.
Upon motion of Senator Johnson of Duplin, pending discussion of this measure, the Senate takes a recess until 8:30 P. M.

EVENING SESSION

SENATE CHAMBER,
THURSDAY, January 29, 1931.

The Senate meets pursuant to recess, and resumes consideration of H. B. 30, a bill to require the State of North Carolina to take over, maintain and operate the public school system of the State of North Carolina.
Senator McSwain offers an amendment, which fails of adoption.
Senator Burrus offers an amendment, which fails of adoption.
Upon the adoption of the amendment offered by Senator Campbell, Senator Baggett calls for the ayes and noes.
The call is sustained.

Those voting in the affirmative are: Senators Bernard, Burrus, Burt, Campbell, Clarkson, Clement, Dunlap, Gravely, Gwyn, Haywood, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Nixon, Rankin, Umstead, Whedbee, Williams—20.


Senator Ward of Beaufort announces that he is paired with Senator Grier; if Senator Grier were present he would vote "aye," Senator Ward of Beaufort would vote "no."

Senator Lindsey announces that he is paired with Senator Hendren; if Senator Hendren were present he would vote "aye," Senator Lindsey would vote "no."

Upon the second reading of the bill, Senator Baggett calls for the ayes and noes.

The call is sustained.

The following Senators ask and are granted permission to explain their vote: Senators Baggett, Clarkson, Gravely, Lawrence, McSwain, Jones and Umstead.

The bill passes its second reading, ayes 31, noes 15, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Clark, Clarkson, Dortch, Folger, Gower, Grant, Gravely, Hardy, Harmon, Hatchett, Hinsdale, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsey, Lovill, Lynch, McKee, McLean, McSwain, Peel, Powell, Price, Pritchett, Rodwell, Uzzell, Ward of Craven, Zollicoffer—31.

Those voting in the negative are: Senators Bernard, Burrus, Burt, Campbell, Clement, Dunlap, Gwyn, Haywood, Hendren, Hicks, Horton, Nixon, Rankin, Umstead, Whedbee, Williams—15.

Senator Ward of Beaufort announces that he is paired with Senator Grier, if Senator Grier were present he would vote "no"; Senator Ward of Beaufort would vote "aye."

Senator Lindsey announces that he is paired with Senator Hendren, if Senator Hendren were present he would vote "no"; Senator Lindsey would vote "aye."

The bill passes its third reading and is ordered enrolled.

Upon motion of Senator Johnson of Duplin, the Senate adjourns until tomorrow at 11 o'clock A. M.

TWENTY-FIRST DAY

SENATE CHAMBER,
FRIDAY, January 30, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. Paul H. Fields, Pastor Jenkins Memorial Church, Raleigh, N. C.
Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to former Senator P. W. Glide-well.

PETITIONS

Senator Hardy sends forward a petition from the chamber of commerce of Kinston, North Carolina, relative to the operation of busses on the highways.

Referred to Committee on Public Roads.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 181, a bill authorizing the board of commissioners of Camden County to appoint rural policemen for said county.

Referred to Committee on Counties, Cities and Towns.

H. B. 174, a bill to amend Section 1 of Chapter 189, Private Laws 1925, relating to the criminal jurisdiction of the mayor of Farmville.

Referred to Committee on Judiciary No. 1.

H. B. 167, a bill to amend Chapter 435 of the Private Laws of North Carolina of 1913, and Chapter 203 of the Private Laws of 1921, pertaining to the charter of the town of Beaufort.

Referred to Committee on Judiciary No. 2.

H. B. 124, a bill to make the provisions of Section 1864 of Volume III of the Consolidated Statutes relating to the depredation of domestic fowls applicable to Stokes County.

Referred to Committee on Propositions and Grievances.

H. B. 85, a bill to define an illegal punch board and slot machine, and to punish the operator of the same.

Referred to Committee on Judiciary No. 2.

H. B. 216, a bill to repeal the dog law as applied to Graham County.

Referred to Committee on Propositions and Grievances.

H. B. 215, a bill validating the official acts of J. M. Weaver, justice of the peace of Piney Creek Township, Alleghany County.

Referred to Committee on Judiciary No. 1.

H. B. 195, a bill to place the officers of Graham County on salary, and for other purposes.

Referred to Committee on Counties, Cities and Towns.

H. B. 164, a bill to extend the powers and jurisdiction of policemen of the towns of Benton Heights and West Monroe in Union County.

Referred to Committee on Counties, Cities and Towns.

H. B. 154, a bill to amend Chapter 212, Public-Local Laws of 1929, authorizing the board of commissioners of the town of Mocksville, in Davie County, to expend the funds derived from the sale of electric lighting and power system.

Referred to Committee on Finance.

H. B. 136, a bill decreasing the board of county commissioners of Trans-sylvania County from five to three members.
Referred to Committee on Counties, Cities and Towns.
H. B. 128, a bill to repeal Chapter 87, Private Laws, 1927, and to provide for the election of a mayor and four aldermen for the town of East Spencer.
Referred to Committee on Judiciary No. 1.
H. B. 213, a bill authorizing the board of commissioners of Dare County to appoint rural policemen for said county.
Referred to Committee on Counties, Cities and Towns.
H. B. 196, a bill to require the county attorney of Graham County to give bond.
Referred to Committee on Finance.
H. B. 192, a bill to amend Consolidated Statutes 4458 so as to provide for the punishment of public drunkenness in Stokes County.
Referred to Committee on Judiciary No. 2.
H. B. 158, a bill to amend Article 7 of Chapter 71, Sections 3903, 3906 and 3908, Consolidated Statutes of North Carolina.
Referred to Committee on Salaries and Fees.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Peel, for the Committee on Public Roads:
S. B. 65, a bill to amend Section 2621 (14) of the Consolidated Statutes of North Carolina, in reference to plates required on motor vehicles and to adopt the colors of the State University for such purpose, with a favorable report.
H. B. 149, a bill to name the bridge over Roanoke River on State Highway No. 12, with a favorable report.
H. B. 82, a bill to abolish the Montgomery County highway trustees and to transfer their duties to the board of county commissioners, with a favorable report.
S. B. 66, a bill to amend the motor vehicle act in reference to lights carried by trucks and trailers, with a favorable report, as amended.

By Senator Blount, for the Committee on Judiciary No. 1:
S. B. 53, a bill in relation to the lien of spinners, throwsters, manufacturers, bleachers, mercerizers, dyers, printers, or finishers of cotton, wool, silk, or artificial silk, or goods of which cotton, wool, silk, or artificial silk form a component part, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.
H. B. 47, a bill to amend the jury commission act of Jackson County, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.
H. B. 77, a bill to authorize the Supreme Court to establish by general rules the forms of process, writs, pleadings, practice and procedure, with an unfavorable report, and a minority report filed.
H. B. 117, a bill to amend Chapter 335 of the Public-Local Laws of 1927, in so far as it affects the County of Macon, with a favorable report.
By Senator Campbell, for the Committee on Commercial Fisheries:
H. B. 7, a bill to prohibit non-residents from fishing with nets, etc., within one marine league of the shores of the State, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Whedbee: S. B. 98, a bill to provide for and the standardization, support of and to equalize the cost of a six months school term in North Carolina.
Referred to Committee on Education.

By Senator Johnson of Duplin: S. B. 99, a bill to clarify and amend Chapter 318 of the Public Laws of 1925, relating to the practice of general contracting.
Referred to Committee on Judiciary No. 2.

By Senator Bennett: S. B. 100, a bill to amend Chapter 76, Public-Local Laws of North Carolina, 1923, relative to compulsory school attendance of Cherokee Indians.
Referred to Committee on Education.

By Senator Bernard: S. B. 101, a bill to allow the County of Buncombe to aid in the reopening of certain banks.

Upon motion of Senator Bernard the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

By Senator Price: S. B. 102, a bill amending Section 121 of the machinery and revenue act enacted by the General Assembly of North Carolina, Session 1929, relating to peddlers.
Referred to Committee on Finance.

By Senator Price: S. B. 103, a bill to appoint Fred W. Ashcraft a justice of the peace.
Referred to Committee on Justices of the Peace.

By Senator Pritchett: S. B. 104, a bill to authorize the Town of Windsor in Bertie County to issue bonds of the town in an aggregate amount of not exceeding twenty thousand dollars for the purpose of funding and refunding valid indebtedness of the town.
Referred to Committee on Finance.

By Senator Blount: S. B. 105, a bill to regulate the erection and placing of mechanical signal devices.
Referred to Committee on Public Roads.

By Senator Gravely: S. B. 106, a bill to prohibit the employment of children under sixteen years of age.
Referred to Committee on Public Welfare.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 120, An act to decrease the members of the board of county commissioners of Haywood County from five to three.

S. R. 54, Joint resolution requesting the Senators and Representatives in Congress from the State of North Carolina to secure the enactment of some appropriate measure delaying foreclosure of liens by Federal Land Banks.
S. R. 5, Joint resolution requesting Congress to pass an act authorizing the immediate payment to veterans of the World War the face value of their adjusted-service certificates.

H. B. 107, An act to amend Chapter 191, Private Laws of 1927, for the relief of certain citizens of the incorporated Town of Benton Heights, Union County.

H. B. 121, An act to amend Chapter 151 of the Public-Local Laws of 1921 and to fix the salaries of the members of the board of county commissioners and the members of the board of education of Madison County.

H. B. 130, An act to validate the official acts of D. W. Julian, a justice of the peace of Rowan County.

H. B. 166, An act to fix the salaries of the judge, clerk and solicitor of the recorder's court of Caswell County, North Carolina.

H. B. 131, An act providing for a peace officers relief fund for the City of Salisbury and Rowan County.

H. B. 30, An act to make effective the constitutional provision for state maintenance of the six months school term.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 78, a bill to amend Chapter 93 of the Public Laws of 1921 as amended by Chapter 71 of the Public Laws of 1929, relating to the payment of money into the office of the clerk of the Superior Court of persons dying intestate.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 80, a bill to amend Chapter 196 of the Public Laws of 1925 amendatory of Section 2354 of the Consolidated Statutes, in reference to landlords and tenants.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 13, a bill to amend Section 4231 of the Consolidated Statutes, and making it unlawful to make, circulate or transmit derogatory statements about building and loan associations.

Passes its second and third readings and is ordered enrolled.

S. B. 19, a bill providing for the State taking over the public schools for the constitutional period of six months and relieving the counties, districts and municipalities from the necessity of financing the same.

Upon motion of Senator Hicks the bill is placed upon the unfavorable Calendar.

S. B. 59, a bill to amend Sections 4200, 4204, 4233 and 4238, of the Consolidated Statutes, providing for life imprisonment in capital felonies when mercy is recommended in the verdict of the jury.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Pritchett, the rules are suspended and H. B. 158, a bill to amend Article 7 of Chapter 71, Sections 3903, 3906, 3908 and 3909, Consolidated Statutes of North Carolina, relating to fees for providing papers in Northampton County, is taken from the Committee on Salaries and Fees and placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled. Leave of absence is granted to Senators Williams, Burt, Hicks, Dunlap and Campbell until Monday. Senator Dunlap moves that the Senate adjourn to meet tomorrow morning at 10 o'clock to consider local bills only, and to meet again Monday night at 8 o'clock, February 2, 1931.

TWENTY-SECOND DAY

Senate Chamber,
Saturday, January 31, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain. Prayer is offered by Rev. Milton A. Barber, Rector Christ Church, Raleigh, N. C. Senator Johnson of Duplin reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 221, a bill to amend Section 1684, (a) Volume III of the Consolidated Statutes, placing Haywood County under the state-wide dog law. Referred to Committee on Propositions and Grievances.

H. B. 229, a bill to regulate the registration of plats in Gaston County. Referred to Committee on Judiciary No. 1.

H. B. 57, a bill prohibiting the setting of steel traps in Duplin County. Referred to Committee on Judiciary No. 1.

H. B. 234, a bill to amend Chapter 79, Public-Local Laws of 1929, pertaining to special sinking fund of Henderson County provided for thereunder. Referred to Committee on Finance.

H. B. 219, a bill to validate the acts of J. D. Bardin, a former clerk of the Superior Court of Wilson County. Referred to Committee on Judiciary No. 2.

H. B. 207, a bill to license dog kennels in Durham County. Referred to Committee on Propositions and Grievances.

H. B. 205, a bill to enable the commissioners of Jackson County to regulate the recorder's court of the county or to abolish it at their discretion. Referred to Committee on Courts and Judicial Districts.

H. B. 201, a bill to amend Section 2591 of the Consolidated Statutes, relating to report of trustees in judicial sales. Referred to Committee on Judiciary No. 2.

H. B. 244, a bill to establish Washington Electric Service District. Referred to Committee on Counties, Cities and Towns.
H. B. 173, a bill to amend Section 5 of Chapter 489 of Public-Local Laws of 1929, relative to the real estate commission by striking out Wilson and New Hanover Counties from the provision thereof.

Referred to Committee on Judiciary No. 2.

H. B. 87, A bill to provide that the courts of North Carolina shall take judicial notice of the law of the United States or of any state, territory, or dependency thereof, or of any foreign country whenever the same shall be material.

Referred to Committee on Judiciary No. 1.

H. B. 11, a bill relating to the extradition of persons charged with crime and to make uniform the law with reference thereto.

Referred to Committee on Judiciary No. 2.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 158, an act to amend Article 7 of Chapter 71, Sections 3903, 3906 and 3908, Consolidated Statutes of North Carolina, relative to fees for recording papers in Northampton County.

H. B. 13, an act to amend Section 4231 of the Consolidated Statutes, and making it unlawful to make, circulate or transmit derogatory statements about building and loan associations.

Upon motion of Senator Johnson of Duplin, the Senate adjourns to meet Monday night at 8 o'clock.

TWENTY-THIRD DAY

SENATE CHAMBER,
MONDAY, February 2, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Pres. Edgar H. Goold, President St. Augustine College, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to ex-Senators Blue and Horace E. Stacey.

MESSAGE FROM THE GOVERNOR

The following message is received from His Excellency, Governor O. Max Gardner:

MONDAY, February 2, 1931.

To The General Assembly:

The letter from the Honorable A. J. Maxwell, Commissioner of Revenue, included herein, contains information of such prime importance to the membership of the General Assembly that I wish to call it to your especial attention at this time.
The Commissioner shows that the Department of Revenue has collected during the past year and a half a total of $725,668 back taxes on incomes, and that it has assessed and now pending for collection $311,246 additional. It is evident that the total collections of back income taxes this biennium as the outcome of special audits of the businesses of individuals and corporations will exceed $1,000,000.

In this period of economic depression when the normal income tax payments and other tax payments have naturally fallen off in very considerable amount, and when appropriations have necessarily had to be cut accordingly, the situation has been partially saved by these additional collections of back taxes. Their influence on the period which we are now entering will be of substantial effect when the slump in normal collections is bound to be even larger than it was in the present year—the Budget Bureau estimates normal income tax collections for the next year at $1,070,000 less than for the past year.

I personally take great pride in Mr. Maxwell's masterly accomplishment and herewith submit his letter for your information and consideration:

Dear Governor Gardner:

Replying to your request for a statement of the additional income taxes assessed and collected by the Department of Revenue, I beg to advise that since July 1, 1930, we have collected additional back tax assessments on incomes in the amount of $465,536.76, and that there remain on our books at this time additional assessments of back income taxes made but not finally adjusted and collected in the amount of $321,333.13.

This sum of $465,536.76 of additional income taxes collected since July 1, 1930, represents our collection of back taxes on returns filed for the years 1927, 1928 and 1929. This total was divided as follows: $57,661.86 represented collections from additional assessments on personal returns, $96,627.94 on domestic corporation returns, and $311,246.98 on foreign corporations doing business in this State. We are diligently checking all returns for the past three years and have left no stone unturned to secure every available dollar which had been escaping its tax liability. With the $260,131 collected in the last fiscal year ending last June 30th, the $465,536 collected so far in this fiscal year, the $311,246 additional assessments now pending for collection, and our audits not yet complete, it is apparent that our collections of additional assessments of income for previous years will in this biennium exceed a million dollars.

These additional assessments and collections of back income taxes have enabled the Department to maintain the total of income taxes collected within this fiscal year in excess of collections for the same period during the past fiscal year.

These collections are the result of the work of the additional auditors which were employed in the Income Tax Division for the purpose of bringing the audit of income tax returns up to date. Our audit and analysis of income tax returns of foreign corporations has also developed a better understanding of this problem, and has resulted in proposed changes in the income and franchise tax sections of the revenue law, with respect to rules of allocation of the proportion of capital and income of such foreign corporations taxable in this State, on classifications adapted to the nature of the business, that will yield additional revenue from these sources in future years in excess of a million dollars per year, and that will more
nearly equalize the tax burden as between domestic and foreign corporations. These additional collections and changes in the revenue law have been taken into account in the budget estimate.

May I take this occasion to thank you for your authorization of the additional auditors for the Income Tax Division and for your personal assistance in effecting the arrangement made with the Federal Government by which this State is enabled to check the income tax returns of corporations made to the State with the returns made to the Federal Government and by which the names and addresses of individuals in this State making returns to the Federal Government are made available to this Department.

With best regards, I am

Very truly yours,

(Signed) A. J. Maxwell,
Commissioner.

Respectfully submitted,
O. Max Gardner,
Governor and Director of the Budget.

The message is referred to the Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 257, a bill to repeal Chapter 386, Public-Local Laws, 1925, relating to rural police for Bladen County.
Referred to Committee on Counties, Cities and Towns.

H. B. 253, a bill regulating the salaries of the clerk of the Superior Court and register of deeds of Hyde County.
Referred to Committee on Counties, Cities and Towns.

H. B. 240, a bill to authorize payment of salaries and expenses of farm demonstration agent and home demonstration agent of Rockingham County.
Referred to Committee on Agriculture.

H. B. 183, a bill in relation to the salary of the Sheriff of Camden County.
Referred to Committee on Salaries and Fees.

H. B. 165, a bill to re-establish the office of treasurer in Mitchell County and also relating to the salaries of clerk and sheriff in said county.
Referred to Committee on Finance.

H. B. 153, a bill to amend Chapter 96 of the Private Laws of 1913 of North Carolina, relating to the charter of the City of Gastonia, creating and establishing a municipal court for the City of Gastonia in the County of Gaston and to prescribe the jurisdiction and proceedings of the said court.
Referred to Committee on Counties, Cities and Towns.

H. B. 108, a bill relative to the salaries of the recorder, prosecuting attorney and clerk of the recorder's court of the City of Monroe.
Referred to Committee on Courts and Judicial Districts.
H. B. 40, a bill to repeal Chapter 40 of the Public Laws of 1911 relative to the time of convening the Superior Court of Brunswick County.
Referred to Committee on Courts and Judicial Districts.

H. B. 31, a bill to repeal Chapter 407, Public-Local Laws, 1929, prescribing a discount and penalty in the payment of taxes in Hertford County.
Referred to Committee on Finance.

H. B. 155, a bill to vacate and close Hayward Street, Cherry Street and that portion of Poplar Street lying south of McIver Street in the Town of Angier, North Carolina.
Referred to Committee on Judiciary No. 1.

S. B. 101, a bill to allow the County of Buncombe to aid in the re-opening of certain banks, for concurrence in the House amendment.
Upon motion of Senator Bernard the Senate concurs in the House amendment, and the bill is ordered enrolled.

H. B. 106, a bill to repeal the absentee ballot law for Buncombe County.
Referred to Committee on Election Laws.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Whedbee by request: S. B. 107, a bill to remove from the highway mechanically unfit vehicles.
Referred to Committee on Public Roads.

By Senator Bernard: S. B. 108, a bill to authorize the governing board of the City of Asheville to credit or refund certain payments of 1929 taxes erroneously levied and paid.
Referred to Committee on Finance.

By Senator Zollicoffer: S. B. 109, a bill to create the commission for the improvement of the laws.
Referred to Committee on Judiciary No. 1.

By Senator Blount: S. B. 110, a bill to amend the code of civil procedure as to the joinder of parties.
Referred to Committee on Judiciary No. 1.

By Senator Blount: S. B. 111, a bill to amend Chapter 148 of the Public Laws of 1927 by restricting the liability of an owner or operator of a motor vehicle for injuries to a gratuitous guest.
Referred to Committee on Judiciary No. 1.

By Senator Blount: S. B. 112, a bill to provide that a party may impeach his own witness where this does not involve an attack upon character.
Referred to Committee on Judiciary No. 1.

By Senator Harmon: S. B. 113, a bill relating to the election of county commissioners of Avery County.
Referred to Committee on Counties, Cities and Towns.

By Senator McLean: S. B. 114, a bill to repeal the absentee voters law.
Referred to Committee on Election Laws.

By Senator Clarkson: S. B. 115, a bill to amend Article 5 (a) of Chapter 21 of Volume III of the Consolidated Statutes as amended by Chapter 262, Section 4 of the Public Laws of 1925, relating to the capital stock of corporations.
Referred to Committee on Judiciary No. 2.
By Senator Gravely by request: S. B. 116, a bill to establish fifty-five hours as a week's work in manufacturing establishments and to prohibit the employment of women and children for night work therein.

Referred to Committee on Public Welfare.

By Senator Burrus: S. B. 117, a bill to amend Chapter 87, Public Laws of 1925, relating to professional nursing.

Referred to Committee on Public Health.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 82, a bill to abolish the Montgomery County Highway Trustees and to transfer their duties to the board of county commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 47, a bill to amend Chapter 202, Public-Local Laws, 1929, entitled an act to create a jury commission for the County of Jackson.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 7, a bill to prohibit non-residents from fishing with nets, etc., within one marine league of the shores of the State.

The substitute offered by the Committee is adopted.

Upon motion of Senator Johnson of Duplin, the bill is re-referred to the Committee on Commercial Fisheries.

S. B. 27, a bill providing for twelve months grand juries through the State.

Senator Whedbee offers an amendment.

Upon motion of Senator Dortch, further action on the bill is deferred.

S. B. 53, a bill to make the lien provisions of Section 2435 of the North Carolina code applicable to finishers, bleachers, mercerizers and others.

The substitute offered by the Committee is adopted.

Upon motion of Senator Clement further action on the bill is deferred.

S. B. 65, a bill to amend Section 2621 (14) of the Consolidated Statutes of North Carolina, in reference to plates required on motor vehicles and to adopt the colors of the State University for such purpose.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 66, a bill to amend the motor vehicle act in reference to lights carried by trucks and trailers.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered engrossed.

S. B. 87, a bill to repeal Chapter 264, Public Laws of 1929 amending Section 6016 of the Consolidated Statutes of North Carolina relating to poll books.

Upon motion of Senator Johnson of Moore, the bill is re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Hendren, the Senate adjourns in honor of the memory of the late deceased Rt. Rev. Edward M. Rondthaler of the Moravian Church, Winston-Salem, to meet tomorrow at 12 o'clock M.
TWENTY-FOURTH DAY

SENATE CHAMBER,

TUESDAY, FEBRUARY 3, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. G. Elliott, Methodist Church, Millbrook, N. C. Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Senator Baggett arises to question of personal privilege in regard to certain newspaper articles appearing in afternoon papers of recent date. The courtesies of the floor are extended to Ex-Senators W. H. S. Burgwyn and C. C. Cranford.

Indefinite leave of absence is granted to Senator Hicks.

Upon motion of Senator Blount: H. B. 165, a bill to re-establish the office of Treasurer in Mitchell County and also relating to salaries of clerk and sheriff in said county is recalled from the Committee on Finance and referred to Committee on Counties, Cities and Towns.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 56, a bill to make it unlawful to operate a filling station, store, shop or place of amusement within three miles of Charity Methodist Church in Duplin County on Sunday between the hours of 9:30 A. M. and 12:30 P. M. and between the hours of 7 P. M. and 9 P. M.

Referred to Committee on Propositions and Grievances.

H. B. 58, a bill to amend Section 6054, Volume III of the Consolidated Statutes, placing Davidson County under the state-wide primary law.

Referred to Committee on Election Laws.

H. B. 146, a bill amending Section 690 of the Consolidated Statutes of North Carolina relating to sales under execution.

Referred to Committee on Judiciary No. 2.

H. B. 198, a bill to amend Chapter 239, Public Laws of 1925, prohibiting the use of publicly owned automobiles for private purposes so as to be applicable to cities.

Referred to Committee on Public Roads.

H. B. 203, a bill to permit the county commissioners of Caswell County to transfer certain funds from the salary fund to the general county fund.

Referred to Committee on Finance.

H. B. 236, a bill relating to the application and investment of proceeds of sale, if made, of the electric light and power plant of the City of Lexington, Davidson County, North Carolina.

Referred to Committee on Finance.

H. R. 272, a joint resolution of the General Assembly with respect to continued illness of Representative-elect John H. Dillard.

Upon motion of Senator McKee the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.
Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Clark, for the Committee on Counties, Cities and Towns:
H. B. 32, a bill relative to the compensation of the sheriff of Graham County, with favorable report.
H. B. 118, a bill to repeal Chapter 54 of the Public-Local Laws of 1929, relative to salaries and fees of certain county officials of Macon County and restoring the fee system, with a favorable report.
H. B. 135, a bill to amend Chapter 41 of the Public-Local Laws of 1927, relating to the salary of the treasurer of Transylvania County, with a favorable report.
H. B. 132, a bill to enlarge the powers and duties of the constable of Elizabeth City Township of Pasquotank County, North Carolina, with a favorable report.

By Senator Blount, for the Committee on Judiciary No. 1:
S. B. 96, a bill to amend Chapter 104, Public Laws of 1909, relative to the recorder's court of the City of Reidsville, to increase the jurisdiction, to extend the court to Reidsville Township, and to regulate the powers of the police and costs and fees, with a favorable report.
H. B. 174, a bill to amend Section 1 of Chapter 189, Private Laws, 1925, relating to the criminal jurisdiction of the mayor of Farmville, with a favorable report.
H. B. 215, a bill validating the official acts of J. M. Weaver, justice of the peace of Piny Creek Township, Alleghany County, with a favorable report.
H. B. 128, a bill to repeal Chapter 87, Private Laws, 1927, and to provide for the election of a mayor and four aldermen for the Town of East Spencer, with a favorable report.
S. B. 99, a bill to clarify and amend Chapter 318 of the Public Laws of 1925, relating to the practice of general contracting, with a favorable report, as amended.
S. B. 84, a bill to amend Chapter 218, Public Laws of 1929, relating to state highway patrol.

The Committee recommends that this bill be re-referred to the Committee on Public Roads and it is so ordered.

By Senator Peel, for the Committee on Judiciary No. 2:
H. B. 85, a bill to define an illegal punch board and an illegal slot machine and to punish the operation of the same, with a favorable report.
H. B. 167, a bill to amend Chapter 435 of the Private Laws of North Carolina of 1913, and Chapter 203 of the Private Laws of 1921, pertaining to the charter of the Town of Beaufort, with a favorable report.
H. B. 173, a bill to amend Section 5 of Chapter 489 of the Public-Local Laws of 1929, relative to the real estate commission by striking out Wilson and New Hanover Counties from the provision thereof, with a favorable report.
S. B. 115, a bill to amend Article 5 (a) of Chapter 21 of Volume III of the Consolidated Statutes as amended by Chapter 262, Section 4, of Public Laws of 1925, relating to the capital stock of corporations, with a favorable report.
H. B. 219, a bill to validate the acts of J. D. Bardin, a former clerk of the Superior Court of Wilson County, with a favorable report.

ENGROSSED BILLS

Senator Zollicoffer for the Committee on Engrossed Bills reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives for concurrence:

S. B. 66, a bill to amend the motor vehicle act in reference to lights carried by trucks and trailers.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 82, an act to abolish the Montgomery County Highway Trustees and to transfer their duties to the board of county commissioners.

S. B. 101, an act to allow the County of Buncombe to aid in the reopening of certain banks.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Burrus: S. B. 118, a bill to prevent the sale of poisonous alcohol without proper identification.

Referred to Committee on Public Health.

By Senator McSwain: S. B. 119, a bill to amend Senate Bill No. 47, and House Bill No. 102, commonly known as the budget revenue bill, by levying a license tax upon all retail merchants.

Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 117, a bill to amend Chapter 335 of the Public-Local Laws of 1927, in so far as it affects the County of Macon.

Passes its second and third readings and is ordered enrolled.

S. B. 27, a bill providing for twelve months grand juries throughout the state.

Upon motion of Senator Dunlap the bill is re-referred to Committee on Judiciary No. 2, and the substitute bill is ordered printed.

S. B. 37, a bill to make the lien provisions of Section 2435 of the North Carolina code applicable to finishers, bleachers, mercerizers and others.

Senator Clement offers an amendment which is adopted.

Passes its second and third readings and is ordered engrossed.

H. R. 36, a joint resolution calling on the heads of the State Departments to furnish to each house of the General Assembly an itemized expense account covering the six months period ended December 31, 1930.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Johnson of Duplin, the Senate adjourns to meet tomorrow at 12 o'clock M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. C. J. Hollingsworth, Presbyterian Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Leave of absence is granted to Senator Baggett until tomorrow.

The courtesies of the floor are extended to ex-Senator Castello.

Senator Folger announces the reception of news to the effect of the death on yesterday in Surry County of Houston Marion, uncle of Senator Lovill, and upon motion of Senator Folger, a rising vote of sympathy is at this time extended to Senator Lovill.

**PETITIONS**

The President presents to the Senate the following petitions and resolutions:

From Wm. M. Birdsong of Garysburg, N. C., with reference to pensions of Confederate Soldiers.

Referred to Committee on Pensions.

From John A. Lang, President of North Carolina Student Federation, with reference to proposed reduction in salaries.

Referred to Committee on Salaries and Fees.

A resolution from American Legion Post No. 99, Clinton, N. C., relative to adjusted compensation certificates.

Referred to Committee on Pensions.

Senator Rankin presents to the Senate a telegram he has received from the Gastonia Gazette with reference to a news article appearing in that paper.

**MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 93, a bill to amend Section 6054, Article 17, Volume II, Consolidated Statutes of North Carolina, so as to place Davie and Mitchell Counties under the provisions of the State Primary Law, for the purpose of nominating candidates of each and every political party for the several county offices in Davie and Mitchell Counties.

Referred to Committee on Election Laws.

H. B. 148, a bill to amend Chapter 119, Public Laws, 1929, relating to state barbers' license law.

Referred to Committee on Public Health.

**REPORTS OF COMMITTEES**

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:
By Senator Clark, for the Committee on Counties, Cities and Towns:

S. B. 113, a bill relating to the election of county commissioners of Avery County, with a favorable report.

H. B. 136, a bill decreasing the board of county commissioners of Transylvanian County from five to three members, with a favorable report.

H. B. 153, a bill to amend Chapter 96 of the Private Laws of 1913 of North Carolina, relating to the charter of the City of Gastonia, creating and establishing a municipal court for the City of Gastonia in the County of Gaston and to prescribe the jurisdiction and proceedings of the said court, with a favorable report.

H. B. 164, a bill to extend the powers and jurisdiction of policemen of the towns of Benton Heights and West Monroe in Union County, with a favorable report.

H. B. 257, a bill to repeal Chapter 386, Public-Local Laws, 1925, relating to rural police for Bladen County, with a favorable report.

H. B. 181, a bill authorizing the board of commissioners of Camden County to appoint rural policemen for said county, with a favorable report.

H. B. 165, a bill to re-establish the office of treasurer in Mitchell County and also relating to the salaries of clerk and sheriff in said county, with a favorable report.

Upon motion of Senator Clark, the bill is taken from the Calendar and re-referred to Committee on Counties, Cities and Towns.

H. B. 195, a bill to place the officers of Graham County on salary and for other purposes, with a favorable report.

H. B. 213, a bill authorizing the board of commissioners of Dare County to appoint rural policemen for said county, with a favorable report.

H. B. 244, a bill to establish Washington Electric Service District, with a favorable report.

By Senator Blount, for the Committee on Judiciary No. 1:

H. B. 229, a bill to regulate the registration of plats in Gaston County, with a favorable report.

By Senator Ward of Craven, for the Committee on Propositions and Grievances:

H. B. 27, a bill to repeal Chapter 398, Public-Local Laws, 1929, relating to closing of service stations on Sunday in Yadkin County, with a favorable report.

H. B. 116, a bill to amend Chapter 1 of the Public-Local Laws of 1929, relating to public drunkenness in Macon County, with a favorable report.

By Senator Peel, for the Committee on Public Roads:

S. B. 71, a bill to authorize and direct the state highway commission to extend State Highway No. 192 from Mill Spring in Polk County to the South Carolina line, with a favorable report.

S. B. 90, a bill providing that the motor vehicle commissioner may refund certain automobile license fees, with a favorable report.

By Senator Powell, for the Committee on Election Laws:

H. B. 106, a bill to repeal the absentee ballot law for Buncombe County, with a favorable report.

H. B. 58, a bill to amend Section 6054, Volume III, of the Consolidated Statutes, placing Davidson County under the state-wide primary law, with a favorable report.
ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives for concurrence:

S. B. 53, a bill to make the lien provisions of Section 2435 of the Consolidated Statutes of North Carolina applicable to finishers, bleachers, mercerizers and others.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 36, A joint resolution calling on the heads of the State Departments to furnish to each House of the General Assembly an itemized expense account covering the six months period ended December 31, 1930.

H. B. 117, An act to amend Chapter 335, Public-Local Laws, 1927, in so far as it affects the County of Macon.

H. R. 272, A joint resolution of the General Assembly, with respect to continued illness of Representative-elect John H. Dillard.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Whedbee: S. B. 120, a bill to validate the official acts of J. W. Jackson, a notary public of Perquimans County.

Referred to Committee on Judiciary No. 1.

By Senator Dortch: S. B. 121, a bill to prevent the employment of persons under eighteen years of age, in mills, factories, canneries, workshops, or manufacturing establishments, at night.

Referred to Committee on Public Welfare.

By Senator Ward of Beaufort: S. B. 122, a bill to require notice before appointment of temporary receivership.

Referred to Committee on Judiciary No. 2.

By Senator Ward of Beaufort: S. B. 123, a bill to amend Section 483 of the Consolidated Statutes of North Carolina, making service on guardian ad Litem sufficient.

Referred to Committee on Judiciary No. 2.

By Senator Ward of Beaufort: S. B. 124, a bill to authorize adjudication of claims against state highway commission.

Referred to Committee on Judiciary No. 2.

By Senator Johnson of Duplin: S. B. 125, a bill to amend Section 4 of Article 11 of the Constitution of North Carolina, relative to membership of the State Senate.

Referred to Committee on Constitutional Amendments.

By Senator Hardy by request: S. B. 126, a bill to authorize an inspector of public schools in Lenoir County and to guarantee the teachers of Lenoir County the right to a public trial before they can be discharged.

Referred to Committee on Education.

By Senators Blount and Horton: S. B. 127, a bill to authorize declaratory judgments.
Referred to Committee on Judiciary No. 2.
By Senators Lawrence and Dunlap: S. B. 128, a bill to prohibit the use upon highways of vehicles commonly known as trailers.
Referred to Committee on Public Roads.
By Senator Lawrence: S. B. 129, a bill to amend Chapter 27 of the Consolidated Statutes, relative to county courts.
Referred to Committee on Judiciary No. 1.
By Senator Lawrence: S. B. 130, a bill to validate the official acts of N. J. Minton, a justice of the peace of Hertford County.
Referred to Committee on Judiciary No. 1.
By Senator Clarkson: S. B. 131, a bill to amend the budget revenue bill of 1929, Article 11, Section 157 (c), relating to process tax so as to exempt tax foreclosure suits.
Referred to Committee on Finance.
By Senator Lindsey: S. B. 132, a bill to authorize Brunswick County to issue bonds of the county in an aggregate amount of not exceeding one hundred fifty thousand dollars for the purpose of funding and refunding valid indebtedness of the county and to validate outstanding indebtedness of said county.
Referred to Committee on Finance.
By Senator Clark: S. B. 133, a bill to amend Section 7981 of the Consolidated Statutes of North Carolina, relative to the payment of taxes.
Referred to Committee on Finance.
By Senator Horton: S. B. 134, a bill to authorize the commissioners of Chatham County to appoint a tax collector for said county, and to provide compensation of said county.
Referred to Committee on Judiciary No. 2.
By Senator Folger: S. B. 135, a bill to provide for a franchise tax on domestic and foreign corporations.
Referred to Committee on Finance.
By Senator Pritchett: S. B. 136, a bill to validate the official acts of John C. Bell, a justice of the peace of Bertie County.
Referred to Committee on Judiciary No. 2.
By Senator Pritchett by request: S. B. 137, a bill to relieve church property in the town of Windsor, Bertie County, from fifty per cent of street paving assessments, if approved by a majority of the voters.
Referred to Committee on Judiciary No. 2.
By Senator Hinsdale: S. B. 138, a bill to authorize the Town of Apex to issue refunding bonds in the sum of $12,000.00 to refund bonds sold for purpose of constructing a municipal building, and providing street and sidewalk improvement.
Referred to Committee on Finance.
By Senators Umstead, Gravely, Whedbee and Johnson of Duplin: S. B. 139, a bill to establish a commission on personnel and to prescribe and define its duties and powers.
Referred to Committee on Salaries and Fees.
By Senator Lovill: S. B. 140, a bill to protect human life and make more safe traveling over the highways and public roads of North Carolina.
Referred to Committee on Public Roads.
By Senator Blount by request: S. B. 141, a bill to amend Section 2591 of the Consolidated Statutes captioned "re-opening judicial sales, etc., on advances bid."

Referred to Committee on Judiciary No. 1.

By Senator McKee: S. B. 142, a bill to permit the board of commissioners of Jackson County to hypothecate certificates of sales held by that county and to delay foreclosure proceedings thereupon.

"Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 96, a bill to amend Chapter 104, Public Laws of 1909 relative to the recorder's court of the City of Reidsville to increase the jurisdiction, to extend the court to Reidsville Township, and to regulate the powers of the police and costs and fees.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 32, a bill relative to the compensation of the sheriff of Graham County.

Passes its second and third readings and is ordered enrolled.

H. B. 118, a bill to repeal Chapter 54 of the Public-Local Laws of 1929, relative to salaries and fees of certain county officials of Macon County, and restoring the fee system.

Passes its second and third readings and is ordered enrolled.

H. B. 128, a bill to repeal Chapter 98, Private Laws, 1927, and to provide for the election of a mayor and four aldermen for the Town of East Spencer.

Passes its second and third readings and is ordered enrolled.

H. B. 132, a bill to enlarge the powers and duties of the constable of Elizabeth City Township, Pasquotank County, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 135, a bill to amend Chapter 41 of the Public-Local Laws of 1927, relating to the salary of the treasurer of Transylvania County.

Passes its second and third readings and is ordered enrolled.

H. B. 167, a bill to amend Chapter 435 of the Private Laws of North Carolina of 1913, and Chapter 203 of the Private Laws of 1921, pertaining to the charter of the Town of Beaufort.

Passes its second and third readings and is ordered enrolled.

H. B. 174, a bill to amend Section 1 of Chapter 189, Private Laws, 1925, relating to the criminal jurisdiction of the mayor of Farmville.

Passes its second and third readings and is ordered enrolled.

H. B. 215, a bill validating the official acts of J. M. Weaver, justice of the peace of Piny Creek Township, Alleghany County.

Passes its second and third readings and is ordered enrolled.

H. B. 219, a bill to validate the acts of J. D. Bardin, a former clerk of the Superior Court of Wilson County.

Passes its second and third readings and is ordered enrolled.

H. B. 77, a bill to authorize the Supreme Court to establish by General Rules, the forms of process, writs, pleadings, practice and procedure.
Upon motion of Senator Blount the bill is re-referred to the Committee on Judiciary No. 1.

H. B. 85, a bill to define an illegal punch board and an illegal slot machine and to punish the operation of the same.
Passes its second and third readings and is ordered enrolled.

H. B. 149, a bill to name the bridge over Roanoke River on State Highway No. 12.
Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Johnson of Duplin the Senate adjourns until tomorrow at 12 o'clock M.

TWENTY-SIXTH DAY

SENATE CHAMBER,
THURSDAY, FEBRUARY 5, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. W. W. Davidson, Johnson Memorial Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to former Senator Robt. G. Wilson.

Upon motion of Senator Folger, S. B. 50, a bill to provide additional revenue for the maintenance of the public schools of North Carolina, is taken from the Committee on Education and re-referred to the Committee on Finance.

Upon motion of Senator Horton leave of absence is granted to Senator Clarkson until tomorrow.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 149, An act to name the bridge over Roanoke River on State Highway No. 12.

H. B. 167, An act to amend Chapter 435 of the Private Laws of North Carolina of 1913, and Chapter 203 of the Private Laws of 1921, pertaining to the charter of the Town of Beaufort.

H. B. 174, An act to amend Section 1 of Chapter 189, Private Laws, 1925, relating to the criminal jurisdiction of the Mayor of Farmville.

H. B. 215, An act validating the official acts of J. M. Weaver, justice of the peace of Piny Creek Township, Alleghany County.

H. B. 219, An act to validate the acts of J. D. Bardin, a former clerk of the Superior Court of Wilson County.

H. B. 47, An act to amend Chapter 202, Public-Local Laws, 1929, entitled an act to create a jury commission for the County of Jackson.

H. B. 32, An act relative to the compensation of the sheriff of Graham County.
H. B. 85, An act to define an illegal punch board and an illegal slot machine and to punish the operation of the same.

H. B. 118, An act to repeal Chapter 54 of the Public-Local Laws of 1929, relative to salaries and fees of certain county officials of Macon County, and restoring the fee system.

H. B. 128, An act to repeal Chapter 87, Private Laws, 1927, and to provide for the election of a mayor and four aldermen for the Town of East Spencer.

H. B. 132, An act to enlarge the powers and duties of the constable of Elizabeth City Township, Pasquotank County, North Carolina.

H. B. 135, An act to amend Chapter 41 of the Public-Local Laws of 1927, relating to the salary of the treasurer of Transylvania County.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 44, a bill to extend the provisions of Chapter 216, Public Laws, 1923, by Chapter 55 of the Public Laws, extra session, 1924, to the counties in the sixteenth judicial district relative to county courts.

Upon motion of Senator Williams the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 88, a bill to amend Chapter 118, Public Laws of North Carolina, session 1929, Henderson County road law.

Referred to Committee on Public Roads.

H. B. 250, a bill to provide an alternative method of giving notice of legal proceedings against a non-resident motor vehicle tort feasor.

Referred to Committee on Judiciary No. 1.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Price, for the Committee on Agriculture:

H. B. 139, a bill to amend Chapter 76, Public-Local Laws, 1929, regulating the sale of cotton in the seed in certain counties, making the act applicable to Hoke County, with an unfavorable report as to bill, favorable as to substitute offered by the committee.

H. B. 240, a bill to authorize payment of salaries and expenses of farm demonstration agent and home demonstration agent of Rockingham County, with favorable report.

By Senator Ward of Beaufort, for the Committee on Constitutional Amendments:

S. B. 76, a bill to amend the constitution raising the maximum rate of tax on incomes from six to ten per cent and strike out constitutional exemptions.

The committee reports the bill without prejudice.

By Senator Gravely, for the Committee on Appropriations:

S. B. 30, a bill to permit the Governor and Council of State to authorize the state treasurer to borrow money and issue short term notes to care
for and provide for the payment of the obligations authorized by and incurred under Chapter 49, Public Laws, 1927, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Johnson of Duplin: S. B. 143, a bill to amend Chapter 122, Public Laws of 1929, so as to change the rates for automobiles, trucks, truck tractors, trailers and semi-trailers and busses.

Upon motion of Senator Johnson of Duplin, one thousand copies of the bill is ordered printed.

Referred to Committee on Public Roads.

By Senator Jones: S. B. 144, a bill to repeal Chapter 120 of the Public Laws of 1929, and to enact a North Carolina Workmen’s Compensation Law.

Referred to Committee on Insurance.

By Senator Gower: S. B. 145, a bill to amend Chapter 125, Public Laws, 1925, providing for appointment of two senators and three representatives, who shall compose the salary and wage commission.

Referred to Committee on Salaries and Fees.

By Senator Bennett: S. B. 146, a bill to fix the settlement of paupers coming into the State of North Carolina from other states.

Referred to Committee on Public Welfare.

By Senator Price: S. B. 147, a bill for the protection of schools, colleges and universities.

Referred to Committee on Judiciary No. 1.

By Senator McKee: S. B. 148, a bill to amend Section 5033 of the Consolidated Statutes of North Carolina as amended by Chapter 251, Public Laws, 1929, relating to employment of children under sixteen years of age.

Referred to Committee on Public Welfare.

By Senator Folger: S. B. 149, a bill to amend Chapter 222, Public-Local Laws, 1929, relating to the salaries of the judge and prosecuting attorney of the recorder’s court of Elkin, Surry County and increasing the territorial jurisdiction of said court.

Referred to Committee on Courts and Judicial Districts.

By Senator Jones: S. B. 150, a bill to amend Chapter 25, Private Laws, 1911, incorporating the town of Ellerbee in Richmond County and to provide for the appointment of the chief of police by the governing body.

Referred to Committee on Counties, Cities and Towns.

By Senator Baggett: S. R. 151, a joint resolution to investigate certain expenditures of the several state departments or institutions thereof and to appoint a committee for that purpose.

Referred to Committee on Salaries and Fees.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 113, a bill relating to the election of county commissioners of Avery County.

Passes its second and third readings and is ordered sent to the House of Representatives.
H. B. 27, a bill to repeal Chapter 398, Public-Local Laws, 1929, relating to closing of service stations on Sunday in Yadkin County.

Passes its second and third readings and is ordered enrolled.

H. B. 116, a bill to amend Chapter 1 of the Public-Local Laws of 1929, relating to public drunkenness in Macon County.

Passes its second and third readings and is ordered enrolled.

H. B. 136, a bill decreasing the board of county commissioners of Transylvania County from five to three members.

Passes its second and third readings and is ordered enrolled.

H. B. 153, a bill to amend Chapter 96 of the Private Laws of 1913 of North Carolina, relating to the charter of the City of Gastonia, creating and establishing a municipal court for the City of Gastonia in the County of Gaston and to prescribe the jurisdiction and proceedings of the said court.

Passes its second and third readings and is ordered enrolled.

H. B. 164, a bill to extend the powers and jurisdiction of policemen of the Towns of Benton Heights and West Monroe in Union County.

Passes its second and third readings and is ordered enrolled.

H. B. 181, a bill authorizing the board of commissioners of Camden County to appoint rural policemen for said county.

Passes its second and third readings and is ordered enrolled.

H. B. 195, a bill to place the officers of Graham County on salary and for other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 213, a bill authorizing the board of commissioners of Dare County to appoint rural policemen for said county.

Senator Peel offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 229, a bill to regulate the registration of plats in Gaston County.

Passes its second and third readings and is ordered enrolled.

H. B. 244, a bill to establish Washington electric service district.

Passes its second and third readings and is ordered enrolled.

H. B. 257, a bill to repeal Chapter 386, Public-Local Laws, 1925, relating to rural police for Bladen County.

Passes its second and third readings and is ordered enrolled.

H. B. 106, a bill to repeal the absentee ballot law for Buncombe County.

Senator McLean offers an amendment which fails of adoption.

Senator Grant offers an amendment which fails of adoption.

Senator Whedbee offers an amendment which fails of adoption.

The bill passes its second reading.

Senator McLean offers an amendment which fails of adoption.

Passes its third reading and is ordered enrolled.

S. B. 71, a bill to authorize and direct the State Highway Commission to extend State Highway No. 192 from Mill Spring in Polk County to the South Carolina line.

Upon motion of Senator Peel, the bill is re-referred to the Committee on Public Roads.

S. B. 90, a bill that the motor vehicle commissioner may refund certain automobile license fees.
Upon motion of Senator Gravely the bill is re-referred to the Committee on Appropriations.

Upon motion of Senator Ward S. B. 124, a bill to authorize adjudication of claims against State Highway Commission, is recalled from the Committee on Judiciary No. 2 and referred to the Committee on Appropriations. S. B. 115, a bill to amend Article 5 (a) of Chapter 21 of Volume III of the Consolidated Statutes as amended by Chapter 262, Section 4, of Public Laws of 1925, relating to the capital stock of corporations.

Senator Clarkson offers a substitute which is adopted.

Passes its second and third readings and is ordered engrossed.

H. B. 58, a bill to amend Section 6054, Volume III of the Consolidated Statutes placing Davidson County under the State-wide primary law.

Passes its second and third readings and is ordered enrolled.

H. B. 66, a bill to amend Chapter 273, Public Laws of 1929, relating to the punishment of makers of worthless checks, making the law state wide.

The substitute offered by the Committee is adopted.

Senator Ward of Craven offers an amendment which is adopted.

Senator McSwain offers an amendment which is adopted.

Upon motion of Senator Haywood further consideration of the bill is deferred.

Upon motion of Senator Johnson of Duplin, the Senate adjourns to meet tomorrow morning at 11 o'clock.

TWENTY-SEVENTH DAY

SENATE CHAMBER,
FRIDAY, FEBRUARY 6, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. A. J. Daily, Methodist Church, Pittsboro, N. C.

Leave of absence is granted to Senators Jones and Lynch until Monday.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to former Senators L. A. Martin, George A. Holderness and J. A. Bridger.

Upon motion of Senator Johnson of Moore, Hugh Dortch Jr. is made an honorary page, to serve without compensation.

Upon motion of Senator Whedbee, Miss Lula Gravely is appointed an honorary page of the Senate, to serve without compensation.

Upon motion of Senator Pritchett, S. B. 83, a bill to amend Section 2 of Chapter 96, Public Laws, 1927, amending Section 5168 (j) of Volume III of the Consolidated Statutes, increasing pensions to Confederates Veterans to six hundred dollars per annum, is taken from the Committee on Pensions and re-referred to the Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:
H. B. 74, a bill to repeal Sections 1786, 1787 and 1788 of the Consolidated Statutes of North Carolina, known as "Book Debt" Statutes, and to substitute in lieu thereof a new statute.

Referred to Committee on Judiciary No. 1.

H. B. 75, a bill to amend Section 2501 of the Consolidated Statutes of North Carolina, as amended by Chapter 16, Public Laws 1929, relating to re-opening judicial and other sales on advanced bid.

Referred to Committee on Judiciary No. 2.

H. B. 111, a bill to repeal Chapter 196, Public-Local Laws of 1921, and all amendments thereto, providing for rural policemen for Rutherford County.

Referred to Committee on Counties, Cities and Towns.

H. B. 119, a bill to amend Chapter 212, Public-Local Laws of 1929, creating the office of tax collector of Haywood County.

Referred to Committee on Counties, Cities and Towns.

H. B. 190, a bill to prohibit public drunkenness in Avery County, North Carolina.

Referred to Committee on Propositions and Grievances.

H. B. 197, a bill to prevent losses to general municipal tax payers in Catawba County.

Referred to Committee on Finance.

H. B. 231, a bill to authorize and empower the board of commissioners of Northampton County to regulate the opening and closing of filling stations on the Sabbath day.

Referred to Committee on Propositions and Grievances.

H. B. 248, a bill to place the register of deeds, clerk of the Superior Court and sheriff of Madison County on fees.

Referred to Committee on Judiciary No. 2.

H. B. 251, a bill to place the officers of Hertford County on a salary basis and to fix the salary of each officer.

Referred to Committee on Salaries and Fees.

H. B. 269, a bill to repeal Chapter 114 of the Public-Local Laws of 1927, relating to shipping of veal calves.

Referred to Committee on Agriculture.

H. B. 270, a bill to repeal Chapter 363 of the Public-Local Laws of 1927, relating to the preparation of the tax books.

Referred to Committee on Judiciary No. 2.

H. B. 271, a bill to repeal Chapter 321 of the Public-Local Laws of 1927, relating to a budget system.

Referred to Committee on Judiciary No. 2.

H. B. 281, a bill to provide a method whereby an election may be held upon consolidation of school districts in Union County.

Referred to Committee on Education.

H. B. 114, a bill to amend Chapter 131, Public Laws of 1927, relating to membership on boards of school districts created by said act.

Referred to Committee on Education.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar as follows:
By Senator Ward of Craven, for the Committee on Propositions and Grievances:

S. B. 95, a bill to repeal Chapter 40 of the Public Laws of 1921, entitled "An act to incorporate the First Baptist Church of Lincolnton, of Lincoln- ton, North Carolina, Lincoln County," with a favorable report, as amended.

H. B. 56, a bill to make it unlawful to operate a filling station, shop or place of amusement within three miles of Charity Methodist Church in Duplin County on Sunday between the hours of 9:30 A. M. and 12:30 P. M., and between the hours of 7 P. M. and 9 P. M., with a favorable report, as amended.

H. B. 124, a bill to make the provisions of Section 1864 of Volume III of the Consolidated Statutes, relating to the depredations of domestic fowls, applicable to Stokes County, with a favorable report.

H. B. 207, a bill to license dog kennels in Durham County, with a favorable report.

H. B. 216, a bill to repeal the dog law as it applies to Graham County, with a favorable report.

H. B. 221, a bill to amend Section 1684 (a) Volume III of the Consolidated Statutes, placing Haywood County under the state wide dog law, with a favorable report.

By Senator Horton, for the Committee on Judiciary No. 2:

S. B. 134, a bill to authorize the commissioners of Chatham County to appoint a tax collector for said county, and to provide compensation for the tax collector of said county, with a favorable report.

S. B. 136, a bill to validate the official acts of John C. Bell, a justice of the peace of Bertie County, with a favorable report.

S. B. 137, a bill to relieve church property in the town of Windsor, Bertie County, from fifty per cent of street paving assessments, if approved by a majority of the votes, with a favorable report.

H. B. 201, a bill to amend Section 2591 of the Consolidated Statutes, relating to report of trustees in judicial sales, with a favorable report, as amended.

By Senator Dunlap, for the Committee on Finance:

S. B. 46, a bill to amend Section 8037 of the Consolidated Statutes, as amended and re-written by Chapter 221, Public Laws of 1927, so as to extend the time for foreclosure of tax sales certificates, with a favorable report, as amended.

H. B. 122, a bill to repeal Chapter 17 of the Public-Local Laws of 1926, said act being "An act for the relief of the commissioners of Madison County, and to set aside five per cent of all taxes collected for all purposes in said county of Madison to pay the salary of the officers and divert certain sinking funds of the county to pay officers and other expense," with a favorable report.

H. B. 196, a bill to require the county attorney of Graham County to give bonds, with an unfavorable report.

By Senator Clement, for the Committee on Courts and Judicial Districts:

H. B. 40, a bill to repeal Chapter 40 of the Public Laws of 1911, relative to the time of convening the Superior Court of Brunswick County, with a favorable report.

S. B. 149, a bill to amend Chapter 222, Public-Local Laws of 1929, relating to the salaries of the judge and prosecuting attorney of the recorder's
court of Elkin, Surry County, and increasing the territorial jurisdiction of said court, with a favorable report.

S. B. 23, a bill to provide for special judges in North Carolina, with a favorable report.

H. B. 108, a bill relative to the salaries of the recorder, prosecuting attorney and clerk of the recorder’s court of the city of Monroe, with a favorable report.

H. B. 123, a bill to repeal Chapter 205 of the Public Laws of 1929, for the purpose of abolishing the January term of court of Madison County, with a favorable report.

H. B. 141, a bill to amend Section 1608 (f), Volume III of the Consolidated Statutes, relating to the general county court of Caswell County, with a favorable report.

By Senator Peel, for the Committee on Public Roads:

H. B. 198, a bill to amend Chapter 239, Public Laws of 1925, prohibiting the use of publicly owned automobiles for private purposes, so as to be applicable to cities, with a favorable report, as amended.

H. B. 140, a bill to protect human life and make more safe traveling over the highways and public roads of North Carolina.

Upon motion of Senator Peel, this bill is referred to the Committee on Judiciary No. 2.

By Senator Blount, for the Committee on Judiciary No. 1:

H. B. 87, a bill to provide that the courts of North Carolina shall take judicial notice of the law of the United States or of any state, territory, or dependency thereof, or of any foreign country whenever the same shall be material, with a favorable report, as amended.

H. B. 77, a bill to authorize the Supreme Court to establish, by general rules, the forms of process, writs, pleadings, practice and procedure, with an unfavorable report, and minority report is filed.

S. B. 130, a bill to validate the official acts of N. J. Minton, a justice of the peace of Hertford County, with a favorable report.

H. B. 250, a bill to provide an alternative method of giving notice of legal proceedings against a non-resident motor vehicle tort feasor, with a favorable report.

S. B. 120, a bill to validate the official acts of J. W. Jackson, a notary public of Perquimans County, with a favorable report.

By Senator Folger, for the Committee on Education:

S. B. 100, a bill to amend Chapter 76, Public-Local Laws of North Carolina, 1923, relative to compulsory school attendance of Cherokee Indians, with a favorable report.

H. B. 10, a bill authorizing the public school committee or trustees of Milton School District to convey certain lands to the county board of education of Caswell County, with a favorable report.

S. B. 69, a bill to amend Section 5757, Volume III, Consolidated Statutes, as amended by Chapter 226, Public Laws, 1925, relating to compulsory school attendance, with a favorable report, as amended.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bill as properly engrossed:
S. B. 115, a bill to amend Chapter 116, Public Laws 1921, as amended by Chapter 262, Section 4, of Public Laws of 1925, relating to the capital stock of corporations.

The bill is ordered sent to the House of Representatives.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Price: S. B. 152, a bill to amend the charter of the City of Monroe.

Referred to Committee on Counties, Cities and Towns.

By Senator Price: S. B. 153, a bill to amend Chapter 84 of the Public-Local Laws of 1925, relating to assistant clerk of the Superior Court of Union County.

Referred to Committee on Counties, Cities and Towns.

By Senator Folger: S. B. 154, a bill to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this act and fixing penalties therefor.

Referred to Committee on Public Health.

By Senator Grier: S. B. 155, a bill authorizing the Statesville Graded School District, in Iredell County, to issue, at any time in the future, the remaining bonds of a total of three hundred and fifty thousand dollars of school building bonds authorized pursuant to an election held on the twenty-second day of May, 1928, and validating all of said bonds.

Referred to Committee on Finance.

By Senator Lindsey: S. B. 156, a bill providing for the appointment of certified public weights and measures servants and defining their powers and duties.

Referred to Committee on Agriculture.

By Senator Lindsey: S. B. 157, a bill providing for the repeal and re-enactment of uniform weights and measures and providing penalties for violation thereof.

Referred to Committee on Agriculture.

By Senator Baggett: S. B. 158, a bill to amend Chapter 293 of the Public-Local Laws of 1925 known as an act to create a road commission for Harnett County.

Referred to Committee on Public Roads.

By Senator Lovill: S. B. 159, a bill to validate certain water bonds of the town of Boone.

Referred to Committee on Finance.

**ENROLLED BILLS**

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 27, An act to repeal Chapter 398, Public-Local Laws, 1929, relating to closing of service stations on Sunday in Yadkin County.

H. B. 257, An act to repeal Chapter 386, Public-Local Laws, 1925, relating to rural police for Bladen County.

H. B. 229, An act to regulate the registration of plats in Gaston County.
H. B. 181, An act authorizing the board of commissioners of Camden County to appoint rural policemen for said county.
S. B. 37, An act to repeal Chapter 326, Public-Local Laws 1929, relating to the gathering of galax leaves in Avery, Mitchell and Watauga Counties.
H. B. 106, An act to repeal the absentee ballot law for Buncombe County.
H. B. 58, An act to amend Section 6054, Volume III of the Consolidated Statutes placing Davidson County under the state wide primary law.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
H. B. 139, a bill to amend Chapter 76, Public-Local Laws, 1929, regulating the sale of cotton in the seed in certain counties, making the act applicable to Hoke County.
The substitute offered by the Committee is adopted.
Upon motion of Senator Dunlap the bill is ordered printed and re-referred to the Committee on Judiciary No. 1.
H. B. 240, a bill to authorize payment of salaries and expenses of farm demonstration agent and home demonstration agent of Rockingham County.
Passes its second and third readings and is ordered enrolled.
S. B. 30, a bill to permit the Governor and Council of State to authorize the State Treasurer to borrow money and issue short term notes to care for and provide for the payment of the obligations authorized by and incurred under Chapter 49 of Public Laws of 1927.
The bill passes its second reading, ayes 46, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clark, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—46.
H. B. 66, a bill to amend Chapter 273, Public Laws of 1929, relating to the punishment of makers of worthless checks, making the law state wide.
Senator Ward of Beaufort offers an amendment.
Senator Hicks offers an amendment.
Senator Whedbee offers an amendment.
Upon motion of Senator Ward of Beaufort, the bill is re-referred to the Committee on Judiciary No. 2.
S. B. 99, a bill to clarify and amend Chapter 318 of the Public Laws of 1925, relating to the practice of general contracting.
The amendment offered by the Committee is adopted.
Passes its second and third readings, and is ordered engrossed.
S. B. 76, a bill to amend the constitution, raising the maximum rate of tax on incomes from six to ten per cent, and strike out constitutional exemptions.
Upon motion of Senator Burrus, further action upon this bill is postponed until Tuesday.
Senator Johnson of Duplin presents the Lieutenant-Governor of South Carolina, James O. Shepherd. The President extends to him the courtesies
of the floor, and upon motion of Senator Johnson of Duplin, the Senate is declared at ease for a period of ten minutes for the purpose of hearing a short address by this honorable visitor, and to give the Senators an opportunity to personally meet him.

Upon conclusion of the address Senator Johnson of Duplin moves that the Senate adjourn to meet tomorrow morning at 10 o'clock to consider local bills only, and to meet again Monday night at 8 o'clock, February 9, 1931.

TWENTY-EIGHTH DAY

SENATE CHAMBER,
Saturday, February 7, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. A. G. Link, Home Mission Board, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

PETITION

Senator Whedbee sends forward a petition of certain citizens of Perquimans County with reference to the sales tax.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 62, a bill to create in Cleveland County the office of county auditor, and assign to that office the duties now performed by the county accountant, the tax auditor and the county supervisor of taxation.

Referred to Committee on Counties, Cities and Towns.

H. B. 150, a bill to amend Chapter 278 of the Public Laws of 1929, with respect to open season for squirrels, raccoons and opossums.

Referred to Committee on Game Laws.

H. B. 152, a bill to abolish the office of county treasurer of Hoke County.

Referred to Committee on Counties, Cities and Towns.

H. B. 160, a bill to amend Section 730 of the Consolidated Statutes, permitting deputy sheriffs to lay off homesteads.

Referred to Committee on Judiciary No. 1.

H. B. 177, a bill to provide a pension for Mrs. H. Mack Godwin, widow of H. Mack Godwin, Lieutenant of Plain Clothes Squad of the City of Wilmington, and to authorize the payment thereof by the board of commissioners.

Referred to Committee on Pensions.

H. B. 237, a bill to amend Chapter 407, Public-Local Laws of 1911, as amended by Chapter 501, Public-Local Laws of 1929, relating to hunting foxes in Duplin and Pender Counties, so as to exclude Pender County.
Referred to Committee on Game Laws.
H. B. 277, a bill to amend Section 6360 of the Consolidated Statutes, relating to deposits by assessment insurance companies.
Referred to Committee on Insurance.
H. B. 292, a bill to authorize the state treasurer to pay Confederate pension check No. 501 dated December 15, 1930, to Florence Sanders, daughter of Emily Dudley, deceased Confederate pensioner.
Referred to Committee on Appropriations.
H. B. 293, a bill to amend and extend the charter of Grace Hospital, Incorporated.
Referred to Committee on Judiciary No. 1.
H. B. 295, a bill to amend the State Pure Seed Law, Chapter 194, Public Laws of 1929.
Referred to Committee on Agriculture.
H. B. 300, a bill to authorize the issue of warrants by certain officers in Dare County.
Referred to Committee on Judiciary No. 2.
Referred to Committee on Judiciary No. 1.
H. B. 314, a bill to require the auditor or county accountant of Rutherford and Davidson Counties to enter deeds on tax assessor's record.
Referred to Committee on Judiciary No. 2.
H. B. 315, a bill to amend Chapter 469 of the Public-Local Laws of 1929, relating to the protection of foxes in Stokes County.
Referred to Committee on Game Laws.
H. R. 336, a resolution of sympathy and respect relative to the death of Timothy Willis, father of Representative David H. Willis, of the County of Craven.
Upon motion of Senator Whedbee the rules are suspended and the resolution is placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator McKee: S. B. 160, a bill to punish abandonment by mother of children under sixteen years of age.
Referred to Committee on Public Welfare.
By Senator Harmon: S. B. 161, A bill to allow John R. Patton to practice pharmacy in Elk Park, Avery County.
Referred to Committee on Public Health.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bill as properly engrossed:
S. B. 99, a bill to clarify and amend Chapter 318 of the Public Laws of 1925, relating to the practice of general contracting.
The bill is ordered sent to the House of Representatives.
ENROLLED BILLS

Senator Lawrence, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 116, An act to amend Chapter 1 of the Public-Local Laws of 1929, relating to public drunkenness in Macon County.

H. B. 153, An act to amend Chapter 96 of the Private Laws of 1913 of North Carolina, relating to the charter of the city of Gastonia, creating and establishing a municipal court for the city of Gastonia in the county of Gaston and to prescribe the jurisdiction and proceedings of the said court.

S. B. 80, An act to amend Chapter 196 of the Public Laws of 1925 amendatory of Section 2354 of the Consolidated Statutes, in reference to landlords and tenants.

H. B. 213, An act authorizing the board of commissioners of Dare County to appoint rural policemen for said county.

H. B. 240, An act to authorize payment of salaries and expenses of farm demonstration agent and home demonstration agent of Rockingham County.

S. B. 78, An act to amend Chapter 93 of the Public Laws of 1921, as amended by Chapter 71 of the Public Laws of 1929, relating to the payment of money into the office of the clerk of the Superior Court of persons dying intestate.

S. B. 58, An act to validate the acts of J. F. Barwick, justice of the peace for Ayden Township, Pitt County.

H. B. 195, An act to place the officers of Graham County on salary and for other purposes.

H. B. 136, An act decreasing the board of county commissioners of Transylvania County from five to three members.

S. B. 44, An act to extend the provisions of Chapter 216, Public Laws 1923, as amended by Chapter 85 of the Public Laws, extra session, 1924, to the counties in the Sixteenth (16th) Judicial District, relative to county courts.

S. B. 82, An act to provide for the appointment of the school committee for Green Creek School District in Green Creek Township, Polk County.

H. B. 164, An act to extend the powers and jurisdiction of policemen of the towns of Benton Heights and West Monroe in Union County.


CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 10, a bill authorizing the public school committee or trustees of Milton School District to convey certain lands to the county board of education of Caswell County.

Passes its second and third readings, and is ordered enrolled.

H. B. 122, a bill to repeal Chapter 17 of the Public-Local Laws of 1925, said act being an act for the relief of the commissioners of Madison County, and to set aside five per cent of the taxes collected.

Passes its second and third readings, and is ordered enrolled.
S. B. 120, a bill to validate the acts of J. W. Jackson, a notary public of Perquimans County.
Passes its second and third readings, and is ordered sent to the House of Representatives.
Upon motion of Senator Grier, the Senate adjourns to meet Monday, February 9, at 8 P. M.

TWENTY-NINTH DAY

SENATE CHAMBER,
MONDAY, February 9, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.
Prayer is offered by Dr. Harry M. North, Presiding Elder Raleigh District, M. E. Church, Raleigh, N. C.
Senator McLean reports that he has examined the Journal of Saturday, finds it correct, and the same stands approved.
Upon motion of Senator Gravely, Grady Rankin Jr. is made an honorary page, to serve without compensation.

PETITIONS

Senator Gravely sends forward a petition from twelve hundred employees of the Atlantic Coast Line Railroad Company with reference to bus taxes, which is referred to the Committee on Finance.
Upon motion of Senator Hinsdale, the courtesies of the floor are extended to former Senators Charles U. Harris and Erskine Smith.
Upon motion of Senator Whedbee, H. B. 250, a bill to provide an alternative method of giving notice of legal proceedings against a non-resident motor vehicle tortfeasor, is taken from the Calendar and re-referred to the Committee on Judiciary No. 1.
Upon motion of Senator Gravely, indefinite leave of absence is granted to Senator Clark.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:
H. B. 122, An act to repeal Chapter 17 of the Public-Local Laws of 1925, said act being an act for the relief of the commissioners of Madison County and to set aside five per cent of the taxes collected for all purposes in said county of Madison to pay the salary of the officers and divert certain sinking funds of the county to pay officers and other expense.
H. B. 10, An act authorizing the public school committee or trustees of Milton School District to convey certain lands to the county board of education of Caswell County.
S. B. 72, An act to amend Chapter 498 of the Public-Local Laws of 1923, so as to change the compensation of the sheriff of Brunswick County, and
to create the office of tax collector, and to provide for security to be furnished by the fiscal agent of said county.

H. R. 336, Resolution of sympathy and respect relative to the death of Timothy Willis, father of Representative David H. Willis of the county of Craven.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Whedbee, Hendren and Umstead: S. B. 162, a bill to create and establish a local government commission, a director of local government, and to prescribe the powers and duties of such commission and director, to prescribe certain duties of governing bodies of the various units of local government and provide penalties for the violation thereof and to repeal certain inconsistent laws.

Referred to Committee on Finance.

Upon motion of Senator Dunlap, one thousand copies of this bill are ordered printed.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 45, a bill providing for the appointment by the Governor of the accountant of Brunswick County upon certification by the county government advisory commission.

Referred to Committee on Counties, Cities and Towns.

H. B. 170, a bill to amend Chapter 141, Public-Local Laws of 1929, forbidding borrowing additional funds for highway construction and improvements in Craven County.

Referred to Committee on Finance.

H. B. 188, a bill to repeal Chapter 458, Public-Local Laws of 1929, providing for the working of prisoners of Avery County.

Referred to Committee on Counties, Cities and Towns.

H. B. 227, a bill relative to the collection of street assessments in the town of Bessemer City, North Carolina.

Referred to Committee on Finance.

H. B. 267, a bill to repeal Chapter 538, Public-Local Laws of 1915, relating to the collection of taxes in Robeson and other counties, in so far as the same applies to Bladen County.

Referred to Committee on Finance.

H. B. 296, a bill to empower the sheriff's of Washington and Hyde Counties to sell the lands in Washington County Drainage District No. 4 for delinquent drainage assessments.

Referred to Committee on Finance.

H. B. 311, a bill for the relief of residents of Elizabeth City against whom sewage construction cost was levied.

Referred to Committee on Counties, Cities and Towns.

H. B. 330, a bill to amend Chapter 132 of the Public-Local Laws of 1927, relating to the auditors' report.
Referred to Committee on Finance.
H. B. 335, a bill governing the election of the commissioners of Franklin County.
Referred to Committee on Counties, Cities and Towns.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 95, a bill to repeal Chapter 40 of the Public Laws of 1921, entitled an act to incorporate the First Baptist Church of Lincolnton, North Carolina, Lincoln County.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered engrossed.

S. B. 100, a bill to amend Chapter 76, Public-Local Laws of North Carolina, 1923, relative to compulsory school attendance of Cherokee Indians.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 130, a bill to validate the official acts of N. J. Minton, a justice of the peace of Hertford County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 134, a bill to authorize the commissioners of Chatham County to appoint a tax collector for said county and to provide compensation for the tax collector of said county.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 136, a bill to validate the official acts of John C. Bell, a justice of the peace of Bertie County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 137, a bill to relieve church property in the Town of Windsor, Bertie County, from fifty percent of street paving assessments, if approved by a majority of the voters.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 40, a bill to repeal Chapter 40 of the Public Laws of 1911, relative to the time of convening the Superior Court of Brunswick County.

Passes its second and third readings and is ordered enrolled.

H. B. 56, a bill to make it unlawful to operate a filling station, store, shop or place of amusement within three miles of Charity Methodist Church in Duplin County on Sunday between the hours of 9:30 A.M. and 12:30 P.M. and between the hours of 7:00 P.M. and 9:00 P.M.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in Senate amendment.

H. B. 108, a bill relative to the salaries of the recorder, prosecuting attorney and clerk of the recorder's court of the City of Monroe.

Passes its second and third readings and is ordered enrolled.

H. B. 141, a bill to amend Section 1608 (f) Volume III of the Consolidated Statutes, relating to the general county court of Caswell County.
Passes its second and third readings and is ordered enrolled.

H. B. 207, a bill to license dog kennels in Durham County.

Passes its second and third readings and is ordered enrolled.

S. B. 30, a bill to permit the Governor and Council of State to authorize the State Treasurer to borrow money and issue short term notes to care for and provide for the payment of the obligations authorized by and incurred under Chapter 49 of Public Laws of 1927, upon third reading.

The bill passes its third reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McVee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Whedbee, Williams, Zollicoffer—46.

The bill is ordered sent to the House of Representatives.

S. B. 46, a bill to amend Section 8037 of the Consolidated Statutes as amended and re-written by Chapter 221, Public Laws of 1927, so as to extend the time for foreclosure of tax sales certificates.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered engrossed.

S. B. 23, a bill to provide for special judges in North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Johnson of Duplin, the Senate adjourns to meet tomorrow at 12 o'clock M.

THIRTIETH' DAY

SENATE CHAMBER,

TUESDAY, February 10, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. E. M. Hall, Epworth Methodist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to former Senators T. T. Thorne and R. D. Sisk and former Representative Z. V. Turlington.

MESSAGES FROM THE GOVERNOR

The following messages are received from His Excellency, Governor O. Max Gardner:

Statement showing the expenditures of the Governor's office for the six months ending December 31, 1930, and fiscal year 1930-1931, same being in compliance with a joint resolution requesting such report.

Referred to Committee on Salaries and Fees.

A list of nominees to fill vacancies on the several state boards named which have occurred since the last meeting of the General Assembly in 1929.
Upon motion of Senator Johnson of Duplin, it is ordered that immediately following the closing of the morning business tomorrow, the Senate go into executive session to consider appointments recommended by the Governor.

**SPECIAL MESSAGE**

To the General Assembly:

I submit this morning for your consideration the report of the survey of the organization and administration of county government in North Carolina prepared by the Institute for Government Research of the Brookings Institution. This survey of county government is a companion survey to the report on the organization and administration of the state government of North Carolina which was submitted to the members of the General Assembly early in January.

I regard this study of county government organization and administration as able, unbiased, and constructive, and commend the entire report, which is not lengthy, to your most careful consideration.

The recommendations with respect to the immediate improvement of the financial and administrative control of county government have for some time been available to the County Government Advisory Commission; and those recommendations which this Commission and the proper committees of the General Assembly have deemed practical have been embodied in the administration local government bills already introduced and now pending.

It should be remembered that this survey undertook to do two things: first, to recommend such changes in the financial control and administration of county government as ought to be considered and adopted by the General Assembly at the present session; and, second, to present a long term program for change and readjustment in the whole set-up of county government as would tend to simplify and improve its administration in time to come.

I recommend that you study this report from the point of view of taking advantage of every practical recommendation which, in your opinion, would tend now to simplify and make more economical and efficient the administration of county government, and also that you give due consideration to the long-term proposals which measured by the needs of your section and the state as a whole would best serve the interests of North Carolina.

Respectfully submitted,

O. Max Gardner,
Governor.

February 10, 1931.

Upon motion of Senator Price, S. B. 147, a bill for the protection of schools, colleges, and universities, is taken from the unfavorable calendar and re-referred to the Committee on Judiciary No. 1.

A communication is received from the State Auditor containing an itemized expense account of the State Auditor's Department covering the six months period, ending December 31, 1930, which is referred to the Committee on Salaries and Fees.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 206, a bill to protect foxes in Durham County.
Referred to Committee on Game Laws.
H. B. 299, a bill to amend Chapter 272 of the Public Laws of 1929, relative to the fees of duplicate certificates of title.
Referred to Committee on Judiciary No. 2.
H. B. 302, a bill to incorporate the town of Hatteras in Dare County.
Referred to Committee on Counties, Cities and Towns.
H. B. 373, a bill to allow the county commissioners of Macon County to aid in reopening the Bank of Franklin.
Upon motion of Senator Bennett, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings, and is ordered enrolled.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 141, An act to amend Section 1608 (f), Volume III of the Consolidated Statutes, relating to the general county court of Caswell County.
H. B. 108, An act relative to the salaries of the recorder, prosecuting attorney and clerk of the recorder's court of the city of Monroe.
H. B. 40, An act to repeal Chapter 40 of the Public Laws of 1911, relative to the time of convening the Superior Court of Brunswick County.
H. B. 207, An act to license dog kennels in Durham County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Horton, for the Committee on Judiciary No. 2.
H. B. 75, a bill to amend Section 2591 of the Consolidated Statutes of North Carolina as amended by Chapter 16, Public Laws, 1929, relating to reopening judicial and other sales on advanced bid, with an unfavorable report.
H. B. 146, a bill amending Section 690 of the Consolidated Statutes of North Carolina, relating to sales under execution, with a favorable report.
H. B. 66, a bill to amend Chapter 273, Public Laws, 1929, relating to the punishment of makers of worthless checks, placing the counties of Gates, Bladen, Ashe, Washington and Nash under the provisions of this act, with a favorable report as to bill, unfavorable as to substitute offered by the committee.
H. B. 300, a bill to authorize the issue of warrants by certain officers in Dare County, with a favorable report.
S. B. 27, a bill to amend Section 2334 of the Consolidated Statutes, Volume III, relating to grand juries in Wayne County, with a favorable report as to bill, unfavorable as to substitute offered by the committee.
H. B. 248, a bill to place the register of deeds, clerk of the Superior Court and sheriff of Madison County on fees, with a favorable report.

H. B. 271, a bill to repeal Chapter 321 of the Public-Local Laws of 1927, relating to a budget system, with a favorable report.

H. B. 270, a bill to repeal Chapter 363 of the Public-Local Laws of 1927, relating to the preparation of the tax books, with a favorable report.

H. B. 314, a bill to require the auditor or county accountant of Rutherford and Davidson Counties to enter deeds on tax assessor's record, with a favorable report.

By Senator Baggett, for the Committee on Insurance:

S. B. 36, a bill to amend Section 6531 of the Consolidated Statutes, to provide for the issuance by fraternal beneficiary societies of insurance upon the lives of children, with an unfavorable report.

H. B. 277, a bill to amend Section 6360 of the Consolidated Statutes, relating to deposits by assessment insurance companies, with a favorable report.

S. B. 35, a bill to amend Section 6530 of the Consolidated Statutes to provide for the issuance by fraternal beneficiary societies of insurance upon the lives of children, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Blount, for the Committee on Judiciary No. 1:

H. B. 74, a bill to repeal Sections 1786, 1787 and 1788 of the Consolidated Statutes of North Carolina, known as “Book-Debt” Statutes, and to substitute in lieu thereof a new statute, with a favorable report.

H. B. 250, a bill to provide an alternative method of giving notice of legal proceedings against a non-resident motor vehicle tortfeasor, with a favorable report as amended.


S. B. 147, a bill for the protection of schools, colleges and universities, with an unfavorable report.

S. B. 112, a bill to provide that a party may impeach his own witness where this does not involve an attack upon character, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Burrus, for the Committee on Public Health:

S. B. 118, a bill to prevent sale of poisonous alcohol without proper identification, with a favorable report.

H. B. 148, a bill to amend Section 5033, Consolidated Statutes of North Carolina as amended by Chapter 251, Public Laws, 1927, relating to employment of children under 16 years of age, with a favorable report.

H. R. 83, a joint resolution relating to ventilation and sanitation of Senate Chamber and Hall of House, with an unfavorable report.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills as properly engrossed.

S. B. 46, a bill to amend Section 8037 of the Consolidated Statutes as amended and rewritten by Chapter 221, Public Laws of 1927, so as to extend the time for foreclosure of tax sales certificates.
S. B. 95, a bill to repeal Chapter 40 of the Public Laws of 1921, entitled
"An act to incorporate the First Baptist Church of Lincolnton, North Caro-
lina, Lincoln County."

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed
of as follows:

By Senator Hardy: S. B. 163, a bill to permit certain persons who entered
the military service of the United States and who were at that time quali-
fied to stand examination to practice pharmacy to now stand such examina-
tion.

Referred to Committee on Public Health.

By Senator Johnson of Moore: S. B. 164, a bill to amend Section 7992
of the Consolidated Statutes of North Carolina, as amended by Public Laws,
1929, Chapter 330, relating to redemption of lands from tax liens.

Referred to Committee on Finance.

By Senator Lawrence: S. B. 165, a bill to raise revenue in aid of a six
months school term, by a selective sales tax.

Referred to Committee on Finance.

By Senator Lawrence: S. B. 166, a bill to validate the acts of the Cor-
poration Commission of North Carolina, the Chief State Bank Examiner
and/or liquidating agents in respect to exercising the power of sale or
mortgages and deeds of trust in connection with banks in liquidation.

Referred to Committee on Banks and Currency.

By Senator Lawrence: S. B. 167, a bill to amend Section 6376 of the
Consolidated Statutes, Volume II, Article 2, relating to fidelity insurance
companies.

Referred to Committee on Banks and Currency.

By Senator Dortch: S. B. 168, a bill to create a commissioner of Willow
Dale Cemetery fund for the city of Goldsboro, N. C.

Upon motion of Senator Dortch, the rules are suspended and the bill is
placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House
of Representatives.

By Senator Campbell by request: S. B. 168, a bill to amend Chapter 2165
of the Consolidated Statutes of North Carolina, relating to renewal of
bonds by guardians.

Referred to Committee on Judiciary No. 1.

By Senator Dunlap: S. B. 170, a bill relating to the granting of license
to practice law by the Supreme Court of North Carolina.

Referred to Committee on Judiciary No. 1.

By Senator Bennett: S. B. 171, a bill to prevent depredations of domestic
fowls in the County of Cherokee.

Referred to Committee on Propositions and Grievances.

By Senator Bennett: S. B. 172, a bill to repeal the act creating the
Andrews Power and Light Commission for the Town of Andrews, North
Carolina, said act being Chapter 214 of the Public-Local Laws of North
Carolina of the Session of 1927 of the General Assembly.

Referred to the Committee on Counties, Cities and Towns.
By Senator Bennett: S. B. 173, a bill to regulate fishing in Cherokee County.
   Referred to Committee on Game Laws.

By Senator Bennett: S. B. 174, a bill relating to the grand and petit jury of Cherokee County.
   Referred to Committee on Judiciary No. 1.

By Senator Hinsdale: S. B. 175, a bill to amend Section 2445 of the Consolidated Statutes, relating to the filing of liens by laborers and material men on municipal contracts by providing that the notice of debt be filed with the owner or owners and surety.
   Referred to Committee on Judiciary No. 2.

By Senator Hinsdale: S. B. 176, a bill to provide for the maintenance and upkeep of the state highway system by convict labor and the creation of a preferred class of convicts to be known as "AA" class to be employed in said highway work.
   Referred to Committee on Penal Institutions.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 124, a bill to make the provisions of Section 1864 of Volume III of the Consolidated Statutes, relating to the depredations of domestic fowls applicable to Stokes County.
   Passes its second and third readings and is ordered enrolled.

H. B. 173, a bill to amend Section 5 of Chapter 489 of Public-Local Laws of 1929, relative to the real estate commission by striking out Wilson and New Hanover Counties from the provision thereof.
   Passes its second and third readings and is ordered enrolled.

S. B. 76, a bill to amend the Constitution raising the maximum rate of tax on incomes from six to ten percent and strike out constitutional exemptions.
   Upon motion of Senator Burrus the bill is laid upon the table.

S. B. 69, a bill to amend Section 757 of Volume III of the Consolidated Statutes of North Carolina as amended by Chapter 226, Public Laws of 1925, relating to compulsory school attendance.
   Senator McSwain offers an amendment which fails of adoption.
   Senator Grier offers an amendment which fails of adoption.
   The amendment offered by the Committee is adopted.
   Passes its second and third readings and is ordered engrossed.
   Upon motion of Senator Whedbee the Senate adjourns to meet tomorrow at 12 M.

THIRTY-FIRST DAY

S E N A T E  C H A M B E R ,
W E D N E S D A Y ,  F e b r u a r y 1 1 , 1 9 3 1 .

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. Thomas Clarkson, Episcopal Church, Smithfield and Selma, N. C.
Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to former Senators Plemmons and H. C. Jones and former Representative Isaac Young.

Upon motion of Senator Johnson of Duplin, action upon the list of nominees as members of the various state boards submitted for confirmation by His Excellency, the Governor, is postponed until the expiration of the morning hour on March third.

A message is received from the State Treasurer in reference to House Resolution 36, which is referred to the Committee on Salaries and Fees.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 175, a bill to amend Chapter 173, Section 1, Private Laws of 1917, extending the corporate limits of the town of Farmville, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. R. 305, a resolution to investigate the marketing of poultry by the division of markets, the Carolina Poultry Mutual Exchange, Incorporated, and the extension service.

Referred to Committee on Agriculture.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Dunlap, for the Committee on Finance:

H. B. 227, a bill relative to the collection of street assessments in the town of Bessemer City, North Carolina, with a favorable report.

H. B. 267, a bill to repeal Chapter 538, Public-Local Laws of 1915, relating to the collection of taxes in Robeson and other counties, in so far as the same applies to Bladen County, with a favorable report.

H. B. 330, a bill to amend Chapter 132 of the Public-Local Laws of 1927, relating to the auditor's report, with a favorable report.

S. B. 108, a bill to authorize the governing board of the city of Asheville to credit or refund certain payments of 1929 taxes erroneously levied and paid, with a favorable report.

H. B. 80, a bill to authorize the county commissioners of Transylvania County to disburse funds derived from a tax levied to maintain the general county court of Transylvania County, with a favorable report.

H. B. 94, a bill requiring county officials of Avery County to pay the premiums on surety bonds given them, with a favorable report.

H. B. 197, a bill to prevent losses to general municipal tax payers in Catawba County, with a favorable report.

By Senator Burrus, for the Committee on Public Health:

S. B. 154, a bill to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this act and fixing penalties therefor, with a favorable report.
S. B. 117, a bill to amend Chapter 87, Public Laws of 1925, relating to professional nursing, with a favorable report.
S. B. 161, a bill to allow John R. Patton to practice pharmacy in Elk Park, Avery County, with an unfavorable report.
By Senator Price, for the Committee on Agriculture:
H. B. 269, a bill to repeal Chapter 114 of the Public-Local Laws of 1927, relating to shipping veal calves, with a favorable report.
H. B. 295, a bill to amend the state pure seed law, Chapter 194, Public Laws of 1929, with a favorable report.
By Senator Clement, for the Committee on Courts and Judicial Districts:
H. B. 97, a bill to abolish the county recorder’s court of Swain County, with a favorable report.
H. B. 205, a bill to enable the commissioners of Jackson County to regulate the recorder’s court of the county, or to abolish it at their discretion, with a favorable report.
By Senator Campbell, for the Committee on Commercial Fisheries:
H. B. 7, a bill to prohibit non-residents from fishing with nets, etc., within one marine league of the shores of the state, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.
By Senator Gravely, for the Committee on Appropriations:
H. B. 292, a bill to authorize the State Treasurer to pay Confederate pension check No. 501, dated December 15, 1930, to Florence Sanders, daughter of Emily Dudley, deceased, Confederate pensioner, with a favorable report.
S. B. 90, a bill that the motor vehicle commissioner may refund certain automobile license fees, with an unfavorable report.
By Senator Blount, for the Committee on Judiciary No. 1:
H. B. 155, a bill to vacate and close Hayward Street, Cherry Street and that portion of Poplar Street lying south of McIver Street in the town of Angier, N. C., with an unfavorable report.
By Senator Burrus, for the Committee on Public Health:
S. B. 163, a bill to permit certain persons who entered the military service of the United States, and who were at that time qualified to stand examination to practice pharmacy to now stand such examination, with a favorable report, as amended.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills as properly engrossed:
S. B. 69, a bill to amend Section 5757 of Volume III of the Consolidated Statutes of North Carolina as amended by Chapter 226, Public Laws of 1925, relating to compulsory school attendance.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:
H. B. 373, An act to allow the county commissioners of Macon County to aid in reopening the Bank of Franklin.
H. B. 56, An act to make it unlawful to operate a filling station, store, shop or place of amusement within three miles of Charity Methodist Church in Duplin County on Sunday between the hours of 9:30 A. M. and 12:30 P. M.

H. B. 124, An act to make the provisions of Section 1864 of Volume III of the Consolidated Statutes, relating to depredations of domestic fowls, applicable to Stokes County.

H. B. 173, An act to amend Section 5 of Chapter 489 of Public-Local Laws of 1929, relative to the real estate commission by striking out Wilson and New Hanover Counties from the provision thereof.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jones: S. B. 177, a bill to amend Section 1443 of the Consolidated Statutes fixing the terms of court in the several counties, this bill relating only to the terms of court in Richmond County.

Referred to Committee on Courts and Judicial Districts.

By Senator Bennett: S. B. 178, a bill to authorize the board of commissioners of Cherokee County to levy a special tax.

Referred to Committee on Finance.

By Senator Bennett: S. B. 179, a bill to repeal Chapter 210 of the Public Laws of 1929, in reference to the price of land entered in Cherokee County.

Referred to Committee on Finance.

By Senator Bennett: S. B. 180, a bill to except Cherokee County from the operation of Chapter 134, Public Laws of 1927.

Referred to Committee on Judiciary No. 1.

By Senator Clarkson: S. B. 181, a bill to provide release of parcels of land upon the payment of tax on each particular piece and to provide for subrogation and contribution to those paying taxes on lands of others.

Upon motion of Senator Dunlap the rules are suspended and the bill is placed on the Calendar.

By Senator Clarkson: S. B. 182, a bill to amend Section 5033 of the Consolidated Statutes of North Carolina so as to permit newspaper carrier boys to be employed between the hours of 5 A. M. and 8 P. M.

Referred to Committee on Public Welfare.

By Senator McSwain: S. B. 183, a bill to fix the date for the expiration of oral and verbal leases of farm lands in Cleveland County.

Referred to Committee on Agriculture.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 248, a bill to place the register of deeds, clerk of the Superior Court and sheriff of Madison County on fees.

Passes its second and third readings and is ordered enrolled.

H. B. 271, a bill to repeal Chapter 321 of the Public-Local Laws of 1927, relating to a budget system.

Passes its second and third readings and is ordered enrolled.
H. B. 270, a bill to repeal Chapter 363 of the Public-Local Laws of 1927, relating to the preparation of the tax books.

Passes its second and third readings and is ordered enrolled.

H. B. 300, a bill to authorize the issue of warrants by certain officers in Dare County.

Passes its second and third readings and is ordered enrolled.


Passes its second and third readings and is ordered enrolled.

H. B. 314, a bill to require the auditor or county accountant of Rutherford and Davidson Counties to enter deeds on tax assessor's record.

Passes its second and third readings and is ordered enrolled.

S. B. 35, a bill to amend Section 6530 of the Consolidated Statutes to provide for the issuance by fraternal beneficiary societies of insurance upon the lives of children.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 112, a bill to provide that a party may impeach his own witness where this does not involve an attack upon character.

The substitute offered by the Committee is adopted.

The bill passes its second reading.

Upon objection by Senator Hicks to its third reading, the bill takes its place on the Calendar.

S. B. 118, a bill to prevent the sale of poisonous alcohol without proper identification.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 74, a bill to repeal Sections 1786, 1787 and 1788 of the Consolidated Statutes of North Carolina, known as “Book-Debt” Statutes, and to substitute in lieu thereof a new statute.

The bill fails to pass its second reading.

H. B. 66, a bill to amend Chapter 273, Public Laws, 1929, relating to the punishment of makers of worthless checks, placing the counties of Gates, Bladen, Ashe, Washington and Nash under the provisions of this act.

Various Senators offer amendments including their counties which are adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

Upon motion of Senator Whedbee, the Senate adjourns until tomorrow at 12 o'clock M.

THIRTY-SECOND DAY

SENATE CHAMBER,
Thursday, February 12, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.
Prayer is offered by Rev. Theodore Partrick, Jr., Good Shepherd Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Rankin, the courtesies of the floor are extended to former Senators A. E. Woltz and T. M. Washington and to former Representatives M. V. Barnhill and McGuire.

Upon motion of Senator Gravely, Misses Jean and Margaret Little Blount are made honorary pages of the Senate to serve without compensation.

PETITIONS

Senator Grier sends forward a petition from various labor organizations with reference to the proposed Constitutional Convention.

Referred to the Committee on Constitutional Amendments.

Senator Gravely presents a petition of various citizens of Nash County protesting against a sales tax.

Referred to Committee on Finance.

Upon motion of Senator Horton, H. B. 75, A bill to amend Section 2591 of the Consolidated Statutes of North Carolina, as amended by Chapter 16, Public Laws of 1929, relating to reopening judicial and other sales on advanced bid, is taken from the unfavorable Calendar and re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Baggett, H. B. 277, A bill to amend Section 6360 of the Consolidated Statutes, relating to deposits by assessment insurance companies, is taken from the Calendar and re-referred to the Committee on Insurance.

Upon motion of Senator Whedbee, the vote by which H. B. 74, A bill to repeal Sections 1786, 1787 and 1788 of the Consolidated Statutes of North Carolina, known as "Book Debt" Statutes, and to substitute in lieu thereof a new Statute, failed to pass its second reading is reconsidered and the bill takes its place on the Calendar.

Senator Hardy announces, with regret, the death on yesterday of Hon. C. Felix Harvey of Kinston, N. C., and after words of respect moves that when the Senate adjourns today that it adjourn in his memory. The motion is unanimously adopted.

Statements of itemized expenses, in reference to House Resolution 36, are received from the State Board of Charities and Public Welfare, and the Department of Revenue.

Referred to Committee on Salaries and Fees.

Upon motion of Senator Whedbee, H. B. 74, A bill to repeal Sections 1786, 1787 and 1788 of the Consolidated Statutes of North Carolina, known as "Book Debt" Statutes, and to substitute in lieu thereof a new Statute, is re-referred to the Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:
H. B. 176, A bill to place the officers of Mecklenburg County on salaries. Referred to Committee on Counties, Cities and Towns.

H. B. 294, A bill to amend Section 6773, Volume II, of the Consolidated Statutes, relating to annual fees to be paid by Chiropodists to the State Board of Chiropody Examiners.
Referred to Committee on Public Health.

H. B. 291, A bill to amend Section 895 of the Consolidated Statutes of North Carolina, relating to the discharge of debts.
Referred to Committee on Judiciary No. 2.

H. B. 325, A bill to make more definite the duties of Justices of the Peace.
Referred to Committee on Justices of the Peace.

H. B. 362, A bill to amend Chapter 147, Public-Local Laws, 1925, providing for better law enforcement in Catawba County.
Referred to Committee on Judiciary No. 1.

H. B. 371, A bill to except Henderson County from the provisions of Chapter 241, Public-Local Laws, Session of 1927, relative to real estate brokers.
Referred to Committee on Judiciary No. 2.

H. B. 372, A bill to appoint a member of the Board of Water Commissioners of the City of Hendersonville.
Referred to Committee on Counties, Cities and Towns.

H. B. 210, A bill to give actions of claim and delivery priority on Calendar at next civil term following issuance and filing of pleadings in same.
Referred to Committee on Judiciary No. 2.

H. B. 218, A bill relating to evidence in civil actions arising out of motor vehicle accidents.
Referred to Committee on Judiciary No. 1.

H. B. 262, A bill to call a convention of the people of North Carolina.
Referred to Committee on Constitutional Amendments.

H. B. 274, A bill to amend section 2563 of the Consolidated Statutes, relating to monopolies and trusts.
Referred to Committee on Judiciary No. 2.

H. B. 424, A Joint Resolution inviting the Honorable Alfred E. Smith to address a joint session of the General Assembly of North Carolina.

Upon motion of Senator Johnson of Duplin, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

Acting on authority of the above resolution the President appoints as a Committee on the part of the Senate, Senators Burrus and Johnson of Duplin.

H. B. 441, a bill to abolish the office of tax collector of Robeson County, and to amend Chapter 588, Public-Local Laws of 1923; to repeal Chapter 380, Public-Local Laws of 1925, and Chapter 465, Public-Local Laws of 1927 and Chapter 47, Public-Local Laws of 1929; and to amend Chapter 360, Public-Local Laws of 1929.

Upon motion of Senator Lynch the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.
Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled and they are duly ratified and sent to the office of the Secretary of State:

S. B. 96, An act to amend Chapter 104, Public Laws, 1909, relative to the Recorder's Court of the City of Reidsville to increase the jurisdiction, to extend the Court of Reidsville Township, and to regulate the powers of the police and costs and fees.

S. B. 120, An act to validate the official acts of J. W. Jackson, a Notary Public of Perquimans County.

H. B. 300, An act to authorize the issue of warrants by certain officers in Dare County.


H. B. 218, An act to place the register of deeds, Clerk of the Superior Court and Sheriff of Madison County on fees.


H. B. 314, An act to require the Auditor or County Accountant of Rutherford and Davidson Counties to enter deeds on tax assessor's record.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Peel, for the Committee on Public Roads:

H. B. 88, A bill to amend Chapter 118, Public Laws of North Carolina, Session 1929, Henderson County Road Law, with a favorable report.

By Senator Ward of Craven, for the Committee on Propositions and Grievances:

H. B. 138, A bill to amend Chapter 267, Public-Local Laws of 1921, relating to the enforcement of the Prohibition Law in Rutherford County, etc., with a favorable report as amended.

S. B. 171, A bill to prevent depredations of domestic fowls in the County of Cherokee, with a favorable report.

H. B. 190, A bill to prohibit public drunkenness in Avery County, North Carolina, with a favorable report.

H. B. 231, A bill to authorize and empower the Board of Commissioners of Northampton County to regulate the opening and closing of filling stations on the Sabbath day, with a favorable report.

By Senator Horton, for the Committee on Judiciary No. 2:

S. B. 122, A bill to require notice before appointment of temporary receivership, with an unfavorable report.

S. B. 123, A bill to amend Section 483 of the Consolidated Statutes of North Carolina, making service on guardian ad litem sufficient, with an unfavorable report.
S. B. 87, A bill to repeal Chapter 264, Public Laws of 1929, amending Section 6016 of the Consolidated Statutes of North Carolina, relating to poll books, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 299, A bill to amend chapter 272 of the Public Laws of 1929, relative to fees of duplicate certificates of title, with a favorable report.

S. B. 140, A bill to protect human life and make more safe traveling over the highways and public roads of North Carolina, with an unfavorable report.

By Senator Blount, for the Committee on Judiciary No. 1:

H. B. 100, A bill to amend Section 730 of the Consolidated Statutes, permitting deputy sheriffs to lay off homesteads, with a favorable report.

By Senator Powell, for the Committee on Election Laws:

S. B. 64, A bill to change the date of holding the primary from the first Saturday in June to Tuesday after first Monday in June, with an unfavorable report, and a minority report is filed.

By Senator Dunlap, for the Committee on Finance:

S. B. 7, A bill to authorize and direct the issuance of tax receipts upon the payment of less than the amount of the tax levied where property has been advertised and/or sold to the government agency levying the tax, with an unfavorable report.

S. B. 8, A bill to give the right of contribution to any person, firm or corporation who as owner, mortgagee, trustee, cestui qui trust or other lien holder, pays tax of another for the year 1929 or subsequent years, with an unfavorable report.

S. B. 9, A bill to authorize and direct the Board of County Commissioners of Mecklenburg County and the proper officials of the various municipalities of Mecklenburg County to make rules and regulations for the payment of taxes, with an unfavorable report.

S. B. 133, A bill to amend Section 7981 of the Consolidated Statutes of North Carolina, relative to the payment of taxes, with an unfavorable report.

By Senator Clark, for the Committee on Counties, Cities and Towns:

H. B. 62, A bill to create in Cleveland County the office of County Auditor and assign to that office the duties now performed by the County Accountant, the Tax Auditor and the County Supervisor of Taxation, with an unfavorable report.

H. B. 165, A bill to re-establish the office of Treasurer in Mitchell County and also relating to the salaries of Clerk and Sheriff in said County, with an unfavorable report.

H. B. 302, A bill to incorporate the Town of Hatteras in Dare County, with a favorable report.

H. B. 152, A bill to abolish the office of County Treasurer of Hoke County, with a favorable report.

H. B. 119, A bill to amend Chapter 212, Public-Local Laws of 1929, creating the office of Tax Collector of Haywood County, with a favorable report.

H. B. 111, A bill to repeal Chapter 196, Public-Local Laws of 1921, and all amendments thereto, providing for rural policemen for Rutherford County, with a favorable report.
H. B. 335, A bill governing the election of the Commissioners of Franklin County, with a favorable report.

H. B. 188, A bill to repeal Chapter 458, Public-Local Laws of 1929, providing for the working of prisoners of Avery County, with a favorable report.

S. B. 150, A bill to amend Chapter 25, Private Laws, 1911, incorporating the Town of Ellerbee in Richmond County, and to provide for the appointment of the Chief of Police by the governing body, with a favorable report.

S. B. 153, A bill to amend Chapter 84 of the Public-Local Laws of 1925, relating to Assistant Clerk of Superior Court of Union County, with a favorable report.


H. B. 163, A bill to amend Chapter 84, Public-Local Laws of 1925, and fix the salaries of the Clerk of the Superior Court, Deputy Clerk of the Superior Court, Register of Deeds and Deputy Register of Deeds for Union County, North Carolina, with a favorable report as amended.

By Senator Gravely for the Committee on Appropriations:

S. B. 124, A bill to authorize adjudication of claims against State Highway Commission, with an unfavorable report.

S. B. 29, A bill to re-appropriate and re-allocate certain unallotted balances of the permanent improvement appropriations made to some institutions of the State under the institutional bond acts of 1925, 1927 and 1929, being Chapter 192, Public Laws of 1925; 147, Public Laws of 1927; and 295, Public Laws of 1929; and the appropriation made to the State's Prison under Chapter 152, Public Laws of 1927, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Johnson of Duplin: S. B. 184, A bill providing for the appointment of a Court Reporter for the Sixth Judicial District of North Carolina.

Referred to Committee on Judiciary No. 1.

By Senator Johnson of Duplin by request: S. R. 185, a joint resolution requesting Congress to pass an act prohibiting the sale of butter yellow oleomargarine without regard to tax and prohibiting the furtherance of the ruling on palm oil.

Referred to Committee on Agriculture.

By Senator Hinsdale: S. B. 186, A bill for the relief of Claude H. Bishop, Jr., on account of an elevator accident in the Supreme Court building.

Referred to Committee on Appropriations.

By Senator Gravely: S. B. 187, A bill to levy a tax of two mills per kilowatt hour on electrical energy, and to raise revenue for the operation of the six months school term.

Referred to Committee on Finance.
By Senator Powell:  S. B. 188, A bill to amend Chapter 4, Private Laws of 1929, relating to the corporate limits of the town of Fair Bluff, Columbus County.

Referred to Committee on Counties, Cities and Towns.

By Senator Bernard:  S. B. 189, A bill to allow the Board of Trustees of the Woodfin Sanitary Water and Sewer District to aid in reopening the Farmers' and Traders' Bank of Weaverville.

Referred to Committee on Judiciary No. 2.

By Senator Clement:  S. B. 190, A bill to re-establish the office of Treasurer of Rowan County.

Referred to Committee on Judiciary No. 1.

By Senator Uzzell:  S. B. 191, A bill to amend Chapter 232, Public-Local Laws of 1929, relative to the salary of the Judge and Solicitor of the General County Court in Wilson County.

Referred to Committee on Judiciary No. 1.

By Senator Uzzell:  S. B. 192, A bill relative to damage done by dogs in Wilson County.

Referred to Committee on Judiciary No. 1.

By Senator Price:  S. B. 193, A bill to amend Chapter 128 of the Public Laws of 1921, relating to County Superintendents of Public Welfare.

Referred to Committee on Public Welfare.

By Senator Blount, by request:  S. B. 194, A bill to amend Section 6554 of the Consolidated Statutes limiting the hours of work of women in industries to 55 hours a week.

Referred to Committee on Public Welfare.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 108, A bill to authorize the governing board of the City of Asheville to credit or refund certain payments of 1929 taxes erroneously levied and paid.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 80, A bill to authorize the County Commissioners of Transylvania County to disburse funds derived from a tax levied to maintain the General County Court of Transylvania County.

Passes its second and third readings, and is ordered enrolled.

H. B. 94, A bill requiring County officials of Avery County to pay the premiums on surety bonds given by them.

Passes its second and third readings, and is ordered enrolled.

H. B. 97, A bill to abolish the County Recorder's Court of Swain County.

Passes its second and third readings, and is ordered enrolled.

H. B. 197, A bill to prevent losses to general municipal tax payers in Catawba County.

Passes its second and third readings, and is ordered enrolled.

H. B. 205, A bill to enable the Commissioners of Jackson County to regulate the Recorder's Court of the County or to abolish it at their discretion.

Passes its second and third readings, and is ordered enrolled.
H. B. 227, A bill relative to the collection of street assessments in the Town of Bessemer City, North Carolina.

Passes its second and third readings, and is ordered enrolled.

H. B. 267, A bill to repeal Chapter 538, Public-Local Laws of 1925, relating to the collection of taxes in Robeson and other counties, insofar as the same applies to Bladen County.

Passes its second and third readings, and is ordered enrolled.

H. B. 269, A bill to repeal Chapter 144, of the Public-Local Laws of 1927, relating to shipping veal calves.

Passes its second and third readings, and is ordered enrolled.

H. B. 330, A bill to amend Chapter 132 of the Public-Local Laws of 1927, relating to the Auditor's report.

Passes its second and third readings, and is ordered enrolled.

S. B. 27, A bill to amend Section 2334 of the Consolidated Statutes, Volume III, relating to grand juries in Wayne County.

Senator Grier offers a substitute which is adopted.

Passes its second and third readings, and is ordered engrossed.

S. B. 112, A bill to provide that a party may impeach his own witness where this does not involve an attack upon character.

Upon motion of Senator Dunlap, the bill is laid upon the table.

Senator Dunlap moves that the vote by which the bill is laid upon the table is reconsidered, and upon motion of Senator Dunlap that motion is laid upon the table.

S. B. 117, A bill to amend Chapter 87, Public Laws of 1925, relating to professional nursing.

Passes its second and third readings, and is ordered sent to the House of Representatives.

S. B. 151, A bill to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this act and fixing penalties therefor.

Passes its second and third readings, and is ordered sent to the House of Representatives.

S. B. 163, A bill to permit certain persons who entered the military service of the United States, and who were at that time qualified to stand examination to practice pharmacy to now stand such examination.

Upon motion of Senator Gower, the bill is re-referred to the Committee on Public Health.

S. B. 181, A bill to provide release of parcels of land upon payment of tax on each particular piece and to provide for subrogation and contribution to those paying taxes on lands of others.

Passes its second and third readings, and is ordered sent to the House of Representatives.

H. B. 7, A bill to prohibit non-residents from fishing with nets, etc., within one marine league of the shores of the State.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate substitute.

H. B. 77, A bill to authorize the Supreme Court to establish by general rules the forms of process, writs, pleadings, practice and procedure.
Upon the adoption of the minority report, Senator Bernard moves that the minority report be adopted.

The motion fails.

Senator Grier moves that the vote by which the minority report failed of adoption be reconsidered, and upon motion of Senator Grier that motion is laid upon the table.

H. B. 87, A bill to provide that the courts of North Carolina shall take judicial notice of the law of the United States, or of any state, territory, or dependency thereof, or of any foreign country whenever the same shall be material.

The amendment offered by the Committee is adopted.

Passes its second reading.

Upon objection by Senator Lawrence to a third reading, the bill takes its place on the Calendar.

Upon motion of Senator Johnson of Duplin, the Senate adjourns to meet tomorrow at 12 o'clock M.

THIRTY-THIRD DAY

SENATE CHAMBER,
Friday, February 13, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. Paul H. Fields, pastor of Jenkins Memorial M. E. Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to former Senator Sedberry and former Representative Wade Barber.

The President presents to the Senate reports of various departments in reference to House Resolution 36.

Referred to Committee on Salaries and Fees.

The President presents to the Senate communication from certain officials of Lenoir County with reference to annual cost of convicts in that county.

Referred to Committee on Public Roads.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 129, A bill to amend Section 1, Chapter 7, Private Laws, 1923, providing for the election of five members of the school committee for the Town of East Spencer.

Referred to Committee on Education.

H. B. 225, A bill for the extension of the corporate limits of the City of Hickory, for an election in furtherance thereof, for the repeal of the charters of other towns within the extended limits, and for other purposes.

Referred to Committee on Counties, Cities and Towns.
H. B. 256, A bill to repeal Chapter 215 of the Public Laws of 1929, and reducing the members of the Board of Education from five to three in Macon County.
Referred to Committee on Education.
H. B. 317, A bill to amend Section 10, Chapter 225, of the Private Laws of 1913, relating to the Kings Mountain Graded School District.
Referred to Committee on Education.
H. B. 327, A bill to authorize and empower the Board of Trustees of the Greenville Graded School District to convey a certain lot of land to the Town of Greenville, Pitt County.
Referred to Committee on Education.
H. B. 333, A bill to regulate the office hours of the Register of Deeds of Avery County.
Referred to Committee on Counties, Cities and Towns.
H. B. 343, A bill to validate the special election of the Town of Morehead City for the sale of public utilities.
Referred to Committee on Finance.
H. B. 356, A bill to prevent the weighing of cotton in bales within the corporate limits of the town of Waxhaw by any other person except the official cotton weigher at Waxhaw, and to fix the charge for weighing cotton in Marshville.
Referred to Committee on Agriculture.
H. B. 357, A bill to repeal Chapter 477, of the Public-Local Laws of 1925, designated as "An act to create an Auditor for Union County," and to provide for appointment of a County Accountant.
Referred to Committee on Counties, Cities and Towns.
H. B. 384, A bill to abolish the office of County Treasurer of Bertie County.
Referred to Committee on Judiciary No. 2.
H. B. 375, A bill to authorize the Mayor and Board of Commissioners of the Town of Elizabethtown to discontinue Ben Street between Broad Street and Queen Street and to lease or convey the same.
Referred to Committee on Judiciary No. 2.
H. B. 388, A bill to permit the County Board of Education of Guilford County to deed certain property to the Board of County Commissioners of Guilford County.
Referred to Committee on Education.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:
H. B. 94, An act requiring County officials of Avery County to pay the premiums on surety bonds given by them.
H. B. 97, An act to abolish the County Recorder's Court of Swain County.
H. B. 197, An act to prevent losses to general municipal tax payers in Catawba County.
S. B. 113, An act relating to the election of County Commissioners of Avery County.
H. B. 330, An act to amend Chapter 132, of the Public-Local Laws of 1927, relating to the Auditor's report.

H. B. 267, An act to repeal Chapter 538, Public-Local Laws of 1915, relating to the collection of taxes in Robeson and other counties, insofar as the same applies to Bladen County.

S. B. 100, An act to amend Chapter 76, Public-Local Laws of North Carolina of 1923, relative to compulsory school attendance of Cherokee Indians.

H. B. 80, An act to authorize the County Commissioners of Transylvania County to disburse funds derived from a tax levied to maintain the General County Court of Transylvania County.

H. B. 441, An act to abolish the office of Tax Collector of Robeson County, and to amend Chapter 588, Public-Local Laws of 1923; to repeal Chapter 380, Public-Local Laws of 1925; and Chapter 465, Public-Local Laws of 1927; and Chapter 47, Public-Local Laws of 1929; and to amend Chapter 360, Public-Local Laws of 1929.

H. B. 269, An act to repeal Chapter 114 of the Public-Local Laws of 1927, relating to shipping veal calves.

S. B. 30, An act to permit the Governor and Council of State to authorize the State Treasurer to borrow money and issue short term notes to care for and provide for the payment of the obligations authorized by and incurred under Chapter 49, Public Laws of 1927.

H. B. 205, An act to enable the Commissioners of Jackson County to regulate the Recorder's Court of the County or to abolish it at their discretion.

H. B. 227, An act relative to the collection of street assessments in the town of Bessemer City, North Carolina.

H. R. 424, Joint Resolution inviting the Honorable Alfred E. Smith to address a joint session of the General Assembly of North Carolina.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Thursday, February 12, 1931.

MR. PRESIDENT:

Pursuant to Resolution No. 424 inviting the Honorable Alfred E. Smith to address the House and Senate in a joint body, the Speaker appoints Messrs. Huffman, Flanagan, and Neal to act with a like committee from the Senate to extend the invitation and present a copy of said Resolution to the Honorable Alfred E. Smith.

On motion of Mr. Flanagan, Mr. Speaker Smith was added to the House Committee.

Respectfully,

THAD EURE,
Principal Clerk of the House.

MR. PRESIDENT:

This is to inform your Honorable Body, that the House has failed to concur in the Senate amendment to H. B. 66, a bill to be entitled "An act
to amend Chapter 273, Public Laws, 1929, relating to the punishment of makers of worthless checks, placing the Counties of Gates, Bladen, Ashe, Washington and Nash under the provisions of this Act," and asks for a conference.

The Speaker appoints as Conferees on the part of the House, Messrs. Sutton, Moss and Gatling, and awaits your further action thereon.

Respectfully,

THAD EURE,
Principal Clerk of the House.

The President appoints as conferees on the part of the Senate, Senators Whedbee and Lovill.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Price, for the Committee on Agriculture:
S. B. 156, A bill providing for the appointment of certified public weights and measures servants and defining their powers and duties, with an unfavorable report.
S. B. 157, A bill providing for the repeal and re-enactment of uniform weights and measures and providing penalties for violation thereof, with an unfavorable report.
S. B. 185, A Joint Resolution requesting Congress to pass an act prohibiting the sale of butter yellow oleomargarine without regard to tax and prohibiting the furtherance of the ruling on palm oil, with a favorable report.
H. R. 305, A resolution to investigate the marketing of poultry by the Division of Markets, the Carolina Mutual Poultry Exchange, Incorporated, and the Extension Service, with a favorable report.
By Senator Clark, for the Committee on Counties, Cities and Towns:
H. B. 253, A bill regulating the salaries of the Clerk of Superior Court and Register of Deeds of Hyde County, with a favorable report.
H. B. 5, A bill relating to and requiring certain reports from the Register of Deeds and Clerk of the Superior Court of Hyde County, with a favorable report.
H. B. 45, A bill providing for the appointment by the Governor of the County Accountant of Brunswick County upon certification by the County Government Advisory Commission, with a favorable report as amended.
By Senator Horton, for the Committee on Judiciary No. 2:
S. B. 67, A bill to amend Section 2583 of the Consolidated Statutes, relating to the appointment of trustees in deeds of trust, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.
H. B. 210, A bill to give actions of claim and delivery priority on the Calendar at next civil term following issuance and filing of pleadings in same, with a favorable report.
H. B. 291, A bill to amend Section 895 of the Consolidated Statutes of North Carolina, relating to the discharge of debts, with a favorable report.
H. B. 371, A bill to except Henderson County from the provisions of Chapter 241, Public-Local Laws, Session 1927, relative to real estate brokers, with a favorable report.

By Senator Blount, for the Committee on Judiciary No. 1:
S. B. 190, A bill to re-establish the office of Treasurer of Rowan County, with a favorable report.

S. B. 191, A bill to amend Chapter 232 of the Public-Local Laws of 1929, relative to the salary of the Judge and Solicitor of the general county court in Wilson County, with a favorable report.

H. B. 293, A bill to amend and extend the charter of Grace Hospital, Incorporated, with a favorable report.

H. B. 362, A bill to amend Chapter 147, Public-Local Laws, 1925, providing for better law enforcement in Catawba County, with a favorable report.

By Senator Clement, for the Committee on Courts and Judicial Districts:
H. B. 26, A bill to amend Chapter 74, Public-Local Laws of 1911; Chapter 112, Public-Local Laws of 1913; Chapter 100, Public-Local Laws of 1920; and Chapter 287, Public-Local Laws of 1929, relating to the Recorder's Court in the City of Washington, with a favorable report.

By Senator Hicks, for the Committee on Penal Institutions:
S. B. 176, A bill to provide for the maintenance and upkeep of the State highway system by convict labor and the creation of a preferred class of convicts to be known as "AA" class to be employed in said highway work, with a favorable report as amended.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills as properly engrossed:
S. B. 27, A bill to amend Section 2334, Volume III, of the Consolidated Statutes, relating to grand juries in Wayne and Iredell Counties.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bennett:  S. B. 195, A bill requiring the Register of Deeds of the several Counties of the State to furnish list-takers of property in the different townships of the respective Counties with list of conveyances of land.

Referred to Committee on Judiciary No. 1.

By Senator Gwyn:  S. B. 196, A bill to extend the corporate limits of the City of Reidsville, Rockingham County, and to provide for an election to determine this question:

Referred to Committee on Judiciary No. 1.

By Senators Folger and Hatchett:  S. B. 197, A bill to amend Section 4927, Volume III, of the Consolidated Statutes, requiring monthly reports of tobacco sales to show the amount sold for fertilizer or extracting nicotine.

Referred to Committee on Agriculture.

By Senator Blount:  S. B. 198, A bill to permit seining for shad in Tar River near Greenville during certain seasons.

Referred to Committee on Commercial Fisheries.
By Senator Ward of Craven: S. B. 199, A bill to authorize the Commissioners of Craven County to adjust delinquent taxes.
   Referred to Committee on Judiciary No. 2.

By Senator Ward of Craven: S. B. 200, A bill to amend Section 4106, of the Consolidated Statutes of North Carolina, so as to permit the Clerk to appoint jurors to allot dower when requested by either party, in lieu of the sheriff summoning them.
   Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 150, A bill to amend Chapter 25, Private Laws, 1911, incorporating the town of Ellerbee, in Richmond County, and to provide for the appointment of the Chief of Police by the governing body.
   Passes its second and third readings, and is ordered sent to the House of Representatives.

S. B. 153, A bill to amend Chapter 84, of the Public-Local Laws of 1925, relating to Assistant Clerk of the Superior Court of Union County.
   Passes its second and third readings, and is ordered sent to the House of Representatives.

S. B. 171, A bill to prevent depredations of domestic fowls in the County of Cherokee.
   Passes its second and third readings, and is ordered sent to the House of Representatives.

   Passes its second and third readings, and is ordered sent to the House of Representatives.

H. B. 202, A bill to incorporate the town of Hatteras in Dare County.
   Upon motion of Senator Ward of Beaufort, the bill is re-referred to the Committee on Finance.

H. B. 88, A bill to amend Chapter 118, Public Laws of North Carolina, Session of 1929, Henderson County Road Law.
   Upon motion of Senator McLean, the bill is re-referred to the Committee on Finance.

H. B. 111, A bill to repeal Chapter 196, Public Local Laws of 1921 and all amendments thereto providing for rural policemen for Rutherford County.
   Passes its second and third readings, and is ordered enrolled.

H. B. 119, A bill to amend Chapter 212, Public-Local Laws, 1929, creating the office of Tax Collector of Haywood County.
   Passes its second and third readings, and is ordered enrolled.

H. B. 138, A bill to amend Chapter 267 of the Public-Local Laws of 1921, relating to the enforcement of the prohibition law in Rutherford County, etc.
   The amendment offered by the Committee is adopted.
   Passes its second and third readings and is ordered sent to the House of Representatives for concurrence is the Senate amendment.
H. B. 152, A bill to abolish the office of County Treasurer of Hoke County.
Passed its second and third readings, and is ordered enrolled.

H. B. 163, A bill to amend Chapter 84, Public-Local Laws of 1925 and
fix the salaries of the Clerk of the Superior Court, Deputy Clerk of the
Superior Court, Register of Deeds and Deputy Register of Deeds for Union
County, North Carolina.
The amendment offered by the Committee is adopted.
Passed its second and third readings and is ordered sent to the House of
Representatives for concurrence in Senate amendment.

H. B. 188, A bill to repeal Chapter 458, Public Local Laws of 1929, pro-
viding for the working of prisoners of Avery County.
Passed its second and third readings, and is ordered enrolled.

H. B. 190, A bill to prohibit public drunkenness in Avery County, North
Carolina.
Passed its second and third readings, and is ordered enrolled.

H. B. 231, A bill to authorize and employ the Board of Commissioners
of Northampton County to regulate the opening and closing of filling sta-
tions on the Sabbath day.
Passed its second and third readings, and is ordered enrolled.

H. B. 335, A bill governing the election of the Commissioners of Franklin
County.
Passed its second and third readings and is ordered enrolled.

S. B. 29, A bill to reappropriate and reallocate certain unallotted balances of
the permanent improvement appropriations made to some institutions of
the State under the institutional bond acts of 1925, 1927 and 1929, being
Chapters 192, Public Laws of 1925; 147, Public Laws of 1927, and 295,
Public Laws of 1929.
The substitute offered by the Committee is adopted.
Passed its second and third readings, and is ordered sent to the House of
Representatives.

S. B. 64, A bill to change the date of holding the primary from the first
Saturday in June to Tuesday after the first Monday in June.
The report submitted by the minority fails of adoption, and the bill is
placed upon the unfavorable Calendar.

S. B. 87, A bill to repeal Chapter 264, Public Laws of 1929, amending
Section 6016 of the Consolidated Statutes of North Carolina, relating to
poll books.
The substitute offered by the Committee is adopted.
Passed its second and third readings, and is ordered sent to the House of
Representatives.

H. B. 87, A bill to provide that the courts of North Carolina shall take
judicial notice of the law of the United States or of any state, territory, or
dependency thereof or of any foreign country whenever the same shall be
material.
Passed its third reading and is ordered sent to the House of Representa-
tives for concurrence in Senate amendment.

H. B. 123, A bill to repeal Chapter 205 of the Public Laws of 1929, for
the purpose of abolishing the January term of court.
Passed its second and third readings, and is ordered enrolled.
H. B. 148, A bill to amend Chapter 119, Public Laws of 1929, relating to State Barbers' License Law.
    Senator Baggett offers an amendment which is adopted.
    Senator Powell offers an amendment which is adopted.
    Senator Williams offers an amendment which is adopted.
    Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 146, A bill amending Section 690 of the Consolidated Statutes of North Carolina, relating to sales under execution.
    Senator Hicks offers an amendment which is adopted.
    Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 160, A bill to amend Section 730 of the Consolidated Statutes, permitting deputy sheriffs to lay off homesteads.
    Various Senators offer amendments.
    Upon motion of Senator Clement the bill and its amendments are re-referred to the Committee on Judiciary No. 2.

H. B. 292, A bill to authorize the State Treasurer to pay Confederate Pension check No. 501, dated December 15, 1930, to Florence Sanders, daughter of Emily Dudley, deceased Confederate pensioner.
    Passes its second and third readings and is ordered enrolled.

H. B. 198, A bill to amend Chapter 239, Public Laws of 1925, prohibiting the use of publicly owned automobiles for private purposes so as to be applicable to cities and towns.
    The substitute offered by the Committee is adopted.
    Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 221, A bill to amend Sections 1684 (a), Volume III, of the Consolidated Statutes, placing Haywood County under the State-wide dog law.
    Passes its second and third readings and is ordered enrolled.

H. B. 250, A bill to provide an alternative method of giving notice of legal proceedings against a non-resident motor vehicle tort feasor.
    The amendment offered by the Committee is adopted.
    Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 295, A bill to amend the State Pure Seed Law, Chapter 194, Public Laws of 1929.
    Upon motion of Senator Hinsdale, the bill is re-referred to the Committee on Agriculture.

H. B. 299, A bill to amend Chapter 272, of the Public Laws of 1929, relative to the fees of duplicate certificates of title.
    Upon motion of Senator Gravely, the bill is re-referred to the Committee on Finance.

Senator Burrus moves that the Senate adjourn to meet tomorrow morning at 10 o'clock; that no public bills be taken up for action tomorrow, and that when the Senate adjourns tomorrow, it adjourn to meet at 8 o'clock Monday night.
The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Dr. Charles E. Maddrey of Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Rodwell, Woodrow Baggett is made an honorary page, to serve without compensation.

**PETITIONS**

The President presents a petition from the County Commissioners of Caswell County with reference to pending road legislation.

Referred to Committee on Public Roads.

Senator Hendren sends forward the following resolution:

Resolved, that it is the sense of this body that hereafter the regular sessions shall be held at the regular hours both on Saturdays and Mondays and that all legislation of any kind may be considered thereat.

Referred to Committee on Roads.

**MESSAGE FROM HOUSE OF REPRESENTATIVES**

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 290, A bill to increase the duties of the Board of Education of Madison County.

Referred to Committee on Education.

H. B. 389, A bill to abolish the office of Treasurer of Davie County and to appoint a substitute therefor.

Referred to Committee on Counties, Cities and Towns.

H. B. 9, A bill to provide for the payment, in installments, of property taxes due to New Hanover County and to the City of Wilmington.

Referred to Committee on Finance.

H. B. 133, A bill to repeal Chapter 268, Public-Local Laws of 1929, relating to the payment of taxes in Gates County.

Referred to Committee on Finance.

H. B. 171, A bill to require Sheriff or Tax Collector of Craven County to accept partial payments in collection of taxes.

Referred to Committee on Finance.

H. B. 246, A bill to amend Chapter 433, Public-Local Laws of 1927, relating to Johnston County Highway Commission.

Referred to Committee on Public Roads.

H. B. 318, A bill to amend Chapter 233, Public Laws, 1925, relating to the salaries of the Solicitor and the Recorder of the Municipal County Court of Lenoir County, and to amend Chapter 408 of the Public Local Laws, 1927, relating to the terms of office of said Recorder and Solicitor.

Referred to Committee on Counties, Cities and Towns.
H. B. 321, A bill to amend Section 45 of the Consolidated Statutes in reference to the manner of advertisement for claims by executors, administrators and collectors.
Referred to Committee on Judiciary No. 2.

H. B. 323, A bill for the relief of Robert L. Purnell, Jr., of Warren County, on account of injuries received while in the course of the performance of his duties as deputy sheriff.
Referred to Committee on Appropriations.

H. B. 378, A bill to authorize the establishment of Municipal Recorder's Courts in Moore County.
Referred to Committee on Courts and Judicial Districts.

H. B. 381, A bill to abolish the Highway Commission of Pasquotank County.
Referred to Committee on Public Roads.

H. B. 386, A bill to create a jury commission for the County of Yancey.
Referred to Committee on Courts and Judicial Districts.

H. B. 397, A bill to abolish the office of County Treasurer of Lenoir County.
Referred to Committee on Counties, Cities and Towns.

H. B. 400, A bill to authorize the County Commissioners of Cumberland County to acquire a farm on which to raise feed stuffs for live stock and food for inmates of County home and prisoners of Cumberland County.
Referred to Committee on Counties, Cities and Towns.

H. B. 401, A bill to regulate certain duties of plumbing inspector.
Referred to Committee on Judiciary No. 1.

H. B. 402, A bill to amend Chapter 120, Public-Local Laws of 1929, relative to the time of holding meets of the Board of Commissioners of New Hanover County.
Referred to Committee on Counties, Cities and Towns.

H. B. 404, A bill relating to the compensation of the members of the Board of County Commissioners of New Hanover County.
Referred to Committee on Salaries and Fees.

H. B. 411, A bill to provide for the registration of maps or plats in Moore County.
Referred to Committee on Judiciary No. 2.

H. B. 412, A bill authorizing the County Commissioners of Yancey County to impose the duties of County Accountant upon the Register of Deeds of Yancey County.
Referred to Committee on Counties, Cities and Towns.

H. B. 413, A bill to repeal Sections 5802 and 5803 of the Consolidated Statutes of North Carolina, relating to amusements and entertainments in and near the town of Chapel Hill, and to enact a substitute section therefor.
Referred to Committee on Counties, Cities and Towns.

H. B. 422, A bill relating to Mattamuskeet Drainage District in Hyde County.
Referred to Committee on Finance.

H. B. 423, A bill to amend Chapter 610, Public-Local Laws, 1925, relating to drainage districts in Hyde County.
Referred to Committee on Finance.
H. B. 428, A bill to amend Chapter 368 of the Public-Local Laws of 1911, and Chapter 203 of the Public-Local Laws of 1917, relating to the police court for the town of Canton, County of Haywood.

Referred to Committee on Courts and Judicial Districts.

H. B. 440, A bill to regulate the issuance of criminal processes out of Justice of the Peace Courts for Richmond County.

Referred to Committee on Judiciary No. 1.

H. B. 136, A bill to validate the official acts of John C. Bell, a Justice of the Peace of Bertie County.

Upon motion of Senator Whedbee, the Senate concurs in the House amendment and the bill is ordered enrolled.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Price, for the Committee on Agriculture:

S. B. 183, A bill to fix the date for the expiration of oral and verbal leases of farm lands in Cleveland County, with a favorable report.

By Senator Powell, for the Committee on Propositions and Grievances:

S. B. 192, A bill relative to damage done by dogs in Wilson County, with a favorable report.

By Senator Gwyn, for the Committee on Judiciary No. 1:

S. B. 196, A bill to extend the corporate limits of the City of Reidsville, Rockingham County, and to provide for an election to determine this question, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Lynch and Powell:  S. B. 201, A bill to permit fishing with hook and line in the waters of certain Counties.

Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 190, A bill to re-establish the office of Treasurer of Rowan County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 191, A bill to amend Chapter 232 of the Public-Local Laws of 1929, relative to the salary of the Judge and Solicitor of the general county court in Wilson County. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 362, A bill to amend Chapter 147, Public Local Laws of 1925, providing for better law enforcement in Catawba County. Passes its second and third readings and is ordered enrolled.
H. B. 371, A bill to except Henderson County from the provisions of Chapter 241, Public Local Laws, Session of 1927, relating to real estate brokers.

Passes its second and third readings and is ordered enrolled.

ЕНРОLLEO BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 190, An act to prohibit public drunkenness in Avery County, North Carolina.

H. B. 188, An act to repeal Chapter 458, Public-Local Laws, 1929, providing for working of prisoners of Avery County.

H. B. 111, An act to repeal Chapter 196, Public-Local Laws, 1921, and all amendments thereto providing for rural policemen for Rutherford County.

H. B. 119, An act to amend Chapter 212, Public-Local Laws, 1929, creating the office of Tax Collector of Haywood County.

H. B. 231, An act to authorize and empower the Board of Commissioners of Northampton County to regulate the opening and closing of filling stations on the Sabbath day.

H. B. 221, An act to amend section 1684 (a), Volume III, of the Consolidated Statutes, placing Haywood County under the State-wide Dog Law.

H. B. 292, An act to authorize the State Treasurer to pay Confederate Pension check No. 501, dated December 15, 1930, to Florence Sanders, daughter of Emily Dudley, deceased Confederate pensioner.

H. B. 335, An act governing the election of the Commissioners of Franklin County.

H. B. 123, An act to repeal Chapter 205 of the Public Laws of 1929, for the purpose of abolishing the January term of court of Madison County.

H. B. 152, An act to abolish the office of County Treasurer of Hoke County.

Upon motion of Senator McLean, the Senate adjourns to meet Monday night at 8:00 o'clock.

THIRTY-FIFTH DAY

SENATE CHAMBER,
Monday, February 16, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. E. McNeill Poteat, Jr., Pullen Memorial Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:
H. B. 288, A bill to require the Sheriff of Cumberland County and Tax Collectors of all municipalities in said County to accept partial payments on taxes.
   Referred to Committee on Finance.
H. B. 431, A bill relating to the compensation of the Clerk of the Court, Register of Deeds and Sheriff of Montgomery County.
   Referred to Committee on Salaries and Fees.
H. B. 435, A bill to place the officers of Bladen County on a salary basis and to fix the salary of officers.
   Referred to Committee on Counties, Cities and Towns.
H. B. 454, A bill to amend Chapter 84, of the Public Local Laws of 1925, fixing the salary of the Sheriff and providing for the appointment of a Tax Collector and Tax Supervisor for Union County.
   Referred to Committee on Counties, Cities and Towns.

REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Pritchett, for the Committee on Pensions:
S. B. 24, A bill to amend Section 5168 (c), Volume III, of the Consolidated Statutes, requiring the State Auditor to furnish annually to the State Registrar of the Bureau of Vital Statistics, a list of all pensioners with their postoffices, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 25, A bill to amend Section 7105, of the Consolidated Statutes, requiring the State Registrar of the Bureau of Vital Statistics to check the State pension roll and report at the end of each month the names of persons upon the pension list that are deceased, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Bennett, for the Committee on Salaries and Fees:
S. B. 139, A bill to establish a Commission on Personnel and to prescribe and define its duties and powers, with a favorable report, as amended.

H. B. 138, A bill in relation to the salary of the Sheriff of Camden County, with a favorable report.

H. B. 404, A bill relating to the compensation of the members of County Commissioners of New Hanover County, with a favorable report.

S. B. 61, A bill to protect Constables in the exercise of their offices, with a favorable report as amended.

S. B. 94, A bill to regulate the fees of Recorder's Court for Union County and the City of Monroe, and to fix the pay of jurors and witnesses in the Recorder's Court, with a favorable report.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of Secretary of State:

S. B. 130, An act to validate the official acts of N. J. Minton, a Justice of the Peace of Hertford County.

S. B. 23, An act to provide for special judges in North Carolina.
S. B. 136, An act to validate the official acts of John C. Bell, a Justice of the Peace of Bertie County.

H. B. 371, An act to except Henderson County from the provisions of Chapter 241, Public-Local Laws, Session of 1927, relating to real estate brokers.

S. B. 95, An act to repeal Chapter 40, of the Private Laws of 1921, entitled "An act to incorporate the First Baptist Church of Lincolnton, North Carolina, Lincoln County".

H. B. 362, An act to amend Chapter 147, Public Local Laws, 1925, providing for better law enforcement in Catawba County.

S. B. 168, An act to create a Commissioner of the Willow Dale Cemetery Fund for the City of Goldsboro, North Carolina.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Dortch, Hinsdale and Uzzell: S. B. 202, A bill to reappropriate and reallocate certain unallotted balances of the permanent appropriations made to the State's prison under Chapter 152, Public Laws of 1927.

Referred to Committee on Appropriations.

By Senator Hinsdale: S. B. 203, A bill to prevent the discharging of any substances inimical to fish life in Neuse River or in any of its tributaries.

Referred to Committee on Commercial Fisheries.

By Senator Pritchett: S. B. 204, A bill to amend Section 1443, of the Consolidated Statutes of North Carolina, as amended by Chapter 185, Public Laws of 1923, relative to the terms of Court in Bertie County.

Referred to Committee on Courts and Judicial Districts.

By Senator Bennett: S. B. 205, A bill to repeal Chapter 120, Public Laws of 1927, as same is in conflict with Chapter 148, Public Laws of 1927, Section 21.

Referred to Committee on Public Roads.

By Senator Hardy: S. B. 206, A bill for the relief of the tax payers of the State.

Referred to Committee on Finance.

By Senators Nixon and Hendren: S. B. 207, A bill regulating sales of real and personal property by receivers.

Referred to Committee on Judiciary No. 1.

By Senator Bernard: S. B. 208, A bill to amend Chapter 249, Public Laws, Session of 1927, relative to the Swannanoa Water and Sewer District in the County of Buncombe.

Referred to Committee on Judiciary No. 2.

By Senator Blount: S. B. 209, A bill to amend Chapter 122, Section 5, Public Laws of 1927, relative to accident statistics and reports.

Referred to Committee on Public Roads.

By Senator Rodwell: S. B. 210, A bill to provide for rural policemen for Warren County.

Upon motion of Senator Rodwell the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of Representatives.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 196, A bill to extend the corporate limits of the City of Reidsville, Rockingham County, and to provide for an election to determine this question, upon second reading.

The bill passes its second reading, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rodwell, Umstead, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—44.

S. B. 183, A bill to fix the date for the expiration of oral and verbal leases of farm lands in Cleveland County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 192, A bill relative to damage done by dogs in Wilson County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 5, A bill relating to and requiring certain reports from the Register of Deeds and Clerk of the Superior Court of Hyde County.

Upon motion of Senator Clark, the bill is re-referred to the Committee on Counties, Cities and Towns.

H. B. 26, A bill to amend Chapter 74, Public-Local Laws of 1911; Chapter 112, Public-Local Laws of 1913; Chapter 100, Public-Local Laws of 1920, and Chapter 287, Public-Local Laws of 1929, relating to the Recorder's Court in the City of Washington.

Passes its second and third readings and is ordered enrolled.

H. B. 45, A bill providing for the appointment by the Governor of the county accountant of Brunswick County upon certification by the county government advisory commission.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 253, A bill regulating the salaries of the clerk of the Superior Court and register of deeds of Hyde County.

Passes its second and third readings and is ordered enrolled

S. B. 67, A bill to amend section 2583 of the Consolidated Statutes, relating to the appointment of trustees in deeds of trust.

The substitute offered by the Committee is adopted.

Upon motion of Senator Johnson of Duplin, further discussion of the bill is deferred.

Upon motion of Senator Folger, four hundred copies of the bill are ordered printed.
H. B. 201, A bill to amend section 2591 of the Consolidated Statutes, relating to report of trustees in judicial sales.

Upon motion of Senator Clarkson, the bill is re-referred to the Committee on Judiciary No. 2.

H. B. 210, A bill to give actions of claim and delivery priority on calendar at next civil term following issuance and filing of pleadings in same.

Several Senators offer amendments.

Upon motion of Senator McLean, the bill and amendments are laid upon the Table.

H. B. 216, A bill to repeal the dog law as applied to Graham County.

Upon motion of Senator Johnson of Duplin the bill is laid upon the Table.

H. B. 293, A bill to amend and extend the charter of Grace Hospital, Incorporated.

Upon motion of Senator Williams, the bill is re-referred to the Committee on Judiciary No. 1.

S. B. 176, A bill to provide for the maintenance and upkeep of the state highway system by convict labor and the creation of a preferred class of convicts to be known as "AA" class to be employed in said highway work.

Upon motion of Senator Hinsdale, the bill is re-referred to the Committee on Appropriations.

Upon motion of Senator Johnson of Duplin, the Senate adjourns to meet tomorrow morning at 12 o'clock M.

THIRTY-SIXTH DAY

SENATE CHAMBER,
Tuesday, February 17, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. J. S. Farmer of Raleigh, North Carolina.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Johnson of Duplin, the vote by which H. B. 216, A bill to repeal the dog law as applies to Graham County, was tabled, is reconsidered and the bill is placed on the Calendar. Also upon his motion, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

Reports from several departments in response to House Resolution No. 36 are received, and referred to the Committee on Salaries and Fees.

The courtesies of the floor are extended to United States Senator-elect Josiah W. Bailey and former Senators Buren Jurney, Tucker, Cannady, Woltz and Brawley and to Congressman-elect A. L. Bulwinkle.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:
H. B. 63, A bill to amend chapter 62, Public Laws 1927, relating to the punishment of makers of worthless checks.
Referred to Committee on Judiciary No. 2.
H. B. 363, A bill to amend section 8060 of chapter 133 of the Consolidated Statutes, relating to weights and measures.
Referred to Committee on Agriculture.
H. B. 366, A bill to make recitals in certain instruments prima-facie evidence of heirship in Graham County.
Referred to Committee on Judiciary No. 2.
H. B. 405, A bill to provide an alternate juror in certain cases.
Referred to Committee on Judiciary No. 1.
H. B. 416, A bill to amend section 6283 of the Consolidated Statutes, pertaining to notices to clerks of Superior Courts of insurance companies licensed by the insurance commissioner.
Referred to Committee on Judiciary No. 2.
H. B. 417, A bill to amend section 6299 of the Consolidated Statutes, relating to the licensing of insurance agents.
Referred to Committee on Insurance.
H. B. 418, A bill to regulate mutual burial associations and assessment insurance associations.
Referred to Committee on Insurance.
H. B. 421, A bill for the relief of Ruben Roberts of Madison County.
Referred to Committee on Finance.
S. B. 99, A bill to clarify and amend chapter 318 of the Public Laws of 1925, relating to the practice of general contracting.
Referred to Committee on Calendar.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:
H. B. 138, An act to amend chapter two hundred and sixty-seven of the Public-Local Laws of one thousand nine hundred twenty-one, relating to the enforcement of the prohibition law in Rutherford County, etc.
H. B. 87, An act to provide that the courts of North Carolina shall take judicial notice of the law of the United States of of any state, territory, or dependency thereof or of any foreign country whenever the same shall be material.
H. B. 146, An act amending section six hundred ninety of the Consolidated Statutes of North Carolina, relating to sales under execution.
H. B. 198, An act to amend chapter two hundred and thirty-nine, Public Laws of one thousand nine hundred and twenty-five, prohibiting the use of publicly owned automobiles for private purposes so as to be applicable to cities and towns.
H. B. 148, An act to amend chapter one hundred nineteen, Public Laws of one thousand nine hundred twenty-nine, relating to state barbers' license law.
H. B. 163, An act to amend chapter eighty-four, Public-Local Laws of one thousand nine hundred and twenty-five, and fix the salaries of the Clerk of
the Superior Court, deputy clerk of the Superior Court, register of deeds and deputy register of deeds for Union County, North Carolina.

H. B. 250, An act to provide an alternative method of giving notice of legal proceedings against a non-resident motor vehicle tort feasar.

H. B. 253, An act regulating the salaries of the clerk of the Superior Court and register of Hyde County.

H. B. 26, An act to amend chapter seventy-four, Public-Local Laws of one thousand nine hundred and eleven; chapter one hundred and twelve, Public-Local Laws of one thousand nine hundred thirteen; chapter one hundred, Public-Local Laws of one thousand nine hundred and twenty; and chapter two hundred and eighty-seven, Public-Local Laws of one thousand nine hundred and twenty-nine, relating to the recorder’s court in the city of Washington.

REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Folger, for the Committee on Education:

H. B. 114, A bill to amend chapter 131, Public Laws of 1927, relating to membership on boards of school districts created by said act, with a favorable report.

H. B. 256, A bill to repeal chapter 215 of the Public Laws of 1929, and reducing the members of the board of education from five to three in Macon County, with a favorable report.

H. B. 327, A bill to authorize and empower the board of trustees of the Greenville Graded School District to convey a certain lot of land to the town of Greenville, Pitt County, with a favorable report.

H. B. 388, A bill to permit the County Board of Education of Guilford County to deed certain property to the Board of County Commissioners of Guilford County, with a favorable report.

H. B. 317, A bill to amend Section 10, Chapter 225 of the Private Laws of 1913, relating to the Kings Mountain Graded School District, with a favorable report.

By Senator Powell, for the Committee on Election Laws:

H. B. 93, A bill to amend Section 6054, Article 17, Volume II, Consolidated Statutes of North Carolina, so as to place Davie and Mitchell Counties under the provisions of the State Primary Law for the purpose of nominating candidates of each and every political party for the several County officers in Davie and Mitchell Counties, with a favorable report.

By Senator Peel, for the Committee on Public Roads:

H. B. 246, A bill to amend Chapter 433, Public-Local Laws of 1927, relating to Johnston County Highway Commission, with a favorable report.

S. B. 158, A bill to amend Chapter 293 of the Public-Local Laws of 1925, known as An act to create a Road Commission for Harnett County, with a favorable report.

By Senator Blount, for the Committee on Judiciary No. 1:

H. B. 401, A bill to regulate certain duties of plumbing inspector, with a favorable report.
S. B. 129, A bill to amend Chapter 27 of the Consolidated Statutes, relative to County Courts, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 195, A bill requiring the Register of Deeds of the several Counties of the State to furnish list takers of property in the different townships of the respective Counties with list of conveyances of land, with an unfavorable report.

H. B. 440, A bill to regulate the issuance of criminal processes out of the Justice of the Peace Courts for Richmond County, with an unfavorable report.

H. B. 218, A bill relating to evidence in civil actions arising out of motor vehicle accidents, with a favorable report.

S. B. 180, A bill to except Cherokee County from the operation of Chapter 134, Public Laws of 1927, with an unfavorable report.

S. B. 31, A bill to require the incarceration in the penitentiary or certain common jails of those charged with commission of capital crimes, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Ward of Beaufort, for the Committee on Constitutional Amendments:

H. B. 262, A bill to call a convention of the people of North Carolina, without prejudice.

By Senator Horton, for the Committee on Judiciary No. 2:

S. B. 86, A bill to prevent mortgagees from cutting and disposing of timber on the lands mortgaged without the written consent of the mortgagor, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 189, A bill to allow the Board of Trustees of the Woodfin Sanitary Water and Sewer District to aid in reopening the Farmers and Traders Bank of Weaverville, with a favorable report.

S. B. 208, A bill to amend Chapter 249, Public Laws, Session of 1927, relative to the Swannanoa water and sewer district in the County of Buncombe, with a favorable report.

S. B. 79, A bill amending Section 5531 of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in special tax districts, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator McSwain: S. R. 211, A Joint Resolution to require the Industrial Commission and the Insurance Commissioner of this State to make certain reports relative to their offices to the members of the General Assembly as required by law.

Referred to Committee on Insurance.

By Senator Hinsdale: S. B. 212, A bill authorizing the transfer of an unexpended balance of $1,992.42 to the credit of Holly Springs Township Special Road District to School District No. 2, Holly Springs Township, Wake County.

Referred to Committee on Counties, Cities and Towns.
By Senator McKee:  S. B. 213, A bill to impose a tax on certain sales to consumers of electric, gas, water, telephone and telegraph service.
Referred to Committee on Finance.
By Senator McKee:  S. B. 214, A bill to amend Section 1 of Chapter 170, Public Laws of 1921, relative to weights and measures.
Referred to Committee on Agriculture.
By Senator Johnson of Moore:  S. B. 215, A bill to amend Sections 2763 and 2768 of Chapter 56, Article 11, of the Consolidated Statutes, Volume I, relating to fees of building inspectors and electrical inspectors, to apply to Moore County only.
Referred to Committee on Counties, Cities and Towns.
By Senator Johnson of Moore:  S. B. 216, A bill to amend Chapter 214 of the Private Laws of 1905, being the charter of the town of Southern Pines.
Referred to Committee on Counties, Cities and Towns.
By Senator Johnson of Moore:  S. B. 217, A bill providing for biennial elections in certain cities and towns of Moore County.
Referred to Committee on Election Laws.
By Senator Johnson of Moore:  S. B. 218, A bill to repeal and abrogate the charter of the town of West Southern Pines, Moore County, and to annex the territory within the territorial limits thereof to the town of Southern Pines.
Referred to Committee on Counties, Cities and Towns.
By Senator Hatchett:  S. B. 219, A bill to prohibit the election or appointment of any public school teacher in Caswell County that is related to either member of the school trustees or committeemen in said district.
Referred to Committee on Education.
By Senator Hatchett:  S. B. 220, A bill to prohibit the use or lease of any property of any educational institution of the State for the conduct of a mercantile business.
Referred to Committee on Counties, Cities and Towns.
By Senator Bernard:  S. B. 221, A bill to authorize the Commissioners of Buncombe County to employ investigators at the request of grand juries.
Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 196, A bill to extend the corporate limits of the city of Reidsville, Rockingham County, and to provide for an election to determine this question, upon third reading.
Passes its third reading, ayes 49, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—49.
The bill is ordered sent to the House of Representatives.
S. B. 94, A bill to regulate the fees of the Recorder's Court for Union County and the City of Monroe and to fix the pay of jurors and witnesses in the Recorder's Court.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 183, A bill in relation to the salary of the Sheriff of Camden County.
Passes its second and third readings and is ordered enrolled.

H. B. 404, A bill relating to the compensation of the members of the Board of County Commissioners of New Hanover County.
Passes its second and third readings and is ordered enrolled.

S. B. 24, A bill to amend Section 5168 (a), Volume III, of the Consolidated Statutes, requiring the State Auditor to furnish annually to the State Registrar and the Bureau of Vital Statistics a list of all pensioners with their postoffices.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 25, A bill to amend Section 7105 of the Consolidated Statutes, requiring the State Registrar of the Bureau of Vital Statistics to check the State pension roll and report at the end of each month the names of persons upon the pension list that are deceased.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 61, A bill to protect Constables in the exercise of their offices.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered engrossed.

S. B. 139, A bill to establish a commission on personnel and to prescribe and define its duties and powers.
The amendment offered by the Committee is adopted.

Upon the second reading of the bill, Senator Baggett calls for the ayes and noes.
The call is sustained.
Passes its second reading, ayes 44, noes 2, as follows:
Those voting in the affirmative are: Senators Bernard, Blount, Burrus, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hindsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—44.

Those voting in the negative are: Senators Baggett and Burt—2.
Upon third reading, Senator Hindsdale offers an amendment.
Senator McKee offers an amendment.
Upon motion of Senator Dunlap, the bill is made a special order for the close of the morning hour tomorrow.

Upon motion of Senator Hardy, the Senateadjourns to meet tomorrow at 12 o'clock M.
THIRTY-SEVENTH DAY.

SENATE JOURNAL

SESSION

SENATE CHAMBER,

Wednesday, February 18, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. O. L. Riggs, South Side Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to Ex-Senators Sharpe, Makepeace, Chas. A. Hines, Ex-Congressman C. R. Hoey and former Representatives Wm. Owen, Jr., J. H. Mathews, R. Hunt Parker, Norman Boren and Ex-Senator Outlaw.

Upon motion of Senator Ward of Craven 1,000 copies of S. B. 206, A bill for the relief of the taxpayers of the State, are ordered printed.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 105, A bill validating sales of real estate made by administrators of deceased persons in good faith to obtain assets to pay debts of the estate.

Referred to Committee on Judiciary No. 1.

H. B. 309, A bill to revise, consolidate and amend the charter of the town of Chapel Hill.

Referred to Committee on Counties, Cities and Towns.

H. B. 344, A bill to amend Section 22, Article 4, of the Constitution of North Carolina, relative to sheriffs and coroners.

Referred to Committee on Constitutional Amendments.

H. B. 408, A bill to expedite the trial of criminal cases and to dispense with jury trial.

Referred to Committee on Judiciary No. 1.

H. B. 522, A resolution providing for a meeting of representatives of the States of North Carolina and South Carolina to consider the operation of interstate motor driven vehicles.

Upon motion of Senator Peel, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

Acting upon authority of the above resolution, the President appoints Senators Peel and Clarkson as members on the part of the Senate.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Whedbee, for the Committee on Finance:

S. B. 162, A bill to create and establish a local government commission, a director of local government and to prescribe the powers and duties of such commission and director; to prescribe certain duties of governing
bodies of the various units of local government and provide penalties for the violations thereof, and to repeal certain inconsistent laws, with a favorable report as amended.

By Senator Baggett, for the Committee on Insurance:
S. B. 211, A Joint Resolution to require the Industrial Commission and the Insurance Commissioner of the State to make certain reports relative to their offices to the members of the General Assembly, with a favorable report.

By Senator Blount, for the Committee on Judiciary No. 1:
H. B. 405, A bill to provide an alternate juror in certain cases, with a favorable report as amended.
S. B. 169, A bill to amend Chapter 2165 of the Consolidated Statutes of North Carolina, relating to renewal of bonds by guardians, with a favorable report.
S. B. 184, A bill providing for the appointment of a Court Reporter for the Sixth Judicial District of North Carolina, with a favorable report.
S. B. 174, A bill relating to the grand and petit jury of Cherokee County, with a favorable report.

By Senator Clark, for the Committee on Counties, Cities and Towns.
H. B. 176, A bill to place the officers of Mecklenburg County on salaries, with a favorable report.
H. B. 400, A bill to authorize the County Commissioners of Cumberland County to acquire a farm on which to raise feed stuffs for live stock and food for inmates of County home and prisoners of Cumberland County, with a favorable report.
H. B. 402, A bill to amend Chapter 120, Public-Local Laws of 1929, relative to the time of holding meetings of the Board of Commissioners of New Hanover County, with a favorable report.
H. B. 413, A bill to repeal Sections 5802 and 5803 of the Consolidated Statutes of North Carolina, relating to amusements and entertainments in and near the town of Chapel Hill and enact a substitute section therefor, with a favorable report.
H. B. 454, A bill to amend Chapter 84, of the Public-Local Laws of 1925, fixing the salary of the Sheriff and providing for the appointment of Tax Collector and Tax Supervisor for Union County, with a favorable report.
S. B. 152, A bill to amend the charter of the City of Monroe, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.
The substitute offered by the Committee is adopted.
Upon motion of Senator Price, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 215, A bill to amend Sections 2763 and 2768 of Chapter 56, Article 11, of the Consolidated Statutes, Volume I, relating to fees of building inspectors and electrical inspectors to apply to Moore County only, with a favorable report.
S. B. 216, A bill to amend Chapter 214 of the Private Laws of 1905, being the charter of the town of Southern Pines, with a favorable report.
H. B. 175, A bill to amend Chapter 173, Section 1, Private Laws of 1917, extending the corporate limits of the town of Farmville, North Carolina, with a favorable report.

H. B. 333, A bill to regulate the office hours of the Register of Deeds of Avery County, with an unfavorable report.

H. B. 357, A bill to repeal Chapter 477 of the Public-Local Laws of 1925, designated as an act to create an Auditor for Union County and to provide for appointment of a County Accountant, with a favorable report.

H. B. 372, A bill to appoint a member of the Board of Water Commissioners of the City of Hendersonville, with a favorable report.

H. B. 255, A bill for the extension of the corporate limits of the City of Hickory, for an election in furtherance thereof, for the repeal of the charters of other towns within the extended limits and for other purposes, with a favorable report as amended.

H. B. 389, A bill to abolish the office of Treasurer of Davie County and to appoint a substitute therefor, with a favorable report.

S. B. 218, A bill to repeal and abrogate the charter of the town of West Southern Pines, Moore County, and to annex the territory within the territorial limits thereof to the town of Southern Pines, with a favorable report.

S. B. 212, A bill authorizing the transfer of an unexpended balance of $1,992.42 to the credit of Holly Springs township special road district to School District No. 2, Holly Springs Township, Wake County, North Carolina, with a favorable report.

H. B. 311, A bill for relief of residents of Elizabeth City against whom sewerage construction cost was levied, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Horton, for the Committee on Judiciary No. 2:

H. B. 160, A bill to amend Section 730 of the Consolidated Statutes, permitting deputy sheriffs to lay off homesteads, with a favorable report as amended.

H. B. 63, A bill to amend Chapter 62, Public Laws, 1927, relating to the punishment of makers of worthless checks, with an unfavorable report.

H. B. 321, A bill to amend Section 45 of the Consolidated Statutes in reference to the manner of advertisement for claims by executors, administrators and collectors, with a favorable report.

H. B. 201, A bill to amend Section 2591 of the Consolidated Statutes, relating to report of trustees in judicial sales, with a favorable report as amended.

H. B. 416, A bill to amend Section 6283 of the Consolidated Statutes, pertaining to notices to clerks of Superior Courts of Insurance Companies licensed by the Insurance Commissioner, with a favorable report.

H. B. 375, A bill to authorize the Mayor and Board of Commissioners of the town of Elizabethtown to discontinue Ben Street between Broad Street and Queen Street and to lease or convey the same, with an unfavorable report.

H. B. 366, A bill to make recitals in certain instruments prima-facie evidence of heirship in Graham County, with a favorable report.

H. B. 411, A bill to provide for the registration of maps or plats in Moore County, with a favorable report as amended.
H. B. 364, A bill to abolish the office of County Treasurer of Bertie County, with an unfavorable report.

S. B. 199, A bill to authorize the Commissioners of Craven County to adjust delinquent taxes, with a favorable report.

S. B. 221, A bill to authorize the Commissioners of Buncombe County to employ investigators at the request of grand juries, with a favorable report.

By Senator Peel, for the Committee on Public Roads:

H. B. 381, A bill to abolish the Highway Commission of Pasquotank County, with a favorable report.

By Senator McKee, for the Committee on Public Welfare:

S. B. 160, A bill to punish abandonment by mother of children under 16 years of age, with a favorable report.

By Senator Dunlap, for the Committee on Finance:

H. B. 88, A bill to amend Chapter 118, Public Laws of North Carolina, Session of 1929, Henderson County Road Law, with a favorable report as amended.

By Senator Horton, for the Committee on Judiciary No. 2:

S. B. 175, A bill to amend Section 2445 of the Consolidated Statutes, relating to the filing of liens by laborers and material men on municipal contracts by providing that the notice of debt be filed with the owner or owners and surety, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

ENGROSSED BILL

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bill as properly engrossed:

S. B. 61, A bill to protect Constables in the exercise of their offices.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 45, An act providing for the appointment by the Governor of the County Accountant of Brunswick County upon certification by the County Government Advisory Commission.

H. B. 183, An act in relation to the salary of the Sheriff of Camden County.

H. B. 216, An act to repeal the dog law as applies to Graham County.

H. B. 404, An act relating to the compensation of the members of the Board of County Commissioners of New Hanover County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Clarkson: S. B. 222, A bill to authorize the County Tax Collectors and other tax collectors in Mecklenburg County to establish rules for the collection of taxes in partial payments.

Referred to Committee on Finance.

By Senator Johnson of Duplin: S. B. 223, A bill to amend Chapter 208 of the Private Laws of 1927, relating to the salary of the Mayor of the town of Warsaw, in Duplin County.

Referred to Committee on Judiciary No. 1.
By Senator Campbell: S. B. 224, A bill to amend Chapter 95, Public-
Local Laws of 1921, and Chapter 613, Public-Local Laws of 1923, relating
to the salary of the Sheriff of New Hanover County.
Upon motion of Senator Campbell, the rules are suspended and the bill
is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of
Representatives.

By Senator Zollicoffer: S. B. 225, A bill to provide for the payment of
municipal street assessments in installments in the town of Scotland Neck.
Upon motion of Senator Zollicoffer, the rules are suspended and the bill
is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of
Representatives.

By Senator Zollicoffer: S. B. 226, A bill relating to the duties of the
Clerk of the town of Scotland Neck, relative to the collection of taxes and
other legal assessments.
Upon motion of Senator Zollicoffer, the rules are suspended and the bill
is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of
Representatives.

By Senator McLean: S. B. 227, A bill relating to the sale of land for
taxes.
Referred to Committee on Judiciary No. 2.

By Senator Burrus and Johnson of Duplin: S. B. 228, A bill to amend
Section 7064 of the Consolidated Statutes, relating to organization of
County Boards of Health by placing a dentist thereon.
Referred to Committee on Public Health.

By Senator Hinsdale: S. B. 229, A bill to provide for the appointment
of the school committee of the Garner High School and Mt. Auburn Ele-
mentary School located in Garner-Mt. Auburn school district.
Upon motion of Senator Hinsdale, the rules are suspended and the bill
is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of
Representatives.

By Senator Gravely: S. R. 230, Be it resolved, by the Senate, the House
of Representatives concurring, that the Hon. Harry Flood Byrd be invited
to address a joint session of the General Assembly of North Carolina next
Tuesday, February 24th.
Upon motion of Senator Gravely, the rules are suspended and the resolu-
tion is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of
Representatives.

By Senator Dortch: S. R. 231, A Joint Resolution for appointment of a
commission to attend the sesqui-centennial celebration at Yorktown,
Virginia, October 16-19, 1931.
Upon motion of Senator Dortch, the rules are suspended and the resolu-
tion is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of
Representatives.
By Senator Gravely: S. B. 232, A bill to create in the Governor's office
a division of purchase and contract and to prescribe the powers and duties
thereof.

Referred to Committee on reorganization.

Upon motion of Senator Gravely 1,000 copies of the above bill are ordered
printed.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as
follows:

S. B. 158, A bill to amend Chapter 293 of the Public-Local Laws of 1925,
known as An act to create a Road Commission for Harnett County.

Passes its second and third readings, and is ordered sent to the House of
Representatives.

S. B. 189, A bill to allow the Board of Trustees of the Woodfin Sanitary
Water and Sewer District to aid in reopening the Farmers and Traders
Bank of Weaverville.

Passes its second and third readings, and is ordered sent to the House of
Representatives.

S. B. 208, A bill to amend Chapter 249, Public Laws, Session of 1927,
relative to the Swannanoa Water and Sewer District in the County of Bun-
combe.

Passes its second and third readings, and is ordered sent to the House of
Representatives.

H. B. 246, A bill to amend Chapter 433, Public-Local Laws of 1927, re-
lating to Johnston County Highway Commission.

Passes its second and third readings, and is ordered enrolled.

H. B. 317, A bill to amend Section 10, Chapter 225 of the Private Laws
of 1913, relating to the Kings Mountain Graded School District:

Passes its second and third readings, and is ordered enrolled.

H. B. 327, A bill to authorize and empower the Board of Trustees of the
Greenville Graded School District to convey a certain lot of land to the
town of Greenville, Pitt County.

Passes its second and third readings, and is ordered enrolled.

H. B. 388, A bill to permit the County Board of Education of Guilford
County to deed certain property to the Board of County Commissioners of
Guilford County.

Passes its second and third readings, and is ordered enrolled.

H. B. 93, A bill to amend Section 6054, Article 17, Volume II, Consoli-
dated Statutes of North Carolina, so as to place Davie and Mitchell
Counties under the provisions of the State primary law for the purpose
of nominating candidates of each and every political party for the several
County offices in Davie and Mitchell Counties.

Senator Grant offers an amendment.

Upon motion of Senator Clarkson, the bill is re-referred to the Commit-
tee on Election Laws.

H. B. 88, A bill to amend Chapter 118, Public Laws of North Carolina,
Session of 1929, Henderson County Road Law.

The amendment offered by the Committee is adopted.

Upon motion of Senator Horton, the rules are suspended and the bill is
placed upon its second reading.
The bill passes its second reading, ayes 50, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—50.

S. B. 31, A bill to require the incarceration in the penitentiary, or certain common jails, of those charged with commission of capital crimes.

The substitute offered by the Committee is adopted.

Passes its second reading, and upon objection by Senator Umstead to its third reading, the bill takes its place on the Calendar.

S. B. 99, A bill to clarify and amend Chapter 318 of the Public Laws of 1925, relating to the practice of general contracting, for concurrence in the House amendment.

Senator Johnson of Duplin moves that the Senate concur in the House amendment.

The motion fails.

A message is ordered sent to the House of Representatives informing that Honorable Body of the Senate action, and asking for a conference thereon.

The President appoints as conferees on the part of the Senate, Senators Grier and Clement.

H. B. 291, A bill to amend Section 895 of the Consolidated Statutes of North Carolina, relating to the discharge of debts.

Upon motion of Senator Grier, the bill is re-referred to Committee on Judiciary No. 2.

Upon motion of Senator Ward of Beaufort, 400 copies of H. B. 262, A bill to call a convention of the people of North Carolina, with the amendments offered by the Committee included therein, are ordered printed.

H. B. 401, A bill to regulate certain duties of plumbing inspector.

Passes its second and third readings, and is ordered enrolled.

SPECIAL ORDER

The President lays before the Senate the Special order of the day, S. B. 139, A bill to establish a commission on personnel and to prescribe and define its duties and powers.

Senator Powell offers an amendment, which fails of adoption.

Senator Jones offers an amendment, which is adopted.

Senator Hicks offers an amendment, which fails of adoption.

The amendment offered by Senator McKee fails of adoption.

The amendment offered by Senator Hinsdale fails of adoption.

The bill passes its third reading, and is ordered engrossed.

Upon motion of Senator Gravely, the Senate adjourns to meet tomorrow at 12 o'clock M.
SENATE JOURNAL

THIRTY-EIGHTH DAY

SENATE CHAMBER,

Thursday, February 19, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. J. R. Walker, West Raleigh Presbyterian Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to Former Senators Heath, Taylor, Wilson, Bumgarner, and Bridges, and to Former Speaker of the House of Representatives A. H. Graham.

Leave of absence is granted to Senator Ward of Beaufort until Monday.

Upon motion of Senator Price, H. R. 305, A resolution to investigate the marketing of poultry by the Division of Markets, the Carolina Poultry Mutual Exchange, Incorporated, and the Extension Service, is taken from the Calendar and re-referred to the Committee on Agriculture.

Upon motion of Senator Whedbee, H. B. 366, A bill to make recitals in certain instruments prima facie evidence of heirship in Graham County, is taken from the Calendar and re-referred to the Committee on Judiciary No. 2.

Senator Hinsdale arises to a question of personal privilege regarding a newspaper article appearing in this morning’s edition of the News and Observer to the effect that he had been instrumental in railroading certain local legislation through the Senate.

The President appoints as a committee on the part of the Senate to notify Hon. Harry Flood Byrd, former Governor of the State of Virginia, of the action taken under S. R. 230, a resolution that the Honorable Harry Flood Byrd be invited to address a joint session of the General Assembly of North Carolina next Tuesday, February 24th, Senators Gravely and Zollicoffer.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 429, A bill to provide for the better enforcement of the prohibition laws in Montgomery County. Referred to Committee on Propositions and Grievances.

H. B. 451, A bill relating to witness fees in Beaufort County, amending Section 3893 of the Consolidated Statutes. Referred to the Committee on Judiciary No. 1.

H. R. 555, A Joint Resolution inviting the Honorable Harry Flood Byrd to address the General Assembly. Referred to Committee on Judiciary No. 1.

H. B. 481, A bill to repeal Chapter 259, Public-Local Laws, 1929, relating to inoculation of dogs for rabies in Mitchell County. Referred to Committee on Propositions and Grievances.

H. B. 433, A bill to amend Chapter 466 of the Public-Local Laws of 1929, exempting Graham County from pool room law.
    Referred to Committee on Propositions and Grievances.
H. B. 445, A bill to amend Chapter 358 of the Public-Local Laws of 1927, relative to the enforcement of the Burlington Act in Franklin County.
    Referred to Committee on Propositions and Grievances.
H. B. 448, A bill to amend Section 4481 of the Consolidated Statutes, Volume III, relating to landlord and tenant, so as to make the said section apply to Stokes County.
    Referred to Committee on Judiciary No. 2.
H. B. 453, A bill to substitute posted notices for newspaper notices of public sales and foreclosures in Hyde County.
    Referred to Committee on Judiciary No. 2.
H. B. 466, A bill to change site of jail in Forsyth County.
    Referred to Committee on Judiciary No. 2.
H. B. 468, A bill to amend Chapter 69 of the Public-Local Laws, Extra Session of 1913, and acts amendatory thereto, relative to exclusive stock law in Jackson County.
    Referred to Committee on Agriculture.
H. B. 477, A bill to provide for trustees of the Spruce Pine Hospital located at Spruce Pine, Mitchell County, to fix the terms of office of said trustees, and to validate a resolution of the County Commissioners of Mitchell County, with respect to said hospital.
    Referred to Committee on Judiciary No. 2.
H. B. 478, A bill to impose the duties of Tax Collector upon the Secretary-Treasurer of the town of Spruce Pine and provide bond therefor.
    Referred to Committee on Counties, Cities and Towns.
H. B. 479, A bill to amend Chapter 3904 of the Consolidated Statutes increasing the fees of the Clerk of the Superior Court of Mitchell County, and to create for said County the office of Treasurer-Collector, and to fix the salary and fees of the Sheriff of Mitchell County.
    Referred to Committee on Counties, Cities and Towns.
H. B. 480, A bill to amend Chapter 445 of the Public-Local Laws of 1929, relating to the division of Mitchell County in road districts and working the free labor thereon.
    Referred to Committee on Public Roads.
H. B. 482, A bill to repeal Chapter 84, Public-Local Laws of 1929, relating to fowls running at large in Mitchell County.
    Referred to Committee on Propositions and Grievances.
H. B. 488, A bill to require the County Treasurer of Currituck County to furnish bond in a surety company for all public funds entrusted to the said Treasurer.
    Referred to Committee on Counties, Cities and Towns.
H. B. 493, A bill to repeal Chapter 158 of the Public-Local Laws of 1929, relating to the payment of premiums on official bonds of the Sheriffs of Anson County.
    Referred to Committee on Finance.
H. B. 516, A bill to validate the official acts of A. L. Lingle, a Justice of the Peace of Rowan County.
    Referred to Committee on Judiciary No. 1.
H. B. 518, A bill authorizing the town of Graham to re-assess the costs of permanent street improvements against church properties abutting thereon.
Referred to Committee on Judiciary No. 2.
H. B. 524, A bill to validate certain legal sales in Transylvania County.
Referred to Committee on Judiciary No. 1.
S. B. 171, A bill to prevent depredations of domestic fowls in the County of Cherokee.
Placed upon the Calendar for concurrence in the House amendment.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:
H. B. 7, An act to prohibit non-residents from fishing with nets, etc., within one marine league of the shores of the State.
H. B. 327, An act to authorize and empower the Board of Trustees of the Greenville Graded School District to convey a certain lot of land to the town of Greenville, Pitt County.
H. B. 317, An act to amend Section 10, Chapter 225 of the Private Laws of 1913, relating to the Kings Mountain Graded School District.
H. B. 401, An act to regulate certain duties of plumbing inspector.
S. B. 229, An act to provide for the appointment of the School Committee of the Garner High School and Mt. Auburn Elementary School located in Garner, Mt. Auburn School District.
S. R. 231, A Joint Resolution for appointment of a commission to attend the sesqui-centennial celebration at Yorktown, Virginia, October 16-19, 1931.
H. R. 522, A resolution providing for a meeting of representatives of the States of North Carolina and South Carolina to consider the operation of interstate motor driven vehicles.
S. B. 192, An act relative to damage done by dogs in Wilson County.
S. B. 35, An act to amend Section 6530 of the Consolidated Statutes to provide for the issuance by fraternal beneficiary societies of insurance upon the lives of children.
H. B. 388, An act to permit the County Board of Education of Guilford County to deed certain property to the Board of County Commissioners of Guilford County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:
By Senator Dunlap, for the Committee on Finance:
H. B. 9, A bill to provide for the payment, in installments, of property taxes due to New Hanover County and to the City of Wilmington, with a favorable report.

H. B. 170, A bill to amend Chapter 141, Public-Local Laws of 1929, forbidding borrowing additional funds for highway construction and improvement in Craven County, with a favorable report.

H. B. 171, A bill to require the Sheriff or Tax Collector of Craven County to accept partial payments in collection of taxes, with a favorable report.

H. B. 203, A bill to permit the County Commissioners of Caswell County to transfer certain funds from the salary fund to the general County fund, with a favorable report.

H. B. 236, A bill relating to the application and investment of proceeds of sale, if made, of the electric light and power plant of the City of Lexington, Davidson County, North Carolina, with a favorable report.

H. B. 288, A bill to require the Sheriff of Cumberland County and Tax Collectors of all municipalities in said County to accept partial payments on taxes, with a favorable report.

H. B. 296, A bill to empower the Sheriffs in Hyde and Washington Counties to sell the lands in Washington County Drainage District No. 4 for delinquent drainage assessments, with a favorable report.

H. B. 302, A bill to incorporate the town of Hatteras in Dare County, with a favorable report.

By Senator Burrus, for the Committee on Public Health:

S. B. 163, A bill to permit certain persons who entered the military service of the United States, and who were at that time qualified to stand examination to practice pharmacy to now stand such examination, with a favorable report as amended.

H. B. 294, A bill to amend Section 6773, Volume II, of the Consolidated Statutes, relating to annual fees to be paid by chiropodists to the State Board of Chiropody Examiners, with an unfavorable report.

By Senator Horton, for the Committee on Judiciary No. 2.

H. B. 291, A bill to amend Section 895 of the Consolidated Statutes of North Carolina, relating to the discharge of debts, with a favorable report.

H. B. 75, A bill to amend Section 2591 of the Consolidated Statutes of North Carolina, as amended by Chapter 16, Public Laws, 1929, relating to re-opening judicial and other sales on advanced bid, with a favorable report as amended.

By Senator Blount, for the Committee on Commercial Fisheries:

S. B. 198, A bill to permit seining in Tar River, near Greenville, during certain seasons, with a favorable report.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills properly engrossed.

S. B. 139, A bill to establish a commission on personnel and define its duties and powers.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Whedbee: S. B. 233, A bill to authorize and enable the Counties of Chowan, Gates, Perquimans, Pasquotank, Camden and Currituck to establish a district prison farm and provide for its purchase and maintenance.

Referred to Committee on Counties, Cities and Towns.

By Senator Burrus: S. B. 234, A bill to provide for a tax on electric power generated for sale, and to impose limitations upon the price at which electric power may be sold.

Referred to Committee on Finance.

By Senator Hendren: S. B. 235, A bill amending Chapter 232 of the Private Laws of 1929, relating to discounts and penalties on taxes levied by the City of Winston-Salem.

Referred to Committee on Finance.

By Senator Campbell by request: S. B. 236, A bill to amend Section 2144 and to repeal Section 2145 and 2146 of the Consolidated Statutes.

Referred to Committee on Judiciary No. 1.

By Senator McKee: S. B. 237, A bill to repeal Chapter 331 of the Public-Local Laws of 1925, and to abolish the commission form of government for Jackson County, to make the County Accountant Clerk to the Board of said County and provide for his salary.

Referred to Committee on Counties, Cities and Towns.

By Senator Jones: S. B. 238, A bill to regulate the hours of labor in factories in North Carolina.

Referred to Committee on Public Welfare.

By Senator Jones: S. B. 239, A bill to prohibit the employment of women and children for night work in factories in North Carolina.

Referred to Committee on Public Welfare.

By Senator Lindsey: S. B. 240, A bill to require the State Highway Commission to pave road No. 130 from Supply to its intersection with No. 303 in Brunswick County.

Referred to Committee on Public Roads.

By Senator Johnson of Duplin: S. B. 241, A bill to make effective the Constitutional provision for the State maintenance of the six months school term.

Referred to Committee on Education.

By Senator Clarkson, by request: S. B. 242, A bill to amend Chapter 178, Public-Local Laws, 1929, relating to employment agencies.

Referred to Committee on Finance.

CALENDAR

H. B. 88, A bill to amend Chapter 118, Public Laws of North Carolina, Session 1929, Henderson County Road Law, upon third reading.

The bill passes its third reading, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams, Zollicoffer—47.
The bill is ordered sent to the House of Representatives for concurrence in Senate amendment.

H. B. 175, A bill to amend Chapter 173, Section 1, Private Laws of 1917, extending the corporate limits of the town of Farmville, North Carolina, upon second reading.

The bill passes its second reading, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams, Zollicoffer—47.

S. B. 218, A bill to repeal and abrogate the charter of the town of West Southern Pines, Moore County, and to annex the territory within the territorial limits thereof to the town of Southern Pines, upon second reading.

The bill passes its second reading, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, ward of Craven, Whedbee, Williams, Zollicoffer—47.

H. B. 255, A bill for the extension of the corporate limits of the City of Hickory for an election in furtherance thereof, for the repeal of the charters of other towns within the extended limits, and for other purposes.

The amendment offered by the Committee is adopted.

S. B. 174, A bill relating to the grand and petit jury of Cherokee County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 216, A bill to amend Chapter 214 of the Private Laws of 1905, being the charter of the town of Southern Pines. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 199, A bill to authorize the Commissioners of Craven County to adjust delinquent taxes. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 212, A bill authorizing the transfer of an unexpended balance of $1,992.42 to the credit of Holly Springs Township special road district to School District No. 2, Holly Springs Township, Wake County, North Carolina. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 221, A bill to authorize the Commissioners of Buncombe County to employ investigators at the request of grand juries. Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 215, A bill to amend Sections 2763 and 2768 of Chapter 5, Article 11, of the Consolidated Statutes, Volume I, relating to fees of building inspectors and electrical inspectors, to apply to Moore County only.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 176, A bill to place the officers of Mecklenburg County on salaries. Senator Clarkson offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in Senate amendment.

H. B. 256, A bill to repeal Chapter 215 of the Public Laws of 1929, and reducing the members of the Board of Education from five to three in Macon County.

Passes its second and third readings, and is ordered enrolled.

H. B. 311, A bill for the relief of residents of Elizabeth City against whom sewerage construction cost was levied.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in Senate amendment.

H. B. 357, A bill to repeal Chapter 477 of the Public-Local Laws of 1925, designated as "An act to create an Auditor for Union County," and to provide for appointment of a County Accountant.

Passes its second and third readings, and is ordered enrolled.

H. B. 372, A bill to appoint a member of the Board of Water Commissioners of the City of Hendersonville.

Passes its second and third readings and is ordered enrolled.

H. B. 381, A bill to abolish the Highway Commission of Pasquotank County.

Passes its second and third readings and is ordered enrolled.

H. B. 400, A bill to authorize the County Commissioners of Cumberland County to acquire a farm on which to raise feed stuffs for live stock and food for inmates of County home and prisoners of Cumberland County.

Passes its second and third readings and is ordered enrolled.

H. B. 402, A bill to amend Chapter 120, Public-Local Laws of 1929, relative to the time of holding meetings of the Board of Commissioners of New Hanover County.

Passes its second and third readings and is ordered enrolled.

H. B. 454, A bill to amend Chapter 84 of the Public-Local Laws of 1925, fixing the salary of the Sheriff and providing for the appointment of Tax Collector and Tax Supervisor for Union County.

Passes its second and third readings and is ordered enrolled.

S. B. 31, A bill to require the incarceration in the penitentiary, or certain common jails, of those charged with commission of capital crimes.

Senator McSwain offers an amendment which is adopted.

Passes its third reading and is ordered engrossed.

S. B. 67, A bill to amend Section 2583 of the Consolidated Statutes, relating to the appointment of trustees in deeds of trust.

Senator Clement offers an amendment which is adopted.

Passes its second and third readings and is ordered engrossed.

S. B. 79, A bill amending Section 5531 of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in special tax districts.
Upon the second reading, Senator Hinsdale calls for the ayes and noes. The call is sustained. The bill fails to pass its second reading, ayes 13, noes 29, as follows: Those voting in the affirmative are: Senators Dortch, Dunlap, Gower, Grier, Hardy, Hicks, Hinsdale, Johnson of Moore, Jones, Lovill, Lynch, McSwain, Ward of Craven—13. Those voting in the negative are: Senators Baggett, Bennett, Blount, Burrus, Burt, Clark, Clement, Folger, Gravely, Gwyn, Harmon, Hatchett, Hendren, Lawrence, Lindsay, McKee, McLean, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Whedbee, Williams, Zollicoffer—29. 

S. B. 86, A bill to prevent mortgagors from cutting and disposing of timber on the lands mortgaged without written consent of the mortgagee. The substitute offered by the Committee is adopted. Senator Peel offers an amendment. Upon motion of Senator Clark the bill and amendments are placed upon the table. 

S. B. 129, A bill to amend Chapter 27 of the Consolidated Statutes, relative to County Courts. The substitute offered by the Committee is adopted. Passes its second and third readings and is ordered sent to the House of Representatives. 

S. B. 160, A bill to punish abandonment by mother of children under 16 years of age. Senator Lawrence moves that the bill be re-referred to the Committee on Judiciary No. 1. The motion fails of adoption. Passes its second and third readings and is ordered sent to the House of Representatives. 

S. B. 162, A bill to create and establish a local government commission, a director of local government and to prescribe the powers and duties of such commission and director; to prescribe certain duties of governing bodies of the various units of local government and provide penalties for the violation thereof and to repeal certain inconsistent laws. Upon motion of Senator Dunlap, the bill is made a special order for tomorrow at the expiration of the morning hour. 

S. B. 169, A bill to amend Chapter 2165 of the Consolidated Statutes of North Carolina, relating to renewal of bonds by guardians. Passes its second reading and upon objection of Senator Hicks to its third reading, the bill takes its place upon the Calendar. 

S. B. 175, A bill to amend Section 2445 of the Consolidated Statutes as amended by Chapter 100 of the Public Laws of 1923, and Chapter 151 of the Public Laws of 1927, relating to the filing of liens by laborers and material men on municipal contracts by providing that the notice of debt be filed with the owner and surety. The substitute offered by the Committee is adopted. Passes its second reading. Upon objection of Senator Zollicoffer to its third reading, the bill takes its place upon the Calendar.
S. R. 211, A Joint Resolution to require the Industrial Commission and the Insurance Commissioner of this State to make certain reports relative to their offices to the members of the General Assembly as required by law. Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Johnson of Duplin, the Senate adjourns in honor of the late Lieutenant-Commander Lewis Hicks Williams, to meet tomorrow at 12 o'clock M.

THIRTY-NINTH DAY
SENATE CHAMBER.
February 20, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. J. F. Herbert, Central Methodist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to Ex-Senators Cox, Outlaw and Stacey.

Upon motion of Senator Clement, 600 copies of S. B. 57, A bill relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways and to make uniform the law relating thereto, are ordered printed.

Upon motion of Senator Powell, H. B. 400, A bill to authorize the County Commissioners of Cumberland County to acquire a farm on which to raise feed stuffs for live stock and food for inmates of County home and prisoners of Cumberland County, is recalled from the enrolling office and placed upon the Calendar.

Upon motion of Senator Powell, the vote by which this bill passed its third reading is reconsidered.

Upon motion of Senator Powell, the bill is placed upon the table.

Upon motion of Senator McSwain, S. B. 63, A bill to permit fishing and seining in certain streams in Cleveland County, is recalled from the Committee on Game and referred to the Committee on Judiciary No. 1.

Upon motion of Senator Whedbee the vote by which S. B. 79, A bill amending Section 5531 of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in special tax districts, failed to pass, is reconsidered and the bill is placed on the Calendar.

Upon motion of Senator Horton, the vote by which S. B. 86, A bill to prevent mortgagors from cutting and disposing of timber on the lands mortgaged without the written consent of the mortgagee, was placed on the table, is reconsidered and the bill is re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Campbell, H. B. 177, A bill to provide a pension for Mrs. H. Mack Goodwin, widow of H. Mack Goodwin, lieutenant of plain
clothes squad of the City of Wilmington, and to authorize the payment thereof by the Board of Commissioners, is recalled from the Committee on Pensions and placed upon the Calendar.

Upon motion of Senator Campbell, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

**PETITIONS**

Senator Bennett presents to the Senate a petition from certain citizens of Cherokee County favoring proposed road legislation.

Referred to Committee on Public Roads.

The President presents to the Senate, report from the State Library in response to H. R. 36, A Joint Resolution calling on the heads of the State Departments to furnish to each House of the General Assembly an itemized expense account covering the six months period ended December 31, 1930.

Referred to Committee on Salaries and Fees.

The President presents to the Senate a communication from Miss Mary J. Arrington of Rocky Mount, favoring adequate appropriations for North Carolina College for Women, Greensboro, North Carolina.

Referred to Committee on Appropriations.

Upon motion of Senator Campbell, action upon S. B. 198, A bill to permit seining for shad in Tar River near Greenville during certain seasons, is deferred until Monday night, February 23, 1931.

**MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 258, A bill to authorize boards of commissioners to establish county courts with criminal jurisdiction.

Referred to Committee on Judiciary No. 1.

H. B. 301, A bill providing for investigation of the coasts, ports and waterways of North Carolina.

Referred to Committee on Water Commerce.

H. B. 342, A bill requiring incorporated cities and towns to publish annually a statement of receipts and disbursements.

Referred to Committee on Counties, Cities and Towns.

H. B. 426, A bill to amend the charter of Siler City as contained in chapter two hundred and eight, Private Laws of one thousand eight hundred and ninety-nine, fixing the place for tax sales.

Referred to Committee on Judiciary No. 2.

H. B. 434, A bill to protect the public from false advertisement and fraudulent sales.

Referred to Committee on Judiciary No. 2.

H. B. 465, A bill to prevent delays in the trial of causes and useless attendance of parties and litigants in Catawba County.

Referred to Committee on Judiciary No. 1.

H. B. 349, A bill to amend section 5445 of chapter 95 of the Consolidated Statutes of North Carolina, "section 5619 of the Code of 1927," as amended by authorizing the commissioners of Chowan County to fix the
amount of the bond required by the treasurer of the school fund of said county in a sum not to exceed double the amount of the average cash balance to the credit of the school fund of said county and not less than the average cash balance to the credit of said fund as the commissioners of said county may determine.

Referred to Committee on Counties, Cities and Towns.

H. B. 352, A bill exempting F. H. Coble from paying a peddler's license. Referred to Committee on Finance.

H. B. 409, A bill to give to owners of peanut pickers a lien on peanuts picked in Northampton and Martin Counties.

Referred to Committee on Agriculture.

H. B. 483, A bill to amend section 2, Subsection (f), chapter 136, Public Laws of 1927, so as to provide for operating two or more bus lines over certain intersecting highways.

Referred to Committee on Public Roads.

H. B. 491, A bill to prohibit the sale of corn and soya beans in Currituck and Hertford Counties between the hours of sunset and sunrise.

Referred to Committee on Agriculture.

H. B. 562 A bill to convert the March, 1931, term of civil court for Pasquotank County into a mixed term.

Referred to Committee on Courts and Judicial Districts.

HOUSE OF REPRESENTATIVES,
February 19, 1931.

Mr. President:

It is ordered that a message be sent to your Honorable Body with the information that the Speaker has appointed as a Committee on the part of S. R. 230, introduced by Senator Gravely, title, Be it resolved by the Senate, the House of Representatives concurring, that the Honorable Harry Flood Byrd be invited to address a joint session of the General Assembly of North Carolina next Tuesday, February 24, 1931, Messrs. Harris, Woodard and Groves.

Respectfully,

THAD EURE,
Principal Clerk.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Horton, for the Committee on Judiciary No. 2:

S. B. 227, A bill relating to the sale of land for taxes, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 192, A bill to amend Consolidated Statutes 4458, so as to provide for the punishment of public drunkenness in Stokes County, with an unfavorable report.

H. B. 408, A bill to expedite the trial of criminal cases and to dispense with jury trial therein, with a favorable report.

H. B. 448, A bill to amend section 4481 of the Consolidated Statutes, volume 3, relating to landlord and tenant, so as to make the said section apply to Stokes County, with a favorable report.
H. B. 466, A bill to change site of jail in Forsyth County, with a favorable report.

H. B. 518, A bill authorizing the town of Graham to reassess the costs of permanent street improvements against church properties abutting thereon, with a favorable report.

By Senator Lovill, for the Committee on Reorganization:
S. B. 232, A bill to create in the Governor's office a division of purchase and contract and to prescribe the powers and duties thereof, with a favorable report.

By Senator Gravely, for the Committee on Appropriations:
H. B. 323, A bill for the relief of Robert L. Purnell, Jr., of Warren County on account of injuries received while in the course of the performance of his duties as deputy sheriff, with a favorable report.

By Senator Grier, for the Committee on Constitutional Amendments:
H. B. 344, A bill to amend section 24, article 4 of the Constitution of North Carolina, relative to sheriffs and coroners, with a favorable report.

By Senator Folger, for the Committee on Education:
H. B. 290, A bill to increase the duties of the board of education in Madison County, with a favorable report.

S. B. 219, A bill to prohibit the election or appointment of any public school teacher in Caswell County that is related to either member of the school trustees or committeemen in said district, with an unfavorable report.

By Senator Blount, for the Committee on Judiciary No. 1:
S. B. 48, A bill to promote safe driving on the highways and to enforce the collection of judgments against irresponsible drivers of motor vehicles, with a favorable report as amended.

S. B. 57, A bill relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways and to make uniform the law relating thereto, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 236, A bill to amend section 2144 and to repeal sections 2145 and 2146 of the Consolidated Statutes, with a favorable report.

H. B. 403, A bill to repeal chapter 339, Public Laws, 1929, relating to separate specifications for certain contract work on public buildings, with a favorable report.

H. R. 555, A joint resolution inviting the Honorable Harry Flood Byrd to address the General Assembly, with a favorable report.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills as properly engrossed:
S. B. 31, A bill to require the incarceration in the penitentiary, or certain common jails, of those charged with commission of capital crimes.
S. B. 67, A bill to amend section 2583 of the Consolidated Statutes, relating to the appointment of trustees in deeds of trust.
ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 230, Be it resolved by the Senate, the House of Representatives concurring, that the Hon. Harry Flood Byrd be invited to address a joint session of the General Assembly of North Carolina next Tuesday, February twenty-fourth.

H. B. 381, An act to abolish the highway commission of Pasquotank County.

H. B. 372, An act to appoint a member of the board of water commissioners of the city of Hendersonville.

H. B. 402, An act to amend chapter one hundred and twenty, Public-Local Laws of one thousand nine hundred and twenty-nine, relative to the time of holding meetings of the board of commissioners of New Hanover County.

H. B. 357, An act to repeal Chapter 477 of the Public-Local Laws of 1925, designated as "An act to create an Auditor for Union County," and to provide for appointment of a County Accountant.

H. B. 256, An act to repeal Chapter 215 of the Public Laws of 1929, and reducing the members of the Board of Education from five to three in Macon County.

S. B. 134, An act to authorize the Commissioners of Chatham County to appoint a Tax Collector for said County, and to provide compensation for the tax collector of said County.

H. B. 454, An act to amend Chapter 84 of the Public-Local Laws of 1925, fixing the salary of the Sheriff and providing for the appointment of Tax Collector and Tax Supervisor for Union County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator McSwain: S. B. 243, A bill to amend Section 6554 of the Consolidated Statutes so as to establish 55 hours as a week's work in North Carolina.

Referred to Committee on Labor and Commerce.

By Senator Blount: S. B. 244, A bill to amend Section 4201 of the Consolidated Statutes, entitled "punishment for manslaughter."

Referred to Committee on Judiciary No. 1.

By Senator Folger: S. B. 245, A bill for the relief of John J. Taylor, Sheriff of Stokes County.

Referred to Committee on Counties, Cities and Towns.

By Senators Hinsdale, Horton and Clarkson: S. B. 246, A bill to prohibit the unauthorized practice of law in the State of North Carolina.

Referred to Committee on Judiciary No. 2.

By Senator Hinsdale: S. B. 247, A bill providing for the election of the Recorder, Vice Recorder, Clerk and Prosecuting Officer for the Recorder's Court of Wake Forest, Wake County, North Carolina, and fixing the salaries of said officers, the territorial jurisdiction of said court and providing for the holding of an election.

Referred to Committee on Judiciary No. 2.
By Senator Hinsdale:  S. B. 248, A bill determining the rights of creditors and beneficiaries under policies of life insurance.
   Referred to Committee on Insurance.
By Senator McKee:  S. B. 249, A bill to regulate shipping of native growth for ornamental purposes out of the State by requiring a license tax.
   Referred to Committee on Agriculture.
By Senator Dortch:  S. B. 250, A bill to amend Section 6777 of the Consolidated Statutes, pertaining to the State Board of Embalmers.
   Referred to Committee on Public Health.
By Senator Dortch:  S. B. 251, A bill to amend Section 6781 of the Consolidated Statutes, relating to the licensing of embalmers.
   Referred to Committee on Public Health.
By Senator Bennett:  S. B. 252, A bill to set aside certain funds of the town of Andrews, North Carolina, as a sinking fund.
   Referred to Committee on Finance.
By Senator Grant:  S. B. 253, A bill for the relief of the Treasurer and Sheriff and other officials of Wilkes County.
   Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 218, A bill to repeal and abrogate the charter of the town of West Southern Pines, Moore County, and to annex the territory within the territorial limits thereof to the town of Southern Pines, upon third reading.
   Passes its third reading, ayes 49, noes 0, as follows:
   Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McSwain, Nixon, Peel, Powell, Price, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—49.
   The bill is ordered sent to the House of Representatives.
H. B. 175, A bill to amend Chapter 173, Section 1, Private Laws of 1917, extending the corporate limits of the town of Farmville, North Carolina, upon third reading.
   Passes its third reading, ayes 49, noes 0, as follows:
   Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—49.
   The bill is ordered enrolled.
H. B. 302, A bill to incorporate the town of Hatteras in Dare County, upon second reading.
   Passes its second reading, ayes 49, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—49.

S. B. 171, A bill to prevent depredations of domestic fowls in the County of Cherokee.

The Senate concurs in the House amendment.

Passes its second and third readings and is ordered enrolled.

H. B. 9, A bill to provide for the payment, in installments, of property taxes due to New Hanover County and to the City of Wilmington.

Passes its second and third readings and is ordered enrolled.

H. B. 170, A bill to amend Chapter 141, Public-Local Laws of 1929, forbidding borrowing additional funds for highway construction and improvements in Craven County.

Passes its second and third readings and is ordered enrolled.

H. B. 171, A bill to require Sheriff and Tax Collector of Craven County to accept partial payments in collection of taxes.

Passes its second and third readings and is ordered enrolled.

H. B. 203, A bill to permit the County Commissioners of Caswell County to transfer certain funds from the salary fund to the general County fund.

Passes its second and third readings and is ordered enrolled.

H. B. 236, A bill relating to the application and investment of proceeds of sale, if made, of the electric light and power plant of the City of Lexington, Davidson County, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 288, A bill to require Sheriff of Cumberland County and Tax Collectors of all municipalities in said County to accept partial payments on taxes.

Passes its second and third readings and is ordered enrolled.

H. B. 296, A bill to empower the Sheriffs of Washington and Hyde Counties to sell the lands in Washington County Drainage District No. 4 for delinquent drainage assessments.

Passes its second and third readings and is ordered enrolled.

H. B. 389, A bill to abolish the office of Treasurer of Davie County and to appoint a substitute therefor.

Upon motion of Senator Johnson of Duplin, action on this bill is deferred until Monday evening.

H. B. 411, A bill to provide for the registration of maps or plats in Moore County.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

SPECIAL ORDER

The hour for the Special Order having arrived, the President lays before the Senate, S. B. 162, A bill to create and establish a local government commission, a director of local government, and to prescribe the powers
and duties of such commission and director; to prescribe certain duties of
governing bodies of the various units of local government and provide
penalties for the violations thereof, and to repeal certain inconsistent laws.

The amendment offered by the Committee is adopted.

Senator Campbell offers an amendment.

Upon motion of Senator Gravely, the Senate takes a recess until 8
o'clock P. M.

EVENING SESSION

SENATE CHAMBER,
Friday, February 20, 1931.

The Senate meets pursuant to recess, and is called to order by Lieutenant-
Governor R. T. Fountain.

Upon motion of Senator Grier, leave of absence on account of illness is
granted to Senator Pritchett.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as
follows:

S. B. 184, A bill providing for the appointment of a Court Reporter for
the Sixth Judicial District of North Carolina.

Passes its second and third readings and is ordered sent to the House of
Representatives.

S. B. 163, A bill to permit certain persons who entered the military
service of the United States and who were at that time qualified to stand
examination to practice pharmacy, to now stand such examination.

Upon motion of Senator Hardy, the bill is re-referred to the Committee
on Public Health.

H. B. 114, A bill to amend Chapter 131, Public Laws of 1927, relating
to membership on Boards of School Districts created by said act.

Passes its second and third readings and is ordered enrolled.

S. R. 185, A Joint Resolution requesting Congress to pass an act pro-
hibiting the sale of butter-yellow oleomargarine without regard to tax, and
prohibiting the furtherance of the ruling on palm oil.

Passes its second and third readings and is ordered sent to the House of
Representatives.

H. B. 413, A bill to repeal Sections 5802 and 5803 of the Consolidated
Statutes of North Carolina, relating to amusements and entertainments in
and near the town of Chapel Hill; and to enact a substitute section
therefor.

Passes its second and third readings and is ordered enrolled.

The Senate resumes consideration of S. B. 162, A bill to create and
establish a local government commission, a director of local government,
and to prescribe the powers and duties of such commission and director;
to prescribe certain duties of governing bodies of the various units of local
government and provide penalties for the violations thereof, and to repeal
certain inconsistent laws.

Senator McSwain offers an amendment.

Senator Johnson of Duplin offers amendments.

Senator Hardy offers an amendment.
Upon motion of Senator McSwain, the Senate goes into the Committee of the Whole for the consideration of this bill.

The President calls Senator Grier to the Chair.

Following consideration of the Committee, upon motion of Senator Johnson of Duplin, the Committee of the Whole rises.

The Senate is called to order by President Protempore, Senator Johnson of Duplin.

Senator Grier, for the Committee, reports progress as follows:

Mr. President:

Your Committee having under consideration S. B. 162, A bill to create and establish a local government commission, a director of local government, and to prescribe the powers and duties of such commission and director; to prescribe certain duties of governing bodies of the various units of local government and to provide penalties for the violations thereof, and to repeal certain inconsistent laws, begs leave to report that it recommends as follows:

That sections 1, 2, 3, 4, 5 and 6 be adopted as written; that section 7 be adopted as amended; that sections 8, 9, 10, 11, 12, 13, 14, 15 and 16 be adopted as written; and that section 17 be adopted as amended.

Upon motion of Senator Whedbee, the recommendation of the Committee of the Whole is unanimously adopted.

Senator Grier moves that the Senate resume consideration of this bill, acting as a Committee of the Whole, upon the expiration of the morning hour tomorrow.

The motion is adopted.

Upon motion of Senator Dunlap, the Senate adjourns until tomorrow at 12 o'clock M.

FORTIETH DAY

SENATE CHAMBER,
Saturday, February 21, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. Paul H. Fields, Jenkins Memorial Methodist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The President presents to the Senate reports of several of the State Departments in reference to H. R. 36, A Joint Resolution calling on the heads of the State departments to furnish to each House of the General Assembly an itemized expense account covering the six months period ended December 31, 1930.

Referred to Committee on Salaries and Fees.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:
H. B. 369, A bill to amend Chapter 186 of the Public-Local Laws of Extra Session of 1924, relative to game laws of Graham County.
   Referred to Committee on Game Laws.
H. B. 379, A bill prescribing the manner of protecting and investing money placed in trust with Clerks of Superior Courts.
   Referred to Committee on Judiciary No. 1.
H. B. 455, A bill to abolish the fee system in the various courts of Richmond County, and to place the officers of said County on a salary basis.
   Referred to Committee on Judiciary No. 1.
H. B. 298, A bill to amend Section 3, Chapter 515, Public-Local Laws of 1919, relating to fees of certain officers and court officials in Rowan County.
   Referred to Committee on Salaries and Fees.
H. B. 303, A bill for the granting of divorces in certain cases.
   Referred to Committee on Judiciary No. 1.
H. B. 345, A bill to fix certain fees of Sheriffs and others authorized to serve process in Johnston County.
   Referred to Committee on Courts and Judicial Districts.
H. B. 457, A bill to amend the Charter of Beaufort, North Carolina.
   Referred to Committee on Counties, Cities and Towns.
H. B. 462, A bill to provide for recording instruments filed in the office of the Register of Deeds and of the Clerk of Superior Court of any County by photography.
   Referred to Committee on Judiciary No. 2.
H. B. 489, A bill to repeal Chapter 307, Public-Local Laws of 1921, relating to the fees of the Clerk of the Superior Court of Currituck County.
   Referred to Committee on Counties, Cities and Towns.
   Referred to Committee on Game Laws.
H. B. 505, A bill to amend Chapter 103 of the Consolidated Statutes, in regard to admission to hospitals for the insane.
   Referred to Committee on Public Health.
H. B. 507, A bill to amend Section 6760 of the Consolidated Statutes, regulating the practice of veterinary surgery.
   Referred to Committee on Agriculture.
H. B. 509, A bill to amend Chapter 36, Public Laws of 1927, amending Section 7667 of the Consolidated Statutes, relative to distribution of Supreme Court reports and other public laws and documents.
   Referred to Committee on Judiciary No. 2.
H. B. 531, A bill to repeal Chapter 209 of the Private Laws of 1927, creating a power and water commission for the town of Plymouth.
   Referred to Committee on Counties, Cities and Towns.
H. B. 535, A bill to amend Chapter 104, Public-Local Laws of 1929, relative to the salary of the Sheriff of Ashe County.
   Referred to Committee on Salaries and Fees.
H. B. 544, A bill to amend Section 2366 of the Consolidated Statutes, relating to the dispossession of tenant by landlord in Rutherford County.
   Referred to Committee on Judiciary No. 2.
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H. B. 551, A bill to amend Chapter 113, Public Laws, 1921, relative to fees by Justices of the Peace of Madison County.
Referred to Committee on Judiciary No. 2.
S. B. 196, A bill to extend the corporate limits of the City of Reidsville, Rockingham County, and to provide for an election to determine this question.
Placed on the Calendar for concurrence in the House amendment.
H. B. 458, A bill to fix and regulate the salaries of the superintendent of schools and County health officer of Bladen County.
Referred to Committee on Education.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:
By Senator Horton, for the Committee on Judiciary No. 2:
H. B. 426, A bill to amend the Charter of Siler City as contained in Chapter 208, Private Laws, 1899, fixing the place for tax sales, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Whedbee: S. B. 254, A bill to authorize, enable and direct the Counties of Chowan, Gates, Perquimans and Pasquotank to establish a district community home for the aged and infirm for said Counties, and to provide for its purchase and maintenance.
Referred to Committee on Counties, Cities and Towns.
By Senator Ward of Beaufort: S. B. 255, A bill to amend Section 3293 of the Consolidated Statutes of North Carolina, relating to Justices of the Peace.
Referred to Committee on Judiciary No. 2.
By Senator Ward of Beaufort: S. B. 256, A bill to amend Section 671 of the Consolidated Statutes of North Carolina, relating to sales under execution.
Referred to Committee on Judiciary No. 2.
By Senator Hatchett: S. B. 257, A bill to require the Clerk of the Superior Court of Caswell County to record in the entirety all special proceedings in said County.
Referred to Committee on Judiciary No. 2.
By Senator Gower: S. B. 258, A bill relating to tax listing in Johnston County.
Referred to Committee on Counties, Cities and Towns.
By Senator Baggett: S. B. 259, A bill to raise revenue by an ad valorem tax on legal and equitable titles for the relief of the Counties in which mortgages and deeds of trust and other liens are recorded and to provide machinery for the collection of same.
Referred to Committee on Judiciary No. 1.
By Senator Baggett: S. B. 260, A bill to encourage the redemption of land sold for taxes in Harnett County and postpone the enforced collection of 1930 taxes in said County or any municipality of said County.
Referred to Committee on Finance.
ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions as properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 29, An act to reappropriate and reallocate certain unallotted balances of the permanent improvement appropriations made to some institutions of the State under the institutional bond acts of 1925, 1927 and 1929, being Chapters 192, Public Laws of 1925; 147, Public Laws of 1927, and 295, Public Laws of 1929.

H. B. 203, An act to permit the County Commissioners of Caswell County to transfer certain funds from the salary fund to the general County fund.

H. B. 9, An act to provide for the payment, in installments, of property taxes due to New Hanover County and the City of Wilmington.

S. B. 171, An act to prevent depredations of domestic fowls in the County of Cherokee.

H. B. 236, An act relating to the application and investment of proceeds of sale, if made, of the electric light and power plant of the City of Lexington, Davidson County, North Carolina.

H. B. 177, An act to provide a pension for Mrs. H. Mack Godwin, widow of H. Mack Godwin, lieutenant of plain clothes squad of the City of Wilmington, and to authorize the payment thereof by the Board of Commissioners.

S. B. 94, An act to regulate the fees of the Recorder's Court for Union County and the City of Monroe and to fix the pay of jurors and witnesses in the Recorder's Court.

H. B. 171, An act to require Sheriff or Tax Collector of Craven County to accept partial payments in collection of taxes.

H. B. 296, An act to empower the Sheriff of Washington and Hyde Counties to sell the lands in Washington County Drainage District No. 4 for delinquent drainage assessments.

H. B. 170, An act to amend Chapter 141, Public-Local Laws of 1929, forbidding borrowing additional funds for highway construction and improvements in Craven County.

H. B. 176, An act to place the officers of Mecklenburg County on salaries.

H. B. 413, An act to repeal Sections 5802 and 5803 of the Consolidated Statutes of North Carolina, relating to amusements and entertainments in and near the town of Chapel Hill; and to enact a substitute section thereof.

H. B. 288, An act to require the Sheriff of Cumberland County and the Tax Collectors of all municipalities in said County to accept partial payments of taxes.

H. B. 114, An act to amend Chapter 131, Public Laws of 1927, relating to membership on board of school districts created by said act.

H. B. 175, An act to amend Chapter 173, Section 1, Private Laws of 1917, extending the corporate limits of the town of Farmville, North Carolina.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
H. B. 302, A bill to incorporate the town of Hatteras in Dare County, upon third reading.

Passes its third reading, ayes 38, noes 0, as follows:


The bill is ordered enrolled.

H. B. 290, A bill to increase the duties of the Board of Education in Madison County.

Passes its second and third readings and is ordered enrolled.

H. B. 323, A bill for the relief of Robert L. Purnell, Jr., of Warren County, on account of injuries received while in the course of performance of his duties as deputy sheriff

Passes its second and third readings and is ordered enrolled.

H. B. 518, A bill authorizing the town of Graham to reassess the costs of permanent street improvements against church properties abutting thereon.

Passes its second and third readings and is ordered enrolled.

H. B. 488, A bill to amend Section 4481 of the Consolidated Statutes, Volume III, relating to landlord and tenant, so as to make the said section apply to Stokes County.

Passes its second and third readings and is ordered enrolled.

H. B. 466, A bill to change site of jail in Forsyth County.

Passes its second and third readings and is ordered enrolled.

SPECIAL ORDER

The Senate resumes consideration of S. B. 162, A bill to create and establish a local government commission, a director of local government, and to prescribe the powers and duties of such commission and director; to prescribe certain duties of governing bodies of the various units of local government and provide penalties for the violations thereof, and to repeal certain inconsistent laws, upon second reading.

Upon motion of Senator Johnson of Duplin, the Senate goes into the Committee of the Whole for the consideration of this bill.

The President calls Senator Grier to the Chair.

Following consideration of the Committee, upon motion of Senator Johnson of Duplin, the Committee of the Whole rises.

The Senate is called to order by Lieutenant-Governor R. T. Fountain.

Senator Grier, for the Committee, reports progress as follows:

MR. PRESIDENT:

Your Committee having under consideration S. B. 162, A bill to create and establish a local government commission, a director of local government, and to prescribe the powers and duties of such commission and director; to prescribe certain duties of governing bodies of the various units of local government and provide penalties for the violations thereof, and to repeal certain inconsistent laws, begs leave to report that it recommends as follows:
That sections 18, 19, 20, 21, 22 and 23 be adopted as written; section 24 be adopted as amended; section 25 be adopted as written; section 26 be adopted as amended; sections 27, 28, 29 and 30 be adopted as written; section 31 be adopted as amended.

Upon motion of Senator Whedbee, the recommendation of the Committee of the Whole is unanimously adopted.

Upon motion of Senator Whedbee, the bill is made a special order for the close of the morning hour Monday.

Upon motion of Senator Johnson of Duplin, the Senate adjourns until Monday at 12 o'clock M.

FORTY-FIRST DAY

SENATE CHAMBER,
Monday, February 23, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Dr. W. W. Way, President of St. Mary's College, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of Saturday, finds it correct, and the same stands approved.

The President presents to the Senate reports of several departments in response to H. R. 36, A Joint Resolution calling on the heads of the State Departments to furnish to each House of the General Assembly an itemized expense account covering the six months period ended December 31, 1930.

Referred to Committee on Salaries and Fees.

The courtesies of the floor are extended to Ex-Representative McCausland of the South Carolina Legislature, and to former Senator Thomas L. Johnson.

Upon motion of Senator Ward of Beaufort, H. B. 262, A bill to call a convention of the people of North Carolina, is made a Special Order for consideration upon the completion of the consideration of the present Special Order of the day.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 89, A bill to require the filing of claims with and regulating actions against the town of Black Mountain.
Referred to Committee on Judiciary No. 2.
H. B. 145, A bill to abolish the office of Treasurer of Swain County.
Referred to Committee on Salaries and Fees.
H. B. 278, A bill to amend Section 6442 of the Consolidated Statutes of 1919, and to require casualty and surety insurance companies to make deposits.
Referred to Committee on Insurance.
H. B. 415, A bill to allow the County Commissioners of Clay County to aid in reopening the Clay County Bank.
Referred to Committee on Banks and Currency.
H. B. 427, A bill to amend Chapter 204, Private Laws of 1923, relating to the election of School Trustees for Canton Graded School District, and also relating to the Treasurer of said district.
   Referred to Committee on Education.
H. B. 449, A bill to allow the County Commissioners of Haywood County to aid in reopening the Citizens Bank and Trust Company.
   Referred to Committee on Banks and Currency.
H. B. 326, A bill to authorize the Board of Commissioners of the City of Asheville to enter into a contract with the suspended bank of West Asheville with reference to its reopening.
   Referred to Committee on Banks and Currency.
H. B. 355, A bill to annul the lease of school property in the town of Linville made by the Board of Education of Avery County to private persons.
   Referred to Committee on Education.
H. B. 406, A bill to repeal Section 10, of Chapter 120, Private Laws of 1919, relating to the appointment of a Board of Trustees, and providing for election of school trustees of the Board of School Trustees of Roanoke Rapids by the qualified voters of the Roanoke Rapids Graded School District upon the expiration of the term of office of the trustees herein appointed.
   Referred to Committee on Education.
H. B. 456, A bill relating to incorporation of Davenport College.
   Referred to Committee on Judiciary No. 2.
H. B. 464, A bill to provide for the election of County officers for the County of Bladen.
   Referred to Committee on Counties, Cities and Towns.
H. B. 474, A bill to amend Chapter 333, Public Laws of 1929, entitled An act to regulate and promote the fur-bearing industry in North Carolina and to raise revenue therefor.
   Referred to Committee on Finance.
H. B. 532, A bill to authorize the Commissioners of Carteret County to appoint a Tax Collector, fix his compensation and to fix the salary of the Sheriff of Carteret County.
   Referred to Committee on Counties, Cities and Towns.
H. B. 536, A bill to repeal Chapter 91, Public-Local Laws, 1927, relating to the Board of County Commissioners of the County of Ashe.
   Referred to Committee on Counties, Cities and Towns.
H. B. 545, A bill amending Chapter 156 of the Private Laws of 1927, relating to the establishing of the Boxing Commission for the City of Asheville.
   Referred to Committee on Propositions and Grievances.
H. B. 529, A bill to amend Chapter 208, of the Public-Local Laws, Extra Session of 1924, so as to lengthen the term of office of members of the Board of County Commissioners and Board of Education in Onslow County.
   Referred to Committee on Education.
H. B. 550, A bill to authorize the Mayor and Commissioners of the town of Kings Mountain, North Carolina, to sell or donate a vacant lot to the Woman's Club.
   Referred to Committee on Judiciary No. 1.
H. B. 553, A bill to decrease the number of Commissioners of the town of Bailey, Nash County, from five to three. 
Referred to Committee on Counties, Cities and Towns.
S. B. 53, A bill to provide for a lien of finishers, bleachers and others to secure charges for work, labor and materials in respect to certain goods. 
The bill is placed on the Calendar.

February 21, 1931.

Mr. President:
Please return H. B. 5, to the House for further consideration by the House.

Respectfully,
Thad Eure, 
Principal Clerk.

The bill is ordered returned.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:
S. B. 190, An act to re-establish the office of Treasurer of Rowan County.
S. B. 27, An act to amend Section 2384 of Volume III of the Consolidated Statutes, relating to grand juries in Wayne and Iredell Counties.
S. B. 150, An act to amend Chapter 25, Private Laws, 1911, incorporating the town of Ellerbee, in Richmond County, and to provide for the appointment of the Chief of Police by the governing body of said town.
H. B. 302, An act to incorporate the town of Hatteras, in Dare County.
S. B. 153, An act to amend Chapter 84 of the Public-Local Laws of 1925, relating to Assistant Clerk of Superior Court of Union County.
H. B. 311, An act for the relief of residents of Elizabeth City and regulating the manner of fixing rates for sewer service.
H. B. 323, An act for the relief of Robert L. Purnell, Jr., of Warren County, on account of injuries received while in the course of performance of his duties as deputy sheriff.
S. B. 158, An act to amend Chapter 293 of the Public-Local Laws of 1925, known as An act to create a Road Commission for Harnett County.
S. B. 152, An act relative to a change in Monroe's city government.
S. B. 189, An act to allow the Board of Trustees of the Woodfin Sanitary Water and Sewer District to aid in re-opening the Farmers and Traders Bank of Weaverville.
H. B. 518, An act authorizing the town of Graham to reassess the costs of permanent street improvements against church properties abutting thereon.
H. B. 290, An act to increase the duties of the Board of Education in Madison County.
H. B. 466, An act to change site of jail in Forsyth County.
H. B. 448, An act to amend Section 4481 of the Consolidated Statutes, Volume III, relating to landlord and tenant, so as to make the said section apply to Stokes County.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Whedbee: S. B. 261, A bill to promote efficiency in the 
organization and economy in the administration of the public schools of 
the State.

Referred to Committee on Education.

By Senator Whedbee: S. B. 262, A bill to amend Section 439 of the 
Consolidated Statutes of North Carolina, being a part of the Code of Civil 
Procedure relating to limitation of action.

Referred to Committee on Judiciary No. 1.

By Senator Bennett: S. B. 263, A bill to amend sub-section 4, of section 
5006, of the Consolidated Statutes, relating to maternity homes.

Referred to Committee on Public Health.

By Senator Bennett: S. B. 264, A bill to equalize the valuation of real 
estate for taxes in Cherokee County.

Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as 
follows:

H. B. 426, A bill to amend the charter of Siler City, as contained in 
Chapter 208, Private Laws of 1899, fixing the place for tax sales.

Passes its second and third readings and is ordered enrolled.

H. B. 389, A bill to abolish the office of Treasurer of Davie County and 
to appoint a substitute therefor.

Passes its second and third readings and is ordered enrolled.

SPECIAL ORDER

The President lays before the Senate, S. B. 162, A bill to create and 
establish a local government commission, a director of local government, 
and to prescribe the powers and duties of such commission and director; to 
 prescribe certain duties of governing bodies of the various units of local 
government and provide penalties for the violations thereof, and to repeal certain inconsistent laws.

Upon motion of Senator Clarkson, the Senate goes into the Committee 
of the Whole for the consideration of this bill.

The President calls Senator Grier to the Chair.

Following consideration of the Committee, upon motion of Senator 
Gravely, the Committee of the Whole rises.

The Senate is called to order by Lieutenant-Governor R. T. Fountain.

Senator Grier, for the Committee, reports progress as follows:

MR. PRESIDENT:

Your Committee having under consideration S. B. 162, A bill to create 
and establish a local government commission, a director of local government, 
and to prescribe the powers and duties of such commission and director; to 
 prescribe certain duties of governing bodies of the various units of local 
government and provide penalties for the violations thereof, and to repeal certain inconsistent laws, begs leave to report that it recommends as 
follows:
That section 32 be adopted as amended; sections 33 and 34 be adopted as written; section 35 be adopted as amended; sections 36 to 46, inclusive, be adopted as written; section 47 be adopted as amended; sections 48 to 61, inclusive, be adopted as written; section 62 be adopted as amended; sections 63 to 69, inclusive, be adopted as written; sections 70 and 71 be adopted as amended; sections 72, 73 and 74 be adopted as written; section 75 be adopted as amended; sections 76, 77 and 78 be adopted as written.

Upon motion of Senator Dunlap the recommendation of the Committee of the Whole is adopted.

Upon motion of Senator Dunlap, the bill with all the amendments that have been offered by the Committee of the Whole, is adopted and the bill is made a special order at the expiration of the morning hour tomorrow.

Upon motion of Senator Gravely, the Senate takes a recess until 8 o'clock tonight.

EVENING SESSION

SENATE CHAMBER,
Monday, February 23, 1931.

The Senate meets pursuant to recess, and is called to order by Lieutenant-Governor R. T. Fountain.

The courtesies of the floor are extended to Former Senator A. D. Ward and Former Representative Brown.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Gower: S. B. 265, A bill to create a State insurance fund for the benefit of employees subject to the Workman's Compensation Act. Referred to Committee on Insurance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 196, A bill to extend the corporate limits of the City of Reidsville, Rockingham County, and to provide for an election to determine this question.

Upon motion of Senator Gwyn, the Senate concurs in the House amendment, and the bill is ordered enrolled.

S. B. 175, A bill to amend Section 2445 of the Consolidated Statutes as amended by Chapter 100 of the Public Laws of 1923, and Chapter 151, of the Public Laws of 1927, relating to the filing of liens by laborers and material men on municipal contracts by providing that the notice of debt be filed with the owner and surety.

Upon motion of Senator Clarkson, the bill is re-referred to the Committee on Judiciary No. 2.

S. B. 48, A bill to promote safe driving on the highways and to enforce the collection of judgments against irresponsible drivers of motor vehicles. The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered engrossed.
S. B. 79, A bill amending Section 5531 of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in special tax districts.

Senator Hinsdale offers an amendment which is adopted.

Senator Jones offers an amendment which is adopted.

Senator McLean moves that the bill and amendments be re-referred to the Committee on Education.

The motion fails of adoption.

Senator Ward of Craven offers an amendment which is adopted.

Senator Clement offers an amendment which is adopted.

Passes its second reading.

Upon the third reading of the bill, Senator McLean calls for the ayes and noes.

The call is sustained and the bill passes its third reading, ayes 30, noes 12, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Gower, Grier, Gwyn, Hardy, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lovill, Powell, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams—30.


The bill is ordered engrossed.

SPECIAL ORDER

The President lays before the Senate H. B. 282, A bill to call a convention of the people of North Carolina.

Senator Johnson of Duplin offers an amendment.

Upon motion of Senator Dunlap, the bill and amendment is re-referred to the Committee on Constitutional Amendments.

S. B. 169, A bill to amend Chapter 2165 of the Statutes of North Carolina.

Senator Clement offers an amendment which is adopted.

Upon motion of Senator Blount, the bill is re-referred to the Committee on Judiciary No. 1.

S. B. 227, A bill relating to the sale of land for taxes.

The substitute offered by the Committee is adopted.

Senator Pritchett offers an amendment.

Upon objection by Senator Whedbee, further consideration of this bill is deferred.

Upon motion of Senator Clement, the Senate adjourns until tomorrow at 10:45 A. M.

FORTY-SECOND DAY

Senate Chamber,

Tuesday, February 24, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.
Prayer is offered by Dr. W. McC. White, First Presbyterian Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to Ex-Senators Horton and Carr.

The President presents to the Senate communication from the General Assembly of the State of North Dakota, which is referred to the Committee on Agriculture.

The President presents to the Senate reports of several departments in response to House Resolution 36, which are referred to the Committee on Salaries and Fees.

Senator Dortch presents a joint resolution directing the Governor to proclaim October 11th of each year "General Pulaski Memorial Day," which is referred to the Committee on Military Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES, February 24, 1931.

Mr. President:

It is ordered that a message be sent to your Honorable Body advising that pursuant to resolution heretofore passed, the House will be ready to receive the Senate in Joint Session promptly at 11:00 o'clock to hear an address by the Honorable Harry Flood Byrd, former Governor of the State of Virginia.

Respectfully,

THAD EURE, Principal Clerk of the House.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 308, A bill to provide for completion of the United States triangulation and level network for North Carolina.
Referred to Committee on Agriculture.

H. B. 346, A bill to amend the charter of the town of Highlands, Macon County.
Referred to Committee on Counties, Cities and Towns.

H. B. 436, A bill to amend Chapter 382, Public Laws of 1903, relating to the sinking fund of the Cross Creek Graded School District and its successor.
Referred to Committee on Education.

H. B. 341, A bill to amend Section 6124 of the Consolidated Statutes, relating to the administration of State parks and forests by the Department of Conservation and Development.
Referred to Committee on Conservation and Development.

H. B. 514, A bill to amend Section 5170 of the Consolidated Statutes of 1919, relating to organization of building and loan associations.
Referred to Committee on Insurance.
H. B. 519, A bill to regulate the hunting of foxes in Harnett, Cumberland, Sampson, Hoke and Lee Counties.
Referred to Committee on Game Laws.
H. B. 520, A bill to protect foxes in Wilkes County.
Referred to Committee on Conservation and Development.
H. B. 537, A bill to create a State Board of Examiners of Plumbing and Heating Contractors, and to license persons engaging in the plumbing and heating contracting business.
Referred to Committee on Judiciary No. 1.
H. B. 559, A bill to restore the corporate limits of the town of Peachland in Anson County to what they were originally.
Referred to Committee on Counties, Cities and Towns.
H. B. 560, A bill to amend Section 5176 of the Consolidated Statutes of 1919, relating to entrance and membership fees and solicitors' commissions in building and loan associations.
Referred to Committee on Insurance.
H. B. 567, A bill to amend Chapter 94, Article 1, of the Consolidated Statutes of North Carolina, relating to drainage.
Referred to Committee on Finance.
H. B. 580, A bill to repeal Chapter 2 of the Public-Local Laws of 1919, entitled "An act to amend the prohibition law and to provide for the better enforcement of the same in Burke County."
Referred to Committee on Propositions and Grievances.
H. B. 591, A bill to repeal Sections 2482, 2483 and 2484 of Consolidated Statutes of North Carolina, relating to prices to be charged by time merchants.
Referred to Committee on Agriculture.
H. R. 609, A Joint Resolution requesting the Governor of North Carolina to inform the General Assembly of the recommendations of the Committee appointed by him to study methods for the relief of unemployment.
Referred to Committee on Public Welfare.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills as properly engrossed:

S. B. 48, A bill to promote safe driving on the highways and to enforce the collection of judgments against irresponsible drivers of motor vehicles.
S. B. 79, A bill amending Section 5531 of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in special tax districts.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Horton, for the Committee on Judiciary No. 2:

H. B. 477, A bill to provide for trustees of the Spruce Pine Hospital, located at Spruce Pine, Mitchell County, to fix the terms of office of said trustees and to validate a resolution of the County Commissioners of Mitchell County with respect to said hospital, with a favorable report as amended.
H. B. 544, A bill to amend Section 2366 of the Consolidated Statutes, relating to the dispossession of tenant by landlord in Rutherford County, with a favorable report.

H. B. 551, A bill to amend Chapter 113, Public Laws, 1921, relative to fees of Justices of the Peace of Madison County, with a favorable report.

H. B. 509, A bill to amend Chapter 36, Public Laws of 1927, amending Section 7667 of the Consolidated Statutes, relative to distribution of Supreme Court reports and other public laws and documents, with a favorable report.

By Senator Blount, for the Committee on Judiciary No. 1:

S. B. 201, A bill to permit fishing with hook and line in the waters of certain Counties, with a favorable report.

H. B. 537, A bill to create a State Board of Examiners of Plumbing and Heating Contractors, and to license persons engaging in the plumbing and heating contracting business, with a favorable report as amended.

By Senator Price, for the Committee on Agriculture:

H. B. 491, A bill to prohibit the sale of corn and soja-beans in Currituck and Hertford Counties between the hours of sunset and sunrise, with a favorable report.

H. B. 507, A bill to amend Section 6760 of the Consolidated Statutes, regulating the practice of veterinary surgery, with a favorable report.

Upon motion of Senator Horton, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 356, A bill to prevent the weighing of cotton in bales within the corporate limits of the town of Waxhaw by any other person except the official cotton weigher at Waxhaw and to fix the charge for weighing cotton in Marshville, with a favorable report.

H. B. 363, A bill to amend Section 8060 of Chapter 133, of the Consolidated Statutes, relating to weights and measures, with a favorable report.

H. B. 409, A bill to give the owners of peanut pickers a lien on peanuts picked in Northampton and Martin Counties, with a favorable report.

H. B. 468, A bill to amend Chapter 69 of the Public-Local Laws, Extra Session of 1913, and acts amendatory thereto, relative to exclusive stock law in Jackson County, with a favorable report.

S. B. 197, A bill to amend Section 4927, Volume III, of the Consolidated Statutes, requiring monthly reports of tobacco sales to show the amount sold for fertilizer or extracting nicotine, with a favorable report.

S. B. 214, A bill to amend Section 1, of Chapter 170, Public Laws of 1921, relative to weights and measures, with a favorable report.

S. B. 249, A bill to regulate shipping of native growth for ornamental purposes out of the State by requiring a license tax, with a favorable report.

S. B. 295, A bill to amend the State Pure Seed Law, Chapter 194, Public Laws of 1929, with a favorable report.

The hour of 11 o'clock having arrived, upon motion of Senator Gravely, the Senate, pursuant to the exchange of messages between the two Houses, proceeds in a body to the Hall of the House of Representatives, there to hear the address of the Honorable Harry Flood Byrd, former Governor of the State of Virginia.
The Senate is received by the House, standing, and the joint session is called to order by Lieutenant-Governor R. T. Fountain.

Senator Gravely, for the Joint Committee to escort the Honorable visitor to the House, presents the speaker, who delivers an address upon the problems of government.

Following the address, upon motion of Senator Dunlap, the joint session is dissolved and the Senate repairs to its chamber, there to proceed with the transaction of its regular business.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Dortch: S. B. 266, A bill to authorize the town of Mount Olive, in Wayne County, to issue bonds.

Referred to Committee on Finance.

By Senator Clarkson: S. B. 267, A bill to amend Chapter 120, Public Laws of 1929, the same being known as the Workman’s Compensation Act.

Referred to Committee on Insurance.

By Senator Harmon: S. B. 268, A bill to amend Section 1260 of the Consolidated Statutes, relating to officers fees in criminal actions when not a true bill is found in Avery County.

Referred to Committee on Judiciary No. 1.

By Senators Harmon and Lovill: S. B. 269, A bill to prohibit throwing laps of trees in the streams of Avery and Watauga Counties.

Referred to Committee on Judiciary No. 1.

By Senator Blount: S. B. 270, A bill to extend the limit of time for foreclosure of tax certificates and liens for incorporated cities and towns within Pitt County.

Referred to Committee on Finance.

By Senator Campbell: S. B. 271, A bill to amend Chapter 41, Public Laws of 1927, as heretofore amended by Chapter 127, Public Laws of 1929, in relation to maturities of bonds of the State for the construction of a bridge across the Cape Fear River at Wilmington.

Referred to Committee on Judiciary No. 1.

By Senator Johnson of Duplin, by request: S. B. 272, A bill to provide State pensions of $7.50 per month for blind sons and daughters of deceased Confederate veterans over 65 years of age, supplemented by a like amount to be paid by the counties.

Referred to Committee on Pensions.

By Senator Hinsdale: S. B. 273, A bill repealing S. B. 229, the same being a bill entitled “An act to provide for the appointment of the school committee of the Garner High School and Mount Auburn Elementary School, located in Garner-Mount Auburn School District.

Upon motion of Senator Hinsdale, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.
ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 426, An act to amend the charter of Siler City as contained in Chapter 208, Private Laws of 1899, fixing the place for tax sales.

S. B. 221, An act to authorize the Commissioners of Buncombe County to employ investigators at the request of grand juries.

H. B. 389, An act to abolish the office of Treasurer of Davie County and to appoint a substitute therefor.

S. B. 196, An act to extend the corporate limits of the City of Reidsville, Rockingham County, and to provide for an election to determine this question.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 344, A bill to amend Section 24, Article 4, of the Constitution of North Carolina, relative to sheriffs and coroners, upon second reading.

The bill passes second reading, ayes 38, noes 7, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clarkson, Dortch, Folger, Gower, Gravely, Harmon, Haywood, Hendren, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Whedbee, Williams, Zollicoffer—88.

Those voting in the negative are: Senators Baggett, Clement, Dunlap, Grier, Hatchett, Hicks, Ward of Craven—7.

S. B. 344, A bill to amend Section 24, Article 4, of the Constitution of North Carolina, relative to sheriffs and coroners, upon third reading.

The bill passes third reading, ayes 40, noes 6, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clarkson, Dortch, Folger, Gower, Gravely, Hardy, Harmon, Haywood, Hendren, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams, Zollicoffer—40.

Those voting in the negative are: Senators Baggett, Clement, Dunlap, Grier, Hatchett, Hicks—6.

The bill is ordered enrolled.

SPECIAL ORDER

The hour for the Special Order having arrived, the President lays before the Senate:

S. B. 162, A bill to create and establish a local government commission, a director of local government and to prescribe the powers and duties of such commission and director; to prescribe certain duties of governing bodies of the various units of local government and provide penalties for the violations thereof, and to repeal certain inconsistent laws, upon second reading.
The bill passes second reading, ayes 35, noes 9, as follows:

Those voting in the affirmative are: Senators Bennett, Blount, Burrus, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Harmon, Hatchett, Haywood, Hendren, Horton, Johnson of Moore, Jones, Lawrence. Lindsay, Lovill, McKee, McLean, McSwain, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Wheel, Zollicoffer—35.

Those voting in the negative are: Senators Baggett, Burt, Campbell, Hardy, Hicks, Hinsdale, Lynch, Ward of Craven, Williams—9.

S. B. 198, A bill to permit seining for shad in Tar River near Greenville during certain seasons.

Upon motion of Senator Campbell, the bill is re-referred to the Committee on Commercial Fisheries.

H. B. 75, A bill to amend Section 2591 of the Consolidated Statutes of North Carolina as amended by Chapter 16, Public Laws, 1929, relating to reopening judicial and other sales on advanced bid.

The amendment offered by the Committee is adopted.

Upon motion of Senator Clement, the bill is re-referred to the Committee on Judiciary No. 1.

H. B. 255, A bill for the extension of the corporate limits of the City of Hickory for an election in furtherance thereof, for the repeal of the charters of other towns within the extended limits, and for other purposes.

The amendment offered by Senator Nixon is adopted.

S. B. 53, A bill to provide for a lien of finishers, bleachers and others to secure charges for work, labor and materials in respect to certain goods, for concurrence in the House substitute.

Upon motion of Senator Clement, the substitute is adopted.

Passes its second and third readings and is ordered enrolled.

H. B. 160, A bill to amend Section 730 of the Consolidated Statutes, permitting deputy sheriffs to lay off homesteads.

Various Senators offer amendments which are adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 201, A bill to amend Section 2591 of the Consolidated Statutes, relating to report of trustees in judicial sales.

The amendment offered by the Committee is adopted.

H. B. 321, A bill to amend Section 45 of the Consolidated Statutes in reference to the manner of advertisement for claims for executors, administrators and collectors.

Passes its second reading.

H. B. 403, A bill to repeal Chapter 339, Public Laws, 1929, relating to separate specifications for certain contract work on public building.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Blount, the Senate adjourns to meet tomorrow at 12 o'clock M.
SENATE JOURNAL

FORTY-THIRD DAY

SENATE CHAMBER,
Wednesday, February 25, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. Milton A. Barber, Christ Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to Former Senators Royall, Evans, McMullan, A. D. Ward and Hill.

Upon motion of Senator Jones, H. B. 42, A bill to amend Chapter 141, of Private Laws of 1901, by repealing Section 6 thereof, relative to the election of trustees for the graded school of the town of Rockingham, is recalled from the Committee on Education and placed on the Calendar.

Upon motion of Senator Gravely, H. B. 308, A bill to provide for the completion of the U. S. triangulation and level net work for North Carolina, is recalled from the Committee on Agriculture and re-referred to the Committee on Conservation and Development.

Upon motion of Senator Lawrence, Elbert Peel, Jr., is made an honorary page, to serve without pay.

Upon motion of Senator Whedbee, S. B. 57, A bill relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways, and to make uniform the law relating thereto, is made a Special Order for the close of the morning hour tomorrow.

Upon motion of Senator Gravely, S. B. 232, A bill to create in the Governor's office a division of purchase and contract and to prescribe the powers and duties thereof, is made a Special Order to be taken up immediately after the disposition of S. B. 57.

Upon motion of Senator Zollicoffer, S. B. 249, A bill to regulate shipping of native growth for ornamental purposes out of the State by requiring a license tax, is re-referred to the Committee on Agriculture.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 338, A bill to amend Chapter 2, Public Laws of 1921, and acts amendatory thereof and additional thereto, relating to the State Highway system and public roads of the State and to provide for the maintenance thereof.

Referred to Committee on Public Roads.

H. B. 329, A bill to amend Chapter 2, of the Consolidated Statutes of 1919, relating to the adoption of minors.

Referred to Committee on Judiciary No. 1.

H. B. 380, A bill to consolidate the administrative control of the public schools of Pasquotank County.

Referred to the Committee on Education.
H. B. 513, A bill to amend Section 5180 of the Consolidated Statutes of 1919, relating to mutuality of building and loan associations.

Referred to Committee on Insurance.

H. B. 539, A bill to require public officials receiving public money to keep the same separate from their own funds.

Referred to Committee on Finance.

H. B. 582, A bill to repeal Chapter 303, of the Public-Local Laws of 1917, entitled "An act to allow the Board of Commissioners for Burke County to employ special officers."

Referred to Committee on Counties, Cities and Towns.

H. B. 592, A bill to repeal Chapter 24, of the Public-Local Laws of 1927, relating to the office of tax collector of Johnston County.

Referred to Committee on Counties, Cities and Towns.

H. R. 648, A Joint Resolution providing for joint meeting of the Senate and House of Representatives at the State theater at 2 o'clock P. M., Monday, March 2, to hear the address of Honorable Alfred E. Smith.

Upon motion of Senator Johnson of Duplin, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

Acting under authority of above resolution, the President appoints as a Committee on the part of the Senate to act with a like Committee on the part of the House, Senators Johnson of Duplin and Folger.

H. R. 649, A Joint Resolution providing for celebration of sesqui-centennial of the Battle of Guilford Court House.

Upon motion of Senator Burrus, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Clark, for the Committee on Counties, Cities and Towns:

H. B. 435, A bill to place officers of Bladen County on a salary basis and to fix the salary of officers, with a favorable report as amended.

H. B. 478, A bill to impose the duties of Tax Collector upon the Secretary-Treasurer of the town of Spruce Pine and to provide bond therefor, with a favorable report as amended.

H. B. 479, A bill to amend Chapter 3904 of the Consolidated Statutes, increasing the fees of the Clerk of Superior Court of Mitchell County, and to create for said County the office of treasurer-collector and to fix the salary and fees of the Sheriff of Mitchell County, with a favorable report.

H. B. 412, A bill authorizing the County Commissioners of Yancey County to impose the duties of County Accountant upon the Register of Deeds of Yancey County, with a favorable report.

By Senator Price, for the Committee on Agriculture:

H. R. 305, A resolution to investigate the marketing of poultry by the Division of Markets, the Carolina Poultry Mutual Exchange, Incorporated, and the Extension Service, with a favorable report.
By Senator Blount, for the Committee on Judiciary No. 1:
S. B. 223, A bill to amend Chapter 208, of the Private Laws of 1927, relating to the salary of the Mayor of the town of Warsaw in Duplin County, with a favorable report.
S. B. 63, A bill to permit fishing and seining in certain streams in Cleveland County, with a favorable report.
Upon motion of Senator McSwain, the rules are suspended and the bill is placed upon its immediate passage.
Passes its second and third readings, and is ordered sent to the House of Representatives.
S. B. 262, A bill to amend Section 439, of the Consolidated Statutes of North Carolina (being part of the Code of Civil Procedure relating to limitation of actions), with a favorable report.
S. B. 271, A bill to amend Chapter 41, Public Laws of 1927, as heretofore amended by Chapter 127, Public Laws of 1929, in relation to maturities of bonds of the State for construction of a bridge across the Cape Fear River at Wilmington, with a favorable report.
H. B. 303, A bill for the granting of divorces in certain cases, with a favorable report.
S. B. 111, A bill to amend Chapter 148, of the Public Laws of 1927, by restricting the liability of an owner or operator of a motor vehicle for injuries to a gratuitous guest, reported without prejudice.
H. B. 550, A bill to authorize the Mayor and Commissioners of the town of Kings Mountain, N. C., to sell or donate a vacant lot to the Woman's Club, with a favorable report.
H. B. 451, A bill relating to witness fees in Beaufort County, amending Section 3893, Consolidated Statutes, with a favorable report.
H. B. 516, A bill to validate the official acts of A. L. Lingle, a Justice of the Peace of Rowan County, with a favorable report as amended.
H. B. 524, A bill to validate certain legal sales in Transylvania County, with a favorable report.
By Senator Horton, for the Committee on Judiciary No. 2:
H. B. 274, A bill to amend Section 2563, of the Consolidated Statutes, relating to monopolies and trusts, with a favorable report.
H. B. 453, A bill to substitute posted notices for newspaper notices of public sales and foreclosures in Hyde County, with a favorable report as amended.
S. B. 246, A bill to prohibit the unauthorized practice of law in the State of North Carolina, with a favorable report.
S. B. 253, A bill for relief of the treasurer and sheriff and other officials of Wilkes County, with a favorable report.
S. B. 127, A bill to authorize declaratory judgments, with a favorable report.
S. B. 257, A bill to require the Clerk of the Superior Court of Caswell County to record in the entirety all special proceedings in said County, with a favorable report as amended.
H. B. 462, A bill to provide for recording instruments filed in the office of the Register of Deeds and of the Clerk of Superior Court of any County by photography, with a favorable report.
By Senator Peel, for the Committee on Public Roads:
S. B. 70, A bill to repeal Chapter 218, Public Laws of 1929, creating a State Highway Patrol and providing for its operation, with an unfavorable report
H. B. 483, A bill to amend Section 2, Sub-section (f), Chapter 136, Public Laws of 1927, so as to provide for operating two or more bus lines over certain intersecting highways, with a favorable report as amended.
By Senator Gravely, for the Committee on Appropriations:
S. B. 176, A bill to provide for the maintenance and upkeep of the State highway system by convict labor and the creation of a preferred class of convicts to be known as "AA" class to be employed in said highway work, with a favorable report.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the order of the Secretary of State:
S. B. 215, An act to amend Sections 2763 and 2768, of Chapter 56, Article 11, of the Consolidated Statutes, Volume I, relating to fees of building inspectors and electrical inspectors, to apply to Moore County only.
S. B. 216, An act to amend Chapter 214, of Private Laws of 1905, being the charter of the town of Southern Pines.
S. B. 53, An act to provide for a lien of finishers, bleachers and others to secure charges for work, labor and materials in respect to certain goods.
H. B. 344, An act to amend Section 24, Article 4, of the Constitution of North Carolina, relative to sheriffs and coroners.
H. B. 507, An act to amend Section 6760, of the Consolidated Statutes, regulating the practice of veterinary surgery.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senators Whedbee and Nixon: S. B. 274, A bill to amend Chapter 120, Public Laws of 1929, and to create a State insurance.
Referred to Committee on Insurance.
By Senator Lindsay: S. B. 275, A joint resolution requesting the Secretary of the United States Navy to send the cruiser Raleigh to Southport Harbor, Southport, North Carolina.
Upon motion of Senator Lindsay, the rules are suspended and the bill is placed on its immediate readings.
Passes its second and third readings and is ordered sent to the House of Representatives.
By Senator Hendren: S. B. 276, a bill to amend Section 16 of the Consolidated Statutes, relative to the right of a qualifying executor under a will duly probated, solely to discharge the duties of said executorship where one or more of the executors appointed in said will renounce or refuse to qualify.
Referred to Committee on Judiciary No. 1.
By Senator Grier: S. B. 277, A bill to divide North Carolina into eleven Congressional Districts.

Referred to Committee on Congressional Districts.

By Senator Lawrence: S. B. 278, A bill to reduce the costs and expenses of advertisements under executions, mortgages and deeds of trust, and all legal notices.

Referred to Committee on Judiciary No. 1.

By Senator Lawrence: S. B. 279, A bill to prohibit the use of steel traps in Hertford County on the lands of another without written consent of the owner thereof.

Referred to Committee on Game.

By Senator Burrus by request: S. B. 280, A bill to amend Chapter 50 of the Consolidated Statutes in regard to marriage license.

Referred to Committee on Public Health.

By Senator Bennett: S. B. 281, a bill to re-enact Chapter 17, Private Laws of 1911, relating to the charter of the town of Marble, North Carolina, and to repeal Chapter 335, Public-Local Laws of 1915 and Chapter 197 of Public-Local Laws of 1917.

Referred to Committee on Counties, Cities and Towns.

By Senator Bennett: S. B. 282, A bill to amend Chapter 207, Private Laws of 1897, relating to the charter of the eastern band of Cherokee Indians.

Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 42, A bill to amend Chapter 141 of Private Laws of 1901, by repealing Section 6 thereof relative to the election of trustees for the graded schools of the town of Rockingham and to make new provision thereof.

Senator Jones offers and amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 255, A bill for the extension of the corporate limits of the city of Hickory, for an election in furtherance thereof, for the repeal of the charters of other towns within the extended limits, and for other purposes, upon second reading.

The bill passes its second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Campbell, Clark, Clarkson, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Peel, Powell, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—43.

H. B. 356, A bill to prevent the weighing of cotton in bales within the corporate limits of the town of Waxhaw by any other person except the official cotton weigher at Waxhaw and to fix the charge for weighing cotton in Marshville.

Passes its second and third readings and is ordered enrolled.
H. B. 409, A bill to give to owners of peanut pickers a lien on peanuts picked in Northampton and Martin Counties. 
Passes its second and third readings and is ordered enrolled.

H. B. 468, A bill to amend Chapter 69 of the Public-Local Laws, extra session of one thousand nine hundred and thirteen, and acts amendatory thereto, relative to exclusive stock law in Jackson County.
Passes its second and third readings and is ordered enrolled.

H. B. 477, a bill to provide for trustees of the Spruce Pine Hospital located at Spruce Pine, Mitchell County, to fix the terms of office of said trustees and to validate a resolution of the county commissioners of Mitchell County with respect to said hospital.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 544, A bill to amend Section 2366 of the Consolidated Statutes, relating to the dispossession of tenant by landlord in Rutherford County.
Passes its second and third readings and is ordered enrolled.

H. B. 551, A bill to amend Chapter 113, Public Laws, 1921, relative to fees of justices of peace of Madison County.
Passes its second and third readings and is ordered enrolled.

S. B. 162, A bill to create and establish a local government commission, a director of local government and to prescribe the powers and duties of such commission and director; to prescribe certain duties of governing bodies of the various units of local government and provide penalties for the violation thereof, and to repeal certain inconsistent laws, upon third reading.
The bill passes its third reading, ayes 35, noes 7, as follows:
Those voting in the affirmative are: Senators Bennett, Bernard, Blount, Burruss, Clark, Clarkson, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Harmon, Haywood, Hendren, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, McKee, McLean, McSwain, Peel, Powell, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Whedbee, Zollicoffer—35.

Those voting in the negative are: Senators Baggett, Campbell, Hardy, Hinsdale, Lynch, Ward of Craven, Williams—7.
The bill is ordered engrossed.

H. B. 537, A bill to create a state board of examiners of plumbing and heating contractors, and to license persons engaging in the plumbing and heating contracting business.
The amendment offered by the Committee is adopted.
Senator Hicks offers an amendment which fails of adoption.
Senator Jones offers an amendment which is adopted.

Senator Hardy offers an amendment which fails of adoption.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

Upon motion of Senator Johnson of Duplin, the vote by which certain appointments submitted by His Excellency, Governor O. Max Gardner, for confirmation was set as a Special Order for March fifth, is reconsidered, and upon his motion the Senate goes into executive session at this time for the purpose of considering these appointments.
EXECUTIVE SESSION

The following message is read:

To the Senate of the General Assembly of North Carolina:

I beg to submit herewith for your confirmation the attached names to fill vacancies on the several State Boards named which have occurred since the last meeting of the General Assembly in 1929.

Respectfully submitted,

O. Max Gardner,
Governor.

STATE PRISON BOARD:

<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
<th>Expiration</th>
</tr>
</thead>
<tbody>
<tr>
<td>J. Wilbur Bunn</td>
<td>Raleigh</td>
<td>March 18, 1933</td>
</tr>
<tr>
<td>L. F. Abernethy</td>
<td>Hickory</td>
<td>March 18, 1933</td>
</tr>
<tr>
<td>Ben B. Everett</td>
<td>Palmyra</td>
<td>March 18, 1933</td>
</tr>
<tr>
<td>D. Collim Barnes</td>
<td>Murfreesboro</td>
<td>March 18, 1933</td>
</tr>
<tr>
<td>Edwin B. Bridges</td>
<td>Charlotte</td>
<td>March 18, 1933</td>
</tr>
<tr>
<td>J. R. Smith</td>
<td>Mount Airy</td>
<td>March 18, 1933</td>
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<tr>
<td>A. S. Copeland</td>
<td>Kinston</td>
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DEPARTMENT OF CONSERVATION AND DEVELOPMENT:

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<tr>
<th>Name</th>
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<tr>
<td>J. W. Harrelson, Director</td>
<td>Raleigh</td>
<td>January 15, 1933</td>
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<tr>
<td>Grady Rankin</td>
<td>Gastonia</td>
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<tr>
<td>F. S. Worthy</td>
<td>Washington</td>
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<tr>
<td>J. Q. Gilkey</td>
<td>Marion</td>
<td>April 1, 1935</td>
</tr>
<tr>
<td>Joseph J. Stone</td>
<td>Greensboro</td>
<td>April 1, 1935</td>
</tr>
<tr>
<td>W. C. Ewing</td>
<td>Fayetteville</td>
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EAST CAROLINA TEACHERS COLLEGE:

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<thead>
<tr>
<th>Name</th>
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<tbody>
<tr>
<td>J. K. Warren</td>
<td>Trenton</td>
<td>June 30, 1931</td>
</tr>
<tr>
<td>A. B. Andrews</td>
<td>Raleigh</td>
<td>June 30, 1931</td>
</tr>
<tr>
<td>Mrs. Chas. S. Forbes</td>
<td>Greenville</td>
<td>June 30, 1933</td>
</tr>
<tr>
<td>Mrs. John G. Dawson</td>
<td>Kinston</td>
<td>June 30, 1933</td>
</tr>
<tr>
<td>Mrs. W. B. Murphy</td>
<td>Snow Hill</td>
<td>June 30, 1933</td>
</tr>
<tr>
<td>Carl Goerch</td>
<td>Washington</td>
<td>June 30, 1933</td>
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<tr>
<td>E. G. Flanagan</td>
<td>Greenville</td>
<td>June 30, 1935</td>
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<tr>
<td>Henry Clark Bridgers</td>
<td>Tarboro</td>
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<td>F. C. Harding</td>
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WESTERN CAROLINA TEACHERS COLLEGE:

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<tr>
<td>Mrs. Giles Cover</td>
<td>Andrews</td>
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<tr>
<td>J. E. Coburn</td>
<td>Bryson City</td>
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<tr>
<td>J. H. Shipman</td>
<td>Brevard</td>
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<tr>
<td>W. R. Francis</td>
<td>Waynesville</td>
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<tr>
<td>J. L. Hyatt</td>
<td>Burnsville</td>
<td>April 24, 1933</td>
</tr>
<tr>
<td>Thomas M. Bird</td>
<td>Asheville</td>
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<tr>
<td>N. B. McDevitt</td>
<td>Marshall</td>
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<td>C. C. Buchanan</td>
<td>Sylva</td>
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</tr>
<tr>
<td>Dr. C. C. Bennett</td>
<td>Asheville</td>
<td>April 24, 1933</td>
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<td>Expiration</td>
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<tr>
<td>Dr. Delia Dixon Carroll</td>
<td>Raleigh</td>
<td>April 29, 1933</td>
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<tr>
<td>Mrs. J. R. Page</td>
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<tr>
<td>Mrs. W. N. Everett</td>
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<tr>
<td>Leonard Tufts</td>
<td>Pinehurst</td>
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<td>E. J. McKeithen</td>
<td>Aberdeen</td>
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<tr>
<td>Mrs. Clyde Hoey</td>
<td>Shelby</td>
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</tr>
<tr>
<td>Lionel Weil</td>
<td>Goldsboro</td>
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<tr>
<td>Dr. W. A. Starbury</td>
<td>Durham</td>
<td>April 29, 1933</td>
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<tr>
<td>Mrs. A. A. McGeachey</td>
<td>Charlotte</td>
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<tr>
<td>Benjamin K. Parham</td>
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STATE EQUALIZATION BOARD:

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<tr>
<td>J. C. Eagles</td>
<td>Wilson</td>
<td>March 8, 1931</td>
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<tr>
<td>J. O. Carf</td>
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STATE SANATORIUM FOR TREATMENT OF TUBERCULOSIS:

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<tbody>
<tr>
<td>Jonas Oettinger</td>
<td>Wilson</td>
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<tr>
<td>W. E. Harrison</td>
<td>Rockingham</td>
<td>April 1, 1933</td>
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<tr>
<td>U. L. Spence</td>
<td>Carthage</td>
<td>April 1, 1933</td>
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<tr>
<td>Dr. W. D. Perry</td>
<td>Durham</td>
<td>April 1, 1933</td>
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<tr>
<td>Stahle Linn</td>
<td>Salisbury</td>
<td>October 30, 1933</td>
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<tr>
<td>Dr. T. W. M. Long</td>
<td>Roanoke Rapids</td>
<td>October 30, 1933</td>
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<tr>
<td>Mrs. Max Payne</td>
<td>Greensboro</td>
<td>October 30, 1933</td>
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<tr>
<td>John R. McQueen</td>
<td>Lakeview</td>
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<tr>
<td>Warren R. Williams</td>
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STATE HIGHWAY COMMISSION:

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<tr>
<th>Name</th>
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<tbody>
<tr>
<td>R. A. Doughton, Chairman</td>
<td>Sparta</td>
<td>April 1, 1931</td>
</tr>
<tr>
<td>W. A. McGirt, 3rd Dist.</td>
<td>Wilmington</td>
<td>April 1, 1935</td>
</tr>
<tr>
<td>C. R. Wheatly, 2nd Dist.</td>
<td>Beaufort</td>
<td>April 1, 1935</td>
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<tr>
<td>John Sprunt Hill, 4th Dist.</td>
<td>Durham</td>
<td>April 1, 1935</td>
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<tr>
<td>James L. McNair, 6th Dist.</td>
<td>Laurinburg</td>
<td>April 1, 1931</td>
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STATE BOARD OF CHARITIES AND PUBLIC WELFARE:

<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
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<tbody>
<tr>
<td>A. W. McAlister</td>
<td>Greensboro</td>
<td>April 1, 1933</td>
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<tr>
<td>William A. Blair</td>
<td>Winston-Salem</td>
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CHEROKEE INDIAN NORMAL SCHOOL:

<table>
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<tr>
<th>Name</th>
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<tbody>
<tr>
<td>James E. Dial</td>
<td>Lumberton</td>
<td>April 1, 1933</td>
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<tr>
<td>W. O. Oxendine</td>
<td>Buies</td>
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<tr>
<td>Ralph Lowery</td>
<td>Pembroke</td>
<td>April 1, 1933</td>
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<tr>
<td>E. B. Sampson</td>
<td>Pembroke</td>
<td>April 1, 1933</td>
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<tr>
<td>G. G. Locklear</td>
<td>Pembroke</td>
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### Senate Journal

<table>
<thead>
<tr>
<th>Name</th>
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<tr>
<td>D. F. Lowery</td>
<td>Raynham</td>
<td>April 1, 1933</td>
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<tr>
<td>A. N. Locklear</td>
<td>Pates</td>
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<tr>
<td>P. M. Locklear</td>
<td>Pembroke</td>
<td>April 1, 1933</td>
</tr>
<tr>
<td>J. N. Cummings</td>
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#### State Hospital for Insane—Raleigh:

<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
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<tbody>
<tr>
<td>Chas. Felix Harvey, Jr.</td>
<td>Kinston</td>
<td>April 1, 1933</td>
</tr>
<tr>
<td>Dr. Leslie B. Evans</td>
<td>Windsor</td>
<td>April 1, 1933</td>
</tr>
<tr>
<td>Henry R. Dwire</td>
<td>Winston-Salem</td>
<td>April 1, 1933</td>
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<tr>
<td>Dr. J. C. Baum</td>
<td>Poplar Branch</td>
<td>April 1, 1933</td>
</tr>
<tr>
<td>William G. Clark</td>
<td>Tarboro</td>
<td>April 1, 1933</td>
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<tr>
<td>Mrs. Marshall F. Williams</td>
<td>Faison</td>
<td>Sept. 24, 1933</td>
</tr>
<tr>
<td>Dr. Thurmond D. Kitchin</td>
<td>Raleigh</td>
<td>Sept. 24, 1933</td>
</tr>
<tr>
<td>N. Edward Edgerton</td>
<td>Wananish</td>
<td>April 1, 1933</td>
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#### State Hospital for Insane—Morgantown:

<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
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<tbody>
<tr>
<td>J. H. Beall</td>
<td>Lenoir</td>
<td>April 1, 1933</td>
</tr>
<tr>
<td>R. R. Clark</td>
<td>Statesville</td>
<td>April 1, 1933</td>
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<tr>
<td>J. R. Boyd</td>
<td>Waynesville</td>
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</tr>
<tr>
<td>John M. Scott</td>
<td>Charlotte</td>
<td>April 1, 1933</td>
</tr>
<tr>
<td>Dr. J. T. Burrus</td>
<td>High Point</td>
<td>April 1, 1933</td>
</tr>
<tr>
<td>C. E. Brooks</td>
<td>Hendersonville</td>
<td>Sept. 22, 1933</td>
</tr>
<tr>
<td>J. H. Giles</td>
<td>Glen Alpine</td>
<td>Sept. 22, 1933</td>
</tr>
<tr>
<td>Dr. G. S. Kirby</td>
<td>Marion</td>
<td>Sept. 22, 1933</td>
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<tr>
<td>Dr. L. A. Crowell</td>
<td>Lincolnton</td>
<td>Sept. 22, 1933</td>
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#### State Board of Agriculture:

<table>
<thead>
<tr>
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<tr>
<td>W. A. Brown</td>
<td>Rocky Point</td>
<td>March 11, 1935</td>
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<tr>
<td>S. C. Lattimore</td>
<td>Shelby</td>
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<tr>
<td>Charles F. Cates</td>
<td>Mebane</td>
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<tr>
<td>A. Ludeke</td>
<td>Castle Haynes</td>
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#### State Hospital for Insane (Colored)—Goldsboro:

<table>
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<tr>
<th>Name</th>
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<tbody>
<tr>
<td>Dr. J. E. Hart</td>
<td>Wadesboro</td>
<td>April 1, 1933</td>
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<tr>
<td>Dr. John D. Robinson</td>
<td>Walace</td>
<td>April 1, 1933</td>
</tr>
<tr>
<td>E. B. Borden, 3rd.</td>
<td>Goldsboro</td>
<td>April 1, 1933</td>
</tr>
<tr>
<td>Capt. Tom Washington</td>
<td>Wilson</td>
<td>April 1, 1933</td>
</tr>
<tr>
<td>Dr. Geo. W. Paschal</td>
<td>Wake Forest</td>
<td>Sept. 23, 1933</td>
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<tr>
<td>C. P. Aycock</td>
<td>Pantego</td>
<td>Sept. 23, 1933</td>
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<tr>
<td>L. M. Blue</td>
<td>Gibson</td>
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<tr>
<td>W. E. Hooks</td>
<td>Ayden</td>
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<tr>
<td>Mrs. E. F. Corbell</td>
<td>Sunbury</td>
<td>April 1, 1933</td>
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### MORRISON TRAINING SCHOOL:

<table>
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<tbody>
<tr>
<td>W. L. Parsons</td>
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<td>June 17, 1933</td>
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<tr>
<td>T. C. Coxe</td>
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<tr>
<td>Robert Dickson Phillips</td>
<td>Laurinburg</td>
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<tr>
<td>Thad Tate (Col’d.)</td>
<td>Charlotte</td>
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<tr>
<td>C. C. Spaulding (Col’d.)</td>
<td>Durham</td>
<td>June 17, 1933</td>
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<tr>
<td>A. J. Butler</td>
<td>Hoffman</td>
<td>May 23, 1934</td>
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<tr>
<td>B. F. Reynolds</td>
<td>Rockingham</td>
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<tr>
<td>C. S. Massey</td>
<td>Waxhaw</td>
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### EAST CAROLINA INDUSTRIAL TRAINING SCHOOL FOR BOYS:

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<thead>
<tr>
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<tr>
<td>J. C. Braswell</td>
<td>Rocky Mount</td>
<td>June 20, 1933</td>
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<tr>
<td>R. T. Fountain</td>
<td>Rocky Mount</td>
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<tr>
<td>S. C. Sitterson</td>
<td>Hinston</td>
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<tr>
<td>Dr. C. F. Strosnider</td>
<td>Goldsboro</td>
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<tr>
<td>W. H. Dail, Jr.</td>
<td>Greenville</td>
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### CASWELL TRAINING SCHOOL:

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<tr>
<td>Dr. Gideon H. Macon</td>
<td>Warrenton</td>
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<tr>
<td>L. P. Tapp</td>
<td>Kinston</td>
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</tr>
<tr>
<td>Dr. J. F. Nash</td>
<td>St. Pauls</td>
<td>April 10, 1933</td>
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<tr>
<td>L. A. Bethune</td>
<td>Clinton</td>
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<tr>
<td>W. E. Fenner</td>
<td>Rocky Mount</td>
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<tr>
<td>Dr. J. B. Cranmer</td>
<td>Wilmington</td>
<td>May 1, 1933</td>
</tr>
<tr>
<td>W. A. Thompson</td>
<td>Aurora</td>
<td>May 1, 1933</td>
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<tr>
<td>John R. Harvey</td>
<td>Griffon</td>
<td>May 1, 1933</td>
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<tr>
<td>J. Faison Thompson</td>
<td>Goldsboro</td>
<td>May 1, 1933</td>
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### NORTH CAROLINA SCHOOL FOR THE BLIND:

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<tr>
<th>Name</th>
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<th>Expiration</th>
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<tbody>
<tr>
<td>R. L. McMillan</td>
<td>Raleigh</td>
<td>April 1, 1933</td>
</tr>
<tr>
<td>C. M. Wilson</td>
<td>Wilson Mills</td>
<td>April 1, 1933</td>
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<tr>
<td>J. R. Baggett</td>
<td>Lillington</td>
<td>April 1, 1933</td>
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<tr>
<td>W. N. Keener</td>
<td>Durham</td>
<td>April 1, 1933</td>
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<tr>
<td>E. J. Britt</td>
<td>Lumberton</td>
<td>April 1, 1933</td>
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<tr>
<td>Miss Beatrice Cobb</td>
<td>Morganton</td>
<td>April 1, 1933</td>
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<tr>
<td>J. T. Alderman</td>
<td>Henderson</td>
<td>Sept. 24, 1933</td>
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<tr>
<td>John A. Oates</td>
<td>Fayetteville</td>
<td>Sept. 24, 1933</td>
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<tr>
<td>Dr. W. A. Rogers</td>
<td>Franklin</td>
<td>Sept. 24, 1933</td>
</tr>
<tr>
<td>Kelly M. Barnes</td>
<td>Lumberton</td>
<td>Sept. 24, 1933</td>
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<tr>
<td>W. P. Horton</td>
<td>Pittsboro</td>
<td>Sept. 24, 1933</td>
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### NORTH CAROLINA SCHOOL FOR THE DEAF:

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<thead>
<tr>
<th>Name</th>
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<tbody>
<tr>
<td>W. W. Neal</td>
<td>Marion</td>
<td>April 1, 1933</td>
</tr>
<tr>
<td>Dr. Edward Rondthaler</td>
<td>Winston-Salem</td>
<td>April 1, 1933</td>
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<tr>
<td>Mrs. R. B. Boger</td>
<td>Morganton</td>
<td>April 1, 1933</td>
</tr>
<tr>
<td>Name</td>
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<tr>
<td>W. C. Dowd, Sr.</td>
<td>Charlotte</td>
<td>April 1, 1933</td>
</tr>
<tr>
<td>James F. Barrett</td>
<td>Charlotte</td>
<td>Sept. 25, 1933</td>
</tr>
<tr>
<td>Dr. Jenniss Morrill</td>
<td>Falkland</td>
<td>Sept. 25, 1933</td>
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<tr>
<td>Bascom B. Blackwelder</td>
<td>Hickory</td>
<td>Sept. 25, 1933</td>
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**STONEWALL JACKSON TRAINING SCHOOL:**

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<tr>
<th>Name</th>
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<tr>
<td>Mrs. I. W. Faison</td>
<td>Charlotte</td>
<td>April 10, 1933</td>
</tr>
<tr>
<td>Charles A. Cannon</td>
<td>Concord</td>
<td>April 10, 1933</td>
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<tr>
<td>D. B. Coltrane</td>
<td>Concord</td>
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<tr>
<td>L. T. Hartsell</td>
<td>Concord</td>
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<tr>
<td>Herman Cone</td>
<td>Greensboro</td>
<td>April 10, 1933</td>
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<tr>
<td>J. E. Latham</td>
<td>Greensboro</td>
<td>April 10, 1933</td>
</tr>
<tr>
<td>Mrs. Cameron Morrison</td>
<td>Charlotte</td>
<td>Sept. 23, 1933</td>
</tr>
<tr>
<td>Mrs. W. N. Reynolds</td>
<td>Winston-Salem</td>
<td>Sept. 23, 1933</td>
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<tr>
<td>Mrs. R. O. Everett</td>
<td>Durham</td>
<td>Sept. 23, 1933</td>
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<tr>
<td>Miss Eadsale Shaw</td>
<td>Rockingham</td>
<td>Sept. 23, 1933</td>
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<tr>
<td>P. C. Whitlock</td>
<td>Charlotte</td>
<td>Sept. 23, 1933</td>
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**NORTH CAROLINA COLLEGE FOR NEGROES—DURHAM:**

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<thead>
<tr>
<th>Name</th>
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<tr>
<td>N. W. Walker</td>
<td>Chapel Hill</td>
<td>May 1, 1933</td>
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<tr>
<td>J. C. Clifford</td>
<td>Dunn</td>
<td>May 1, 1933</td>
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<tr>
<td>E. P. Wharton</td>
<td>Greensboro</td>
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<tr>
<td>R. M. Gantt</td>
<td>Durham</td>
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<tr>
<td>Henry V. Staton</td>
<td>Bethel</td>
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<tr>
<td>R. L. Flowers</td>
<td>Durham</td>
<td>Oct. 31, 1933</td>
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<tr>
<td>J. B. Mason</td>
<td>Durham</td>
<td>Oct. 31, 1933</td>
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<tr>
<td>Jule B. Warren</td>
<td>Raleigh</td>
<td>Oct. 31, 1933</td>
</tr>
<tr>
<td>W. Henry Courtney</td>
<td>Lenoir</td>
<td>May 1, 1933</td>
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<tr>
<td>A. H. Powell</td>
<td>Oxford</td>
<td>Oct. 31, 1933</td>
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<tr>
<td>J. A. Long</td>
<td>Roxboro</td>
<td>May 1, 1933</td>
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<tr>
<td>John B. Crudup</td>
<td>Henderson</td>
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**WINSTON-SALEM TEACHERS COLLEGE FOR NEGROES:**

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<tr>
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<tbody>
<tr>
<td>Mrs. Lindsey Patterson</td>
<td>Winston-Salem</td>
<td>May 1, 1933</td>
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<tr>
<td>A. D. Folger</td>
<td>Dobson</td>
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<tr>
<td>P. W. Glidewell</td>
<td>Reidsville</td>
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<tr>
<td>J. C. Griffin</td>
<td>Shelby</td>
<td>May 1, 1933</td>
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<tr>
<td>H. E. Fries</td>
<td>Winston-Salem</td>
<td>Sept. 24, 1933</td>
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<tr>
<td>W. A. Blair</td>
<td>Winston-Salem</td>
<td>Sept. 24, 1933</td>
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<tr>
<td>A. H. Eller</td>
<td>Winston-Salem</td>
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</tr>
<tr>
<td>John C. Whitaker</td>
<td>Winston-Salem</td>
<td>Sept. 24, 1933</td>
</tr>
<tr>
<td>N. Eugene Pepper</td>
<td>Danbury</td>
<td>May 1, 1933</td>
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**ELIZABETH CITY COLORED NORMAL:**

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<tr>
<th>Name</th>
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<tbody>
<tr>
<td>H. G. Kramer</td>
<td>Elizabeth City</td>
<td>May 1, 1933</td>
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<tr>
<td>J. K. Wilson</td>
<td>Elizabeth City</td>
<td>May 1, 1933</td>
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<tr>
<td>W. I. Halstead</td>
<td>South Mills</td>
<td>May 1, 1933</td>
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<tr>
<td>T. S. White</td>
<td>Hertford</td>
<td>Oct. 29, 1933</td>
</tr>
</tbody>
</table>
Name | Address | Expiration
--- | --- | ---
Mrs. J. G. Fearing | Elizabeth City | Oct. 29, 1933
G. R. Little | Elizabeth City | Oct. 29, 1933
Captain J. L. Wiggins | Edenton | Oct. 29, 1933
E. T. Burgess | Elizabeth City | May 1, 1933

**FAYETTEVILLE COLORED NORMAL:**

Name | Address | Expiration
--- | --- | ---
Dr. Allen McLean | Wagram | May 1, 1933
Dr. J. C. Grady | Kenly | May 1, 1933
Dr. Dan Smithwick | Louisburg | May 1, 1933
Mrs. John D. Whitford | New Bern | May 1, 1933
A. M. Shaw | Lillington | May 1, 1933
H. L. Cook | Fayetteville | Oct. 29, 1933
Dr. H. W. Lilly | Fayetteville | Oct. 29, 1933
Henry L. Stevens, Jr | Warsaw | Oct. 29, 1933
Q. K. Nimocks, Jr | Fayetteville | Oct. 29, 1933

**APPALACHIAN STATE NORMAL:**

Name | Address | Expiration
--- | --- | ---
T. C. Bowie | Jefferson | May 1, 1933
Miss Celeste Henkle | Statesville | May 1, 1933
G. P. Hageman | Boone | May 1, 1933
Hugh A. Cranor | Wilkesboro | May 1, 1933

Upon motion of Senator Johnson of Duplin, the appointments named in the above message are approved and confirmed for the position and term as specified.

Upon motion of Senator Grier, the Executive Session is dissolved and the Senate proceeds with its regular business.

Upon motion of Senator Dunlap, the Senate adjourns to meet tomorrow morning at ten o'clock.

**FORTY-FOURTH DAY**

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. Harry A. Cox, Assistant Christ Church, Vicar of St. Savior's, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to Ex-Senator Odell.

**MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 324, A bill to provide for the licensing and supervision of camps. Referred to Committee on Public Health.
H. B. 383, A bill to regulate placing of juvenile delinquents or dependents and to define what shall constitute a settlement of such child coming from without the state into North Carolina.
  Referred to Committee on Judiciary No. 1.
H. B. 510, A bill to amend Chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding.
  Referred to Committee on Public Health.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
  By Senator Williams: S. R. 283, A joint resolution to pay the expenses of the Committee from the Senate and House of Representatives visiting the State School for the Deaf at Morganton.
  Referred to Committee on Appropriations.
  By Senator Lynch: S. B. 284, A bill to allow property owners and first mortgagees to redeem land sold for taxes in Robeson County.
  Referred to Committee on Finance.
  By Senator Rankin: S. B. 285, A bill to amend Section 1 of Chapter 77 of the Public Laws of 1925, in regard to charges to be made against corporations merging under provisions of the laws of the State of North Carolina.
  Referred to Committee on Corporations.
  By Senator Whedbee: S. B. 286, A bill to amend Section 2 of Article 13 of the Constitution, as it relates to the submission to the people of amendments.
  Referred to Committee on Constitutional Amendments.
  By Senator McLean: S. B. 287, A bill to appoint a road supervisor for Polk County.
  Upon motion of Senator McLean, the rules are suspended and the bill is placed upon its immediate readings.
  Passes its second and third readings, and is ordered sent to the House of Representatives by Special Messenger.
  By Senator Baggett: S. B. 288, A bill to amend Section 5 of Chapter 602 of the Public Laws of 1913, relating to the salary of the judge of the recorder's court for Harnett County.
  Upon motion of Senator Baggett, the rules are suspended and the bill is placed upon its immediate readings.
  Passes its second and third readings, and is ordered sent to the House of Representatives.
  By Senator Burrus: S. B. 289, A bill to amend Chapter 220 of the Public Laws of 1923, Section 2797 of the Consolidated Statutes and acts amendatory thereof, relating to condemnation proceedings and assessment districts for condemnation proceedings.
  Referred to Committee on Judiciary No. 2.
  By Senator Pritchett: S. B. 290, A bill to authorize collection of certain delinquent taxes in the town of Aulander, Bertie County, North Carolina.
  Referred to Committee on Judiciary No. 2.
  By Senator Rankin: S. B. 291, A bill to allow Mount Holly School Board to use the surplus arising from the levy of taxes for bonds and interest to retire an obligation to the board of education of Gaston County
for money borrowed in lieu of issuing bonds for completion of school building.

Referred to Committee on Finance.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Peel, for the Committee on Public Roads:
H. B. 338, A bill to amend Chapter 2, Public Laws of 1921, and acts amendatory thereof and additional thereto, relating to the State Highway System and public roads of the state, and to provide for the maintenance thereof with a favorable report as amended.

By Senator Clement, for the Committee on Courts and Judicial Districts:
H. B. 562, A bill to convert March, 1931, term of civil court for Pasquotank County into a mixed term, with a favorable report.

Upon motion of Senator Whedbee, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

By Senator Horton, for the Committee on Judiciary No. 2:
H. B. 456, A bill relating to incorporation of Davenport College, with an unfavorable report.

H. B. 11, a bill relating to the extradition of persons charged with crime and to make uniform the law with reference thereto, with a favorable report as amended.

H. B. 12, A bill to designate the time when the tax collector or other authority collecting taxes and drainage assessments in Robeson County shall advertise and sell lands for failure to pay drainage assessments in drainage districts in Robeson County, with an unfavorable report.

H. B. 14, A bill designating the manner of appointment of drainage commissioners in Robeson County, with an unfavorable report.

H. B. 89, A bill to require the filing of claims with and regulating actions against the town of Black Mountain, with a favorable report.

H. B. 434, A bill to protect the public from false advertisement and fraudulent sales, with a favorable report as amended.

S. B. 175 A bill to amend Section 2445 of the Consolidated Statutes as amended by Chapter 100 of the Public Laws of 1923 and Chapter 151 of the Public Laws of 1927, relating to the filing of liens by laborers and material men on municipal contracts by providing that the notice of debt be filed with the owners and surety, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 255, A bill to amend Section 3296 of the Consolidated Statutes of North Carolina, relating to justices of the peace, with a favorable report as amended.

S. B. 256, A bill to amend Section 671 of the Consolidated Statutes of North Carolina, relating to sales under execution, with a favorable report as amended.

By Senator Peel, for the Committee on Public Roads:
S. B. 84, A bill to amend Chapter 218, Public Laws of 1929, relating to the state highway patrol, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.
By Senator Baggett, for the Committee on Insurance:
S. B. 248, A bill determining the rights of creditors and beneficiaries under policies of life insurance, with a favorable report.
H. B. 418, A bill to regulate mutual burial associations and assessment insurance associations without prejudice.
H. B. 513, A bill to amend Section 5180 of the Consolidated Statutes of 1919, relating to mutuality of building and loan associations.

Upon motion of Senator Baggett, the bill is re-referred to the Committee on Insurance.
H. B. 514, A bill to amend Section 5170 of the Consolidated Statutes of 1919, relating to organization of building and loan associations, with a favorable report.
H. B. 560, A bill to amend Section 5176 of the Consolidated Statutes of 1919, relating to entrance and membership fees and solicitor's commission in building and loan associations, with a favorable report.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 223, A bill to amend Chapter 208 of the Private Laws of 1927, relating to the salary of the mayor of the town of Warsaw in Duplin County.

Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 257, A bill to require the clerk of the Superior Court of Caswell County to record in the entirety all special proceedings in said county.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives.
H. B. 412, A bill authorizing the county commissioners of Yancey County to impose the duties of county accountant upon the register of deeds of Yancey County.
Passes its second and third readings and is ordered enrolled.
H. B. 451, A bill relating to witness fees in Beaufort County, amending Section 3893, Consolidated Statutes.
Passes its second and third readings and is ordered enrolled.
H. B. 453, A bill to substitute posted notices for newspaper notices of public sales and foreclosures in Hyde County.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 478, A bill to impose the duties of tax collector upon the secretary-treasurer of the town of Spruce Pine and provide bond therefor.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 479, A bill to amend Chapter 3904 of the Consolidated Statutes, increasing the fees of the clerk of Superior Court of Mitchell County and to create for said county the office of treasurer-collector, and to fix the salary and fees of the sheriff of Mitchell County.
Passes its second and third readings and is ordered enrolled.
H. B. 516, A bill to validate the official acts of A. L. Lingle, a justice of the peace of Rowan County.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 524, A bill to validate certain legal sales in Transylvania County.

Passes its second and third readings and is ordered enrolled.

H. B. 550, A bill to authorize the mayor and commissioners of the town of Kings Mountain, North Carolina, to sell or donate a vacant lot to the Woman's Club.

Passes its second and third readings and is ordered enrolled.

S. B. 253, A bill for the relief of the treasurer and sheriff and other officials of Wilkes County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 255, A bill for the extension of the corporate limits of the city of Hickory, for an election, in furtherance thereof, for the repeal of the charters of other towns within extended limits, and for other purposes, upon third reading.

Passes its third reading, ayes 42, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clarkson, Clement, Dunlap, Folger, Gower, Gravelly, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Beaufort, Ward of Craven, Whedbee, Williams—42.

The bill is ordered sent to the House of Representatives for concurrence in the Senate amendments.

SPECIAL ORDER

The hour for the Special Order having arrived, the President lays before the Senate S. B. 57, a bill relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways and to make uniform the law relating thereto.

The substitute offered by the Committee is adopted.

Senator Pritchett offers an amendment.

Upon motion of Senator Burrus, the Senate takes a recess until 1:30 P. M.

AFTERNOON SESSION

Senate Chamber,
Thursday, February 26, 1931.

The Senate meets pursuant to recess and is called to order by Lieutenant-Governor R. T. Fountain.

Upon motion of Senator Peel: H. B. 338, A bill to amend Chapter 2, Public Laws of 1921 and acts amendatory thereof and additional thereto, relating to the state highway system and public roads of the state and to provide for the maintenance thereof, is made a special order for tonight at 8:30.
Upon motion of Senator Burt: S. B. 74, A bill to repeal Sections 1786, 1787, and 1788 of the Consolidated Statutes of North Carolina known as "Book-Debt" statutes and to substitute in lieu thereof a new statute, is recalled from the Committee on Counties, Cities and Towns and placed on the Calendar.

The courtesies of the floor are extended to former Senator Grady.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Whedbee: S. R. 292, A joint resolution to provide for the appointment of a commission to consider and submit to the 1933 session of the General Assembly proposed amendments to the Constitution of the State, or a proposed new draft of the Constitution.

Referred to Committee on Constitutional Amendments.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. R. 707, A joint resolution in regard to the death of Honorable Gallatin Roberts, late member of the General Assembly of North Carolina from Buncombe County.

Upon motion of Senator Bernard, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

REPORT OF COMMITTEE

February 26, 1931.

Mr. President:

We, the undersigned Conference Committee on the part of the Senate and House of Representatives, with reference to H. B. 66, objection having been withdrawn, we do so recommend that the House concur in the Senate amendment.

Fred I. Sutton,
G. D. Gatling,
W. T. Brown,
For the House of Representatives.

W. R. Lovill,
Chas. Whedbee,
For the Senate.

Upon motion of Senator Grier, the report is adopted.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 409, An act to give to owners of peanut pickers a lien on peanuts picked in Northampton and Martin Counties.
H. B. 356, An act to prevent the weighing of cotton in bales within the corporate limits of the town of Waxhaw by any other person except the official cotton weigher at Waxhaw and to fix the charge for weighing cotton in Marshville.

H. B. 468, An act to amend Chapter 69 of the Public-Local Laws, extra session of 1913, and acts amendatory thereto, relative to exclusive stock law in Jackson County.

H. B. 544, An act to amend Section 2366 of the Consolidated Statutes, relating to dispossession of tenant by landlord in Rutherford County.

H. R. 648, A joint resolution providing for joint meeting of the Senate and House of Representatives at the State Theatre at two o'clock, P. M. Monday, March second to hear the address of Hon. Alfred E. Smith.

H. B. 411, An act to provide for the registration of maps or plats in Moore County.

H. R. 649, A joint resolution providing for celebration of sesqui-centennial of the battle of Guilford Court House.

H. B. 551, An act to amend Chapter 113, Public Laws, 1921, relative to fees of justices of peace of Madison County.

SPECIAL ORDER

The Senate resumes consideration of the special order S. B. 57, a bill relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways and to make uniform the law relating thereto.

Senators Blount and Pritchett offer an amendment.
Senator McLean offers an amendment.
Senator McSwain offers an amendment.
Senator Folger offers an amendment.
Senator Burrus offers an amendment.

Upon motion of Senator Gravely, the Senate takes a recess until 8:30 o'clock tonight.

EVENING SESSION

SENATE CHAMBER,
THURSDAY, FEBRUARY 26, 1931.

The Senate meets pursuant to recess, and is called to order by Lieutenant-Governor R. T. Fountain.

The courtesies of the floor are extended to former Congressman C. R. Hoey, former Representative Wilson, and Ex-Senators Heath, Woltz and Lattimore.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 162, A bill to create and establish a local government commission, a director of local government, and to prescribe the powers and duties of such commission and director; to prescribe certain duties of governing bodies of the various units of local government and provide penalties for the violations thereof, and to repeal certain inconsistent laws.
SPECIAL ORDER NO. 1.

The President lays before the Senate S. B. 57, a bill relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways and to make uniform the law relating thereto.

The amendment offered by Senator Burrus fails of adoption.

The amendment offered by Senator Folger is adopted.

The amendment offered by Senator McSwain fails of adoption.

Senator McLean calls for the ayes and noes on this amendment.

The call is sustained, and the amendment fails of adoption, ayes 16, noes 27, as follows:


Those voting in the negative are: Senators Bennett, Blount, Campbell, Clarkson, Clement, Dortch, Dunlap, Gravely, Grier, Gwyn, Harmon, Haywood, Hinsdale, Horton, Lawrence, Lindsay, Lovill, McKee, Nixon, Peel, Rankin, Rodwell, Umstead, Uzzell, Whedbee, Williams, Zollicoffer—27.

The amendment offered by Senators Blount and Pritchett is adopted.

Senator McLean offers an amendment which fails of adoption.

The bill passes its second reading, ayes 34, noes 12, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Blount, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Harmon, Hatchett, Haywood, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lindsey, Lovill, McKee, Nixon, Peel, Powell, Rankin, Rodwell, Umstead, Uzzell, Whedbee, Williams, Zollicoffer—34.

Those voting in the negative are: Senators Baggett, Burrus, Burt, Hardy, Hicks, Jones, McLean, McSwain, Price, Pritchett, Ward of Beaufort, Ward of Craven—12.

Upon motion of Senator Gravely, S. B. 232, A bill to create in the Governor's office a division of purchase and contract and to prescribe the powers and duties thereof, is made a special order for tomorrow at the expiration of the morning hour.

Upon motion of Senator Whedbee, H. B. 567, A bill to amend Chapter 94, article 1 of the Consolidated Statutes of North Carolina, relating to drainage, is recalled from the Committee on Finance and referred to the Committee on Judiciary No. 1.

Upon motion of Senator Lindsey, S. B. 156, A bill providing for the appointment of certified public weights and measures servants and defining their powers and duties, and S. B. 157, A bill providing for the repeal and re-enactment of uniform weights and measures and providing penalties for violation thereof, are taken from the unfavorable Calendar and re-referred to the Committee on Agriculture.

SPECIAL ORDER NO. 2.

The President lays before the Senate H. B. 338, A bill to amend chapter 2, Public Laws of 1921, and acts amendatory thereof, relating to the State Highway system and public roads of the State, and to provide for the maintenance thereof.
Upon motion of Senator Peel, it is agreed that the vote upon this bill be taken at the session tomorrow.

Upon motion of Senator McSwain, the rules are suspended and the reading of the bill is dispensed with.

Senator Clement offers a substitute bill.

Upon motion of Senator Dunlap, the Senate adjourns to meet tomorrow at 12 o'clock M.

FORTY-FIFTH DAY

SENATE CHAMBER,
Friday, February 27, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. W. W. Davidson, Johnson Memorial Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to Ex-Senator D. L. Raymer.

Upon motion of Senator Pritchett, S. B. 272, A bill to provide State pensions of $7.50 per month for blind sons and daughters of deceased Confederate veterans over 65 years of age, supplemented by a like amount to be paid by the Counties, is recalled from the Committee on Pensions and rereferred to the Committee on Appropriations.

PETITIONS

Senator Bennett presents to the Senate a petition from citizens of Cherokee County with reference to proposed road legislation.

Referred to Committee on Public Roads.

The President presents to the Senate reports from several State Departments in reference to H. R. 36, A joint resolution calling on the heads of the State Departments to furnish to each House of the General Assembly an itemized expense account covering the six months period ended December 31, 1930.

Referred to Committee on Salaries and Fees.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 144, A bill to provide additional terms of the Superior Court for Davidson County.

Referred to Committee on Courts and Judicial Districts.

H. B. 287, A bill to amend Section 5033 of the Consolidated Statutes of North Carolina, as amended by Chapter 251, Public Laws of 1927, relating to employment of children under sixteen years of age.

Referred to Committee on Public Welfare.

H. B. 332, A bill to regulate game blinds and waterfowl hunting in Carteret County.

Referred to Committee on Commercial Fisheries.
H. B. 334, A bill to amend Section 1443, Volume III, of the Consolidated Statutes of North Carolina, relating to the Courts of Avery County. Referred to Committee on Courts and Judicial Districts.

H. B. 353, A bill to repeal Chapter 153, of the Public Laws of 1929, and to amend Section 1443, Volume III, of the Consolidated Statutes, relating to Courts of Pitt County. Referred to Committee on Courts and Judicial Districts.

H. B. 370, A bill to amend Section 534 of the Consolidated Statutes of North Carolina, and to add thereto Section 534a for the purpose of permitting and requiring the delivery of itemized accounts and requiring specific denials or admissions of items thereof. Referred to Committee on Judiciary No. 2.

H. B. 467, A bill to amend Chapter 139, Public-Local Laws, Extra Session, 1924, relating to criminal courts of Harnett County.

Upon motion of Senator Baggett, the rules are suspended and the bill is placed upon the Calendar.

H. B. 500, A bill to prevent the obstruction of streams in Cumberland County. Referred to Committee on Agriculture.

H. B. 574, A bill to amend Section 1443, Volume III, of the Consolidated Statutes, as amended by Chapter 123 of the Public Laws, 1927, relating to terms of Court of Tyrrell County. Referred to Committee on Courts and Judicial Districts.

H. B. 596, A bill to repeal Chapter 87 of the Public-Local Laws of 1929, abolishing the salary of the Clerk of the Recorder's Court of Franklin County. Referred to Committee on Counties, Cities and Towns.

H. B. 612, A bill to repeal Chapter 53, Public-Local Laws, 1929, and to create the office of Treasurer for the County of Gaston. Referred to Committee on Counties, Cities and Towns.

H. B. 618, A bill to abolish the salary fund in Durham County and to provide for the application and disposition of all fees, commissions, profits and emoluments collected by the various County officers and their deputies. Referred to Committee on Counties, Cities and Towns.

H. B. 620, A bill to authorize the Board of Commissioners of the County of Durham to provide additional deputies in the office of the Sheriff of Durham County. Referred to Committee on Counties, Cities and Towns.

H. B. 621, A bill creating the office of tax collector in Durham County. Referred to Committee on Counties, Cities and Towns.

H. B. 630, A bill to appoint successors to members of the County Board of Road Commissioners of Ashe County. Referred to Committee on Public Roads.

H. B. 661, A bill to regulate the fees for the service of civil and criminal process by the Sheriff, or other lawful officer within the County and the Constables of the various Townships and the fees of the Justices of the Peace of Henderson County. Referred to Committee on Judiciary No. 1.

H. B. 709, A bill to regulate the rights of the County of Pasquotank as to certain securities held by it in lieu of bond of the Savings Bank and Trust Company.
Referred to Committee on Finance.
S. B. 67, A bill to amend Section 2583 of the Consolidated Statutes, relating to the appointment of trustees in deeds of trust, for concurrence in the House amendment.
The bill is placed upon the Calendar.
S. B. 118, A bill to prevent the sale of poisonous alcohol without proper identification, for concurrence in the House substitute.
The bill is placed upon the Calendar.
S. B. 129, A bill to amend Chapter 27 of the Consolidated Statutes, relative to County Courts, for concurrence in the House amendment.
The bill is placed upon the Calendar.
H. B. 499, A bill relating to terms of Superior Court in the Ninth Judicial District.
Referred to Committee on Courts and Judicial Districts.
H. B. 548, A bill to amend Section 6508 of the Consolidated Statutes to permit members of a fraternal benefit society or order to designate any charitable institution maintained by such society or order as beneficiary.
Referred to Committee on Insurance.
H. B. 557, A bill to amend Section 1443, Volume III, of the Consolidated Statutes, as amended by Chapter 185, Public-Local Law, 1923, relative to the terms of Court of Bertie County.
Referred to Committee on Courts and Judicial Districts.
H. B. 583, A bill to amend Section 1443, of Consolidated Statutes of North Carolina, reducing the number of terms of the Superior Courts of Lee County, and solely relating to said County.
Referred to Committee on Courts and Judicial Districts.
H. B. 593, A bill repealing Chapter 104 of the Public Laws of 1927, regulating fixing calendars for civil terms of Superior Court in Guilford County.
Referred to Committee on Courts and Judicial Districts.
H. B. 597, A bill to amend Section 3401, of the Code, 1927, exempting Nash County from the payment to the Sheriff of any sum for seizing distilleries.
Referred to Committee on Judiciary No. 1.
H. B. 605, A bill to validate certain legal sales in Greene, Lenoir and Mitchell Counties.
Referred to Committee on Judiciary No. 2.
H. B. 626, A bill to amend Chapter 36, Public Laws of 1927, amending Section 7667 of the Consolidated Statutes, relative to distribution of Supreme Court reports and other public laws and documents.
Referred to Committee on Judiciary No. 1.
H. B. 637, A bill to amend Chapter 196, Public Laws of 1913, and Section 1443, of the Consolidated Statutes, relating to the time of holding certain courts in Chowan and Beaufort Counties.
Referred to Committee on Courts and Judicial Districts.
H. B. 641, A bill to amend Chapter 216, Public Laws of 1923, relating to the General County Court in Wilson County.
Referred to Committee on Courts and Judicial Districts.
H. B. 645, A bill for the relief of land owners of the town of Mount Holly, North Carolina, extending the time to enforce lien collection and commence action for local improvement assessments.
Referred to Committee on Finance.
The following message is received from the House of Representatives:

February 27, 1931.

Mr. President:
Please return to the House, H. B. 421 for further consideration by the House.

Respectfully,
Thad Eure,
Principal Clerk.

The bill is ordered returned to the House of Representatives.

REPORT OF CONFERENCE COMMITTEE

To the President of the Senate and Speaker of the House of Representatives:

Report of Senate and House Conferees on Senate Bill 99:

Your Conferees, appointed to adjust the differences between the House and Senate on the above mentioned bill, report and recommend that the House recede from its amendment and concur in the bill as passed by the Senate.

Respectfully submitted,

H. P. Grier,
Hayden Clement,
Conferees on the part of the Senate.

D. Mac Johnson of Halifax,
E. C. Brooks,
W. R. Dosher,
Conferees on the part of the House.

Upon motion of Senator Johnson of Duplin, the report of the Conferees is adopted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Blount, for the Committee on Judiciary No. 1:

S. B. 207, A bill regulating sales of real and personal property by receivers, with a favorable report.

S. B. 282, A bill to amend Chapter 207, Private Laws of 1897, relating to the charter of the Eastern Band of Cherokee Indians, with a favorable report.

S. B. 268, A bill to amend Section 1260, of the Consolidated Statutes, relating to officers' fees in Criminal actions when not a true bill is found in Avery County, with an unfavorable report.

S. B. 269, A bill to prohibit throwing laps of trees in the streams of Avery and Watauga Counties, with a favorable report.

S. B. 147, A bill for the protection of schools, colleges and universities, with an unfavorable report.

S. B. 170, A bill relating to the granting of license to practice law by the Supreme Court of North Carolina, with a favorable report.
H. B. 258, A bill to authorize Boards of Commissioners to establish County Courts with criminal jurisdiction, with a favorable report as amended.

H. B. 455, A bill to abolish the fee system in the various courts of Richmond County and to place the officers of said County on a salary basis, with an unfavorable report.

H. B. 75, A bill to amend Section 2591 of the Consolidated Statutes of North Carolina, as amended by Chapter 16, Public Laws, 1929, relating to reopening judicial and other sales on advanced bid, with a favorable report.

S. B. 276, A bill to amend Section 16 of the Consolidated Statutes, relative to the right of qualifying executor under a will duly probated solely to discharge the duties of said executorship where one or more of the executors appointed in said will renounce or refuse to qualify, with a favorable report.

By Senator Horton, for the Committee on Judiciary No. 2:

S. B. 290, A bill to authorize collection of certain delinquent taxes in the town of Aulander, Bertie County, North Carolina, with a favorable report as amended.

S. B. 247, A bill providing for the election of the Recorder, Vice-Recorder, Clerk and Prosecuting Officer for the Recorder's Court of Wake Forest, Wake County, North Carolina, and fixing the salaries of said officers, the territorial jurisdiction of said court and providing for the holding of an election, with a favorable report.

By Senator McKee, for the Committee on Public Welfare:

S. B. 193, A bill to amend Chapter 128 of the Public Laws of 1921, relating to County Superintendents of Public Welfare, with an unfavorable report.

S. B. 182, A bill to amend Section 5033 of the Consolidated Statutes of North Carolina, so as to permit newspaper carrier boys to be employed between the hours of 5 A. M. and 8 P. M., with a favorable report.

H. R. 609, A Joint Resolution requesting the Governor of North Carolina to inform the General Assembly of recommendations of committee appointed by him to study methods for relief of unemployment, with a favorable report.

By Senator Ward, for the Committee on propositions and Grievances:

H. B. 429, A bill to provide for the better enforcement of the prohibition laws in Montgomery County, with a favorable report.

H. B. 433, A bill to amend Chapter 466 of the Public-Local Laws of 1929, exempting Graham County from poolroom law, with a favorable report.

H. B. 445, A bill to amend Chapter 358, of the Public-Local Laws of 1927, relative to the enforcement of the Turlington act in Franklin County, with a favorable report.

H. B. 481, A bill to repeal Chapter 259, Public-Local Laws of 1929, relating to inoculation of dogs for rabies in Mitchell County, with a favorable report.

H. B. 482, A bill to repeal Chapter 84, Public-Local Laws of 1929, relating to fowls running at large in Mitchell County, with a favorable report.
H. B. 545, A bill amending Chapter 156 of the Private Laws of 1923, relating to the establishing of the Boxing Commission for the City of Asheville, with a favorable report.

H. B. 580, A bill to repeal Chapter 2, of the Public-Local Laws of 1919, entitled "An act to amend the prohibition law and to provide for the better enforcement of the same in Burke County," with a favorable report.

By Senator Clark, for the Committee on Counties, Cities and Towns:

H. B. 592, A bill to repeal Chapter 24 of the Public-Local Laws of 1927, relating to the office of Tax Collector of Johnston County, with a favorable report.

H. B. 582, A bill to repeal Chapter 303, Public-Local Laws, 1917, entitled "An act to allow the Board of Commissioners for Burke County to employ special officers," with a favorable report.

H. B. 559, A bill to restore the corporate limits of the town of Peachland, Anson County, to what they were originally, with a favorable report.

H. B. 531, A bill to repeal Chapter 209 of the Private Laws of 1927, creating Power and Water Commission for the town of Plymouth, with a favorable report.

H. B. 532, A bill to authorize the Commissioners of Carteret County to appoint a Tax Collector; fix his compensation and to fix the salary of the Sheriff of Carteret County, with a favorable report.

H. B. 346, A bill to amend charter of the town of Highlands, Macon County, with a favorable report.

H. B. 349, A bill to amend Section 5445. Chapter 95, Consolidated Statutes of North Carolina (Section 5619 of the Code of 1927), as amended by authorizing the Commissioners of Chowan County to fix bond required of Treasurer of School Fund of said County in the sum not to exceed double the amount of the average cash balance to the credit of the school fund of said County and not less than the average cash balance to the credit of said fund as the Commissioners of said County may determine, with a favorable report.

H. B. 309, A bill to revise, consolidate and amend the charter of the town of Chapel Hill, with a favorable report.

H. B. 553, A bill to decrease the number of Commissioners of the town of Bailey, Nash County, from five to three, with a favorable report.

H. B. 489, A bill to repeal Chapter 307, Public-Local Laws of 1921, relating to fees of the Clerk of Superior Court of Currituck County, with a favorable report.

H. B. 488, A bill to require the County Treasurer of Currituck County to furnish bond in a surety company for all public funds entrusted to said Treasurer, with a favorable report.

S. B. 237, A bill to repeal Chapter 331, of Public-Local Laws of 1925, and to abolish the commission form of government for Jackson County, and to make the County accountant clerk to the Board of said County and provide for his salary, with a favorable report.

Upon motion of Senator McKee, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 233, A bill to authorize and enable the Counties of Chowan, Gates, Perquimans, Pasquotank, Camden and Currituck to establish a district
prison farm and provide for purchase and maintenance, with a favorable report.

S. B. 254, A bill to authorize, enable and direct the Counties of Chowan, Gates, Perquimans and Pasquotank to establish a District Community Home for aged and infirm and provide for purchase and maintenance of same, with a favorable report as amended.

S. B. 281, A bill to re-enact Chapter 17, Private Laws of 1911, relating to the charter of the town of Marble, and repeal Chapter 335, Public-Local Laws, 1915, and Chapter 197, Public-Local Laws of 1917, with a favorable report.

S. B. 258, A bill relating to tax listing in Johnston County, with a favorable report.

S. B. 245, A bill for the relief of John J. Taylor, sheriff of Stokes County, with a favorable report.

By Senator Folger, for the Committee on Education:

H. B. 129, A bill to amend section 1, chapter 70, Private Laws of 1923, providing for the election of five members of the school committee for the town of East Spencer, with a favorable report.

Upon motion of Senator Folger, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bennett: S. B. 293, A bill validating indebtedness of Swain County.

Referred to Committee on Finance.

By Senator Bennett, S. B. 294, A bill validating indebtedness of the town of Bryson City.

Referred to Committee on Finance.

By Senator Nixon: S. B. 295, A bill providing for the drainage and maintenance of creeks in Catawba County.

Referred to Committee on Finance.

By Senator Lindsay: S. B. 296, A bill to amend section 1293 of the Consolidated Statutes of North Carolina, relating to the number of county commissioners of Brunswick County and to provide that only one member can be from a township of said county.

Upon motion of Senator Lindsay, the rules are suspended and the bill is placed on the Calendar.

By Senator Hicks: S. B. 297, A bill to place Mrs. Martha Belle Austin, of Jones County, on the pension list.

Referred to Committee on Pensions.

By Senator Dortch: S. B. 298, A bill authorizing the board of county commissioners of Wayne County to make certain adjustments with the Fremont, Mount Olive and Goldsboro special charter school districts.

Upon motion of Senator Dortch, referred to the Committee on Counties, Cities and Towns.

By Senator Dortch: S. B. 299, A bill to amend section 2306 of the Consolidated Statutes, relating to the penalty of usury.

Referred to Committee on Judiciary No. 2.
By Senator Burrus: S. B. 300, A bill to permit payment of income taxes in quarterly installments.
   Referred to Committee on Finance.
By Senator Burrus: S. B. 301, A bill releasing owners of motor vehicles from responsibility for injuries to passengers therein under certain conditions.
   Referred to Committee on Judiciary No. 2.
By Senator Burrus: S. B. 302, A bill to amend chapter 395 of the Public Local Laws of 1909 and all acts amendatory thereof, relating to the city charter of the city of High Point.
   Referred to Committee on Counties, Cities and Towns.
By Senator Campbell: S. B. 303, A bill to define and establish the senatorial districts of the state as required by the constitution, and to make the apportionment of the members of the Senate.
   Referred to Committee on Senatorial Districts.
By Senators McSwain and Umstead: S. B. 304, A bill to regulate the appointment of members of the General Assembly to office.
   Referred to Committee on Propositions and Grievances.
By Senator Umstead by request: S. B. 305, A bill to amend chapter 56, article 9 thereof of the Consolidated Statutes, so as to authorize municipalities to make local improvements on streets on rights of way of railroads, and to specially assess a part of the cost of such improvement against property abutting directly on the work, other than property belonging to railroads.
   Referred to Committee on Judiciary No. 1.
By Senator Hinsdale: S. B. 306, A bill to relieve church property in the town of Zebulon, Wake County, North Carolina, from all street paving assessments becoming due January 1st, 1930, and subsequent thereto if approved by a majority of the voters.
   Referred to Committee on Counties, Cities and Towns.
By Senator Lindsay: S. B. 307, A bill to reduce freight rates throughout the State of North Carolina, promote the public welfare; to place freight rates upon a parity with those of other states and localities; to provide water transportation; to locate a port terminal at Deep Tidewater, create a port commission, prescribe its duties and powers; and for other purposes.
   Referred to Committee on Water Commerce.
By Senator McLean: S. B. 308, A bill to abolish the office of tax collector in Polk County and place the duty of collecting taxes in the hands of the sheriff.
   Upon motion of Senator McLean, the rules are suspended and the bill is placed upon its immediate readings.
   Passes its second and third readings and is ordered sent to the House of Representatives.
By Senator Whedbee: S. B. 309, A bill to provide the manner in which the issuance of bonds or notes of a unit and the indebtedness of a unit may be validated.
   Referred to Committee on Finance.
By Senator Whedbee: S. B. 310, A bill providing for the extension of special assessments.
   Referred to Committee on Finance.
By Senator Whedbee: S. B. 311, A bill to provide for the collection of special assessments in cities and towns.
    Referred to Committee on Finance.
By Senator Clark: S. B. 312, A bill to authorize the town of Tarboro to enlarge and extend its electric light facilities and furnish lights beyond the corporate limits.
    Referred to Committee on Counties, Cities and Towns.
By Senator Clark: S. B. 313, A bill to amend section 1389 of the Consolidated Statutes, pertaining to bonds of county financial agents.
    Referred to Committee on Counties, Cities and Towns.
By Senator Clark: S. B. 314, A bill authorizing the setting aside of a certain portion of the town commons in Tarboro, North Carolina, for the erection of a public building for certain civic and patriotic interests.
    Referred to Committee on Counties, Cities and Towns.
By Senator Gwyn: S. B. 315, A bill to mend the code of civil procedure, Consolidated Statutes, section 476, in regard to the return date of summons; section 482, in regard to service and return of summons, and sections 485 and 487, in regard to service of summons by publication.
    Referred to Committee on Judiciary No. 1.
By Senator Jones: S. B. 316, A bill prescribing the time for the service of summons by publication.
    Referred to Committee on Judiciary No. 1.
By Senator Hendren: S. B. 317, A bill to repeal section 672 of the Consolidated Statutes concerning the time for the return of execution, and re-enacting the same.
    Referred to Committee on Judiciary No. 1.
By Senator Pritchett: S. B. 318, A bill validating indebtedness of the town of Aulander.
    Referred to Committee on Finance.
    Upon motion of Senator Baggett, the rules are suspended and the bill is placed upon its immediate readings.
    Passes its second and third readings and is ordered sent to the House of Representatives.
By Senator Folger: S. B. 320, A bill to divide North Carolina into eleven congressional districts.
    Referred to Committee on Congressional Districts.
By Senator Bernard: S. B. 321, A bill to authorize clerks of the Superior Courts to appoint successor trustees to insolvent banks and trust companies.
    Referred to Committee on Judiciary No. 2.
By Senator McLean: S. B. 322, A bill to create a state board of examiners of farmers; dairymen and all persons engaged in the tillage of the soil, and to provide for the licensing thereof.
    Referred to Committee on Agriculture.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:
H. B. 537, An act to create a State board of examiners of plumbing and heating contractors, and to license persons engaging in the plumbing and heating contracting business.

H. B. 477, An act to provide for trustees of the Spruce Pine Hospital located at Spruce Pine, Mitchell County, to fix the terms of office of said trustees and to validate a resolution of the county commissioners of Mitchell County with respect to said hospital.

H. B. 479, An act to amend chapter 3904 of the Consolidated Statutes, increasing the fees of the clerk of the Superior Court of Mitchell County and to create for said county the office of treasurer-tax collector, and to fix the salary and fees of the sheriff of Mitchell County.

H. B. 451, An act relating to witness fees in Beaufort County, amending section 3893, Consolidated Statutes.

H. B. 550, An act to authorize the mayor and commissioners of the town of Kings Mountain, North Carolina, to sell or donate a vacant lot to the woman's club.

H. B. 524, An act to validate certain legal sales in Transylvania County.

H. B. 412, An act authorizing the county commissioners of Yancey County to impose the duties of county accountant upon the register of deeds of Yancey County.

H. B. 562, An act to convert the March 1931 term of Civil Court for Pasquotank County into a mixed term.

S. B. 174, An act relating to the grand and petit jury of Cherokee County.

S. R. 275, A joint resolution requesting the secretary of the United States Navy to send the cruiser Raleigh to Southport Harbor, Southport, North Carolina.

H. R. 707, A joint resolution in regard to the death of Honorable Gallatin Roberts, late member of the General Assembly of North Carolina from Buncombe County.

S. B. 117, An act to amend chapter 87, Public Laws of 1925, relating to professional nursing.

S. B. 160, An act to punish abandonment by mother of children under sixteen years of age.

H. B. 160, An act to amend section 730 of the Consolidated Statutes, permitting deputy sheriffs to lay off homesteads.

S. B. 115, An act to amend chapter 116, Public Laws, 1921, as amended by chapter 262, section 4 of Public Laws of 1925, relating to the capital stock of corporations.

H. B. 42, An act to amend chapter 141 of Private Laws of 1901, by repealing section 6 thereof relative to the election of trustees for the graded schools of the town of Rockingham and to make new provision therefor.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 435, A bill to place the officers of Bladen County on a salary basis and to fix the salary of officer.

The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. R. 305, A resolution to investigate the marketing of poultry by the Division of Markets; the Carolina Poultry Mutual Exchange, Incorporated, and the Extension Service.

Upon motion of Senator Pritchett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

SPECIAL ORDER

The hour for the special order having arrived, the President lays before the Senate, H. B. 338, A bill to amend chapter 2, Public Laws of 1921, and acts amendatory thereof and additional thereto, relating to the State Highway system and public roads of the State, and to provide for the maintenance hereof.

Upon the adoption of the substitute bill, Senator Clement calls for the ayes and noes.

The call is sustained.

The substitute fails of adoption, ayes 11, noes 35, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Burrus, Burt, Campbell, Clarkson, Clement, Hardy, Hinsdale, Jones, Umstead—11.

Those voting in the negative are: Senators Bennett, Blount, Clark, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Lawrence, Lindsay, Lovill, McKee, McLean, McSwain, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—35.

Senator Bernard offers an amendment which fails of adoption.

Senator Burt offers amendments which fail of adoption.

Senator Johnson of Duplin offers an amendment which is adopted.

Senators Campbell and Folger offer an amendment which is adopted.

Senator Clarkson offers amendments which fail of adoption.

Senator Jones offers an amendment which fails of adoption.

Senator Gravely offers an amendment which is adopted.

Senator Pritchett offers an amendment which is adopted.

The amendments offered by the Committee are adopted.

The amendments adopted having been examined and held not material, the bill is therefore placed upon its second reading as amended, and the bill passes its second reading, ayes 42, noes 6, as follows:

Those voting in the affirmative are: Senators Bennett, Blount, Burrus, Burt, Clark, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—42.

Those voting in the negative are: Senators Baggett, Campbell, Clarkson, Clement, Hinsdale, Umstead—6.

Upon motion of Senator Peel, the bill is made a special order for tomorrow at the close of the morning hour.

Upon motion of Senator Whedbee, the Senate takes a recess until 8 o'clock tonight.
The Senate meets pursuant to recess, and is called to order by Lieutenant-Governor R. T. Fountain.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

February 27, 1931.

Mr. President:

It is ordered that a message be sent to your Honorable Body with the information that the House has adopted the report of the Conferees appointed to consider the differences arising out of the amendments adopted to H. B. 66, and the bill is ordered enrolled.

Respectfully,

THAD EURE,
Principal Clerk of House.

Senator Baggett suggests the absence of a quorum. Upon the roll being called the following Senators answer to their names: Senators Baggett, Blount, Burt, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Lawrence, Lovill, McKeel, McLean, Nixon, Peel, Powell, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Zollicoffer.

Thirty-three Senators being present, the President announces a quorum.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Dunlap, for the Committee on Finance:

S. B. 222, A bill to authorize collectors and other tax collectors in Mecklenburg County to establish rules for the collection of taxes in partial payments, with a favorable report.

S. B. 235, A bill amending chapter 232 of the Private Laws of 1929, relating to discounts and penalties on taxes levied by the city of Winston-Salem, with a favorable report.

S. B. 252, A bill to set aside certain funds of the town of Andrews, N. C., as a sinking fund, with a favorable report.

S. B. 291, A bill to allow the Mount Holly school board to use the surplus arising from the levy of taxes for bonds and interest to retire an obligation to the board of education of Gaston County for money borrowed in lieu of issuing bonds for completion of school building, with a favorable report.

S. B. 142, A bill to permit the board of commissioners of Jackson County to hypothecate certificates of sales held by that county and to delay foreclosure proceedings thereupon, with a favorable report as amended.

H. B. 133, A bill to repeal chapter 268, Public-Local Laws of 1929, relating to the payment of taxes in Gates County, with a favorable report.

H. B. 539, A bill to require public officials receiving public money to keep the same separate from their own funds, with a favorable report.
CAFE Billing
Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 197, A bill to amend section 4927, volume three, of the Consolidated Statutes, requiring monthly reports of tobacco sales to show the amount sold for fertilizer or extracting nicotine.

Passes its second and third readings, and is ordered sent to the House of Representatives.

S. B. 271, A bill to amend chapter 41, Public Laws of 1927, as heretofore amended by chapter 127, Public Laws of 1929, in relation to maturities of bonds of the State for the construction of a bridge across the Cape Fear River at Wilmington, upon second reading.

The bill passes its second reading, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Blunt, Burt, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Lawrence, Lovill, McKee, McLean, Nixon, Peel, Powell, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Zollicoffer—33.

S. B. 111, A bill to amend chapter 148 of the Public Laws of 1927, by restricting the liability of an owner or operator of a motor vehicle for injuries to a gratuitous guest.

Senator McSwain moves that the bill be laid upon the table.
The motion fails of adoption.

Senator Grier offers an amendment which is adopted.

Senator Johnson of Duplin offers an amendment which fails of adoption.

Passes its second reading, and upon objection by Senator McSwain to its third reading, the bill takes its place on the Calendar.

SPECIAL ORDER

The hour for the Special Order having arrived, the President lays before the Senate S. B. 232, A bill to create in the Governor's office a division of purchase and contract and to prescribe the powers and duties thereof.

Senator Hendren offers an amendment, which is adopted.

Senator Folger offers an amendment, which fails of adoption.

Senator McSwain offers an amendment, which is adopted.

Senator McSwain offers a motion which is adopted.

The amendments offered by Senator Gravely are adopted.

Passes its second reading, and upon objection by Senator Folger to its third reading, the bill takes its place on the Calendar.

Upon motion of Senator Johnson of Duplin, the Senate adjourns until 10 o'clock A. M. tomorrow.

FORTY-SIXTH DAY

Senate Chamber,
Saturday, February 28, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. A. G. Link, Supt. of Home Missions, Granville Presbytery.
Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Peel, Thos. R. Uzzell and Jno. Umstead Jr., are made honoroy pages of the Senate to serve without compensation.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 368, A bill to allow the board of county commissioners of Graham County and its depository to enter into a contract regarding certain county funds.

Referred to Committee on Counties, Cities and Towns.

H. B. 498, A bill to amend section 2191 of the Consolidated Statutes, allowing a trust company to be appointed public guardian.

Referred to Committee on Judiciary No. 1.

H. B. 512, A bill to amend section 5177 of the Consolidated Statutes of 1919, relating to reserve fund in building and loan associations.

Referred to Committee on Insurance.

H. B. 589, chapter ninety-one, Private Laws, one thousand nine hundred and twenty-seven, so as to contract the limits of the town of Brevard.

Referred to Committee on Counties, Cities and Towns.

H. B. 599, A bill to amend the charter of the town of Roanoke Rapids in Halifax County.

Referred to Committee on Counties, Cities and Towns.

H. B. 650, A bill creating five districts in Bertie County for the selection of county commissioners.

Referred to Committee on Judiciary No. 2.

H. B. 682, A bill to submit to the voters of Hyde County at the next election the question of abolishing the office of county treasurer.

Referred to Committee on Counties, Cities and Towns.

H. R. 711, A joint resolution to pay the expenses of the House Committee attending the funeral of Representative John H. Dillard.

Referred to Committee on Appropriations.

H. B. 25, A bill to repeal chapter 221 of the Public Laws of North Carolina, session of 1927, and acts amendatory thereto.

Referred to Committee on Judiciary No. 2.

The following message is received from the House of Representatives:

House of Representatives,
February 27, 1931.

Mr. President:

It is ordered that a message be sent to your Honorable Body with the information that the House fails to adopt the Conference report arising out of the differences on an amendment to S. B. 99, A bill to clarify and amend chapter 318 of Public Laws of 1925, relating to practice of general contracting, to the end that your Body may take further action thereon.

Respectfully,

Thad Eure,
Principal Clerk of the House.
Upon motion of Senator Lawrence, the conferees appointed for the Senate are continued.

ENROLLED BILLS

Senator Lovell, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 305, A resolution to investigate the marketing of poultry by the Division of Markets, the Carolina Poultry Mutual Exchange, Incorporated, and the Extension Service.

H. B. 516, An act to validate the official acts of A. L. Lingle, a justice of the peace of Rowan County.

H. B. 478, An act to impose the duties of tax collector upon the secretary-treasurer of the town of Spruce Pine and provide bond therefor.

H. B. 129, An act to amend section one, chapter seventy, Private Laws, one thousand nine hundred and twenty-three, providing for the election of five members of the school committee for the town of East Spencer.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Clement, for the Committee on Courts and Judicial Districts:

H. B. 641, A bill to amend chapter 216, Public Laws 1923, relating to the general county court in Wilson County, with a favorable report.

H. B. 378, A bill to authorize the establishment of municipal recorders' courts in Moore County, with a favorable report.

S. B. 204, A bill to amend section 1443 of the Consolidated Statutes of North Carolina, as amended by chapter 185; Public Laws of 1923, relative to the term of court of Bertie County, with a favorable report.

S. B. 177, A bill to amend section 1443 of the Consolidated Statutes fixing the terms of court in the several counties—this bill relating only to the terms of court in Richmond County, with a favorable report.

H. B. 557, A bill to amend Section 1443 of Volume III of the Consolidated Statutes as amended by Chapter 185, Public-Local Laws, 1923, relative to the terms of court of Bertie County, with an unfavorable report.

By Senator Hardy, for the Committee on Public Health:

S. B. 163, A bill to permit certain persons who entered the military service of the United States and who were at that time qualified to stand examination to practice pharmacy to now stand such examination, with a favorable report as amended.

Upon motion of Senator Hardy, the rules are suspended and the bill is placed upon its immediate readings.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered engrossed.

CONFERENCE REPORT

To the President of the Senate and to the Speaker of the House:

In re Senate Bill No. 99

Your Conference Committee upon the House amendment to Senate Bill No. 99 in further conference since the declaration of the House to adopt
the conference report heretofore made now makes the further and following report:

That the House amendment under consideration be not adopted, and that the word “or” be added in line 8 of Section 3 of said bill after the word “architect” and before the word “engineer,” and that the words “or other person” beginning in line 8 of Section 3 of said bill be stricken out so that said Section 3 of the bill will not apply to owners as the section relates to the penalty provided.

W. R. DOSHER,
E. C. BROOKS, JR.,
D. MAC. JOHNSON, of Halifax,
H. P. GRIER, SR.,
HAYDEN CLEMENT.

Upon motion of Senator Lawrence the report is adopted.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bernard: S. B. 323, A bill to consolidate the Woodfin sanitary water and sewer district and the Woodfin sanitary sewer district, and to authorize the board of commissioners of Buncombe County to appoint a board of trustees for said district.

Referred to Committee on Counties, Cities and Towns.

By Senator Jones: S. B. 324, A bill validating all of the outstanding bonded and floating indebtedness of the town of Rockingham.

Referred to Committee on Finance.

By Senator Gwyn: S. B. 325, A bill to amend the code of civil procedure, Consolidated Statutes, Section 801 and 802, and to issuing of warrants of attachment, and Section 819, as to issuing notice to garnishee.

Referred to Committee on Judiciary No. 1.

By Senator Hardy: S. B. 326, A bill to provide for a commision to study old age pensions and to suggest legislation thereon to the next General Assembly.

Referred to Committee on Pensions.

By Senator Bernard: S. B. 327, A bill to allow the governing body of the town of Weaverville in the county of Buncombe to aid in re-opening the Farmers and Traders Bank of Weaverville.

Upon motion of Senator Bernard the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

HOUSE OF REPRESENTATIVES,
Saturday, February 28, 1931.

MR. PRESIDENT:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the conferees appointed to consider the differences arising out of Senate Bill No. 99, title "To clarify and amend Chapter 318 of the Public Laws of 1925, relating to
practice of General Contracting," and notifies you to the end that you may order the same enrolled if similar action is taken by your Body.

Respectfully,

THAD EURE,
Principal Clerk of the House.

Pursuant to the above information, the Senate having previously adopted the report of the conferees, the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 142, A bill to permit the board of commissioners of Jackson County to hypothecate certificates of sales held by that county and to delay foreclosure proceedings thereupon, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Clark, Clarkson, Clement, Dunlap, Folger, Gravely, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Peel, Powell, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Zollicoffer—37.

S. B. 281, A bill to re-enact Chapter 17, Private Laws of 1911, relating to the charter of the town of Marble, North Carolina, and to repeal Chapter 335, Public-Local Laws of 1915 and Chapter 197 of Public-Local Laws of 1917, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Clark, Clarkson, Clement, Dunlap, Folger, Gravely, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Peel, Powell, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Zollicoffer—37.

S. B. 233, A bill to authorize and enable the counties of Chowan, Gates, Perquimans, Pasquotank, Camden and Currituck to establish a district prison farm and provide for its purchase and maintenance, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Clark, Clarkson, Clement, Dunlap, Folger, Gravely, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Peel, Powell, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Zollicoffer—37.

S. B. 235, A bill amending Chapter 232 of the Private Laws of 1929, relating to discounts and penalties on taxes levied by the city of Winston-Salem, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Clark, Clarkson, Clement, Dunlap, Folger, Gravely, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson
of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Peel, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Zollicoffer—37.

S. B. 254, A bill to authorize, enable and direct the counties of Chowan, Gates, Perquimans and Pasquotank to establish a district community home for the aged and infirm for said counties and to provide for its purchase and maintenance, upon second reading.

The amendment offered by the Committee is adopted.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Clark, Clarkson, Clement, Dunlap, Folger, Gravely, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Peel, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Zollicoffer—37.

H. B. 346, A bill to amend the charter of the town of Highlands, Macon County, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Clark, Clarkson, Clement, Dunlap, Folger, Gravely, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Peel, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Zollicoffer—37.

H. B. 309, A bill to revise, consolidate and amend the charter of the town of Chapel Hill, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Clark, Clarkson, Clement, Dunlap, Folger, Gravely, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Peel, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Zollicoffer—37.

H. B. 559, A bill to restore the corporate limits of the town of Peachland in Anson County to what they were originally, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Clark, Clarkson, Clement, Dunlap, Folger, Gravely, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Peel, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Zollicoffer—37.

S. B. 271, A bill to amend Chapter 41, Public Laws of 1927, as heretofore amended by Chapter 127, Public Laws of 1929, in relation to maturities of bonds of the State for the construction of a bridge across the Cape Fear River at Wilmington, upon third reading.

The bill passes third reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Clark, Clarkson, Clement, Dunlap, Folger, Gravely, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Peel,
Powell, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Zollicoffer—37.

The bill is ordered sent to the House of Representatives.

S. B. 291, A bill to allow the Mount Holly School board to use the surplus arising from the levy of taxes for bonds and interest to retire an obligation to the board of education of Gaston County for money borrowed in lieu of issuing bonds for completion of school building.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 296, A bill to amend Section 1293 of the Consolidated Statutes of North Carolina, relating to the number of county commissioners of Brunswick County and to provide that only one member can be from a township of said county.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 89, A bill to regulate the filing of claims with and regulating actions against the town of Black Mountain.

Passes its second and third readings and is ordered enrolled.

H. B. 133, A bill to repeal Chapter 268, Public-Local Laws of 1929, relating to the payment of taxes in Gates County.

Passes its second and third readings and is ordered enrolled.

H. B. 418, A bill to regulate mutual burial associations and assessment insurance associations.

Senator Umstead offers an amendment which is adopted.

The bill passes its second reading.

Senator Jones offers an amendment which fails of adoption.

Passes its third reading and is ordered sent to the House of Representatives for concurrence in Senate amendment.

S. B. 207, A bill regulating sales of real and personal property by receivers.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 531, A bill to repeal Chapter 209 of the Private Laws of 1927, creating a power and water commission for the town of Plymouth.

Passes its second and third readings and is ordered enrolled.

H. B. 532, A bill to authorize the commissioners of Carteret County to appoint a tax collector, fix his compensation and to fix the salary of the sheriff of Carteret County.

Passes its second and third readings and is ordered enrolled.

H. B. 545, A bill amending Chapter 156 of the Private Laws of 1929, relating to the establishing of the boxing commission for the city of Asheville.

Passes its second and third readings and is ordered enrolled.

H. B. 553, A bill to decrease the number of commissioners of the town of Bailey, Nash County, from five to three.

Passes its second and third readings and is ordered enrolled.

S. B. 222, A bill to authorize the county tax collectors and other tax collectors in Mecklenburg County to establish rules for the collection of taxes in partial payments.

The substitute offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 245, A bill for the relief of John J. Taylor, sheriff of Stokes County. Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 258, A bill relating to tax listing in Johnston County. Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 247, A bill providing for the election of the recorder, vice-recorder, clerk and prosecuting officer for the recorder's court of Wake Forest, Wake County, North Carolina, and fixing the salaries of said officers, the territorial jurisdiction of said court, and providing for the holding of an election. Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 252, A bill to set aside certain funds of the town of Andrews, North Carolina, as a sinking fund. Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 269, A bill to prohibit throwing laps of trees in the streams of Avery and Watauga Counties. Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 282, A bill to amend Chapter 207, Private Laws of 1897, relating to the charter of the Eastern Band of Cherokee Indians. Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 290, A bill to authorize collection of certain delinquent taxes in the town of Aulander, Bertie County, North Carolina. The amendment offered by the Committee is adopted. Passes its second and third readings and is ordered engrossed.
H. B. 429, A bill to provide for the better enforcement of the prohibition laws in Montgomery County. Passes its second and third readings and is ordered enrolled.
H. B. 433, A bill to amend Chapter 466 of the Public-Local Laws of 1929, exempting Graham County from pool room law. Passes its second and third readings and is ordered enrolled.
H. B. 445, A bill to amend Chapter 358 of the Public-Local Laws of 1927, relative to the enforcement of the Turlington Act in Franklin County. Passes its second and third readings and is ordered enrolled.
H. B. 467, A bill to amend Chapter 139, Public-Local Laws, extra session, 1924, relating to criminal courts of Harnett County. Passes its second and third readings and is ordered enrolled.
H. B. 481, A bill to repeal Chapter 259, Public-Local Laws of 1929, relating to inoculation of dogs for rabies in Mitchell County. Passes its second and third readings and is ordered enrolled.
H. B. 482, A bill to repeal Chapter 84, Public-Local Laws of 1929, relating to fowls running at large in Mitchell County. Passes its second and third readings and is ordered enrolled.
H. B. 488, A bill to require the county treasurer of Currituck to furnish bonds in a surety company for all public funds entrusted to the said treasurer.

Passes its second and third readings and is ordered enrolled.

H. B. 489, A bill to repeal Chapter 307, Public-Local Laws of 1921, relating to the fees of the clerk of the Superior Court of Currituck County.

Passes its second and third readings and is ordered enrolled.

H. B. 550, A bill to repeal Chapter 2 of the Public-Local Laws of 1919, entitled "An act to amend the prohibition law and to provide for the better enforcement of the same in Burke County."

Passes its second and third readings and is ordered enrolled.

H. B. 582, A bill to repeal Chapter 303 of the Public-Local Laws of 1917, entitled "An act to allow the board of commissioners for Burke County to employ special officers."

Passes its second and third readings and is ordered enrolled.

H. B. 592, A bill to repeal Chapter 24 of the Public-Local Laws of 1927, relating to the office of tax collector of Johnston County.

Upon motion of Senator Gower, the bill is re-referred to the Committee on Counties, Cities and Towns.

S. B. 232, A bill to create in the Governor's office a division of purchase and contract and to prescribe the duties and powers thereof.

The amendment offered by Senator Folger is adopted.

Passes its third reading and is ordered engrossed.

S. B. 74, A bill to amend Chapter 21, Private Laws of 1901, extending the corporate limits of the town of Biscoe, Montgomery County, upon second reading.

The bill passes its second reading, ayes 37, noes 0, as follows:


SPECIAL ORDER

The hour for the special order having arrived, the President lays before the Senate H. B. 338, a bill to amend Chapter 2, Public Laws of 1921, and acts amendatory thereof and additional thereto, relating to the State Highway system and public roads of the State, and to provide for the maintenance thereof, upon third reading.

Senator Dunlap offers an amendment which is adopted.

Senator Jones offers an amendment which fails of adoption.

The amendment adopted having been examined and held not material, the bill is placed upon its third reading.

The following pairs are announced: Senator Baggett, no, with Senator Lindsey, aye; Senator Clarkson, no, with Senator Ward of Beaufort, aye; Senator McKee, aye, with Senator Umstead, no.

Passes its third reading, ayes 36, noes 1.

Those voting in the affirmative are: Senators Bernard, Blount, Burt, Clark, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin,

Those voting in the negative are: Senator Clement—1.

The bill is ordered sent to the House of Representatives for concurrence in the Senate amendments.

Upon motion of Senator Zollicoffer, the Senate adjourns until 12 o'clock M. on Monday.

FORTY-SEVENTH DAY

SENATE CHAMBER,
MONDAY, March 2, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. Thos. S. Clarkson, the Episcopal churches, Smithfield and Selma.

Senator McLean reports that he has examined the Journal of Saturday, finds its correct, and the same stands approved.

The courtesies of the floor are extended to former Senators Clark, Barnes and Askew, and to Congressman Lambert.

Upon motion of Senator Johnson of Moore, Hayden Clement, Jr., and C. A. Cory, Jr., are made honorary pages, to serve without compensation. Upon motion of Senator Lawrence, H. B. 491, a bill to prohibit the sale of corn and soja beans in Currituck and Hertford Counties between the hours of sunset and sunrise, is taken from the Calendar and referred to the Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 189, A bill to amend Chapter 273 of the Public Laws of the session of 1929, relating to the punishment of makers of worthless checks. Referred to Committee on Judiciary No. 2.

H. B. 573, A bill to fix the salary of the judge of the recorder's court of Tyrrell County and provide funds to meet said salary. Referred to Committee on Counties, Cities and Towns.

H. B. 594, A bill to provide for the collection of taxes in the city of Charlotte and county of Mecklenburg. Upon motion of Senator Clarkson, the rules are suspended and the bill is placed upon its immediate readings. Passes its second and third readings and is ordered enrolled.

H. B. 614, A bill to repeal Chapter 455 of the Public-Local Laws of 1927, and to empower the board of commissioners of Gaston County to fix the salaries of the deputy clerk and register of deeds of Gaston County. Referred to Committee on Salaries and Fees.

H. B. 655, A bill to permit boxing matches in Carteret County. Referred to Committee on Propositions and Grievances.
H. B. 671, A bill to require the judge and prosecuting attorney of the county court of Duplin to be elected by the people.
Referred to Committee on Judiciary No. 1.
H. B. 673, A bill to regulate the drawing of jurors for the recorder's court for Halifax County.
Referred to Committee on Courts and Judicial Districts.
H. B. 681, A bill to amend Chapter 433, Public-Local Laws, 1929, relative to recorder's court of Franklin County.
Referred to Committee on Courts and Judicial Districts.
H. B. 686, A bill relative to the election of the board of county commissioners of Pasquotank County.
Referred to Committee on Counties, Cities and Towns.
H. B. 697, A bill to amend Chapter 160, Public-Local and Private Laws of the session of 1929, relative to the salary and fees of the clerk of the Superior Court and register of deeds of Caldwell County.
Referred to Committee on Salaries and Fees.
H. B. 698, A bill to amend Chapter 367, Public-Local Laws of 1929, fixing the fees of the sheriff of Caldwell County.
Referred to Committee on Salaries and Fees.
H. B. 699, A bill to confer civil jurisdiction upon the county recorder's court of Caldwell County.
Referred to Committee on Judiciary No. 2.
H. B. 701, A bill to provide for the election of a county attorney of Madison County.
Referred to Committee on Counties, Cities and Towns.
H. B. 771, A bill to repeal Chapter 116 of the Public Laws of 1929, entitled 'An act to make the regular March term of the Superior Court of Burke County in the sixteenth Judicial District a mixed court for trial of criminal and civil cases.
Referred to Committee on Courts and Judicial Districts.
H. B. 702, A bill to create a jury commission and a tax commission for the county of Madison to serve without pay.
Referred to Committee on Counties, Cities and Towns.
H. B. 700, A bill to reduce the fee allowed for seizure of illicit stills in Yadkin County from twenty to ten dollars.
Referred to Committee on Propositions and Grievances.
H. B. 704, A bill to authorize the board of commissioners of Gaston County to fix the number of tax collectors in said county.
Referred to Committee on Counties, Cities and Towns.
H. B. 706, A bill to require quarterly itemized statements of fiscal affairs by the clerk of the Superior Court and the register of deeds of Hyde County.
Referred to Committee on Judiciary No. 2.
H. B. 721, A bill to amend Chapter 214, Public-Local Laws, 1925, relating to Haywood County.
Referred to Committee on Counties, Cities and Towns.
H. B. 725, A bill to prevent the erection of a new court house in Davidson County without a vote of the people.
Referred to Committee on Propositions and Grievances.
H. B. 726, A bill to prevent the erection of a town hall in the town of Lexington without a vote of the people.
   Referred to Committee on Propositions and Grievances.
H. B. 730, A bill to divide the board of county commissioners of Pitt County into two classes.
   Referred to Committee on Counties, Cities and Towns.
H. B. 733, A bill to amend Chapter 311 of the Public-Local Laws of 1929, relative to making tax books for Caswell County.
   Referred to Committee on Counties, Cities and Towns.
H. B. 746, A bill to extend the time for payment of street assessment in the city of Hendersonville.
   Referred to Committee on Finance.
   Referred to Committee on Counties, Cities and Towns.
H. B. 752, A bill to amend H. B. 271, ratified February 12, 1931, being "An act to repeal Chapter 321 of the Public-Local Laws of 1927, relating to a budget system."
   Referred to Committee on Counties, Cities and Towns.
H. B. 753, A bill to improve the sanitary conditions and management of the county home of Madison County.
   Referred to Committee on Counties, Cities and Towns.
H. B. 759, A bill to amend Chapter 119, Public Laws of 1929, being "An act to regulate the practicing of barbering in the State of North Carolina."
   Referred to Committee on Public Health.
S. B. 162, A bill to create and establish a local government commission, a director of local government, and to prescribe the powers and duties of such commission and director; to prescribe certain duties of the governing bodies of the various units of local government and provide penalties for the violations thereof, and to repeal certain inconsistent laws, for concurrence in House amendment.
   The Senate concurs in the House amendments and the bill is ordered enrolled.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Clark, for the Committee on Counties, Cities and Towns:
H. B. 596, A bill to repeal Chapter 87 of the Public-Local Laws of 1929, abolishing the salary of the clerk to the recorder's court of Franklin County, with a favorable report.
H. B. 612, A bill to repeal Chapter 53, Public-Local Laws, 1929, and to create the office of treasurer for the county of Gaston, with a favorable report.
H. B. 618, A bill to abolish the salary fund in Durham County and to provide for the application and disposition of all fees, commissions, profits and emoluments collected by the various county officers and their deputies, with a favorable report.
H. B. 620, A bill to authorize the board of commissioners for the county of Durham to provide additional deputies in the office of the sheriff of Durham County, with a favorable report.
S. B. 298, A bill authorizing the board of county commissioners of Wayne County to make certain adjustments with the Fremont, Mount Olive and Goldsboro special charter school districts, with a favorable report.

S. B. 306, A bill to relieve church property in the town of Zebulon, Wake County, North Carolina, from all street paving assessments becoming due, January 1, 1930, and subsequent thereto, if approved by a majority of the voters, with a favorable report.

S. B. 312, A bill to authorize the town of Tarboro to enlarge and extend the electric light facilities and furnish light beyond the corporate limits, with a favorable report.

S. B. 314, A bill authorizing the setting aside of a certain portion of the town commons in Tarboro, N. C., for the erection of a public building for certain civic and patriotic interests, with a favorable report.

H. B. 621, A bill creating the office of tax collector in Durham County, with a favorable report.

By Senator Lawrence, for the Committee on Banks and Currency:

H. B. 326, A bill to authorize the board of commissioners of the city of Asheville to enter into a contract with the suspended Bank of West Asheville, with reference to its re-opening, with a favorable report.

H. B. 415, A bill to allow the county commissioners of Clay County to aid in re-opening the Clay County Bank, with a favorable report, as amended.

H. B. 449, A bill to allow the county commissioners of Haywood County to aid in re-opening the Citizens Bank and Trust Company, with a favorable report.

S. B. 167, A bill to amend Section 6376 of Consolidated Statutes, Volume II, Article 2, relating to Fidelity Insurance Companies, with a favorable report.

S. B. 166, A bill to validate the acts of the Corporation Commisison of North Carolina, the Chief State Bank Examiner and/or liquidating agents in respect to exercising the power of sale of mortgages and deeds of trust in connection with banks in liquidation, with a favorable report.

By Senator Gravely, for the Committee on Appropriations:

S. B. 83, A bill to amend Section 2, Chapter 96, Public Laws, 1927, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Blount, for the Committee on Judiciary No. 1:

S. B. 109, A bill to create a commission for the improvement of the laws, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator McSwain: S. B. 328, A bill to provide for the equitable distribution of the equalizing fund among the several participating counties, to regulate expenditures for schools and to continue the “Tax Reduction Fund” for relief of certain special tax school district.

Referred to Committee on Education.
By Senators Clement and McSwain: S. B. 329, A bill to amend Section 1878 of the Consolidated Statutes, prescribing the manner in which rules and regulations of the Fisheries Commission may be lawfully made.

Referred to Committee on Judiciary No. 1.

By Senator McSwain: S. B. 330, A bill to repeal Chapter 125, Public Laws of 1921, known as the judges retirement or pension act.

Referred to Committee on Judiciary No. 1.

By Senator McLean: S. B. 331, A bill to promote efficiency in the organization and economy in the administration of the public schools of the state, to equalize the taxes levied in support thereof, and to provide for the equitable distribution of the state appropriation for the public schools.

Referred to Committee on Education.

By Senator Whedbee: S. B. 332, A bill to enable any two or more counties to establish a district prison farm in lieu of separate jails.

Referred to Committee on Counties, Cities and Towns.

By Senator Whedbee: S. B. 333, A bill to enable any two or more counties to establish a district hospital-home in lieu of separate county homes.

Referred to Committee on Counties, Cities and Towns.

By Senator Clarkson: S. B. 334, A bill to amend and re-enact Chapter 47 of the Private Laws of 1921, to provide for uniform registration books in the city of Charlotte.

Referred to Committee on Election Laws.

By Senator Clement: S. B. 335, A bill to provide the submission to the qualified voters of the town of Landis, the sale of its electric light plant.

Upon motion of Senator Clement, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 74, A bill to amend Chapter 24, Private Laws of 1901, extending the corporate limits of the town of Biscoe, Montgomery County, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, McLean, McSwain, Price, Pritchett, Ward of Beaufort, Whedbee, Williams, Zollicoffer—36.

The bill is ordered sent to the House of Representatives.

S. B. 142, A bill to permit the board of commisioners of Jackson County to hypothecate certificates of sales held by the county and to delay foreclosure proceedings thereon, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence,
Lindsay, Lovill, McLean, McSwain, Price, Pritchett, Ward of Beaufort, Whedbee, Williams, Zollicoffer—36.

The bill is ordered engrossed.

S. B. 233, A bill to authorize and enable the counties of Chowan, Gates, Perquimans, Pasquotank, Camden and Currituck to establish a district prison farm and provide for its purchase and maintenance, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, McLean, McSwain, Price, Pritchett, Ward of Beaufort, Whedbee, Williams, Zollicoffer—36.

The bill is ordered sent to the House of Representatives.

H. B. 346, A bill to amend the charter of the town of Highlands, Macon County, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, McLean, McSwain, Price, Pritchett, Ward of Beaufort, Whedbee, Williams, Zollicoffer—36.

The bill is ordered enrolled.

H. B. 309, A bill to revise, consolidate and amend the charter of the town of Chapel Hill, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, McLean, McSwain, Price, Pritchett, Ward of Beaufort, Whedbee, Williams, Zollicoffer—36.

The bill is ordered enrolled.

S. B. 281, A bill to re-enact Chapter 17, Private Laws of 1911, relating to the charter of the town of Marble, North Carolina, and to repeal Chapter 335, Public-Local Laws of 1915 and Chapter 197 of Public-Local Laws of 1917, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt; Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, McLean, McSwain, Price, Pritchett, Ward of Beaufort, Whedbee, Williams, Zollicoffer—36.

The bill is ordered sent to the House of Representatives.

S. B. 254, A bill to authorize, enable and direct the counties of Chowan, Gates, Perquimans and Pasquotank to establish a district community home for the aged and infirm for said counties and to provide for its purchase and maintenance, upon third reading.
The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hindsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, McLean, McSwain, Price, Pritchett, Ward of Beaufort, Whedbee, Williams, Zollicoffer—36.

The bill is ordered engrossed.

S. B. 235, A bill amending Chapter 232 of the Private Laws of 1923, relating to discounts and penalties of taxes levied by the city of Winston-Salem, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hindsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, McLean, McSwain, Price, Pritchett, Ward of Beaufort, Whedbee, Williams, Zollicoffer—36.

The bill is ordered sent to the House of Representatives.

S. B. 204, A bill to amend Section 1443 of the Consolidated Statutes of North Carolina, as amended by Chapter 185, Public Laws of 1923, relative to the terms of court of Bertie County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 177, A bill to amend Section 1443 of the Consolidated Statutes, fixing the terms of court in the several counties; this bill relating only to the terms of court in Richmond County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 378, A bill to authorize the establishment of municipal recorder’s courts in Moore County.

Passes its second and third readings and is ordered enrolled.

H. B. 641, A bill to amend Chapter 216, Public Laws of 1923, relating to the general county court in Wilson County.

Passes its second and third readings and is ordered enrolled.

H. B. 559, A bill to restore the corporate limits of the town of Peachland in Anson County to what they were originally, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood Hendren, Hicks, Hindsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, McLean, McSwain, Price, Pritchett, Ward of Beaufort, Whedbee, Williams, Zollicoffer—36.

The bill is ordered enrolled.

S. B. 84, A bill to amend Chapter 218 of the Public Laws of 1929, relating to the state highway patrol.

The substitute offered by the committee is adopted.

S. B. 111, A bill to amend Chapter 148 of the Public Laws of 1927 by restricting the liability of an owner or operator of a motor vehicle for injuries to a gratuitous guest.
Senator Pritchett offers an amendment which fails of adoption.

Upon third reading, Senator McSwain calls for the ayes and noes.

The call is sustained.

The bill passes third reading, ayes 23, noes 13, as follows:

Those voting in the affirmative are: Senators Blount, Burt, Campbell, Clark, Clement, Dunlap, Gower, Gravely, Grier, Hatchett, Haywood, Hendren, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Rankin, Umstead, Whedbee, Williams, Zollicoffer—23.

Those voting in the negative are: Senators Baggett, Bernard, Clarkson, Grant, Hardy, Hicks, Lovill, McLean, McSwain, Price, Pritchett, Uzzell, Ward of Beaufort—13.

The bill is ordered engrossed.

S. B. 129, A bill to amend Chapter 27 of the Consolidated Statutes, relative to county courts.

The Senate concurs in the House amendments and the bill is ordered enrolled.

S. B. 170, a bill relating to the granting of license to practice law by the Supreme Court of North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
March 2, 1931.

MR. PRESIDENT:

It is ordered that a message be sent to your honorable body with the information that the members of the House of Representatives will meet with the Senators in the vestibule at 1:15 P. M. there, in accordance with a joint resolution to that effect, to proceed in a body to the State Theatre building for the purpose of assembling in a joint session to hear an address by the Honorable Alfred E. Smith, former Governor of the State of New York.

Respectfully,

THAD EURE,
Principal Clerk.

Upon motion of Senator Gravely, the Senate, at the conclusion of the address referred to in the above message, will recess until 8:00 P. M. tonight.

Senator Grier, acting presiding officer, announces that in accordance with the joint resolution of the Senate and House of Representatives, the hour of 1:15 having arrived, the Senate will now proceed in a body to the State Theatre building.

JOINT SESSION

The Senate assembles in the State Theatre where a joint session of the Senate and House of Representatives is called to order by Lieutenant-Governor R. T. Fountain.

Senator Johnson of Duplin for the Committee appointed to welcome and escort the Speaker of the Hour to the place of assembly, presents His
Excellency, Honorable O. Max Gardner, who in turn presents Honorable Alfred E. Smith, former Governor of the State of New York, who delivers an address upon the reorganization of state government.

At the conclusion of the address, the joint session, upon motion of Mr. Flanagan, is dissolved.

EVENING SESSION

SENATE CHAMBER,
MONDAY, March 2, 1931.

The Senate meets pursuant to recess and is called to order by Lieutenant-Governor R. T. Fountain.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 224, An act to amend Chapter 95, Public-Local Laws of 1921, and Chapter 613, Public-Local Laws of 1923, relating to the salary of the sheriff of New Hanover County.

H. B. 488, An act to require the county treasurer of Currituck County to furnish bond in a surety company for all public funds entrusted to the said treasurer.

S. B. 212, An act authorizing the transfer of an unexpended balance of one thousand ninety-two dollars and forty-two cents ($1992.42) to the credit of Holly Springs Township Special Road District to School District Number Two, Holly Springs Township, Wake County, North Carolina.

H. B. 429, An act to provide for the better enforcement of the prohibition laws in Montgomery County.

H. B. 553, An act to decrease the number of commissioners of the town of Bailey, Nash County, from five to three.

H. B. 133, An act to repeal Chapter 268, Public-Local Laws, 1929, relating to the payment of taxes in Gates County.

H. B. 89, An act to require the filing of claims with and regulating actions against the town of Black Mountain.

H. B. 433, An act to amend Chapter 466 of the Public-Local Laws of 1926, exempting Graham County from pool room law.

H. B. 580, An act to repeal Chapter 2 of the Public-Local Laws of 1919 entitled "An act to amend the prohibition law and to provide for the better enforcement of the same in Burke County."

H. B. 467, An act to amend Chapter 139, Public-Local Laws, extra session 1924, relating to criminal courts of Harnett County.

H. B. 545, An act amending Chapter 156 of the Private Laws of 1929, relating to the establishing of the boxing commission for the city of Asheville.

H. B. 531, An act to repeal Chapter 209 of the Private Laws of 1927, creating a power and water commission for the town of Plymouth.

H. B. 489, An act to repeal Chapter 307, Public-Local Laws of 1921, relating to the fees of the clerk of the Superior Court of Currituck County.

H. B. 482, An act to repeal Chapter 84, Public-Local Laws of 1929, relating to fowls running at large in Mitchell County.

H. B. 582, An act to repeal Chapter 303 of the Public-Local Laws of 1917 entitled "An act to allow the board of commissioners for Burke County to employ special officers."

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills as properly engrossed; and the same are ordered sent to the House of Representatives:

S. B. 111, A bill to amend Chapter 148 of the Public Laws of 1927, by restricting the liability of an owner or operator of a motor vehicle for injuries to a gratuitous guest.

S. B. 142, A bill to permit the board of commissioners of Jackson County to hypothecate certificates of sales held by that county and to delay foreclosure proceedings thereupon.

S. B. 163, A bill to permit certain persons who entered the military service of the United States and who were at that time qualified to stand examination to practice pharmacy to now stand for such examination.

S. B. 222, A bill to authorize the county tax collectors and other tax collectors in Mecklenburg County to establish rules for the collection of taxes in partial payments.

S. B. 232, A bill to create in the Governor's office a division of purchase and contract and to prescribe the powers and duties thereof.

S. B. 254, A bill to authorize, enable and direct the counties of Chowan, Gates, Perquimans and Pasquotank to establish a district community home for the aged and infirm for said counties and to provide for its purchase and maintenance.

S. B. 290, A bill to authorize collection of certain delinquent taxes in the town of Aulander, Bertie County, North Carolina.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Burrus, for the Committee on Public Health:
S. B. 228, A bill to amend Section 7064 of the Consolidated Statutes, relating to organization of county boards of health by placing a dentist thereon, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Gwyn: S. B. 336, A bill to codify the law of arrests in North Carolina.

Referred to Committee on Judiciary No. 1.

By Senators Lynch and Powell: S. B. 337, A bill to provide for the payment, in installments, of property taxes due to Robeson and Columbus Counties and all cities and towns in said counties.

Referred to Committee on Finance.
By Senator Haywood: S. B. 338, A bill relating to statute of limitation. Referred to Committee on Judiciary No. 1.

By Senator Hinsdale: S. B. 339, A bill pertaining to the limitation of liability to be assumed by fidelity and surety companies. Referred to Committee on Insurance.

By Senator Hinsdale: S. B. 340, A bill to create Raleigh Auditorium Building Commission. Referred to Committee on Judiciary No. 2.

By Senator Jones: S. B. 341, A bill fixing a 55-hour work week and regulating the hours of labor in factories in North Carolina. Referred to Committee on Labor and Commerce.

By Senator Jones: S. B. 342, A bill to prohibit the employment of women and children for night work in factories in North Carolina. Referred to Committee on Labor and Commerce.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 175, A bill relating to the filing of liens by laborers and material men on municipal contracts by providing that the notice of debt be filed with the owner and surety. The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered engrossed.

S. B. 176, A bill to provide for the maintenance and upkeep of the State Highway system by convict labor and the creation of a preferred class of convicts to be known as “AA” class to be employed in said highway work. The amendment offered by the Committee is adopted.

Senator Pritchett offers an amendment which is adopted.

Senator Folger offers an amendment.

Upon motion of Senator Gravely, the bill and amendments are re-referred to the Committee on Penal Institutions.

S. B. 214, A bill relative to weights and measures. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 227, A bill relating to the sale of land for taxes. The substitute offered by the Committee is adopted.

Senator Hicks offers an amendment.

Upon motion of Senator Johnson of Duplin, the bill is re-referred to the Committee on Finance.

S. B. 201, A bill to permit fishing with hook and line in the waters of certain counties. Senators McLean and McSwain offer an amendment, which fails of adoption.

Senator Grier moves that the bill and amendments be referred to the Committee on Game Laws. The motion fails of adoption.

Several Senators offer amendments which are adopted.

Passes its second reading.

Upon objection by Senator Jones to its third reading, the bill takes its place on the Calendar.
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S. B. 228, A bill relating to organization of county board of health by placing a dentist thereon.

Upon motion of Senator Burrus the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Gravely, the Senate adjourns until tomorrow at 12 o'clock M.

FORTY-EIGHTH DAY

SENATE CHAMBER,

TUESDAY, March 3, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. A. G. Link, Presbyterian Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to ex-Senator H. N. Pharr.

Upon motion of Senator Folger, Walter and Frank Powell are made honorary pages of the Senate, to serve without compensation.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 540, A bill for the protection of game in Graham County.
Referred to the Committee on Game Laws.

Referred to Committee on Game Laws.

H. B. 584, A bill to require the sheriff of Robeson County and the tax collectors of all municipalities in said county to accept quarterly payment of taxes.
Referred to Committee on Finance.

H. B. 635, A bill to protect wild water fowl in the waters adjacent to the town of Wrightsville Beach.

Upon motion of Senator Campbell, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 638, A bill to enable tax-payers of Brunswick County and of Southport to pay their taxes in installments.
Referred to Committee on Finance.

H. B. 646, A bill prohibiting the setting of steel traps in Bladen County and fixing the open season for all game in said county.
Referred to Committee on Game Laws.

H. B. 658, A bill to amend Chapter 37 of the Private Laws of 1923, being the charter of the city of Greensboro.
Referred to Committee on Counties, Cities and Towns.
H. B. 683, A bill validating all of the outstanding bonded and floating indebtedness of the county of Catawba.
   Referred to Committee on Finance.
H. B. 720, A bill to amend the charter of the town of Nashville.
   Referred to Committee on Counties, Cities and Towns.
H. B. 728, A bill to amend Chapter 85, Private Laws of 1927, relative to the charter of the town of Pilot Mountain, and to repeal Chapter 44, Private Laws of 1929.
   Referred to Committee on Counties, Cities and Towns.
H. B. 735, A bill to amend Chapter 190 of the Private Laws of North Carolina, session 1923, relating to the charter of the town of Robbinsville, in Graham County.
   Referred to Committee on Counties, Cities and Towns.
H. B. 740, A bill to validate bonds of Dare County.
   Referred to Committee on Finance.
H. B. 741, A bill relating to the indebtedness of the town of Marion.
   Referred to Committee on Counties, Cities and Towns.
H. B. 748, A bill authorizing the collection of certain taxes by the tax collecting authorities of Alamance County.
   Referred to Committee on Counties, Cities and Towns.
H. B. 382, A bill to amend sections of the banking law as appear in Chapter 5, Consolidated Statutes, Volume III, and as amended by the Public Laws of 1925 and 1927.
   Referred to Committee on Banks and Currency.
H. B. 793, A bill to establish and fix the legal residence of one Jesse J. Richardson, an insane man, and to subject him to commitment to the State Hospital for the Insane at Raleigh for proper care and treatment.
   Referred to Committee on Insane Asylums.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Price, for the Committee on Agriculture:
H. B. 500, A bill to prevent the obstruction of streams in Cumberland County, with a favorable report.

By Senator Horton, for the Committee on Judiciary No. 2:
H. B. 25, A bill to repeal Chapter 221 of the Public Laws of North Carolina, session of 1927, and acts amendatory thereto, with a favorable report as amended.

Upon motion of Senator Horton, the bill is referred to the Committee on Finance.
H. B. 699, A bill to confer civil jurisdiction upon the county recorder's court of Caldwell County, with a favorable report.
S. B. 299, A bill to amend Section 2306 of the Consolidated Statutes, relating to the penalty of usury, with a favorable report as amended.
S. B. 200, A bill to amend Section 4106 of the Consolidated Statutes of North Carolina, so as to permit the clerk to appoint the jurors to allot dower, when requested by either party, in lieu of the sheriff summoning them, with a favorable report.
S. B. 321, A bill to authorize clerks of the Superior Courts to appoint successor trustees to insolvent banks and trust companies, with a favorable report as amended.

H. B. 706, A bill to require quarterly itemized statements of fiscal affairs by the clerk of the Superior Court and the register of deeds of Hyde County, with a favorable report.

Upon motion of Senator Ward of Beaufort, the rules are suspended and the bill is placed on its immediate readings.

The bill passes its second reading.

Senator Umstead offers and amendment which fails of adoption.

The bill passes its third reading and is ordered enrolled.

By Senator Jones, for the Committee on Labor and Commerce:

S. B. 341, A bill fixing a fifty-five hour work week and regulating the hours of labor in factories in North Carolina, with a favorable report as amended.

S. B. 342, 'A bill to prohibit the employment of women and children for night work in factories in North Carolina, with a favorable report.

By Senator Ward of Beaufort, for the Committee on Constitutional Amendments:

H. B. 262, A bill to call a convention of the people of North Carolina, with an unfavorable report.

S. R. 292, A joint resolution to provide for the appointment of a commission to consider and submit to the 1933 session of the General Assembly proposed amendments to the Constitution of the State, or a proposed new draft of the Constitution, with a favorable report.

S. B. 286, A bill to amend Section 2 of Article 13 of the Constitution, as it relates to the submission to the people of amendments, with a favorable report.

By Senator Folger, for the Committee on Education:

H. B. 406, A bill to repeal Section 10 of Chapter 120, Private Laws of 1919, relating to the appointment of a board of trustees, and providing for election of school trustees of the board of school trustees of Roanoke Rapids by the qualified voters of the Roanoke Rapids Graded School District upon the expiration of the terms of office of the trustees herein appointed, with a favorable report.

H. B. 427, A bill to amend Chapter 204, Private Laws of 1923, relating to school trustees for Canton School District, with a favorable report, as amended.

H. B. 355, A bill to annul the lease of school property in the town of Linville made by the board of education of Avery County to private persons, with a favorable report.

H. B. 436, A bill to amend Chapter 382, Public Laws of 1903, relating to the sinking fund of the Cross Creek Graded School District and its successors, with a favorable report.

By Senator Blount, for the Committee on Judiciary No. 1:

H. B. 661, A bill to regulate the fees for the service of civil and criminal process by the sheriff, or other lawful officer within the county, and the constables of the various townships, and the fees of the justices of the peace of Henderson County, with a favorable report as amended.

H. B. 626, A bill to amend Chapter 36, Public Laws of 1927, amending Section 7667 of the Consolidated Statutes, relative to distribution of
Supreme Court reports and other public laws and documents, with a favorable report.

H. B. 671, A bill to require the judge and prosecuting attorney of the county court of Duplin to be elected by the people, with a favorable report.

H. B. 567, A bill to amend Chapter 94, Article 1, of the Consolidated Statutes of North Carolina, relating to drainage, with a favorable report.

S. E. 169, A bill to amend Chapter 2165 of the Consolidated Statutes of North Carolina, relating to renewal of bonds by guardians, with an unfavorable report.

S. B. 264, A bill to equalize the valuation of real estate for taxes in Cherokee County, with an unfavorable report.

S. B. 338, A bill to amend Section 444 of the Consolidated Statutes of North Carolina, relating to statute of limitation, with a favorable report.

H. B. 105, A bill validating sales of real estate made by administrators of deceased persons in good faith to obtain assets to pay debts of the estate, with an unfavorable report.

By Senator McKee, for the Committee on Public Welfare:

S. B. 146, A bill to fix the settlement of paupers coming into the state of North Carolina from other states, with a favorable report.

**ENROLLED BILLS**

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 378, An act to authorize the establishment of municipal recorders’ courts in Moore County.

H. B. 346, An act to amend the charter of the town of Highlands, Macon County.

H. B. 559, An act to restore the corporate limits of the town of Peachland in Anson County to what they were originally.

H. B. 66, An act to amend Chapter 273, Public Laws, 1929, relating to the punishment of makers of worthless checks, placing the counties of Gates, Bladen, Ashe, Washington and Nash under the provisions of this act.

H. B. 445, An act to amend Chapter 358 of the Public-Local Laws of 1927, relative to the enforcement of the Turlington Act in Franklin County.

H. B. 532, An act to authorize the commisioners of Carteret County to appoint a tax collector, fix his compensation and to fix the salary of the sheriff of Carteret County.

H. B. 594, An act to provide for the collection of taxes in the city of Charlotte and county of Mecklenburg.

**ENGROSSED BILLS**

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 175, A bill to amend Section 2445 of the Consolidated Statutes as amended by Chapter 100 of the Public Laws of 1923 and Chapter 151 of the Public Laws of 1927, relating to the filing of liens by laborers and material men on municipal contracts by providing that the notice of debt be filed with the owner and surety.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Burrus: S. B. 343, A bill to amend Chapter 120, Public Laws of 1929, the same being known as the workmen's compensation act.

Referred to Committee on Insurance.

By Senator Jones: S. B. 344, A bill to validate bonds issued by the town of Ellerbe and to provide for the retirement thereof.

Referred to Committee on Finance.

By Senator Jones: S. B. 345, A bill to provide rules of traffic for and to regulate the service of motor busses in the incorporated towns of Richmond County.

Referred to Committee on Judiciary No. 1.

By Senator Jones: S. B. 346, A bill to permit the killing of foxes in certain townships in Richmond County.

Referred to Committee on Judiciary No. 1.

By Senator Grant: S. B. 347, A bill to authorize the Mocksville graded school trustees to issue bonds in the sum of $37,500 for the purpose of funding outstanding notes due the Bank of Davie.

Referred to Committee on Finance.

By Senator Folger by request: S. B. 348, A bill authorizing the issue of bonds in certain cases by special charter school districts and validating certain indebtedness of such districts.

Referred to Committee on Finance.

By Senator Gower: S. B. 349, A bill amending Chapters 269 and 374 of the Public-Local Laws of 1911 and 1913 respectively, relating to the recorder's court of Johnson County.

Referred to Committee on Judiciary No. 2.

By Senator Powell: S. B. 350, A bill authorizing the board of commissioners of Columbus County to appoint rural policemen for said county.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 298, A bill authorizing the board of county commissioners of Wayne County to make certain adjustments with the Fremont, Mount Olive and Goldsboro Special Charter School Districts, upon second reading.

The bill passes second reading, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkston, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lynch, McKee, McLean, McSwain, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Beaufort, Whedbee, Williams, Zollicoffer—44.

S. B. 306, A bill to relieve church property in the town of Zebulon, Wake County, North Carolina, from all street paving assessments becoming due January 1st, 1930, and subsequent thereto if approved by a majority of the voters, upon second reading.
The bill passes second reading, ayes 44, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lynch, McKee, McLean, McSwain, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Beaufort, Whedbee, Williams, Zollicoffer—44.

S. B. 312, A bill to authorize the town of Tarboro to enlarge and extend its electric light facilities and furnish light beyond the corporate limits.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 314, A bill authorizing the setting aside of a certain portion of the town commons in Tarboro, North Carolina, for the erection of a public building for certain civic and patriotic interests.
Passes its second and third readings and is ordered sent to the House of Representatives.
H. B. 326, A bill to authorize the board of commissioners of the city of Asheville to enter into a contract with the suspended Bank of West Asheville with reference to its reopening.
Passes its second and third readings and is ordered enrolled.
H. B. 415, A bill to allow the county commissioners of Clay County to aid in reopening the Clay County Bank.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 449, A bill to allow the county commissioners of Haywood County to aid in reopening the Citizens Bank and Trust Company.
Passes its second and third readings and is ordered enrolled.
H. B. 596, A bill to repeal Chapter 87 of the Public-Local Laws of 1929, abolishing the salary of the clerk to the recorder's court of Franklin County.
Passes its second and third readings and is ordered enrolled.
H. B. 612, A bill to repeal Chapter 53, Public-Local Laws, 1929, and to create the office of treasurer for the county of Gaston.
Passes its second and third readings and is ordered enrolled.
H. B. 618, A bill to abolish the salary fund in Durham County and to provide for the application and disposition of all fees, commissions, profits and emoluments collected by the various county officers and their deputies.
Passes its second and third readings and is ordered enrolled.
H. B. 620, A bill to authorize the board of commissioners for the county of Durham to provide additional deputies in the office of the sheriff of Durham County.
Passes its second and third readings and is ordered enrolled.
H. B. 621, A bill creating the office of tax collector in Durham County.
Passes its second and third readings and is ordered enrolled.
S. B. 57, A bill relating to the licensing of motor vehicle operators and chauffeurs in the operation of motor vehicles on the public highways, and to make uniform the law relating thereto, upon third reading.
Senator Johnson of Duplin offers an amendment.
Senator Hicks offers an amendment.
Senator Baggett moves that the bill and amendments do lie upon the table.

Upon this motion, Senator Grier calls for the ayes and noes.

The motion fails of adoption, ayes 14, noes 30, as follows:

Those voting in the affirmative are: Senators Baggett, Burrus, Burt, Dortch, Gower, Grant, Gwyn, Hicks, Jones, McLean, Pritchett, Umstead, Ward of Beaufort, Ward of Craven—14.

Those voting in the negative are: Senators Bennett, Bernard, Blount, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gravely, Grier, Hardy, Harmon, Haywood, Hendren, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lindsay, Lynch, McKee, Peel, Powell, Price, Rankin, Rodwell, Whedbee, Williams, Zollicoffer—30.

Upon motion of Senator Grier, the bill is re-referred to the Committee on Judiciary No. 1.

S. B. 83, A bill increasing pensions to Confederate veterans to four hundred dollars per annum.

The substitute offered by the Committee is adopted.

Upon motion of Senator Umstead, the name of Senator Ward of Beaufort is stricken from the bill.

Senator Folger offers an amendment.

Senator Johnson of Duplin offers an amendment.

Senator Burrus offers an amendment.

Senator Pritchett moves that the bill be re-referred to the Committee on Appropriations.

The motion prevails.

Upon motion of Senator Hardy, the Senate takes a recess until 8:00 P. M.

EVENING SESSION

SENATE CHAMBER,
TUESDAY, MARCH 3, 1931.

The Senate meets pursuant to recess, and is called to order by Lieutenant-Governor R. T. Fountain.

The courtesies of the floor are extended to former Senator Nash.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

TUESDAY, MARCH 3, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has failed to concur in the Senate amendments to H. B. 338, title "Road Bill," and asks for a conference.

The Speaker has appointed as conferees on the part of the House, Messrs. Connor, Woodard and Gill, and awaits further action from your Honorable Body thereon.

Respectfully,

THAD EURE,
Principal Clerk of the House.
ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 218, An act to repeal and abrogate the charter of the town of West Southern Pines in Moore County, and to annex the territory within the territorial limits thereof to the town of Southern Pines.

H. B. 641, An act to amend Chapter 216, Public Laws of 1923, relating to the general county court in Wilson County.

S. B. 162, An act to create and establish a local government commission, a director of local government, and to prescribe the powers and duties of such commission and director. To prescribe certain duties of governing bodies of the various units of local government and provide penalties for the violations thereof and to repeal certain inconsistent laws.

H. B. 435, An act to place the officers of Bladen County on a salary basis and to fix the salary of each officer.

H. B. 621, An act creating the office of tax collector in Durham County.

H. B. 596, An act to repeal Chapter 87 of the Public-Local Laws of 1929, abolishing the salary of the clerk of the recorder's court of Franklin County.

H. B. 635, An act to protect wild water fowl in the waters adjacent to the town of Wrightsville Beach.

H. B. 706, An act to require quarterly itemized statements of fiscal affairs by the clerk of the Superior Court and the register of deeds of Hyde County.

H. B. 620, An act to authorize the board of commissioners for the county of Durham to provide additional deputies in the office of the sheriff of Durham County.

S. B. 99, An act to clarify and amend Chapter 318 of the Public Laws of 1925, relating to the practice of general contracting.


H. B. 449, An act to allow the county commissioners of Haywood County to aid in reopening the Citizens Bank and Trust Company.

H. B. 326, An act to authorize the board of commissioners of the city of Asheville to enter into a contract with the suspended Bank of West Asheville with reference to its reopening.

H. B. 255, An act for the extension of the corporate limits of the city of Hickory, for an election in furtherance thereof, for the repeal of the charters of other towns within the extended limits, and for other purposes.

H. B. 618, An act to abolish the salary fund in Durham County and to provide for the application and disposition of all fees, commissions, profits and emoluments collected by the various county officers and their deputies.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Baggett, for the Committee on Insurance:

H. B. 512, A bill to amend Section 5177 of the Consolidated Statutes of 1919, relating to reserve fund in building and loan associations, with a favorable report.
H. B. 513, A bill to amend Section 5180 of the Consolidated Statutes of 1919, relating to mutuality of building and loan associations, with a favorable report as amended.

H. B. 417, A bill to amend Section 6299 of the Consolidated Statutes, relating to the licensing of insurance agents, with a favorable report.

By Senator Lindsey, for the Committee on Water Commerce:

H. B. 501, A bill providing for investigation of the coasts, ports and waterways of North Carolina, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 307, A bill to reduce freight rates throughout the state of North Carolina, promote the public welfare; to place freight rates upon a parity with those of other states and localities; to provide water transportation; to locate a port terminal at Deep Tidewater, create a port commission, prescribe its duties and powers, and for other purposes, without prejudice.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Pritchett: S. B. 351, A bill relating to the duties and commissions of the clerk of the Superior Court of Bertie County, when acting as receiver.

Referred to Committee on Judiciary No. 2.

By Senators Hardy and Ward of Craven: S. B. 352, A bill to authorize the Governor and Council of State to advance to Caswell Training School $25,000 for the construction and equipment of a tubercular building.

Referred to Committee on Appropriations.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 363, A bill to amend Section 8060 of Chapter 133 of the Consolidated Statutes, relating to weights and measures.

Passes its second and third readings and is ordered enrolled.

H. B. 539, A bill to require public officials receiving public money to keep the same separate from their own funds.

Passes its second and third readings and is ordered enrolled.

S. B. 67, A bill to amend Section 2583 of the Consolidated Statutes, relating to the appointment of trustees in deeds of trust.

Upon motion of Senator Folger, the Senate concurs in the House amendment, and the bill is ordered enrolled.

H. B. 434, A bill to protect the public from false advertisement and fraudulent sales.

The amendment offered by the Committee is adopted.

Senator Grier offers and amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 408, A bill to expedite the trial of criminal cases and to dispense with jury trial therein.

Passes its second reading.

Upon objection by Senator Pritchett to its third reading, the bill takes its place upon the Calendar.
H. R. 609, A joint resolution requesting the Governor of North Carolina to inform the General Assembly of the recommendations of Committee appointed by him to study methods for the relief of unemployment. Passes its second and third readings and is ordered enrolled.

H. B. 295, A bill to amend the State Pure Seed Law, Chapter 194, Public Laws of 1929. Passes its second and third readings and is ordered enrolled. H. B. 462, A bill to provide for recording instruments filed in the office of the register of deeds and of the clerk of Superior Court of any county by photography.

Upon motion of Senator Powell, the bill is laid upon the table. H. B. 509, A bill to amend Chapter 36, Public Laws of 1927, amending Section 7667 of the Consolidated Statutes, relative to distribution of Supreme Court reports and other public laws and documents. Senator Burrus offers and amendment which fails of adoption. The bill fails to pass its second reading.

H. B. 514, A bill to amend Section 5170 of the Consolidated Statutes of 1919, relating to organization of building and loan associations. Senator Gravely offers an amendment which fails of adoption. Passes its second and third readings and is ordered enrolled.

H. B. 560, A bill to amend Section 5176 of the Consolidated Statutes of 1919, relating to entrance and membership fees solicitor’s commissions in building and loan associations. Passes its second and third readings and is ordered enrolled.

H. B. 416, A bill to amend Section 6283 of the Consolidated Statutes, pertaining to notices to clerks of Superior Court of insurance companies licensed by the Insurance Commissioner. Passes its second and third readings and is ordered enrolled.

H. B. 303, A bill for the granting of divorcees in certain cases. Senator Grier offers an amendment which is adopted. Senator Ward of Beaufort offers an amendment which fails of adoption. Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 321, A bill to amend Section 15 of the Consolidated Statutes in reference to the manner of advertisement for claims by executors, administrators and collectors, upon third reading. Passes its third reading and is ordered enrolled.

H. B. 483, A bill to amend Section 2, Subsection (f), Chapter 136, Public Laws of 1927, so as to provide for operating two or more bus lines over certain intersecting highways. The amendment offered by the Committee is adopted.

Upon motion of Senator McKeel, S. B. 341, A bill fixing a 55-hour work week and regulating the hours of labor in factories in North Carolina, and S. B. 342, A bill to prohibit the employment of women and children for night work in factories in North Carolina, are taken from the Calendar and re-referred to the Committee on Public Welfare.

H. B. 274, A bill to amend Section 2563 of the Consolidated Statutes, relating to monopolies and trusts. Upon motion of Senator Dortch, the bill is laid upon the table.
H. B. 75, A bill to amend Section 2591 of the Consolidated Statutes of North Carolina as amended by Chapter 16, Public Laws, 1929, relating to reopening judicial and other sales on advanced bid.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 291, A bill to amend Section 895 of the Consolidated Statutes of North Carolina, relating to the discharge of debts.

Senator Grier offers an amendment which is adopted.

The bill fails of adoption.

Upon motion of Senator Burrus, the Senate adjourns until tomorrow at 12 o'clock M.

FORTY-NINTH DAY

SENATE CHAMBER,

WEDNESDAY, March 4, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Senator McKee of Jackson County.

Senator McLean reports that he has examined the Journal of yesterday, finds its correct, and the same stands approved.

Upon motion of Senator Gravely, indefinite leave of absence is granted Senator Nixon.

Upon motion of Senator Ward of Beaufort, H. B. 793, A bill to establish and fix a legal residence of one Jesse J. Richardson, an insane man, and to subject him to committal to the State Hospital for the Insane at Raleigh for proper care and treatment, is taken from the Committee on Insane Asylums and placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

Senator Peel presents a telegram from certain citizens of his district, which is referred to the Committee on Finance.

Upon motion of Senator Horton, the Senate reconsiders the vote by which H. B. 274, A bill to amend Section 2563 of the Consolidated Statutes, relating to monopolies and trusts, was placed upon the table, and the bill is placed on the Calendar.

Upon motion of Senator Burrus, the vote by which H. B. 462, A bill to provided for recording instrument filed in the office of the register of deeds and of the clerk of Superior Court of any county by photography, was placed upon the table, is reconsidered, and the bill is ordered placed on the Calendar.

Upon motion of Senator Burrus, S. B. 234, A bill to provide for a tax on electric power generated for sale, and to impose limitations upon the price at which electric power may be sold, is recalled from the Committee on Finance and placed upon the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:
H. B. 775, A bill relating to the indebtedness of the town of Littleton. Referred to Committee on Finance.
H. B. 639, A bill to restrict and limit the powers of the board of commissioners of the town of East Flat Rock, in Henderson County. Referred to Committee on Counties, Cities and Towns.
H. B. 600, A bill to amend Chapter 90, Private Laws of 1927, pertaining to the collection of taxes, and to amend Chapter 12, Private Laws of 1917, pertaining to the collecting of assessments in the town of Canton, Haywood County. Referred to Committee on Finance.
H. B. 795, A bill to provide for the appointment of one special deputy for Greene Hope School District, White Oak Township, Wake County. Referred to Committee on Counties, Cities and Towns.
H. B. 794, A bill to repeal Section 269, Public-Local Laws of 1929, relative to the election of county auditor for Warren County. Referred to Committee on Judiciary No. 1.
H. B. 249, A bill to amend Section 7979(a) of the Consolidated Statutes, relating to the refund of taxes illegally collected. Referred to Committee on Finance.
H. B. 306, A bill to prevent the employment of female persons under eighteen years of age in mills, factories, canneries, workshops, or manufacturing establishments at night. Referred to Committee on Public Welfare.
H. B. 322, A bill to amend Section 8014 of the Consolidated Statutes, in reference to the manner of advertisement of tax sales. Referred to Committee on Judiciary No. 1.
H. B. 443, A bill to amend Section 11, Chapter 250, Public Laws of 1923, as the same relates to the city of Elizabeth City. Referred to Committee on Counties, Cities and Towns.
H. B. 515, A bill to amend and re-enact Chapter 243, Section 1, Laws of 1917, relating to deposits in two names. Referred to Committee on Judiciary No. 2.
H. B. 629, A bill to amend Section 5492 of the Consolidated Statutes, as amended by Section 18, Chapter 243, Public Laws 1929, with reference to the qualifications of the county superintendent of schools of Ashe County. Referred to Committee on Education.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Powell, for the Committee on Election Laws:
H. B. 93, A bill to amend Section 6054, Article 17, Volume II, Consolidated Statutes of North Carolina, so as to place Davie and Mitchell Counties under the provisions of the State Primary Law for the purpose of nominating candidates of each and every political party for the several county officers in Davie and Mitchell Counties, with a favorable report.
S. B. 217, A bill providing for biennial elections in certain cities and towns of Moore County, with a favorable report.
S. B. 334, A bill to amend and re-enact Chapter 47 of the Private Laws of 1921, to provide for uniform registration books in the city of Charlotte, with a favorable report.

By Senator Whedbee, for the Committee on Judiciary No. 1:

H. B. 293, A bill to amend and extend the charter of Grace Hospital, Incorporated, with a favorable report as amended.

By Senator Burrus, for the Committee on Public Health:

S. B. 250, A bill to amend Section 6777 of the Consolidated Statutes, pertaining to the State Board of Embalmers, with a favorable report.

S. B. 251, A bill to amend Section 6781 of the Consolidated Statutes, relating to the licensing of emblamers, with a favorable report.

By Senator Price, for the Committee on Agriculture:

S. B. 249, A bill to regulate shipping of native growth for ornamental purposes out of the State by requiring a license tax, with an unfavorable report as to bill, favorable as to Committee substitute.

H. B. 591, A bill to repeal Sections 2482, 2483, and 2484 of Consolidated Statutes of North Carolina, relative to prices to be charged by time merchants, with a favorable report.

By Senator McKee, for the Committee on Public Welfare:

S. B. 239, A bill to prohibit the employment of women and children for night work in factories in North Carolina, with an unfavorable report.

S. B. 342, A bill to prohibit the employment of women and children for night work in factories in North Carolina, with an unfavorable report, and minority report filed.

H. B. 287, A bill to amend Section 5033 of the Consolidated Statutes of North Carolina, as amended by Chapter 251, Public Laws of 1927, relating to employment of children under 16 years of age, with a favorable report as amended.

S. B. 194, A bill to amend Section 6554 of the Consolidated Statutes, limiting the hours of work of women in industries to fifty-five hours a week, with an unfavorable report.

S. B. 341, A bill fixing a fifty-five hour work week and regulating the hours of labor in factories in North Carolina, with an unfavorable report, and minority report filed.

S. B. 116, A bill to establish fifty-five hours as a week's work in manufacturing establishments and to prohibit the employment of women and children for night work therein, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 238, A bill to regulate the laws of labor in factories in North Carolina, with an unfavorable report.

S. B. 106, A bill to prohibit the employment of children under 16 years of age, with an unfavorable report.

S. B. 148, A bill to amend Section 5033 of the Consolidated Statutes of North Carolina, as amended by Chapter 251, Public Laws of 1923, relating to employment of children under 16 years of age, with an unfavorable report.

By Senator Horton, for the Committee on Judiciary No. 2:

S. B. 349, A bill amending Chapter 269 and 374 of the Public-Local Laws of 1911 and 1913 respectively, relating to the recorder's court of Johnston County, with a favorable report.
S. B. 351, A bill relating to the duties and commissions of the clerk of the Superior Court of Bertie County, when acting as receiver, with a favorable report.

H. B. 189, A bill to amend Chapter 273 of the Public Laws of the session of 1929, relating to the punishment of makers of worthless checks, with a favorable report.

H. B. 605, A bill to validate certain legal sales in Greene, Lenoir and Mitchell Counties, with a favorable report.

S. B. 20, A bill to require corporations hereafter created to pay in as much as fifty per cent of their authorized capital stock before commencing business and amending Chapter on corporations in that particular, with an unfavorable report.

S. B. 289, A bill to amend Chapter 220 of the Public Laws of 1923, Section 2792 of the Consolidated Statutes and acts amendatory thereof, relating to condemnation proceedings and assessment districts for condemnation proceedings, with a favorable report.

S. B. 301, A bill releasing owners of motor vehicles from responsibility for injuries to passengers therein under certain conditions, with an unfavorable report.

S. B. 340, A bill to create Raleigh auditorium building commission, with a favorable report.

By Senator Gravely, for the Committee on Appropriations:

S. B. 202, A bill to reappropriate and reallocate certain unallotted balances of the permanent appropriations made to the State's prison under Chapter 152, Public Laws of 1927, with a favorable report.

By Senator Blount, for the Committee on Judiciary No. 1:

S. B. 317, A bill to repeal Section 672 of the Consolidated Statutes, concerning the time for the return of execution, and re-enacting the same, with a favorable report as amended.

S. B. 346, A bill to permit the killing of foxes in certain townships in Richmond County, with a favorable report.

H. B. 498, A bill to amend Section 2591 of the Consolidated Statutes, allowing a trust company to be appointed public guardian, with an unfavorable report.

S. B. 141, A bill to amend Section 2591 of the Consolidated Statutes captioned "reopening judicial sales, etc., on advanced bid," with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 491, A bill to prohibit the sale of corn and soja beans in Currituck and Hertford Counties between the hours of sunset and sunrise, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Clement, for the Committee on Courts and Judicial Districts:

H. B. 771, A bill to repeal Chapter 116 of the Public Laws of 1929, entitled "An act to make the regular March term of the Superior Court of Burke County in the sixteenth judicial district a mixed court for trial of criminal and civil cases," with a favorable report.

Upon motion of Senator Clement, the rules are suspended and the bill is placed upon its immediated readings.

Passes its second and third readings and is ordered enrolled.
By Senator Clark, for the Committee on Counties, Cities and Towns:

H. B. 720, A bill to amend the charter of the town of Nashville, with a favorable report.

H. B. 730, A bill to divide the board of county commissioners of Pitt County into two classes, with a favorable report.

H. B. 599, A bill to amend the charter of the town of Roanoke Rapids in Halifax County, with a favorable report.

H. B. 318, A bill to amend Chapter 233, Public-Local Laws, 1925, relating to the salaries of the solicitor and the recorder of the municipal county court of Lenoir County, and amend Chapter 408 of the Public-Local Laws, 1927, relating to the terms of office of said recorder and solicitor, with a favorable report.

Upon motion of Senator Clarkson, the bill is referred to the Committee on Counties, Cities and Towns.

H. B. 397, A bill to abolish the office of county treasurer of Lenoir County, with a favorable report.

Upon motion of Senator Hardy, the bill is referred to the Committee on Counties, Cities and Towns.

H. B. 457, A bill to amend the charter of Beaufort, North Carolina, with a favorable report.

S. B. 220, A bill to prohibit the use or lease of any property of any educational institution of the State for the conduct of a mercantile business, with an unfavorable report.

S. B. 302, A bill to amend Chapter 395 of the Public-Local Laws of 1909 and acts amendatory thereof, relating to the city charter of the city of High Point, with a favorable report.

S. B. 313, A bill to amend Section 1389 of the Consolidated Statutes, pertaining to the bonds of county financial agents, with a favorable report.

S. B. 332, A bill to enable any two or more counties to establish a district prison farm in lieu of separate jails, with a favorable report.

S. B. 333, A bill to enable any two or more counties to establish a district hospital home in lieu of separate county homes, with a favorable report.

By Senator Dunlap, for the Committee on Finance:

H. B. 154, A bill to amend Chapter 212, Public-Local Laws of 1929, authorizing the board of commissioners of the town of Mocksville in Davie County, to expend the funds derived from the sale of electric lighting and power system, with a favorable report.

H. B. 352, A bill exempting F. H. Coble from paying a peddler's license, with an unfavorable report.

H. B. 493, A bill to repeal Chapter 158 of the Public-Local Laws of 1929, relating to the payment of premiums on official bonds of the sheriffs of Anson County, with a favorable report.

H. B. 645, A bill for the relief of land owners of the town of Mount Holly, North Carolina, extending the time to enforce lien, collection and commence action for local improvement assessments, with a favorable report.

H. B. 746, A bill to extend the time for payment of street assessments in the city of Hendersonville, with a favorable report.

Upon motion of Senator McLean, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.
H. B. 474, A bill to amend Chapter 333, Public Laws, 1929, entitled "An act to regulate and promote the fur bearing industry in North Carolina and to raise revenue therefor," with a favorable report.
S. B. 178, A bill to authorize the board of commissioners of Cherokee County to levy a special tax, with an unfavorable report.
S. B. 179, A bill to repeal Chapter 210 of the Public Laws of 1929 in reference to the price of land entered in Cherokee County, with a favorable report.
S. B. 227, A bill relating to the sale of land for taxes, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Johnson of Moore: S. B. 353, A bill creating five districts in Moore County for the selection of county commissioners.
Referred to Committee on Counties, Cities and Towns.
By Senator Burrus: S. B. 354, A bill to reorganize the department of health and to provide for the appointment of the members of the North Carolina Board of Health and to prescribe certain duties of said board.
Referred to Committee on Public Health.
By Senator Price: S. B. 355, A bill to repeal Section 4774 of the Consolidated Statutes of 1919 and to provide a substitute therefor.
Referred to Committee on Judiciary No. 2.
By Senator Price: S. B. 356, A bill to repeal the absentee ballot law with respect to Union County.
Referred to Committee on Election Laws.
By Senators Powell, Horton, Hendren, Hicks, Campbell, Johnson of Duplin and Johnson of Moore: S. B. 357, A bill to amend Section 1, Chapter 163, of the Public Laws of 1925.
Referred to Committee on Penal Institutions.
By Senator Campbell: S. B. 358, A bill to amend Chapter 426, Public-Local Laws of 1919, as amended by Chapter 592 of the Public-Local Laws of 1919, Chapter 505 of the Public-Local Laws of 1921, and Chapter 605 of the Public-Local Laws of 1923, relating to certain duties of the board of health of New Hanover County.
Referred to Committee on Public Health.
By Senator Burt: S. B. 359, A bill to permit the board of county commissioners of Montgomery County, in its discretion, to abolish the county recorder's court.
Referred to Committee on Courts and Judicial Districts.
By Senator Rodwell: S. B. 360, A bill to authorize the payment of compensation to State convicts.
Referred to Committee on Judiciary No. 1.
By Senators Whedbee, Powell, Lawrence and Hendren: S. B. 361, A bill to amend Chapter 48, Public Laws, 1927, and to fix a definite term for the members of the North Carolina Park Commission, and to provide for the appointment of their successors and to prescribe certain other duties and acts to be performed with reference to the North Carolina Park Commission.
Referred to Committee on Judiciary No. 1.
By Senators Lawrence, Powell and Whedbee: S. B. 362, A bill to provide deputy warden service for the Department of Conservation and Development.

Referred to Committee on Conservation and Development.

By Senator Bernard: S. B. 363, A bill to permit tax payers purchase of land sold to county or municipality for non-payments of taxes.

Referred to Committee on Finance.

By Senator Grier: S. B. 364, A bill authorizing the Statesville Graded School District in Iredell County to issue, at any time in the future, the remaining bonds of a total of $350,000 of school building bonds authorized pursuant to an election held on the 22nd day of May, 1928.

Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 298, A bill authorizing the board of county commissioners of Wayne County to make certain adjustments with the Fremont, Mount Olive and Goldsboro Special Charter School Districts, upon third reading.

The bill passes third reading, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gravely, Grier, Gwyn, Hardy, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—42.

The bill is ordered sent to the House of Representatives.

S. B. 306, A bill to relieve church property in the town of Zebulon, Wake County, North Carolina, from all street paving assessments becoming due January 1st, 1930, and subsequent thereto if approved by a majority of the voters, upon third reading.

The bill passes third reading, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gravely, Grier, Gwyn, Hardy, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—42.

The bill is ordered sent to the House of Representatives.

H. B. 599, A bill to amend the charter of the town of Roanoke Rapids in Halifax County, upon second reading.

The bill passes second reading, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gravely, Grier, Gwyn, Hardy, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—42.
H. B. 349, A bill to amend Section 5445 of Chapter 95 of the Consolidated Statutes of North Carolina (Section 5619 of the Code of 1927) as amended by authorizing the commissioners of Chowan County to fix the amount of the bond required of the treasurer of the school fund of said county in a sum not to exceed the amount of the average cash balance to the credit of the school fund of said county and not less than the average cash balance to the credit of said fund as the commissioners of said county may determine.

Passes its second and third readings and is ordered enrolled.

H. B. 355, A bill to annul the lease of school property in the town of Linville made by the board of education of Avery County to private persons. Passes its second and third readings and is ordered enrolled.

H. B. 406, A bill to repeal Section 10 of Chapter 120, Private Laws of 1919, relating to the appointment of a board of trustees, and providing for election of school trustees of the board of school trustees of Roanoke Rapids by the qualified voters of the Roanoke Rapids Graded School District upon the expiration of the terms of office of the trustees herein appointed.

Passes its second and third readings and is ordered enrolled.

H. B. 427, A bill to amend Chapter 204, Private Laws of 1923, relating to the election of school trustees for Canton Graded School District, and also relating to the treasurer of said district.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 433, A bill to amend Chapter 382, Public Laws of 1903, relating to the sinking fund of the Cross Creek Graded School District and its successor.

Passes its second and third readings and is ordered enrolled.

H. B. 500, A bill to prevent the obstruction of streams in Cumberland County.

Passes its second and third readings and is ordered enrolled.

H. B. 661, A bill to regulate the fees for the service of civil and criminal process by the sheriff, or other lawful officer within the county and the constables of various townships, and the fees of the justices of the peace of Henderson County.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 671, A bill to require the judge and prosecuting attorney of the county court of Duplin to be elected by the people.

Passes its second and third readings and is ordered enrolled.

H. B. 699, A bill to confer civil jurisdiction upon the county recorder's court of Caldwell County.

Passes its second and third readings and is ordered enrolled.

S. B. 84, A bill to amend Chapter 218, Public Laws, 1929, relating to the State Highway Patrol.

Upon second reading, Senator Lawrence calls for the ayes and noes.

The call is sustained.

The following pair is announced: Senator Ward of Beaufort, no; with Senator Peel, aye.
The bill passes second reading, ayes 29, noes 16, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Campbell, Clark, Clarkson, Dortch, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lindsay, Lovill, Lynch, McLean, Rankin, Rodwell, Umstead, Ward of Craven, Whedbee, Zollicoffer—29.
Those voting in the negative are: Senators Burrell, Burt, Clement, Dunlap, Folger, Grant, Gwyn, Hendren, Hicks, Jones, McKee, Powell, Price, Pritchett, Uzzell, Williams—16.

The bill passes its third reading and is ordered engrossed.

S. B. 149, A bill to amend Chapter 222, Public-Local Laws of 1929, relating to the salaries of the judge and prosecuting attorney of the recorder's court of Elkin, Surry County, and increasing the territorial jurisdiction of said court.

The amendment offered by the Committee is adopted.

Senator Folger offers an amendment which is adopted.

Passes its second and third readings and is ordered engrossed.

COMMITTEE REPORT

Senator Johnson of Duplin, for the Committee on Rules, offers the following amendment to the rules:

Amend Rule 12:

Strike out all after the word "him" in line six and before the word "no" in said line and insert the following:

"No Senator shall speak or debate, more than twice nor longer than ten minutes on the principal subject, nor longer than five minutes on any amendment or substitute bill, on the same day, without leave of the Senate, except debates on the revenue bills, appropriation bills, and educational bills. Upon these measures any Senator may debate the main subject not longer than thirty minutes, nor longer than ten minutes upon any substitute bill or amendment thereto; Provided, further, that the limitations herein set out shall not apply to the introducer of any of these measures, or the Senator having the same in charge."

JOHNSON OF DUPLIN,
Chairman.

The amendment is adopted.

The President announces the appointment of Senators Peel and Clement as conferees on the part of the Senate to consider the differences between the two Houses on H. B. 338, a bill to amend Chapter 2, Public Laws of 1921, and acts amendatory thereof and additional thereto, relating to the state highway system and public roads of the state, and to provide for the maintenance thereof.

Upon motion of Senator Lawrence, the Senate takes a recess until 8:00 P. M.

EVENING SESSION

SENATE CHAMBER,
WEDNESDAY, March 4, 1931.

The Senate meets pursuant to recess, and is called to order by Lieutenant-Governor R. T. Fountain.
Upon motion of Senator Blount, S. B. 268, A bill to amend Section 1260 of the Consolidated Statutes, relating to officers' fees in criminal actions when not a true bill is found in Avery County, is taken from the unfavorable calendar and referred to the Committee on Judiciary No. 1.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 539, An act to require public officials receiving public money to keep the same separate from their own funds.

H. R. 609, A joint resolution requesting the Governor of North Carolina to inform the General Assembly of the recommendations of committee appointed by him to study methods for the relief of unemployment.

H. B. 514, An act to amend Section 5170 of the Consolidated Statutes of 1919, relating to organization of building and loan associations.

H. B. 416, An act to amend Section 6283 of the Consolidated Statutes, pertaining to notices to clerks of Superior Courts of insurance companies licensed by the Insurance Commissioner.

H. B. 560, An act to amend Section 5176 of the Consolidated Statutes of 1919, relating to entrance and membership fees and solicitors' commissions in building and loan associations.

H. B. 321, An act to amend Section 45 of the Consolidated Statutes in reference to the manner of advertisement for claims by executors, administrators and collectors.

H. B. 363, An act to amend Section 8060 of Chapter 133 of the Consolidated Statutes, relating to weights and measures.

S. B. 67, An act to amend Section 2583 of the Consolidated Statutes, relating to the appointment of trustees in deeds of trust.


H. B. 434, An act to protect the public from false advertisement and fraudulent sales.

H. B. 406, An act to repeal Section 10 of Chapter 120, Private Laws of 1919, relating to the appointment of a board of trustees, and providing for election of school trustees of the board of school trustees of Roanoke Rapids by the qualified voters of the Roanoke Rapids Graded School District upon the expiration of the terms of office of the trustees herein appointed.

H. B. 699, An act to confer civil jurisdiction upon the county recorder's court of Caldwell County.

S. B. 208, An act to amend Chapter 249, Public-Local Laws, session 1927, relative to the Swannanoa Water and Sewer District in the county of Buncombe.

H. B. 793, An act to establish and fix the legal residence of one Jesse J. Richardson, an insane man, and to subject him to committal to the State Hospital for the Insane at Raleigh for proper care and treatment.

H. B. 771, An act to repeal Chapter 116 of the Public Laws of 1929, entitled "An act to make the regular March term of the Superior Court of Burke County in the sixteenth judicial district a mixed court for trial of criminal and civil cases."
H. B. 746, An act to extend the time for payment of street assessments in the city of Hendersonville.

H. B. 415, An act to allow the county commissioners of Clay County to aid in reopening the Clay County Bank.

H. B. 309, An act to revise, consolidate and amend the charter of the town of Chapel Hill.

H. B. 349, An act to amend Section 5445 of Chapter 95 of the Consolidated Statutes of North Carolina (Section 5619 of the Code of 1927) as amended by authorizing the commissioners of Chowan County to fix the amount of the bond required of the treasurer of the school fund of said county in a sum not to exceed double the amount of the average cash balance to the credit of the school fund of said county and not less than the average cash balance to the credit of said fund as the commissioners of said county may determine.

S. B. 296, An act to amend, Section 1923 of the Consolidated Statutes of North Carolina, relating to the number of county commissioners of Brunswick County and to provide that only one member can be from a township of said county.

H. B. 355, An act to annul the lease of school property in the town of Linville made by the board of education of Avery County to private persons.

H. B. 75, An act to amend Section 2591 of the Consolidated Statutes of North Carolina as amended by Chapter 16, Public Laws, 1929, relating to reopening judicial and other sales on advanced bid.

H. B. 436, An act to amend Chapter 382, Public Laws of 1903, relating to the sinking fund of the Cross Creek Graded School District and its successor.

H. B. 500, An act to prevent the obstruction of streams in Cumberland County.

H. B. 671, An act to require the judge and prosecuting attorney of the county court of Duplin to be elected by the people.

S. B. 237, An act to repeal Chapter 331 of the Public-Local Laws of 1925 and to abolish the commission form of government for Jackson County; to make the county accountant clerk to the board of said county and provide for his salary.

S. B. 129, An act to amend Chapter 27 of the Consolidated Statutes, relative to county courts.

H. B. 418, An act to regulate mutual burial associations, and assessment insurance associations.

S. B. 335, An act to provide the submission to the qualified voters of the town of Landis the sale of its electric light plant.

H. B. 303, An act for the granting of divorces in certain cases.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Johnson of Duplin: S. B. 365, A bill relating to chiropractic. Referred to Committee on Public Health.

By Senator Hinsdale: S. B. 366, A bill to authorize the Governor to pay the commissioner heretofore appointed to settle boundary dispute with the State of South Carolina.

Referred to Committee on Appropriations.
Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 118, A bill to prevent the sale of poisonous alcohol without proper identification, for concurrence in the House substitute.

Upon motion of Senator Dunlap, the Senate fails to concur in the House substitute.

The President appoints as conferees on the part of the Senate, Senators Burrus and Clarkson.

S. B. 262, A bill relating to limitation of actions.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 200, A bill to permit the clerk to appoint the jurors to allot dower, when requested by either party, in lieu of the sheriff summoning them.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 299, A bill relating to the penalty of usury.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered engrossed.

S. B. 109, A bill to create the commission for the improvement of the laws.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 182, A bill to permit newspaper carrier boys to be employed between the hours of 5 A. M. and 8 P. M.

Senator Clark offers an amendment which is adopted.

Senator Folger offers an amendment which is adopted.

Passes its second and third readings and is ordered engrossed.

S. B. 201, A bill to permit fishing with hook and line in the waters of certain counties.

Upon motion of Senator Powell, action upon this bill is indefinitely postponed.

Upon motion of Senator McLean, the bill is laid upon the table.

S. B. 276, A bill to amend Section 16 of Consolidated Statutes, relative to the right of a qualifying executor under a will duly probated, solely to discharge the duties of said executorship where one or more of the executors appointed in said will renounce or refuse to qualify.

Senator Pritchett offers an amendment which is adopted.

Passes its second and third readings and is ordered engrossed.

S. B. 256, A bill to amend Section 671 of the Consolidated Statutes of North Carolina, relating to sales under execution.

Upon motion of Senator Ward of Beaufort, the bill is re-referred to the Committee on Judiciary No. 1.

S. B. 338, A bill to amend Section 444 of the Consolidated Statutes of North Carolina, relating to statute of limitation.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 321, A bill to authorize clerks of the Superior Courts to appoint successor trustees to insolvent banks and trust companies.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered enrolled.
S. B. 248, A bill determining the rights of creditors and beneficiaries under policies of life insurance.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 166, A bill to validate the acts of the Corporation Commission of North Carolina, the Chief State Bank Examiner, and/or liquidating agents in respect to exercising the power of sale or mortgages and deeds of trust in connection with banks in liquidation.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 127, A bill to authorize declaratory judgments.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. R. 292, A joint resolution to provide for the appointment of a commission to consider and submit to the 1933 session of the General Assembly proposed amendments to the Constitution of the State, or a proposed new draft of the Constitution.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 286, A bill to amend Section 2 of Article 13 of the Constitution, as it relates to the submission to the people of amendments, upon second reading.
The bill passes second reading, ayes 47, noes none, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lindsey, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Beaufort, Whedbee, Williams, Zollicoffer—47.
S. B. 286, A bill to amend Section 2 of Article 13 of the Constitution, as it relates to the submission to the people of amendments, upon third reading.
The bill passes third reading, ayes 47, noes none, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lindsey, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Beaufort, Whedbee, Williams, Zollicoffer—47.
The bill is ordered sent to the House of Representatives.
S. B. 255, A bill to amend Section 3296 of the Consolidated Statutes of North Carolina, relating to justices of peace.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered engrossed.
H. B. 258, A bill to authorize the boards of commissioners to establish county courts with criminal jurisdiction.
The amendment offered by the Committee is adopted.
Senator Lawrence offers an amendment which is adopted.
Passed its second and third readings and is ordered sent to the House of Representatives for concurrence in Senate amendment.
H. B. 201, A bill to amend Section 2591 of the Consolidated Statutes relating to report of trustees in judicial sales.
Upon motion of Senator Clarkson, the bill is placed upon the table.
H. B. 218, A bill relating to evidence in civil actions arising out of motor vehicle accidents.
Senator McSwain offers an amendment which is adopted.
Senator Folger offers an amendment which is adopted.
Passed its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES
The following message is received from the House of Representatives:

WEDNESDAY, March 4, 1931.

Mr. President:

Pursuant to your message stating that the Senate had failed to concur in the House amendment to Senate Bill 118, title: "To prevent the sale of poisonous alcohol without proper identification," the Speaker has appointed as conferees on the part of the House, Messrs. Moss, Ewbank and Long of Alamance, to act with your committee from the Senate.

Respectfully,

THAD EURE,
Principal Clerk.

Upon motion of Senator Umstead, the Senate adjourns to meet tomorrow at 12 o'clock M.

FIFTIETH DAY

SENATE CHAMBER,
Thursday, March 5, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. C. J. Hollingsworth, Vanguard Presbyterian Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Clark, H. B. 741, relating to the indebtedness of the town of Marion, is recalled from the Committee on Counties, Cities and Towns, and is referred to the Committee on Finance.

Upon motion of Senator Baggett, S. B. 259, A bill to raise revenue by an ad valorem tax on legal and equitable titles for the relief of the counties in which mortgages and deeds of trust and other liens are recorded, and to provide machinery for the collection of same, is recalled from the Committee on Judiciary No. 1, and referred to the Committee on Finance.

Upon motion of Senator Ward of Beaufort, H. B. 423, A bill to amend Chapter 610, Public-Local Laws of 1925, relating to drainage district in Hyde County, is taken from the Committee on Finance, and placed on the Calendar.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 137, A bill to amend the Consolidated Statutes by adding section thereto to be numbered 5126(a), requiring checks given by tobacco warehouses for the purchase of leaf tobacco be made payable to order.
Referred to Committee on Judiciary No. 1.

H. B. 179, A bill to amend Section 6054 of the Consolidated Statutes so as to provide for the nomination of county and municipal officers and members of the General Assembly by primary in Wilkes County.
Referred to Committee on Election Laws.

H. B. 194, A bill for the relief of N. E. Millsaps and G. W. Shuler, ex-sheriffs and tax collector of Graham County, authorizing the collection of back taxes due said sheriffs.
Referred to Committee on Finance.

H. B. 254, A bill to amend Section 1892 of the Consolidated Statutes; to provide a license tax on dealers and packers in fresh fish, and to regulate the transportation and sale of fresh fish in trucks.
Referred to Committee on Commercial Fisheries.

H. B. 358, A bill to amend Section 8081, subsection (A) of the Consolidated Statutes.
Referred to Committee on Counties, Cities and Towns.

H. B. 367, A bill to allow the board of county commissioners of Graham County to transfer certain surplus funds to the bond maturity funds.
Referred to Committee on Counties, Cities and Towns.

H. B. 656, A bill to amend Chapter 108, Private Laws 1891, relating to biennial elections in the town of Pikeville, Wayne County.
Referred to Committee on Election Laws.

H. B. 710, A bill for reducing ad valorem taxes in the county-wide special charter and local school tax districts of the State.
Referred to Committee on Education.

H. B. 755, A bill to protect the forests and game of Madison County.
Referred to Committee on Judiciary No. 2.

H. B. 772, A bill relating to foreclosures of tax certificates of Henderson County and the city of Hendersonville for the years 1926, 1927 and 1928.
Referred to Committee on Finance.

H. B. 778, A bill to validate the registration of certain deeds in Haywood County.
Referred to Committee on Judiciary No. 1.

H. B. 779, A bill validating indebtedness of the town of Laurinburg.
Referred to Committee on Judiciary No. 2.

H. B. 800, A bill to repeal Chapter 379, Public-Local Laws of 1925, discontinuing three hundred dollars allowance for clerk hire to sheriff of Caswell County.
Referred to Committee on Counties, Cities and Towns.

H. B. 812, A bill to abolish the office of county treasurer in the county of Johnston.
Referred to Committee on Counties, Cities and Towns.
H. B. 642, A bill to permit pound-net fishing within the three-mile limit of the Atlantic Ocean.
  Referred to Committee on Commercial Fisheries.
H. B. 607, A bill to amend Chapter 611, Public-Local Laws of 1927, relating to migratory game law of Dare County.
  Referred to Committee on Game Laws.
H. B. 35, A bill to secure the safety of the various sinking funds of the county of Columbus and school districts therein by proper investment.
  Referred to Committee on Finance.
H. B. 619, A bill to amend Chapter 242, Private Laws of 1921, as amended, the same being the charter of the city of Durham, relating to the payment of a fee of five dollars for candidates for mayor and aldermen in primary elections.
  Referred to Committee on Counties, Cities and Towns.
H. B. 268, A bill to create a county sinking fund commission for Madison County and provide the duties thereof.
  Referred to Committee on Judiciary No. 2.
H. B. 517, A bill to authorize the board of commissioners of Alamance County to purchase and convey land for purpose of protecting county sinking fund investments.
  Referred to Committee on Counties, Cities and Towns.
H. B. 566, A bill to prohibit the unauthorized practice of law in the State of North Carolina.
  Referred to Committee on Judiciary No. 1.
H. B. 595, A bill to provide a boxing commission and regulate boxing in the city of Burlington.
  Referred to Committee on Propositions and Grievances.
H. B. 598, A bill to repeal the charter of the Sharpsburg Graded School District.
  Referred to Committee on Education.
H. B. 604, A bill to repeal the charter of Benson School District, Private Laws 1915, Chapter 145.
  Referred to Committee on Education.
H. B. 663, A bill creating the office of tax collector in Sampson County, and fixing the fees of the sheriff of Sampson County.
  Referred to Committee on Counties, Cities and Towns.
  Referred to Committee on Public Roads.
H. B. 666, A bill to repeal Chapter 337, Public-Local Laws, 1929, relative to sale of real estate for taxes in Rutherford County.
  Referred to Committee on Finance.
H. B. 691, A bill to authorize the creation of the office of tax collector for the county of Guilford.
  Referred to Committee on Counties, Cities and Towns.
H. B. 693, A bill to amend and re-enact section 496 of the Consolidated Statutes of North Carolina, relating to defense without bond in actions to recover possession of real property.
  Referred to Committee on Judiciary No. 2.
H. B. 703, A bill to allow the Mount Holly School Board to use the surplus arising from the levy of taxes for bonds and interest to retire an obligation to the board of education of Gaston County for money borrowed in lieu of issuing bonds for completion of school building.
Referred to Committee on Education.
H. B. 722, A bill to allow the mayor and board of aldermen of the town of Waynesville to aid in reopening the Citizens Bank and Trust Company.
Referred to Committee on Judiciary No. 1.
H. B. 724, A bill to provide for the election of county recorder in Columbus County by the board of county commissioners.
Referred to Committee on Courts and Judicial Districts.
H. B. 736, A bill to provide for a stenographer fee in the Superior Court of Jones County.
Referred to Committee on Courts and Judicial Districts.
H. B. 751, A bill to amend Chapter 610, Public-Local Laws 1927, relating to fees in criminal cases in the recorder's court of Franklin County.
Referred to Committee on Judiciary No. 2.
H. B. 770, A bill to allow the board of commissioners of the county of Buncombe to aid in reopening the Biltmore-Oteen Bank of Buncombe County, N. C.
Referred to Committee on Judiciary No. 1.
H. B. 773, A bill to validate the acts of J. H. Yelton, notary public of Henderson County.
Referred to Committee on Judiciary No. 2.
H. B. 780, A bill to allow the county commissioners of Transylvania County and the aldermen of the town of Brevard to aid in reopening the Brevard Banking Company.
Referred to Committee on Judiciary No. 1.
H. B. 797, A bill to provide temporary cartways in Catawba, Caldwell, Burke, and Lincoln Counties.
Referred to Committee on Public Roads.
H. B. 806, A bill to regulate the closing of filling stations and places of business on Sunday in Frenches Creek Township, Bladen County.
Referred to Committee on Propositions and Grievances.
S. B. 181, A bill to provide release of parcels of land upon the payment of tax on each particular piece and to provide for subrogation and contribution to those paying taxes on lands of others.
Upon motion of Senator Clarkson, the Senate concurs in the House amendment, and the bill is ordered enrolled.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:
By Senator Ward of Craven, for the Committee on Propositions and Grievances:
H. B. 655, A bill to permit boxing matches in Carteret County, with a favorable report.
H. B. 700, A bill to reduce the fee allowed for seizure of illicit stills in Yadkin County from twenty dollars to ten dollars, with a favorable report.
H. B. 725, A bill to prevent the erection of a new court house in Davidson County without a vote of the people, with a favorable report.

H. B. 726, A bill to prevent the erection of a town hall in the town of Lexington without a vote of the people, with a favorable report.

By Senator McKee, for the Committee on Public Welfare:

S. B. 121, A bill to prevent the employment of persons under 18 years of age in mills, factories, canneries, workshops or manufacturing establishments at night, with an unfavorable report.

H. B. 306, A bill to prevent the employment of female persons under 18 years of age in mills, factories, canneries, workshops or manufacturing establishments at night, with a favorable report.

By Senator Horton, for the Committee on Judiciary No. 2:

S. B. 36, A bill to prevent mortgagors from cutting and disposing of timber on the lands mortgaged without the written consent of the mortgagor, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 355, A bill to repeal Section 4774 of Consolidated Statutes of 1919, and to provide a substitute therefor, with a favorable report.

H. B. 366, A bill to make recitals in certain instruments prima facie evidence of heirship in Graham County, with a favorable report.

H. B. 515, A bill to amend and re-enact Chapter 243, Section 1, Laws of 1917, relating to deposits in two names, with an unfavorable report.

By Senator Hendren, for the Committee on Corporations:

S. B. 285, A bill to amend Section 1 of Chapter 77 of the Public Laws of 1925 in regard to charges to be made against corporations merging under provisions of the laws of the State of North Carolina, with a favorable report.

By Senator Gravely, for the Committee on Appropriations:

S. R. 283, A joint resolution to pay the expenses of the Committee from the Senate and House of Representatives visiting the State school for the deaf at Morganton, with a favorable report.

H. R. 711, A joint resolution to pay the expenses of the House Committee attending the funeral of Representative John H. Dillard, with a favorable report.

By Senator Clark, for the Committee on Counties, Cities and Towns:

S. B. 353, A bill creating five districts in Moore County for the selection of county commissioners, with a favorable report.

S. B. 350, A bill authorizing the board of commissioners of Columbus County to appoint rural policemen for said county, with a favorable report.

H. B. 573, A bill to fix the salary of the judge of recorder's court of Tyrrell County and to provide funds to meet said salary, with a favorable report.

H. B. 592, A bill to repeal Chapter 24 of the Public-Local Laws of 1927, relating to the office of tax collector of Johnston County, with a favorable report.

H. B. 658, A bill to amend Chapter 37 of the Private Laws of 1923, being the charter of the city of Greensboro, with a favorable report.

H. B. 704, A bill to authorize the board of commissioners of Gaston County to fix the number of tax collectors in said county, with a favorable report.
H. B. 589, A bill, Chapter 91, Private Laws, 1927, so as to contract the limits of the town of Brevard, with a favorable report.

H. B. 702, A bill to create a jury commission and a tax commission for the county of Madison to serve without pay, with a favorable report as amended.

H. B. 752, A bill to amend H. B. 271, ratified February 12, 1931, being "An act to repeal Chapter 321 of the Public-Local Laws of 1927, relating to a budget system", with a favorable report.

H. B. 753, A bill to improve the sanitary condition and management of the county home of Madison County, with a favorable report.

H. B. 342, A bill requiring incorporated cities and towns to publish annually a statement of receipts and disbursements, with an unfavorable report.

H. B. 682, A bill to submit to the voters of Hyde County at the next election the question of abolishing the office of county treasurer, with a favorable report.

H. B. 795, A bill to provide for the appointment of special deputy for Green Hope School District, White Oak Township, Wake County, with a favorable report.

H. B. 701, A bill to provide for the election of a county attorney of Madison County, with a favorable report as amended.

H. B. 721, A bill to amend Chapter 214, Public-Local Laws of 1925, relating to Haywood County with a favorable report.

H. B. 728, A bill to amend Chapter 85, Private Laws of 1927, a relative to the charter of the town of Pilot Mountain and to repeal Chapter 44, Private Laws of 1929, with a favorable report.

H. B. 733, A bill to amend Chapter 311 of the Public Laws of 1929, relative to making tax books for Caswell County, with a favorable report.

H. B. 735, A bill to amend Chapter 190 of the Private Laws of North Carolina, session of 1923, relating to the charter of the town of Robbinsville in Graham County, with a favorable report.


H. B. 748, A bill authorizing the collection of certain taxes by tax collecting authorities of Alamance County, with a favorable report.

By Senator Baggett, for the Committee on Insurance:

S. B. 274, A bill to amend Chapter 120, Public Laws, 1929 and to create a state insurance fund, with a favorable report.

S. B. 343, A bill to amend Chapter 120, Public Laws of 1929, the same being known as the workmen's compensation act, with a favorable report.

S. B. 267, A bill to amend Chapter 120, Public Laws of 1929, the same being known as the workmen's compensation act, with a favorable report.

H. B. 278, A bill to amend Section 6442 of the Consolidated Statutes of 1919 and to require casualty and surety insurance companies to make deposits, with a favorable report.

S. B. 339, A bill to amend Section 6382 of the Consolidated Statutes, pertaining to the limitation of liability to be assumed by fidelity and surety companies, with a favorable report.

H. B. 548, A bill to amend Section 6508 of the Consolidated Statutes to permit members of a fraternal benefit society or order to designate any
charitable institution maintained by such society or order as beneficiary, with a favorable report.

H. B. 277, A bill to amend section 6360 of the Consolidated Statutes, relating to deposits by assessment insurance companies, with a favorable report.

By Senator Clement, for the Committee on Courts and Judicial Districts:

H. B. 499, A bill relating to terms Superior Court in the ninth judicial district, with a favorable report.

H. B. 334, A bill to amend Section 1443 of Volume 3, Consolidated Statutes, relating to courts of Avery County, with a favorable report.

H. B. 583, A bill to amend Section 1443 of the Consolidated Statutes of North Carolina, reducing the number of terms of the Superior Courts of Lee County and solely relating to said county, with a favorable report.

H. B. 386, A bill to create a jury commission for the county of Yancey, with a favorable report.

H. B. 593, A bill repealing Chapter 104 of the Public Laws, 1927, regulating fixing calendars for civil terms of Superior Court of Guilford County, with a favorable report.

H. B. 637, A bill to amend Chapter 196, Public Laws 1913 and Section 1443 of the Consolidated Statutes, relating to the time of holding certain courts of Chowan and Beaufort Counties, with a favorable report.

By Senator Blount, for the Committee on Judiciary No. 1:

S. B. 57, A bill relating to the licensing of motor vehicle operators and chauffeurs in the operation of motor vehicles on the public highways, and to make uniform the law relating thereto, with a favorable report as amended.

S. B. 244, A bill to amend Section 4201 of the Consolidated Statutes, entitled "Punishment for Manslaughter", with a favorable report.

S. B. 256, A bill to amend Section 671 of the Consolidated Statutes of North Carolina, relating to sales under execution, with a favorable report.

S. B. 268, A bill to amend Section 1260 of the Consolidated Statutes, relating to officers' fees in criminal actions when not a true bill is found in Avery County, with a favorable report.

H. B. 329, A bill to amend Chapter 2 of the Consolidated Statutes of 1919, relating to the adoption of minors, with a favorable report as amended.

S. B. 360, A bill to authorize the payment of compensation to State convicts, with a favorable report.

H. B. 379, A bill prescribing the manner of protecting and investing money placed in trust with clerks of Superior Courts, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 383, A bill to regulate placing of juvenile delinquents or dependents and to define what shall constitute a settlement of such child coming from without the State into North Carolina, with a favorable report as amended.

H. B. 465, A bill to prevent delays in the trial of causes and useless attendance of parties and litigants in Catawba County, with an unfavorable report.

H. B. 597, A bill to amend Section 3401 of the Code of 1927, exempting Nash County from the payment to the sheriff of any sum for seizing distilleries, with a favorable report as amended.
By Senator Dunlap, for the Committee on Finance:
S. B. 92, A bill to amend Chapter 146 of the Public Laws of 1927, "The County Fiscal Control Act", clarifying certain sections and providing for protection of public moneys, with an unfavorable report.

S. B. 91, A bill to amend Chapter 91 of Public Laws of 1927 designated as "An act to provide improved methods of county government" so as to provide increased duties and powers of county government advisory commission, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 93, A bill to amend Chapter 201 of the Public Laws of 1929, requiring county officials to make contracts for auditing and to standardize bookkeeping systems so as to include officials of cities, towns and special charter districts, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 348, A bill authorizing the issue of bonds in certain cases by special charter school districts and validating certain indebtedness of such districts, with a favorable report as amended.

H. B. 249, A bill to amend Section 7979 (a) of the Consolidated Statutes, relating to the refund of taxes illegally collected, with an unfavorable report.

H. B. 709, A bill to regulate the rights of the county of Pasquotank as to certain securities held by it in lieu of bond of the Savings Bank & Trust Company, with a favorable report.

H. B. 639, A bill to restrict and limit the powers of the board of commissioners of the town of East Flat Rock in Henderson County, with a favorable report.

S. B. 344, A bill to validate bonds issued by the town of Ellerbe and to provide for the retirement thereof, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 364, A bill authorizing the Statesville Graded School District in Iredell County to issue at any time in the future the remaining bonds of a total of $350,000 of school building bonds authorized pursuant to an election held on the twenty-second day of May, 1928, with a favorable report.

By Senator Burrus, for the Committee on Public Health:
H. B. 324, A bill to provide for the licensing and supervision of camps, with an unfavorable report.

H. B. 510, A bill to amend Chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding, with a favorable report.

H. B. 505, A bill to amend Chapter 103 of the Consolidated Statutes in regard to admissions to hospitals for the insane, with a favorable report.


S. B. 263, A bill to amend sub-Section 4 of Section 5006 of the Consolidated Statutes, relating to maternity homes, with a favorable report.

S. B. 358, A bill to amend Chapter 426, Public-Local Laws of 1919 as amended by Chapter 592 of the Public-Local Laws of 1919, Chapter 505 of the Public-Local Laws of 1921 and Chapter 605 of the Public-Local Laws of 1923, relating to certain duties of the board of health of New Hanover County, with a favorable report.
S. B. 354, A bill to reorganize the department of health and to provide for the appointment of the members of the North Carolina board of health and to prescribe certain duties of said board, with a favorable report.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 273, An act repealing Senate Bill No. 29, the same being a bill entitled "An act to provide for the appointment of the school committee of the Garner High School and Mount Auburn Elementary School, located in Garner-Mount Auburn School District".

S. B. 25, An act to amend Section 7109 of the Consolidated Statutes, Volume 3, requiring prompt reports from Registrar of Vital Statistics to register of deeds.

S. B. 87, An act to repeal Chapter 264, Public Laws of 1929, amending Section 6016 of the Consolidated Statutes of North Carolina, relating to poll books.

S. B. 327, An act to allow the governing body of the town of Weaverville in the county of Buncombe to aid in re-opening The Farmers and Traders Bank of Weaverville.

S. B. 26, An act to amend Section 1965 of the Consolidated Statutes, relative to seines prohibited to non-residents.

S. B. 226, An act relating to the duties of the clerk of the town of Scotland Neck relative to the collection of taxes and other legal assessments.

S. B. 287, An act to appoint a road supervisor for Polk County.

S. B. 177, An act to amend Section 1443 of the Consolidated Statutes, fixing the terms of court in the several counties—this bill relating only to the terms of court in Richmond County.

S. B. 308, An act to abolish the office of tax collector in Polk County and place the duty of collecting taxes in the hands of the sheriff.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 84, A bill to amend Chapter 218 of the Public Laws of 1929, relating to the State Highway Patrol.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bennett: S. B. 367, A bill to amend the law in connection with Andrews School District, Cherokee County.

Referred to Committee on Education.

By Senator Nixon: S. B. 368, A bill authorizing the board of trustees of the Lincolnton Graded School District to sell certain real estate belonging to said district.

Referred to Committee on Education.
By Senator McSwain by request: S. B. 369, A bill to amend Chapter 91 of the Public-Local Laws of North Carolina, extra session 1921, relating to the public hospital of number six township, Cleveland County, North Carolina.

Upon motion of Senator McSwain, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senators Hinsdale and Baggett: S. B. 370, A bill to amend Section 2 of Chapter 96, Public Laws of 1927, amending section 5168(j) of Volume 3 of the Consolidated Statutes, increasing pensions to Confederate veterans to one dollar and fifty cents a day.

Referred to Committee on Pensions.

By Senator Dortch: S. B. 371, A bill to provide for the compensation of the sheriff of Wayne County.

Referred to Committee on Counties, Cities and Towns.

By Senator Johnson of Moore: S. B. 372, A bill to validate the Cameron special taxing district school election.

Referred to Committee on Education.

By Senator Blount: S. B. 373, A bill to extend the limit of time for the foreclosure of paving or street assessments in the town of Ayden.

Referred to Committee on Judiciary No. 1.

By Senator Blount: S. B. 374, A bill to allow the commissioners of the town of Ayden to aid in the establishment of a new bank for the purpose of taking over The First National Bank of Ayden which was recently closed.

Referred to Committee on Judiciary No. 1.

By Senator Lynch: S. B. 375, A bill to amend Chapter 94, Private Laws of 1899, relating to Thompson Institute of Robeson County.

Referred to Committee on Judiciary No. 1.

By Senator Gravely: S. B. 376, A bill to repeal Section 7362 (I), volume 3 of the Consolidated Statutes, relating to commitment to the Eastern Carolina School for boys.

Referred to Committee on Judiciary No. 1.

By Senator Ward of Craven: S. B. 377, A bill to validate the indebtedness of Craven County.

Referred to Committee on Judiciary No. 2.

By Senator Williams: S. B. 378, A bill to amend Chapter 244, Private Laws, 1927, conferring power on certain cities and towns to make certain local improvements, so as to include the city of Lenoir.

Referred to Committee on Counties, Cities and Towns.

By Senator Hendren: S. B. 379, A bill to amend Section 2577 of the Consolidated Statutes so as not to require the joinder of the wife in conveyances of household and kitchen furniture when said conveyance is executed for the purchase money thereof.

Referred to Committee on Judiciary No. 1.

By Senator Dortch: S. B. 380, A bill to provide for the relief of members of the Legislature.

Referred to Committee on Propositions and Grievances.
CALANDER

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 302, A bill to amend Chapter 395 of the Public-Local Laws of 1909 and all acts amendatory thereof, relating to the city charter of the city of High Point, upon second reading.
The bill passes second reading, ayes 45, noes none, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lindsey, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—45.
H. B. 599, A bill to amend the charter of the town of Roanoke Rapids, in Halifax County, upon third reading.
The bill passes third reading, ayes 45, noes none, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lindsey, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—45.
The bill is ordered enrolled.
H. B. 457, A bill to amend the charter of Beaufort, North Carolina, upon second reading.
The bill passes second reading, ayes 45, noes none, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lindsey, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—45.
H. B. 720, A bill to amend the charter of the town of Nashville, upon second reading.
The bill passes second reading, ayes 45, noes none, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lindsey, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—45.
S. B. 179, A bill to repeal Chapter 210 of the Public Laws of 1929, in reference to the price of land entered in Cherokee County.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 217, A bill providing for biennial elections in certain cities and towns of Moore County.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 334, A bill to amend and re-enact Chapter 47 of the Private Laws of 1921; to provide for uniform registration books in the city of Charlotte.
Passes its second and third readings and is ordered sent to the House of Representatives.
Senator Hinsdale offers an amendment which is adopted.
Passes its second and third readings and is ordered engrossed.
S. B. 346, A bill to permit the killing of foxes in certain townships in Richmond County.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 349, A bill amending Chapters 269 and 374 of the Public-Local Laws of 1911 and 1913 respectively, relating to the recorder's court of Johnston County.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 351, A bill relating to the duties and commissions of the clerk of the Superior Court of Bertie County, when acting as receiver.
Passes its second and third readings and is ordered sent to the House of Representatives.
H. B. 93, A bill to amend section 6054, Article 17, Consolidated Statutes of North Carolina, so as to place Davie and Mitchell Counties under the State Primary Law, for the purpose of nominating candidates for each and every political party for the several county offices in Davie and Mitchell Counties.
Senator Grant offers a substitute which is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate substitute.
H. B. 491, A bill to prohibit the sale of corn at night in less than fifty bushel lots.
The amendment offered by the Committee is adopted.
Senator Lawrence offers an amendment which is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 493, A bill to repeal Chapter 158 of the Public Laws of 1929, relating to the payment of premiums on official bonds of the sheriffs of Anson County.
Passes its second and third readings and is ordered enrolled.
H. B. 423, A bill to amend Chapter 610, Public-Local Laws of 1925, relating to drainage district in Hyde County.
Passes its second and third readings and is ordered enrolled.
S. B. 116, A bill to amend section 6554 of the Consolidated Statutes of North Carolina, so as to establish fifty-five hours in a week's work in all factories and manufacturing establishments in this state.
The substitute offered by the Committee is adopted.
Senator Jones offers a substitute which fails of adoption.
Senator Grier offers an amendment which is adopted.
Senator Hardy offers an amendment which fails of adoption.
Passes its second reading.
Senator Jones offers an amendment which fails of adoption, ayes 14, noes 31, as follows:


Those voting in the negative are: Senators Bennett, Bernard, Blount, Campbell, Clark, Clement, Dortch, Dunlap, Gower, Grant, Gravely, Grier, Harmon, Matchett, Haywood, Hendren, Hicks, Hindsdale Horton Johnson of Moore, Lawrence, Lovill, MeKee, McSwain, Peel, Powell, Price, Rankin, Whedbee Williams, Zollicoffer—31.

The bill passes its third reading and is ordered engrossed.

H. B. 730, A bill to divide the board of county commissioners of Pitt County into two classes.

Passes its second and third readings and is ordered enrolled.

H. B. 605, A bill to validate certain legal sales in Greene, Lenoir and Mitchell Counties.

Passes its second and third readings and is ordered enrolled.

H. B. 154, A bill to amend Chapter 212, Public-Local Laws of 1929, authorizing the board of commissioners of the town of Mocksville in Davie County, to expend the funds derived from the sale of electric lighting and power system.

Passes its second and third readings and is ordered enrolled.

H. B. 645, A bill for the relief of land owners of the town of Mount Holly, North Carolina, extending the time to enforce lien, collection and commence action for local improvement assessments.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Blount, the Senate adjourns to meet tomorrow morning at 11 o'clock.

FIFTY-FIRST DAY

SENATE CAMBER,
FRIDAY, MARCH 6, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Dr. Gibson Davis, Tabernacle Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Gravely, William and Alfred Ward are made honorary pages of the Senate to serve without compensation.

The courtesies of the floor are extended to former Senators Howard Jones and Broughton and to former Lieutenant-Governor Newland.

Leave of absence is granted to Senator Grier until Monday.

MESSAGE FROM THE GOVERNOR

The following message is received from His Excellency, Governor O. Max Gardner:
President of the Senate,
General Assembly, Session of 1931.

Audit of the accounts of the State Auditor and the State Treasurer to comply with Section 22 of Chapter 100 of 1929, for the fiscal years ended June 30, 1929 and 1930.

Sir:

I have the honor to transmit herewith the report on the audit of the accounts of the State Auditor and the State Treasurer to comply with Section 22 of Chapter 100 of 1929, for the fiscal years ended June 30, 1929 and 1930.

Respectfully submitted,

O. Max Gardner,
Governor and Ex-Officio Director of the Budget.

Referred to Committee in Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 890, A bill to restrict the authority of counties in the rate of taxes to be levied hereafter.

Referred to Committee on Finance.

H. B. 202, A bill denying non-residents the privilege of taking shrimp in the waters of North Carolina and regulating the taking of such shrimp by residents.

Referred to Committee on Commercial Fisheries.

H. B. 572, A bill to make effective the constitutional provisions for state maintenance of the six months school term.

Referred to Committee on Education.

H. B. 669, A bill authorizing the tax collector of Rowan County to collect taxes in quarterly installments.

Referred to Committee on Finance.

H. B. 785, A bill to validate certain official acts of justices of the peace in Caldwell County.

Referred to Committee on Judiciary No. 1.

H. B. 786, A bill to provide for the delivery and sale of Spruce Pine hospital bonds.

Referred to Committee on Counties, Cities and Towns.

H. B. 808, A bill to permit the board of town commissioners of the town of Candor, North Carolina, to establish a market and regulate the sale of marketable things on the public streets in the town of Candor, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 819, A bill to amend Chapter two hundred thirty-one, Public-Local Laws of one thousand nine hundred twenty-nine, reducing the compensation of the sheriff and creating the office of tax collector of Alexander County.

Referred to Committee on Counties, Cities and Towns.

H. B. 841, A bill to provide for a hospital in Randolph County and to incorporate the same.
Referred to Committee on Judiciary No. 2.
H. B. 853, A bill to repeal House Bill 107, relating to relief of certain citizens in the incorporated town of Benton Heights, Union County.
Referred to Committee on Counties, Cities and Towns.
H. R. 857, A joint resolution pertaining to the death of the late Honorable John H. Dillard, Representative from Cherokee County, and providing that his salary as a Representative be awarded to his widow.
Referred to Committee on Appropriations.
H. B. 565, A bill to amend Chapter 213, Public Laws, 1927, relating to the collection of taxes.
Referred to Committee on Counties, Cities and Towns.
H. B. 660, A bill to regulate the sale of mixed feed oats in North Carolina.
Referred to Committee on Agriculture.
H. B. 685, A bill to regulate the removal of disabled vehicles and other objects from the highways.
Referred to Committee on Public Roads.
H. B. 713, A bill to amend Section 1443 of the Consolidated Statutes of North Carolina, so as to provide for additional terms of the Superior Court of Durham County in the tenth judicial district.
Referred to Committee on Courts and Judicial Districts.
The following message is received from the House of Representatives:

MR. PRESIDENT:
Please return to us H. B. 423, for further consideration.
Respectfully,
THAD EURE,
Principal Clerk.

The bill is ordered returned.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Clark, for the Committee on Counties, Cities and Towns:
S. B. 323, A bill to consolidate the Woodfin Sanitary Water and Sewer Districts and the Woodfin Sanitary Sewer District and to authorize the board of commissioners of Buncombe County to appoint a board of trustees for said district, with a favorable report.
S. B. 378, A bill to amend Chapter 224, Private Laws, 1927, conferring power on certain cities and towns to make certain local improvements so as to include the city of Lenoir, with a favorable report.

By Senator Horton, for the Committee on Judiciary No. 2.
H. B. 751, A bill to amend Chapter 610, Public Laws, 1927, relating to fees in criminal cases in the recorder's court of Franklin County, with a favorable report.
H. B. 773, A bill to validate the acts of J. H. Yelton, a notary public of Henderson County, with a favorable report.
H. B. 755, A bill to protect the forests and game of Madison County, with a favorable report.
H. B. 268, A bill to create a county sinking fund commission from Madison County and provide the duties thereof, with a favorable report.
H. B. 693, A bill to amend and re-enact Section 496 of the Consolidated Statutes of North Carolina, relating to "Defense without bond" in actions to recover possession of real property, with an unfavorable report.

H. B. 779, A bill validating indebtedness of Laurinburg, without prejudice.

S. B. 377, A bill to validate the indebtedness of Craven County, without prejudice.

By Senator Blount, for the Committee on Judiciary No. 1:

H. B. 74, A bill to repeal Sections 1786, 1787 and 1788 of the Consolidated Statutes of North Carolina, known as "Book-Debt" statutes, and to substitute in lieu thereof, a new statute, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 794, A bill to repeal Section 269, Public-Local Laws of 1929, relative to the election of county auditor for Warren County, with an unfavorable report.

S. B. 305, A bill to amend Chapter 56, Article 9 thereof, of the Consolidated Statutes, so as to authorize municipalities to make local improvements on streets on rights of way of railroads, and to specially assess a part of the cost of such improvement against property abutting directly on the work, other than property belonging to railroads, with an unfavorable report.

By Senator Campbell, for the Committee on Commercial Fisheries:

H. B. 332, A bill to regulate game blinds and water fowl hunting in Carteret County, with a favorable report.

By Senator Hicks, for the Committee on Penal Institutions:

S. B. 357, A bill to amend Section 1, Chapter 163 of the Public Laws of 1925, with a favorable report.

By Senator Dunlap, for the Committee on Finance:

H. B. 234, A bill to amend Chapter 79, Public-Local Laws of 1929, pertaining to special sinking fund of Henderson County provided for thereunder, with a favorable report.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 182, A bill to amend Section 5033 of the Consolidated Statutes of North Carolina so as to permit newspaper carrier boys to be employed between the hours of 5:00 A. M. and 8:00 P. M.

S. B. 276, A bill to amend Section 16 of the Consolidated Statutes, relative to the right of a qualifying executor under a will duly probated, solely to discharge the duties of said executorship where one or more of the executors appointed in said will renounce or refuse to qualify.

S. B. 299, A bill to amend Section 2306 of the Consolidated Statutes, relating to the penalty of usury.

S. B. 257, A bill to require the clerk of the Superior Court of Caswell County to record in the entirety all special proceedings in said county.

S. B. 321, A bill to authorize clerks of the Superior Courts to appoint successor trustees to insolvent banks and trust companies.

S. B. 255, A bill to amend Section 3296 of the Consolidated Statutes of North Carolina relating to justices of the peace.
S. B. 116, A bill to amend section 6554 of the Consolidated Statutes of North Carolina so as to establish fifty-five hours as a week's work in all factories and manufacturing establishments in this state.

S. B. 340, A bill to create Raleigh auditorium building commission.

S. B. 149, A bill to amend Chapter 222, Public-Local Laws of 1929, relating to the salaries of the judge and prosecuting attorney of the recorder's court of Elkin, Surry County, and increasing the territorial jurisdiction of said court.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 185, A joint resolution requesting Congress to pass an act prohibiting the sale of butter yellow oleomargarine without regard to tax and prohibiting the furtherance of the ruling on palm oil.

H. B. 493, An act to repeal Chapter 158 of the Public-Local Laws of 1929, relating to the payment of premiums on official bonds of the sheriffs of Anson County.

H. B. 645, An act for the relief of land owners of the town of Mount Holly, North Carolina, extending the time to enforce lien, collection and commerce action for local improvement assessments.

H. B. 661, An act to regulate the fees for the service of civil and criminal process by the sheriff or other lawful officer within the county, and the constables of the various townships and the fees of the justices of the peace of Henderson County.

S. B. 181, An act to provide for release of land upon payment of tax on each particular piece and to provide for subrogation and contribution to those paying taxes on lands of others.

S. B. 235, An act amending Chapter 232 of the Private Laws of 1929, relating to discounts and penalties on taxes levied by the city of Winston-Salem.

H. B. 427, An act to amend Chapter 204, Private Laws of 1923, relating to the election of school trustees for Canton Graded School District and also relating to the treasurer of said district.

H. B. 730, An act to divide the board of county commissioners of Pitt County into two classes.


H. B. 423, An act to amend Chapter 610, Public-Local Laws of 1925, relating to drainage districts in Hyde County.

H. B. 605, An act to validate certain legal sales in Green, Lenoir and Mitchell Counties.

H. B. 154, An act to amend Chapter two hundred and twelve, Public-Local Laws on one thousand nine hundred and twenty-nine, authorizing the board of commissioners of the town of Mocksville, in Davie County, to expend the funds derived from the sale of electric lighting and power system.

H. B. 599, An act to amend the charter of the town of Roanoke Rapids, in Halifax County.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Baggett: S. B. 381, A bill to authorize the board of commissioners of Hartnett County to employ an assistant to the auditor of said county and to provide for the employment of all other clerks necessary in the proper operation of the affairs of the said county.

Upon motion of Senator Baggett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Gower, by request: S. B. 382, a bill validating certain bonds of the town of Selma, Johnston County, and the actions, resolutions and proceedings of the board of commissioners of said town in relation thereto.

Referred to Committee on Finance.

By Senators Folger and Powell: S. B. 383, A bill to authorize the Governor and Superintendent of Public Instruction to execute a certain contract and conveyance between and by the State Board of Education and the Fayetteville Graded Schools, Inc.

Referred to Committee on Education.

By Senator Lawrence: S. R. 384, A joint resolution limiting the time for further introduction of bills.

Upon motion of Senator Lawrence, the rules are suspended and the resolution is placed on its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

By Senator Gwyn: S. B. 385, a bill to amend Section 4506, Consolidated Statutes of North Carolina, and acts amendatory thereto, relative to the punishment of drivers of motor vehicles while intoxicated, and to provide for further punishment for violations of the uniform act regulating the operation of vehicles on highways.

Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 302, A bill to amend Chapter 395 of the Public-Local Laws of 1909, and all acts amendatory thereof, relating to the city charter of the city of High Point, upon third reading.

The bill passes third reading, ayes 45, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burt, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKeck, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams—45.

The bill is ordered sent to the House of Representatives.

S. B. 364, A bill authorizing the Statesville Graded School District, in Iredell County, to issue at any time in the future the remaining bonds of a
total of three hundred and fifty thousand dollars of school building bonds authorized pursuant to an election held on the twenty-second day of May, 1928, upon second reading.

The bill passes second reading, ayes 45, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams—45.

H. B. 457, A bill to amend the charter of Beaufort, North Carolina, upon third reading.

The bill passes third reading, ayes 45, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams—45.

The bill is ordered enrolled.

H. B. 589, A bill Chapter ninety-one, Private Laws, one thousand nine hundred and twenty-seven, so as to contract the limits of the town of Brevard, upon second reading.

The bill passes second reading, ayes 45, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams—45.

H. B. 720, A bill to amend the charter of the town of Nashville, upon third reading.

The bill passes third reading, ayes 45, noes none, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams—45.

The bill is ordered enrolled.

S. B. 344, A bill to validate bonds issued by the town of Ellerbe and to provide for the retirement thereof.

The substitute offered by the Committee is adopted.

H. B. 639, A bill to restrict and limit the powers of the board of commissioners of the town of East Flat Rock, in Henderson County, upon second reading.
The bill passes second reading, ayes 45, noes none, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKeel, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams—45.

H. B. 658, A bill to amend Chapter 37 of the Private Laws of 1923, being the charter of the city of Greensboro, upon second reading.
The bill passes second reading, ayes 45, noes none, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKeel, McLean, McSwain, Nixon. Peel, Powell, Price, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams—45.

H. B. 728, A bill to amend Chapter 85, Private Laws of 1927 relative to the charter of the town of Pilot Mountain, and to repeal Chapter 44, Private Laws of 1929, upon second reading.
The bill passes second reading, ayes 45, noes none, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKeel, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams—45.

H. B. 735, A bill to amend Chapter 190 of the Private Laws of North Carolina, session 1923, relating to the charter of the town of Robbinsville, in Graham County, upon second reading.
The bill passes second reading, ayes 45, noes none, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKeel, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams—45.

H. B. 748, A bill authorizing the collection of certain taxes by the tax collecting authorities of Alamance County, upon second reading.
The bill passes second reading, ayes 45, noes none, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKeel, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams—45.
S. B. 350, A bill authorizing the board of commissioners of Columbus County to appoint rural policemen for said county.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 353, A bill creating five districts in Moore County for the selection of county commissioners.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 358, A bill to amend Chapter 426, Public-Local Laws of 1919, as amended by Chapter 592 of the Public-Local Laws of 1919, Chapter 505 of the Public-Local Laws of 1921, and Chapter 605 of Public-Local Laws of 1923, relating to certain duties of the board of health of New Hanover County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 334, A bill to amend Section 1443 of volume 3 of the Consolidated Statutes of North Carolina, relating to the court of Avery County.

Passes its second and third readings and is ordered enrolled.

H. B. 366, A bill to make recitals in certain instruments prima-facie evidence of heirship in Graham County.

Passes its second and third readings and is ordered enrolled.

H. B. 386, A bill to create a jury commission for the county of Yancey.

Passes its second and third readings and is ordered enrolled.

H. B. 573, A bill to fix the salary of the judge of the recorder's court of Tyrrell County and provide funds to meet said salary.

Passes its second and third readings and is ordered enrolled.

H. B. 583, A bill to amend Section 1443 of Consolidated Statutes of North Carolina; reducing the number of terms of the Superior Courts of Lee County and solely relating to said county.

Passes its second and third readings and is ordered enrolled.

H. B. 655, A bill to permit boxing matches in Carteret County.

Passes its second and third readings and is ordered enrolled.

H. B. 682, A bill to submit to the voters of Hyde County at the next election the question of abolishing the office of county treasurer.

Passes its second and third readings and is ordered enrolled.

H. B. 700, A bill to reduce the fee allowed for seizure of illicit stills in Yadkin County from twenty dollars to ten dollars.

Passes its second and third readings and is ordered enrolled.

H. B. 637, A bill to amend Chapter 196, Public Laws of 1913 and Section 1443 of the Consolidated Statutes, relating to the time of holding certain courts in Chowan and Beaufort Counties.

Passes its second and third readings and is ordered enrolled.

H. B. 701, A bill to provide for the election of a county attorney of Madison County.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in Senate amendment.

H. B. 702, A bill to create a jury commission and a tax commissioner for the county of Madison to serve without pay.

The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 704, A bill to authorize the board of commissioners of Gaston County to fix the number of tax collectors in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 709, A bill to regulate the rights of the county of Pasquotank as to certain securities held by it in lieu of bond of the Savings Bank and Trust Company.

Passes its second and third readings and is ordered enrolled.

H. B. 721, A bill to amend Chapter 214, Public-Local Laws, 1925, relating to Haywood County.

Passes its second and third readings and is ordered enrolled.

H. B. 725, A bill to prevent the erection of a new court house in Davidson County without a vote of the people.

Passes its second and third readings and is ordered enrolled.

H. B. 726, A bill to prevent the erection of a town hall in the town of Lexington without a vote of the people.

Passes its second and third readings and is ordered enrolled.

H. B. 733, A bill to amend Chapter 311 of the Public-Local Laws of 1929, relative to making tax books for Caswell County.

Passes its second and third readings and is ordered enrolled.


Passes its second and third readings and is ordered enrolled.

H. B. 753, A bill to improve the sanitary conditions and management of the county home of Madison County.

Passes its second and third readings and is ordered enrolled.

H. B. 752, A bill to amend H. B. 271, ratified February 12th, 1931, being "An act to repeal Chapter 321 of the Public-Local Laws of 1927, relating to a budget system."

Passes its second and third readings and is ordered enrolled.

H. B. 795, A bill to provide for the appointment of one special deputy for Green Hope School District, White Oak Township, Wake County.

Passes its second and third readings and is ordered enrolled.

S. B. 348, A bill authorizing the issue of bonds in certain cases by special charter school districts and validating certain indebtedness of such districts.

The amendment offered by the Committee is adopted.

S. B. 86, A bill to prevent mortgagors from cutting and disposing of timber on the lands mortgaged without the written consent of the mortgagee.

The amendment offered by the Committee is adopted.

Several Senators offer amendments which are adopted.

Upon motion of Senator Johnson of Moore, the bill is laid upon the table.

S. B. 91, A bill to amend Chapter 91 of the Public Laws of 1927, designated as "An act to provide improved methods of county government," so as to provide increased duties and powers of the county advisory commission.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 592, A bill to repeal Chapter 24 of the Public-Local Laws of 1927, relating to the office of tax collector of Johnston County.
Passes its second and third readings and is ordered enrolled.

H. B. 593, A bill repealing Chapter 104 of the Public Laws of 1927, regulating fixing calendars for civil terms of Superior Court in Guilford County.

Passes its second and third readings and is ordered enrolled.

H. B. 597, A bill to amend Section 3401 of the Code of 1927, exempting Nash County from the payment to the sheriff of any sum for seizing distilleries.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 141, A bill to amend Section 2591 of the Consolidated Statutes captioned, "Re-opening judicial sales, etc. on advanced bid."

Senator McSwain offers an amendment which fails of adoption.

Passes its second reading.

Senator Folger offers an amendment which fails of adoption.

Passes its third reading and is ordered sent to the House of Representatives.

H. B. 274, A bill to amend Section 2563 of the Consolidated Statutes, relating to monopolies and trusts.

Senator Umstead offers an amendment which is adopted.

Senator Dortch calls for the ayes and noes.

The call is sustained.

The bill fails to pass second reading, ayes 17, noes 25, as follows:

Those voting in the affirmative are: Senators Baggett, Burrus, Burt, Grant, Gravely, Hardy, Hatchett, Hicks, Horton, Jones, Lovill, Nixon, Peel, Umstead, Uzzell, Whedbee, Williams—17.


Upon motion of Senator Horton, H. B. 779, A bill validating indebtedness of the town of Laurinburg, is re-referred to the Committee on Finance.

Upon motion of Senator Horton, S. B. 377, A bill validating indebtedness of Craven County, is re-referred to the Committee on Finance.

Upon motion of Senator Burrus, H. B. 324, A bill to provide for the licensing and supervision of camps, is taken from the unfavorable Calendar and re-referred to the Committee on Public Health.

Upon motion of Senator Clark, H. B. 517, A bill to authorize the board of commissioners of Alamance County to purchase and convey land for the purpose of protecting county sinking fund indebtedness is recalled from the Committee on Counties, Cities and Towns and referred to the Committee on Finance:

Upon motion of Senator Clark, H. B. 367, A bill to allow the board of county commissioners of Graham County to transfer certain surplus funds to the bond maturity funds, is recalled from the Committee on Counties, Cities and Towns and referred to the Committee on Finance.

Upon motion of Senator Baggett, S. B. 274, A bill to amend Chapter 120, Public Laws, 1929, and to create a State insurance fund, is taken from the Calendar and referred to the Committee on Appropriations.

Upon motion of Senator Gravely, the Senate adjourns until tomorrow morning at 10 o'clock.
The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. L. S. Gaines, Hayes Barton Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Hardy, the President is directed to send a message of condolence to the widow of former Senator Luther P. Tapp.

The courtesies of the floor are extended to former Representatives Sikes and Massenburg.

Upon motion of Senator Blount, S. B. 305, A bill to amend Chapter 56, Article 9 thereof, of Consolidated Statutes, so as to authorize municipalities to make local improvements on streets on rights of way of railroads, and to specially assess a part of the cost of such improvements against property abutting directly on the work other than property belonging to railroads, is taken from the Calendar and referred to the Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 67, A bill relating to special tax for bonds heretofore issued by Black Mountain Township in Buncombe County.

Upon motion of Senator Bernard, the rules are suspended and the bill is placed on the Calendar.

H. B. 359, A bill to amend the North Carolina Game Law in the particulars mentioned hereinafter.

Referred to Committee on Game Laws.

H. B. 390, a bill to validate special election of the town of Morehead City for acquisition of municipal hospital and to provide for payment.

Referred to Committee on Judiciary No. 2.

H. B. 461, A bill to consolidate the University of North Carolina, North Carolina State College of Agriculture and Engineering, and the North Carolina College for Women into the University of North Carolina.

Referred to Committee on Reorganization.

H. B. 470, A bill to fix the mileage charge to the State, or any subdivision thereof, by employees or officer of same who use publicly or privately owned motor vehicles in transporting themselves at the expense of the State or any subdivision thereof.

Referred to Committee on Appropriation.

H. B. 530, A bill validating certain school building bonds of Harnett County.

Referred to Committee on Education.

H. B. 538, A bill to require that indigent persons be provided for by their children.

Referred to Committee on Public Welfare.
H. B. 632, A bill to reduce salaries of the public officers of Northampton County.
Referred to Committee on Counties, Cities and Towns.

H. B. 678, A bill to amend Chapter 392, Public-Local Laws of 1927, relative to the compensation of the chairman of the board of county commissioners of Mecklenburg County.
Referred to Committee on Counties, Cities and Towns.

H. B. 713, A bill validating indebtedness of the town of Sylva.
Referred to Committee on Finance.

H. B. 714, A bill validating indebtedness of Jackson County.
Referred to Committee on Finance.

H. B. 723, A bill to increase the pay of county commissioners of Columbus County.
Referred to Committee on Salaries and Fees.

H. B. 729, A bill validating the indebtedness of the town of Ayden.
Referred to Committee on Finance.

H. B. 732, A bill to approve and validate the action of the board of commissioners of Alexander County in the purchase of a certain tract of land for county home purposes, and to levy a tax therefor.
Referred to Committee on Counties, Cities and Towns.

H. B. 734, A bill to repeal Chapter 159 of the Public-Local Laws of 1929, being an act to increase the compensation of the register of deeds of Caswell County, North Carolina.
Referred to Committee on Salaries and Fees.

H. B. 742, A bill to incorporate Virginia-Carolina High School in Ashe County, North Carolina, and to provide police protection therefor.
Referred to Committee on Education.

H. B. 749, A bill to amend Section 2587 of the Consolidated Statutes, relating to foreclosure of conditional sales.
Referred to Committee on Judiciary No. 2.

H. B. 756, A bill to fix salary and fees for the sheriff of Polk County.
Referred to Committee on Judiciary No. 2.

H. B. 782, A bill to amend the charter of the town of Lumberton.
Referred to Committee on Counties, Cities and Towns.

H. B. 801, A bill to amend chapter two hundred and sixty-seven, Public-Local Laws of 1923, relative to the salary of the treasurer of Caswell County.
Referred to Committee on Salaries and Fees.

H. B. 837, A bill authorizing and directing the tax collecting officer of Durham County to advertise and sell all such real property for taxes which should have been sold under the provisions of the existing law.
Referred to Committee on Finance.

S. B. 191, A bill to amend Chapter 232 of Public-Local Laws of 1929, relative to the salary of the judge and solicitor of the general county court in Wilson County.
The bill is placed upon the Calendar.

H. B. 916, A resolution to authorize and direct the Secretary of State to have printed and distribute copies of the act known as the local government act.
Upon motion of Senator Whedbee, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled.
H. B. 910, A joint resolution thanking the Publix-Saenger Theatres of North Carolina, Incorporated, the city of Raleigh fire and police departments and the State Highway Patrol for services rendered on the occasion of the visit of Honorable Alfred E. Smith on March 2, 1931.
Referred to Committee on Judiciary No. 2.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 314, An act authorizing the setting aside of a certain portion of the town commons in Tarboro, North Carolina, for the erection of a public building for certain civic and patriotic interests.

S. B. 319, An act to amend Chapter one hundred sixty-eight, Private Laws of one thousand nine hundred and twenty-nine, relating to elections in the town of Angier.

S. B. 223, An act to amend Chapter two hundred and eight of the Private Laws of one thousand nine hundred and twenty-seven, relating to the salary of the mayor of the town of Warsaw in Duplin County.

H. B. 733, An act to amend Chapter three hundred and eleven of the Public-Local Laws of one thousand nine hundred and twenty-nine, relative to making tax books for Caswell County.

H. B. 721, An act to amend chapter two hundred and fourteen, Public-Local Laws, nineteen hundred and twenty-five, relating to Haywood County.

H. B. 795, An act to provide for the appointment of one special deputy for Green Hope School District, White Oak Township, Wake County.

H. B. 726, An act to prevent the erection of a town hall in the town of Lexington without a vote of the people.

H. B. 682, An act to submit to the voters of Hyde County at the next election the question of abolishing the office of county treasurer.

H. B. 457, An act to amend the charter of Beaufort, North Carolina.

H. B. 655, An act to permit boxing matches in Carteret County.

H. B. 334, An act to amend Section one thousand four hundred and forty-three of volume three of the Consolidated Statutes of North Carolina, relating to the courts of Avery County.

H. B. 747, An act repealing Chapter three hundred and two of the Public-Local Laws of one thousand nine hundred and twenty-nine, and re-enacting Chapter six hundred and fifteen of the Public-Local Laws of one thousand nine hundred and twenty-seven.

H. B. 366, An act to make recitals in certain instruments prima facie evidence of heirship in Graham County.

H. B. 700, An act to reduce the fee allowed for seizure of illicit stills in Yadkin County from twenty dollars to ten dollars.

H. B. 593, An act repealing Chapter one hundred four of the Public Laws, one thousand nine hundred and twenty-seven, regulating fixing calendars for civil terms of Superior Court in Guilford County.

H. B. 573, An act to fix the salary of the judge of the recorder's court of Tyrrell County and provide funds to meet said salary.
H. B. 725, An act to prevent the erection of a new court house in Davidson County without a vote of the people.

H. B. 704, An act to authorize the board of commissioners of Gaston County to fix the number of tax collectors in said county.

H. B. 709, An act to regulate the rights of the county of Pasquotank as to certain securities held by it in lieu of bond of the Savings Bank and Trust Company.

H. B. 583, An act to amend Section one thousand four hundred and forty-three of Consolidated Statutes of North Carolina, reducing the number of terms of the Superior Courts of Lee County and solely relating to said county.

H. B. 752, An act to amend House Bill two hundred seventy-one, ratified February twelfth, one thousand nine hundred thirty-one, being "An act to repeal Chapter three hundred twenty-one of the Public-Local Laws of one thousand nine hundred twenty-seven, relating to a budget system."

H. B. 637, An act to amend Chapter one hundred and ninety-six, Public Laws on one thousand nine hundred and thirteen, and Section one thousand four hundred and forty-three of the Consolidated Statutes, relating to the time of holding certain courts in Chowan and Beaufort Counties.

H. B. 592, An act to repeal Chapter twenty-four of the Public-Local Laws of one thousand nine hundred and twenty-seven relating to the office of tax collector of Johnston County.

H. B. 753, An act to improve the sanitary conditions and management of the county home of Madison County.

H. B. 720, An act to amend the charter of the town of Nashville.

H. B. 386, An act to create a jury commission for the county of Yancey.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Gravely, for the Committee on Appropriations:

S. B. 274, A bill to amend Chapter 120, Public Laws, nineteen hundred and twenty-nine and to create a state insurance fund, with a favorable report as amended.

H. R. 857, A joint resolution pertaining to the death of the late Honorable John H. Dillard, Representative from Cherokee County, and providing that his salary as a Representative be awarded to his widow, with a favorable report.

S. B. 272, A bill to provide state pensions of $7.50 per month for blind sons and daughters of deceased Confederate veterans over 65 years of age, supplemented by a like amount to be paid by the counties, with an unfavorable report.

S. B. 352, A bill to authorize the Governor and Council of State to advance to Caswell Training School $25,000 for the construction and equipment of a tubercular-building, with a favorable report.

S. B. 83, A bill to amend Section two of Chapter ninety-six, Public Laws, one thousand nine hundred and twenty-seven, amending Section five thousand one hundred sixty-eight (j) of volume three of the Consolidated Statutes, increasing pensions to Confederate veterans to four hundred dollars per annum, with a favorable report as amended.
By Senator Clark, for the Committee on Counties, Cities and Towns:
H. B. 786, A bill to provide for the delivery and sale of Spruce Pine hospital bonds, with an unfavorable report.

By Senator Clement, for the Committee on Courts and Judicial Districts:
H. B. 345, A bill to fix certain fees of sheriff and other officers authorized to serve process in Johnston County, with a favorable report.

H. B. 681, A bill to amend Chapter 433, Public-Local Laws, 1929, relative to recorder's court of Franklin County, with a favorable report.

H. B. 428, A bill to amend Chapter 368 of the Public-Local Laws of 1911 and Chapter 203 of the Public-Local Laws of 1917, relating to the police court for the town of Canton, county of Haywood, with a favorable report.

H. B. 673, A bill to regulate the drawing of jurors for the recorder's court for Halifax County, with a favorable report.

H. B. 353, A bill to repeal Chapter 153 of the Public Laws of 1929, and to amend section 1443 of volume 3 of the Consolidated Statutes, relating to courts of Pitt County, with a favorable report as amended.

H. B. 574, A bill to amend section one thousand four hundred and forty-three of volume three of the Consolidated Statutes, as amended by Chapter one hundred and twenty-three of the Public Laws of one thousand nine hundred and twenty-seven, relating to terms of court of Tyrrell County, with a favorable report as amended.

H. B. 144, A bill to provide additional terms of the Superior Court for Davidson County, with a favorable report as amended.

By Senator Rankin, for the Committee on Conservation and Development:
H. B. 341, A bill to amend Section 6124 of the Consolidated Statutes, relating to the administration of state parks and forests by the Department of Conservation and Development, with a favorable report.

H. B. 308, A bill to provide for completion of the United States triangulation and level network for North Carolina, with a favorable report.

H. B. 520, A bill to protect foxes in Wilkes County, with a favorable report.

By Senator Whedbee, for the Committee on Finance:
S. B. 311, A bill to provide for the collection of special assessments in cities and towns, with a favorable report.

S. B. 309, A bill to provide the manner in which the issuance of bonds or notes of a unit and the indebtedness of a unit may be validated, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

Upon motion of Senator Whedbee, the substitute bill is ordered printed.

S. B. 310, A bill providing for the extension of special assessments, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Ward of Craven: S. B. 386, A bill to authorize the governing body of any county or other municipal corporation in its discretion to adjust delinquent taxes for the years prior to 1930.

Referred to Committee on Judiciary No. 2.
By Senator Johnson of Moore: S. B. 387, A bill to amend House Bill Number 378, ratified March 3, 1931, the same being a bill entitled “An act to authorize the establishment of municipal recorder’s courts in Moore County.”

Upon motion of Senator Johnson of Moore, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Price by request: S. B. 388, A bill to amend Section 2306 of the Consolidated Statutes of North Carolina, limiting the amount of recovery for usury.

Upon motion of Senator Price, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Price by request: S. B. 389, A bill to amend Chapter 57, Private Laws of 1919, relating to the corporate limits of the town of Waxhaw in Union County.

Referred to Committee on Judiciary No. 2.

By Senator Baggett: S. B. 390, A bill to authorize the county commissioners of Harnett County to advance to the sheriff of Harnett County his fees in connection with the service of process in all tax foreclosure suits brought by said county.

Upon motion by Senator Baggett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Hardy: S. R. 391, A resolution of respect in regard to the death of the Hon. Luther P. Tapp, Senator.

Upon motion of Senator Hardy, the rules are suspended and the resolution is placed upon its immediate readings, and is adopted unanimously by rising vote.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Gower: S. B. 392, A bill to amend Section 2334, volume 3, Consolidated Statutes, so as to provide six months grand jury in Johnston County.

Upon motion of Senator Gower, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator McSwain by request: S. B. 393, A bill to amend Section 6510 of the Consolidated Statutes, relating to benefits from fraternal orders.

Referred to Committee on Insurance.

By Senator Bernard: S. B. 394, A bill to place the police and firemen of the city of Asheville, under civil service.

Referred to Committee on Counties, Cities and Towns.

By Senator Bernard: S. B. 395, A bill to incorporate the city of Asheville, to define its corporate limits, to provide for its government and for other purposes.

Referred to Committee on Counties, Cities and Towns.
By Senator Folger: S. B. 396, A bill to amend Section 2776 (a) of the Consolidated Statutes of North Carolina, relating to the zoning of certain properties.
Referred to Committee on Judiciary No. 2.
By Senator McKee: S. B. 397, A bill to place Zelia Wells, of Jackson County, on the Confederate pension roll.
Referred to Committee on Pensions.
By Senator Hardy: S. B. 398, A bill to regulate collectors of accounts and detective agencies.
Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 364, A bill authorizing the Statesville graded school district in Iredell County to issue at any time in the future the remaining bonds of a total of three hundred and fifty thousand dollars of school building bonds authorized pursuant to an election held on the twenty-second day of May, 1928, upon third reading.
The bill passes third reading, ayes 38, noes none, as follows:
The bill is ordered sent to the House of Representatives.
H. B. 589, A bill, Chapter 91, Private Laws, 1927, so as to contract the limits of the town of Brevard, upon third reading.
The bill passes third reading, ayes 38, noes none, as follows:
The bill is ordered enrolled.
H. B. 639, A bill to restrict and limit the powers of the board of commissioners of the town of East Flat Rock in Henderson County, upon third reading.
The bill passes third reading, ayes 38, noes none, as follows:
The bill is ordered enrolled.
H. B. 658, A bill to amend Chapter 37 of the Private Laws of 1923, being the charter of the city of Greensboro, upon third reading.
The bill passes third reading, ayes 38, noes none, as follows:

The bill is ordered enrolled.

H. B. 728, A bill to amend Chapter 85, Private Laws of 1927, relative to the charter of the town of Pilot Mountain and to repeal Chapter 44, Private Laws of 1929, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

The bill is ordered enrolled.

S. B. 378, A bill to amend Chapter 224, Private Laws, 1927, conferring power on certain cities and towns to make certain local improvements, so as to include the city of Lenoir, upon second reading.

The bill passes second reading, ayes 38, noes none, as follows:

The bill is ordered enrolled.

S. B. 44, A bill to validate bonds issued by the town of Ellerbe and to provide for the retirement thereof, upon second reading.

The bill passes second reading, ayes 38, noes none, as follows:

H. B. 735, A bill to amend Chapter 190 of the Private Laws of North Carolina, session 1923, relating to the charter of the town of Robbinsville in Graham County, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

The bill is ordered enrolled.

H. B. 748, A bill authorizing the collection of certain taxes by the tax collecting authorities of Alamance County, upon third reading.
The bill passes third reading, ayes 38, noes none, as follows:


The bill is ordered enrolled.

S. B. 323, A bill to consolidate the Woodfin Sanitary Water and Sewer District and the Woodfin Sanitary Sewer District, and to authorize the board of commissioners of Buncombe County to appoint a board of trustees for said district.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 268, A bill to create a county sinking fund commission for Madison County and provide the duties thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 234, A bill to amend Chapter 79, Public-Local Laws of 1929, pertaining to special sinking fund of Henderson County provided for thereunder.

Passes its second and third readings and is ordered enrolled.

H. B. 332, A bill to regulate game blinds and waterfowl hunting in Carteret County.

Passes its second and third readings and is ordered enrolled.

H. B. 751, A bill to amend Chapter 610, Public-Local Laws, 1927, relating to fees in criminal cases in the recorder’s court of Franklin County.

Passes its second and third readings and is ordered enrolled.

H. B. 755, A bill to protect the forests and game of Madison County.

Passes its second and third readings and is ordered enrolled.

H. B. 773, A bill to validate the acts of J. H. Yelton, Notary Public of Henderson County.

Passes its second and third readings and is ordered enrolled.

S. B. 348, A bill authorizing the issue of bonds in certain cases by special charter school districts and validating certain indebtedness of such districts, upon second reading.

The bill passes second reading, ayes 29, noes 2, as follows:


Those voting in the negative are: Senators McLean and Rankin—2.

H. B. 591, A bill to repeal Sections 2482, 2483 and 2484 of Consolidated Statutes of North Carolina, relating to prices to be charged by time merchants.

The amendment offered by Senator Powell is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in Senate amendment.

S. B. 146, A bill to fix the settlement of paupers coming into the State of North Carolina from other states.
Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 93, A bill to amend Chapter 201 of the Public Laws of 1929, requiring county officials to make contracts for auditing and to standardize bookkeeping systems so as to include officials of cities, towns and special charter districts.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 332, A bill to enable any two or more counties to establish a district prison farm in lieu of separate jails, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:


S. B. 333, A bill to enable any two or more counties to establish a district hospital-home in lieu of separate county homes, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:


S. R. 283, A joint resolution to pay the expenses of the committee from the Senate and House of Representatives visiting the State School for the Deaf at Morganton.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 244, A bill to amend Section 4201 of the Consolidated Statutes, entitled "Punishment for manslaughter."

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 462, A bill to provide for recording instruments filed in the office of the register of deeds and of the clerk of Superior Court of any county by photography.

Senator Clarkson offers an amendment which is adopted.

Passed its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 285, A bill to amend Section 1 of Chapter 77 of the Public Laws of 1925, in regard to charges to be made against corporations merging under provisions of the Laws of the State of North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Dunlap, the Senate adjourns in honor of the memory of the late deceased Ex-Senator Luther P. Tapp until Monday at 12 o'clock M.
The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Dr. F. S. Love, Edenton Street Methodist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of Saturday, finds it correct, and the same stands approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 238, A bill to repeal, amend and re-enact Chapter 136, Public Laws, 1927, as amended by Chapters 58, 193, 216, and 254, Public Laws, 1929, and to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the State.
   Referred to Committee on Judiciary No. 1.

H. B. 247, A bill to amend and re-enact Sections 34, 36, 38 and 41 of Chapter 148, Public Laws, 1927, being the uniform act regulating the operation of vehicles on the highways, so as to conform with Section 36 (e) of Chapter 136, Public Laws, 1927, known as the "Bus Law," and to further amend said Chapter 148 of the Public Laws of 1927.
   Referred to Committee on Judiciary No. 1.

H. B. 575, A bill to prohibit non-resident commercial fishing with nets, trows and seines, or gathering of clams or oysters for commercial purposes within three nautical miles of the shores of Pender, Onslow and New Hanover Counties without first obtaining a license.
   Referred to Committee on Commercial Fisheries.

H. B. 606, A bill to amend Chapter 342 of the Private Laws of 1907, as amended by Chapter 155, Private Laws, 1919, as amended by Chapter 78 of Private Laws, 1923, as amended by Chapter 142, Private Laws, 1929, relating to the election of members of the school board of the city of Charlotte.
   Referred to Committee on Education.

H. B. 617, A bill to authorize the city of Durham, Durham County, to remove certain graves in colored cemetery.
   Referred to Committee on Judiciary No. 2.

H. B. 631, A bill with reference to shipping rabbits in Ashe County.
   Referred to Committee on Agriculture.

H. B. 634, A bill to amend Chapter 380 of the Private Laws of North Carolina, session 1915, changing the number of wards in the town of Sanford and changing the number of aldermen, and changing the method of sidewalk construction, and providing notice of candidates for aldermen and mayor.
   Referred to Committee on Counties, Cities and Towns.

H. B. 623, A bill to amend Chapter 22 of the Private Laws of extra session of 1924, to regulate boxing in High Point.
   Referred to Committee on Propositions and Grievances.
H. B. 715, A bill to amend Chapter 175 of the Private Laws of 1852, as amended by Chapter 223 of the Private Laws of 1901 of the State of North Carolina, relating to the affairs of Oakdale Cemetery Company.

Referred to Committee on Judiciary No. 2.

H. B. 811, A bill to amend Chapter 252, Public-Local Laws of 1925, relating to commission allowed sheriff of Avery County for collecting taxes.

Referred to Committee on Counties, Cities and Towns.

H. B. 822, A bill to repeal Chapter 511, Public-Local Laws of 1925, and all amendments thereto, and all other acts imposing or authorizing any assessment or collection of any taxes for road maintenance in Anson County.

Referred to Committee on Finance.

H. B. 827, A bill relating to street improvement bonds and notes of the city of High Point.

Referred to Committee on Finance.

H. B. 836, A bill to increase the bond of the clerk of the recorder's court of Durham County, to prescribe expenditures for clerk hire in said court, and to increase the jury fees in said court.

Referred to Committee on Counties, Cities and Towns.

H. B. 839, A bill to place Cedar Island Township, Carteret County, under the provisions of the state-wide stock law.

Referred to Committee on Agriculture.

H. B. 852, A bill to amend Chapter 62 of the Private Laws of 1929, entitled, "An act to incorporate Woodville Baptist Church, Perquimans County, North Carolina."

Referred to Committee on Counties, Cities and Towns.

H. B. 850, A bill to prohibit stock and cattle from running at large in the village of Portsmouth, Carteret County.

Referred to Committee on Agriculture.

H. B. 877, A bill to amend Chapter 11 of the Public-Local Laws of 1927, being an act creating four districts in Craven County for the election of county commissioners.

Referred to Committee on Counties, Cities and Towns.

H. B. 880, A bill to repeal Chapter 254 of the Public-Local Laws of 1929, reducing the number of commissioners for Bladen County to three, and providing for their election.

Referred to Committee on Counties, Cities and Towns.

H. B. 882, A bill requiring each treasurer in each special chartered school district in Caswell County to publish receipts and disbursements.

Referred to Committee on Education.

H. B. 885, A bill to confer upon the firemen of the towns of Washington County the right to police and preserve order at fires.

Referred to Committee on Judiciary No. 2.

H. B. 887, A bill to amend Chapter 289 of the Public-Local Laws of 1929, relative to the duties of county officers of Madison County.

Referred to Committee on Counties, Cities and Towns.

H. B. 888, A bill to create a board of health for Madison County, and name the members and provide their duties.

Referred to Committee on Public Health.

H. B. 892, A bill for the relief of ex-sheriff C. E. Moxley of Yadkin County.
Referred to Committee on Counties, Cities and Towns.
S. B. 269, A bill to prohibit throwing laps of trees in the streams of Avery and Watauga Counties, for concurrence in the House amendment.
The bill is placed upon the Calendar.
H. B. 859, A bill to create a board of financial control for Buncombe County and certain bodies politic and municipal corporations therein, and to define the powers and duties thereof.
Referred to Committee on Counties, Cities and Towns.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 288, An act to amend Section five of Chapter six hundred and two of the Public-Local Laws of one thousand nine hundred thirteen, relating to the salary of the Judge of the Recorder's Court for Harnett County.

H. B. 735, An act to amend Chapter one hundred ninety of the Private Laws of North Carolina, session one thousand nine hundred twenty-three, relating to the charter of the town of Robbinsville, in Graham County.

H. B. 332, An act to regulate game blinds and water-fowl hunting in Carteret County.

H. B. 748, An act authorizing the collection of certain taxes by the tax collecting authorities of Alamance County.

H. B. 218, An act relating to evidence in civil actions arising out of motor vehicle accidents.

H. B. 658, An act to amend Chapter thirty-seven of the Private Laws of one thousand nine hundred twenty-three, being the charter of the city of Greensboro.

S. B. 257, An act to require the clerk of the Superior Court of Caswell County and Surry County to record in the entirety all special proceedings in said county.

H. B. 728, An act to amend Chapter eighty-five, Private Laws of nineteen hundred and twenty-seven, relative to the charter of the town of Pilot Mountain, and to repeal Chapter forty-four, Private Laws of nineteen hundred and twenty-nine.

H. B. 755, An act to protect the forests and game of Madison County.

H. B. 773, An act to validate the acts of J. H. Yelton, Notary Public of Henderson County.

H. B. 234, An act to amend Chapter seventy-nine, Public-Local Laws of one thousand nine hundred and twenty-nine, pertaining to special sinking fund of Henderson County provided for thereunder.

H. B. 751, An act to amend Chapter six hundred and ten, Public-Local Laws, one thousand nine hundred and twenty-seven, relating to fees in criminal cases in the recorder's court of Franklin County.

H. B. 589, An act to amend Chapter ninety-one, Private Laws, one thousand nine hundred and twenty-seven, so as to contract the limits of the town of Brevard.

H. R. 916, Resolution to authorize and direct the Secretary of State to have printed and distributed copies of the act known as the Local Government Act.
S. R. 391, A resolution of respect in regard to the death of the Honorable Luther P. Tapp, Senator.

H. B. 258, An act to authorize boards of commissioners to establish county courts with criminal jurisdiction.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Johnson of Duplin: S. B. 339, A bill to extend the corporate limits of the town of Wallace, Duplin County.

Referred to Committee on Counties, Cities and Towns.

By Senators Pritchett, Horton, Nixon, Johnson of Moore, Lindsay, Umstead, Clement, Jones, Hendren and Campbell: S. B. 400, A bill to defer the quadrennial assessment and valuation of property until the year, 1933.

Referred to Committee on Finance.

By Senator Pritchett: S. B. 401, A bill to provide for collection in four equal installments in Bertie County.

Referred to Committee on Finance.

By Senator Grier: S. B. 402, A bill to prevent depredations of domestic fowls in Sharpsburg and Olin Townships, Iredell County.

Referred to Committee on Judiciary No. 2.

By Senator McLean: S. B. 403, A bill to amend chapter 61, Public Laws of 1923, now 111, Consolidated Statutes 3366 (h), relating to certain defective probates.

Referred to Committee on Judiciary No. 2.

By Senator Baggett: S. B. 404, A bill to amend Section 1443 of the Consolidated Statutes of North Carolina, and Chapters 161 and 212, Public Laws of session 1927, relating to terms of court in Harnett County.

Upon motion of Senator Baggett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Ward of Craven: S. B. 405, A bill to amend Chapter 120, Public Laws of 1929, known as "The Workmen's Compensation Act."

Referred to Committee on Insurance.

By Senator Hinsdale: S. B. 406, A bill amending Section 2354 of the Consolidated Statutes of North Carolina as amended by Chapter 196 of the Public Laws of 1925, relating to notice to quit in certain tenancies so as to make said section as amended apply to the entire state.

Referred to Committee on Judiciary No. 2.

**PETITIONS**

Senator Folger presents a petition of certain citizens of Mount Airy and other places, opposing a sales tax.

Referred to Committee on Finance.

Senator Umstead presents a petition of certain citizens of Burlington, Chapel Hill and Hillsboro, opposing a sales tax.

Referred to Committee on Finance.

Senator Blount sends forward a petition from citizens of Greenville, opposing a sales tax.

Referred to Committee on Finance.
Upon motion of Senator Nixon, H. B. 465, A bill to prevent delays in -trial for cause and useless attendance of parties and litigants in Catawba County, is taken from the unfavorable Calendar and referred to the Committee on Judiciary No. 1.

Upon motion of Senator Hinsdale, S. B. 274, A bill to amend Chapter 120, Public Laws, 1929, the same being known as the Workman’s Compensation Act, is made a special order to be taken up at the close of the morning hour Wednesday.

CALENDAR

Bills and resolutions on the Calendar are taken upon and disposed of as follows:

H. B. 67, A bill relating to special tax for bonds heretofore issued by Black Mountain Township in Buncombe County upon second reading.

The bill passes second reading, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Burrus, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grier, Hardy, Hatchett, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, Mc Kee, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Whedbee—35.

S. B. 344, A bill to validate bonds issued by the town of Ellerbe and to provide for the retirement thereof, upon third reading.

The bill passes third reading, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Burrus, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grier, Hardy, Hatchett, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, Mc Kee, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Whedbee—35.

The bill is ordered sent to the House of Representatives.

S. B. 378, A bill to amend Chapter 224, Private Laws, 1927, conferring power on certain cities and towns to make certain local improvements, so as to include the city of Lencir, upon third reading.

The bill passes third reading, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Burrus, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grier, Hardy, Hatchett, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, Mc Kee, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Whedbee—35.

The bill is ordered sent to the House of Representatives.

S. B. 191, A bill to amend Chapter 232 of Public-Local Laws of 1929, relative to the salary of the judge and solicitor of the general county court in Wilson County, for concurrence in the House amendment.

The Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 345, A bill to fix certain fees of sheriff and other officers authorized to serve process in Johnston County.

Upon motion of Senator Gower, the bill is referred to the Committee on Counties, Cities and Towns.

H. B. 353, A bill to repeal Chapter 153 of the Public Laws of 1929, and to amend Section 1443 of Volume 3 of the Consolidated Statutes, relating to courts of Pitt County.
The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 428, A bill to amend Chapter 368 of the Public-Local Laws of 1911 and Chapter 203 of the Public-Local Laws of 1917, relating to the police court for the town of Canton, county of Haywood.

Passes its second and third readings and is ordered enrolled.

H. B. 520, A bill to protect foxes in Wilkes County.

Passes its second and third readings and is ordered enrolled.

H. B. 574, A bill to amend Section one thousand four hundred and forty-three of volume three of the Consolidated Statutes as amended by Chapter one hundred and twenty-three of the Public Laws of one thousand nine hundred and twenty-seven, relating to terms of court of Tyrrell County.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 673, A bill to regulate the drawing of jurors for the recorder's court for Halifax County.

Passes its second and third readings and is ordered enrolled.

H. B. 681, A bill to amend Chapter 433, Public-Local Laws, 1929, relative to recorder's court of Franklin County.

Passes its second and third readings and is ordered enrolled.

S. B. 57, A bill relating to the licensing of motor vehicle operators and chauffeurs in the operation of motor vehicles on the public highways and to make uniform the law relating thereto, upon third reading.

Senator Hicks offers an amendment which is adopted.

Senator McLean offers an amendment which fails of adoption.

Senator Folger offers an amendment which is adopted.

Senator McLean offers an amendment which fails of adoption.

The amendment offered by the Committee is adopted.

The bill passes third reading, ayes 27, noes 15, as follows:

Those voting in the affirmative are: Senators Bennet, Bernard, Blount, Campbell, Clarkson, Clement, Dunlap, Folger, Gravely, Grier, Hardy, Hatchett, Haywood, Hendren, Hinsdale, Horton, Johnson of Moore, Lawrence, Lynch, McKee, Nixon, Rankin, Rodwell, Uzzell, Ward of Craven, Whedbee, Zollicoffer—27.

Those voting in the negative are: Senators Baggett, Burrus, Burt, Dortch, Gower, Hicks, Johnson of Duplin, Jones, Lovill, McLean, Powell, Price, Pritchett, Umstead, Ward of Beaufort—15.

The bill is ordered engrossed.

S. B. 202, A bill to re-appropriate and re-allocate certain unallotted balances of the permanent appropriations made to the State's Prison under Chapter 152, Public Laws of 1927.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 332, A bill to enable any two or more counties to establish a district prison farm in lieu of separate jails, upon third reading.

The bill passes third reading, ayes 38, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burrus, Burt, Campbell, Clarkson, Dunlap, Folger, Gower, Gravely, Grier, Hardy, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of

The bill is ordered sent to the House of Representatives.

S. B. 333, A bill to enable any two or more counties to establish a district hospital home in lieu of separate county homes, upon third reading.

The bill passes third reading, ayes 38, noes 0, as follows:


The bill is ordered sent to the House of Representatives.

S. B. 348, A bill authorizing the issue of bonds in certain cases by special charter school districts and validating certain indebtedness of such districts, upon third reading.

The bill passes third reading, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Burrus, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Felger, Gower, Grier, Hardy, Hatchett, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Whedbee—35.

The bill is ordered engrossed.

S. B. 83, A bill to amend Section 2 of Chapter 96, Public Laws, 1927, amending Section 5168 (j) of volume three of the Consolidated Statutes, increasing pensions to Confederate veterans to $400 per annum.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered engrossed.

S. B. 227, A bill relating to the sale of land for taxes.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 236, A bill to amend Section 2144 and to repeal Sections 2145 and 2146 of the Consolidated Statutes.

Senator Uzzell offers an amendment which fails of adoption.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Powell, the Senate adjourns until tomorrow at 11 o'clock A. M.

FIFTY-FOURTH DAY

SENATE CHAMBER,

Tuesday, March 10, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. J. F. Herbert, Central Methodist Church, Raleigh, N. C.
Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to former Senators Brenizer and Woodson and to former Representative Z. V. Turlington.

Indefinite leave of absence is granted to Senator Lovill.

PETITION

Senators Bernard and Rodwell present petitions from citizens of their respective counties opposing a sales tax.

Referred to Committee on Finance.

Upon motion of Senator Baggett, S. B. 220, A bill to prohibit the use or lease of any property of any educational institution of the state for the conduct of a mercantile business, is referred to the Committee on Counties, Cities and Towns.

Upon motion of Senator Gower, S. B. 382, A bill validating certain bonds of the town of Selma, Johnston County, and the actions, resolutions and proceedings of the board of commissioners of said town in relation thereto, is recalled from the Committee on Finance and placed on the Calendar.

Upon motion of Senator Gower, this bill is placed on the table.

Upon motion of Senator Gravely, H. B. 294, A bill to amend section 6773, volume 2 of the Consolidated Statutes, relating to annual fees to the State Board of Chiropody Examiners, is taken from the unfavorable Calendar and referred to the Committee on Public Health.

Upon motion of Senator Gower, S. B. 349, A bill amending chapters 269 and 374 of the Public-Local Laws of 1911 and 1913 respectively, relating to the recorder's court of Johnston County, is ordered recalled from the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 361, A bill to promote economy and efficiency in the operation of the public high schools of the State of North Carolina by providing for a uniform adoption of high school textbooks.

Referred to Committee on Education.

H. B. 652, A bill to authorize joint rates and through routes of operating railroads with carriers by water, and for other purposes.

Referred to Committee on Judiciary No. 2.

H. B. 627, A bill to amend chapter 289 of the Public-Local Laws of 1919, designated as "An act to provide for the nomination and election of county commissioners of Robeson County."

Referred to Committee on Judiciary No. 1.

H. B. 762, A bill to establish a police commission for the city of Elizabeth City.

Referred to Committee on Counties, Cities and Towns.

H. B. 783, A bill to amend chapter 231 of the Private Laws of 1927 of North Carolina, relative to elections in the city of Salisbury, and defining certain rights and duties of the city council.

Referred to Committee on Counties, Cities and Towns.
H. B. 855, A bill to abolish the office of auditor of Cumberland County and to authorize the board of commissioners to appoint a county accountant or impose the duties of county accountant upon the county treasurer.
   Referred to Committee on Counties, Cities and Towns.
H. B. 864, A bill to cancel from the records in office of register of deeds a map in Harnett County.
   Referred to Committee on Counties, Cities and Towns.
H. B. 884, A bill to amend chapter 487, Public-Local Laws, 1923, relating to the game law of Hyde County.
   Referred to Committee on Game Laws.
H. B. 886, A bill to repeal chapter 279, Private Laws of 1907, incorporating the town of Cherry in Washington County.
   Referred to Committee on Counties, Cities and Towns.
H. B. 891, A bill requiring the owners of motor vehicles in Buncombe County to list and pay the delinquent ad valorem tax on motor vehicles prior to securing a state motor vehicle license and provide for listing all other delinquent personal property.
   Referred to Committee on Finance.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:
H. B 702, An act to create a jury commission and a tax commission for the County of Madison to serve without pay.
S. B. 271, An act to amend chapter forty-one, Public Laws of one thousand nine hundred twenty-seven, as heretofore amended by chapter one hundred twenty-seven, Public Laws 1929, in relation to maturities of bonds of the State for the construction of a bridge across the Cape Fear River at Wilmington.
S. B. 298, An act authorizing the board of county commissioners of Wayne County to make certain adjustments with the Fremont, Mount Olive and Goldsboro Special Charter School Districts,
S. B. 191, An act to amend chapter two hundred thirty-two of Public-Local Laws of one thousand nine hundred twenty-nine, relative to the salary of the Judge and Solicitor of the General County Court in Wilson County.
H. B. 597, An act to amend section three thousand four hundred and one of the Code of one thousand nine hundred and nineteen, exempting Nash County from the payment to the sheriff of any sum for seizing distilleries.
H. B. 520, An act to protect foxes in Wilkes County.
H. B. 701, An act to provide for the election of a county attorney of Madison County.
H. B. 673, An act to regulate the drawing of jurors for the recorder's court for Halifax County.
S. B. 312, An act to authorize the town of Tarboro to enlarge and extend its electric light facilities and furnish lights beyond the corporate limits.
H. B. 268, An act to create a County Sinking Fund Commission for Madison County and provide the duties thereof.
S. B. 142, An act to permit the board of commissioners of Jackson County to hypothecate certificates of tax sales held by that county and to delay foreclosure proceedings thereupon.

H. B. 462, An act to provide for recording instruments filed in the office of the register of deeds and of the clerk of Superior Court of any county by photography.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Ward of Craven, for the Committee on Propositions and Grievances:

H. B. 595, A bill to provide a boxing commission and regulate boxing in the city of Burlington, with a favorable report.

H. B. 623, A bill to amend chapter 22 of the Private Laws of extra session of 1924 to regulate boxing in High Point, with a favorable report.

H. B. 806, A bill to regulate the closing of filling stations and places of business on Sunday in Frenches Creek Township, Bladen County, with a favorable report.

By Senator Bennett, for the Committee on Salaries and Fees:

H. B. 614, A bill to repeal chapter 455 of the Public-Local Laws of 1927, and to empower the board of commissioners of Gaston County to fix the salaries of the deputy clerk and deputy register of deeds of Gaston County, with a favorable report.

H. B. 697, A bill to amend chapter 160, Public-Local and Private Laws of the session of 1929, relative to the salary and fees of the clerk of the Superior Court and register of deeds of Caldwell County, with a favorable report.

H. B. 698, A bill to amend chapter 367, Public-Local Laws of 1929, fixing the fees of the sheriff of Caldwell County, with a favorable report.

H. B. 535, A bill to amend chapter 104, Public-Local Laws of 1929, relative to the salary of the sheriff of Ashe County, with a favorable report.

H. B. 145, A bill to abolish the office of treasurer of Swain County, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 251, A bill to place the officers of Hertford County on a salary basis and to fix the salary of each officer, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 298, A bill to amend section 3 of chapter 515, Public-Local Laws of 1919, relating to fees of certain officers and court officials in Rowan County, with a favorable report.

H. B. 431, A bill relating to the compensation of the clerk of the court, register of deeds and sheriff of Montgomery County, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Horton, for the Committee on Judiciary No. 2:

H. B. 749, A bill to amend section 2587 of the Consolidated Statutes, relating to foreclosure of conditional sales, with a favorable report.

H. B. 841, A bill to provide for a hospital in Randolph County and to incorporate the same, with a favorable report.
H. B. 885, A bill to confer upon the firemen of the towns of Washington County the right to police and preserve order at fires, with a favorable report.

H. R. 910, A joint resolution thanking the Publix-Saenger Theaters of North Carolina, Incorporated, the city of Raleigh Fire and Police Departments and the State Highway Patrol for services rendered on the occasion of the visit of Honorable Alfred E. Smith on March 2, 1931, with a favorable report.

S. B. 386, A bill to authorize the governing body of any county or other municipal corporation in its discretion to adjust delinquent taxes for the years prior to 1930, with a favorable report.

S. B. 402, A bill to prevent depredations of domestic fowls in Sharpsburg and Olin Townships, Iredell County, with a favorable report.

S. B. 403, A bill to amend chapter 61, Public Laws of 1923, now III, Consolidated Statutes, 3366 (h), relating to certain defective probates, with a favorable report as amended.

H. B. 390, A bill to validate special election of the town Morehead City for acquisition of municipal hospital and to provide for payment, with a favorable report.

H. B. 617, A bill to authorize the city of Durham, Durham County, to remove certain graves in colored cemetery, with a favorable report.

H. B. 650, A bill creating five districts in Bertie County for the selection of county commissioners, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 715, A bill to amend chapter 175 of the Private Laws of 1852 as amended by chapter 223 of the Private Laws of 1901 of the State of North Carolina, relating to the management and conduct of the affairs of Oakdale Cemetery Company, with a favorable report.

By Senator Blount, for the Committee on Judiciary No. 1:

S. B. 361, A bill to amend chapter 48, Public Laws, 1927, and to fix a definite term for the members of the North Carolina Park Commission, and to provide for the appointment of their successors, and to prescribe certain other duties and acts to be performed with reference to the North Carolina Park Commission, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

S. B. 374, A bill to allow the commissioners of the town of Ayden to aid in the establishment of a new bank for the purpose of taking over the First National Bank of Ayden which was recently closed, with a favorable report.

H. B. 137, A bill to amend the Consolidated Statutes by adding section thereto to be numbered 5126 (a), requiring all checks given by tobacco warehouses for the purchase of leaf tobacco to be made payable to order, with a favorable report.

H. B. 139, A bill to amend chapter 76, Public-Local Laws, 1929, regulating the sale of cotton in the seed in certain counties, making the act applicable to Hoke County, with a favorable report as amended.

H. B. 465, A bill to prevent delays in the trial of causes and useless attendance of parties and litigants in Catawba County, with an unfavorable report.

H. B. 566, A bill to prohibit the unauthorized practice of law in the State of North Carolina, with a favorable report.
H. B. 722, A bill to allow the mayor and board of aldermen of the town of Waynesville to aid in reopening the Citizens Bank and Trust Company, with a favorable report.

H. B. 770, A bill to allow the board of commissioners of the county of Buncombe to aid in reopening the Biltmore Oteen Bank of Buncombe County, North Carolina, with a favorable report.

H. B. 778, A bill to validate the registration of certain deeds in Haywood County, with a favorable report as amended.

H. B. 780, A bill to allow the county commissioners of Transylvania County and the aldermen of the town of Brevard to aid in reopening the Brevard Banking Company, with a favorable report.

H. B. 785, A bill to validate certain official acts of justices of the peace in Caldwell County, with a favorable report.

By Senator Powell, for the Committee on Election Laws:

H. B. 656, A bill to amend chapter 108, Private Laws, 1891, relating to biennial elections in the town of Pikeville, Wayne County, with a favorable report.

H. B. 179, A bill to amend section 6054 of the Consolidated Statutes so as to provide for the nomination of county and municipal officers members of the General Assembly by primary in Wilkes County, with a favorable report as amended.

S. B. 356, A bill to repeal the absentee ballot law with respect to Union County, with a favorable report as amended.

By Senator Peel, for the Committee on Public Roads:

S. B. 240, A bill to require the State Highway Commission to pave road No. 30 from Supply to its intersection with 303 in Brunswick County, without prejudice.

By Senator Burrus, for the Committee on Public Health:

S. B. 280, A bill to amend chapter 50 of the Consolidated Statutes in regard to marriage license, with a favorable report.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 83, A bill to amend section two of chapter ninety-six, Public Laws, one thousand nine hundred and twenty-seven, amending section five thousand one hundred sixty-eight (j) of volume three of the Consolidated Statutes, increasing pensions to Confederate veterans to four hundred dollars per annum.

S. B. 348, A bill authorizing the issue of bonds in certain cases by special charter school districts and validating certain indebtedness of such districts.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bernard: S. B. 407, A bill to repeal "An act to make effective the constitutional provision for state maintenance of the six months' school term."

Referred to Committee on Finance.
By Senator Nixon: S. B. 408, A bill regulating fishing in Gaston County. Referred to Committee on Conservation and Development.

By Senator Nixon: S. B. 409, A bill to amend the North Carolina Game Law relative to hunting rabbits, o'possums and squirrels in Lincoln County. Referred to Committee on Conservation and Development.

By Senator Pritchett: S. B. 410, A bill to place the names of certain Confederate soldiers and widows of Confederate soldiers on the pension list. Upon motion of Senator Pritchett, the rules are suspended and the bill is placed upon the Calendar.

By Senator Hicks: S. B. 411, A bill to place the name of Mrs. Celestia Florence Grissom on the pension roll of Granville County. Upon motion of Senator Hicks, the rules are suspended and the bill is placed upon the Calendar.

By Senator Hicks: S. B. 412, A bill to repeal chapter 390 of the Public Local Laws of the session of 1925, relative to fees for recording title retention contracts in Granville County. Upon motion of Senator Hicks, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Hicks: S. B. 413, A bill to provide for clerical assistance to the clerk of the Superior Court of Granville County. Upon motion of Senator Hicks, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Hicks: S. B. 414, A bill to amend section 927 of the Consolidated Statutes, relative to the bonds of clerks of the Superior Court. Referred to Committee on Judiciary No. 2.

By Senator Hicks: S. B. 415, A bill to amend section 2594 of the Consolidated Statutes of North Carolina, relative to the discharge of mortgages and deeds of trust. Referred to Committee on Judiciary No. 2.

By Senator Hicks: S. B. 416, A bill to authorize clerks of the Superior Court to have photostatic copies made of plats, maps, and blue prints and to insert the same in the record of special proceedings to which they relate. Referred to Committee on Judiciary No. 2.

By Senator Peel: S. B. 417, A bill to exempt church property used exclusively for religious services and pastors' residences from the payment of street paving assessments and sidewalk assessments for the year 1931 and subsequent years in the town of Williamston, North Carolina. Referred to Committee on Counties, Cities and Towns.

By Senator Johnson of Duplin: S. B. 418, A bill to amend section 218 (a) of the Consolidated Statutes of North Carolina, volume three. Referred to Committee on Banks and Currency.

By Senator Johnson of Duplin: S. B. 419, A bill to amend section 240, Consolidated Statutes of North Carolina, relating to the rights of receivers. Referred to Committee on Judiciary No. 1.
By Senator Johnson of Duplin: S. B. 420, A bill providing for certain special taxes in counties.
Referred to Committee on Finance.
By Senators Clement and Peel: S. B. 421, A bill to repeal and re-enact section 1288, Consolidated Statutes of North Carolina, with reference to the liability of criminal costs before a justice of the peace.
Referred to Committee on Judiciary No. 1.
By Senator Whedbee: S. B. 422, A bill to amend Local Government Act, being Senate Bill 162, ratified March 3, 1931.
Referred to Committee on Finance.
By Senator Gower: S. B. 423, A bill validating certain street assessments in the town of Selma, Johnston County, and the actions, resolutions and proceedings of the board of commissioners of said town in relation thereto.
Referred to Committee on Finance.
By Senator Hardy: S. B. 424, A bill officially naming the new State Highway bridge across Neuse River, about one-half mile below the city of Kinston, the “Whitfield-Latroque Bridge.”
Referred to Committee on Public Roads.
By Senator Hardy: S. B. 425, A bill to amend certain sections of chapter 219 of the Public Laws of 1927, relating to the appointment of the board of directors of the State Industrial Farm Colony for Women.
Referred to Committee on Propositions and Grievances.
By Senator Folger: S. B. 426, A bill relating to the salary of the treasurer of Stokes County.
Referred to Committee on Counties, Cities and Towns.
By Senator Burrus: S. R. 427, A joint resolution requesting the State Highway Commission to re-establish the numbering of the State Highway from Burlington to Greensboro via Elon College and Gibsonville to be known as No. 10.
Referred to Committee on Public Roads.
By Senator Lawrence: S. B. 428, A bill to preserve the fiduciary powers and liabilities of banks upon consolidation.
Referred to Committee on Banks and Currency.
By Senator Gravely: S. B. 429, A bill to amend section 8049, volume 110 of Consolidated Statutes, relating to manner of settlement of sheriff or tax collector.
Referred to Committee on Finance.
By Senator Hicks: S. B. 430, A bill to amend section one of the Consolidated Statutes, relative to jurisdiction of administration of estates.
Referred to Committee on Judiciary No. 2.
By Senator Umstead by request: S. B. 431, A bill to amend section 2591 of the Consolidated Statutes, as amended by chapter sixteen, Public Laws, 1929, relating to reopening judicial sales on advanced bid.
Referred to Committee on Judiciary No. 1.
By Senator Hinsdale: S. B. 432, A bill relating to State’s witnesses in Wake County.
Referred to Committee on Judiciary No. 2.
By Senator Hinsdale: S. B. 433, A bill to permit certain residents of Wake County to be elected to and hold office of recorder, vice-recorder and prosecuting attorney of the recorder’s court for the town of Wake Forest.
Referred to Committee on Judiciary No. 2.
By Senator Gower: S. B. 434, A bill amending chapters two hundred sixty-nine and three hundred and seventy-four of the Public-Local Laws of one thousand nine hundred and eleven and one thousand nine hundred and thirteen, respectively, relating to the recorder's court of Johnston County.

Referred to Committee on Courts and Judicial Districts.

By Senator Clement: S. B. 435, A bill to amend the charter of the city of Salisbury.

Referred to Committee on Counties, Cities and Towns.

Senator McKee moves that Senate Bill 407, A bill to repeal "An act to make effective the constitutional provision for state maintenance of the six months' school term," be taken from the Committee on Finance and referred to the Committee on Education.

Upon this motion Senator Clark calls for the ayes and noes.

The call is sustained.

Those voting in the affirmative are: Senators Baggett, Blount, Campbell, Clark, Clarkson, Dortch, Gower, Gravely, Hardy, Harmon, Hatchett, Hendren, Hinsdale, Johnson of Duplin, Johnson of Moore, Lindsay, Lovill, Lynch, McKee, McLean, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Zollicoffer—32.

Those voting in the negative are: Senators Bennett, Bernard, Burrus, Burt, Clement, Grier, Gwyn, Haywood, Hicks, Horton, Jones, Williams—12.

The motion prevails, and the bill is referred to the Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 67, A bill relating to special tax for bonds heretofore issued by Black Mountain Township in Buncombe County, upon third reading.

The bill passes third reading, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—44.

The bill is ordered enrolled.

S. B. 269, A bill to prohibit throwing laps of trees into the streams of Avery and Watauga Counties, for concurrence in House amendment.

Upon motion of Senator Lawrence, the Senate fails to concur in the House amendment and calls for a conference.

The President announces the appointment of Senators Lovill and Lawrence as conferees on the part of the Senate.

H. B. 499, A bill relating to terms of Superior Court in the ninth judicial district.

Passes its second and third readings and is ordered enrolled.

S. B. 250, A bill to amend section 6777 of the Consolidated Statutes pertaining to the State Board of Embalmers.

Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 251, A bill to amend section 6781 of the Consolidated Statutes, relating to the licensing of embalmers.

Senator Gravely offers an amendment which is adopted.

The bill fails to pass its second reading.

Senator Gravely moves that the vote by which the bill failed to pass its second reading be reconsidered.

Upon motion of Senator Gravely, this motion is laid upon the table.

S. B. 263, A bill to amend sub-section 4 of section 5006 of the Consolidated Statutes, relating to maternity homes.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 267, A bill to amend chapter 120, Public Laws of 1929, the same being known as the Workmen's Compensation Act.

Senator Clarkson offers an amendment which fails of adoption.

The bill fails to pass its second reading.

S. B. 256, A bill to amend section 671 of the Consolidated Statutes of North Carolina, relating to sales under execution.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered engrossed.

S. B. 313, A bill to amend section 1389 of the Consolidated Statutes, pertaining to bonds of county financial agents.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 289, A bill to amend chapter 220 of the Public Laws of 1923, section 2797 of the Consolidated Statutes and acts amendatory thereof, relating to condemnation proceedings and assessment districts for condemnation proceedings.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 309, A bill to provide the manner in which the issuance of bonds or notes of a unit and the indebtedness of a unit may be validated.

The substitute offered by the Committee is adopted.

S. B. 310, A bill providing for the extension of special assessments.

The substitute offered by the Committee is adopted.

S. B. 307, A bill to reduce freight rates throughout the State of North Carolina, promote the public welfare; to place freight rates upon a parity with those of other states and localities; to provide water transportation; to locate a port terminal at Deep Tidewater; create a Port Commission, prescribe its duties and powers; and for other purposes.

Upon motion of Senator Gravely, the bill is referred to the Committee on Appropriations.

Upon motion of Senator Burrus, the Senate adjourns to meet tomorrow morning at 10 o'clock.
SENATE JOURNAL

FIFTY-FIFTH DAY

SENATE CHAMBER,
WEDNESDAY, March 11, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. Theodore Patrick, Good Shepherd Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to Congressmen John H. Kerr and Lindsay Warren and former Senator Vann.

Upon the motion of Senator Hicks, the vote by which S. B. 57, A bill relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways, and to make uniform the law relating thereto, passed its third reading, is reconsidered, and the bill is placed on the Calendar.

Upon motion of Senator Bernard, H. B. 105, A bill validating sales of real estate made by administrators of deceased persons in good faith to obtain assets to pay debts of the estate, is taken from the unfavorable Calendar and referred to the Committee on Judiciary No. 1.

Upon motion of Senator Johnson of Duplin, S. B. 246, A bill to prohibit the unauthorized practice of law in the State of North Carolina, is indefinitely postponed.

MESSAGE FROM HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 504, A bill to amend section 5445 of the Consolidated Statutes, so as to provide keeping separate records for the public schools for the Cherokee Indians of Robeson County.

Referred to Committee on Education.

H. B. 647, A bill to classify eggs, regulate the sale of same, and to make unlawful certain acts defined herein.

Referred to Committee on Agriculture.

H. B. 653, A bill to authorize the Atlantic and North Carolina Railroad Company to construct or erect a suitable terminal and warehouse near such company’s pier at Morehead City.

Referred to the Committee on Appropriation.

H. B. 679, A bill to make more effective the control of the State over corrupt practices in primaries and elections.

Referred to Committee on Election Laws.

H. B. 692, A bill to prohibit the sale of hypnotic drugs in North Carolina.

Referred to Committee on Public Health.

H. B. 768, A bill to amend chapter 148, section 21, Public Laws of 1927, so as to provide for painting signs upon pavements at entrance to through highways.

Referred to Committee on Public Roads.
H. B. 769, A bill to amend section 1443 of volume three of the Consolidated Statutes, as amended by chapter 172, Public Laws, 1929, providing additional terms of court for Alamance County.
Referred to Committee on Courts and Judicial Districts.

H. B. 781, A bill to punish trustees embezzling the funds of their cestuis que trustent.
Referred to Committee on Judiciary No. 2.

H. B. 784, A bill to amend section 6054 of the Consolidated Statutes, placing Macon County under the primary law.
Referred to Committee on Election Laws.

H. B. 816, A bill to amend chapter 258 of the Public Laws of 1929, with respect to registration of automobiles of non-residents, and to provide for the enforcement of reciprocity relations with other states.
Referred to Committee on Public Roads.

H. B. 828, A bill to amend Consolidated Statutes 2347 and Consolidated Statutes 2481, so as to protect the rights of tenants, lessees and croppers and merchants making advances under the Agricultural Lien Law.
Referred to Committee on Judiciary No. 1.

H. B. 835, A bill authorizing receivers and trustees to foreclose deeds of trust and mortgages under court orders and validating such foreclosures and sales.
Referred to Committee on Judiciary No. 2.

H. B. 842, A bill to amend chapter 51, Public Laws of 1927, permitting shipment of rabbits by parcel post.
Referred to Committee on Agriculture.

H. B. 856, A bill to amend chapter 164 of the Public Laws of 1929, relating to the election laws, and to amend sections 5932 and 6045 of the Consolidated Statutes relating thereto.
Referred to Committee on Election Laws.

H. B. 863, A bill to amend chapter 253, Private Laws, 1903, relating to the charter of the town of Buie's Creek.
Referred to Committee on Counties, Cities and Towns.

H. B. 871, A bill to make certain and describe the boundary line between Lenoir, Duplin and Wayne Counties.
Referred to Committee on Counties, Cities and Towns.

H. B. 872, A bill relating to commutations of sentence of prisoners in the State's Prison and in the county jails and county convict camps of the several counties of the State.
Referred to Committee on Judiciary No. 1.

H. B. 873, A bill to amend sections 4060, 4080, and 4087 of the Consolidated Statutes of North Carolina, relating to warehouse receipts and the negotiability thereof.
Referred to Committee on Judiciary No. 1.

H. B. 791, A bill creating a racing commission for the county of Buncombe, and to amend chapter 39 and article 34, sub-chapter 12 of chapter 82 of the Consolidated Statutes of North Carolina in so far as same are in conflict therewith.
Referred to Committee on Counties, Cities and Towns.
The following message is received from the House of Representatives:

March 11, 1931.

Mr. President:

It is ordered that a message be sent informing your Honorable Body that according to information received from your Honorable Body to the effect that the Senate has failed to concur in the House amendment to S. B. 269, title, "To prohibit throwing laps of trees into streams of Avery and Watauga Counties," and that a conference be appointed, the Speaker has appointed as conferees on the part of the House, Messrs. Seawell, Gattis and Brown to act with a like committee already appointed by the President of the Senate, to the end that the differences existing between the two bodies may be adjusted.

Respectfully,

THAD EURE,
Principal Clerk.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 574, An act to amend section one thousand four hundred and forty-three of volume three of the Consolidated Statutes as amended by chapter one hundred and twenty-three of the Public Laws of one thousand nine hundred and twenty-seven, relating to terms of court of Tyrrell County.

H. B. 23, An act to amend section six thousand fifty-four article seventeen, Consolidated Statutes of North Carolina so as to place Davie and Mitchell Counties under the State Primary Law, for the purpose of nominating candidates for each and every political party for the several county offices in Davie and Mitchell Counties.

H. B. 67, An act relating to special tax for bonds heretofore issued by Black Mountain township in Buncombe County.

H. B. 353, An act to repeal chapter one hundred and fifty-three of the Public Laws of one thousand nine hundred and twenty-nine, and to amend section one thousand four hundred and forty-three of volume three of the Consolidated Statutes, relating to courts of Pitt County.

H. B. 501, An act to repeal sections two thousand four hundred eighty-two, two thousand four hundred eighty-three and two thousand four hundred eighty-four of Consolidated Statutes of North Carolina, relating to prices to be charged by time merchants.

H. B. 499, An act relating to terms of Superior Court of the ninth judicial district.

H. B. 638, An act to restrict and limit the powers of the board of commissioners of the town of East Flat Rock in Henderson County.

H. B. 428, An act to amend chapter three hundred sixty-eight of the Public-Local Laws of one thousand nine hundred and eleven and chapter two hundred and three of the Public-Local Laws of one thousand nine hundred and seventeen, relating to the police court for the town of Canton, County of Haywood.

H. B. 681, An act to amend chapter four hundred thirty-three, Public-Local Laws, one thousand nine hundred twenty-nine, relative to recorder's court of Franklin County.
ENGROSSED BILLS

Senator Zollicoffer for the Committee on Engrossed Bills, reports the following bill properly engrossed and the same is ordered sent to the House of Representatives:

S. B. 256, A bill to amend section 671 of the Consolidated Statutes of North Carolina, relating to sales under execution.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Baggett, for the Committee on Insurance:

S. B. 36, A bill to amend section 6531 of the Consolidated Statutes, to provide for the issuance by fraternal beneficiary societies of insurance upon the lives of children, with a favorable report.


S. B. 265, A bill to create a State Insurance Fund for the benefit of employees subject to the Workmen's Compensation Act, without prejudice.

By Senator Clark, for the Committee on Counties, Cities and Towns:

H. B. 819, A bill to amend chapter 231, Public-Local Laws of 1929, reducing the compensation of the sheriff and creating the office of tax collector of Alexander County, with an unfavorable report.

H. B. 686, A bill relative to the election of the board of county commissioners of Pasquotank County, with a favorable report as amended.

H. B. 691, A bill to authorize the creation of the office of tax collector for the county of Guilford, with a favorable report.

H. B. 536, A bill to repeal chapter 91, Public-Local Laws, 1927, relating to the board of county commissioners of county of Ashe, with an unfavorable report.

H. B. 886, A bill to repeal chapter 279, Private Laws of 1907, incorporating the town of Cherry in Washington County, with a favorable report.

H. B. 782, A bill to amend the charter of the town of Lumberton, with an unfavorable report.

S. B. 371, A bill to provide for the compensation of the sheriff of Wayne County, with a favorable report.

S. B. 394, A bill to place the police and firemen of the city of Asheville under civil service, with a favorable report.

H. B. 443, A bill to amend section 11, chapter 250, Public-Local Laws of 1923, as the same relates to the city of Elizabeth City, with an unfavorable report.

H. B. 859, A bill to create a board of financial control for Buncombe County and certain bodies politic and municipal corporations therein, and to define the powers and duties thereof, with a favorable report as amended.

H. B. 783, A bill to amend chapter 231 of the Private Laws of 1927 of North Carolina, relative to elections in the city of Salisbury and defining certain rights and duties of the city council, with a favorable report as amended.

Upon motion of Senator Clement, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 435, A bill to amend the charter of the city of Salisbury, with a favorable report.

H. B. 892, A bill for the relief of ex-sheriff C. E. Moxley of Yadkin County, with a favorable report.

H. B. 632, A bill to reduce salaries of the public officers of Northampton County, with a favorable report.

H. B. 853, A bill to repeal H. B. 107, relating to relief of certain citizens in the incorporated town of Benton Heights, Union County, with a favorable report.

H. B. 732, A bill to approve and validate the action of the board of commissioners of Alexander County in the purchase of a certain tract of land for county home purposes, and to levy a tax therefor, with a favorable report.

S. B. 395, A bill to incorporate the city of Asheville, to define its corporate limits, to provide for its government and for other purposes, with a favorable report as amended.

By Senator Horton, for the Committee on Judiciary No. 2:

S. B. 416, A bill to authorize clerks of the Superior Court to have photostatic copies made of plats, maps and blue prints, and to insert the same in the record of special proceedings to which they relate, with a favorable report.

S. B. 430, A bill to amend section 1 of the Consolidated Statutes, relative to jurisdiction of administration of estates, with a favorable report.

S. B. 432, A bill relating to State's witnesses in Wake County, with a favorable report.

S. B. 433, A bill to permit certain residents of Wake County to be elected to and hold the office of recorder, vice-recorder and prosecuting attorney of the recorder's court for the town of Wake Forest, with a favorable report.

By Senator Price, for the Committee on Agriculture:

H. B. 631, A bill with reference to shipping rabbits in Ashe County, with a favorable report.

H. B. 660, A bill to regulate the sale of mixed feed oats in North Carolina, with a favorable report.

H. B. 839, A bill to place Cedar Island Township, Carteret County, under the provisions of the State-wide Stock Law, with a favorable report.

H. B. 850, A bill to prohibit stock and cattle running at large in the village of Portsmouth, Carteret County, with a favorable report.

By Senator Nixon, for the Committee on Game Laws:

H. B. 79, A bill to repeal chapter 401 of the Public-Local Laws of North Carolina, session of 1929, relating to Warren County Game Laws, with a favorable report.

H. B. 140, A bill to repeal chapter 499, Public-Local Laws, 1927, relating to the setting of steel traps in Hoke County, with a favorable report.

H. B. 150, A bill to amend chapter 278 of the Public Laws of 1929, with respect to open season for squirrels, raccoons and o'possoms, with a favorable report.

H. B. 206, A bill to protect foxes in Durham County, with a favorable report.
H. B. 237, A bill to amend chapter 407, Public-Local Laws of 1911, as amended by chapter 501, Public-Local Laws of 1929, relating to hunting foxes in Duplin and Pender Counties so as to exclude Pender County, with a favorable report.

H. B. 315, A bill to amend chapter 469 of the Public-Local Laws of 1929, relating to the protection of foxes in Stokes County, with a favorable report.

H. B. 359, A bill to amend the North Carolina Game Laws in the particular mentioned hereinafter, with a favorable report.

H. B. 369, A bill to amend chapter 186 of the Public-Local Laws of extra session of 1924, relative to game laws of Graham County, with a favorable report.

H. B. 519, A bill to regulate the hunting of foxes in Harnett, Cumberland, Sampson, Hoke and Lee Counties, with a favorable report.

H. B. 540, A bill for the protection of game in Graham County, with a favorable report.

H. B. 607, A bill to amend chapter 611, Public-Local Laws of 1927, relating to migratory game law of Dare County, with a favorable report.

H. B. 646, A bill prohibiting the setting of steel traps in Bladen County and fixing the open season for all game in said county, with a favorable report.

H. B. 884, A bill to amend chapter 487, Public-Local Laws, 1923, relating to the game law of Hyde County, with a favorable report.

S. B. 173, A bill to regulate fishing in Cherokee County, with an unfavorable report.

S. B. 279, A bill to prohibit the use of steel traps in Hertford County on the lands of another without written consent of the owner thereof, with a favorable report.

By Senator Dunlap, for the Committee on Finance:

H. B. 35, A bill to secure the safety of the various sinking funds of the county of Columbus and school districts therein by proper investment, with a favorable report as amended.

H. B. 194, A bill for the relief of N. E. Millsaps and G. W. Shuler, ex-sheriffs and tax collectors of Graham County, authorizing the collection of back taxes due said sheriffs, with a favorable report.

H. B. 367, A bill to allow the board of county commissioners of Graham County to transfer certain surplus funds to the bond maturity funds, with a favorable report.

H. B. 517, A bill to authorize the board of commissioners of Alamance County to purchase and convey land for purposes of protecting county sinking fund investments, with a favorable report.

H. B. 600, A bill to amend chapter 90, Private Laws of 1907, pertaining to the collection of taxes and to amend chapter 12, Private Laws of 1917, pertaining to the collection of assessments in town of Canton, Haywood County, with a favorable report.

S. B. 155, A bill authorizing the Statesville Graded School District in Iredell County, to issue at any time in the future the remaining bonds of a total of $350,000 in school building bonds, authorized pursuant to an election held on twenty-second day of May, 1928, and validating all of said bonds, with an unfavorable report.
S. B. 259, A bill to raise revenue by an ad valorem tax on legal and equitable titles for the relief of the counties in which mortgages and deeds of trust and other liens are recorded, and to provide machinery for the collection of same, with an unfavorable report.

S. B. 420, A bill providing for certain special taxes in counties, with a favorable report.

S. B. 429, A bill to amend section 8049, volume II of Consolidated Statutes, relating to manner of settlement of sheriff or tax collector, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Powell: S. B. 436, A bill relating to the tax collector and auditor of Columbus County.

Referred to Committee on Counties, Cities and Towns.

By Senator Powell: S. B. 437, A bill to repeal chapter 161 of the Public Laws of 1929, being "An act to require advance notice of five days with respect to issuing marriage license."

Referred to Committee on Judiciary No. 1.

By Senator Gower: S. B. 438, A bill relating to the office of county treasurer of Johnston County.

Referred to Committee on Banks and Currency.

By Senator Gower: S. B. 439, A bill to place the government of the town of Clayton under the provisions of chapter 56, volume one and amendments, relating to municipal corporations.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 145, A bill to abolish the office of treasurer of Swain County.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate substitute.

H. B. 179, A bill to amend section 6054 of the Consolidated Statutes so as to provide for the nomination of county and municipal officers and members of the General Assembly by primary in Wilkes County.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 251, A bill to place the officers of Hertford County on a salary basis and to fix the salary of each officer.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate substitute.

H. B. 298, A bill to amend section 3 of chapter 515, Public-Local Laws of 1919, relating to fees of certain officers and court officials in Rowan County.

Passes its second and third readings and is ordered enrolled.

S. B. 356, A bill to repeal the absentee ballot law with respect to Union County.
The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered engrossed.

S. B. 374. A bill to allow the commissioners of the town of Ayden to aid in the establishment of a new bank for the purpose of taking over The First National Bank of Ayden which was recently closed.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 402, A bill to prevent depredations of domestic fowls in Sharpsburg and Olin Townships, Iredell County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 139, A bill to amend chapter 76, Public-Local Laws, 1929, regulating the sale of cotton in the seed in certain counties, making the act applicable to Hoke County.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 431, A bill relating to the compensation of the clerk of the court, register of deeds and sheriff of Montgomery County.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate substitute.

H. B. 595, A bill to provide a boxing commission and regulate boxing in the city of Burlington.

Passes its second and third readings and is ordered enrolled.

H. B. 614, A bill to repeal chapter 455 of the Public-Local Laws of 1927 and to empower the board of commissioners of Gaston County to fix the salaries of the deputy clerk and deputy register of deeds of Gaston County.

Passes its second and third readings and is ordered enrolled.

H. B. 617, A bill to authorize the city of Durham, Durham County, to remove certain graves in colored cemetery.

Passes its second and third readings and is ordered enrolled.

H. B. 623, A bill to amend chapter 22 of the Private Laws of extra session of 1924 to regulate boxing in High Point.

Passes its second and third readings and is ordered enrolled.

H. B. 650, A bill creating five districts in Bertie County for the selection of county commissioners.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate substitute.

H. B. 656, A bill to amend chapter 108, Private Laws, 1891, relating to biennial elections in the town of Pikeville, Wayne County.

Passes its second and third readings and is ordered enrolled.

H. B. 697, A bill to amend chapter 160, Public-Local and Private Laws of the session of 1929, relative to the salary and fees of the clerk of the Superior Court and register of deeds of Caldwell County.

Passes its second and third readings and is ordered enrolled.

H. B. 698, A bill to amend chapter 367, Public-Local Laws of 1929, fixing the fees of the sheriff of Caldwell County.

Passes its second and third readings and is ordered enrolled.

H. B. 715, A bill to amend chapter 175 of the Private Laws of 1852, as amended by chapter 223 of the Private Laws of 1901, of the State of North
Carolina, relating to the management and conduct of the affairs of Oakdale Cemetery Company.

Passes its second and third readings and is ordered enrolled.

H. B. 722, A bill to allow the mayor and board of aldermen of the town of Waynesville to aid in re-opening the Citizens Bank and Trust Company.
Passes its second and third readings and is ordered enrolled.

H. B. 770, A bill to allow the board of commissioners of the county of Buncombe to aid in re-opening the Biltmore-Oteen Bank of Buncombe County, North Carolina.
Passes its second and third readings and is ordered enrolled.

H. B. 778, A bill to validate the registration of certain deeds in Haywood County.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 780, A bill to allow the county commissioners of Transylvania County and the aldermen of the town of Brevard to aid in re-opening The Brevard Banking Company.
Passes its second and third readings and is ordered enrolled.

H. B. 785, A bill to validate certain official acts of justices of the peace in Caldwell County.
Passes its second and third readings and is ordered enrolled.

H. B. 841, A bill to provide for a hospital in Randolph County and to incorporate the same.
Passes its second and third readings and is ordered enrolled.

H. B. 806, A bill to regulate the closing of filling stations and places of business on Sunday in Frenches Creek Township, Bladen County.
Passes its second and third readings and is ordered enrolled.

H. B. 885, A bill to confer upon the firemen of the town of Washington County the right to police and preserve order at fires.
Passes its second and third readings and is ordered enrolled.

H. B. 390, A bill to validate special election of the town of Morehead City for acquisition of municipal hospital and to provide payment, upon second reading.
The bill passes second reading, ayes 39, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clarkson, Dortch, Dunlap, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lynch, McKee, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams, Zollicoffer—39.

S. B. 309, A bill to provide the manner in which the issuance of bonds or notes of a unit and the indebtedness of a unit may be validated, upon second reading.
The bill passes second reading, ayes 40, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burrus, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, McKee, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—40.
S. B. 310, A bill providing for the extension of special assessments, upon second reading.

The bill passes second reading, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burrus, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Lawrence, Lindsay, McKee, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—40.

S. B. 240, A bill to require the State Highway Commission to pave road number 130 from Supply to its intersection with number 303 in Brunswick County.

Passes its second reading.

Upon objection by Senator Grier to its third reading, the bill takes its place on the Calendar.

S. B. 249, A bill to regulate the shipping of native growth for ornamental purposes out of the state by requiring a license tax.

The substitute offered by the Committee is adopted.

Several Senators offer amendments which are adopted.

Senator Powell moves that the bill do lie upon the table.

The motion fails of adoption.

The bill passes second reading.

Senator McLean calls for the ayes and noes upon third reading.

The call is sustained.

The bill passes third reading, ayes 31, noes 13, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burt, Campbell, Clarkson, Dortch, Folger, Gower, Gravely, Grier, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lindsay, McKee, Nixon, Peel, Price, Pritchett, Rankin, Ward of Beaufort, Ward of Craven, Whedbee, Zollicoffer—31.

Those voting in the negative are: Senators Bernard, Burrus, Grant, Gwyn, Hardy, Harmon, Jones, McLean, McSwain, Powell, Umstead, Uzzell, Williams—13.

The bill is ordered engrossed.

S. B. 274, A bill to amend chapter 120, Public Laws, nineteen hundred and twenty-nine, and to create a state insurance fund.

Senators Rankin, Clement and Gravely offer a substitute.

Senator Gravely calls for the ayes and noes on the substitute bill.

The call is sustained.

The following pairs are announced: Senator Rodwell, aye, with Senator Nixon, noe; Senator Peel, noe, with Senator Ward of Beaufort, aye.

The substitute fails of adoption, ayes 19, noes 23, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Clark, Clarkson, Clement, Dortch, Folger, Gravely, Gwyn, Hendren, Hicks, Johnson of Moore, Lindsay, McKee, McLean, McSwain, Powell, Price, Rankin—19.

Those voting in the negative are: Senators Blount, Burrus, Burt, Campbell, Gower, Grant, Grier, Hardy, Harmon, Hatchett, Hinsdale, Horton, Johnson of Duplin, Jones, Lawrence, Lynch, Pritchett, Umstead, Uzzell, Ward of Craven, Whedbee, Williams, Zollicoffer—23.
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Upon second reading, the following pairs are announced: Senator Dunlap, aye, with Senator Clarkson, no; Senator Nixon, aye, with Senator Rodwell, no; Senator Peel, aye, with Senator Ward of Beaufort, no.

The bill fails to pass second reading, ayes 8, noes 35, as follows:

Those voting in the affirmative are: Senators Gower, Grant, Grier, Horton, McLean, McSwain, Umstead, Whedbee—8.

Those voting in the negative are: Senators Baggett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Folger, Gravely, Gwyn, Hardy, Harmon, Hatchett, Hendren, Hicks, Hinsdale, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lynch, McKee, Powell, Price, Pritchett, Rankin, Uzzell, Ward of Beaufort, Ward of Craven, Williams, Zollicoffer—35.

Senator Johnson of Duplin moves that the vote by which this bill failed to pass its second reading be reconsidered.

Senator Johnson of Duplin moves that this motion be laid upon the table.

The motion prevails.

Upon motion of Senator Gravely, the Senate takes a recess until 8:00 P. M. tonight.

EVENING SESSION

SENATE CHAMBER,

WEDNESDAY, March 11, 1931.

The Senate meets pursuant to recess, and is called to order by Lieutenant-Governor R. T. Fountain.

Upon motion of Senator Jones, S. B. 341, A bill fixing a 55-hour week and regulating the hours of labor in factories in North Carolina, is indefinitely postponed.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 386, A bill to authorize the governing body of any county or other municipal corporation in its discretion to adjust delinquent taxes for the years prior to 1930.

Upon motion of Senator Umstead, the bill is laid upon the table.

H. R. 857, A joint resolution pertaining to the death of the late Honorable John H. Dillard, Representative from Cherokee County, and providing that his salary as a Representative be awarded to his widow.

Passes its second and third readings and is ordered enrolled.

H. R. 711, A joint resolution to pay the expenses of the House Committee attending the funeral of Representative John H. Dillard.

Passes its second and third readings and is ordered enrolled.

H. R. 910, A joint resolution thanking the Publix-Saenger Theaters of North Carolina, Incorporated, the city of Raleigh Fire and Police Departments and the State Highway Patrol for services rendered on the occasion of the visit of Honorable Alfred E. Smith on March 2, 1931.

Passes its second and third readings and is ordered enrolled.

H. B. 293, A bill to amend and extend the charter of Grace Hospital, Incorporated.

The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 405, A bill to provide an alternate juror in certain cases.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 11, A bill relating to the extradition of persons charged with crime and to make uniform the law with reference thereto.
The amendment offered by Senator Folger is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 513, A bill to amend section 5180 of the Consolidated Statutes of 1919, relating to mutuality of building and loan associations.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
S. B. 403, A bill to amend chapter 61, Public Laws of 1923, now III C. S. 3366 (h), relating to certain defective probates.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered engrossed.
H. B. 137, A bill to amend the Consolidated Statutes by adding section thereto to be numbered 5126 A, requiring checks given by tobacco warehouses for the purchase of leaf tobacco to be made payable to order.
Passes its second and third readings and is ordered enrolled.
H. B. 277, A bill to amend sections 6360 of the Consolidated Statutes, relating to deposits by assessment insurance companies.
Passes its second reading.
S. B. 355, A bill to repeal section 4774 of Consolidated Statutes of 1919, and to provide a substitute therefor.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 357, A bill to amend section one, chapter 163, of the Public Laws of 1925.
Passes its second and third readings and is ordered sent to the House of Representatives.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:
By Senator Clark, for the Committee on Counties, Cities and Towns:
H. B. 791, A bill creating a racing commission for the county of Buncombe, and amend chapter 39 and article 34, sub-chapter 12 of chapter 82 of the Consolidated Statutes of North Carolina, in so far as the same conflict herewith, with a favorable report.
Upon motion of Senator Dortch, the rules are suspended and the bill is placed upon its immediate readings.
Upon the second reading Senator Grier calls for the ayes and noes.
The call is sustained.
The bill passes its second reading, ayes 25, noes 17, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Burrus, Campbell, Clark, Clement, Dortch, Gower, Grant, Gwyn, Harmon, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lynch, McLean, McSwain, Powell, Rankin, Umstead, Zollicoffer—25.


Upon motion of Senator Gravely, the Senate adjourns until tomorrow at 12 o'clock M.

FIFTY-SIXTH DAY

SENATE CHAMBER,
THURSDAY, March 12, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. P. H. Fields, Jenkins Memorial Methodist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to Ex-Senators Parker, Bennett and Jones and Ex-Representative Bell.

Senator McKee moves that H. B. 791, A bill creating a racing commission for the county of Buncombe, and to amend chapter 39 and article 34, sub-chapter 12, of chapter 82 of the Consolidated Statutes of North Carolina, in so far as same are in conflict therewith, be referred to the Committee on Judiciary No. 1.

Senator Johnson of Duplin moves as a substitute that the bill be made a special order for 8 P. M. tonight.

The substitute motion fails of adoption.

The motion prevails.

Senator Peel moves that the bill be taken from the Committee on Judiciary No. 1, and re-referred to the Committee on Counties, Cities and Towns.

The motion prevails.

Upon motion of Senator Pritchett, H. B. 474, A bill to amend chapter 333, Public Laws, 1929, entitled "An act to regulate and promote the fur-bearing industry in North Carolina, and to raise revenue therefor," is taken from the Calendar and referred to the Committee on Game Laws.

Upon motion of Senator Horton, H. B. 800, A bill discontinuing $300 allowance for clerk hire to the sheriff of Caswell County, is taken from the Calendar and referred to the Committee on Salaries and Fees.

Upon motion of Senator Gravely, H. B. 890, A bill to restrict the authority of counties in the rate of taxes to be levied hereafter, is recalled from the Committee on Finance and placed on the Calendar.

MESSAGE FROM HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:
H. B. 763, A bill to provide for the rental of text books to patrons of public schools of the state.
Referred to Committee on Education.
H. B. 776, A bill to permit the State Treasurer to charge a lower rate of interest on monthly balances and to enable him to protect state funds which, by reason of present conditions, cannot be protected by a depository bond.
Referred to Committee on Finance.
H. B. 802, A bill to fix the salary of the coroner of the county of Wake.
Referred to Committee on Salaries and Fees.
H. B. 830, A bill for the relief of John Moody Floyd of Northampton County.
Referred to Committee on Appropriations.
H. B. 843, A bill to amend chapter 51, Public Laws, 1927, relative to the propagation of game in North Carolina.
Referred to Committee on Conservation and Development.
H. B. 846, A bill to amend the North Carolina Game Law.
Referred to Committee on Conservation and Development.
H. B. 869, A bill for the relief of sheriffs and tax collectors.
Referred to Committee on Finance.
H. B. 895, A bill to amend section 1443, volume 3, of Consolidated Statutes, providing an extra term of court for Cleveland County.
Referred to Committee on Courts and Judicial Districts.
H. B. 903, A bill to amend section 2334, volume 3, Consolidated Statutes, so as to provide six months' grand jury service in Henderson County.
Referred to Committee on Judiciary No. 1.
H. B. 906, A bill to provide for a tax collector for Pitt County, and to authorize the county commissioners of said county to fix the salary of said tax collector.
Referred to Committee on Counties, Cities and Towns.
H. B. 911, A bill for the relief of the clerk of the Superior Court and register of deeds of Carteret County.
Referred to Committee on Counties, Cities and Towns.
H. B. 919, A bill to amend section 2334 of volume 3 of the Consolidated Statutes, relating to the grand jury in Johnston County.
Referred to Committee on Judiciary No. 1.
H. B. 920, A bill giving to a lien on cattle for pasturage.
Referred to Committee on Agriculture.
H. B. 938, A bill to amend section 1260 of the Consolidated Statutes, so as to include Guilford in the list of counties in which witnesses before the grand jury shall receive one-half fees where "Not a true bill" has been found.
Referred to Committee on Judiciary No. 2.
H. B. 933, A bill to amend H. B. No. 458 of the session of one thousand nine hundred thirty-one, clarifying provisions for salary of the office clerk of the sheriff and providing for appointment of purchasing agent, in the discretion of the county commissioners.
Referred to Committee on Counties, Cities and Towns.
H. B. 931, A bill fixing the term of office of the recorder and the solicitor of the recorder's court of Henderson County.
Referred to Committee on Counties, Cities and Towns.
S. B. 48, A bill to promote safe driving on the highways, and to enforce the collection of judgments against irresponsible drivers of motor vehicles, for concurrence in the House amendment.

The Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 1000, A bill to make the April term of Hertford County Superior Court, now for civil cases only, a mixed term.

Referred to Committee on Judiciary No. 1.

H. B. 940, A bill to regulate the election of the commissioners for the county of Richmond.

Referred to Committee on Counties, Cities and Towns.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 392, An act to amend section two thousand three hundred thirty-four, volume three, Consolidated Statutes, so as to provide six months' grand jury in Johnston County.

H. B. 595, An act to provide a boxing commission and regulate boxing in the city of Burlington.

S. B. 109, An act to create the commission for the improvement of the laws.

H. B. 623, An act to amend chapter twenty-two of the Private Laws of extra session of one thousand nine hundred and twenty-four, to regulate boxing in High Point.

H. B. 715, An act to amend chapter one hundred seventy-five of the Private Laws of one thousand eight hundred fifty-two, as amended by chapter two hundred twenty-three of the Private Laws of one thousand nine hundred one, of the State of North Carolina, relating to the management and conduct of the affairs of Oakdale Cemetery Company.

S. B. 93, An act to amend chapter two hundred and one of the Public Laws of one thousand nine hundred and twenty-nine, requiring county officials to make contracts for auditing and to standardize bookkeeping systems so as to include officials of cities, towns, and special charter districts.

H. B. 785, An act to validate certain official acts of H. G. Barlow and W. W. Tirmire as justices of the peace in Caldwell County.

H. B. 491, An act to prohibit the sale of corn and soja beans in Currituck and Hertford Counties between the hours of sunset and sunrise.

H. B. 885, An act to confer upon the firemen of the towns of Washington County the right to police and preserve order at fires.

H. B. 806, An act to regulate the closing of filling stations and places of business on Sunday in Frenches Creek Township, Bladen County.

H. B. 656, An act to amend chapter one hundred eight, Private Laws, one thousand eight hundred ninety-one, relating to biennial elections in the town of Pikeville, Wayne County.

H. B. 770, An act to allow the board of commissioners of the county of Buncombe to aid in reopening the Biltmore-Oteen Bank of Buncombe County, North Carolina.
H. B. 614, An act to repeal chapter four hundred fifty-five of the Public-Local Laws of one thousand nine hundred twenty-seven, and to empower the board of commissioners of Gaston County to fix the salaries of the deputy clerk and deputy register of deeds of Gaston County.

H. B. 617, An act to authorize the city of Durham, Durham County, to remove certain graves in colored cemetery.

H. B. 298, An act to amend section three of chapter five hundred and fifteen, Public-Local Laws of one thousand nine hundred and nineteen, relating to fees of certain officers and court officials in Rowan County.

H. B. 698, An act to amend chapter three hundred and sixty-seven, Public-Local Laws of one thousand nine hundred and twenty-nine, fixing the fees of the sheriff of Caldwell County.

H. B. 697, An act to amend chapter one hundred sixty, Public-Local and Private Laws of the session of one thousand nine hundred twenty-nine, relative to the salary and fees of the clerk of the Superior Court and register of deeds of Caldwell County.

H. B. 722, An act to allow the mayor and board of aldermen of the town of Waynesville to aid in reopening the Citizens Bank and Trust Company.

S. B. 91, An act to amend chapter ninety-one of the Public Laws of one thousand nine hundred and twenty-seven, designated as "An act to provide improved methods of county government," so as to provide increased duties and powers of the County Government Advisory Commission.

S. B. 247, An act providing for the election of the recorder, vice-recorder, clerk and prosecuting officer for the recorder's court of Wake Forest, Wake County, North Carolina, and fixing the salaries of said officers, the territorial jurisdiction of said court, and providing for the holding of an election.

H. B. 841, An act to provide for a hospital in Randolph County and to incorporate the same.

H. B. 780, An act to allow the county commissioners of Transylvania County and the aldermen of the town of Brevard to aid in reopening the Brevard Banking Company.

H. B. 137, An act to amend the Consolidated Statutes by adding section thereto to be numbered five thousand one hundred twenty-six—A, requiring all checks given by tobacco warehouses for the purchase of leaf tobacco to be made payable to order.

H. R. 857, Joint resolution pertaining to the death of the late Honorable John H. Dillard, Representative from Cherokee County, and providing that his salary as a Representative be awarded to his widow.

H. R. 711, Joint resolution to pay the expenses of the House Committee attending the funeral of Representative John H. Dillard.

H. R. 910, Joint resolution thanking the Publix-Saenger Theatres of North Carolina, Incorporated, the city of Raleigh fire and police departments and the State Highway Patrol for services rendered on the occasion of the visit of Honorable Alfred E. Smith on March second, one thousand nine hundred thirty-one.

S. B. 127, An act to authorize declaratory judgments.

S. B. 387, An act to amend House Bill number three hundred seventy-eight, ratified March third, one thousand nine hundred thirty-one, the
same being a bill entitled "An act to authorize the establishment of municipal recorder's court in Moore County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Clark, for the Committee on Counties, Cities and Towns:

H. B. 619, A bill to amend chapter 242, Private Laws of 1921 as amended, the same being "The charter of the city of Durham, relating to the payment of a fee of five dollars for candidates for mayor and aldermen in primary elections," with a favorable report.

H. B. 634, A bill to amend chapter 380 of the Private Laws of North Carolina, session 1915, changing the number of wards in the town of Sanford and changing the number of aldermen and changing the method of sidewalk construction, and providing notice of candidates for aldermen and mayor, with a favorable report.

H. B. 678, A bill to amend chapter 392, Public-Local Laws of 1927, relative to the compensation of the chairman of the board of county commissioners Mecklenburg County, with a favorable report.

H. B. 808, A bill to permit the board of town commissioners of the town of Candor, North Carolina, to establish a market and regulate the sale of marketable things on the public streets in the town of Candor, North Carolina, with a favorable report.

S. B. 417, A bill to exempt church property used exclusively for religious services and pastor's residences from the payment of street paving assessments and sidewalk assessment for the year 1931 and subsequent years in the town of Williamston, North Carolina, with a favorable report.

H. B. 68, A bill to abolish the board of road commissioners of the county of Hertford and to substitute the board of commissioners of said county in lieu thereof, with a favorable report as amended.

H. B. 863, A bill to amend chapter 253, Private Laws of 1903, relating to the charter of the town of Buie's Creek, with a favorable report.

H. B. 871, A bill to make certain and describe the boundary line between Lenoir, Duplin and Wayne Counties, with a favorable report.

S. B. 436, A bill relating to the tax collector and auditor of Columbus County, with a favorable report.

S. B. 439, A bill to place the government of the town of Clayton under the provision of chapter 56, volume 1 and amendments, relating to municipal corporations, with a favorable report.

H. B. 762, A bill to establish a police commission for the city of Elizabeth City, with a favorable report.


H. B. 800, A bill to repeal chapter 379, Public-Local Laws of 1925, discontinuing three hundred dollars allowance for clerk hire to the sheriff of Caswell County, with a favorable report.

S. B. 426, A bill relating to the salary of the treasurer of Stokes County road fund, with a favorable report.
H. B. 836, A bill to increase the bond of the clerk of the recorder's court of Durham County, to prescribe expenditures for clerk hire in said court and to increase the jury fees in said court, with a favorable report.

H. B. 855, A bill to abolish the office of auditor of Cumberland County and to authorize the board of commissioners to appoint a county accountant or impose the duties of county accountant upon the county treasurer, with a favorable report.

H. B. 877, A bill to amend chapter 11 of the Public-Local Laws of 1927, being "An act creating four districts in Craven County for the election of county commissioners," with a favorable report.

H. B. 887, A bill to amend chapter 289 of the Public-Local Laws of 1929, relative to the duties of county officers of Madison County, with a favorable report.

By Senator Burrus, for the Committee on Public Health:

H. B. 324, A bill to provide for the licensing and supervision of camps, with a favorable report as amended.

H. B. 294, A bill to amend section 6773, volume 2 of the Consolidated Statutes, relating to annual fees to be paid by chiropodists to the State Board of Chiropody Examiners, with an unfavorable report.

By Senator Price, for the Committee on Agriculture:

S. B. 156, A bill providing for the appointment of certified public weights and measure servants and defining their powers and duties, with an unfavorable report.

S. B. 157, A bill providing for the repeal and re-enactment of uniform weights and measures and providing penalties for violation thereof, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 647, A bill to classify eggs, regulate the sale of same, and to make unlawful certain acts defined herein, with a favorable report.

By Senator Lawrence, for the Committee on Banks and Currency:

S. B. 418, A bill to amend section 218 (e) of the Consolidated Statutes of North Carolina, volume 3, with a favorable report.

S. B. 428, A bill to preserve the fiduciary powers and liabilities of banks upon consolidation, with a favorable report.

By Senator Gravely, for the Committee on Appropriations:

H. B. 470, A bill to fix the mileage charge to the State, or any subdivision thereof, by employees or officer of the same, who uses publicly or privately owned motor vehicles in transporting themselves at the expense of the State or any sub-division thereof, with a favorable report.

By Senator Horton, for the Committee on Judiciary No. 2:

S. B. 415, A bill to amend section 2594 of the Consolidated Statutes of North Carolina, relative to the discharge of mortgages and deeds of trust, with an unfavorable report.

H. B. 781, A bill to punish trustees embezzling the funds of their cestui que trustent, with a favorable report.

S. B. 389, A bill to amend section 2306 of the Consolidated Statutes of North Carolina, limiting the amount of recovery for usury, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.
S. B. 396, A bill to amend section 2776 (a) of the Consolidated Statutes of North Carolina, relating to the zoning of certain properties, with a favorable report as amended.

S. B. 398, A bill to regulate collectors of accounts and detective agencies, with a favorable report.

S. B. 414, A bill to amend section 927 of the Consolidated Statutes, relative to the bonds of clerks of the Superior Court, with a favorable report.

By Senator Nixon, for the Committee on Game Laws:

H. B. 490, A bill amending chapter 229, Public-Local Laws, 1927, relating to the propagation of wild fowl in Currituck County, with a favorable report.


By Senator Campbell, for the Committee on Commercial Fisheries:

H. B. 202, A bill regulating taking shrimp, with a favorable report.

H. B. 254, A bill to amend section 1892, Consolidated Statutes, providing certain license taxes, with a favorable report.

H. B. 642, A bill to permit pound net fishing, with a favorable report.

H. B. 575, A bill to prohibit non-resident fishing, with an unfavorable report.

By Senator Blount, for the Committee on Judiciary No. 1:

S. B. 376, A bill to repeal section 7362 (1), volume III of the Consolidated Statutes, relating to commitment to the Eastern Carolina Training School for boys, with a favorable report.

S. B. 379, A bill to amend section 2577 of the Consolidated Statutes so as not to require the joinder of the wife in conveyance of household and kitchen furniture when said conveyance is executed for the purchase money thereof, with a favorable report.

S. B. 431, A bill to amend 2591 of the Consolidated Statutes as amended by chapter sixteen, Public Laws, 1929, relating to reopening judicial sales on advanced bid, with an unfavorable report.

H. B. 322, A bill to amend section 8014 of the Consolidated Statutes in reference to the manner of advertisement of tax sales, with a favorable report.

H. B. 627, A bill to amend chapter 289 of the Public-Local Laws of 1919, designated as “An act to provide for the nomination and election of county commissioners of Robeson County,” with an unfavorable report.

H. B. 872, A bill relating to commutations of sentence of prisoners in the State's prison and in the county jails and county convict camps of the several counties of the State, with a favorable report.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bill as properly engrossed and the same is ordered sent to the House of Representatives:

S. B. 403, A bill to amend chapter 61, Public Laws of 1923, now III Consolidated Statutes, 3366 (h), relating to certain defective probates.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Gower: S. R. 440, A joint resolution to pay expenses of the Senate and House Committee visiting State Hospital at Morganton, North Carolina.

Referred to Committee on Appropriations.

By Senator Grant: S. B. 441, A bill setting up and establishing the methods, processes and proceedings by which a lien may be acquired upon real and personal property, and the same sold and the title thereof conveyed for failure to pay taxes.

Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 390, A bill to validate special election of the town of Morehead City for acquisition of municipal hospital and to provide for payment, upon third reading.

The bill passes third reading, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lynch, McKee, McSwain, Nixon, Powell, Price, Pritchett. Rankin, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—41.

The bill is ordered enrolled.

H. B. 859, A bill to create a board of financial control for Buncombe County and certain bodies politic and municipal corporations therein, and to define the powers and duties thereof, upon second reading.

The amendment offered by the Committee is adopted.

The bill passes second reading, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement; Dortch, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lynch, McKee, McSwain, Nixon, Powell, Price, Pritchett. Rankin, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—41.

S. B. 279, A bill to prohibit the use of steel traps in Hertford County on the lands of another without written consent of the owner thereof.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 371, A bill to provide for the compensation of the sheriff of Wayne County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 435, A bill to amend the charter of the city of Salisbury.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 394, A bill to place the police and firemen of the city of Asheville under civil service.

Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 268, A bill to amend section 1260 of the Consolidated Statutes, relating to officers' fees in criminal actions when not a true bill is found in Avery County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 432, A bill relating to state's witnesses in Wake County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 433, A bill to permit certain residents of Wake County to be elected to and hold the office of recorder, vice-recorder and prosecuting attorney of the recorder's court for the town of Wake Forest.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 315, A bill to amend chapter 469 of the Public-Local Laws of 1929, relating to the protection of foxes in Stokes County.

Passes its second and third readings and is ordered enrolled.

H. B. 367, A bill to allow the board of county commissioners of Graham County to transfer certain surplus funds to the bond maturity funds.

Passes its second and third readings and is ordered enrolled.

H. B. 369, A bill to amend chapter 186 of the Public-Local Laws of extra session of 1924, relative to game laws of Graham County.

Passes its second and third readings and is ordered enrolled.

H. B. 607, A bill to amend chapter 611, Public-Local Laws of 1927, relating to migratory game law of Dare County.

Passes its second and third readings and is ordered enrolled.

H. B. 631, A bill with reference to shipping rabbits in Ashe County.

Passes its second and third readings and is ordered enrolled.

H. B. 632, A bill to reduce salaries of the public officers of Northampton County.

Passes its second and third readings and is ordered enrolled.

H. B. 646, A bill prohibiting the setting of steel traps in Bladen County and fixing the open season for all game in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 686, A bill relative to the election of the board of county commissioners of Pasquotank County.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 691, A bill to authorize the creation of the office of tax collector for the county of Guilford.

Passes its second and third readings and is ordered enrolled.

H. B. 35, A bill to secure the safety of the various sinking funds of the county of Columbus and school districts therein by proper investments.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 79, A bill to repeal chapter 401 of the Public-Local Laws of North Carolina, session 1929, relating to Warren County Game Law.

Passes its second and third readings and is ordered enrolled.

H. B. 140, A bill to repeal chapter 499, Public-Local Laws 1927, relating to the setting of steel traps in Hoke County.

Passes its second and third readings and is ordered enrolled.
H. B. 194, A bill for the relief of N. E. Millsaps and G. W. Shuler, ex-sheriffs and tax collector of Graham County, authorizing the collection of back taxes due said sheriffs.

Passes its second and third readings and is ordered enrolled.

H. B. 206, A bill to protect foxes in Durham County.

Passes its second and third readings and is ordered enrolled.

H. B. 517, A bill to authorize the board of commissioners of Alamance County to purchase and convey land for purpose of protecting county sinking fund investments.

Passes its second and third readings and is ordered enrolled.


Passes its second and third readings and is ordered enrolled.

H. B. 519, A bill to regulate the hunting of foxes in Harnett, Cumberland, Sampson, Hoke and Lee Counties.

Passes its second and third readings and is ordered enrolled.

H. B. 535, A bill to amend chapter 104, Public-Local Laws of 1929, relative to the salary of the sheriff of Ashe County.

Passes its second and third readings and is ordered enrolled.

H. B. 550, A bill to prohibit stock and cattle from running at large in the village of Portsmouth, Carteret County.

Passes its second and third readings and is ordered enrolled.

H. B. 839, A bill to place Cedar Island Township, Carteret County, under the provision of the state wide stock law.

Passes its second and third readings and is ordered enrolled.

H. B. 540, A bill for the protection of game in Graham County.

Passes its second and third readings and is ordered enrolled.

H. B. 853, A bill to repeal house bill 107, relating to relief of certain citizens in the incorporated town of Benton Heights, Union County.

Passes its second and third readings and is ordered enrolled.

H. B. 884, A bill to amend chapter 487, Public-Local Laws, 1923, relating to the game law of Hyde County.

Passes its second and third readings and is ordered enrolled.

H. B. 892, A bill for the relief of ex-sheriff C. E. Moxley of Yadkin County.

Passes its second and third readings and is ordered enrolled.

H. B. 886, A bill to repeal chapter 279. Private Laws of 1907, incorporating the town of Cherry in Washington County, upon second reading.

The bill passes second reading, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lynch, McKee, McSwain, Nixon, Powell, Price, Pritchett, Rankin, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—41.

H. B. 732, A bill to approve and validate the action of the board of commissioners of Alexander County in the purchase of a certain tract of land for county home purposes, and to levy a tax therefor, upon second reading.

The bill passes second reading, ayes 41, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lynch, McKee, McSwain, Nixon, Powell, Price, Pritchett, Rankin, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—41.

H. B. 600, A bill to amend chapter 90, Private Laws of 1907, pertaining to the collection of taxes, and to amend chapter 12, Private Laws of 1917, pertaining to the collection of assessments in the town of Canton, Haywood County, upon second reading.

The bill passes second reading, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lynch, McKee, McSwain, Nixon, Powell, Price, Pritchett, Rankin, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—41.

Upon motion of Senator Burrus, S. B. 234, A bill to provide for a tax on electric power generated for sale, and to impose limitations upon the price at which electric power may be sold, is made a Special Order for 8 o'clock tonight.

S. B. 352, A bill to authorize the Governor and Council of State to advance to Caswell Training School, $25,000.00 for the construction and equipment of a tubercular building.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 361, A bill to amend chapter 48, Public Laws, 1927, and to fix a definite term for the members of the North Carolina Park Commission and to provide for the appointment of their successors and to prescribe certain other duties and acts to be performed with reference to the North Carolina Park Commission.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 310, A bill providing for the extension of special assessments.

Senator Whedbee offers an amendment which is adopted.

The amendment is held to be material and the bill takes its place upon the second reading roll call Calendar.

H. B. 660, A bill to regulate the sale of mixed feed oats in North Carolina.

Passes its second and third readings and is ordered enrolled.

S. B. 354, A bill to re-organize the Department of Health and to provide for the appointment of the members of the North Carolina Board of Health and to prescribe certain duties of said board.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 150, A bill to amend chapter 278 of the Public Laws of 1929, with respect to open season for squirrels, raccoons and opossums.

Passes its second and third readings and is ordered enrolled.

H. B. 144, A bill to provide additional terms of the Superior Court for Davidson County.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
Upon motion of Senator Whedbee, the Senate takes a recess until 8 o'clock tonight.

EVENING SESSION

SENATE CHAMBER,
THURSDAY, March 12, 1931.

The Senate meets pursuant to recess, and is called to order by Lieutenant-Governor R. T. Fountain.
The courtesies of the floor are extended to former Senator Johnson.
Upon motion of Senator Horton, H. B. 749, A bill to amend section 2587 of the Consolidated Statutes, relating to foreclosure of conditional sales, is taken from the Calendar and referred to the Committee on Judiciary No. 2.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:
By Senator Gravely; for the Committee on Appropriations:
S. B. 306, A bill to authorize the governor to pay the commissioner here-tofore appointed to settle boundary dispute with the State of South Carolina, with an unfavorable report.
S. B. 307, A bill to reduce freight rates throughout the State of North Carolina; promote the public welfare; to place freight rates upon a parity with those of other States and localities; to provide water transportation; to locate a port terminal at Deep Tidewater, create a port commission, prescribe its duties and powers; and for other purposes, with an unfavorable report.

SPECIAL ORDER

The hour for the special order having arrived, the President lays before the Senate, S. B. 234, a bill to provide for a tax on electric power generated for sale, and to impose limitations upon the price at which electric power may be sold.

Senator McSwain moves that the bill be re-referred to the Committee on Finance.
The motion prevails.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 411, A bill to place the name of Mrs. Celestia Florence Grissom on the pension roll of Granville County.

Upon motion of Senator Pritchett, the bill is laid upon the table.
S. B. 410, A bill to place the names of certain Confederate soldiers and widows of Confederate soldiers on the pension list.
The amendment offered by the Committee is adopted.
Senator Baggett offers an amendment which is adopted.
Passes its second and third readings and is ordered engrossed.
H. B. 512, A bill to amend section 5177 of the Consolidated Statutes of 1919, relating to reserve fund in building and loan associations.
Passes its second and third readings and is ordered enrolled.
H. B. 505, A bill to amend chapter 103 of the Consolidated Statutes in regard to admissions to hospitals for the insane.
Upon motion of Senator Dunlap, the bill is referred to the Committee on Judiciary No. 1.
H. B. 417, A bill to amend section 6299 of the Consolidated Statutes, relating to the licensing of insurance agents.
Senator Gravely offers an amendment which is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
S. B. 430, A bill to amend section 1 of the Consolidated Statutes, relative to jurisdiction of administration of estates.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 416, A bill to authorize clerks of the Superior Court to have photostatic copies made of plats, maps and blue prints, and to insert the same in the record of special proceedings to which they relate.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 360, A bill to authorize the payment of compensation to State convicts.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 317, A bill to repeal section 672 of the Consolidated Statutes, concerning the time for the return of execution, and re-enacting the same.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered engrossed.
S. B. 429, A bill to amend section 8049, volume II of Consolidated Statutes, relating to manner of settlement of sheriff or tax collector.
Passes its second and third readings and is ordered sent to the House of Representatives.
H. B. 341, A bill to amend section 6124 of the Consolidated Statutes, relating to the administration of state parks and forests by the Department of Conservation and Development.
Passes its second and third readings and is ordered enrolled.
H. B. 308, A bill to provide for completion of the United States triangulation and level network for North Carolina.
Upon motion of Senator Umstead, the bill is re-referred to the Committee on Appropriations.
H. B. 510, A bill to amend chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding.
Upon motion of Senator Burrus, the bill is referred to the Committee on Public Health.
S. B. 309, A bill to provide the manner in which the insurance of bonds or notes of a unit and the indebtedness of a unit may be validated, upon third reading.
The bill passes third reading, ayes 38, noes 1, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burrus, Burt, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely,
Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, McKee, McSwain, Nixon, Peel, Price, Pritchett, Rankin, Umstead, Ward of Craven, Whedbee, Williams, Zollicoffer—38.

Those voting in the negative are: Senator McLean—1.

The bill is ordered sent to the House of Representatives.

S. B. 420, A bill providing for certain special taxes in counties, upon second reading.

The bill passes second reading, ayes 38, noes 3, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Burt, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, McKee, McSwain, Nixon, Peel, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Beaufort, Ward of Craven, Williams—38.

Those voting in the negative are: Senators Burrus, McLean, Whedbee—3.

S. B. 265, A bill to create a state insurance fund for the benefit of employees subject to the Workmen's Compensation Act.

Senator Gower moves that this bill be laid upon the table.

The motion fails of adoption.

Upon motion of Senator Clement, the bill is re-referred to the Committee on Insurance.

Upon motion of Senator Folger, the Senate adjourns until tomorrow at 12 o'clock M.

FIFTY-SEVENTH DAY

SENATE CHAMBER,
Friday, March 13, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. W. F. Elliott, Millbrook Methodist Church, Millbrook, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to former Senator Webb and to Congressman Hancock.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 867, A bill to repeal the Statutes, creating the Burke County road commission.

Referred to Committee on Public Roads.

H. B. 878, A bill to allow the commissioners of Transylvania County to freeze county deposits in the Brevard Banking Company and to place a percentage of said deposits in a surplus fund in said bank.
Upon motion of Senator McKee, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 896, A bill to amend chapter eleven, Private Laws of one thousand nine hundred and twenty-nine, contracting the limits of the town of Winfall, Perquimans County.

Referred to Committee on Counties, Cities and Towns.

H. B. 738, A bill relating to the hunting of rabbits in Northampton County.

Referred to Committee on Game Laws.

H. B. 761, A bill to authorize the commissioners of Robeson County to amend existing contract with State Highway Commission.

Referred to Committee on Judiciary No. 1.

H. B. 866, A bill to amend salary act of Beaufort County, fixing salary of register of deeds.

Referred to Committee on Counties, Cities and Towns.


Referred to Committee on Counties, Cities and Towns.

H. B. 904, A bill to authorize and empower the board of commissioners of Sampson County to regulate the opening and closing of filling stations on the Sabbath Day.

Referred to Committee on Propositions and Grievances.

H. B. 905, A bill to empower the commissioners of Alamance County to regulate electrical wiring and electricians.

Referred to Committee on Judiciary No. 2.

H. B. 907, A bill relating to the salaries of the officers of McDowell County.

Referred to Committee on Salaries and Fees.

H. B. 908, A bill to amend section 1464 of the Consolidated Statutes, a local modification as to the number of justices of peace in Gaston County.

Referred to Committee on Justices of the Peace.

H. B. 909, A bill to place the clerk of the Superior Court of Caswell County on a fee basis and to provide for the fees to be charged by said clerk.

Referred to Committee on Salaries and Fees.

H. B. 912, A bill to regulate the fees of the justices of the peace of Carteret County.

Referred to Committee on Salaries and Fees.

H. B. 915, A bill to allow the board of commissioners of the county of Buncombe to aid in re-opening the Bank of Black Mountain of Buncombe County, North Carolina.

Referred to Committee on Judiciary No. 2.

H. B. 918, A bill to fix the salary of the sheriff of Johnston County.

Referred to Committee on Salaries and Fees.

H. B. 936, A bill to amend chapter 184, Private Laws of 1923, so as to correct a short line in the boundary of the town of Jonesville, Yadkin County.

Referred to Committee on Counties, Cities and Towns.
H. B. 952, A bill to correct a typographical error in chapter 61 of the Public-Local Laws of 1929, relating to the salaries of officers of Moore County and relating to Moore County only.
   Referred to Committee on Salaries and Fees.
H. B. 959, A bill to amend chapter 375, Public-Local Laws of 1925, relating to importation of hogs into Granville County.
   Referred to Committee on Agriculture.
H. B. 970, A bill regulating the fees of the sheriff of Jackson County.
   Referred to Committee on Salaries and Fees.
H. B. 971, A bill relating to the fees, commissions and emoluments of the sheriff of Jackson County.
   Referred to Committee on Salaries and Fees.
H. B. 972, A bill to create a peace officer relief fund for the city of Fayetteville and county of Cumberland.
   Referred to Committee on Judiciary No. 2.
H. B. 973, A bill regulating the salary of the county accountant of Hyde County.
   Referred to Committee on Salaries and Fees.
H. B. 993, A bill to regulate the salary of the sheriff of Person County.
   Referred to Committee on Salaries and Fees.
H. B. 1035, A bill to amend chapter 6, Public-Local Laws of 1915, so defendant may have two preemptory challenges and the State one in criminal trials.
   Referred to Committee on Judiciary No. 1.
H. R. 1040, A joint resolution to further postpone the revaluation of property in North Carolina to April 1, 1931.
   Senator Baggett offers an amendment which fails of adoption.
   Upon motion of Senator Pritchett, the rules are suspended and the resolution is placed upon its immediate readings.
   Passes its second and third readings and is ordered enrolled.
S. B. 340, A bill to create Raleigh Auditorium Building Commission, for concurrence in the House substitute.
   Upon motion of Senator Hinsdale, the rules are suspended and the bill is placed upon its immediate readings.
   The Senate adopts the House substitute.
   Passes its second and third readings and is ordered enrolled.
   The following message is received from the House of Representatives:

   HOUSE OF REPRESENTATIVES,
   Friday, March 13, 1931.

   Mr. President:
   It is ordered that a message be sent to the Senate informing that Honorable Body, that the House by your request herewith returns S. B. 349, A bill relating to the recorder's court of Johnston County.
   Respectfully,
   THAD EURE,
   Principal Clerk.

   Upon motion of Senator Gower, the vote by which this bill passes its third reading is reconsidered.
   Upon motion of Senator Gower, the bill is laid upon the table.
ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 892, An act for the relief of Ex-Sheriff C. E. Moxley of Yadkin County.

H. B. 405, An act to provide an alternate juror in certain cases.

H. B. 145, An act to abolish the office of treasurer of Swain County.

H. B. 540, An act for the protection of game in Graham County.

H. B. 140, An act to repeal chapter 499, Public-Local Laws, 1927, relating to the setting of steel traps in Hoke County.

H. B. 194, An act for the relief of N. E. Millsaps and G. W. Shuler, ex-sheriffs and tax collector of Graham County, authorizing the collection of back taxes due said sheriffs.

H. B. 850, An act to prohibit stock and cattle from running at large in the village of Portsmouth, Carteret County.

H. B. 367, An act to allow the board of county commissioners of Graham County to transfer certain surplus funds to the bond maturity funds.

S. B. 286, An act to amend section 2 of article 13 of the Constitution, as it relates to the submission to the people of amendments.

H. B. 150, An act to amend chapter 278 of the Public Laws of 1929, with respect to open season for squirrels, raccoons and o'possoms.


H. B. 839, An act to place Cedar Island Township, Carteret County, under the provisions of the Statewide Stock Law.

H. B. 691, An act to authorize the creation of the office of tax collector for the county of Guilford.

H. B. 315, An act to amend chapter 469 of the Public-Local Laws of 1929, relating to the protection of foxes in Stokes County.

H. B. 646, An act prohibiting the setting of steel traps in Bladen County and fixing the open season for all game in said county.

H. B. 206, An act to protect foxes in Durham County.

H. B. 631, An act with reference to shipping rabbits in Ashe County.

H. B. 607, An act to amend chapter 611, Public-Local Laws of 1927, relating to migratory game law of Dare County.

H. B. 660, An act to regulate the sale of mixed feed oats in North Carolina.


H. B. 517, An act to authorize the board of commissioners of Alamance County to purchase and convey land for purpose of protecting county sinking fund investments.

H. B. 519, An act to regulate the hunting of foxes in Harnett, Cumberland, Sampson, Hoke and Lee Counties.

H. B. 853, An act to repeal H. B. 107, relating to relief of certain citizens in the incorporated town of Benton Heights, Union County.

H. B. 884, An act to amend chapter 487, Public-Local Laws, 1923, relating to the game law of Hyde County.
H. B. 535, An act to amend chapter 104, Public-Local Laws of 1929, relative to the salary of the sheriff of Ashe County.

H. B. 369, An act to amend chapter 186 of the Public-Local Laws of extra session of 1924, relative to game laws of Graham County.

H. B. 390, An act to validate special election of the town of Morehead City for acquisition of municipal hospital and to provide for payment.

H. B. 632, An act to reduce salaries of the public officers of Northampton County.

H. B. 783, An act to amend chapter 231 of the Private Laws of 1927 of North Carolina, relative to elections in the city of Salisbury, and defining certain rights and duties of the city council.

H. B. 512, An act to amend section 5177 of the Consolidated Statutes of 1919, relating to reserve fund in building and loan associations.

H. B. 179, An act to amend section 6054 of Consolidated Statutes so as to provide for the nomination of county and municipal officers and members of the General Assembly by primary in Wilkes County.

H. B. 513, An act to amend section 5180 of the Consolidated Statutes of 1919, relating to mutuality of building and loan associations.

H. B. 778, An act to validate the registration of certain deeds in Haywood County.

S. B. 202, An act to reappropriate and reallocate certain unallotted balances of the permanent improvement appropriation made to the State's prison under chapter 152, Public Laws of 1927.

H. B. 341, An act to amend section 612 of the Consolidated Statutes, relating to the administration of State parks and forests by the Department of Conservation and Development.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Prichett, for the Committee on Pensions:

S. B. 326, A bill to provide for a commission to study old age pensions, without prejudice.

S. B. 370, A bill to amend section 2 of chapter 96, Public Laws of 1927, amending section 5168 (j), volume 3, Consolidated Statutes, increasing pensions of Confederate veterans to $1.50 per day, with an unfavorable report.

By Senator Peel, for the Committee on Public Roads:


H. B. 480, A bill to amend chapter 445, Public-Local Laws of 1929, relating to the division of Mitchell County in road districts, and working the free labor thereon, with a favorable report.

By Senator Dunlap, for the Committee on Finance:

S. B. 39, A bill to authorize the town of Murphy to use funds derived from the sale of refunding bonds of the town to pay off and discharge interest on bonds and other outstanding indebtedness of the town, said refunding bonds having been issued and sold on account of error as to the maturity date of the bonds to be retired thereby, with a favorable report, as amended.
S. B. 422, A bill to amend local government act, being Senate Bill No. 162, ratified March 3, 1931, with a favorable report as amended.

H. B. 741, A bill relating to the indebtedness of the town of Marion, with a favorable report as amended.

By Senator Price, for the Committee on Agriculture:
H. B. 842, A bill to amend chapter 51, Public Laws of 1927, permitting shipment of rabbits by parcel post, with a favorable report as amended.

By Senator Clement, for the Committee on Courts and Judicial Districts:
H. B. 736, A bill to provide for a stenographer fee in the Superior Court of Jones County, with a favorable report.

By Senator Horton, for the Committee on Judiciary No. 2:
H. B. 749, A bill to amend section 2587 of the Consolidated Statutes, relating to foreclosure of conditional sales, with a favorable report.

H. B. 938, A bill to amend section 1260 of the Consolidated Statutes so as to include Guilford in the list of counties in which witnesses before the grand jury shall receive one-half fees where “Not a true bill” has been found, with a favorable report.

S. B. 406, A bill amending section 2354 of the Consolidated Statutes of North Carolina, as amended by chapter 196 of the Public Laws of 1925, relating to notice to quit in certain tenances so as to make said section as amended apply to the entire state, with an unfavorable report.

H. B. 652, A bill to authorize joint rates and through routes of operating railroads with carriers by water, and for other purposes, without prejudice.

Upon motion of Senator Horton, this bill is re-referred to the Committee on Corporation Commission.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:
S. B. 249, A bill to preserve the native plant growth of the state.
S. B. 317, A bill to repeal section 672 of the Consolidated Statutes, concerning the time for the return of execution and re-enacting the same.
S. B. 356, A bill to repeal the absentee ballot law with respect to Union County.
S. B. 410, A bill to place the names of certain Confederate soldiers and widows of Confederate soldiers on the pension list.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Johnson of Duplin: S. B. 412, A bill to authorize the various counties of the state and road districts to use any surplus funds and to sell and dispose of camp sites and supplies.

Upon motion of Senator Johnson of Duplin, the rules are suspended and the bill is placed on the Calendar.

By Senator Gower: S. B. 443, A bill fixing the salaries of the officers of Johnston County.

Referred to Committee on Salaries and Fees.

By Senator Hendren: S. B. 444, A bill to amend the charter of the city of Winston-Salem.
Referred to Committee on Counties, Cities and Towns.
By Senator Grier: S. B. 445, A bill for the relief of Iredell-Rowan County Drainage District No. 1.
Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 310, A bill providing for the extension of special assessments, upon second reading.
The bill passes second reading, ayes 45, noes none, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lindsay, McKee, McLean, McSwain, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—45.
S. B. 420, A bill providing for certain special taxes in counties, upon third reading.
The bill passes third reading, ayes 45, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lindsay, McKee, McLean, McSwain, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—45.
The bill is ordered sent to the House of Representatives.
S. B. 36, A bill to amend section 6531 of the Consolidated Statutes, to provide for the issuance by fraternal beneficiary societies of insurance upon the lives of children.
Passes its second reading.
Upon objection of Senator Umstead to its third reading, the bill takes its place on the Calendar.
S. B. 57, A bill relating to the licensing of motor vehicle operators and chauffeurs in the operation of motor vehicles on the public highways, and to make uniform the law relating thereto.
Senator Hicks offers an amendment which fails of adoption.
Upon the third reading of the bill, Senator Umstead calls for the ayes and noes.
The call is sustained.
The bill passes third reading, ayes 28, noes 21, as follows:
Those voting in the affirmative are: Senators Bennett, Bernard, Blount, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Gower, Gravely, Grier, Hardy, Haywood, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lindsay, Lynch, McKee, Peel, Rankin, Rodwell, Uzzell, Whedbee, Williams, Zollicoffer—28.
The bill is ordered engrossed.
H. B. 890, A bill to restrict the authority of counties in the rate of taxes to be levied hereafter.

Senator Johnson of Duplin offers an amendment which is adopted.
Senator Gravely offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 306, A bill to prevent the employment of female persons under eighteen years of age in mills, factories, canneries, workshops or manufacturing establishments at night.

Passes its second and third readings and is ordered enrolled.

S. B. 342, A bill to prohibit the employment of children for night work in factories of North Carolina, upon adoption of minority report.

Senator Jones moves the adoption of the minority report.
The motion fails of adoption.

H. B. 1035, A bill to amend chapter 6, Public-Local Laws of 1915, so defendant may have two preemptory challenges and the state one in criminal trials.

Upon motion of Senator Whedbee, the bill is recalled from the Committee on Judiciary No. 1, and placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Gravely, the Senate takes a recess until tonight at 8 o'clock.

EVENING SESSION

SENATE CHAMBER,
Friday, March 13, 1931.

The Senate meets pursuant to recess, and is called to order by Lieutenant-Governor R. T. Fountain.

George Mason Rankin is made an honorary page, to serve without compensation.

The courtesies of the floor are extended to former Senators Godwin and Humphrey.

Upon motion of Senator Whedbee, the vote by which H. B. 509, A bill to amend chapter 36, Public Laws of 1927, amending section 7667 of the Consolidated Statutes, relative to distribution of Supreme Court reports and other public laws and documents, failed to pass its second reading, is reconsidered and the bill is placed on the Calendar.

Upon motion of Senator Whedbee, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Zollicoffer: S. B. 446, A bill to amend House Bill 590, ratified on March 6, 1931, relating to the time of holding the election in the town of Roanoke Rapids upon the subject of extending its corporate limits.

Upon motion of Senator Zollicoffer, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of Representatives.

By Senators Clement and Gravely: S. B. 447, A bill to provide for the establishment of a Department of Labor and to provide for the appointment of a Commissioner of Labor and to prescribe the powers and duties of the Department of Labor and the Commissioner of Labor.

Referred to Committee on Reorganization.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Clark, for the Committee on Counties, Cities and Towns:
H. B. 791, A bill creating a racing commission for the county of Buncombe, with an unfavorable report.

Senator Bernard moves that the vote by which this bill passed its second reading be reconsidered, and that this motion be laid upon the table.

The motion prevails.

H. B. 318, A bill to amend chapter 233, Public Laws, 1925, relating to the salaries of the solicitor and recorder of the municipal county court of Lenoir County, and to amend chapter 408 of the Public-Local Laws, 1927, relating to the terms of office of said recorder and solicitor, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 397, A bill to abolish the office of county treasurer of Lenoir County, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 57, A bill relating to the licensing of motor vehicle operators and chauffeurs in the operation of motor vehicles on the public highways, and to make uniform the law relating thereto.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 426, A bill relating to the salary of the treasurer of Stokes County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 436, A bill relating to the tax collector and auditor of Columbus County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 439, A bill to place the government of the town of Clayton under the provisions of chapter 56, volume one, and amendments, relating to municipal corporations.

Passes its second and third readings and is ordered sent to the House of Representatives.
H. B. 68, A bill to abolish the board of road commissioners of the county of Hertford and to substitute the board of commissioners of said county in lieu thereof.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 490, A bill amending chapter 229, Public-Local Laws of 1927, relating to the propogation of wild fowl in Currituck County.

Passes its second and third readings and is ordered enrolled.

H. B. 619, A bill to amend chapter 242, Private Laws of 1921, as amended, the same being the charter of the city of Durham, relating to the payment of a fee of five dollars for candidates for mayor and aldermen in primary elections.

Passes its second and third readings and is ordered enrolled.

H. B. 634, A bill to amend chapter 380 of the Private Laws of North Carolina, session of 1915, changing the number of wards in the town of Sanford and changing the number of aldermen and changing the method of sidewalk construction, and providing notice of candidates for aldermen and mayor.

Passes its second and third readings and is ordered enrolled.

H. B. 678, A bill to amend chapter 392, Public-Local Laws of 1927, relative to the compensation of the chairman of the board of county commissioners of Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 887, A bill to amend chapter 289 of the Public-Local Laws of 1929, relative to the duties of county officers of Madison County.

Passes its second and third readings and is ordered enrolled.

H. B. 836, A bill to increase the bond of the clerk of the recorder's court of Durham County, to prescribe expenditures for clerk hire in said court, and to increase the jury fees in said court.

Passes its second and third readings and is ordered enrolled.

H. B. 855, A bill to abolish the office of auditor of Cumberland County and to authorize the board of commissioners to appoint a county accountant or impose the duties of county accountant upon the county treasurer.

Passes its second and third readings and is ordered enrolled.

H. B. 877, A bill to amend chapter 11 of the Public-Local Laws of 1927, being an act creating four districts in Craven County for the election of county commissioners.

Passes its second and third readings and is ordered enrolled.


Passes its second and third readings and is ordered enrolled.

S. B. 395, A bill to incorporate the city of Asheville, to define its corporate limits, to provide for its government and for other purposes, upon second reading.

The amendment offered by the Committee is adopted.

The bill passes its second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Blount, Burt, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Lawrence, McLean, Nixon, Peel, Powell, Price, Pritchett, Rankin, Ward of Craven, Williams, Zollicoffer—30.
H. B. 886, A bill to repeal chapter 279, Private Laws of 1907, incorporating the town of Cherry in Washington County, upon third reading.

The bill passes its third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Blount, Burt, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Lawrence, McLean, Nixon, Peel, Powell, Price, Pritchett, Rankin, Ward of Craven, Williams, Zollicoffer—30.

The bill is ordered enrolled.

H. B. 732, A bill to approve and validate the action of the board of commissioners of Alexander County in the purchase of a certain tract of land for county home purposes, and to levy a tax therefor, upon third reading.

The bill passes its third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Blount, Burt, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Lawrence, McLean, Nixon, Peel, Powell, Price, Pritchett, Rankin, Ward of Craven, Williams, Zollicoffer—30.

The bill is ordered enrolled.

H. B. 600, A bill to amend chapter 90, Private Laws of 1907, pertaining to the collection of taxes, and to amend chapter 12, Private Laws of 1917, pertaining to the collection of assessments in the town of Canton, Haywood County, upon third reading.

The bill passes its third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Blount, Burt, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Lawrence, McLean, Nixon, Peel, Powell, Price, Pritchett, Rankin, Ward of Craven, Williams, Zollicoffer—30.

The bill is ordered enrolled.

S. B. 417, A bill to exempt church property used exclusively for religious services and pastors' residences from the payment of street paving assessments and sidewalk assessment for the year 1931, and subsequent years, in the town of Williamson, North Carolina, upon second reading.

The bill passes its second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Blount, Burt, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Lawrence, McLean, Nixon, Peel, Powell, Price, Pritchett, Rankin, Ward of Craven, Williams, Zollicoffer—30.

H. B. 808, A bill to permit the board of town commissioners of the town of Candor, North Carolina, to establish a market and regulate the sale of marketable things on the public streets in the town of Candor, North Carolina, upon second reading.

The bill passes its second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Blount, Burt, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Lawrence, McLean, Nixon, Peel, Powell, Price, Pritchett, Rankin, Ward of Craven, Williams, Zollicoffer—30.
H. B. 852, A bill to amend chapter 62 of the Private Laws of 1929, entitled "An act to incorporate Woodville Baptist Church, Perquimans County," upon second reading.

The bill passes its second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Blount, Burt, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Lawrence, McLean, Nixon, Peel, Powell, Price, Pritchett, Rankin, Ward of Craven, Williams, Zollicoffer—30.

H. B. 863, A bill to amend chapter 253, Private Laws, 1903, relating to the charter of the town of Blue's Creek, upon second reading.

The bill passes its second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Blount, Burt, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Lawrence, McLean, Nixon, Peel, Powell, Price, Pritchett, Rankin, Ward of Craven, Williams, Zollicoffer—30.

H. B. 762, A bill to establish a police commission for the city of Elizabeth City, upon second reading.

The bill passes its second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Blount, Burt, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Lawrence, McLean, Nixon, Peel, Powell, Price, Pritchett, Rankin, Ward of Craven, Williams, Zollicoffer—30.

S. B. 389, A bill to amend section 2306 of the Consolidated Statutes of North Carolina, limiting the amount of recovery for usury.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered engrossed.

S. B. 414, A bill to amend section 927 of the Consolidated Statutes, relative to the bonds of clerks of the Superior Court.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 376, A bill to repeal section 7362 (1), volume 3 of the Consolidated Statutes, relating to commitment to the Eastern Carolina Training School for Boys.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 405, A bill to amend chapter 120, Public Laws of 1929, known as "The Workmen's Compensation Act."

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 398, A bill to regulate collectors of accounts and detective agencies. Senator Hicks offers an amendment.

S. B. 428, A bill to preserve fiduciary powers and liabilities of banks upon consolidation.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 442, A bill to authorize the various counties of the state and road districts to use any surplus funds and to sell and dispose of camp sites and supplies.
Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 509, A bill to amend chapter 36, Public Laws of 1927, amending section 7667 of the Consolidated Statutes, relative to distribution of Supreme Court reports and other public laws and documents.

Passes its second and third readings and is ordered enrolled.

H. B. 202, A bill denying non-residents the privilege of taking shrimp in the waters of North Carolina and regulating the taking of such shrimp by residents.

Passes its second and third readings and is ordered enrolled.

H. B. 567, A bill to amend chapter 94, article 1, of the Consolidated Statutes of North Carolina, relating to drainage.

Senator Johnson of Duplin offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 418, A bill to amend section (a) of the Consolidated Statutes of North Carolina, volume 3.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 189, A bill to amend chapter 273 of the Public Laws of the Session of 1929, relating to the punishment of makers of worthless checks.

Several Senators offer amendments which are adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 359, A bill to amend the North Carolina Game Law in the particulars mentioned hereinafter.

Various Senators offer amendments which are adopted.

Various Senators offer amendments which fail of adoption.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

S. B. 240, A bill to require the State Highway Commission to pave road number 130 from Supply to its intersection with number 303 in Brunswick County, upon third reading.

Senator Gravely offers an amendment which fails of adoption.

Senator Grier offers an amendment which fails of adoption.

Senator McSwain offers an amendment which fails of adoption.

Passes its third reading and is ordered sent to the House of Representatives.

S. B. 396, A bill to amend section 2776 (a) of the Consolidated Statutes of North Carolina, relating to the zoning of certain properties.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered engrossed.

Upon motion of Senator Gravely, the Senate adjourns until tomorrow morning at 10:30 o'clock.

FIFTY-EIGHTH DAY

SENATE CHAMBER,
Saturday, March 14, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.
Prayer is offered by Rev. E. H. Gould, President St. Augustine College, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

PETITIONS

Senator Clarkson sends forward a petition from citizens of Charlotte in opposition to sales tax.

Referred to Committee on Finance.

Upon motion of Senator Clarkson, H. B. 249, A bill to amend section 7979 (a) Consolidated Statutes, relating to refund of taxes illegally collected, is taken from the unfavorable Calendar and re-referred to the Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 222, A bill to authorize the county tax collectors and other tax collectors in Mecklenburg County to establish rules for the collection of taxes in partial payments, for concurrence in House amendment.

Upon motion of Senator Clarkson, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 353, A bill creating five districts in Moore County for the selection of county commissioners, for concurrence in House amendment.

The bill is placed upon the Calendar.

S. B. 418, A bill to provide for clerical assistance to the clerk of the Superior Court of Granville County, for concurrence in House amendment.

Upon motion of Senator Hicks, the Senate concurs in the House amendment, and the bill is ordered enrolled.

H. B. 561, A bill to prevent throwing of garbage waste or other material or refuse near the public roads or public highways in the county of Lee.

Referred to Committee on Propositions and Grievances.

H. B. 611, A bill to permit fishing with trot lines and nets for catfish in the Tennessee River, Graham County.

Referred to Committee on Conservation and Development.

H. B. 657, A bill to pay the burial expenses of N. B. Outlaw, a Confederate veteran of Columbus County.

Referred to Committee on Appropriations.

H. B. 689, A bill regulating the office of justices of the peace and the office of constable of Asheville Township, Buncombe County, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 745, A bill to amend chapter 56, article 9 thereof, of the Consolidated Statutes, so as to authorize municipalities to make local improvements on streets on rights of way of railroads, and to specially assess a part of the cost of such improvement against property abutting directly on the work, other than property belonging to railroads.

Referred to Committee on Judiciary No. 1.

H. B. 754, A bill to permit fishing with trot lines and baskets for all kinds of fish except game fish in the French Broad River in Madison County, after having procured a fishing license for the season.
Referred to Committee on Conservation and Development.
H. B. 948, A bill to enable the board of commissioners of Tyrrell County to transfer certain funds to the general county funds.
Referred to Committee on Finance.
H. B. 967, A bill for the relief of the constable of Harkers Island Town-
ship.
Referred to Committee on Counties, Cities and Towns.
H. B. 969, A bill requiring the register of deeds of Avery County to prepare the tax lists and providing the compensation therefor.
Referred to Committee on Counties, Cities and Towns.
H. B. 988, A bill to repeal chapter 436, Public-Local Laws, 1927, creating a tax commission for Mecklenburg County, and to authorize the board of commissioners of Mecklenburg County to employ an all-time tax supervisor, and to authorize said board of commissioners to adopt a system for the permanent listing of real estate for taxation.
Referred to Committee on Judiciary No. 2.
H. B. 998, A bill to amend chapter 73 of Public-Local Laws of 1915, in reference to abolishing the office of county treasurer of Northampton County.
Referred to Committee on Counties, Cities and Towns.
H. B. 1012, A bill to place Mrs. W. A. Fairchild of Wilkes County on the pension roll.
Referred to Committee on Pensions.
H. B. 1014, A bill to reduce the salary of the sheriff of Franklin County, to abolish the office of deputy sheriff of Louisburg Township, and to pro-
vide for a tax collector for said county.
Referred to Committee on Salaries and Fees.
H. B. 1019, A bill to amend chapter 172, Public-Local Laws, 1927, relative to officers of Cumberland County.
Referred to Committee on Salaries and Fees.
H. B. 1047, A bill to repeal House Bill 428, entitled "An act to amend chapter 368 of the Public-Local Laws of 1911, and chapter 203 of the Public-Local Laws of 1917, relating to the police court for the town of Canton, county of Haywood."
Referred to Committee on Courts and Judicial Districts.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Baggett, for the Committee on Insurance:
S. B. 144, A bill to repeal chapter 120 of the Public Laws of 1929, and to enact a North Carolina Workmen's Compensation Law, without prejudice as amended.

By Senator Folger, for the Committee on Education:
S. B. 368, A bill authorizing the board of trustees of the Lincolnton Graded School District to sell certain real estate belonging to said district, with a favorable report.
S. B. 383, A bill to authorize the governor and superintendent of public instruction to execute a certain contract and conveyance between and by the State Board of Education and the Fayetteville Graded School, Incorporated, with a favorable report.

H. B. 606, A bill to amend chapter 342 of the Private Laws of 1907, as amended by chapter 155, Private Laws, 1919, as amended by chapter 78, Private Laws of 1923, as amended by chapter 142, Private Laws, 1929, relating to the election of members of the school board of the city of Charlotte, with a favorable report.

H. B. 629, A bill to amend section 5492 of the Consolidated Statutes, as amended by section 18, chapter 243, Public Laws, 1929, with reference to the qualifications of the county superintendent of schools in Ashe County, with a favorable report.

H. B. 703, A bill to allow the Mount Holly School Board to use the surplus arising from the levy of taxes for bonds and interest to retire an obligation to the board of education of Gaston County, for money borrowed in lieu of issuing bonds for completion of school building, with a favorable report.

H. B. 742, A bill to incorporate Virginia-Carolina High School in Ashe County, North Carolina, and to provide police protection therefor, with a favorable report.

H. B. 882, A bill requiring each treasurer in each special chartered school district in Caswell County to publish receipts and disbursements, with a favorable report.

H. B. 763, A bill to provide for the rental of text books to patrons of public schools of the State, with a favorable report.

By Senator Dunlap, for the Committee on Finance:

S. B. 445, A bill for the relief of Iredell-Rowan County Drainage District No. 1, with a favorable report.

Upon motion of Senator Grier, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 776, A bill to permit the State Treasurer to charge a lower rate of interest on monthly balances, and to enable him to protect State funds which by reason of present conditions, cannot be protected by a depository bond, with a favorable report.

By Senator Powell, for the Committee on Election Laws:

H. B. 856, A bill to amend chapter 164 of the Public Laws of 1929, relating to the election laws, and to amend sections 5932 and 6045 of the Consolidated Statutes, relating thereto, with a favorable report.

By Senator Baggett, for the Committee on Insurance:

S. B. 393, A bill to amend section 6510 of the Consolidated Statutes, relating to benefits from fraternal orders, with a favorable report.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bill properly engrossed and the same is ordered sent to the House of Representatives:

S. B. 396, A bill to amend section 2776 (a) of the Consolidated Statutes of North Carolina, relating to the zoning of certain properties.
ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 878, An act to allow the commissioners of Transylvania County to freeze county deposits in the Brevard Banking Company and to place a percentage of said deposits in a surplus fund in said bank.
S. B. 350, An act authorizing the board of commissioners of Columbus County to appoint rural policemen for said county.
H. B. 144, An act to provide additional terms of the Superior Court for Davidson County.
H. B. 35, An act to secure the safety of the various sinking funds of the county of Columbus and school districts therein by proper investment.
H. B. 650, An act creating five districts in Bertie County for the selection of county commissioners.
H. B. 139, An act to amend chapter seventy-six, Public-Local Laws, one thousand nine hundred and twenty-nine, regulating the sale of cotton in the seed in certain counties, making the act applicable to Hoke County.
H. B. 431, An act relating to the compensation of the clerk of the court, register of deeds and sheriff of Montgomery County.
H. B. 1035, An act to amend chapter six, Public-Local Laws of one thousand nine hundred fifteen, so defendant may have two preemptory challenges and the state one in criminal trials.
H. B. 306, An act to prevent the employment of persons under eighteen years of age in mills, factories, canneries, workshops, or manufacturing establishments at night.
H. B. 686, An act relative to the election of the board of county commissioners of Pasquotank County.
H. B. 887, An act to amend chapter two hundred eighty-nine of the Public-Local Laws of one thousand nine hundred twenty-nine, relative to the duties of county officers of Madison County.
H. B. 509, An act to amend chapter thirty-six, Public Laws of one thousand nine hundred and twenty-seven, amending section seven thousand six hundred and sixty-seven of the Consolidated Statutes, relative to distribution of Supreme Court reports and other public laws and documents.
H. B. 886, An act to repeal chapter two hundred seventy-nine, Private Laws of one thousand nine hundred seven, incorporating the town of Cherry in Washington County.
H. R. 1040, A joint resolution to further postpone the revaluation of property in North Carolina to April the first, one thousand nine hundred and thirty-one.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Pritchett: S. B. 448, A bill to amend section five thousand and thirty-four of the Consolidated Statutes of North Carolina as amended by chapter seventy-four, Public Laws, extra session of one thousand nine hundred and twenty-four, relating to age certificates of children under sixteen years of age.
Referred to Committee on Judiciary No. 2.
By Senator Harmon by request: S. B. 449, A bill to allow A. E. Denton to practice pharmacy in North Carolina.

Referred to Committee on Public Health.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 39, A bill to authorize the town of Murphy to use funds derived from the sale of refunding bonds of the town to pay off and discharge interest on bonds and other outstanding indebtedness of the town, said refunding bonds having been issued and sold on account of error as to the maturity date of the bonds to be retired thereby.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered engrossed.

H. B. 318, A bill to amend section four, chapter 233 of the Public Laws of North Carolina, session 1925, in reference to the salaries of officers of the municipal county court of Lenoir.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate substitute.

H. B. 397, A bill providing for the abolition of the office of county treasurer of Lenoir County.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate substitute.

H. B. 480, A bill to amend chapter four hundred and forty-five of the Public-Local Laws of one thousand nine hundred and twenty-nine, relating to the division of Mitchell County in road districts and working free labor thereon.

Passes its second and third readings and is ordered enrolled.


Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 736, A bill to provide for a stenographer fee in the Superior Court of Jones County.

Passes its second and third readings and is ordered enrolled.

H. B. 741, A bill relating to the indebtedness of the town of Marion, upon second reading.

The amendment offered by the Committee is adopted.

The bill passes second reading, ayes 33, noes 0, as follows:


H. B. 852, A bill to amend chapter 62 of the Private Laws of 1929, entitled “An act to incorporate Woodville Baptist Church, Perquimans County, North Carolina,” upon third reading.

The bill passes third reading, ayes 33, noes 0, as follows:

The bill is ordered enrolled.

S. B. 417, A bill to exempt church property used exclusively for religious services and pastors' residences from the payment of street paving assessments and sidewalk assessments for the year 1931 and subsequent years in the town of Williamson, North Carolina, upon third reading.

The bill passes third reading, ayes 33, noes 0, as follows:


The bill is ordered sent to the House of Representatives.

H. B. 762, A bill to establish a police commission for the city of Elizabeth City, upon third reading.

The bill passes third reading, ayes 33, noes 0, as follows:


The bill is ordered enrolled.

H. B. 808, A bill to permit the board of town commissioners of the town of Candor, North Carolina, to establish a market and regulate the sale of marketable things on the public streets in the town of Candor, North Carolina, upon third reading.

The bill passes third reading, ayes 33, noes 0, as follows:


The bill is ordered enrolled.

S. B. 395, A bill to incorporate the city of Asheville; to define its corporate limits; to provide for its government and for other purposes, upon third reading.

The bill passes third reading, ayes 33, noes 1, as follows:


Those voting in the negative are: Senator McLean—1.

The bill is ordered engrossed.

H. B. 859, A bill to create a board of financial control for Buncombe County, and certain bodies politic and municipal corporations therein, and to define the powers and duties thereof, upon third reading.

The amendment offered by the Committee is adopted.
The bill passes third reading, ayes 33, noes 1, as follows:
Those voting in the negative are: Senator McLean—1.

The bill is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 863, A bill to amend chapter 253, Private Laws, 1903, relating to the charter of the town of Buie's Creek, upon third reading.
The bill passes third reading, ayes 33, noes 0, as follows:
The bill is ordered enrolled.

S. B. 310, A bill providing for the extension of special assessments, upon third reading.
The bill passes third reading, ayes 35, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Clarkson, Clement, Dunlap, Folger, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Lawrence, Lindsay, Lovill, McKee, McLean, McSwain, Nixon, Powell, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Zollicoffer—35.
The bill is ordered engrossed.

S. B. 157, A bill providing for the repeal and re-enactment of uniform weights and measures, and providing penalties for violation thereof.
The substitute offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 842, A bill to amend chapter 51, Public Laws of 1927, permitting shipment of rabbits by parcel post.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 339, A bill to amend section 6382 of the Consolidated Statutes, pertaining to the limitation of liability to be assumed by fidelity and surety companies.
Passes its second and third reading and is ordered sent to the House of Representatives.

H. B. 642, A bill to permit pound net fishing within the three mile limit of the Atlantic Ocean.
Passes its second and third reading and is ordered enrolled.

H. B. 871, A bill to make certain and describe the boundary line between Lenoir, Duplin and Wayne Counties.
Passes its second and third readings and is ordered enrolled.
Upon motion of Senator Johnson of Duplin, the Senate adjourns to meet Monday at 12 o'clock M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. L. S. Gaines, Hayes Barton Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of Saturday, finds it correct, and the same stands approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
March 16, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body, with the information that the House has failed to concur in the Senate substitute to House Bill 251, title, "To place the officers of Hertford County on a salary basis and to fix the salary of each officer," and asks that a conference be appointed. The Speaker has appointed as conferees on the part of the House: Messrs. Flanagan, Halstead and Young of Durham, to the end that the differences existing between the House and Senate may be straightened out.

Respectfully,
Thad Eure,
Principal Clerk.

The President announces the appointment of Senators Whedbee and Campbell as conferees on the part of the Senate to confer with the House conferees on the existing differences between the House and Senate.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 39, A bill to authorize the town of Murphy to use funds derived from the sale of refunding bonds of the town to pay off and discharge interest on bonds and other outstanding indebtedness of the town, said refunding bonds having been issued and sold on account of error as to the maturity date of the bonds to be retired thereby.

S. B. 310, A bill to provide for the extension of special assessments.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Clement, for the Committee on Courts and Judicial Districts:

S. B. 434, A bill amending chapters 269 and 374 of the Public-Local Laws of 1911 and 1913, respectively, relating to the recorder's court of Johnston County, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Hinsdale: S. B. 450, A bill making it unlawful to fraudulently obtain credit at a hospital or sanatorium.
Referred to Committee on Judiciary No. 2.
By Senator Bennett: S. B. 451, A bill to fix the compensation of the clerk of the Superior Court and register of deeds of Cherokee County.
Upon motion of Senator Bennett, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of Representatives.
By Senators Folger, Horton, McLean, Grier, and Lovill: S. B. 452, A bill to establish a state standard of cost for the operation of the six months school term, to provide that this cost shall be met from a state appropriation supplemented by the levy of a uniform ad valorem tax, and to provide a fund for the relief of certain special tax school districts.
Referred to Committee on Education.
By Senator Folger: S. B. 453, A bill to consolidate the office of county health officer and the office of public welfare officer for Surry County.
Referred to Committee on Counties, Cities and Towns.
By Senator Folger: S. B. 454, A bill to provide for the collection of taxes in and for the town of Mount Airy in Surry County.
Referred to Committee on Finance.
By Senator Clark: S. B. 455, A bill to amend chapter 174, Public-Local Laws of North Carolina, session of 1923, relating to the compensation of the sheriff of Edgecombe County.
Upon motion of Senator Clark, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of Representatives.
By Senator Baggett: S. B. 456, A bill to amend section 2482 of the Consolidated Statutes, relating to prices to be charged for articles advanced under crop liens and chattel mortgages.
Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:
H. B. 774, A bill to consolidate all tax records of Henderson County and to provide for the collection of all back taxes by the regular tax collector of Henderson County.
Referred to Committee on Finance.
H. B. 758, A bill validating indebtedness of Robeson County.
Referred to Committee on Finance.
H. B. 799, A bill validating indebtedness of the town of West Hickory.
Referred to Committee on Finance.
H. B. 814, A bill validating indebtedness of the town of Franklinton.
Referred to Committee on Finance.
H. B. 815, A bill validating indebtedness of the town of Beaufort.
Referred to Committee on Finance.
H. B. 820, A bill to provide better hunting in North Carolina and to give land owners in North Carolina revenue therefrom.
Referred to Committee on Conservation and Development.
H. B. 833, A bill validating indebtedness of the town of Elkin.
Referred to Committee on Finance.
H. B. 838, A bill to provide for the payment of all the road bonds of Robersonville Township, Martin County.
Referred to Committee on Finance.
H. B. 865, A bill to amend section 542 of the Consolidated Statutes, in reference to pleadings in actions for libel and slander.
Referred to Committee on Judiciary No. 1.
H. B. 874, A bill to amend sections 2291 and 2292 of the Consolidated Statutes, relating to sales of estates of idiots, inebriates and lunatics.
Referred to Committee on Judiciary No. 2.
H. B. 879, A bill validating indebtedness of Bladen County.
Referred to Committee on Finance.
H. B. 883, A bill validating certain refunding bonds of Greene County.
Referred to Committee on Finance.
H. B. 899, A bill validating the indebtedness of the county of Swain.
Referred to Committee on Finance.
H. B. 900, A bill validating the indebtedness of the town of Bryson City.
Referred to Committee on Finance.
S. B. 166, A bill to validate the acts of the Corporation Commission of North Carolina, the Chief State Bank Examiner and/or liquidating agents in respect to exercising the power of sale or mortgages and deeds of trust in connection with banks in liquidation.
The bill is placed on the Calendar.
S. B. 24, A bill to provide a closer check of the pension roll by the register of deeds and the clerk of the court in each county in the state.
The bill is placed on the Calendar.
H. B. 917, A bill to permit the board of commissioners of Forsyth County to remove bodies from the Greenleaf Colored Cemetery.
Referred to Committee on Judiciary. No. 1.
H. B. 923, A bill validating indebtedness of the town of Dunn.
Referred to Committee on Finance.
H. B. 924, A bill to validate certain sales of land for taxes and certificates issued in pursuance thereof.
Referred to Committee on Finance.
H. B. 930, A bill relating to special assessments levied by the city of High Point.
Referred to Committee on Finance.
H. B. 934, A bill authorizing the collection of back taxes in Rutherford County, North Carolina.
Referred to Committee on Finance.
S. B. 944, A bill to provide for the election of a cotton weigher and grader for the town of St. Pauls, Robeson County.
Referred to Committee on Counties, Cities and Towns.
H. B. 955, A bill to authorize the governing bodies of Buncombe County and the city of Asheville by written agreement to provide for the carrying on of certain administrative functions of Buncombe County and the city of Asheville, jointly or at joint expense.
Referred to Committee on Counties, Cities and Towns.
H. B. 961, A bill to amend chapter 27, article 19, section 1579 of the Consolidated Statutes of North Carolina, pertaining to courts.
Referred to Committee on Courts and Judicial Districts.
H. B. 965, A bill to establish a recorder's court for Madison County.
Referred to Committee on Judiciary No. 2.
H. B. 980, A bill to permit the reduction of expenses and taxes in the city of Asheville.
Referred to Committee on Finance.
H. B. 982, A bill to amend section 2334, volume three, Consolidated Statutes, so as to provide six months grand jury in Vance County.
Referred to Committee on Courts and Judicial Districts.
H. B. 983, A bill to amend sections 4480 and 4481 of volume three of the Consolidated Statutes, relating to landlords and tenants, making the same applicable to Vance County.
Referred to Committee on Judiciary No. 2.
H. B. 997, A bill to empower the board of aldermen of the city of Fayetteville to provide in its annual budget an item for advertising and general welfare purposes, to be submitted to a vote of the people.
Referred to Committee on Finance.
H. B. 999, A bill to amend chapter 52 of the Public-Local Laws of 1929, relating to the recorder's court of Leaksville Township in Rockingham County.
Referred to Committee on Courts and Judicial Districts.
H. B. 1001, A bill to amend House Bill 131, ratified January 30, 1931, entitled, "An act providing for a peace officer relief fund for the City of Salisbury and Rowan County."
Referred to Committee on Judiciary No. 1.
H. B. 1007, A bill to provide for an audit of the various offices and departments of Bertie County.
Referred to Committee on Judiciary No. 2.
H. B. 1010, A bill to amend section 1443, volume three, of the Consolidated Statutes, providing additional terms of court for Wilkes County.
Referred to Committee on Courts and Judicial Districts.
H. B. 1011, A bill relating to discounts and penalties in payment of taxes in the towns of Ronda and Wilkesboro in Wilkes County.
Referred to Committee on Finance.
H. B. 1013, A bill to make it unlawful to operate a filling station in Wilkes County, Alexander County and Stokes County on Sunday between the hours of 10:10 A. M. and 12:00 P. M.
Referred to Committee on Propositions and Grievances.
H. B. 1023, A bill to repeal chapter 159, Public Laws of 1929, placing Buncombe County under the General County Court Act.
Referred to Committee on Courts and Judicial Districts.
H. B. 1030, A bill to permit the removal of land from the operation and provisions of chapter 47, of the Consolidated Statutes as amended, known as the "Torrens law."
Referred to Committee on Judiciary No. 1.
H. B. 1036, A bill to make applicable to the city of Burlington Senate Bill 215, ratified February 25, 1931, and relating to fees of building inspectors and electrical inspectors.
Referred to Committee on Judiciary No. 2.
H. B. 1037, A bill to make applicable to Alamance County the provisions of House Bill 258, ratified March 9, 1931, and entitled, "An act to authorize boards of commissioners to establish county courts with criminal jurisdiction."

Referred to Committee on Courts and Judicial Districts.

H. B. 1025, A bill to amend chapter 317, Public-Local Laws of 1929, relating to certain public funds in Currituck County.

Referred to Committee on Finance.

H. B. 1026, A bill to authorize the board of education of Burke County to compensate A. N. Dale for services rendered.

Referred to Committee on Counties, Cities and Towns.

H. B. 1028, A bill to amend chapter 214, Public-Local Laws of 1925, relating to Haywood County.

Referred to Committee on Counties, Cities and Towns.

H. B. 925, A bill to provide for cooperation with the United States Bureau of Fisheries and fish culture operations and scientific investigations in the waters of North Carolina.

Referred to Committee on Conservation and Development.

H. B. 1055, A bill to allow the board of commissioners of Halifax County and the board of trustees of Weldon Graded School in Halifax County to aid in reopening the Bank of Weldon, North Carolina.

Referred to Committee on Judiciary No. 2.

H. R. 1056, A resolution relative to the death of the mother of Representative C. L. Braddy, of the county of Bladen.

The resolution is placed on the Calendar.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 836, An act to increase the bond of the clerk of the recorder's court of Durham County, to prescribe expenditures for clerk hire in said court, and to increase the jury fees in said court.

H. B. 877, An act to amend chapter eleven of the Public-Local Laws of 1927, being an act creating four districts in Craven County for the election of county commissioners.

H. B. 293, An act to amend and extend the charter of Grace Hospital, Incorporated.

H. B. 863, An act to amend chapter 253, Private Laws, 1903, relating to the charter of the town of Buie's Creek.

H. B. 480, An act to amend chapter 445 of the Public-Local Laws of 1929, relating to the division of Mitchell County in road districts and working the free labor thereon.


S. B. 48, An act to promote safe driving on the highways and to enforce the collection of judgments against irresponsible drivers of motor vehicles.

H. B. 678, An act to amend chapter 392, Public-Local Laws of 1927, relative to the compensation of the chairman of the board of county commissioners of Mecklenburg County.

H. B. 619, An act to amend chapter 242, Private Laws of 1921, as amended, the same being the charter of the city of Durham, relating to the payment of a fee of five dollars for candidates for mayor and aldermen in primary elections.

H. B. 600, An act to amend chapter 90, Private Laws of 1907, pertaining to the collection of taxes, and to amend chapter 12, Private Laws of 1917, pertaining to the collection of assessments, in the town of Canton, Haywood County.

H. B. 202, An act denying non-residents the privilege of taking shrimp in the waters of North Carolina and regulating the taking of such shrimp by residents.

H. B. 732, An act to approve and validate the action of the board of commissioners of Alexander County in the purchase of a certain tract of land for county home purposes, and to levy a tax therefor.

H. B. 736, An act to provide for a stenographer fee in the Superior Court of Jones County.

S. B. 222, An act to authorize the board of county commissioners and the governing authority of municipalities in Mecklenburg County to establish rules for the collection of taxes in partial payments.

H. B. 642, An act to permit pound net fishing within the three mile limit of the Atlantic Ocean.


H. B. 855, An act to abolish the office of auditor of Cumberland County and to authorize the board of commissioners to appoint a county accountant or impose the duties of county accountant upon the county treasurer.


S. B. 402, An act to prevent depredations of domestic fowls in Sharpesburg and Olin Townships, Iredell County.

S. B. 108, An act to authorize the governing board of the city of Asheville to credit or refund certain payments of one thousand nine hundred twenty-nine taxes erroneously levied and paid.

S. B. 290, An act to authorize collection certain delinquent taxes in the town of Aulander, Bertie County, North Carolina.

S. B. 146, An act to fix the settlement of paupers coming into the State of North Carolina from other States.

S. B. 252, An act to set aside certain funds of the town of Andrews, North Carolina, as a sinking fund.

S. B. 163, An act to permit certain persons who entered the military services of the United States and who were at that time qualified to stand examinations to practice pharmacy to now stand such examination.

S. B. 214, An act to amend section 1 of chapter 170, Public Laws of 1921, relative to weights and measures.

S. B. 258, An act relating to tax listing in Johnston County.
S. B. 412, An act to repeal chapter 390 of the Public-Local Laws of the session of 1925, relative to fees for recording title retention contracts in Granville County.

S. B. 378, An act to amend chapter 224, Private Laws, 1927, conferring power on certain cities and towns to make certain local improvements, so as to include the city of Lenoir.

S. B. 207, An act regulating sales of real and personal property by receivers.

S. B. 306, An act to relieve church property in the town of Zebulon, Wake County, North Carolina, from all street paving assessments becoming due January first, 1930, and subsequent thereto if approved by a majority of the voters.

H. B. 762, An act to establish a police commission for the city of Elizabeth City.

S. B. 413, An act to provide for clerical assistance to the clerk of the Superior Court of Granville County.

H. B. 852, An act to amend chapter 62 of the Private Laws of one thousand nine hundred and twenty-nine, entitled "An act to incorporate Woodville Baptist Church, Perquimans County, North Carolina.

H. B. 808, An act to permit the board of town commissioners of the town of Candor, North Carolina, to establish a market and regulate the sale of marketable things on the public streets in the town of Candor, North Carolina.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 741, A bill relating to the indebtedness of the town of Marion, upon third reading.

The bill passes third reading, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burt, Campbell, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lovill, McKee, McSwain, Nixon, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Whedbee, Zollicoffer—34.

The bill is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 742, A bill to incorporate Virginia-Carolina High School in Ashe County, North Carolina and to provide police protection therefor, upon second reading.

The bill passes second reading, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burt, Campbell, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lovill, McKee, McSwain, Nixon, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Whedbee, Zollicoffer—34.

S. B. 353, A bill creating five districts in Moore County for the selection of county commissioners.
Upon motion of Senator Johnson of Moore, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 368, A bill authorizing the board of trustees of the Lincolnton Graded School District to sell certain real estate belonging to said district.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 397, A bill to abolish the office of county treasurer of Lenoir County.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 606, A bill to amend chapter 342 of the Private Laws of 1907, as amended by chapter 155, Private Laws, 1919, as amended by chapter 78, Private Laws of 1923, as amended by chapter 142, Private Laws, 1929, relating to the election of members of the school board of the city of Charlotte.

Passes its second and third readings and is ordered enrolled.

H. B. 882, A bill requiring each treasurer in each special chartered school district in Caswell County to publish receipts and disbursements.

Passes its second and third readings and is ordered enrolled.

H. B. 703, A bill to allow the Mount Holly school board to use the surplus arising from the levy of taxes for bonds and interest to retire an obligation to the board of education of Gaston County for money borrowed in lieu of issuing bonds for completion of school building.

Passes its second and third readings and is ordered enrolled.

S. B. 36, A bill to amend section 6531 of the Consolidated Statutes, to provide for the issuance by fraternal beneficiary societies of insurance upon the lives of children.

Passes its third reading and is ordered sent to the House of Representatives.

S. B. 326, A bill to provide for a commission to study old age pensions and to suggest legislation thereon to the next General Assembly.

Senator Gravely offers an amendment which is adopted.

Passes its second and third readings and is ordered engrossed.

H. B. 278, A bill to amend section 6442 of the Consolidated Statutes of 1919, and to require casualty and surety insurance companies to make deposits.

Senator Baggett offers an amendment which is adopted.

Senator Clarkson offers an amendment which is adopted.

The bill fails to pass its second reading.

H. B. 776, a bill to permit the State Treasurer to charge a lower rate of interest on monthly balances and to enable him to protect State funds which, by reason of present conditions, cannot be protected by a depository bond.

Passes its second and third readings and is ordered enrolled.

H. B. 277, A bill to amend section 6360 of the Consolidated Statutes, relating to deposits by assessment insurance companies.

Upon motion of Senator McSwain, the bill is laid upon the table.

H. B. 322, A bill to amend section 8014 of the Consolidated Statutes in reference to the manner of advertisement of tax sales.

Passes its second and third readings and is ordered enrolled.

H. B. 287, A bill to amend section 5033 of the Consolidated Statutes of
North Carolina as amended by chapter 251, Public Laws of 1927, relating to employment of children under sixteen years of age.

The amendment offered by the Committee is adopted.

Senator McKee offers an amendment which is adopted.

Senator Hinsdale offers an amendment to the Committee amendment which is adopted.

Passes its second reading.

Senator Ward of Beaufort moves that the bill be referred to the Committee on Judiciary No. 1.

The motion fails of adoption.

Upon the third reading of the bill, Senator Folger calls for the ayes and noes.

The call is sustained.

The bill passes third reading, ayes 36, noes 2, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Campbell, Clark, Clarkson, Clement, Dunlap, Gower, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Pritchett, Rankin, Umstead, Uzzell, Ward of Beaufort, Zollicoffer—36.

Those voting in the negative are: Senators Burt, Folger—2.

The bill is ordered sent to the House of Representatives for concurrence in the Senate amendments.

Upon motion of Senator Gravely, the Senate takes a recess until 8 o'clock tonight.

EVENING SESSION

SENATE CHAMBER,

Monday, March 16, 1931.

The Senate meets pursuant to recess and is called to order by Lieutenant-Governor R. T. Fountain.

The courtesies of the floor are extended to former Senator Womble.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator McSwain, for the Committee on Corporation Commission:

H. B. 652, A bill to authorize joint rates and through routes of operating railroads with carriers by water, and for other purposes, with a favorable report.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills are properly engrossed and the same are ordered sent to the House of Representatives:

S. B. 326, A bill to provide for a commission to study old age pensions and to suggest legislation thereon to the next General Assembly.

S. B. 395, A bill to incorporate the city of Asheville, to define its corporate limits, to provide for its government, and for other purposes.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 362, A bill to provide deputy warden service for the Department of Conservation and Development.

Senator McSwain offers an amendment which is adopted.

Senator Clement offers an amendment which is adopted.

The amendment offered by Senator Jones fails of adoption.

Senator Gower offers an amendment which is adopted.

Passes its second and third readings and is ordered engrossed.

H. B. 842, A bill to amend chapter 51, Public Laws of 1927, permitting shipment of rabbits by parcel post.

Upon motion of Senator Johnson of Moore, the bill is ordered recalled from the House of Representatives.

H. B. 301, A bill providing for investigation of the coasts, ports, and waterways of North Carolina.

The substitute offered by the Committee is adopted.

Senator Dunlap offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 383, A bill to authorize the Governor and Superintendent of Public Instruction to execute a certain contract and conveyance between and by the State Board of Education and the Fayetteville Graded Schools, Incorporated.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 254, A bill to amend section 1892 of the Consolidated Statutes, to provide a license tax on dealers and packers in fresh fish, and to regulate the transportation and sale of fresh fish in trucks.

Senator Lawrence offers an amendment which is adopted.

The bill fails to pass its second reading, ayes 17, noes 26, as follows:

Those voting in the affirmative are: Senators Campbell, Clement, Dortch, Harmon, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, Powell, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Whedbee—17.


Senator Gravely moves that the vote by which the bill failed to pass its second reading be reconsidered and the bill be laid upon the table.

The motion prevails.

S. B. 393, A bill to amend section 6510 of the Consolidated Statutes, relating to benefits from fraternal orders.

The bill fails to pass.

S. B. 280, A bill to amend chapter 50 of the Consolidated Statutes, in regard to marriage license.

Upon motion of Senator Clark, the bill is laid upon the table.

S. B. 343, A bill to amend chapter 120, Public Laws of 1929, the same being known as the Workmen’s Compensation Act.

Senator Gravely offers an amendment which is adopted.

Passes its second and third readings and is ordered engrossed.

H. B. 329, A bill to amend chapter 2 of the Consolidated Statutes of 1919, relating to the adoption of minors.
The amendment offered by the Committee is adopted.
Senator Pritchett offers an amendment.
Upon motion of Senator Bernard, the bill is laid upon the table.
Upon motion of Senator Gravely, the Senate adjourns to meet tomorrow at 12 o'clock M.

SIXTIETH DAY

SENATE CHAMBER,
Tuesday, March 17, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.
Prayer is offered by Rev. Chas. E. Maddry, Raleigh, N. C.
Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.
Upon motion of Senator Gravely, H. B. 890, A bill to restrict the authority of counties in the rate of taxes to be levied hereafter, is ordered recalled from the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
March 17, 1931.

Mr. President:

Pursuant to your request, we are returning herewith House Bills Nos. 842 and 890, for further consideration of your Body.

Respectfully,
THAD EURE,
Principal Clerk.

Upon motion of Senator Johnson of Moore, the vote by which the above H. B. 842, A bill to amend chapter 51, Public Laws of 1927, permitting shipment of rabbits by parcel post, passed its third reading is reconsidered and the bill is referred to the Committee on Game Laws.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:
S. B. 302, A bill to amend chapter 395 of the Public-Local Laws of 1909 and all acts amendatory thereof, relating to the city charter of the city of High Point, for concurrence in the House amendment.
The bill is placed on the Calendar.
H. B. 384, A bill establishing conclusive presumption of physical infirmities justifying exemption from capitation tax of certain ex-soldiers.
Referred to Committee on Finance.
H. B. 578, A bill to incorporate Boone Cave Park in Boone Township, Davidson County.
Referred to Committee on Judiciary No. 2.
H. B. 674, A bill relating to fishing in Bennett's Mill Pond in Chowan County.
Referred to Committee on Commercial Fisheries.
H. B. 705, A bill to amend Consolidated Statutes, chapter 42, sections 2277, 2283 (A) and 2283 (Q) relating to inns, hotels and restaurants.
Referred to Committee on Judiciary No. 1.
H. B. 764, A bill to prevent the awarding of contracts by board or officers of counties, cities, towns or other subdivisions of the state until competitive bids are received therefor.
Referred to Committee on Judiciary No. 1.
H. B. 788, A bill amending chapter 216, Public Laws of 1923, relating to the issuing of warrants and drawing of juries in the general county courts of the state.
Referred to Committee on Judiciary No. 2.
H. B. 803, A bill relating to the disposition of unclaimed funds deposited with the officials of state hospitals and charitable institutions.
Referred to Committee on Appropriations.
H. B. 817, A bill to provide for the compilation of statistics relating to the blind of the state.
Referred to Committee on Judiciary No. 2.
H. B. 928, A bill to amend section 956 of the Consolidated Statutes of North Carolina, pertaining to reports of the clerks of the Superior Courts.
Referred to Committee on Judiciary No. 2.
H. B. 949, A bill to amend chapter 148, section 17, Public Laws of 1927, to provide for mechanical or electrical signal devices in addition to the hand signals.
Referred to Committee on Public Roads.
H. B. 953, A bill to permit Halifax County to use unexpended funds derived from a bond issue to retire maturing bonds of said county.
Referred to Committee on Finance.
H. B. 968, A bill to amend section 196 of the Consolidated Statutes, regulating the admission to the practice of law.
Referred to Committee on Judiciary No. 2.
H. B. 975, A bill relating to the right to perform an autopsy upon the human body.
Referred to Committee on Public Health.
H. B. 978, A bill validating indebtedness of the town of Troy.
Referred to Committee on Finance.
H. B. 995, A bill validating notes issued by Durham County.
Referred to Committee on Finance.
H. B. 1016, A bill to validate revenue anticipation notes heretofore issued by the city of Hendersonville.
Referred to Committee on Finance.
H. B. 1024, A bill to enlarge the territorial jurisdiction of the police court of the city of Asheville and for the appointment of judge and solicitor thereof.
Referred to Committee on Courts and Judicial Districts.
H. B. 1061, A bill to prescribe how candidates may be nominated in the town of Madison.
Referred to Committee on Election Laws.
H. B. 1057, A bill to postpone the date at which a sinking fund is begun to be provided for bonds of the state to be issued for the Industrial Farm Colony for Women.

Upon motion of Senator Dunlap, the rules are suspended and the bill is placed on the Calendar.

Passes its second and third readings and is ordered enrolled.

The following messages are received from the House of Representatives:

**House of Representatives,**
March 16, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body, with the information that the House has failed to concur in Senate amendments to H. B. 567, title, to amend chapter 94, article 1 of the Consolidated Statutes of North Carolina, relating to drainage, and asks for a conference.

The Speaker has appointed as conferees on the part of the House, Messrs. Halstead, Bender and Jones, to act with a like committee of the Senate, to the end that the differences existing between the two Houses may be adjusted.

Respectfully,

**THAD EURE,**
Principal Clerk.

The President announces as conferees on the part of the Senate, Senators Whedbee and Horton.

**House of Representatives,**
March 16, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body, with the information that the House has failed to concur in Senate amendments to H. B. 189, title, to amend chapter two hundred seventy-three of the Public Laws of the session of 1929, relating to the punishment of makers of worthless checks, and asks for a conference.

The Speaker has appointed as conferees on the part of the House, Messrs. Hanes of Surry, Johnson of Chatham and Sigmon, to act with a like committee of the Senate, to the end that the differences existing between the two Houses may be adjusted.

Respectfully,

**THAD EURE,**
Principal Clerk.

The President announces as conferees on the part of the Senate, Senator Folger and Ward of Craven.

**ENGROSSED BILLS**

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills as properly engrossed and the same are ordered sent to the House of Representatives:

S. B. 343, A bill to amend chapter 120, Public Laws of 1929, the same being known as the workmen's compensation act.

S. B. 362, A bill to provide deputy warden service for the Department of Conservation and Development.
H. B. 301, A bill providing for investigation of the coasts, ports, and waterways of North Carolina.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them and take their places on the Calendar, as follows:

By Senator Grier, for the Committee on Congressional Districts:
S. B. 320, A bill to divide North Carolina into eleven Congressional Districts, with an unfavorable report.
S. B. 277, A bill to divide North Carolina into eleven Congressional Districts, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Dunlap, for the Committee on Finance:
H. B. 299, A bill to amend chapter 272 of the Public Laws of 1929, relative to the fees of duplicate certificates of title, with a favorable report.
H. B. 772, A bill relating to foreclosures of tax certificates of Henderson County and the city of Hendersonville for the years 1926, 1927 and 1928, with an unfavorable report.
H. B. 837, A bill authorizing and directing the tax collecting officer of Durham County to advertise and sell all such real property for taxes which should have been sold under the provisions of the existing law, with a favorable report as amended.
H. B. 888, A bill to provide for the payment of all the road bonds of Robersonville Township, Martin County, with a favorable report.
H. B. 948, A bill to enable the board of commissioners of Tyrrell County to transfer certain funds to the general county funds, with a favorable report.
H. B. 924, A bill to validate certain sales of land for taxes and certificates issued in pursuance thereof, with a favorable report as amended.
H. B. 997, A bill to empower the board of aldermen of the city of Fayetteville to provide for its annual budget an item for advertising and general welfare purposes to be submitted to a vote of the people, with a favorable report.
H. B. 1025, A bill to amend chapter 317, Public-Local Laws of 1929, relating to certain public funds in Currituck County, with a favorable report.
S. B. 295, A bill providing for the drainage and maintenance of creeks in Catawba County, with a favorable report.
S. B. 454, A bill to provide for the collection of taxes in and for the town of Mount Airy in Surry County, with a favorable report.

By Senator Horton, for the Committee on Judiciary No. 2:
H. B. 835, A bill authorizing receivers and trustees to foreclose deeds of trust and mortgages under court orders, and validating such foreclosures and sales, with a favorable report.
H. B. 965, A bill to establish a recorder’s court for Madison County, with a favorable report as amended.
S. B. 450, A bill making it unlawful to fraudulently obtain credit at a hospital or sanatorium, with an unfavorable report.
H. B. 988, A bill to repeal chapter 436, Public Laws of 1927 creating a tax commission for Mecklenburg County, and to authorize the board of commissioners of Mecklenburg County to employ an all time tax super-
visor, and to authorize said board of commissioners to adopt a system for the permanent listing of real estate for taxation, with a favorable report.

H. B. 1036, A bill to make applicable to the city of Burlington Senate Bill 215, ratified February 25, 1931, and relating to fees of building inspectors and electrical inspectors, with a favorable report.

H. B. 1055, A bill to allow the board of commissioners of Halifax County and the board of trustees of Weldon Graded School in Halifax County, to aid in reopening the bank of Weldon, Weldon, North Carolina, with a favorable report.

Upon motion of Senator Zollicoffer, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 983, A bill to amend sections 4480 and 4481 of volume 3 of the Consolidated Statutes, relating to landlords and tenant, making the same applicable to Vance County, with a favorable report.

H. B. 95, A bill to allow the board of commissioners of the county of Buncombe to aid in reopening the bank of Black Mountain of Buncombe County, North Carolina, with a favorable report.

S. B. 448, A bill to amend section 5034 of the Consolidated Statutes of North Carolina, as amended by chapter 74, Public Laws, extra session of 1924, relating to age certificates of children under sixteen years of age, with a favorable report.

H. B. 1007, A bill to provide for an audit of the various offices and departments of Bertie County, with a favorable report as amended.

H. B. 905, A bill to empower the commissioners of Alamance County to regulate electrical wiring and electricians, without prejudice.

H. B. 756, A bill to fix salary and fees for the sheriff of Polk County, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 972, A bill to create a peace officers' relief fund for the city of Fayetteville and county of Cumberland, with a favorable report.

By Senator Pritchett, for the Committee on Pensions:

S. B. 297, A bill to place Mrs. Martha Belle Austin of Jones County on pension list, with an unfavorable report.

H. B. 1012, A bill to place Mrs. W. A. Fairchild of Wilkes County on the pension roll, with a favorable report as amended.

By Senator Burrus, for the Committee on Public Health:

H. B. 510, A bill to amend chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding, with a favorable report.

By Senator Blount, for the Committee on Judiciary No. 1:

H. B. 19, A bill to amend chapter 273 of the Public Laws of 1929, relating to the punishment of makers of worthless checks by adding Union County after the words Hyde County, with a favorable report.

H. B. 105, A bill validating sales of real estate made by administrators of deceased persons in good faith to obtain assets to pay debts of the estate, with a favorable report.

H. B. 745, A bill to amend chapter 56, article 9 thereof of the Consolidated Statutes, so as to authorize municipalities to make local improvements on streets on rights of way of railroads, and to specially assess
a part of the cost of such improvement against property abutting directly on the work, other than property belonging to railroads, with a favorable report, as amended.

H. B. 865, A bill to amend section 542 of the Consolidated Statutes in reference to pleadings in actions for libel and slander, with an unfavorable report.

H. B. 903, A bill to amend section 2334, volume III, Consolidated Statutes, so as to provide six months grand jury service in Henderson County, with a favorable report.

H. B. 919, A bill to amend section 2334 of volume 3 of the Consolidated Statutes, relating to the grand jury in Johnston County, with a favorable report.

H. B. 1000, A bill to make the April term of Hertford County Superior Court, now for civil cases only, a mixed term, with a favorable report as amended.

S. B. 375, A bill to amend chapter 94, Private Laws of 1899, relating to Thompson Institute of Robeson County, with a favorable report.

S. B. 15, A bill to regulate employment in the legislative, executive and judicial departments of the state government and in the several counties, cities, towns and other municipal or governmental subdivisions of the state, with an unfavorable report as to bill, without prejudice as to substitute offered by the Committee.

H. B. 1001, A bill to amend House Bill, one hundred and thirty-one, ratified January thirteenth, one thousand nine hundred and thirty-one, entitled "An act providing for a peace officers' relief fund for the city of Salisbury and Rowan County," with a favorable report.

By Senator Clark, for the Committee on Counties, Cities and Towns:

H. B. 898, A bill to amend chapter 226, Private Laws of 1927, and chapter 15, Private Laws, 1923, relating to the charter of the city of Elizabeth City, with a favorable report.

H. B. 955, A bill to authorize the governing bodies of Buncombe County and the city of Asheville by written agreement to provide for the carrying on of certain administrative functions of Buncombe County and the city of Asheville jointly or at joint expense, with a favorable report.

S. B. 220, A bill to prohibit the use or lease of any property of any educational institution of the state for the conduct of a mercantile business, with an unfavorable report.

S. B. 444, A bill to amend the charter of the city of Winston-Salem, with a favorable report.

S. B. 453, A bill to consolidate the office of county health officer and the office of public welfare officer for Surry County, with a favorable report.

H. B. 689, A bill regulating the office of justice of the peace and the office of constable of Asheville Township, Buncombe County, North Carolina, with a favorable report.

H. B. 1026, A bill to authorize the board of education of Burke County to compensate A. N. Dale for services rendered, with a favorable report.

H. B. 936, A bill to amend chapter 184, Private Laws of 1923, so as to correct a short line in the boundary of the town of Jonesville, Yadkin County, with a favorable report.

H. B. 896, A bill to amend chapter 11, Private Laws of 1929, contracting the limits of the town of Winfall, Perquimans County, with a favorable report.
H. B. 1028, A bill to amend chapter 214, Public-Local Laws, 1925, relating to Haywood County, with a favorable report.

H. B. 969, A bill requiring the register of deeds of Avery County to prepare the tax lists and providing the compensation therefor, with a favorable report.

H. B. 931, A bill fixing the term of office of the recorder and the solicitor of the recorder’s court of Henderson County, with a favorable report.

H. B. 866, A bill to amend salary act of Beaufort County, fixing salary of register of deeds, with a favorable report.

H. B. 998, A bill to amend chapter 73 of Public-Local Laws of 1915, in reference to abolishing the office of county treasurer of Northampton County, with a favorable report.

H. B. 368, A bill to allow the board of county commissioners of Graham County and its depository to enter into a contract regarding certain county funds, with a favorable report.

H. B. 933, A bill to amend H. B. 454 of the session of 1931, clarifying provisions for the salary of the office clerk of the sheriff and providing for appointment of purchasing agent in discretion of county commissioners, with a favorable report.

H. B. 906, A bill to provide for a tax collector for Pitt County and to authorize the county commissioners of said county to fix the salary of said tax collector, with a favorable report.

By Senator Bennett, for the Committee on Salaries and Fees:

H. B. 723, A bill to increase the pay of county commissioners of Columbus County, with a favorable report.

H. B. 734, A bill to repeal chapter 159 of the Public-Local Laws of 1929, being “An act to increase the compensation of the register of deeds of Caswell County, North Carolina, with a favorable report.”

H. B. 800, A bill to repeal chapter three hundred and seventy-nine, Public-Local Laws of one thousand nine hundred and twenty-five, discontinuing three hundred dollars allowance for clerk hire to the sheriff of Caswell County, with a favorable report.

H. B. 801, A bill to amend chapter two hundred and sixty-seven, Public-Local Laws of one thousand nine hundred and twenty-three, relative to the salary of the treasurer of Caswell County, with a favorable report.

H. B. 802, A bill to fix the salary of the coroner of the county of Wake, with a favorable report.

H. B. 907, A bill relating to the salaries of the officers of McDowell County, with a favorable report.

H. B. 909, A bill to place the clerk of the Superior Court of Caswell County on a fee basis and to provide for the fees to be charged by said clerk, with a favorable report.

H. B. 912, A bill to regulate the fees of the justices of the peace of Carteret County, with a favorable report.

H. B. 918, A bill to fix the salary of the sheriff of Johnston County, with a favorable report as amended.

S. B. 443, A bill fixing the salaries of the officers of Johnston County, with a favorable report as amended.

H. B. 952, A bill to correct a typographical error in chapter 61 of the Public-Local Laws of 1929, relating to the salaries of officers of Moore County and relating to Moore County only, with a favorable report.
H. B. 993, A bill to regulate the salary of the sheriff of Person County, with a favorable report.

H. B. 1014, A bill to reduce the salary of the sheriff of Franklin County, to abolish the office of deputy sheriff of Louisburg Township, and to provide for a tax collector for said county, with a favorable report.

H. B. 1019, A bill to amend chapter 172, Public-Local Laws, 1927, relative to officers of Cumberland County, with a favorable report.

Upon motion of Senator Ward of Beaufort, the vote by which H. B. 254, A bill to amend section 1892 of the Consolidated Statutes, to provide a license tax on dealers and packers in fresh fish and to regulate the transportation and sale of fresh fish in trucks, passed its third reading, is reconsidered and the bill is placed on the Calendar.

Upon motion of Senator McSwain, S. B. 62, A bill to create in Cleveland County the office of county auditor and assign to that office the duties now performed by the county accountant, the tax auditor and county supervisor of taxation, is taken from the unfavorable Calendar and re-referred to the Committee on Counties, Cities and Towns.

Upon motion of Senator Gravely the vote by which H. B. 890, A bill to restrict the authority of counties in the rate of taxes to be levied hereafter, passed its third reading is reconsidered and the bill is placed on the Calendar.

Upon motion of Senator Gravely, the vote by which the amendment heretofore offered by him and adopted, is reconsidered.

Upon motion of Senator Gravely, the rules are suspended and the bill is placed on its immediate readings.

Passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 634, An act to amend chapter three hundred eighty of the Private Laws of North Carolina, session one thousand nine hundred fifteen, changing the number of wards in the town of Sanford and changing the number of aldermen and changing the method of sidewalk construction and providing notice of candidates for aldermen and mayor.

H. B. 11, An act relating to the extradition of persons charged with crime, and to make uniform the law with reference thereto.

S. B. 369, An act to amend chapter ninety-one of the Public-Local Laws of North Carolina, extra session one thousand nine hundred twenty-one, relating to the public hospital of number six township, Cleveland County, North Carolina.

H. B. 68, An act to abolish the board of road commissioners of the county of Hertford and to substitute the board of commissioners of said county in lieu thereof.

S. B. 182, An act to amend section five thousand and thirty-three of the Consolidated Statutes of North Carolina, so as to permit newspaper carrier boys to be employed between the hours of five A. M. and eight P. M.

S. B. 291, An act to allow the Mount Holly School Board to use the surplus arising from the levy of taxes for bonds and interest to retire an
obligation to the board of education of Gaston County for money borrowed in lieu of issuing bonds for completion of school building.

H. B. 882, An act requiring each treasurer in each special chartered school district in Caswell County to publish receipts and disbursements.

H. B. 871, An act to make certain and describe the boundary line between Lenoir, Duplin and Wayne Counties.

S. B. 353, An act creating five districts in Moore County for the selection of county commissioners.

H. B. 606, An act to amend chapter three hundred forty-two of the Private Laws of one thousand nine hundred seven, as amended by chapter one hundred fifty-five, Private Laws, one thousand nine hundred nineteen, as amended by chapter seventy-eight, Private Laws of one thousand nine hundred twenty-three, as amended by chapter one hundred forty-two, Private Laws, one thousand nine hundred twenty-nine, relating to the election of members of the school board of the city of Charlotte.

H. B. 322, An act to amend section eight thousand and fourteen of the Consolidated Statutes, in reference to the manner of advertising of tax sales.

H. B. 776, An act to permit the State Treasurer to charge a lower rate of interest on monthly balances and to enable him to protect state funds which, by reason of present conditions, cannot be protected by a depository bond.

H. B. 703, An act to allow the Mount Holly School Board to use the surplus arising from the levy of taxes for bonds and interest to retire an obligation to the board of education of Gaston County for money borrowed in lieu of issuing bonds for completion of school building.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hinsdale: S. B. 457, A bill to refund Sam Lawrence and Company and Lawrence Stone and Gravel Company, income tax payments erroneously paid to the State of North Carolina which should have been paid to the State of South Carolina amounting in the total principal to the sum of $3,250.12.

Referred to Committee on Appropriations.

By Senator Hinsdale: S. B. 458, A bill for the relief of T. Julian Warren for services performed by him for the State Board of Election during the year of 1928.

Referred to Committee on Appropriations.

By Senator Hinsdale: S. B. 459, A bill relating to state's witnesses in Wake County, amending section 1282 of the Consolidated Statutes.

Referred to Committee on Judiciary No. 2.

By Senator Hinsdale: S. B. 460, A bill to fix the salary of the sheriff of Wake County and authorize the appointment of deputy sheriffs and to fix their salaries and the appointment of clerks, office force and assistants.

Referred to Committee on Judiciary No. 2.

By Senator Gower: S. B. 461, A bill to amend chapter 208 of the Public Laws of 1929, providing additional terms of Superior Court for Johnston County.

Referred to Committee on Courts and Judicial Districts.
By Senator Bernard: S. B. 462, A bill to amend chapter 120 of the Private Laws of 1923, relating to the charter of the city of Asheville.

Referred to Committee on Counties, Cities and Towns.

By Senator Hicks: S. B. 463, A bill to prescribe the fees to be charged by the register of deeds of Granville County for recording certain instruments.

Upon motion of Senator Hicks, the rules are suspended and the bill is placed on the Calendar.

By Senator Hicks: S. B. 464, A bill to require that the solicitor's fees in Granville County be paid over to the general county fund of said county.

Upon motion of Senator Hicks, the rules are suspended and the bill is placed on the Calendar.

By Senator Hicks: S. B. 465, A bill to fix the fees to be collected by the clerk of the Superior Court of Granville County.

Upon motion of Senator Hicks, the rules are suspended and the bill is placed on the Calendar.

By Senator Clarkson: S. B. 466, A bill relating to the regulation of practice in insolvency and certain other proceedings.

Referred to Committee on Judiciary No. 2.

By Senator Powell: S. B. 467, A bill to amend section 1443 of the Consolidated Statutes, relating to terms of the Superior Court of Columbus County.

Referred to Committee on Courts and Judicial Districts.

By Senator Ward of Beaufort: S. B. 468, A bill to submit a proposed amendment to the Constitution of North Carolina to protect insurance for wives and children from creditors during life of insured.

Referred to Committee on Judiciary No. 1.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 742, A bill to incorporate Virginia-Carolina High School in Ashe County, North Carolina, and to provide police protection therefor, upon third reading.

The bill passes third reading, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Jones, Lawrence, Lovill, McKee, McLean, Nixon, Peel, Powell, Price, Pritchett, Rankin, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Zollicoffer—42.

The bill is ordered enrollel.

H. R. 1056, A resolution relative to the death of the Mother of Representative C. L. Braddy of the County of Bladen.

Passes its third reading and is ordered enrolled.

Upon motion of Senator Whedbee, the Senate takes a recess until eight o'clock tonight.
The Senate meets pursuant to recess and is called to order by Lieuten-

ant-Governor R. T. Fountain.

Senator Dortch announces the death this afternoon of Colonel Joseph E.

Robinson, of Goldsboro, and moves that when the Senate adjourns tonight

it adjourn in his honor.

The motion prevails.

Upon motion of Senator Burrus, the vote by which S. B. 280, A bill to

amend chapter 50 of the Consolidated Statutes, in regard to marriage

license, was tabled, is reconsidered and the bill is placed on the Calendar.

CONFERENCE REPORT

The following report is submitted by Senator Peel, for the Senate con-

ference:

To the Senate and House of Representatives:

We, your conferees, appointed to confer upon the differences between

the Senate and House on House Bill 338, beg leave to state that we have

met and conferred and we submit the following report and recommenda-

tions:

1. We recommend that the Senate recede from its amendment to sec-

tion 1, and we further recommend that both the Senate and House adopt

and amendment to section 1 the following: That the figure “2” in line 6

of the said bill be stricken out and the word “one” be inserted in lieu

thereof.

2. We recommend that the House concur in the Senate amendments to

section 9 of said bill.

3. We recommend that the House concur in the Senate amendments to

section 24 of said bill.

4. We recommend that the House concur in the Senate amendments to

section 26 of said bill.

5. We recommend that the House concur in the Senate amendments to

section 30 of said bill.

6. We recommend that the Senate recede from its amendment to sec-

tion 32. We further recommend that both the Senate and House adopt as

amendment to section 32 the following:

“Providing that in criminal actions in which a justice of peace has final

jurisdiction no county shall be liable for or taxed with any costs.”

7. We recommend that the House concur in Senate amendments to sec-

tion 34 of said bill.

8. We recommend that the Senate recede from its amendment recom-

mending a new section numbered 35 (a). In this connection we call atten-

tion to the fact that the House has passed a bill embodying the ideas con-

tained in this Senate amendment.

9. We recommend that the House concur in Senate amendment to sec-

tion 37 of said bill.

10. We call attention to the fact that many of the Senate amendments

refer to the lines of the printed bill, and that the lines in the original bill
do not correspond in numbering with the lines of the printed bill, and that in the enrolling of the bill care be taken that the amendments be inserted in the proper places.

H. G. Connor, Jr.,
Conferee on the part of the House.

E. M. Gill,
Conferee on the part of the House.

W. C. Woodard,
Conferee on the part of the House.

Elbert S. Peel,
Conferee on the part of the Senate.

Hayden Clement,
Conferee on the part of the Senate.

March 9, 1931.

Upon motion of Senator Gravely, the report is adopted.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Monday, March 16, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body, with the information that the House has adopted the Conference Report to H. B. 338, title "Road Maintenance Bill," and awaits information from your Honorable Body, as to its action thereon, and that upon such receipt of information that the Senate has adopted the Report, the bill will be enrolled for ratification.

Respectfully,

Thad Eure,
Principal Clerk of the House,

A message is sent to the House with information as to the action previously taken by the Senate.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator McLean: S. B. 469, A bill to require all law enforcement officers of Rutherford County to wear uniforms.

Upon motion of Senator McLean, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.


Upon motion of Senator Lawrence, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.
Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 375, A bill to amend chapter 94, Private Laws of 1899, relating to Thompson Institute of Robeson County.
Passed its second and third readings and is ordered sent to the House of Representatives.

S. B. 444, A bill to amend the charter of the city of Winston-Salem.
Passed its second and third readings and is ordered sent to the House of Representatives.

S. B. 453, A bill to consolidate the office of county health officer and the office of public welfare officer for Surry County.
Passed its second and third readings and is ordered sent to the House of Representatives.

S. B. 464, A bill to require that the Solicitor's fees in Granville County be paid over to the general county fund of said county.
Passed its second and third readings and is ordered sent to the House of Representatives.

S. B. 443, A bill fixing the salaries of the officers of Johnston County.
The amendment offered by the Committee is adopted.
Passed its second and third readings and is ordered engrossed.

H. B. 905, A bill to empower the commissioners of Alamance County to regulate electrical wiring and electricians.
Passed its second and third readings and is ordered enrolled.

H. B. 903, A bill to amend section 2334, volume III, Consolidated Statutes, so as to provide six months grand jury service in Henderson County.
Passed its second and third readings and is ordered enrolled.

H. B. 906, A bill to provide for a tax collector for Pitt County and to authorize the county commissioners of said county to fix the salary of said tax collector.
Passed its second and third readings and is ordered enrolled.

H. B. 907, A bill relating to the salaries of the officers of McDowell County.
Passed its second and third readings and is ordered enrolled.

H. B. 909, A bill to place the clerk of the Superior Court of Caswell on a fee basis and to provide for the fees to be charged by said clerk.
Passed its second and third readings and is ordered enrolled.

H. B. 912, A bill to regulate the fees of the justices of the peace of Carteret County.
Passed its second and third readings and is ordered enrolled.

H. B. 915, A bill to allow the board of commissioners of the county of Buncombe to aid in reopening the Bank of Black Mountain of Buncombe County, North Carolina.
Passed its second and third readings and is ordered enrolled.

H. B. 918, A bill to fix the salary of the sheriff of Johnston County.
The amendment offered by the Committee is adopted.
Passed its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 919, A bill to amend section 2334 of volume 3 of the Consolidated Statutes, relating to the grand jury in Johnston County.
Passed its second and third readings and is ordered enrolled.
H. B. 931, A bill fixing the term of office of the recorder and the solicitor of the recorder's court of Henderson County.

Passes its second and third readings and is ordered enrolled.

H. B. 948, A bill to enable the board of commissioners of Tyrrell County to transfer certain funds to the general county funds.

Passes its second and third readings and is ordered enrolled.

H. B. 952, A bill to correct a typographical error in chapter 61 of the Public-Local Laws of 1929, relating to the salaries of officers of Moore County, and relating to Moore County only.

Passes its second and third readings and is ordered enrolled.

H. B. 955, A bill to authorize the governing bodies of Buncombe County and the city of Asheville, by written agreement, to provide for the carrying on of certain administrative functions of Buncombe County and the city of Asheville, jointly or at joint expense.

Passes its second and third readings and is ordered enrolled.

H. B. 965, A bill to establish a recorder's court for Madison County.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 969, A bill requiring the register of deeds of Avery County to prepare the tax lists and providing the compensation therefor.

Passes its second and third readings and is ordered enrolled.

H. B. 972, A bill to create a peace officers' relief fund for the city of Fayetteville and county of Cumberland.

Passes its second and third readings and is ordered enrolled.

H. B. 988, A bill to repeal chapter 436, Public-Local Laws, 1927, creating a tax commission for Mecklenburg County, and to authorize the board of commissioners of Mecklenburg County to employ an all time tax supervisor, and to authorize said board of commissioners to adopt a system for the permanent listing of real estate for taxation.

Passes its second and third readings and is ordered enrolled.

H. B. 993, A bill to regulate the salary of the sheriff of Person County.

Passes its second and third readings and is ordered enrolled.

H. B. 998, A bill to amend chapter 73 of Public-Local Laws of 1915, in reference to abolishing the office of county treasurer of Northampton County.

Passes its second and third readings and is ordered enrolled.

H. B. 1028, A bill to amend chapter 214, Public-Local Laws, 1925, relating to Haywood County, upon second reading.

The bill passes second reading, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Hatchett, Haywood, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McSwain, Peel, Powell, Rankin, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—36.

S. B. 295, A bill providing for the drainage and maintenance of creeks in Catawba County, upon second reading.

The bill passes second reading, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Folger, Gower, Gravely, Grier,
Gwyn, Hardy, Hatchett, Haywood, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McSwain, Peel, Powell, Rankin, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—36.

S. B. 24, A bill to provide a closer check of the pension roll by the register of deeds and the clerk of the court in each county in the state, for concurrence in the House substitute.

The substitute is adopted and the bill is ordered enrolled.

S. B. 166, A bill to validate the acts of the Corporation Commission of North Carolina, the chief State Bank Examiner and/or liquidating agents in respect to exercising the power of sale or mortgages and deeds of trust in connection with banks in liquidation, for concurrence in the House amendment.

Upon motion of Senator Lawrence, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 379, A bill to amend section 2577 of the Consolidated Statutes, so as not to require the joinder of the wife in conveyances of household and kitchen furniture when said conveyance is executed for the purchase money thereof.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 434, A bill amending chapters 269 and 374 of the Public-Local Laws of 1911 and 1913 respectively, relating to the recorder's court of Johnston County.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 647, A bill to classify eggs, regulate the sale of same, and to make unlawful certain acts defined herein.

Senator Johnson of Duplin offer an amendment which is adopted.

The bill passes its second reading.

H. B. 379, A bill prescribing the manner of protecting and investing money placed in trust with clerks of Superior Courts.

Senator Johnson of Duplin moves that the bill and amendments be referred to the Committee on Judiciary No. 2.

The motion prevails.

Senator Dunlap moves that the vote by which S. B. 464, A bill to require that the solicitor's fees in Granville County be paid over to the general county fund of said county, passed its third reading be reconsidered.

The motion prevails and the bill is placed on the Calendar.

Upon motion of Senator Dortch, the Senate adjourns in honor of the late Joseph E. Robinson of Goldsboro, North Carolina, until tomorrow at 12 o'clock M.

SIXTY-FIRST DAY

SENATE CHAMBER,
Wednesday, March 18, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.
Prayer is offered by Rev. Thomas Clarkson of Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to former Senators Hankins and McMullan.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 253, A bill for the relief of the treasurer and sheriff and other officials of Wilkes County, for concurrence in the House amendment.

Placed on the Calendar.

S. B. 245, A bill for the relief of John J. Taylor, sheriff of Stokes County, for concurrence in the House amendment.

Placed on the Calendar.

S. B. 404, A bill to amend section 1443 of the Consolidated Statutes of North Carolina, and chapters 161 and 212, Public Laws of session 1927, relating to terms of court in Harnett County, for concurrence in the House amendment.

Placed on the Calendar.

H. B. 823, A bill to define the boundaries of the city of Saluda in the county of Polk, and to amend the charter of said city so as to extend the boundaries thereof.

Referred to Committee on Counties, Cities and Towns.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 443, A bill fixing the salaries of the officers of Johnston County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Price, for the Committee on Agriculture:

H. B. 920, A bill giving to a lien on cattle for pasturage, with a favorable report.

H. B. 959, A bill to amend chapter 375, Public-Local Laws, 1925, relating to importation of hogs into Granville County, with a favorable report.

By Senator Lawrence, for the Committee on Banks and Currency:

H. B. 382, A bill to amend sections of the banking law as appear in chapter five, Consolidated Statutes, volume III, and as amended by the Public Laws of 1925 and 1927, with a favorable report as amended.

By Senator McKee, for the Committee on Public Welfare:

H. B. 538, A bill to require that indigent persons be provided for by their children, with a favorable report as amended.

By Senator Clark, for the Committee on Counties, Cities and Towns:

H. B. 911, A bill for the relief of the clerk of the superior court and register of deeds of Carteret County, with a favorable report.

H. B. 967, A bill for the relief of the constable of Harkers Island township, with a favorable report.
H. B. 944, A bill to provide for the election of a cotton weigher and grader for the town of St. Pauls, Robeson County, with a favorable report.

H. B. 940, A bill to regulate the election of the commissioners of Richmond County.

By Senator Folger, for the Committee on Education:
H. B. 361, A bill to promote economy and efficiency in the operation of the public high schools of the State of North Carolina by providing for a uniform adoption of high school text books, with a favorable report as amended.

H. B. 504, A bill to amend section 5445 of the Consolidated Statutes so as to provide keeping separate records for the public schools for the Cherokee Indians of Robeson County, with a favorable report.

H. B. 604, A bill to repeal the charter of the Benson school district, Private Laws 1915, chapter 145, with a favorable report.

H. B. 598, A bill to repeal the charter of the Sharpsburg graded school district, with a favorable report as amended.

S. B. 367, A bill to amend the law in connection with Andrews school district, Cherokee County, with a favorable report.

S. B. 372, A bill to validate the Cameron special taxing district school election, with a favorable report.

By Senator Gravely, for the Committee on Appropriations:
H. B. 657, A bill to pay the burial expenses of N. B. Outlaw, a Confederate veteran, of Columbus County, with a favorable report.

S. B. 458, A bill for the relief of T. Julian Warren for services performed by him for the State Board of Elections during the year 1928, with an unfavorable report.

S. B. 440, A joint resolution to pay expenses of the Senate and House Committees visiting State Hospital at Morganton, North Carolina, with a favorable report.

H. B. 653, A bill to authorize the Atlantic and North Carolina Railroad Company to construct or erect a suitable terminal and warehouse near such company's pier at Morehead City, with a favorable report as amended.

By Senator Blount, for the Committee on Judiciary No. 1:
S. B. 110, A bill to amend the Code of Civil Procedure as to the joinder of parties, with a favorable report.

S. B. 419, A bill to amend section 240 of the Consolidated Statutes of North Carolina, relating to the rights of receivers, with a favorable report.

H. B. 828, A bill to amend Consolidated Statutes 2347 and Consolidated Statutes 2481 so as to protect the rights of tenants, lessees and croppers, and merchants making advances under the agricultural lien law, with a favorable report.

By Senator Burrus, for the Committee on Public Health:
H. B. 975, A bill relating to the right to perform an autopsy upon the human body, with a favorable report.

H. B. 294, A bill to amend section 6773, volume II, of the Consolidated Statutes, relating to annual fees to be paid by chiropodists to the State Board of Chiropody Examiners, with a favorable report.

H. B. 692, A bill to prohibit the sale of hypnotic drugs in North Carolina, with a favorable report.
By Senator Horton, for the Committee on Judiciary No. 2:

H. B. 788, A bill amending chapter 216, Public Laws of 1923, relating to the issuing of warrants and drawing of juries in the general county courts of the state, with a favorable report.

H. B. 817, A bill to provide for the compilation of statistics relating to the blind of the state, with a favorable report.

H. B. 928, A bill to amend section 956 of the Consolidated Statutes of North Carolina, pertaining to reports of the clerks of the superior court, with a favorable report.

S. B. 459, A bill relating to state's witnesses in Wake County, amending section 1282 of the Consolidated Statutes, with a favorable report.

S. B. 460, A bill to fix the salary of the sheriff of Wake County and authorize the appointment of deputy sheriffs and to fix their salaries and the appointment of clerks, office force and assistants, with a favorable report.

S. B. 466, A bill relating to the regulation of practice in insolvency and certain other proceedings, with a favorable report.

By Senator Rankin, for the Committee on Conservation and Development:

H. B. 820, A bill to provide better hunting in North Carolina and to give landowners in North Carolina revenue therefrom, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Clark: S. B. 471, A bill to exempt from taxation in Edgecombe County property of associations.

Upon motion of Senator Clark, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Folger: S. B. 472, A bill to amend the Consolidated Statutes of North Carolina, volume 3, section 1443, relating to the Superior Courts of Surry County.

Referred to Committee on Courts and Judicial Districts.

By Senator Folger: S. B. 473, A bill to amend section 2366 of the Consolidated Statutes of North Carolina, volume 1, relating to landlord and tenant.

Referred to Committee on Judiciary No. 2.

By Senator Lynch: S. B. 474, A bill to provide for the election by the people of the solicitors or prosecuting attorneys of certain recorder's courts in Robeson County.

Upon motion of Senator Lynch, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Whedbee: S. B. 475, A bill to amend section 1, of chapter 63 of the Public Laws of North Carolina, extra session of 1921, relating to the investment of trust funds.

Referred to Committee on Judiciary No. 1.
By Senator Baggett: S. B. 476, A bill to amend chapter 169 of the Public-Local Laws of the session of 1929, entitled "An act to encourage the redemption of land sold for taxes in Harnett County.

Upon motion of Senator Baggett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Gravely, H. B. 803, A bill relating to the disposition of unclaimed funds deposited with the officials of state hospitals and charitable institutions, is recalled from the Committee on Appropriations and referred to the Committee on Judiciary No. 2.

Upon motion of Senator Blount, H. B. 705, A bill to amend Consolidated Statutes, chapter 42, sections 2277, 2283 (a) and 2283 (g), relating to inns, hotels and restaurants, is recalled from the Committee on Judiciary No. 1 and referred to Committee on Finance.

Upon motion of Senator Horton, S. B. 450, making it unlawful to fraudulently obtain credit at a hospital or sanatorium, is taken from the unfavorable Calendar and referred to the Committee on Judiciary No. 2.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1057, An act to postpone the date at which a sinking fund is begun to be provided for bonds of the state to be issued for the Industrial Farm Colony for Women.

H. B. 1055, An act to allow the board of commissioners of Halifax County and the board of trustees of Weldon Graded School in Halifax County to aid in reopening the Bank of Weldon, Weldon, North Carolina.

H. B. 742, An act to incorporate Virginia-Carolina High School in Ashe County, North Carolina and to provide police protection therefor.

H. R. 1056, A resolution relative to the death of the mother of Representative C. L. Braddy, of the County of Bladen.

H. B. 397, An act providing for the abolishment of the office of county treasurer of Lenoir County.

S. B. 333, An act to enable any two or more counties to establish a district hospital-home in lieu of separate county homes.

H. B. 859, An act to create a board of financial control for Buncombe County, and certain bodies politic and municipal corporations therein, and to define the powers and duties thereof.

H. B. 969, An act requiring the register of deeds of Avery County to prepare the tax lists and providing the compensation therefor.

H. B. 952, An act to correct a typographical error in chapter sixty-one of the Public-Local Laws of one thousand nine hundred twenty-nine, relating to the salaries of officers of Moore County and relating to Moore County only.

H. B. 948, An act to enable the board of commissioners of Tyrrell County to transfer certain road funds to the general county funds.

H. B. 919, An act to amend section two thousand three hundred thirty-four of volume three of the Consolidated Statutes relating to the grand jury in Johnston County.
H. B. 905, An act to empower the commissioners of Alamance County to regulate electrical wiring and electricians.

H. B. 909, An act to place the clerk of the superior court of Caswell County on a fee basis and to provide for the fees to be charged by said clerk.

H. B. 903, An act to amend section two thousand three hundred and thirty-four, volume three, Consolidated Statutes, so as to provide six months grand jury in Henderson County.

H. B. 908, An act to amend chapter seventy-three of Public-Local Laws of one thousand nine hundred fifteen, in reference to abolishing the office of county treasurer of Northampton County.

S. B. 166, An act to validate the acts of the Corporation Commission of North Carolina, the chief State Bank Examiner and/or liquidating agents in respect to exercising the power of sale or mortgages and deeds of trust in connection with banks in liquidation.

H. B. 931, An act fixing the term of office of the recorder and the solicitor of the recorder's court of Henderson County.

H. B. 915, An act to allow the board of commissioners of the county of Buncombe to aid in reopening the Bank of Black Mountain in Buncombe County, North Carolina.

H. B. 993, An act to regulate the salary of the sheriff of Person County.

H. B. 988, An act to repeal chapter four hundred thirty-six, Public-Local Laws, one thousand nine hundred twenty-seven, creating a tax commission for Mecklenburg County, and to authorize the board of commissioners of Mecklenburg County to employ an all time tax supervisor, and to authorize said board of commissioners to adopt a system for the permanent listing of real estate for taxation.

H. B. 912, An act to regulate the fees of the justices of the peace of Carteret County.

H. B. 955, An act to authorize the governing bodies of Buncombe County and the city of Asheville by written agreement to provide for the carrying on of certain administrative functions of Buncombe County and the city of Asheville jointly or at joint expense.

H. B. 907, An act relating to the salaries of the officers of McDowell County.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 372, a bill to validate the Cameron special taxing district school election, upon second reading.

The bill passes second reading, ayes 43, noes 0, as follows:


S. B. 392, A bill to amend chapter 395 of the Public-Local Laws of 1909 and all acts amendatory thereof, relating to the city charter of the city of High Point upon second reading.
The bill passes second reading, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams—43.

H. B. 368, A bill to allow the board of county commissioners of Graham County and its depository to enter into a contract regarding certain county funds, upon second reading.

The bill passes second reading, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams—43.

H. B. 866, A bill to amend salary act of Beaufort County, fixing salary of register of deeds, upon second reading.

The bill passes second reading, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams—43.

H. B. 986, A bill to amend chapter eleven, Private Laws of one thousand nine hundred and twenty-nine, contracting the limits of the town of Winfall, Perquimans County, upon second reading.

The bill passes second reading, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams—43.

H. B. 989, A bill to amend chapter 226, Private Laws 1927, and chapter 15, Private Laws 1923, relating to charter of the city of Elizabeth City, upon second reading.

The bill passes second reading, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams—43.
S. B. 295, A bill providing for the drainage and maintenance of creeks in Catawba County, upon third reading.

The bill passes third reading, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams—43.

The bill is ordered sent to the House of Representatives.

H. B. 838, A bill to provide for the payment of all the road bonds of Robersonville Township, Martin County, upon second reading.

The bill passes second reading, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams—43.

S. B. 465, A bill to fix the fees to be collected by the clerk of the Superior Court of Granville County, upon second reading.

The bill passes second reading, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams—43.

S. B. 463, A bill to prescribe the fees to be charged by the register of deeds of Granville County for recording certain instruments, upon second reading.

The bill passes second reading, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams—43.

H. B. 936, A bill to amend chapter 184, Private Laws of 1923, so as to correct a short line in the boundary of the town of Jonesville, Yadkin County, upon second reading.

The bill passes second reading, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Powell, Price,
Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams—43.

H. B. 997, A bill to empower the board of aldermen of the city of Fayetteville to provide in its annual budget an item for advertising and general welfare purposes, to be submitted to a vote of the people, upon second reading.

The bill passes second reading, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams—43.

S. B. 454, A bill to provide for the collection of taxes in and for the town of Mount Airy in Surry County.

Passes its second and third readings and is ordered enrolled.

H. B. 19, A bill to amend chapter 273 of the Public Laws of 1929, relating to the punishment of makers of worthless checks by adding Union County after the words Hyde County.

Passes its second and third readings and is ordered enrolled.

H. B. 689, A bill regulating the office of justices of the peace and the office of constable of Asheville Township, Buncombe County, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 723, A bill to increase the pay of county commissioners of Columbus County.

Passes its second and third readings and is ordered enrolled.

H. B. 734, A bill to repeal chapter 159 of the Public-Local Laws of 1929, being "An act to increase the compensation of the register of deeds of Caswell County, North Carolina."

Passes its second and third readings and is ordered enrolled.

H. B. 756, A bill to fix the salary and fees for the sheriff of Polk County.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate substitute.

H. B. 800, A bill to repeal chapter 379, Public-Local Laws of 1925, discontinuing three hundred dollars allowance for clerk hire to the sheriff of Caswell County.

Passes its second and third readings and is ordered enrolled.

H. B. 801, A bill to amend chapter 267, Public-Local Laws of 1923, relative to the salary of the treasurer of Caswell County.

Passes its second and third readings and is ordered enrolled.

H. B. 802, A bill to fix the salary of the coroner of the county of Wake.

Passes its second and third readings and is ordered enrolled.

H. B. 837, A bill authorizing and directing the tax collecting officer of Durham County to advertise and sell all such real property for taxes which should have been sold under the provisions of the existing law.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 933, A bill to amend H. B. 454, of the session of 1931, clarifying provisions for salary of the office clerk of the sheriff and providing for appointment of purchasing agent in the discretion of the county commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 938, A bill to amend section 1260 of the Consolidated Statutes so as to include “Guilford” in the list of counties in which witnesses before the grand jury shall receive one-half fees where “not a true bill” has been found.

Passes its second and third readings and is ordered enrolled.

H. B. 983, A bill to amend sections 4480 and 4481 of volume 3 of the Consolidated Statutes, relating to landlord and tenant, making the same applicable to Vance County.

Passes its second and third readings and is ordered enrolled.

H. B. 1000, A bill to make the April term of Hertford County Superior Court, now for civil cases only, a mixed term.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1001, A bill to amend House Bill 131, ratified January thirtieth, 1931, entitled “An act providing for a peace officers relief fund for the city of Salisbury and Rowan County.”

Passes its second and third readings and is ordered enrolled.

H. B. 1007, A bill to provide for an audit of the various offices and departments of Bertie County.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1012, A bill to place Mrs. W. A. Fairchild of Wilkes County on the pension roll.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1014, A bill to reduce the salary of the sheriff of Franklin County, to abolish the office of deputy sheriff of Louisburg township, and to provide for a tax collector for said county.

Passes its second and third readings and is ordered enrolled.

H. B. 1019, A bill to amend chapter 172, Public-Local Laws, 1927, relative to officers of Cumberland County.

Passes its second and third readings and is ordered enrolled.

H. B. 1025, A bill to amend chapter 317, Public-Local Laws of 1929, relating to certain public funds in Currituck County.

Passes its second and third readings and is ordered enrolled.

H. B. 1026, A bill to authorize the board of education of Burke County to compensate A. N. Dale for services rendered.

Passes its second and third readings and is ordered enrolled.

H. B. 1036, A bill to make applicable to the city of Burlington, S. B. 215, ratified February 25, 1931, and relating to fees of building inspectors and electrical inspectors.

Passes its second and third readings and is ordered enrolled.

H. B. 1028, A bill to amend chapter 214, Public-Local Laws, 1925, relating to Haywood County, upon third reading.
The bill passes third reading, ayes 43, noes 0, as follows:
Those voting in the affirmative are: Senators Bagget, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams—43.

The bill is ordered enrolled.
S. B. 422, A bill to amend local government act being S. B. 162, ratified March 3, 1931.
The amendment offered by the Committee is adopted.
S. B. 15, A bill to regulate employment of persons in the governmental departments of the State of North Carolina.
The substitute offered by the Committee is adopted.
Senator Hinadale offers an amendment which fails of adoption.
Senator Folger offers an amendment which is adopted.
Upon the second reading of this bill, Senator Powell calls for the ayes and noes.
The call is sustained.
The bill fails to pass on second reading, ayes 15, noes 27, as follows:
Those voting in the negative are: Senators Bagget, Bernard, Blount, Burt, Campbell, Clark, Clarkson, Clement, Gravely, Gwyn, Haywood, Hendren, Hicks, Hinadale, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, McKee, Nixon, Peel, Pritchett, Umstead, Whedbee—27.

Senator Hinadale moves that the vote by which this bill failed to pass its second reading be reconsidered and that this motion be laid upon the table.
The motion prevails.
S. B. 398, A bill to regulate collectors of accounts and detective agencies.
Senator Pritchett offers an amendment which is adopted.
Passes its second and third readings and is ordered engrossed.
S. B. 464, A bill to require that the solicitor’s fees in Granville County be paid to the general county fund of said county.
Senator Hicks offers a substitute which is adopted.
Senator Dunlap offers an amendment which is adopted.
Passes its second and third readings and is ordered engrossed.
H. B. 749, A bill relating to foreclosure of conditional sales.
Upon motion of Senator Gravely, the bill is laid on the table.
H. B. 324, A bill to provide for the licensing and supervision of camps.
Senator Campbell offers an amendment.
Upon motion of Senator McSwain, the bill and amendment are laid on the table.
Senator McLean moves that the vote by which this bill was tabled be reconsidered and that this motion be placed upon the table.
The motion prevails.
S. B. 254, A bill to amend section 1892 of the Consolidated Statutes; to provide a license tax on dealers and packers in fresh fish and to regulate the transportation and sale of fresh fish in trucks.
Senator Campbell offers an amendment.
Senator Dunlap offers an amendment.
Senator Dunlap moves that the bill and amendments do lie upon the table.
The motion prevails.
Senator Dunlap moves that the vote by which this bill was tabled be reconsidered and that this motion do lie upon the table.
The motion prevails.
Upon motion of Senator Gravely, the Senate adjourns to meet tomorrow morning at 11:00 o'clock.

SIXTY-SECOND DAY

Senate Chamber,
Thursday, March 19, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.
Prayer is offered by Rev. E. M. Poteat, Pullen Memorial Baptist Church, Raleigh, N. C.
Senator McLean reports that he has examined the Journal of yesterday, finds it correct and the same stands approved.
The courtesies of the floor are extended to former Representative Hobbs.

Message from the House of Representatives

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:
H. B. 937, A bill to amend chapter 111, Private Laws of 1921, relating to holding elections in the town of Jonesville, Yadkin County.
Referred to Committee on Election Laws.
H. B. 956, A bill to amend chapter 34, Private Laws of 1909, same being "An act authorizing the city of Asheville to appropriate funds from general taxes for the advancement and development of the city."
Referred to Committee on Finance.
H. B. 977, A bill for the relief of J. K. Reid, sheriff of Washington County, and for the relief of Leon S. Brey, former treasurer of Washington County.
Referred to Committee on Counties, Cities and Towns.
H. B. 625, A bill to amend chapter 184 of the Public-Local Laws of 1927, relating to the nomination and election of the county commissioners in Perquimans County.
Referred to Committee on Counties, Cities and Towns.
H. B. 849, A bill to create the office of commissioner of banks and to provide for maintenance of the banking department.
Referred to Committee on Banks and Currency.
H. B. 914, A bill providing for the appointment of a school board for the Asheville local tax school district and defining its powers and duties.
Referred to Committee on Education.
H. B. 1017, A bill relating to salaries of county commissioners of Buncombe County.
Referred to Committee on Salaries and Fees.
H. B. 1022, A bill to amend chapter 116, Public-Local Laws of 1927, relative to the fees of the sheriff of Wilson County.
Referred to Committee on Salaries and Fees.
H. B. 1027, A bill to amend certain statutes relating to the salaries of certain officers of Burke County.
Referred to Committee on Salaries and Fees.
H. B. 1029, A bill to amend section 6054 of the Consolidated Statutes, placing Sampson County under the primary law.
Referred to Committee on Election Laws.
S. B. 309, A bill to provide the manner in which the issuance of bonds or notes of a unit and the indebtedness of a unit may be validated, for concurrence in the House substitute.
Placed on the Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Powell, for the Committee on Election Laws:
H. B. 679, A bill to make more effective the control of the state over corrupt practices in primaries and elections, with a favorable report.
H. B. 784, A bill to amend section 6054 of the Consolidated Statutes, placing Macon County under the primary law, with a favorable report as amended.

By Senator Dunlap, for the Committee on Finance:
S. B. 284, A bill to allow property owners and first mortgagees to redeem lands sold for taxes in Robeson County, with a favorable report.

By Senator Blount, for the Committee on Judiciary No. 1:
S. B. 437, A bill to repeal chapter 161 of the Public Laws of 1929, being "An act to require advance notice of five days with respect to issuing marriage licenses", without prejudice.
S. B. 475, A bill to amend section 1 of chapter 63 of the Public Laws of North Carolina, extra session of 1921, relating to the investment of trust funds, with a favorable report.
H. B. 238, A bill to repeal, amend and re-enact chapter 136, Public Laws of 1927, as amended by chapters 58, 193, 216 and 254, Public Laws of 1929, and to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the state, with a favorable report as amended.
H. B. 247, A bill to amend and re-enact sections 34, 36, 38 and 41 of chapter 148, Public Laws, 1927, being the "Uniform act regulating the operation of vehicles on the highways", so as to conform with sections 36 (e) of chapter 136, Public Laws of 1927, known as the "Bus Law" and to further amend said chapter 148 of the Public Laws of 1927, with a favorable report as amended.

By Senator Nixon, for the Committee on Game:
H. B. 842, A bill to amend chapter 51, Public Laws of 1927, permitting shipment of rabbits by parcel post, with an unfavorable report.
H. B. 738, A bill relating to the hunting of rabbits in Northampton County, with a favorable report.
H. B. 474, A bill to amend chapter 333, Public Laws 1921, entitled “An act to regulate and promote the fur bearing industry in North Carolina and to raise revenue therefor”, with an unfavorable report.

By Senator Peel, for the Committee on Public Roads:

H. B. 867, A bill to repeal the statute creating the Burke County Road Commissioner, with a favorable report.

By Senator Horton, for the Committee on Judiciary No. 2:

S. B. 450, A bill making it unlawful to fraudulently obtain credit at a hospital or sanatorium, with a favorable report.

S. B. 473, A bill to amend section 2366 of the Consolidated Statutes of North Carolina, volume I, relating to landlord and tenant, with a favorable report.

H. B. 379, A bill prescribing the manner of protecting and investing money placed in trust with clerks of Superior Courts, with an unfavorable report.

H. B. 578, A bill to incorporate Boone Cave Park in Boone Township, Davidson County, with an unfavorable report.

H. B. 803, A bill relating to the disposition of unclaimed funds deposited with the officials of state hospitals and charitable institutions, with an unfavorable report.

H. B. 874, A bill to amend sections two thousand two hundred and ninety-one and two thousand two hundred and ninety-two of the Consolidated Statutes, relating to sales of estates of idiots, inebriates and lunatics, with a favorable report.

By Senator Clark, for the Committee on Counties, Cities and Towns:

S. B. 462, A bill to amend chapter 120 of the Private Laws of 1923, relating to the charter of the city of Asheville, with a favorable report.

S. B. 399, A bill to extend the corporate limits of the town of Wallace, Duplin County, with a favorable report.

By Senator Ward of Craven, for the Committee on Propositions and Grievances:

H. B. 561, A bill to prevent the throwing of garbage, waste or other material or refuse near the public roads or public highways in the county of Lee, with a favorable report.

H. B. 904, A bill to authorize and empower the board of commissioners of Sampson County to regulate the opening and closing of filling stations on the Sabbath Day, with a favorable report.

H. B. 1013, A bill to make it unlawful to operate a filling station in Wilkes County, Alexander County and Stokes County on Sunday between the hours of 10:00 A. M. and 12:00 M., with a favorable report as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Whedbee: S. B. 477, A bill to set up and establish liens of taxes and methods, processes and proceedings for sales of real property for failure to pay taxes.

Referred to Committee on Finance.

By Senator Ward of Beaufort: S. B. 478, A bill to amend chapter 213 of the Private Laws of 1903, extending the corporate limits of the town of Plymouth.
Referred to Committee on Counties, Cities and Towns.

By Senators Ward of Craven and Hardy: S. B. 479, A bill to place the name of J. A. Pollock, a Confederate soldier who was wounded in the war between the states on the pension list.

Upon motion of Senator Ward, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

ENGROSSED BILLS

Senator Zollicoffer for the Committee on Engrossed Bills reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 398, A bill to regulate collectors of accounts and detective agencies.

S. B. 464, A bill to require that the solicitor's fees be paid over to the general county fund.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 906, An act to provide for a tax collector for Pitt County and to authorize the county commissioners of said county to fix the salary of said tax collector.

H. B. 734, An act to repeal chapter one hundred fifty-nine of the Public-Local Laws of one thousand nine hundred twenty-nine, being "An act to increase the compensation of the register of deeds of Caswell County, North Carolina".

H. B. 1028, An act to amend chapter two hundred fourteen, Public-Local Laws, one thousand nine hundred twenty-five, relating to Haywood County.

H. B. 1036, An act to make applicable to the city of Burlington Senate Bill number two hundred and fifteen, ratified February twenty-five, one thousand nine hundred and thirty-one, and relating to fees of building inspectors and electrical inspectors.

H. B. 890, An act to restrict the authority of counties in the rate of taxes to be levied hereafter.

H. B. 1026, An act to authorize the board of education of Burke County to compensate A. N. Dale for services rendered.

H. B. 1025, An act to amend chapter three hundred and seventeen, Public-Local Laws of one thousand nine hundred and twenty-nine, relating to certain public funds in Currituck County.

H. B. 1019, An act to amend chapter one hundred seventy-two, Public-Local Laws, one thousand nine hundred and twenty-seven, relative to officers of Cumberland County.

H. B. 689, An act regulating the office of justices of the peace and the office of constable of Asheville Township, Buncombe County, North Carolina.

S. B. 455, An act to amend chapter one hundred and seventy-four, Public-Local Laws of North Carolina, session of one thousand nine hundred and twenty-three, relating to the compensation of the sheriff of Edgecombe County.

H. B. 938, An act to amend section one thousand two hundred and sixty of the Consolidated Statutes, so as to include "Guilford" in the list of
counties in which witnesses before the grand jury shall receive one-half fees where "not a true bill" has been found.

H. B. 1001, An act to amend house bill one hundred and thirty-one, ratified January thirtieth, one thousand nine hundred and thirty-one, entitled, "An act providing for a peace officers' relief fund for the city of Salisbury and Rowan County."

H. B. 801, An act to amend chapter two hundred and sixty-seven, Public-Local Laws of one thousand nine hundred and twenty-three, relative to the salary of the treasurer of Caswell County.

S. B. 471, An act to exempt from taxation in Edgecombe County property of fair associations.

H. B. 800, An act to repeal chapter three hundred and seventy-nine, Public-Local Laws of one thousand nine hundred and twenty-five, discontinuing three hundred dollars allowance for clerk hire to the sheriff of Caswell County.

S. B. 371, An act to provide for the compensation of the sheriff of Wayne County.

H. B. 983, An act to amend sections four thousand four hundred and eighty and four thousand four hundred and eighty-one of volume 3 of the Consolidated Statutes, relating to landlord and tenant, making the same applicable to Vance County.

H. B. 723, An act to increase the pay of county commissioners of Columbus County.

H. B. 802, An act to fix the salary of the coroner of the county of Wake.

H. B. 19, An act to amend chapter two hundred seventy-three of the Public Laws of one thousand nine hundred twenty-nine, relating to the punishment of makers of worthless checks by adding Union County after the words Hyde County.

H. B. 933, An act to amend house bill Number four hundred and fifty-four of the session of one thousand nine hundred thirty-one, clarifying provisions for salary of the office clerk of the sheriff and providing for appointment of purchasing agent in the discretion of the county commissioners.

S. B. 334, An act to amend and re-enact chapter forty-seven of the Private Laws of one thousand nine hundred and twenty-one to provide for uniform registration books in the city of Charlotte, North Carolina.

H. B. 301, An act providing for investigation of the coasts, ports, and waterways of North Carolina.

S. B. 446, An act to amend house bill five hundred ninety-nine, ratified on March sixth, nineteen hundred thirty-one, relating to the time of holding the election in the town of Roanoke Rapids upon the subject of extending its corporate limits.

S. B. 217, An act providing for biennial elections in certain cities and towns of Moore County.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 302, A bill to amend chapter 395 of the Public-Local Laws of 1909 and all acts amendatory thereof, relating to the city charter of the city of High Point, upon third reading.
The bill passes third reading, ayes 34, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clark, Clement, Dunlap, Folger, Gower, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Johnson of Moore, Jones, Lovill, Lynch, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Williams—34.
The bill is ordered enrolled.
S. B. 372, A bill to validate the Cameron special taxing district school election, upon third reading.
The bill passes third reading, ayes 34, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clark, Clement, Dunlap, Folger, Gower, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Johnson of Moore, Jones, Lovill, Lynch, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Williams—34.
The bill is ordered sent to the House of Representatives.
S. B. 463, A bill to prescribe the fees to be charged by the register of deeds of Granville County for recording certain instruments, upon third reading.
The bill passes third reading, ayes 34, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clark, Clement, Dunlap, Folger, Gower, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Johnson of Moore, Jones, Lovill, Lynch, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Williams—34.
The bill is ordered sent to the House of Representatives.
S. B. 465, A bill to fix the fees to be collected by the clerk of the Superior Court of Granville County, upon third reading.
The bill passes third reading, ayes 34, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clark, Clement, Dunlap, Folger, Gower, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Johnson of Moore, Jones, Lovill, Lynch, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Williams—34.
The bill is ordered sent to the House of Representatives.
H. B. 936, A bill to amend chapter 184, Private Laws of 1923, so as to correct a short line in the boundary of the town of Jonesville, Yadkin County, upon third reading.
The bill passes third reading, ayes 34, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clark, Clement, Dunlap, Folger, Gower, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Johnson of Moore, Jones, Lovill, Lynch, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Williams—34.
The bill is ordered enrolled.
H. B. 838, A bill to provide for the payment of all the road bonds of Robersonville Township, Martin County, upon third reading.
The bill passes third reading, ayes 34, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clark, Clement, Dunlap, Folger, Gower, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale,
Johnson of Moore, Jones, Lovill, Lynch, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Williams—34.

The bill is ordered enrolled.

H. B. 896, A bill to amend chapter eleven, Private Laws of one thousand nine hundred and twenty-nine, contracting the limits of the town of Winfall, Perquimans County, upon third reading.

The bill passes third reading, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clark, Clement, Dunlap, Folger, Gower, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Johnson of Moore, Jones, Lovill, Lynch, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Williams—34.

The bill is ordered enrolled.

H. B. 997, A bill to empower the board of aldermen of the city of Fayetteville to provide in its annual budget an item for advertising and general welfare purposes, to be submitted to a vote of the people, upon third reading.

The bill passes third reading, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clark, Clement, Dunlap, Folger, Gower, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Johnson of Moore, Jones, Lovill, Lynch, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Williams—34.

The bill is ordered enrolled.

H. B. 898, A bill to amend chapter 226, Private Laws, 1927, and chapter 15, Private Laws, 1923, relating to charter of the city of Elizabeth City, upon third reading.

The bill passes third reading, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clark, Clement, Dunlap, Folger, Gower, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Johnson of Moore, Jones, Lovill, Lynch, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Williams—34.

The bill is ordered enrolled.

S. B. 245, A bill for the relief of John J. Taylor, sheriff of Stokes County, for concurrence in the House amendment.

Upon motion of Senator Folger, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 367, A bill to amend the law in connection with Andrews School District, Cherokee County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 404, A bill to amend section 1443 of the Consolidated Statutes of North Carolina, and chapters 161 and 212, Public Laws of session 1927, relating to terms of court in Harnett, for concurrence in the House amendment.

Upon motion of Senator Baggett, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 459, A bill relating to state's witnesses in Wake County, amending section 1282 of the Consolidated Statutes.

Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 460, A bill to fix the salary of the sheriff of Wake County and authorize the appointment of deputy sheriffs and to fix their salaries and the appointment of clerks, office force and assistants.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 504, A bill to amend section 5445 of the Consolidated Statutes so as to provide keeping separate records for the public schools for the Cherokee Indians of Robeson County.

Passes its second and third readings and is ordered enrolled.

H. B. 368, A bill to allow the board of county commissioners of Graham County and its depository to enter into a contract regarding certain county funds.

Passes its third reading and is ordered enrolled.


Passes its second and third readings and is ordered enrolled.

H. B. 657, A bill to pay the burial expenses of N. B. Outlaw, a Confederate veteran of Columbus County.

Passes its second and third readings and is ordered enrolled.

H. B. 866, A bill to amend salary act of Beaufort County, fixing salary of register of deeds.

Passes its second and third readings and is ordered enrolled.

H. B. 911, A bill for the relief of the clerk of the Superior Court and register of deeds of Carteret County.

Passes its second and third readings and is ordered enrolled.

H. B. 940, A bill to regulate the election of the commissioners for the county of Richmond.

Passes its second and third readings and is ordered enrolled.

H. B. 944, A bill to provide for the election of a cotton weigher and grader for the town of St. Pauls, Robeson County.

Passes its second and third readings and is ordered enrolled.

H. B. 959, A bill to amend chapter 375. Public-Local Laws of 1925, relating to importation of hogs into Granville County.

Passes its second and third readings and is ordered enrolled.

H. B. 967, A bill for the relief of the constable of Harkers Island Township.

Passes its second and third readings and is ordered enrolled.

H. B. 598, A bill to repeal the charter of the Sharpsburg Graded School District.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 110, A bill to amend the Code of Civil Procedure as to the joinder of parties.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 440, A joint resolution to pay expenses of the Senate and House Committee visiting State Hospital at Morganton, North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 466, A bill relating to the regulation of practice in insolvency and certain other proceedings.
Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 920, A bill giving to a lien on cattle for pasturage.

Passes its second and third readings and is ordered enrolled.

H. B. 817, A bill to provide for the compilation of statistics relating to the blind of the state.

Passes its second and third readings and is ordered enrolled.

H. B. 781, A bill to punish trustees embezzling the funds of their cestuis que trustent.

Passes its second and third readings and is ordered enrolled.

S. B. 253, A bill for relief of the treasurer and sheriff and other officials of Wilkes County, for concurrence in the House amendment.

Upon motion of Senator Folger, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 299, A bill to amend chapter 272 of the Public Laws of 1929, relative to the fees of duplicate certificates of title.

Passes its second and third readings and is ordered enrolled.

H. B. 105, A bill validating sales of real estate made by administrators of deceased persons in good faith to obtain assets to pay debts of the estate.

Passes its second and third readings and is ordered enrolled.

H. B. 928, A bill to amend section 956 of the Consolidated Statutes of North Carolina, pertaining to reports of the clerks of the Superior Courts.

Passes its second and third readings and is ordered enrolled.

H. B. 975, A bill relating to the right to perform an autopsy upon the human body.

Passes its second and third readings and is ordered enrolled.

H. B. 828, A bill to amend Consolidated Statutes, 2347 and Consolidated Statutes 2481, so as to protect the rights of tenants, lessees and croppers, and merchants making advances under the agricultural lien law.

Passes its second reading.

Senator Pritchett offers an amendment which is adopted.

Passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 835, A bill authorizing receivers and trustees to foreclose deeds of trust and mortgages under court orders and validating such foreclosures and sales.

Passes its second reading.

Upon objection of Senator Hicks to its third reading, the bill takes its place on the Calendar.

H. B. 566, A bill to prohibit the unauthorized practice of law in the State of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 692, A bill to prohibit the sale of hypnotic drugs in North Carolina.

Senator Dunlap offers an amendment which is adopted.

Senator Burrus offers an amendment which is adopted.

Passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

S. B. 419, A bill to amend section 240, Consolidated Statutes of North Carolina, relating to the rights of receivers.

Passes its second and third readings and is ordered sent to the House of Representatives.
H. B. 510, A bill to amend chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding.

Senator Dunlap offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 399, A bill to extend the corporate limits of the town of Wallace, Duplin County, upon second reading.

The bill passes third reading, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clark, Clement, Dunlap, Folger, Gower, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Johnson of Moore, Jones, Lovill, Lynch, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Williams—34.

Upon motion of Senator McSwain, H. B. 361, A bill to promote economy and efficiency in the operation of the public high schools of the State of North Carolina by providing for a uniform adoption of high school textbooks, is re-referred to the Committee on Education.

Upon motion of Senator Blount, H. B. 238, A bill to repeal, amend and re-enact chapter 136, Public Laws of 1927, as amended by chapters 58, 193, 216 and 254, Public Laws of 1929, and to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the state, is ordered printed as amended.

Upon motion of Senator Blount, this bill is made a special order for Tuesday at the close of the morning hour.

Upon motion of Senator Blount, H. B. 247, A bill to amend and re-enact sections 34, 36, 38 and 41 of chapter 148, Public Laws, 1927, being the "Uniform act regulating the operation of vehicles on the highways", so as to conform with section 36 (e) of chapter 136, Public Laws, 1927, known as the "Bus Law" and to further amend said chapter 148 of the Public Laws of 1927, is ordered printed.

Upon motion of Senator Blount, this bill is made a special order for Tuesday at the close of the morning hour.

Upon motion of Senator Bernard, S. B. 246, A bill to prohibit the unauthorized practice of law in the State of North Carolina, is laid upon the table.

Upon motion of Senator Clement, H. B. 1047, A bill relating to the police court for the town of Canton, Haywood County, is recalled from the Committee on Courts and Judicial Districts and placed on the Calendar.

Upon motion of Senator Clement, the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Umstead, H. B. 361, A bill to promote economy and efficiency in the operation of the Public High Schools of the State of North Carolina, by providing for a uniform adoption of high school textbooks, is taken from the Committee on Education and placed on the Calendar.

Upon motion of Senator Gravely, the Senate adjourns to meet tomorrow morning at 11 o'clock.
The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. A. Corey of Martin County, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Indefinite leave of absence is granted to Senator Bennett.

The courtesies of the floor are extended to former Congressman Chas. A. Jones.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 225, A bill to provide for discounts and penalties in the collection of taxes in Gaston County.

Referred to Committee on Finance.

H. B. 354, A bill approving, confirming and validating certain acts of W. C. Hardin, former sheriff and tax collector of Rutherford County, with respect to deposit of funds by him in Rutherford County Bank and Trust Company, designated county depository.

Referred to Committee on Judiciary No. 1.

H. B. 861, A bill to provide for the reduction in taxes levied by the various counties, cities, towns and other municipalities in the state to pay the cost of personal service.

Referred to Committee on Counties, Cities and Towns.

H. B. 807, A bill to amend section 33, chapter 51, Public Laws of 1927 and to protect quail in Miller's Township, Alexander County.

Referred to Committee on Game.

H. B. 1075, A bill to protect the public from false advertisement and fraudulent sales in Rowan County.

Referred to Committee on Judiciary No. 2.

H. B. 1070, A bill to enable independent candidates to have their names put upon the official ballot in municipal elections.

Referred to Committee on Election Laws.

H. B. 1043, A bill to provide for payment by the board of county commissioners of Rowan County to the towns of Rockwell and Granite Quarry, North Carolina, certain sums of money advanced in the construction of state highway No. 80.

Referred to Committee on Judiciary No. 1.

H. B. 1059, A bill providing for a tax collector for Onslow County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1041, A bill to provide a special fund for the enforcement of the prohibition law in the county of Rockingham.

Referred to Committee on Propositions and Grievances.

H. B. 1042, A bill to authorize a prosecuting attorney in the recorder's court of Aurora and Belhaven in certain cases.

Referred to Committee on Counties, Cities and Towns.
H. B. 1077, A bill to amend chapter 137 of the Public-Local and Private Laws of North Carolina of the session 1929, relating to collecting court costs for operation law library, Buncombe County Court.
  Referred to Committee on Courts and Judicial Districts.
H. B. 1078, A bill to amend chapter 125, Public-Local Laws of extra session 1921, relating to the protection of plats or maps filed in the office of the register of deeds of Davidson County.
  Referred to Committee on Judiciary No. 2.
H. B. 1082, A bill to appoint a boxing commission for the city of Greenville, North Carolina.
  Referred to Committee on Propositions and Grievances.
H. B. 1088, A bill to amend chapter 246, Public-Local Laws of 1929, relative to the construction and protection of migratory waterfowl in Dare County.
  Referred to Committee on Game.
H. B. 1092, A bill to incorporate Pleasant Hill Baptist Church, Union County.
  Referred to Committee on Counties, Cities and Towns.
H. B. 1095, A bill to protect foxes in Alexander County.
  Referred to Committee on Game.
H. B. 1097, A bill to confer additional authority upon the recorder’s court of Caldwell County.
  Upon motion of Senator Williams, the rules are suspended and the bill is placed upon its immediate readings.
  Passes its second and third readings and is ordered enrolled.
  The following messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
March 19, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has failed to concur in the Senate amendment to H. B. 417, title, “to amend section 6299 of the Consolidated statutes, relating to the licensing of insurance agents”, and a conference is asked for.

The Speaker has appointed as conferees on the part of the House, to act with a like Committee from your Honorable Body to the end that the differences existing between the two Houses may be adjusted: Messrs. Haynes of Forsyth, Young of Harnett and Scarborough.

Respectfully,
THAD EURE,
Principal Clerk.

The President appoints as conferees on the part of the Senate, Senators Umstead and McSwain.

HOUSE OF REPRESENTATIVES,
March 19, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has failed to concur in Senate amendments
to H. R. 918, title, "to fix the salary of the sheriff of Johnston County", and a conference is asked for.

The Speaker has appointed as conferees on the part of the House, to adjust the differences existing between the two Bodies, Messrs, Fulgrum, Allen and Holmes.

Respectfully,

THAD EURE,
Principal Clerk.

The President appoints as conferees on the part of the Senate, Senators Gower and Clement.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 435, An act to amend the charter of the city of Salisbury.
H. B. 837, An act authorizing and directing the tax collecting officer of Durham County to advertise and sell all such real property for taxes which should have been sold under the provisions of the existing law.
H. B. 1012, An act to place Mrs. W. A. Fairchild of Wilkes County on the pension roll.
H. B. 965, An act to establish a recorder's court for Madison County.
H. B. 1000, An act to make the April term of Hertford County Superior Court, now for civil cases only, a mixed term.
H. B. 504, An act to amend section five thousand four hundred and forty-five of the Consolidated Statutes so as to provide keeping separate records for the public schools for the Cherokee Indians of Robeson County.
H. B. 944, An act to provide for the election of a cotton weigher and grader for the town of St. Pauls, Robeson County.
S. B. 332, An act to enable any two or more counties to establish a district prison farm in lieu of separate jails.
H. B. 967, An act for the relief of the constable of Harkers Island Township.
H. B. 896, An act to amend chapter eleven, Private Laws of one thousand nine hundred and twenty-nine, contracting the limits of the town of Winfall, Perquimans County.
S. B. 433, An act to permit certain residents of Wake County to be elected to and hold the offices of recorder, vice-recorder and prosecuting attorney of the recorder's court for the town of Wake Forest.
S. B. 346, An act to permit the killing of foxes in certain townships in Richmond County.
S. B. 394, An act to place the police and firemen of the city of Asheville under civil service.
H. B. 972, An act to create a peace officers' relief fund for the city of Fayetteville and county of Cumberland.
H. B. 359, An act to amend the North Carolina Game Law in the particulars mentioned hereinafter.
H. B. 318, An act to amend section four, chapter two hundred and thirty-three of the Public Laws of North Carolina, session of one thousand nine hundred and twenty-five, in reference to the salaries of officers of the municipal county court of the county of Lenoir.
S. B. 24, An act to provide a closer check of the pension roll by the register of deeds and the clerk of the court in each county in the state.

S. B. 323, An act to consolidate the Woodfin Sanitary Water and Sewer District and the Woodfin Sanitary Sewer District, and to authorize the board of commissioners of Buncombe County to appoint a board of trustees for said district.

H. B. 1014, An act to reduce the salary of the sheriff of Franklin County, to abolish the office of deputy sheriff of Louisburg Township, and to provide for a tax collector for said county.

H. B. 1047, An act to repeal House Bill four hundred twenty-eight, entitled "An act to amend chapter three hundred sixty-eight of the Public-Local Laws of one thousand nine hundred eleven and chapter two hundred three of the Public-Local Laws of one thousand nine hundred seventeen relating to the police court for the town of Canton, county of Haywood".

H. B. 997, An act to empower the board of aldermen of the city of Fayetteville to provide in its annual budget an item for advertising and general welfare purposes, to be submitted to a vote of the people.

H. B. 338, An act to amend chapter two, Public Laws of one thousand nine hundred and twenty-one, and acts amendatory thereof and additional thereto, relating to the state highway system and public roads of the state and to provide for the maintenance thereof.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Peel, for the Committee on Public Roads:

H. B. 630, A bill to appoint successors to members of county board of road commissioners of Ashe County, with a favorable report.

H. B. 797, A bill to provide temporary cartways in Catawba, Caldwell, Burke and Lincoln Counties, with a favorable report.

By Senator Blount, for the Committee on Judiciary No. 1:

H. B. 764, A bill to prevent the awarding of contracts by board or officers of counties, cities, towns or other subdivisions of the state until competitive bids are received therefor, with a favorable report.

By Senator Powell, for the Committee on Election Laws:

H. B. 1061, A bill to prescribe how candidates may be nominated in the town of Madison, with a favorable report.

By Senator Clark, for the Committee on Counties, Cities and Towns:

H. B. 823, A bill to define the boundaries of the city of Saluda in the county of Polk and to amend the charter of said city so as to extend the boundaries thereof, with a favorable report.

By Senator Whedbee, for the Committee on Finance:

S. B. 477, A bill to set up and establish liens of taxes and the methods, processes and proceedings for sales of real property for failure to pay taxes, with a favorable report.

H. B. 25, A bill to repeal chapter 221 of the Public Laws of North Carolina, session of 1927, and acts amendatory thereto, with a favorable report as amended.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Nixon: S. B. 480, A bill to amend chapter 310 of the Public:
Local Laws of 1921, relative to the better enforcement of the criminal
laws in Lincoln County.

Upon motion of Senator Nixon, the rules are suspended and the bill is
placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House
of Representatives.

By Senator Baggett: S. B. 481, A bill to require holders of stocks in for-

eign corporations to list and pay taxes on the same.

Referred to Committee on Finance.

By Senator Baggett: S. B. 482, A bill to authorize the county of Har-
nett and the town of Lillington to enter into contract with the State
Highway Commission for the illumination of the bridge across the Cape
Fear River at Lillington.

Upon motion of Senator Baggett, the rules are suspended and the bill
is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House
of Representatives.

By Senator Lawrence: S. B. 483, A bill to make the April term of Hert-
ford County Superior Court, now for civil cases only, a mixed term.

Upon motion of Senator Lawrence, the rules are suspended and the bill
is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House
of Representatives.

By Senator Hendren: S. B. 484, A bill to consolidate the activities of
public welfare of the county of Forsyth and the city of Winston-Salem.

Referred to Committee on Counties, Cities and Towns.

By Senator Folger: S. B. 485, A bill to relieve tax payers in the counties
of Surry, Stokes and Wilkes.

Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as
follows:

S. B. 399, A bill to extend the corporate limits of the town of Wallace,
Duplin County, upon third reading.

The bill passes third reading, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount,
Burress, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower,
Grier, Gwyn, Hardy, Haywood, Hendren, Hicks, Hindsdale, Horton, John-
son of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McLean,
McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Um-

The bill is ordered sent to the House of Representatives.

S. B. 284, A bill to allow property owners and first mortgages to re-
deem lands sold for taxes in Robeson County.

Passes its second and third readings and is ordered sent to the House
of Representatives.
S. B. 462, A bill to amend chapter 120 of the Private Laws of 1923, relating to the charter of the city of Asheville.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 473, A bill to amend section 2366 of the Consolidated Statutes of North Carolina, relating to landlord and tenant, applying to Surry and Stokes Counties.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 561, A bill to prevent the throwing of garbage, waste or other material or refuse near the public roads or public highways in the county of Lee.

Passes its second and third readings and is ordered enrolled.

H. B. 738, A bill relating to the hunting of rabbits in Northampton County.

Passes its second and third readings and is ordered enrolled.

H. B. 784, A bill to amend section 6054 of the Consolidated Statutes, placing Macon County under the primary law.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 867, A bill to repeal the Statutes, creating the Burke County road commission.

Passes its second and third readings and is ordered enrolled.

H. B. 904, A bill to authorize and empower the board of commissioners of Sampson County to regulate the opening and closing of filling stations on the Sabbath Day.

Passes its second and third readings and is ordered enrolled.

H. B. 1013, A bill to make it unlawful to operate a filling station in Wilkes County, Alexander County and Stokes County on Sunday between the hours of 10:00 A. M. and 12:00 P. M.

The amendment offered by the Committee is adopted.

Passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 924, A bill to validate certain sales of land for taxes and certificates issued in pursuance thereof.

The amendment offered by the Committee fails of adoption.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator McLean, the rules are suspended and H. B. 823, A bill to define the boundaries of the city of Saluda in the county of Polk and to amend the charter of said city so as to extend the boundaries thereof, is placed upon its immediate readings.

The bill passes second reading, ayes 40, noes 0, as follows:


H. B. 548, A bill to amend section 6508 of the Consolidated Statutes to permit members of a fraternal benefit society or order to designate any charitable institution maintained by such society or order as beneficiary.
Passes its second and third readings and is ordered enrolled.

H. B. 483, A bill to amend section 2, sub-section (f), chapter 136, Public Laws of 1927, so as to provide for operating two or more bus lines over certain intersecting highways.

Senator Burrus offers an amendment which is adopted.

Passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 820, A bill to provide better hunting in North Carolina and to give landowners in North Carolina revenue therefrom.

Passes its second and third readings and is ordered enrolled.

S. B. 450, A bill making it unlawful to fraudulently obtain credit at a hospital or sanatorium.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 475, A bill to amend chapter 56, article 9 thereof, of the Consolidated Statutes, so as to authorize municipalities to make local improvements on streets or rights of way of railroads and to specially assess a part of the cost of such improvement against property abutting directly on the work other than property belonging to railroads, upon second reading.

Senator Ward of Craven offers an amendment which is adopted.

Senator Lawrence offers amendments which are adopted.

Senator Umstead offers an amendment which is adopted.

Senator Grier offers an amendment which fails of adoption.

Upon second reading, the following pairs are announced: Senator Clark, aye, with Senator Hendren, no; Senator Clarkston, aye, with Senator Gwyn, no; Senator Dunlap, aye, with Senator Dortch, no; Senator Hatchett, aye, with Senator Nixon, no; Senator Peel, aye, with Senator Rankin, no.

The bill passes second reading, ayes 26, noes 7, as follows:

Those voting in the affirmative are: Senators Baggett, Blount, Burrus, Burt, Campbell, Clement, Folger, Gower, Gravely, Hardy, Haywood, Hinsdale, Horton, Jones, Lawrence, Lindsay, Lynch, McLean, McSwain, Price, Pritchett, Rodwell, Umstead, Ward of Craven, Williams, Zollicoffer—26.

Those voting in the negative are: Senators Bernard, Grier, Hicks, Lovill, Powell, Ward of Beaufort, Whedbee—7.

Upon motion of Senator Dunlap, H. B. 510, A bill to amend chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding, is ordered recalled from the House of Representatives.

Upon motion of Senator Folger, H. B. 629, A bill to amend section 5492 of the Consolidated Statutes, as amended by section 18, chapter 243, Public Laws, 1929, with reference to the qualifications of the county superintendent of schools of Ashe County, is referred to the Committee on Education.

Upon motion of Senator Lawrence, H. B. 382, A bill to amend sections of the banking law as appear in chapter 5, Consolidated Statutes, volume 3, and as amended by the Public Laws of 1925 and 1927, is ordered printed as reported by the Committee.

Upon motion of Senator Lawrence, the bill is made a special order for Wednesday at the close of the morning hour.

Upon motion of Senator Horton, H. B. 578, A bill to incorporate Boone
Cave Park in Boone Township, Davidson County, is taken from the unfavorable Calendar and referred to the Committee on Judiciary No. 2.

Upon motion of Senator Blount, the Senate reconsiders the vote by which H. B. 277 and H. B. 238, were made a special order for Tuesday and the same are set as a special order for Thursday.

Upon motion of Senator Lawrence, the President is authorized to appoint a Calendar Committee consisting of seven Senators to which all new bills will be referred.

Senator Blount moves that the Senate adjourn to meet tomorrow morning at 10 o'clock and that when it adjourns tomorrow it adjourn to meet Monday night at eight o'clock.

SIXTY-FOURTH DAY

SENATE CHAMBER,

SATURDAY, MARCH 21, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. W. W. Davidson, Johnson Memorial Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Senator McLean moves that the vote by which H. B. 786, A bill to provide for the delivery and sale of Spruce Pine Hospital Bonds, was placed on the unfavorable Calendar, be reconsidered and that this motion be placed on the table.

The motion prevails.

Senator Folger arises to a point of personal privilege and announces that he will submit further remarks at the evening session Monday.

MESSAGE FROM HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 348, A bill authorizing the issue of bonds in certain cases by special charter school districts and validating certain indebtedness of such districts, for concurrence in the House amendment.

Upon motion of Senator Folger, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 787, A bill to reorganize the Department of Agriculture, to appoint a governing board, and to define the duties of said board and that of the Commissioner of Agriculture.

Referred to Committee on Reorganization.

H. B. 644, A bill amending chapter 651, Public Laws, 1909, as amended, by conferring certain civil jurisdiction on the municipal court of the city of Greensboro and regulating the exercise thereof and by making the criminal jurisdiction of said court in certain cases exclusive.

Referred to Committee on Courts and Judicial Districts.
H. B. 829, A bill to authorize the Department of Conservation and Development to gather certain reports from all persons, firms, municipalities and corporations producing or selling electric power in North Carolina.

Referred to Committee on Conservation and Development.

H. B. 929, A bill to amend chapter 122, Public Laws of 1927, as amended by chapter 272, Public Laws of 1929, so as to change the rates for automobiles, trucks, truck-tractors, trailers and semi-trailers and busses.

Referred to Committee on Finance.

H. B. 951, A bill to confer civil jurisdiction upon the county court of Gates County.

Referred to Committee on Courts and Judicial Districts.

H. B. 986, A bill to amend section 5416 of volume 3 of the Consolidated Statutes of North Carolina and index, relative to vacancies in the office of county board of education.

Referred to Committee on Education.

H. R. 987, A joint resolution to pay expenses of Committee on Arrangements on the occasion of the visit of Honorable Alfred E. Smith.

Referred to Committee on Appropriations.

H. B. 989, A bill to provide for registering certain chattel mortgages and conditional sale agreements in North Carolina.

Referred to Committee on Judiciary No. 1.

H. B. 994, A bill to amend section 6465 of the Consolidated Statutes, pertaining to notice of non-payment of insurance premium before forfeiture.

Referred to Committee on Insurance.

H. B. 1032, A bill to amend section 1443, volume 3 of the Consolidated Statutes, relating to the courts of Gaston County.

Referred to Committee on Courts and Judicial Districts.

H. B. 1051, A bill to amend section 2935 of the Consolidated Statutes, in relation to temporary loans of municipalities.

Referred to Committee on Finance.

H. B. 1069, A bill to repeal chapter 18, Private Laws, North Carolina, session 1925, relative to the appointment and duties of cotton weigher for the town of Dunn in Harnett County.

Referred to Committee on Agriculture.

H. B. 1080, A bill to amend chapter 343 of the Public Laws of 1929, so as to permit the establishment of a domestic relations court in Forsyth County.

Referred to Committee on Courts and Judicial Districts.

H. B. 1100, A bill to amend chapter 385, Public-Local Laws of 1925, relating to clerical assistance to the clerk of the Superior Court of McDowell County.

Referred to Committee on Courts and Judicial Districts.

H. B. 1103, A bill relating to compensation for the sheriff of McDowell County.

Referred to Committee on Salaries and Fees.

H. B. 1110, A bill to allow the board of education of Wilkes County to pay Miss Nina Dancy salary due her.

Placed on the Calendar.

S. B. 268, A bill to amend section 1260 of the Consolidated Statutes, relating to officers' fees in criminal actions when not a true bill is found in Avery County, for concurrence in the House amendment.

Placed on the Calendar.
S. B. 396, A bill to amend section 2776 (s) of the Consolidated Statutes of North Carolina, relating to the zoning of certain properties, for concurrence in the House amendment.

Upon motion of Senator Folger, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 1098, A bill to amend section 2490 of the Consolidated Statutes, relating to agricultural liens, making the same applicable to Franklin County.

Referred to Committee on Agriculture.

H. B. 1063, A bill to prescribe certain duties of the Executive Counsel, the several welfare officers of the State and State Highway Patrol in connection with parole of prisoners, and also to provide for other services of the State Highway Patrol.

Referred to Committee on Public Welfare.

S. B. 276, A bill to amend section 16 of Consolidated Statutes, relative to the right of a qualifying executor under a will duly probated, solely to discharge the duties of said executorship where one or more of the executors appointed in said will, renounce or refuse to qualify, for concurrence in the House amendment.

The bill is ordered placed on the Calendar.

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
March 20, 1931.

Mr. President:

Pursuant to your message asking the return of H. B. 510, Title, to amend chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding, we are returning to you the bill.

Respectfully,

Thad Eure,
Principal Clerk of the House.

Upon motion of Senator Hinsdale, the Senate reconsiders the vote by which this bill passed its second and third readings and the bill is placed on the Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Hicks, for the Committee on Reorganization:

H. B. 461, A bill to consolidate the University of North Carolina, North Carolina State College of Agriculture and Engineering and the North Carolina College for Women into the University of North Carolina, with a favorable report as amended.

Upon motion of Senator Whedbee, this bill is made a special order for Tuesday after the morning hour.
ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the follow-
ing bills and resolutions properly enrolled, and they are duly ratified and
sent to the office of the Secretary of State:

S. B. 302, An act to amend chapter three hundred ninety-five of the
Public-Local Laws of one thousand nine hundred nine and all acts amenda-
tory thereof, relating to the city charter of the city of High Point.

H. B. 898, An act to amend chapter two hundred twenty-six, Private
Laws, one thousand nine hundred twenty-seven, and chapter fifteen, Pri-
ivate Laws, one thousand nine hundred twenty-three, relating to the char-
ter of the city of Elizabeth City.

H. B. 866, An act to amend salary act of Beaufort County, fixing salary
of register of deeds.

H. B. 368, An act to allow the board of county commissioners of Graham
County and its depository to enter into a contract regarding certain county
funds.

H. B. 105, An act validating sales of real estate made by administrators
of deceased persons in good faith to obtain assets to pay debts of the
estate.

S. B. 253, An act for relief of T. M. Crysel, treasurer, G. G. Elledge,
sheriff, J. M. Bumgardner, T. L. Parsons, C. L. Smoot, tax collectors of
Wilkes County, North Carolina.

S. B. 404, An act to amend section one thousand four hundred forty-
three of the Consolidated Statutes of North Carolina, and chapters one
hundred sixty-one and two hundred twelve, Public Laws of session one
thousand nine hundred twenty-seven, relating to terms of court in Harnett
County.

H. B. 299, An act to amend chapter two hundred seventy-two, of the
Public Laws of one thousand nine hundred twenty-nine, relative to the
fees of duplicate certificates of title.

S. B. 228, An act to amend section seven thousand sixty-four of the
Consolidated Statutes, relating to organization of county boards of health
by placing a dentist thereon.

S. B. 157, An act providing for the repeal and re-enactment of uniform
weights and measures and providing penalties for violation thereof.

H. B. 940, An act to regulate the election of the commissioners for the
county of Richmond.

S. B. 227, An act relating to the sale of land for taxes.

H. B. 604, An act to repeal the charter of the Benson School District,
Private Laws, one thousand nine hundred and fifteen, chapter one hundred
and forty-five.

H. B. 936, An act to amend chapter one hundred and eighty-four, Private
Laws of one thousand nine hundred and twenty-three, so as to correct a
short line in the boundary of the town of Jonesville, Yadkin County.

H. B. 975, An act relating to the right to perform an autopsy upon the
human body.

S. B. 245, An act for the relief of John J. Taylor, sheriff of Stokes
County.

H. B. 557, An act to pay the burial expenses of N. B. Outlaw, a Con-
federate veteran, of Columbus County.
S. B. 184, An act providing for the appointment of a court reporter for the sixth judicial district of North Carolina.

H. B. 911, An act for the relief of the clerk of the superior court and register of deeds of Carteret County.

H. B. 817, An act to provide for the compilation of statistics relating to the blind of the state.

H. B. 959, An act to amend chapter three hundred seventy-five, Public-Local Laws of one thousand nine hundred and twenty-five, relating to importation of hogs into Granville County.

H. B. 928, An act to amend section nine hundred forty-six of the Consolidated Statutes of North Carolina, pertaining to reports of the clerk of the Superior Courts.

H. B. 838, An act to provide for the payment of all the road bonds of Robersonville Township, Martin County.

S. B. 279, An act to prohibit the use of steel traps in Hertford County, on the lands of another without written consent of the owner thereof.

S. B. 432, An act relating to state's witnesses in Wake County.

H. B. 566, An act to prohibit the unauthorized practice of law in the State of North Carolina.

H. B. 741, An act relating to the indebtedness of the town of Marion.

H. B. 920, An act giving to a lien on cattle for pasturage.

H. B. 781, An act to punish trustees embezzling the funds of their cestuis que trustent.

S. R. 292, Joint resolution to provide for the appointment of a commission to consider and submit to the one thousand nine hundred thirty-three session of the General Assembly proposed amendments to the Constitution of the state, or a proposed new draft of the Constitution.

S. R. 283, A joint resolution to pay the expenses of the committee from the Senate and House of Representatives visiting the State School for the Deaf at Morganton.

H. B. 867, An act to repeal the statutes creating the Burke County Road Commission.

H. B. 1007, An act to provide for an audit of the various offices and departments of Bertie County.

H. B. 820, An act to provide better hunting in North Carolina and to give landowners in North Carolina revenue therefrom.

H. B. 924, An act to validate certain sales of land for taxes and certificates issued in pursuance thereof.

H. B. 548, An act to amend section six thousand five hundred and eight of the Consolidated Statutes to permit members of a fraternal benefit order or society to designate any charitable institution maintained by such society or order as beneficiary.

H. B. 1097, An act to confer additional authority upon the recorder's court of Caldwell County.

H. B. 904, An act to authorize and empower the board of commissioners of Sampson County to regulate the opening and closing of filling stations on the Sabbath Day.

H. B. 561, An act to prevent the throwing of garbage, waste or other material or refuse near the public roads or public highways in the county of Lee.

S. B. 351, An act relating to the duties and commissions of the clerk of the Superior Court of Bertie County, when acting as receiver.
H. B. 692, An act to prohibit the sale of hypnotic drugs in North Carolina.
S. B. 470, An act amending chapter two hundred twenty-nine, Public-Local Laws, one thousand nine hundred twenty-seven, relating to the propagation of wild fowl in Currituck County.
S. B. 444, An act to amend the charter of the city of Winston-Salem.
H. B. 738, An act relating to the hunting of rabbits in Northampton County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Hatchett: S. B. 486, A bill to place Mrs. S. B. Neal, Mrs. Fannie Long and Mrs. Mary J. Minor on the pension roll.
Referred to the Committee on Pensions.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
H. B. 1061, A bill to prescribe how candidates may be nominated in the town of Madison.
Passes its second and third readings and is ordered enrolled.
H. B. 797, A bill to provide temporary cartways in Catawba, Caldwell, Burke and Lincoln Counties.
Passes its second and third readings and is ordered enrolled.
Upon the motion of Senator Lawrence, the Senate adjourns until Monday night at 8:00 o'clock.

SIXTY-FIFTH DAY

SENATE CHAMBER,
MONDAY, March 23, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Dr. J. L. Peacock, Shaw University, Raleigh, N. C.
Senator McLean reports that he has examined the Journal of Saturday, finds it correct, and the same stands approved.

Upon motion of Senator Whedbee, S. B. 477, A bill to set up and establish liens of taxes and the methods, processes and proceedings for sales of real property for failure to pay taxes, is taken from the Calendar and re-referred to the Committee on Finance.

Pursuant to his statement on Saturday, Senator Folger arises to address himself to an editorial appearing in the News and Observer under date of March twenty-first in regard to the stand taken by Senator Horton upon certain legislation pending before the General Assembly.

MESSAGE FROM THE GOVERNOR

The following message is received from His Excellency Governor O. Max Gardner:
To the Honorable the General Assembly of North Carolina:

Under existing conditions I deem it my duty to address the joint session of the Senate and House of Representatives upon questions involved in the proposed tax measure now before the General Assembly, and if agreeable to your Honorable Body I would desire to deliver this address on Tuesday, March 24th, at eleven forty-five A. M.

Respectfully submitted,

O. Max Gardner,
Governor.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 824, A bill to authorize the county commissioners of Nash County to close the service stations and stores on Sunday in Ferrell’s Township.
Upon motion of Senator Gravely, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled.

H. B. 825, A bill to put the solicitor of Nash County on salary.
Upon motion of Senator Gravely, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled.

H. B. 826, A bill empowering the county commissioners of Nash County to fix the salaries of all county officers.
Upon motion of Senator Gravely, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled.

H. B. 1005, A bill to appoint a highway commission to act in all matters relating to the highways of Madison County as provided in H. B. 338, passed at this session of the General Assembly.
Referred to Committee on Public Roads.

H. B. 1052, A bill to amend the local government act, Senate Bill 162, ratified March 3, 1931.
Referred to Committee on Finance.

H. B. 1053, A bill to amend chapter 170 of the Public Laws of 1929, so as to correct a typographical error in reference to the Consolidated Statutes.
Referred to Committee on Judiciary No. 1.

H. B. 1068, A bill to place the sheriff of Alleghany County upon a salary in lieu of commissions heretofore allowed for collection of taxes.
Referred to Committee on Salaries and Fees.

H. B. 1071, A bill relating to the compensation of the county commis-

sioners of Montgomery County.
Referred to Committee on Salaries and Fees.

H. B. 1093, A bill to promote restocking of certain streams and the protection of game and game fish in Madison County.
Referred to Committee on Game Laws.
H. B. 476, A bill to regulate the employment of the superintendent of schools for Richmond County by the board of education of said county.
   Referred to Committee on Education.
H. B. 979, A bill to regulate the election of the board of trustees of the Granite Falls graded schools.
   Referred to Committee on Education.
H. B. 1004, A bill to repeal chapter 245 of the Public-Local Laws of 1929, chapter 90 of the Public-Local Laws of 1927, and chapter 37 of the Public-Local Laws of 1925, and to abolish free road labor and the annual fee in lieu of said road duty in Madison County.
   Referred to Committee on Public Roads.
H. B. 1106, A bill to repeal sub-section ten of section thirty-eight of chapter three hundred eighty of the Private Laws of North Carolina, session 1915.
   Referred to Committee on Judiciary No. 2.
H. B. 1119, A bill to amend H. B. 338, entitled "A bill to be entitled an act to amend chapter 2, Public Laws of 1921 and acts amendatory thereof and additional thereto, relating to the state highway system and public roads of the state, and to provide for their maintenance."
   Referred to Committee on Public Roads.
H. R. 1131, A joint resolution inviting His Excellency, the Governor, to address a joint session of the General Assembly.
   Upon the motion of Senator Johnson of Duplin, the rules are suspended and the bill is placed upon its immediate readings.
   Passes its second and third readings and is ordered enrolled.
   The following message is received from the House of Representatives:

   HOUSE OF REPRESENTATIVES,
   MONDAY, March 23, 1931.

MR. PRESIDENT:
   It is ordered that a message be sent your Honorable Body, requesting the return of H. B. 422, to the House for further consideration.

   Respectfully,
   THAD EURE,
   Principal Clerk.

   The bill is ordered returned.

   ENROLLED BILLS

   Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

   S. B. 405, An act to amend chapter one hundred twenty, Public Laws of one thousand nine hundred twenty-nine, known as "The Workmen's Compensation Act."

   S. B. 430, An act to amend section one of the Consolidated Statutes, relative to jurisdiction of administration of estates.

   S. B. 403, An act to amend chapter sixty-one, Public Laws of one thousand nine hundred twenty-three, now volume three, Consolidated Statutes, three thousand three hundred sixty-six (h), relating to certain defective probates.
S. B. 355, An act to repeal section four thousand seven hundred seventy-four of Consolidated Statutes of one thousand nine hundred nineteen and to provide a substitute therefor.

S. B. 262, An act to amend section four hundred and thirty-nine of the Consolidated Statutes of North Carolina (being a part of the Code of Civil Procedure, relating to limitation of actions).

S. B. 414, An act to amend section nine hundred twenty-seven of the Consolidated Statutes, relative to the bonds of clerks of the Superior Court.

S. B. 338, An act to amend section four hundred and forty-four of the Consolidated Statutes of North Carolina.

S. B. 416, An act to authorize clerks of the Superior Court to have photostatic copies made of plats, maps and blue-prints and to insert the same in the record of special proceedings to which they relate.

S. B. 317, An act to repeal section six hundred seventy-two of the Consolidated Statutes, concerning the time for the return of execution.

H. B. 828, An act to amend Consolidated Statutes, two thousand three hundred forty-seven and Consolidated Statutes, two thousand four hundred eighty-one so as to protect the rights of tenants, lessees and croppers, and merchants making advances under the Agricultural Lien Law.

S. B. 250, An act to amend section six thousand seven hundred seventy-seven of the Consolidated Statutes, pertaining to the State Board of Embalmers.

S. B. 263, An act to amend sub-section four of section five thousand six of the Consolidated Statutes, relating to maternity homes.

S. B. 396, An act to amend section two thousand seven hundred seventy-six (s) of the Consolidated Statutes of North Carolina, relating to the zoning of certain properties.

H. B. 1061, An act to prescribe how candidates may be nominated in the town of Madison.

S. B. 354, An act to reorganize the Department of Health and to provide for the appointment of the members of the North Carolina Board of Health and to prescribe certain duties of said board.

S. B. 357, An act to amend section one, chapter one, hundred sixty-three, of the Public Laws of one thousand nine hundred twenty-five.

S. B. 248, An act determining the rights of creditors and beneficiaries under policies of life insurance.

S. B. 348, An act authorizing the issue of bonds in certain cases by special charter school districts.

H. B. 797, An act to provide temporary cartways in Catawba, Caldwell, Burke and Lincoln Counties.

S. B. 383, An act to authorize the Governor and Superintendent of Public Instruction to execute a certain contract and conveyance between and by the State Board of Education and the Fayetteville Graded Schools, Inc.

H. B. 598, An act to repeal the charter of the Sharpsburg Graded School District.

S. B. 368, An act authorizing the board of trustees of the Lincolnton Graded School district to sell certain real estate belonging to said district.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Hardy: S. R. 487, A joint resolution on the forty-ninth birthday of O. Max Gardner, His Excellency, the Governor of North Carolina.

Upon motion of Senator Hardy, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Johnson of Duplin: S. R. 488, A joint resolution of the Senate and House of Representatives, relating to congressional and state senatorial districts and the re-apportionment of members of the House of Representatives.

Referred to Committee on Judiciary No. 1.

CONFERENCE REPORT

To: The President of the Senate, and
The Speaker of the House of Representatives:

The Committee on Conference to whom was referred H. B. 417, A bill to amend section 6299 of the Consolidated Statutes, relating to the licensing of insurance agents, respectively report that they have considered differences between the Senate and the House of Representatives and recommend that the Senate recede from its amendment.

John Umstead, Jr.,
Peyton McSwain,

Senate Conferees.

R. W. Hanes,
D. E. Scarborough,
J. R. Young,

House Conferees.

March 23, 1931.

Upon motion of Senator Umstead, the Senate adopts the report of the Conferees.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 823, A bill to define the boundaries of the city of Saluda in the county of Polk and to amend the charter of said city so as to extend the boundaries thereof, upon third reading.

The bill passes third reading, ayes 30, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burrus, Burt, Clarkson, Clement, Dortch, Dunlap, Gower, Gravely, Grier, Hardy, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Jones, Lindsay, McKee, McSwain, Nixon, Pritchett, Rankin, Uzzell, Whedbee, Zollicoffer—30.

The bill is ordered enrolled.

H. B. 1110, A bill to allow the board of education of Wilkes County to pay Miss Nina Dancy the salary due her.

Passes its second and third readings and is ordered enrolled.

H. B. 745, A bill to amend chapter 56, article 9 thereof, of the Consolidated Statutes, so as to authorize municipalities to make local improvements on streets on right of way of railroads, and to specially assess a
part of the cost of such improvement against property abutting directly on the work, other than property belonging to railroads, upon third reading.

The bill passes third reading, ayes 25, noes 6, as follows:

Those voting in the affirmative are: Senators Baggett, Blount, Burrus, Burt, Clarkson, Clement, Dunlap, Gower, Gravely, Hardy, Hatchett, Haywood, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, McKee, McSwain, Pritchett, Umstead, Uzzell, Zollicoffer—25.

Those voting in the negative are: Senators Grier, Hendren, Hicks, Nixon, Rankin, Whedbee—6.

The bill is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 422, A bill to amend Local Government Act, being S. B. 162, ratified March 3, 1931, upon second reading.

The bill passes second reading, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burrus, Burt, Clarkson, Clement, Dortch, Dunlap, Gower, Gravely, Grier, Hardy, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, McKee, McSwain, Nixon, Price, Pritchett, Rankin, Uzzell, Whedbee, Zollicoffer—33.

H. B. 294, A bill to amend section 6773, volume 2 of the Consolidated Statutes, relating to annual fees to be paid by chiropodists to the State Board of Chiropody Examiners, upon second reading.

The bill passes second reading, ayes 31, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Blount, Burrus, Burt, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Hardy, Hatchett, Haywood, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, McKee, McLean, McSwain, Nixon, Price, Pritchett, Rankin, Umstead, Uzzell, Whedbee, Zollicoffer—31.

S. B. 276, A bill to amend section 16 of Consolidated Statutes, relative to the right of a qualifying executor under a will duly probated, solely to discharge the duties of said executorship where one or more of the executors appointed in said will renounce or refuse to qualify, for concurrence in the House amendment.

Upon motion of Senator Hendren, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 874, A bill to amend sections 2291 and 2292 of the Consolidated Statutes, relating to sales of estates of idiots, inebriates and lunatics.

Passes its second and third reading and is ordered enrolled.

Upon motion of Senator McLean, the Senate substitute for H. B. 756, A bill to fix salary and fees for the sheriff of Polk County, is recalled from the House of Representatives.

Upon motion of Senator McSwain, the Senate adjourns until tomorrow morning at 11:00 o'clock.

SIXTY-SIXTH DAY

SENATE CHAMBER,

TUESDAY, March 24, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.
Prayer is offered by Dr. Harry North, Methodist Church, Raleigh, N. C. Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to former Representatives Dowtin and Matthews.

Upon motion of Senator Pritchett, H. B. 557, A bill to amend section 1443 of volume 3 of the Consolidated Statutes, as amended by chapter 185, Public-Local Laws, 1923, relative to the terms of court of Bertie County, is taken from the unfavorable Calendar and placed on the Calendar.

Upon motion of Senator Pritchett, the rules are suspended and this bill is placed upon its immediate readings.

Senator Pritchett offers a substitute bill which is adopted.

The bill as amended passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Zollicoffer, S. B. 225, A bill to provide for the payment of municipal street assessments in installments in the town of Scotland Neck, is ordered recalled from the House of Representatives.

Upon motion of Senator Grier, S. B. 277, A bill to divide North Carolina into eleven congressional districts, is made a special order for the Wednesday evening session.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
March 24, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the Conference Report on H. B. 417, An act to amend section 5299 of the Consolidated Statutes, relating to the licensing of insurance agents, and awaits a like message from your body to the end that the House may order the bill enrolled.

Respectfully,

THAD EURE,
Principal Clerk of the House.

HOUSE OF REPRESENTATIVES,
March 24, 1931.

Mr. President:

Pursuant to resolution adopted by the House last night inviting His Excellency, Governor O. Max Gardner, to address a joint session of the General Assembly at 11:45 today, the Speaker has appointed as a Committee from the House to act with a like Committee from the Senate to extend the invitation to the Governor and escort the Governor to the Hall of the House, Messrs, Connor, Neal and Long of Alamance.

The House will be ready at 11:45 to receive your Honorable Body in a joint session for the purpose of hearing this address.

Respectfully,

THAD EURE,
Principal Clerk of the House.
The President announces the appointment of Senators Hardy and McLean as members on the part of the Senate for the purpose of extending the invitation to His Excellency, Governor O. Max Gardner, and escorting him to the Hall of the House of Representatives.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 154, A bill to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining, violations of this act and fixing penalties therefor, for concurrence in the House amendment.

The Senate adopts the House amendment.

H. B. 613, A bill to amend section 6054, volume three of the Consolidated Statutes, placing Gaston County under the statewide primary law.

Referred to Committee on Election Laws.

H. B. 676, A bill to amend section one of chapter 264 of the Public Laws of 1917, relating to reformatories or homes for fallen women, to apply to Mecklenburg County.

Referred to Committee on Public Welfare.

H. B. 954, A bill to exempt taxation certain charitable hospitals in the city of Asheville and the County of Buncombe.

Referred to Committee on Finance.

H. B. 974, A bill to amend chapter 238, Public Laws of 1929, relating to the appointment of trustees for the Cherokee Indian School at Pembroke.

Referred to Committee on Education.

H. B. 1044, A bill to incorporate the town of Warrensville in Ashe County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1045, A bill to provide for a study by the Tax Commission and/or its successors of the question of listing and assessing property for taxation.

Referred to Committee on Finance.

H. B. 1074, A bill to require the county commissioners of Columbus County to complete the county highway from Chadbourn by Clarendon to Tabor.

Referred to Committee on Public Roads.

H. B. 1101, A bill to amend section 4458 of the Consolidated Statutes, relating to public drunkenness in McDowell County.

Referred to Committee on Propositions and Grievances.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Horton, for the Committee on Judiciary No. 2:

H. B. 370, A bill to amend section 534 of the Consolidated Statutes of North Carolina and to add thereto section 534 (a) for the purpose of permitting and requiring the delivery of itemized accounts and requiring specific denials or admissions of items thereof, with an unfavorable report.

H. B. 578, A bill to incorporate Boone Cave Park in Boone Township, Davidson County, with a favorable report as amended.
H. B. 968, A bill to amend section 196 of the Consolidated Statutes, regulating to admission to the practice of the law, with an unfavorable report.

H. B. 1075, A bill to protect the public from false advertisement and fraudulent sales in Rowan County, with a favorable report.

H. B. 1078, A bill to amend chapter 125, Public-Local Laws, extra session 1921, relating to the protection of plats or maps filed in the office of the register of deeds of Davidson County, with a favorable report.

By Senator Lawrence, for the Committee on Banks and Currency:
S. B. 438, A bill relating to the county treasurer of Johnston County, with a favorable report.

H. B. 849, A bill to create the office of Commissioner of Banks and to provide for maintenance of the Banking Department, with a favorable report as amended.

Upon motion of Senator Gravely, this bill is set as special order number two for tomorrow.

By Senator Blount, for the Committee on Judiciary No. 1:
S. B. 421, A bill to repeal and re-enact section 1288, Consolidated Statutes of North Carolina, with reference to the liability of criminal costs before a justice of the peace, with a favorable report.

H. B. 354, A bill approving, confirming and validating certain acts of W. C. Hardin, former sheriff and tax collector of Rutherford County, with respect to deposit of funds by him in Rutherford County Bank and Trust Company, designated county depository, with a favorable report.

H. B. 1053, A bill to amend chapter 170 of the Public Laws of 1929, so as to correct a typographical error in reference to the Consolidated Statutes, with a favorable report.

H. B. 898, A bill to provide for registering certain chattel mortgages and conditional sales agreements in North Carolina, with a favorable report.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 483, An act to amend section three, sub-section (f), chapter one hundred and thirty-six, Public Laws of one thousand nine hundred and twenty-seven, so as to provide for operating two or more bus lines over certain intersecting highways.

H. B. 825, An act to put the solicitor of Nash County on salary.

S. B. 276, An act to amend section sixteen of Consolidated Statutes, relative to the right of qualifying executor under a will duly probated, solely to discharge the duties of said executorship where one or more executors appointed in said will renounce or refuse to qualify.

H. B. 826, An act to fix the salaries of certain officers of Nash County to fix the salaries of all other county officers.

H. B. 874, An act to amend sections two thousand two hundred and ninety-one and two thousand two hundred and ninety-two of the Consolidated Statutes, relating to sales of estates of idiots, inebriates and lunatics.

H. B. 1110, An act to allow the board of education of Wilkes County to pay Miss Nina Dancy salary due her.
H. R. 1131, A joint resolution inviting His Excellency, the Governor, to address a joint session of the General Assembly.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 422, A bill to amend Local Government Act, being S. B. 162, ratified March 3, 1931, upon third reading.

The bill passes third reading, ayes 31, noes 0, as follows:


The bill is ordered engrossed.

H. B. 294, A bill to amend section 6773, volume 2 of the Consolidated Statutes, relating to annual fees to be paid by chiropodists to the State Board of Chiropody Examiners, upon third reading.

The bill passes third reading, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Burrus, Clark, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Hardy, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lovill, McKee, McLean, McSwain, Powell, Price, Pritchett, Rodwell, Umstead, Uzzell, Ward of Craven, Zollicoffer—34.

The bill is ordered enrolled.

H. B. 510, A bill to amend chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding, upon second reading.

The bill passes second reading, ayes 28, noes 5, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Burrus, Burt, Clark, Clement, Dortch, Dunlap, Folger, Gravely, Grier, Hardy, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Lawrence, McKee, McSwain, Pritchett, Rankin, Rodwell, Uzzell, Whedbee, Zollicoffer—28.

Those voting in the negative are: Senators Johnson of Moore, Jones, McLean, Umstead, Ward of Craven—5.

H. B. 626, A bill to amend chapter 36, Public Laws of 1927, amending section 7667 of the Consolidated Statutes, relative to distribution of Supreme Court reports and other public laws and documents.

Senator Dunlap moves that the bill do lie upon the table.

The motion fails of adoption.

Senator Dunlap offers an amendment which is adopted.

Senator Gravely offers an amendment which is adopted.

Upon motion of Senator Gravely, the bill and amendments are placed on the table.

Pursuant to a joint resolution to that effect, the hour of 11:45 A. M. having arrived, upon motion of Senator Johnson of Duplin, the Senate repairs to the Hall of the House of Representatives, there to convene in joint session with that Honorable Body.
JOINT SESSION

The Senate is received into the Hall of the House of Representatives by the members of that body, standing, and are assigned seats by the Sergeant-at-arms of the House.

The Honorable R. T. Fountain, Lieutenant-Governor, calls the joint session to order.

Senator Hardy, on the part of the Joint Committee appointed for that purpose, presents His Excellency, Governor O. Max Gardner, who delivers the following message:

Mr. President, Mr. Speaker, Members of the General Assembly of North Carolina:

We are here today for the purpose of making our decision upon one of the most momentous issues that have gripped, and divided, and united the people of this State in your lifetimes and mine. What that decision will be I do not myself know. No more do you. Before you finally make that decision, you have done me the honor of permitting me to express to you my opinion and my convictions upon the question it is your duty to resolve.

May I say that I do not ask you to accept without critical question the conclusions that I have reached or the advice that I am about to give you. For myself I wish the right to hold and express my opinion on any question that concerns the welfare of my people, and just as sincerely and just as vigorously do I wish the same right for each and everyone of you. This is not a question of personalities; it is not a question of friendships. The one unpardonable delinquency of you or of me would be for any one of us to take his position on this question on any other ground than that of voting the right as he sees the right, after he has honestly weighed every issue in arriving at what he believes to be the right.

The gravity of the main issue, and the importance of your decision, I fully understand. Such recommendations as I shall make are made in full realization of the responsibilities that rest on me as the chief executive of the State. I am the Governor of all the people. I am not the Governor of industry; I am not the Governor of agriculture; I am not the governor of the merchants; I am not the governor of the Democratic Party—I am the Governor of North Carolina. And it is my earnest prayer that I may have my eyes lifted to the future, that I may see North Carolina steadily and see her whole.

It is generally understood that I did not encourage the passage of the MacLean bill, assuming on the part of the State the full responsibility for all the costs of operation of the six months constitutional terms of our public schools. I hope it is equally as well understood, for it is true, that I did not discourage the passage of the MacLean Bill.

I did not encourage its passage because, after serving two years as Governor and Director of the Budget, and after such survey as I had been able to make with the assistance of the Tax Commission, I did not know of any means, within the province of reason, by which this tremendous additional obligation could be financed without imposing other forms of taxation more grievous and burdensome than the tax relief that would be granted by it. We already had the obligation, in this time of severe depression, of providing three million dollars per year of additional state
revenue to balance the reduced and economical budget of expenditures for the next two years. I did not know of any reasonable means by which a further additional sum of twelve million dollars per year of state revenue could be provided.

I did not discourage the passage of the MacLean bill because I entertained as much anxiety as any member of this General Assembly to lighten the burden of property taxation in the state. And if this General Assembly could, within the realm of reasonable taxation, find the revenue to sustain the MacLean bill, I was ready to give my full support to it.

For these reasons I have remained silent on this subject and given my energies to other matters of legislation which I deemed of great importance to the State, while those sponsoring the MacLean bill prosecuted their inquiries to find new sources of taxation to sustain it.

It is never a pleasing responsibility for the Governor to become a champion on either side of a question on which there is deep-seated division of opinion in the General Assembly and in the thinking of the people of the state. But I cannot shrink from the responsibility which the high office that I hold imposes. I am thoroughly convinced of the unwisdom of the adoption of the policy of levying any form of sales tax.

My opposition to sales taxation as a means of state revenue is based on the deep conviction that it is not a sound or just principle of taxation, and that the commerce clause of the constitution of the United States renders it impractical as an important source of state revenue.

As to the principal involved in sales taxation: No matter how often it has been said, it should never be discarded from our thinking on this subject, because it is fundamentally and eternally true, that sales taxes take no measure of ability to pay taxes. They are based on human needs, and not on ability to pay. It is my profound conviction that we would do a serious injustice to the great body of citizenship in our state, immediately and for the future, if we should establish this basis of taxation, fundamentally unsound in principle, and should incorporate it into the revenue system of the state. I do not see how we could justify a tax reduction on the factory by imposing a tax on the purchase of its labor. That is the distinctive characteristic of sales taxation. It assuredly offers no average relief for the average property owner. It relieves those whose ownership of property is well above the average and gathers from those who are below the average or who own no property at all. I am unalterably opposed to that principle of taxation, and to any legislative program that finds it necessary to sustain it.

As to its practicability: If the sales tax were not fundamentally objectionable and unsound in principle, it would still be impractical for use in any large way in a program of state taxation, because no state can police its borders against interstate commerce. This point has no doubt been well argued in your discussions of this question, but we should not permit our extremeties to dull our understanding of it, and its important relation to taxes on sales. There is at all times a delicate balance as between purchase within and without the state as to many articles and commodities. Any tax that we add to sales within the state helps to turn the scale against business in North Carolina and in favor of business outside of North Carolina. I cannot favor any system of taxation that imposes this additional burden on the retail merchants of North Carolina,
and that penalizes business within and encourages business without the state.

The same reasons that condemn a general sales tax have their application to the selection of articles of common use among the whole body of citizenship of the state, and the designation of such articles as luxuries, and the imposition of extreme rates of tax upon the retail sales of such articles. This is but a little more ingenious method of imposing taxes to relieve wealth, and without regard to ability of those who are taxed to pay the tax. It seems to me a narrow comprehension of the subject to designate such articles as luxuries. The use of such articles recognizes no rank of nobility or fortune. Their use is as common among the poorest as among the wealthiest classes. And a twenty per cent tax upon their use is in fact as essentially a tax upon those who can ill afford to pay it as a small percentage tax upon general sales. It is contrary to my conception of a fair tax in that it is a perversion of the doctrine of ability to pay. In the last analysis, it is not paid by the producer of the article taxed but is passed on to the consumer and is in fact a tax on poverty. It is the very opposite of the income tax, the fairest and justest tax any government imposes. It violates every tenet of the Democratic Party in that it taxes the weak to relieve the strong. Luxuries defined in any proper sense range upon a higher level than this and can only be reached by taxing property or income that furnishes the basis for their indulgence.

May I be pardoned if I illustrate this principle by reference to a somewhat good-humored criticism of my position which I read in yesterday's paper. A distinguished member of the Senate, discussing the present legislative situation in foot ball parlance, calls on the Governor to take the ball and score a touchdown for the team of the "little man." The trouble with my friend is that he wants me to make the same mistake with delibration that a famous foot ball star, in a game in California made a few years ago, when in the excitement of the game he lost his sense of direction and after a magnificent field run carried the ball over the wrong goal line and scored a touchdown for the opposing team. No form of sales tax can be levied upon articles consumed by the little man that will not increase his difficulties in playing the game of life. The right of the little man to live is not related by blood or marriage to any form of a sales tax.

The right of the little man to live is not a figment of my imagination. It is a fundamental issue in North Carolina. If my party has stood for anything through its long history, it has stood for the democratic doctrine of shielding the weak and repressing the strong, and yet we have here a new and strange brand of democracy proposed. Instead of taxing the strong to aid the weak, we plan to tax the weak to relieve the strong. I do not hesitate to say that this theory of taxation violates every principle of Thomas Jefferson and outrages every teaching of Andrew Jackson.

The application of the convictions I have stated to the results of the labors of your Finance Committees, and the conclusions reached by them lead me irresistibly to the recommendation that some other and more certain method of relief should now be sought than that embodied in the revenue bill now before the House. The conclusion has been reached by the sub-committee representing both the Senate and the House that the MacLean bill cannot be effectuated without a sales tax. I earnestly hope that no sales tax in any form will be imposed on the people of North Caro-
lina. I am quite certain in my opinion that the people we are trying earnestly to help will not be helped by any revenue raised through sales taxation; and I therefore recommend that so much of the purpose of the MacLean bill as cannot be carried out without a sales tax be eliminated from its scope and purpose.

This position of opposition to the sales tax I take as a definite fiscal and economic policy, and as a matter of principle. In taking it, I have no desire to invade the responsibility of the legislative branch of government by attempting to set up your revenue measure in detail, except that I do wish that no policy and no line of action be adopted which is inherently unfair on the one hand to the consuming public, or on the other to any legitimate and helpful business or industry that is making its contribution to the welfare of our state.

I have arrived at these conclusions after mature deliberation and after conference with the Tax Commission, the Advisory Budget Commission, the State Educational Commission, the State Superintendent, and the State Board of Equalization. I have not reached this decision lightly or quickly. It reflects my conscientious conviction for the welfare and future prosperity of the people of my state for whose welfare my highest ambition is to continue to make some contribution—be it large or small—as the years go on and as I have the power to work for North Carolina.

I recommend that you enact so much of additional taxation as you find to be reasonable outside of the sales tax field, and that, after taking care of the necessities of the state government such additional sums be used for direct reduction of the public school tax levy.

In making this recommendation I am not unmindful of the sum total of contributions that will be made by this General Assembly to the cause of relieving property taxation in North Carolina nor of its constructive legislation to provide more efficient and economical government in its state and local units.

When I came in as Governor two years ago, the state government was appropriating the sum of $3,250,000 for the support of the six months school. I recommended an increase in this fund and urged recognition of the necessity for making some provision for state aid to the extended term where the tax burden was heaviest. The General Assembly acted on this recommendation and increased the equalization fund from $3,250,000 to $6,500,000, with $1,250,000 set aside for the extended term. I felt then and I feel now that this sum sent by the state to the relief of the eight months term was the most helpful tax reduction measure passed during my administration.

In order to bring about unity and agreement of purpose in the place of our present contending confusion, I recommend that you go to the utmost limit without injustice in the further pursuit of this policy.

Not forgetting for the moment the statement in my biennial message that taxes on property must be reduced, let us review the reduction that will have been accomplished by this General Assembly if this policy is accepted and this program carried out.

The road bill, which has been enacted into law, will on a conservative estimate mean an average reduction throughout the state of at least 15 cents.

The Local Government Commission will provide for a reduction of at least 10 cents on the $100 of the assessed value through readjustments and
refunding which will be permitted in the bonded indebtedness of local governments maturing within the next two years.

This Commission will save an additional 10 cents in taxes by reason of the control that it can now exercise over the budgets of the counties and the cities throughout the state. As you know, city government has heretofore been wide open without any state supervision or restraint and last year increased 11½ per cent in cost. This, the local government bill corrects.

These several reductions, together with the adoption of this school policy, will total in the aggregate, I estimate, an average of 50 cents on the $100 of assessed value in more than 90 counties and an average of 42 cents state-wide. If this estimate is correct, North Carolina will next year receive a reduction of $12,500,000 in property taxes or an average reduction of 20 per cent.

When we provide through all of these constructive acts a tax reduction equal to the reduction anticipated in the MacLean bill, I am confident your action will meet the expectations of, and the approval of, your constituents—especially when they understand it is as far as we can go at this time without adoption of new forms of burdensome taxation.

It should be remembered that the MacLean bill itself does not purport to take all tax off property, even for the constitutional term of public schools. Based on last year's expenditures, it would be necessary to levy for the total support of the six months term an average rate of nearly 25 cents in every county, after receiving the full benefit of the revenue provided to carry out the MacLean bill. To meet the total cost of current expense alone, it would be necessary to levy an additional rate in many counties. This phase of this problem is not generally understood by the public. It should be clearly understood by each of you.

The tax reduction and the economies that will be provided by this General Assembly will be distinctly helpful in promoting a return of real estate values to a normal level. But there will be no marked upward movement until we make another crop. Values then will be influenced largely by the prevailing prices for tobacco, cotton and grain. But, gentlemen, it should be remembered that land values have been more profoundly influenced by other factors than by taxation. If something does not happen by which North Carolina agriculture is able to recover a large part of the 80 million dollars lost in declining prices of 1930 over 1928 and 1929, our efforts here are futile even though it were possible to lift every dollar of taxes from land and property in this state.

From the day I took office and for years before, I have devoted the greater part of my thinking and planning to the program of working out a leadership and direction to the relief of the economic insecurity and distress of the North Carolina farmer.

Taxes are high in this state and taxes must be reduced; but the man who tells you that the tax policy of North Carolina is the proximate cause, the responsible reason, for the condition of the real estate market, that taxes are responsible for the sunken values of farm lands, that taxes are responsible for the prostration of eighty per cent of our people, that taxes are responsible for our army of unemployed, that taxes are responsible for stagnated industry—that man is either uninformed or is trying to spread political propaganda for inflammatory purposes. In every civil-
ized county today the epidemic of real estate depression prevails. The condition is no worse in North Carolina than it is in Virginia, South Carolina, California or New York. It is my mature judgment that we must face this situation without prejudice, passion, or politics, and in recognition of all factors involved, and go to the utmost limit to reduce the property tax. But let us remember that there is another day, and that the future of North Carolina lies with gravest responsibility largely in our hands as we struggle through this period to make more productive the sweat of honest toil and more effective the result of scientific management.

It was a difficult task in 1929, when we thought North Carolina was perpetually endowed with prosperity to raise general fund revenue in the amount of 15 million dollars. What we are trying to do now in hard times and business adversity is to raise the 15 millions we raised in 1929, which was found to be inadequate, and which necessitated my cutting appropriations more than three million dollars to meet the first shock of the oncoming depression. We are now not only planning to raise this fifteen millions, but we are struggling to raise an additional twelve to fourteen millions. I say frankly that in my judgment, this is an operation too drastic, too precipitate, too burdensome to be accomplished at one time. I say it with grave concern, but with full knowledge of the fact that with possibly two exceptions North Carolina's agriculture, industry, labor, occupations and professions are suffering from the most acute prostration of any period in modern times. We are more than blind if we ignore this economic truth in the proceedings of this Assembly.

I have a definite philosophy about the needs of North Carolina, and every recommendation I made to you and every bill presented by me for your consideration was motivated by only one definite purpose; namely, economy, efficiency, and tax reduction on property. I have not pressed a single measure before you that did not have a terminal in this objective.

Every major recommendation in my biennial message was in harmony with the realization of this obligation and drove in the direction of this goal. My recommendations with respect to education, highways and roads, fiscal problems, state reorganization and consolidation, and local government were integral parts of a maturely thought out pattern of action to reduce taxes on land and property. I have never for a moment departed in my policies or in my thinking from my message in which I emphasized that taxes on property must be reduced.

They will be reduced and when this General Assembly returns to the people who sent them here with the program of this administration written into law, you will carry with you the greatest tax reduction on land and property of any General Assembly in the history of North Carolina. And you will do this without imposing a new burden of nine or ten million dollars in the form of a sales tax on the backs and stomachs of two and one-half million of our people who through adversity, poverty, and misfortune have never been able to own a home or possess a tract of land.

I am ready to stand on this record and as the leader of my party in this critical hour, I accept the responsibility and will go forward against all opposition in the next campaign confident of the approval of this great majority of the citizens of this State. In my judgment neither of the proposed sales tax bills would receive one-third of the votes of the citizens of this State if submitted to a referendum.
If this plan is adopted and carried through, I bespeak here and now the whole-hearted co-operation and assistance of each of you in persuading your people to practice economy and to accept smaller expenditures when your county and city budgets are being made up next summer. Ladies and gentlemen, we may as well face this issue. Here, in Raleigh, today, tax reduction is popular, is demanded, is right. At home, in June, when the budgets are being prepared, tax spending is equally as popular. There must be found a sound middle ground to stand on throughout the year if North Carolina is to save herself. We must make up our minds that no matter how much resentment is aroused taxes cannot be reduced unless the cost of government is reduced. This is absolutely fundamental and we might as well make up our minds to adopt it.

I ask you this question: Do we not all recognize that we rarely get all that we aim for in life? Some one has truly said that life is a compromise between what one wants and what one gets. This is particularly true in legislation. Edmund Burke, the great British statesman, said that in last analysis the essence of all legislation is compromise. If we accept this as a progressive North Carolina compromise, and go home with a tax reduction of as much as fifty cents in many cases, we can trust to a fair-minded public for vindication of the wisdom of our action, because our action will be deserving of vindication.

Another aspect of the property tax question is deserving of our thoughtful understanding. The present property tax bill of more than sixty million dollars per year was not attained in sudden flight. It did not come in a single year. And, my friends, it cannot be completely repudiated and written off of the books in a single year. Beginning with 1923, each year through 1928 saw an average increase in the total amount of property taxes levied in the sum of four and one-half million dollars per year. One year it was eight millions, another year two millions. But for the six-year period, it averaged four and one-half millions. Think of it! In the biggest year of our rapid expansion the increase in property taxes was eight million dollars. Enact the recommendations I have made and you effectuate the unprecedented reduction of twelve and one-half million dollars in one year.

One of the constructive accomplishments of the 1929 General Assembly was to check this upward trend in property taxes. It not only checked the trend; it actually bent the line downward. Last year saw a reduction of nearly a million dollars in the property tax burden in this state as compared with the year before. If we adopt in its entirety the policy that I have outlined, if we are as conscientious in June as we are in March in our determination to ease this burden, we will still further and in larger measure than ever reduce this burden, whose weight on our industries and our citizens has in truth become well nigh intolerable. Property tax reduction, yes, property tax reduction in the biggest amount in the history of this state! And property tax reduction achieved through a sane, conservative, constructive program of action without saddling on the masses of our people another tax that in its injustice, and its effect is more intolerable and more throttling of the welfare of the common people than in the burden which we are determined now to take in large part off of their shoulders.
Our tax grievance is in part an utterance of the woes and the heart-aches growing out of the present misfortune of our people who find in this an expression of the multitude of the miseries of these times. Our people cannot liquidate their debt to the land banks by legislation. They cannot satisfy their mortgages by legislative resolution. But when people do get caught in the barbed wire entanglements of economic depression, their one outlet of resentment and discontent is uttered vocally against government and especially against the taxing power of government.

If for this we can substitute the psychology of patience, together with real economy and real saving; if we can as governments and as individuals become willing to live on less, to live hard if you will; if we can raise more of the consumption goods that we now purchase; if we can do more work, economize, cut here and cut there, a little less here and a little less there, we will emerge from this period a chastened but a conquering people.

North Carolina is in essence a progressive state. The masses as well as the leaders, possess a high average intelligence; and I submit that we do not have the right to expect their approval if at one blow, and without previous warning, we place nine million dollars of tax burden on the least able of its citizens to pay taxes.

You may differ with me, and I know some of you will; you may doubt the wisdom of my recommendation, and some of you will; you may question my leadership, and many of you may; but you cannot in truth say that according to my conception of my duty and according to my conception of the welfare of the three million people that we are planning to serve, I have faltered in conscientiously facing this issue.

One word more. I find myself at the close of this message with the same feelings, the same anxieties and worries multiplied many times, the same hopes I owned as I stood at the end of my message to you when this General Assembly convened. Will you pardon me for using the same words in this attempt to carry over to you today a picture of the inner man who stood before you then and who stands here now. I feel more deeply this sentiment now than I felt then. This message into the preparation of which I have thrown the utmost of my energy and ability is the unselfish concept of my duty to the whole people of North Carolina. There is not a line in it or a reservation unexpressed but that is prompted by the best impulse and the clearest thought of the man I am. I have not considered myself, I have not considered friendship, I have not considered politics in any narrow sense, but have endeavored to the completeness of my capacity to subordinate every person and every interest to the welfare of my state as a whole and to the three million North Carolinians, high and low, by whose grace and confidence I have the honor to bring you this message.

At the conclusion of the address, the joint session, upon motion of Senator Johnson of Duplin, is dissolved and the Senate repairs to its chamber, where it reconvenes and proceeds with the following business.

Upon motion of Senator Whedbee, the special order for today, H. B. 461, A bill to consolidate the University of North Carolina, North Carolina State College of Agriculture and Engineering, and the North Carolina College for Women, and to create and establish the University of North Carolina, is continued as a special order for tomorrow.

Upon motion of Senator Johnson of Duplin, the Senate adjourns to meet tomorrow morning at 11:00 o'clock.
The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. W. McC. White, First Presbyterian Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Gravely, E. L. McKee, Jr., is made an honorary page of the Senate to serve without compensation.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
March 24, 1931.

Mr. President:

Pursuant to a message from your Honorable Body requesting the return of S. B. 225, to provide for the payment of street assessments in installments in the town of Scotland Neck, we wish to advise that the bill has been ordered enrolled by the House, and is now in the Enrolling Office.

Respectfully,

THAD EURE,
Principal Clerk of the House.

HOUSE OF REPRESENTATIVES,
March 24, 1931.

Mr. President:

In response to your request, we are returning herewith H. B. 756, relating to salary and fees for the sheriff of Polk County.

Respectfully,

THAD EURE,
Principal Clerk of the House.

Upon motion of Senator McLean, the Senate reconsiders the vote by which this bill passed its third reading.

Senator McLean offers a substitute bill, which is adopted.

Upon motion of Senator McLean, the rules are suspended and the substitute bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 950, A bill to make the motor vehicle laws of North Carolina conform with the act regulating traffic on highways as adopted by the national conference on street and highway safety.
Referred to Committee on Public Roads.

H. B. 1008, A bill to fix the fees of certain officials of Madison County whose salaries have been abolished, and to define the duties of certain officials and boards.

Referred to Committee on Judiciary No. 2.

H. B. 1050, A bill to amend section 1443, Consolidated Statutes, relating to terms of court, and to provide a division of the terms of Superior Court in counties having a city or town other than the county seat with a population of more than thirty-five thousand.

Referred to Committee on Courts and Judicial Districts.

H. B. 1064, A bill to amend chapter 148, Public Laws of 1927, requiring all vehicles traveling the highways to be equipped with red reflectors.

Referred to Committee on Public Roads.

H. B. 1065, A bill to revise the law as to the establishment of cartways to make the same conform to changes in the Public Road Law.

Referred to Committee on Public Roads.

H. B. 1076, A bill validating indebtedness of the town of Roxboro.

Referred to Committee on Finance.

H. B. 1079, A bill to repeal chapter 256, Public Laws, 1929, relating to mortgages of corporations.

Referred to Committee on Judiciary No. 1.

H. B. 1084, A bill to require the tax collector of Franklin County and the tax collectors of the municipalities in said county to accept partial payment of taxes.

Referred to Committee on Finance.

H. B. 1102, A bill to amend section 1681 of the Consolidated Statutes, relating to payment of damages done by dogs.

Referred to Committee on Finance.

H. B. 1112, A bill to authorize the school committeemen of the city of Asheville local tax districts to issue certificates of indebtedness to teachers.

Referred to Committee on Finance.

H. B. 1116, A bill with respect to the duties of state farm demonstration agents for Halifax County.

Referred to Committee on Agriculture.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Blount, for the Committee on Judiciary No. 1.

H. B. 761, A bill to authorize the commissioners of Robeson County to amend existing contract with the State Highway Commission, with a favorable report.

By Senator Bennett, for the Committee on Salaries and Fees:

H. B. 970, A bill regulating the fees of the sheriff of Jackson County; with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 971, A bill relating to the fees, commissions and emoluments of the sheriff of Jackson County, with an unfavorable report.

By Senator Clark, for the Committee on Counties, Cities and Towns:
S. B. 478, A bill to amend chapter 213 of the Private Laws of 1903, extending the corporate limits of the town of Plymouth, with a favorable report.

S. B. 484, A bill to consolidate the activities of public welfare of the county of Forsyth and the city of Winston-Salem, with a favorable report.

H. B. 625, A bill to amend chapter 184 of the Public-Local Laws of 1927, relating to the nomination and election of the county commissioners in Perquimans County, with a favorable report.

H. B. 1042, A bill to authorize a prosecuting attorney in the recorders' courts of Aurora and Belhaven in certain cases, with a favorable report.

H. B. 1092, A bill to incorporate Pleasant Hill Baptist Church, Union County, with a favorable report.

By Senator Dunlap, for the Committee on Finance:

S. B. 481, A bill to require holders of stocks in foreign corporations to list and pay taxes on the same, with a favorable report.

Upon motion of Senator Dunlap, the bill is re-referred to the Committee on Finance.

H. B. 705, A bill to amend Consolidated Statutes, chapter 42, sections 2277, 2283 (a) and 2283 (q), relating to inns, hotels and restaurants, with an unfavorable report.

H. B. 772, A bill relating to foreclosure of tax certificates of Henderson County and the city of Hendersonville for the years 1926, 1927 and 1928, with a favorable report as amended.

H. B. 774, A bill to consolidate all tax records of Henderson County, and to provide for the collection of all back taxes by the regular tax collector of Henderson County, with a favorable report.

H. B. 954, A bill to exempt from taxation certain charitable hospitals in the city of Asheville and the county of Buncombe, with an unfavorable report.

H. B. 1045, A bill to provide for a study by the Tax Commission and/or its successor of the question of listing and assessing property for taxation, with a favorable report as amended.

H. B. 1051, A bill to amend section 2935 of the Consolidated Statutes, in relation to temporary loans of municipalities, with a favorable report.

H. B. 1052, A bill to amend the Local Government Act being S. B. 162, ratified March 3, 1931, with an unfavorable report.

By Senator Gravely, for the Committee on Appropriations:

H. R. 987, A joint resolution to pay expenses of Committee on Arrangements on the occasion of the visit of Honorable Alfred E. Smith, with a favorable report.

Upon motion of Senator Johnson of Duplin, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

S. B. 457, A bill to refund Sam Lawrence & Company and Lawrence Stone & Gravel Company any income tax payments erroneously paid to the State of North Carolina which should have been paid to the State of South Carolina, amounting in the total principal to the sum of $3,250.12, with a favorable report as amended.

By Senator Price, for the Committee on Agriculture:

H. B. 1069, A bill to repeal chapter 18, Private Laws, North Carolina,
session 1925, relative to the appointment and duties of cotton weigher for the town of Dunn, Harnett County, with a favorable report.

H. B. 1098, A bill to amend section 2490 of the Consolidated Statutes, relating to agricultural liens, making the same applicable to Franklin County, with a favorable report.

By Senator Burrus, for the Committee on Public Health:

H. B. 888, A bill to create a board of health for Madison County and name the members and provide their duties, with a favorable report.

**ENGROSSED BILLS**

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bill as properly engrossed and the same is ordered sent to the House of Representatives.

S. B. 422, A bill to amend Local Government Act, being S. B. 162, ratified March 3, 1931.

**ENROLLED BILLS**

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 784, An act to amend section six thousand fifty-four of the Consolidated Statutes, placing Macon County under the Primary Law.

H. B. 294, An act to amend section six thousand seven hundred and seventy-three, volume two, of the Consolidated Statutes, relating to annual fees to be paid by chiropodists to the State Board of Chiropody Examiners.

S. R. 487, A joint resolution on the forty-ninth birthday of O. Max Gardner, His Excellency, the Governor of North Carolina.

H. B. 1013, An act to make it unlawful to operate a filling station in Wilkes County and Stokes County on Sunday between the hours of ten A. M. and twelve P. M.

S. B. 445, An act for the relief of Iredell-Rowan County drainage district number one.

S. B. 225, An act to provide for the payment of municipal street assessments in installments in the town of Scotland Neck.

H. B. 823, An act to define the boundaries of the city of Saluda in the county of Polk and to amend the charter of said city so as to extend the boundaries thereof.

H. B. 824, An act to authorize the county commissioners of Nash County to close the service stations and stores on Sunday in Ferrell's Township, Nash County.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Nixon: S. B. 489, A bill to amend chapter 122, Public-Local Laws, 1921, relating to fees of the sheriff of Lincoln County.

Upon motion of Senator Nixon, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.
By Senator Nixon: S. B. 490, A bill to allow Miss Bettie Link of Lincoln County to practice chiropractic.

Referred to Committee on Public Health.

By Senator Johnson of Duplin: S. B. 491, A bill to amend chapter 392, Public-Local Laws, 1929, relating to the finances of Duplin County.

Upon motion of Senator Johnson of Duplin, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senators Hardy, Pritchett and Nixon: S. B. 492, A bill to provide for a record of and check on the license forms, tags and certificates used or issued by state departments and agencies.

Referred to Committee on Judiciary No. 1.

By Senator Hicks: S. B. 493, A bill to amend section 1789 of the Consolidated Statutes, relative to itemized and verified accounts.

Referred to Committee on Judiciary No. 1.

By Senator Hicks: S. B. 494, A bill to amend section 6416 of the Consolidated Statutes, relative to the service of legal process upon insurance commissioners.

Referred to Committee on Judiciary No. 2.

By Senator Johnson of Duplin: S. B. 495, A bill to authorize the school authorities and county auditor of Duplin County to issue certificates of indebtedness to teachers.

The bill is ordered placed on the Calendar.

By Senator Ward of Craven: S. B. 496, A bill to extend the time for bringing actions against L. E. Lancaster, clerk of Superior Court, Craven County, and his official bond.

Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 461, A bill to consolidate the University of North Carolina, North Carolina State College of Agriculture and Engineering, and the North Carolina College for Women into the University of North Carolina, upon second reading.

The amendments offered by the Committee are adopted.

Senator Jones offers an amendment which fails of adoption.

Senator Jones offers a second amendment which fails of adoption.

Senator Jones offers an amendment to the Committee amendment which fails of adoption.

The bill passes its second reading.

Senator Hinsdale offers an amendment which is adopted.

The bill passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

S. B. 154, A bill to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this act and fixing penalties therefor, upon second reading.

The bill passes second reading, ayes 39, noes 1, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burrus, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger,

Those voting in the negative are: Senator Ward of Beaufort—1.

S. B. 280, A bill to amend chapter 50 of the Consolidated Statutes in re- gard to marriage license.

The Committee offers a substitute.

Upon motion of Senator Clark, the bill is placed on the table.

Senator Ward of Beaufort moves that the vote by which this bill failed to pass its second reading, be reconsidered and that this motion do lie upon the table.

The motion prevails.

S. B. 309, A bill to provide the manner in which the issuance of bonds or notes of a unit and the indebtedness of a unit may be validated.

Upon motion of Senator Whedbee, the Senate concurs in the House amendment and the bill is ordered enrolled.

Upon motion of Senator Lawrence: S. B. 167, A bill to amend section 6376 of Consolidated Statutes, volume 2, article 2, relating to fidelity in- surance companies; H. B. 382, A bill to amend sections of the Banking Law as appear in chapter 5, Consolidated Statutes, volume 3 and as amended by the Public Laws of 1925 and 1927; H. B. 849, A bill to create the office of Commissioner of Banks and to provide for maintenance of the Banking Department; are displaced as special order No. 1 of today and set as a special order for Friday morning after the morning hour.

Upon motion of Senator Bernard, H. B. 329, A bill to amend chapter 2 of Consolidated Statutes of 1919, relating to the adoption of minors, is taken from the table and placed on the Calendar.

The bill is placed on its immediate readings.

Senator Bernard offers a substitute bill.

Upon motion of Senator McSwain, the bill and substitute are referred to the Committee on Judiciary No. 1.

Upon motion of Senator Grier, H. B. 1045, A bill to provide for a study by the Tax Commission and/or its successors of the question of listing and assessing property for taxation, is taken from the Calendar and re- referred to the Committee on Finance.

Upon motion of Senator Campbell, H. B. 379, A bill prescribing the manner of protecting and investing money placed in trust with clerks of Superior Courts, is taken from the unfavorable Calendar and referred to the Committee of Judiciary No. 2.

Upon motion of Senator Rankin, H. B. 843, A bill to amend chapter 51, Public Laws, 1927, relative to the propogation of game in North Carolina; and H. B. 846, A bill to amend the North Carolina Game Laws; are re- called from the Committee on Conservation and Development and referred to the Committee on Game Laws.

Upon motion of Senator Blount, H. B. 238, A bill to repeal, amend and re-enact chapter 136, Public Laws, 1927, as amended by chapters 58, 193, 216 and 254, Public Laws, 1929, and to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the state; and H. B. 247, A bill to amend and re-enact sections 34, 36, 38 and 41 of chapter 148, Public Laws, 1927, being
the uniform act regulating the operation of vehicles on the highways, so as to conform with section 36 (e) of chapter 136, Public Laws, 1927, known as the Bus Laws, and to further amend said chapter 148 of the Public Laws of 1927; are displaced as special orders for tomorrow morning and made special order No. 1 for tomorrow night.

Upon motion of Senator Peel, the Senate takes a recess until 8:00 P. M. tonight.

EVENING SESSION

SENATE CHAMBER,
Wednesday, March 25, 1931.

The Senate meets pursuant to recess and is called to order by Lieutenant-Governor R. T. Fountain.

Upon motion of Senator Rankin, H. B.-925, A bill to provide for co-operation with the United State Bureau of Fisheries in fish cultural operations and scientific investigations in the waters of North Carolina, is taken from the Committee on Conservation and Development and referred to the Committee on Commercial Fisheries.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Dunlap, for the Committee on Finance:

H. B. 384, A bill establishing conclusive presumption of physical infirmities justifying exemption from capitation tax of certain ex-soldiers, with a favorable report.

H. B. 822, A bill to repeal chapter 511, Public-Local Laws of 1925 and all amendments thereto and all other acts imposing or authorizing any assessment or collection of any taxes for road maintenance in Anson County, with a favorable report.

H. B. 869, A bill for the relief of sheriffs and tax collectors, with a favorable report.

H. B. 929, A bill to amend chapter 122, Public Laws of 1927, as amended by chapter 272, Public Laws of 1929, so as to change the rates for automobiles, trucks, truck-tractors, trailers and semi-trailers and busses, with a favorable report as amended.

H. B. 953, A bill to permit Halifax County to use unexpended funds derived from a bond issue to retire maturing bonds of said county, with a favorable report.

H. B. 980, A bill to permit the reduction of expenses and taxes in the city of Asheville, with a favorable report as amended.

H. B. 1045, A bill to provide for a study by the Tax Commission and/or its successors of the question of listing and assessing property for taxation, with an unfavorable report.

H. B. 1084, A bill to require the tax collector of Franklin County and to tax collectors of the municipalities in said county to accept partial payments of taxes with a favorable report as amended.
H. B. 1102, A bill to amend section 1681 of the Consolidated Statutes, relating to payment of damages done by dogs, with a favorable report.

H. B. 956, A bill to amend chapter 34, Private Laws of 1909, same being an act authorizing the city of Asheville to appropriate funds from general taxes for the advancement and development of the city, with an unfavorable report.

By Senator Blount, for the Committee on Judiciary No. 1:
S. B. 278, A bill to reduce the costs and expenses of advertisements under executions, mortgages and deeds of trust and all legal notices, with an unfavorable report.

A minority report is filed as to Committee substitute.

S. B. 468, A bill to submit a proposed amendment to the Constitution of North Carolina to protect insurance for wives and children from creditors during life of insured, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Ward of Beaufort: S. B. 497, A bill to provide for the sanitary transportation of fish and other sea food.

Referred to Committee on Judiciary No. 1.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 987, A joint resolution to pay expenses of Committee on Arrangements on the occasion of the visit of Honorable Alfred E. Smith.

H. B. 417, An act to amend section six thousand two hundred and ninety-nine of the Consolidated Statutes, relating to the licensing of insurance agents.

S. B. 309, An act to provide the manner in which the issuance of bonds or notes of a unit and the indebtedness of a unit may be validated.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 268, A bill to amend section 1260 of the Consolidated Statutes, relating to officers’ fees in criminal actions when not a true bill is found in Avery County, for concurrence in the House amendment.

The Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 438, A bill relating to the office of county treasurer of Johnston County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 354, A bill approving, confirming and validating certain acts of W. C. Hardin, former sheriff and tax collector of Rutherford County, with respect to deposit of funds by him in Rutherford County Bank and Trust Company, designated county depository.
Passes its second and third readings and is ordered enrolled.
H. B. 578, A bill to incorporate Boone Cave Park in Boone Township, Davidson County.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 1075, A bill to protect the public from false advertisement and fraudulent sales in Rowan County.
Passes its second and third readings and is ordered enrolled.
H. B. 1078, A bill to amend chapter 125, Public-Local Laws, extra session 1921, relating to the protection of plats or maps filed in the office of the register of deeds of Davidson County.
Passes its second and third readings and is ordered enrolled.
H. B. 989, A bill to provide for registering certain chattel mortgages and conditional sale agreements, in North Carolina.
Passes its second and third readings and is ordered enrolled.

SPECIAL ORDER

The hour of the special order having arrived, the President lays before the Senate S. B. 277, A bill to divide North Carolina into eleven congressional districts.
The substitute offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 144, A bill to repeal chapter 120 of the Public Laws of 1929 and to enact a North Carolina Workmen's Compensation Law.
Senator Gravely moves that the bill and amendment do lie upon the table.
The motion prevails.
S. B. 437, A bill to repeal chapter 161 of the Public Laws of 1929, being "An act to require advance notice of five days with respect to issuing marriage license."
Upon motion of Senator Dunlap, the bill is placed on the table.
S. B. 448, A bill to amend section 5034 of the Consolidated Statutes of North Carolina as amended by chapter 74, Public Laws, extra session of 1924, relating to age certificates of children under sixteen years of age.
Upon motion of Senator Grier, the bill is placed on the table.
Senator Dunlap moves that the vote by which this bill was placed on the table, be reconsidered and that this motion do lie upon the table.
The motion prevails.
S. B. 421, A bill to repeal and re-enact section 1288, Consolidated Statutes of North Carolina with reference to the liability of criminal costs before a justice of the peace.
Senator McSwain offers an amendment which fails of adoption.
Senator Hendren offers an amendment which is adopted.
The bill passes its second reading.
S. B. 475, A bill to amend section 1 of chapter 63 of the Public Laws of North Carolina, extra session of 1921, relating to the investment of trust funds.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 1053, A bill to amend chapter 170 of the Public Laws of 1929, so as to correct a typographical error in reference to the Consolidated Statutes.

Passes its second and third readings and is ordered enrolled.

H. B. 510, A bill to amend chapter 191, Public Laws of 1925, relating to the fees to be charged for tags or labels for inspection of bedding, upon third reading.

The bill passes third reading, ayes 26, noes 12, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burt, Campbell, Clark, Dortch, Dunlap, Folger, Grier, Hardy, Haywood, Hendren, Horton, Johnson of Duplin, Lindsay, Lovill, McKee, Nixon, Pritchett, Rankin, Ward of Beaufort, Ward of Craven, Whedbee, Williams—26.

Those voting in the negative are: Senators Clarkson, Clement, Gower, Gravely, Gwyn, Hicks, Johnson of Moore, Jones, Lynch, McLean, McSwain, Umstead—12.

The bill is ordered sent to the House of Representatives for concurrence.

S. B. 311, A bill to provide for the collection of special assessments in cities and towns.

Upon motion of Senator Grier, the bill is placed on the table.

Senator McSwain moves that the vote by which this bill was placed on the table be reconsidered and that this motion do lie upon the table.

The motion prevails.

Upon motion of Senator Clark, H. B. 819, A bill to amend chapter 231, Public-Local Laws of 1929, reducing the compensation of the sheriff and creating the office of tax collector of Alexander County, is taken from the unfavorable Calendar and placed upon the Calendar.

Upon motion of Senator Clark, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Gravely, the Senate adjourns to meet tomorrow morning at 11 o'clock.

SIXTY-EIGHTH DAY

SENATE CHAMBER,
Thursday, March 26, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. O. L. Riggs, South-Side Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Edward and Dudley Bruton are made honorary pages of the Senate to serve without compensation.

Upon motion of Senator Horton H. B. 835, A bill authorizing receiver and trustees to foreclose deeds of trust and mortgages under court orders and validating such foreclosures and sales, is taken from the Calendar and referred to the Committee on Judiciary No. 2.
MESSAGE FROM HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 744, A bill relative to the appointment of an assistant clerk and deputy clerks of the Superior Court of Durham County.

Upon motion of Senator Umsted, the bill is placed on the Calendar.

H. B. 960, A bill to allow the county commissioners and the board of education of Polk County to aid in reopening the Polk County Bank and Trust Company.

Referred to Committee on Banks and Currency.

H. B. 1033, A bill to prohibit fishing with drag nets within a mile of the shores of Hyde County.

Referred to Committee on Commercial Fisheries.

H. B. 1128, A bill to authorize the board of county commissioners of McDowell County to grant to the State Highway Commission the right to the use and enjoyment of certain lands and premises belonging to McDowell County.

Referred to Committee on Public Roads.


Referred to Committee on Salaries and Fees.

H. B. 1132, A bill to provide for continuous grand jury in Lee County.

Referred to Committee on Courts and Judicial Districts.

H. B. 1083, A bill to require reduction of salaries, wages, fees or other compensation paid for public services out of public funds in the county of Robeson.

Referred to Committee of Counties, Cities and Towns.

H. B. 1124, A bill to fix the compensation of the solicitor of the general county court of the county of Buncombe by the county commissioners.

Referred to Committee of Counties, Cities and Towns.

H. B. 1127, A bill to incorporate the Memorial Methodist Episcopal Church in Currituck County.

Referred to Committee on Propositions and Grievances.

S. B. 395, A bill to incorporate the city of Asheville, to define its corporate limits, to provide for its government and for other purposes, for concurrence in the House amendment.

Upon motion of Senator Bernard, the Senate concurs in the House amendment and the bill is ordered enrolled.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Pritchett, for the Committee on Pensions:

S. B. 397, A bill to place Zelia Wells of Jackson County on the Confederate pension roll, with a favorable report as amended.

S. B. 486, A bill to place Mrs. S. B. Neal, Mrs. Fannie Long and Mrs. Mary J. Minor, widows, on the pension roll, with a favorable report as amended,
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Whedbee: S. B. 498, A bill to amend the Local Government Act, the same being S. B. 162 of the session of 1931.

Upon motion of Senator Whedbee, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 268, An act to amend section one thousand two hundred and sixty of the Consolidated Statutes, relating to officers' fees in criminal actions when not a true bill is found in Avery County.

H. B. 1053, An act to amend chapter one hundred and seventy of the Public Laws of one thousand nine hundred and twenty-nine, so as to correct a typographical error in reference to the Consolidated Statutes.

H. B. 1075, An act to protect the public from false advertisement and fraudulent sales in Rowan County.

H. B. 819, An act to amend chapter two hundred thirty-one, Public-Local Laws of one thousand nine hundred twenty-nine, reducing the compensation of the sheriff and creating the office of tax collector of Alexander County.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 484, A bill to consolidate the activities of public welfare of the county of Forsyth and the city of Winston-Salem.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 495, A bill to authorize the school authorities and county auditor of Duplin County to issue certificates of indebtedness to teachers.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 625, A bill to amend chapter 184 of the Public-Local Laws of 1927, relating to the nomination and election of the county commissioners in Perquimans County.

Passes its second and third readings and is ordered enrolled.

H. B. 630, A bill to appoint successors to members of the county board of road commissioners of Ashe County.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 761, A bill to authorize the commissioner of Robeson County to amend existing contract with the State Highway Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 772, A bill relating to foreclosures of tax certificates of Henderson County and the city of Hendersonville for the years 1926, 1927 and 1928.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 774, A bill to consolidate all tax records of Henderson County and to provide for the collection of all back taxes by the regular tax collector of Henderson County.
Passes its second and third readings and is ordered enrolled.
H. B. 822, A bill to repeal chapter 511, Public-Local Laws of 1925 and all amendments thereto and all other acts imposing or authorizing any assessment or collection of any taxes for road maintenance in Anson County.
Passes its second and third readings and is ordered enrolled.
H. B. 888, A bill to create a board of health for Madison County and name the members and provide their duties.
Passes its second and third readings and is ordered enrolled.
H. B. 953, A bill to permit Halifax County to use unexpended funds derived from a bond issue to retire maturing bonds of said county.
Passes its second and third readings and is ordered enrolled.
H. B. 980, A bill to permit the reduction of expenses and taxes in the city of Asheville.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 970, A bill regulating the fees of the sheriff of Jackson County.
The substitute offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate substitute.
H. B. 1092, A bill to incorporate Pleasant Hill Baptist Church, Union County.
Passes its second and third readings and is ordered enrolled.
H. B. 1098, A bill to amend section 2490 of the Consolidated Statutes, relating to agricultural liens, making the same applicable to Franklin County.
Passes its second and third readings and is ordered enrolled.
H. B. 1042, A bill to authorize a prosecuting attorney in the recorders courts of Aurora and Belhaven in certain cases.
Passes its second and third readings and is ordered enrolled.
H. B. 1069, A bill to repeal chapter 18, Private Laws, North Carolina, session 1925, relative to the appointment and duties of cotton weigher for the town of Dunn in Harnett County.
Passes its second and third readings and is ordered enrolled.
H. B. 872, A bill relating to commutations of sentence of prisoners in the states prison and in the county jails and county convict camps of the several counties of the state.
Passes its second and third readings and is ordered enrolled.
H. B. 1084, A bill to require the tax collector of Franklin County and the tax collectors of the municipalities in said county to accept partial payments of taxes.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
S. B. 478, A bill to amend chapter 213 of the Private Laws of 1903, extending the corporate limits of the town of Plymouth, upon second reading.

The bill passes second reading, ayes 32, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Burt, Clarkson, Dortch, Dunlap, Folger, Gower, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Lawrence, Lindsay, Lovill, Lynch, McKee, McSwain, Nixon, Peel, Price, Pritchett, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams—32.

S. B. 154, A bill to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this act and fixing penalties therefor, upon third reading.

Senator Folger offers an amendment which is adopted.

The bill passes third reading, ayes 32, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Burt, Clarkson, Dunlap, Folger, Gower, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Lawrence, Lindsay, Lovill, Lynch, McKee, McSwain, Nixon, Peel, Price, Pritchett, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams—32.

The bill is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 538, A bill to require that indigent persons be provided for by their children.

An amendment is offered by the Committee.

The bill fails to pass its second reading.

H. B. 652, A bill to authorize joint rates and through routes of operating railroads with carrier by water, and for other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 384, A bill establishing conclusive presumption of physical infirmities justifying exemption from capitation tax of certain ex-soldiers.

Passes its second and third reading and is ordered enrolled.

H. B. 759, A bill to amend chapter 119, Public Laws of 1929, being "An act to regulate the practicing of barbering in the State of North Carolina."

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 869, A bill for the relief of sheriffs and tax collectors.

Passes its second and third readings and is ordered enrolled.

H. B. 647, A bill to classify eggs, regulate the sale of same and to make unlawful certain acts defined herein.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 383, A bill authorizing receivers and trustees to foreclose deeds of trust and mortgages under court orders and validating such foreclosures and sales.

Senator Hicks offers an amendment.

The amendment offered by the Committee is adopted.

Upon motion of Senator Burrus, further action on this bill is deferred.

Upon motion of Senator Johnson of Duplin, the Senate takes a recess until 8:00 o'clock tonight.
The Senate meets pursuant to recess and is called to order by Lieutenant-Governor R. T. Fountain.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Clarkson, McKee, Lovill, Harmon and Bernard: S. R. 499, A joint resolution to designate and promote a national park to park highway.

Referred to Committee on Public Roads.

By Senator Whedbee: S. B. 500, A bill to provide for the listing and valuing of all property, real, personal and mixed, at its real value in money.

Referred to Committee on Finance.

**ENROLLED BILLS**

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 557, An act to amend section one thousand four hundred and forty-three of the Consolidated Statutes of North Carolina, as amended by chapter one hundred and eighty-five, Public Laws of one thousand nine hundred and twenty-three, relative to the terms of court of Bertie County.

H. B. 384, An act establishing conclusive presumption of physical informities justifying exemption from capitation tax of certain ex-soldiers.

H. B. 888, An act to create a board of health for Madison County and name the members and provide their duties.

S. B. 480, An act to amend chapter three hundred and ten of the Public Local Laws of one thousand nine hundred and twenty-one, relative to the better enforcement of the criminal laws of Lincoln County.

S. B. 473, An act to amend section two thousand three hundred and sixty-six of the Consolidated Statutes of North Carolina, volume one, relating to landlord and tenant, applying to Surry and Stokes Counties.

H. B. 652, An act to authorize joint rates and through routes of operating railroads with carriers by water, and for other purposes.

H. B. 1098, An act to amend section two thousand four hundred and ninety of the Consolidated Statutes, relating to agricultural liens, making the same applicable to Franklin County.

H. B. 869, An act for the relief of sheriffs and tax collectors.

H. B. 1069, An act to repeal chapter eighteen, Private Laws, North Carolina, session one thousand nine hundred and twenty-five, relative to the appointment and duties of cotton weigher for the town of Dunn in Harnett County.

H. B. 1092, An act to incorporate Pleasant Hill Baptist Church, Union County.

H. B. 774, An act to consolidate all tax records of Henderson County, and to provide for the collection of all back taxes by the regular tax collector of Henderson County.
H. B. 1042, An act to authorize a prosecuting attorney in the recorders’ courts of Aurora and Belhaven in certain cases.

H. B. 625, An act to amend chapter one hundred and eighty-four of the Public-Local Laws of one thousand nine hundred and twenty-seven, relating to the nomination and election of the county commissioners in Perquimans County.

H. B. 872, An act relating to commutations of sentence of prisoners in the State’s prison and in the county jails and county convict camps of the several counties of the state.

H. B. 761, An act to authorize the commissioners of Robeson County to amend existing contract with the State Highway Commission.

H. B. 822, An act to repeal chapter five hundred eleven, Public-Local Laws of one thousand nine hundred and twenty-five, and all amendments thereto, and all other acts imposing or authorizing any assessment or collection of any taxes for road maintenance in Anson County.

H. B. 953, An act to permit Halifax County to use unexpended funds derived from a bond issue to retire maturing bonds of said county.

S. B. 483, An act to make the April term of Hertford County Superior Court, now for civil cases only, a mixed term.

S. B. 459, An act relating to State’s witnesses in Wake County, amending section one thousand two hundred and eighty-two of the Consolidated Statutes.

S. B. 462, An act to amend chapter one hundred twenty of the Private Laws of one thousand nine hundred twenty-three, relating to the charter of the city of Asheville.

S. B. 374, An act to allow the commissioners of the town of Ayden to aid in the establishment of a new bank for the purpose of taking over the First National Bank of Ayden which was recently closed.

H. B. 1078, An act to amend chapter one hundred twenty-five, Public-Local Laws, extra session one thousand nine hundred twenty-one, relating to the protection of plats or maps filed in the office of the register of deeds of Davidson County.

H. B. 989, An act to provide for registering certain chattel mortgages and conditional sale agreements in North Carolina.

H. B. 354, An act approving, confirming and validating certain acts of W. C. Hardin, former sheriff and tax collector of Rutherford County, with respect to deposit of funds by him in Rutherford County Bank & Trust Company, designated county depository.

H. B. 756, An act to fix salary and fees for the sheriff of Polk County.

H. B. 461, An act to consolidate the University of North Carolina, North Carolina State College of Agriculture and Engineering and the North Carolina College for Women into the University of North Carolina.

SPECIAL ORDER

The President lays before the Senate the special order, H. B. 238, A bill to repeal, amend and re-enact chapter 136, Public Laws, 1927, as amended by chapters 58, 193, 216 and 254, Public Laws, 1929, and to regulate the business of transporting passengers and property for compensation by motor vehicle operated over the public highways of the state; and H. B. 247, A bill to amend and re-enact sections 34, 36, 38 and 41 of chapter 148, Public Laws, 1927, being the “Uniform act regulating the
operation of vehicles on the highways,” so as to conform with section 36 (e) of chapter 136, Public Laws, 1927, known as the “Bus Law,” and to further amend said chapter 148 of the Public Laws of 1927.

Upon motion of Senator Hendren, the Senate adjourns until tomorrow morning at 11:00 o’clock.

SIXTY-NINTH DAY

SENATE CHAMBER,
Friday, March 27, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. J. R. Jarvis, Hillyer Memorial Christian Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Hicks, the rules are suspended and Senator Baggett is appointed a member of the Committee on Finance.

Upon motion of Senator Gravely, S. B. 307, A bill to reduce freight rates throughout North Carolina, promote public welfare, to place freight rates upon a parity with those of other states and localities, to provide water transportation, to locate a port terminal at Deep Tidewater, create a port commission, prescribe its duties and powers, and for other purposes; is taken from the unfavorable Calendar and placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 633, A bill to authorize the town of Sanford to improve its streets and assess the cost thereof on abutting property.

Referred to Committee on Counties, Cities and Towns.

H. B. 1105, A bill to abolish the highway commission of Surry County.

Referred to Committee on Public Roads.

H. B. 1111, A bill to appoint a board of highway commissioners for Stokes County.

Referred to Committee on Public Roads.

H. B. 1123, A bill to amend chapter 86 of the Public Laws of 1887, relating to the Durham Public School District.

Upon motion of Senator Umstead, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

S. B. 460, A bill to fix the salary of the sheriff of Wake County and authorize the appointment of deputy sheriffs and to fix their salaries and the appointment of clerks, office force and assistants.

The bill is placed on the Calendar for concurrence.

H. B. 943, A bill to amend chapter 120, Public Laws of 1929, the same being known as “The Workman’s Compensation Act.”

Referred to Committee on Judiciary No. 2.
The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,

March 27, 1931.

Mr. President:

It is ordered that a message be sent to your Honorable Body requesting the return to the House of Representativés of House Bill No. 1123, A bill to be entitled An act to amend chapter 86 of the Public Laws of 1887, relating to the Durham Public School District, for further consideration and action by this Body.

Respectfully,

THAD EURE,
Principal Clerk.

A message is ordered sent to the House of Representatives with information to the effect that the bill above referred to has passed its several readings and has been ordered enrolled and is, therefore, not now in the possession of the Senate.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Price, for the Committee on Agriculture:

H. B. 1116, A bill with respect to the duties of state farm demonstration agents for Halifax County, with an unfavorable report.

By Senator Powell, for the Committee on Election Laws:

H. B. 613, A bill to amend section 6054, volume 3, of the Consolidated Statutes, placing Gaston County under the State-wide Primary Law, with a favorable report.

Upon motion of Senator Rankin, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 937, A bill to amend chapter 111, Private Laws of 1921, relating to the holding of elections in the town of Jonesville, Yadkin County, with a favorable report.

H. B. 1070, A bill to enable independent candidates to have their names put upon the official ballot in municipal elections, with a favorable report.

By Senator Peel, for the Committee on Public Roads:

S. B. 128, A bill to prohibit the use upon highways of vehicles commonly known as trailers, with an unfavorable report.

S. B. 89, A bill to amend chapter 235 of the Public Laws of 1927, entitled "An act relating to county construction to the State Highway sys-
tem," with an unfavorable report.

S. B. 107, A bill to remove from highways mechanically unfit vehicles, with an unfavorable report.

S. B. 424, A bill officially naming the new state highway bridge across Neuse River, about one-half mile below the city of Kinston the Whitfield-Laroque Bridge, with a favorable report.

S. B. 71, A bill to authorize and direct the State Highway Commission to extend State Highway No. 192 from Mill Spring in Polk County to the South Carolina line, with an unfavorable report.
S. B. 205, A bill to repeal chapter 120, Public Laws of 1927, as same is in conflict with chapter 148, Public Laws of 1927, section 21, with an unfavorable report.

H. B. 768, A bill to amend chapter 148, section 21, Public Laws of 1927, so as to provide for painting signs upon pavements at entrances to through highways, with a favorable report.

H. B. 949, A bill to amend chapter 148, section 17, Public Laws of 1927, to provide for mechanical electric sign devices in addition to hand signals, with a favorable report.

H. B. 816, A bill to amend chapter 258 of Public Laws of 1929, with respect to registration of automobiles of non-residents, and to provide for enforcement of reciprocity relations with other states, with a favorable report.

H. B. 1004, A bill to appeal chapter 245 of the Public Laws of 1929, chapter 90 of Public-Local Laws of 1927, and chapter 37 of Public-Local Laws of 1925, and to abolish free road labor and the annual fee in lieu of said road duty in Madison County, with a favorable report.

H. B. 1064, A bill to amend chapter 148, Public Laws of 1927, requiring all vehicles traveling the highways to be equipped with red reflectors, with a favorable report.

H. B. 1128, A bill to authorize the board of county commissioners of McDowell County to grant to the State Highway Commission the right to the use and enjoyment of certain lands and premises belonging to McDowell County, with a favorable report.

H. B. 1005, A bill to appoint a highway commission to act in all matters relating to highways of Madison County, as provided in H. B. 338, passed at this session of General Assembly, with a favorable report.

H. B. 1119, A bill to amend H. B. 338, entitled "A bill to be entitled an act to amend chapter 2, Public Laws of 1921, and acts amendatory thereof and additional thereto, relating to the state highway system and public roads of the state, and to provide for the maintenance thereof," with a favorable report.

H. B. 685, A bill to regulate the removal of disabled vehicles and other objects from the public highways, with a favorable report.

H. B. 1065, A bill to revise the law as to the establishment of cartways to make the same conform to changes in Public Road Law, with a favorable report as amended.

H. B. 950, A bill to make the motor vehicle laws of North Carolina conform with the uniform act regulating traffic on highways as adopted by the national conference on street and highway safety, with a favorable report.

By Senator Clark, for the Committee on Counties, Cities and Towns:

H. B. 565, A bill to amend chapter 213, Public Laws of 1927, relating to the collection of taxes, with an unfavorable report.

H. B. 977, A bill for the relief of J. K. Reid, sheriff of Washington County, and for the relief of Leon S. Brey, former treasurer of Washington County, with a favorable report.

H. B. 1044, A bill to incorporate the town of Warreenville in Ashe County, with a favorable report.

H. B. 1124, A bill to fix the compensation of the solicitor of the general county court of the county of Buncombe by the county commissioners, with a favorable report.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Horton: S. B. 501, A bill to incorporate the Thompson School Alumni Association of Siler City, Chatham County, North Carolina.

Upon motion of Senator Horton, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Dortch: S. B. 502, A bill relative to the collection of fees for service of process by the sheriff of Wayne County.

Upon motion of Senator Dortch, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Dortch: S. B. 503, A bill to provide for the regulation of workmen's compensation insurance rates.

Referred to Committee on Insurance.

By Senator Baggett: S. B. 504, A bill to provide for franchise surtax on domestic and foreign corporations.

Referred to Committee on Finance.

By Senator Baggett: S. B. 505, A bill to repeal section four hundred fifty-five of the Revenue Act, chapter 3345 of 1929, relating to secrecy with respect to income tax reports.

Referred to Committee on Finance.

By Senator Hicks: S. B. 506, A bill to reappoint Otis C. Jenkins, a member of the board of road commissioners of Granville County.

Upon motion of Senator Hicks, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senators Jones and Pritchett: S. B. 507, A bill to require the clerks of the Superior Court to certify to the commissioners of revenue annually the names of all attorneys located within their county and engaged in the practice of law.

Referred to Committee on Judiciary No. 2.

By Senator Bennett: S. B. 508, A bill to authorize the board of county commissioners of Swain County, in its discretion, to extend the time of sale and relieve the tax payers of Swain County from any penalty or penalties which may have or may hereafter accrue on account of the failure of any tax payer having failed to pay or settle his taxes for the year 1930 within the time required by law.

Referred to Committee on Finance.

By Senator Gower: S. R. 509, A joint resolution to pay the expenses of the Committee from the Senate and House of Representatives visiting the State Hospital at Goldsboro.

The resolution is ordered placed on the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
H. B. 653, A bill to authorize the Atlantic and North Carolina Railroad Company to construct or erect a suitable terminal and warehouse near such company's pier at Morehead City.

The amendment offered by the Committee is adopted.

Senator Gravely offers amendments which are adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

Upon motion of Senator Blount, the special order of the day is displaced in order that the Senate may consider H. B. 247, A bill to amend and re-enact sections 34, 36, 38 and 41 of chapter 148, Public Laws, 1927, being the "Uniform act, regulating the operation of vehicles on highways," so as to conform with section 36(e) of chapter 136, Public Laws, 1927, known as the "Bus Law," and to further amend said chapter 148 of the Public Laws of 1927.

Senator Dunlap offers an amendment.

Upon the adoption of this amendment Senator Dunlap calls for the ayes and noes.

The call is sustained.

The amendment fails of adoption, ayes 6, noes 41, as follows:

Those voting in the affirmative are: Senators Bernard, Dunlap, Grier, Lawrence, Lynch, Umstead—6.

Those voting in the negative are: Senators Baggett, Bennett, Blount, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Folger, Gower, Gravely, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lindsay, Lovill, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—41.

The amendments offered by the Committee are adopted.

Senator Grier offers an amendment which fails of adoption.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

Upon motion of Senator Campbell, H. B. 238, A bill to repeal and re-enact chapter 136, Public Laws, 1927, as amended by chapters 58, 193, 216 and 254, Public Laws, 1929, and to regulate the business of transporting passengers and property, is made a special order for Monday night, March 30th.

Upon motion of Senator Blount, the Senate takes a recess until 8:00 o'clock P. M.

EVENING SESSION

SENATE CHAMBER,

Friday, March 27, 1931.

The Senate meets pursuant to recess and is called to order by Lieutenant-Governor R. T. Fountain.

Upon motion of Senator Peel; S. B. 205, A bill to repeal chapter 120, Public Laws of 1927, as same is in conflict with chapter 148, Public Laws of 1927, section 21; is taken from the unfavorable Calendar and placed on the Calendar.

Upon motion of Senator Lawrence; S. B. 167, A bill to amend section six thousand and seventy-six of Consolidated Statutes, volume 2, article 2,
relating to fidelity insurance companies; H. B. 382, A bill to amend sections of the Banking Law as appear in chapter 5, Consolidated Statutes, volume 3, and as amended by the Public Laws of 1925 and 1927; and H. B. 849, A bill to create the office of Commissioner of Banks and to provide for maintenance of the Banking Department; are made a special order for Tuesday morning, March 31st.

Upon motion of Senator Baggett, leave of absence is granted to Senator Lindsay.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Whedbee, for the Committee on Finance:
H. B. 883, A bill validating certain refunding bonds of Greene County, with an unfavorable report as to bill favorable as to substitute offered by the Committee.

Upon motion of Senator Whedbee, the rules are suspended and the substitute offered by the Committee is adopted.

By Senator Ward of Craven, for the Committee on Propositions and Grievances:
H. B. 1041, A bill to provide a special fund for the enforcement of the Prohibition Law in the county of Rockingham, with a favorable report.
H. B. 1082, A bill to appoint a boxing commission for the city of Greenville, North Carolina, with a favorable report.
H. B. 1101, A bill to amend section 4458 of the Consolidated Statutes, relating to public drunkenness in McDowell County, with a favorable report.
H. B. 1127, A bill to incorporate the Memorial Methodist Episcopal Church in Currituck County, with a favorable report.

By Senator Clement, for the Committee on Courts and Judicial Districts:
H. B. 769, A bill to amend section 1443 of volume three of the Consolidated Statutes, as amended by chapter 172, Public Laws, 1929, providing additional terms of court for Alamance County, with an unfavorable report as to bill favorable as to substitute offered by the Committee.
H. B. 743, A bill to amend section 1443 of the Consolidated Statutes of North Carolina, so as to provide for additional terms of the Superior Court of Durham County in the tenth judicial district, with a favorable report as amended.
S. B. 472, A bill to amend the Consolidated Statutes of North Carolina, volume 3, section 1443, relating to the Superior Courts of Surry County, with a favorable report.

Upon motion of Senator Folger, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 467, A bill to amend section 1443, volume 3, of the Consolidated
Statutes, relating to terms of the Superior Court of Columbus County, with a favorable report.

H. B. 999, A bill to amend chapter 52 of the Public-Local Laws of 1929, relating to the recorder’s court of Leakesville Township in Rockingham County, with a favorable report.

H. B. 1080, A bill to amend chapter 343 of the Public Laws of 1929, so as to permit the establishment of a domestic relations court in Forsyth County, with a favorable report.

By Senator Horton, for the Committee on Judiciary No. 2:

S. B. 494, A bill to amend section 6416 of the Consolidated Statutes, relative to the service of legal process upon Insurance Commissioner, with a favorable report.

S. B. 496, A bill to extend the time for bringing actions against L. E. Lancaster, clerk of Superior Court, Craven County, and his official bond, with a favorable report.

S. B. 507, A bill to require the clerks of the Superior Court to certify to the Commissioner of Revenue annually the names of all attorneys located within their county and engaged in the practice of law, with a favorable report.

H. B. 835, A bill authorizing receivers and trustees to foreclose deeds of trust and mortgages under court orders and validating such foreclosures and sales, with a favorable report.

H. B. 1008, A bill to fix the fees of certain officials of Madison County whose salaries have been abolished, and to define the duties of certain officials and boards, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Peel by request: S. B. 510, A bill to amend section 5124 of the Consolidated Statutes, relating to tobacco warehouse charges.

Referred to Committee on Agriculture.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 397, A bill to place Zelia Wells of Jackson County on the Confederate pension roll.

The amendments offered by the Committee are adopted.

Passes its second and third readings and is ordered engrossed.

H. B. 408, A bill to expedite the trial of criminal cases and to dispense with jury trial therein.

Upon motion of Senator Bernard, the bill is placed on the table.

S. B. 486, A bill to place Mrs. S. B. Neal, Mrs. Fannie Long and Mrs. Mary J. Minor, widows, on the pension roll.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered engrossed.

S. B. 457, A bill to refund Sam Lawrence and Company and Lawrence Stone and Gravel Company income tax payments erroneously paid to the State of North Carolina which should have been paid to the State of South Carolina amounting in the total principal to the sum of $3,250.12.

The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered engrossed.

H. B. 763, A bill to provide for the rental of text books to patrons of public schools of the State.

Passes its second and third readings and is ordered enrolled.

S. B. 421, A bill to repeal and re-enact section 1288, Consolidated Statutes of North Carolina with reference to the liability of criminal costs before a justice of the peace.

Senator Dunlap offers an amendment which is adopted.

Passes its third reading and is ordered engrossed.

H. B. 788, A bill amending chapter 216, Public Laws, 1923, relating to the issuing of warrants and drawing of juries in the general courts of the State.

Senator Whedbee offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 383, A bill to regulate placing of juvenile delinquents or dependents and to define what shall constitute a settlement of such child coming from without the State into North Carolina.

Senator Grier offers an amendment which fails of adoption.

Senator Grier offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1051, A bill to amend section 2935 of the Consolidated Statutes in relation to temporary loans of municipalities, upon second reading.

The bill passes second reading, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burt, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Harmon, Haywood, Hendren, Hicks, Hinsdale, Horton, Lawrence, Lovill, Lynch, Mc Kee, McLean, Nixon, Peel, Powell, Price, Pritchett, Rodwell, Umstead, Ward of Craven, Whedbee, Williams, Zollicoffer—34.

Senator Gravely moves that the Senate adjourn until tomorrow morning at 11:00 o'clock; that at the session tomorrow morning nothing but local legislation be acted upon, and that when the Senate adjourn tomorrow it adjourn to meet Monday night at 8:00 o'clock.

SEVENTIETH DAY

SENATE CHAMBER,
Saturday, March 28th, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator McKeer, S. B. 194, A bill to amend section 6554 of the Consolidated Statutes, limiting the hours of work of women in industries to fifty-five hours a week, is taken from the unfavorable Calendar and placed on the Calendar.

Upon motion of Senator Folger, S. B. 154, A bill to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale,
defining violations of this act and fixing penalties therefor, is ordered recalled from the House of Representatives.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1086, A bill to authorize the State Auditor to issue to Dixie McCray of Surry County, pension warrant for $52.50 in replacement of warrant lost or burned.

Referred to Committee on Pensions.

H. B. 1096, A bill to pay the burial expenses of Abe Bowers, a Confederate veteran of Person County.

Referred to Committee on Pensions.

H. B. 1126, A bill to authorize county commissioners of Guilford County to maintain the County Tuberculosis Hospital notwithstanding provisions of House Bill 890.

Referred to Committee on Counties, Cities and Towns.

H. B. 1139, A bill relating to costs in justice of the peace courts in Durham County.

Referred to Committee on Justices of the Peace.

H. B. 1140, A bill to provide additional filing equipment for the recorder’s court of Durham County.

Referred to Committee on Courts and Judicial Districts.

S. B. 289, A bill to amend chapter 220 of the Public Laws of 1923, section 2792 of the Consolidated Statutes and acts amendatory thereof, relating to condemnation proceedings and assessment districts for condemnation proceedings, for concurrence in the House amendment.

Placed on the Calendar.

S. B. 310, A bill providing for the extension of special assessments, for concurrence in the House amendment.

Placed on the Calendar.

S. B. 321, A bill to authorize clerks of the Superior Courts to appoint successor trustees to insolvent banks and trust companies, for concurrence in the House amendment.

Placed on the Calendar.

S. B. 110, A bill to amend the Code of Civil Procedure as to the joinder of parties, for concurrence in the House amendment.

Placed on the Calendar.

S. B. 139, A bill to establish a commission on personnel and to prescribe and define its duties and powers, for concurrence in the House amendment.

Placed on the Calendar.

S. B. 232, A bill to create in the Governor’s office a division of purchase and contract and to prescribe the powers and duties thereof, for concurrence in the House amendment.

Placed on the Calendar.

S. B. 339, A bill to amend section 6382 of the Consolidated Statutes, pertaining to the limitation of liability to be assumed by fidelity and surety companies, for concurrence in the House amendment.

Placed on the Calendar.
S. B. 362, A bill to provide deputy warden service for the Department of Conservation and Development, for concurrence in the House amendment. Placed on the Calendar.

S. B. 429, A bill to amend section 8049, volume 2, of Consolidated Statutes, relating to manner of settlement of sheriff on tax collection, for concurrence in the House amendment. Placed on the Calendar.

H. B. 672, A bill defining what shall constitute due diligence on the part of a bank in the collection of checks, drafts, notes or other negotiable instruments and fixing the liability of banks, drawer, maker, guarantor, surety and endorser. Referred to Committee on Banks and Currency.

H. B. 957, A bill to amend chapter 61, Public Laws, 1921, and to amend section 5853 of Consolidated Statutes, relating to the supervision of the Cherokee Indian State Normal School, Pembroke, by the State Board of Education. Referred to Committee on Education.

H. B. 1006, A bill to repeal section 4103, Consolidated Statutes of North Carolina and to substitute in lieu thereof a new act to protect inchoate right of dower and to prohibit the sale of the homesite by the husband without the written assent of the wife. Referred to Committee on Judiciary No. 1.

H. B. 1081, A bill to amend section 2365 of Consolidated Statutes of North Carolina, relating to summary ejectment. Referred to Committee on Judiciary No. 1.

H. B. 1117, A bill to provide for competitive bidding on all contracts for building and repairs of permanent improvements at the several institutions of the State. Referred to Committee on Judiciary No. 2.

H. B. 1121, A bill to amend section 480 of the Consolidated Statutes as amended, so as to extend the time for issuing alias or pluries summons in tax suits. Referred to Committee on Finance.

H. B. 1125, A bill to prohibit the release of foxes in Gaston County. Referred to Committee on Game Laws.

H. B. 1138, A bill to amend chapters 158 and 614 Public-Local Laws of 1911, relating to the recorder’s court of Vance County. Referred to Committee on Courts and Judicial Districts.

H. B. 1156, A bill to allow the board of commissioners of the town of Weldon, Halifax County, to aid in reopening the Bank of Weldon, North Carolina. Referred to Committee on Judiciary No. 1.

CONFERENCE REPORT

Conference Committee’s report on House Bill 567, relating to the drainage act.

To the House of Representatives and the Senate:

We, the conferees appointed on the part of the House and Senate on House Bill 567, relating to amendments to drainage act, beg leave to report as follows:
We recommend that the Senate recede from its amendment and substitute the following: “Provided this act shall not apply to Duplin County.”

Respectfully submitted,

W. I. HALSTEAD,
On the part of the House,

RIVERS D. JOHNSON,
On part of the Senate.

Upon motion of Senator Johnson of Duplin, the Conference Report is adopted and a message is ordered sent to the House of Representatives notifying that Honorable Body of the action of the Senate.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 397, A bill to place Zelia Wells, of Jackson County, on the Confederate pension roll.

S. B. 421, A bill to re-enact section 1288, Consolidated Statutes of North Carolina, with reference to the liability of criminal costs before a justice of the peace.

S. B. 457, A bill to refund Sam Lawrence and Company and Lawrence Stone and Gravel Company income tax payments erroneously paid to the State of North Carolina which should have been paid to the State of South Carolina amounting in the total principal to the sum of $3,250.12.

S. B. 486, A bill to place Mrs. S. B. Neal, Mrs. Fannie Long and Mrs. Mary J. Minor, widows, on the pension roll.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Horton, for the Committee on Judiciary No. 2:

H. B. 943, A bill to amend chapter 120, Public Laws of 1929, the same being known as “The Workman’s Compensation Act,” with a favorable report as amended.

Upon motion of Senator Johnson of Duplin, this bill is made special order No. 2 for Monday night, March 30.

By Senator Baggett, for the Committee on Insurance:

H. B. 994, A bill to amend section 6465 of the Consolidated Statutes, pertaining to notice of nonpayment of insurance premium before forfeiture, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Whedbee: S. B. 511, A bill to amend chapter sixty-two of the Public Laws of one thousand nine hundred twenty-five, so as to permit investment of state sinking funds in bonds of any county, city, town or school district within the state.
Upon motion of Senator Whedbee, the bill is placed on the Calendar.
By Senator Nixon: S. B. 512, A bill regulating the fees of the recorder's court of Lincoln County.
Upon motion of Senator Nixon, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of Representatives.

CALENDAR

 Bills and resolutions on the Calendar are taken up and disposed of as follows:
 S. B. 496, A bill to extend the time for bringing action against L. E. Lancaster, clerk of Superior Court, Craven County, and his official bond. Passes its second and third readings and is ordered sent to the House of Representatives.
 H. B. 1080, A bill to amend chapter 343 of the Public Laws of 1929, so as to permit the establishment of a domestic relations court in Forsyth County. Passes its second and third readings and is ordered enrolled.
 H. B. 644, A bill amending chapter 651, Public Laws, 1909, as amended, by conferring certain civil jurisdiction on the municipal court of the city of Greensboro and regulating the exercise thereof and by making the criminal jurisdiction of said court in certain cases exclusive. Passes its second and third readings and is ordered enrolled.
 S. B. 467, A bill to amend section 1443, volume 3 of the Consolidated Statutes, relating to terms of the Superior Court of Columbus County. Passes its second and third readings and is ordered sent to the House of Representatives.
 S. B. 478, A bill to amend chapter 213 of the Private Laws of 1903, extending the corporate limits of the town of Plymouth, upon third reading.
The bill passes third reading, ayes 31, noes 0, as follows:
The bill is ordered sent to the House of Representatives.
 H. B. 1044, A bill to incorporate the town of Warrensville in Ashe County, upon second reading.
The bill passes second reading, ayes 31, noes 0, as follows:
 H. B. 743, A bill to amend section 1443 of the Consolidated Statutes of North Carolina, so as to provide for additional terms of the Superior Court of Durham County in the tenth judicial district.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 744, A bill relative to the appointment of an assistant clerk and
depot clerks of the Superior Court of Durham County.
Passes its second and third readings and is ordered enrolled.
H. B. 769, A bill to amend section 1443 of volume 3 of the Consolidated
Statutes, as amended by chapter 172, Public Laws, 1929, providing addi-
tional terms of court for Alamance County.
The substitute offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House
of Representatives for concurrence in the Senate substitute.
H. B. 977, A bill for the relief of J. K. Reid, sheriff of Washington
County, and for the relief of Leon S. Brey, former treasurer of Washington
County.
Passes its second and third readings and is ordered enrolled.
H. B. 999, A bill to amend chapter 52 of the Public-Local Laws of 1929,
relating to the recorder's court of Leaks ville Township, in Rockingham
County.
Passes its second and third readings and is ordered enrolled.
H. B. 1004, A bill to repeal chapter 245 of the Public-Local Laws of 1929,
chapter 90 of the Public-Local Laws of 1927, and chapter 37 of the Public-
Local Laws of 1925, and to abolish free road labor and the annual fee in
lieu of said road duty in Madison County.
Passes its second and third readings and is ordered enrolled.
H. B. 1005, A bill to appoint a highway commission to act in all matters
relating to the highways of Madison County as provided in House Bill
No. 338, passed at this session of the General Assembly.
Passes its second and third readings and is ordered enrolled.
H. B. 1008, A bill to fix the fees of certain officials of Madison County
whose salaries have been abolished, and to define the duties of certain offi-
cials and boards.
Passes its second and third readings and is ordered enrolled.
H. B. 1041, A bill to provide a special fund for the enforcement of the
Prohibition Law in the county of Rockingham.
Passes its second and third readings and is ordered enrolled.
H. B. 1101, A bill to amend section 4458 of the Consolidated Statutes,
relating to public drunkenness in McDowell County.
Passes its second and third readings and is ordered enrolled.
H. B. 1127, A bill to incorporate the Memorial Methodist Episcopal
Church in Currituck County.
Passes its second and third readings and is ordered enrolled.
H. B. 1128, A bill to authorize the board of county commissioners of
McDowell County to grant to the State Highway Commission the right
to the use and enjoyment of certain lands and premises belonging to Mc-
Dowell County.
Passes its second and third readings and is ordered enrolled.
Upon motion of Senator Grier, the Senate adjourns until 8:00 P. M.
Monday.

SEVENTY-FIRST DAY

SENATE CHAMBER,
March 30, 1931.

The Senate meets pursuant to adjournment and is called to order by
Lieutenant-Governor R. T. Fountain.
Prayer is offered by Dr. M. A. Barber, Christ Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of Saturday, finds it correct, and the same stands approved.

Upon motion of Senator McKee, S. B. 194, A bill to amend section 6554 of the Consolidated Statutes, limiting the hours of work of women in industries to 55 hours a week, is re-referred to the Committee on Public Welfare.

Upon motion of Senator Folger, S. B. 139, A bill to establish a commission on personnel and to prescribe and define its duties and powers, is ordered printed as amended, and is re-referred to the Committee on Salaries and Fees.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1123, An act to amend chapter eighty-six, of the Public Laws of one thousand eight hundred and eighty-seven, relating to the Durham public school district.

H. B. 630, An act to appoint successors to members of the county board of road commissioners of Ashe County.

H. B. 578, An act to incorporate Boone Cave Park in Boone Township, Davidson County.

H. B. 772, An act relating to foreclosure of tax certificates of Henderson County and the city of Hendersonville for the years one thousand nine hundred and twenty-six, one thousand nine hundred and twenty-seven and one thousand nine hundred and twenty-eight.

H. B. 613, An act to amend section six thousand fifty-four, volume three, of the Consolidated Statutes, placing Gaston County under the State-wide Primary Law.

S. B. 479, An act to place the name of J. A. Pollock, a Confederate soldier who was wounded in the war between the states, on the pension list.

H. B. 759, An act to amend chapter one hundred nineteen, Public Laws of one thousand nine hundred and twenty-nine, being “An act to regulate the practicing of barbering in the State of North Carolina.”

S. B. 399, An act to extend the corporate limits of the town of Wallace in Duplin County.

H. B. 647, An act to classify eggs, regulate the sale of same, and to make unlawful certain acts defined herein.

S. B. 395, An act to incorporate the city of Asheville, to define its corporate limits, to provide for its government, and for other purposes.

S. B. 428, An act to preserve the fiduciary powers and liabilities of banks upon consolidation.

S. B. 466, An act relating to the regulation of practice in insolvency and certain other proceedings.

S. B. 285, An act to amend section one of chapter seventy-seven of the Public Laws of one thousand nine hundred twenty-five, in regard to charges to be made against corporations merging under provisions of the laws of the State of North Carolina.

H. B. 763, An act to provide for the rental of text books to patrons of public schools of the state.
S. B. 379, An act to amend section two thousand five hundred seventy-seven of the Consolidated Statutes, so as not to require the joinder of the wife in conveyances of household and kitchen furniture when said conveyance is executed for the purchase money thereof.

S. B. 419, An act to amend section two hundred forty, Consolidated Statutes of North Carolina, relating to the rights of receivers.

S. B. 376, An act to repeal section seven thousand three hundred and sixty-two (i), volume three, of the Consolidated Statutes, relating to the commitment to the Eastern Carolina Training School for Boys.

S. B. 450, An act making it unlawful to fraudulently obtain credit at a hospital or sanitorium.

S. B. 418, An act to amend section two hundred and eighteen (e) of the Consolidated Statutes of North Carolina, volume three.

H. B. 999, An act to amend chapter fifty-two of the Public-Local Laws of one thousand nine hundred twenty-nine, relating to the recorder's court of Leaksville Township, in Rockingham County.

S. B. 434, An act amending chapters two hundred and sixty-nine and three hundred and seventy-four of the Public-Local Laws of one thousand nine hundred and eleven and one thousand nine hundred and thirteen respectively, relating to the recorder's court of Johnston County.

S. B. 277, An act to divide North Carolina into eleven Congressional Districts.

S. R. 440, Joint resolution to pay expenses of the Senate and House Committee visiting State Hospital at Morganton, North Carolina.

S. B. 398, An act to regulate collectors of accounts and detective agencies.

H. B. 653, An act to authorize the Atlantic and North Carolina Railroad Company to construct or erect a suitable terminal and warehouse near such company's pier at Morehead City.

H. B. 744, An act relative to appointment of an assistant clerk and deputy clerks of the Superior Court of Durham County.

H. B. 1127, An act to incorporate the Memorial Methodist Episcopal Church in Currituck County.

H. B. 1101, An act to amend section four thousand four hundred fifty-eight of the Consolidated Statutes, relating to public drunkenness in McDowell County.

H. B. 1128, An act to authorize the board of county commissioners of McDowell County to grant to the State Highway Commission the right to the use and enjoyment of certain lands and premises belonging to McDowell County.

H. B. 1041, An act to provide a special fund for the enforcement of the prohibition law in the county of Rockingham.

H. B. 977, An act for the relief of J. K. Reid, sheriff of Washington County, and for the relief of Leon S. Brey, former treasurer of Washington County.

H. B. 1008, An act to fix the fees of certain officials of Madison County whose salaries have been abolished, and to define the duties of certain officials and boards.

H. B. 1004, An act to repeal chapter two hundred forty-five of the Public-Local Laws of one thousand nine hundred twenty-nine, chapter ninety of the Public-Local Laws of one thousand nine hundred twenty-seven, and chapter thirty-seven of the Public-Local Laws of one thousand
nine hundred twenty-five, and to abolish free road labor and the annual fee in lieu of said road duty in Madison County.

H. B. 1065, An act to appoint a highway-commission to act in all matters relating to the highway of Madison County as provided in House Bill number three hundred thirty-eight, passed at this session of the General Assembly.

H. B. 1080, An act to amend chapter three hundred and forty-three of the Public Laws of one thousand nine hundred and twenty-nine, so as to permit the establishment of a domestic relations court in Forsyth County.

H. B. 745, An act to amend chapter fifty-six, article nine thereof, of the Consolidated Statutes, so as to authorize municipalities to make local improvements on streets on rights of way of railroads, and to specially assess a part of the cost of such improvement against property abutting directly on the work, other than property belonging to railroads.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1162, A bill to supplement the act entitled “An act to amend chapter 395 of the Public-Local Laws of 1909, and all acts amendatory thereof, relating to the city charter of the city of High Point,” ratified the 21st day of March, 1931, for concurrence in the House amendment.

Upon motion of Senator Burrus, the rules are suspended and the bill is placed upon its immediate readings.

The Senate concurs in the House amendment and the bill is ordered enrolled.

The following message is received from the House of Representatives:

Monday Night, March 30, 1931.

Mr. President:

Pursuant to a message from your Honorable Body we are returning to you S. B. 154, title: To define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this act and fixing penalties therefor, for your further consideration.

Respectfully,

THAD EURE,
Principal Clerk of the House.

Upon motion of Senator Folger, the vote by which this bill passed its third reading is reconsidered.

Upon motion of Senator Folger, the vote by which this amendment was adopted is reconsidered.

The bill is placed upon its third reading.

The bill passes its third reading, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clark, Clarkson, Clement, Folger, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, McKee, McLean, McSwain, Nixon, Price, Pritchett, Rankin, Umstead, Whedbee, Williams—35.

The bill is ordered enrolled.
Bills and resolutions on the calendar are taken up and disposed of as follows:

H. B. 883, A bill to validate certain refunding bonds of Greene County, upon second reading.

The bill passes second reading, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clark, Clarkson, Clement, Folger, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, McKee, McLean, McSwain, Nixon, Price, Pritchett, Rankin, Umstead, Whedbee, Williams—35.

H. B. 1044, A bill to incorporate the town of Warrensville in Ashe County, upon third reading.

The bill passes third reading, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Clark, Clarkson, Clement, Folger, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, McKee, McLean, McSwain, Nixon, Price, Pritchett, Rankin, Umstead, Whedbee, Williams—35.

The bill is ordered enrolled.

S. B. 460, A bill to fix the salary of the sheriff of Wake County and authorize the appointment of deputy sheriffs, and to fix their salaries and the appointment of clerks, office force and assistants, for concurrence in the House amendment.

Upon motion of Senator Hinsdale, the Senate refuses to concur in the House amendment and asks for a conference thereon.

The President announces the appointment of Senators Hinsdale and Clark as conferees on the part of the Senate.

H. B. 1082, A bill to appoint a boxing commission for the city of Greenville, N. C.

Passes its second and third readings and is ordered enrolled.

H. B. 1124, A bill to fix the compensation of solicitor of the general county court of the county of Buncombe by the county commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 1102, A bill to amend section 1681 of the Consolidated Statutes, relating to payment of damages done by dogs.

Passes its second and third readings and is ordered enrolled.

H. B. 1070, A bill to enable independent candidates to have their names put upon the official ballot in municipal elections.

Passes its second and third readings and is ordered enrolled.

S. B. 511, A bill to amend chapter 62 of the Public Laws of 1925, so as to permit investment of state sinking funds in bonds of any county, city, town or school district within the State.

Passes its second and third readings and is ordered sent to the House of Representatives.

SPECIAL ORDER

The hour for the Special Order No. 1 having arrived, the President lays before the Senate H. B. 238, A bill to repeal, amend, and re-enact
chapter 136, Public Laws 1927, as amended by chapters 58, 193, 216 and 254, Public Laws 1929, and to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the state.

Senator Gower moves that the bill do lie upon the table.
The motion fails of adoption.

Senator McKee offers an amendment which is adopted.

Senator Hinsdale offers an amendment which is adopted.

Senator Bernard offers an amendment which is adopted.

Senator McSwain offers an amendment which fails of adoption.

Senator Hicks offers an amendment which fails of adoption.

Senator Burrus offers an amendment which fails of adoption.

Senator Blount offers an amendment which is adopted.

The amendment offered by the Committee is adopted.

Senator Lawrence offers an amendment which fails of adoption.

Senator Lawrence offers an amendment which fails of adoption.

Senator Clarkson offers an amendment which is adopted.

The bill passes its second reading.

Senator Hicks offers an amendment.

Upon motion of Senator Gravely, the Senate adjourns to meet tomorrow morning at 11 o'clock.

SEVENTY-SECOND DAY

SENATE CHAMBER,
Tuesday, March 31, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. J. R. Walker, West Raleigh Presbyterian Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1054, A bill to validate certain notes of counties.
Referred to Committee on Finance.

H. B. 1142, A bill validating the indebtedness of Alamance County.
Referred to Committee on Finance.

H. B. 1143, A bill relative to working prisoners sentenced to jail in New Hanover County upon the public works, drains and swamps of said county.
Referred to Committee on Judiciary No. 1.

Referred to Committee on Counties, Cities and Towns.
H. B. 102, A bill to raise revenue.
Referred to Committee on Finance.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing Committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Blount, for the Committee on Judiciary No. 1:
S. B. 456, A bill to amend section 2482 of the Consolidated Statutes, relating to prices to be charged for articles advanced under crop liens and chattel mortgages, with a favorable report.
S. B. 492, A bill to provide for a record of and check on the license forms, tags and certificated used or issued by State departments and agencies, with a favorable report.
S. B. 497, A bill to provide for the sanitary transportation of fish and other sea food, with a favorable report.
H. B. 1030, A bill to permit the removal of land from the operation and provisions of chapter 47 of the Consolidated Statutes, as amended, known as the "Torrens Law," with a favorable report.
H. B. 1156, A bill to allow the board of commissioners of the town of Weldon, Halifax County, to aid in reopening the Bank of Weldon, North Carolina, with a favorable report.
Upon motion of Senator Zollicoffer, the rules are suspended and the bill is placed upon its immediate readings.
Passes second and third readings and is ordered enrolled.
H. B. 329, A bill to amend chapter 2 of the Consolidated Statutes of 1919, relating to the adoption of minors, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.
By Senator Clement, for the Committee on Courts and Judicial Districts:
H. B. 1077, A bill to amend chapter 137 of the Public-Local Laws and Private Laws of North Carolina of the session of 1929, relating to collecting court costs for operation law library Buncombe County courts, with a favorable report.
H. B. 1023, A bill to repeal chapter 159, Public Laws of 1929, placing Buncombe County under the general county court act, with an unfavorable report.
H. B. 1024, A bill to enlarge the territorial jurisdiction of the police court of the city of Asheville and for the appointment of judge and solicitor thereof, with an unfavorable report.
H. B. 895, A bill to amend section 1443, volume three, of the Consolidated Statutes, providing an extra term of court for Cleveland County, with a favorable report.
H. B. 1100, A bill to amend chapter 385, Public-Local Laws of 1925, relating to clerical assistance to the clerk of the Superior Court of McDowell County, with a favorable report.
H. B. 1132, A bill to provide for continuous grand jury in Lee County, with a favorable report.
H. B. 951, A bill to confer civil jurisdiction upon the county court of Gates County, with a favorable report.
H. B. 1082, A bill to amend section 1443, volume 3, of the Consolidated Statutes, relating to the courts of Gaston County, with a favorable report.
H. B. 982, A bill to amend section 2334, volume 3, Consolidated Statutes, so as to provide six months grand jury in Vance County, with a favorable report.

H. B. 1138, A bill to amend chapters 158 and 614, Public-Local Laws of 1911, relating to the recorder's court of Vance County, with a favorable report.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 883, A bill to validate certain refunding bonds of Greene County, upon third reading.

The bill passes third reading, ayes 35, noes 0, as follows:


The bill is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 238, A bill to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the State.

The amendment offered by Senator Hicks is withdrawn.

Passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

**SPECIAL ORDERS**

The hour for the special orders having arrived, the President lays before the Senate the special order No. 1, H. B. 382, A bill to amend sections of the banking law as appear in chapter 5, Consolidated Statutes, volume 3, and as amended by the Public Laws of 1925 and 1927.

Senator Gower offers an amendment which is adopted.

Senator Pritchett offers an amendment which is adopted.

Senator Pritchett offers an amendment which is adopted.

Senators Jones and Hicks offer an amendment which is adopted.

The amendments offered by the Committee are adopted.

Senator Lawrence offers an amendment which is adopted.

Senator Jones offers an amendment which is adopted.

The bill fails to pass its second reading.

The President lays before the Senate special order No. 2, S. B. 849, A bill to create the office of Commissioner of Banks and to provide for maintenance of the Banking Department.

The amendment offered by Senator Dunlap is adopted.

The amendment offered by Senator Horton is adopted.

The amendments offered by Senator Folger are adopted.

Upon the second reading of the bill Senator Lawrence calls for the ayes and noes.

The call is sustained.
The following pairs are announced: Senator Clark, no; with Senator Johnson of Duplin, aye; Senator Johnson of Moore, no; with Senator McSwain, aye.

The bill passes its second reading, ayes 27, noes 18, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Burrus, Burt, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Gwyn, Hardy, Hatchett, Haywood, Hendren, Horton, Lindsay McLean, Powell, Price, Pritchett, Rankin, Rodwell, Whedbee, Williams, Zollicoffer—27.

Those voting in the negative are: Senators Baggett, Blount, Campbell, Grant, Grier, Harmon, Hicks, Hinsdale, Jones, Lawrence, Lovill, Lynch, McKee, Nixon, Peel, Umstead, Uzzell, Ward of Craven—18.

Senator Campbell offers an amendment which fails of adoption.

Senator Campbell offers an amendment which fails of adoption.

Senator Blount offers an amendment which is adopted.

Passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

Upon motion of Senator Campbell the Senate adjourns until tomorrow at 12 o'clock M.

SEVENTY-THIRD DAY

SENATE CHAMBER,

Wednesday, April 1, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Dr. E. Gibson Davis, Raleigh, North Carolina.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to former Senator Martin.

PETITION

Senator Grier presents a petition from certain citizens of Hickory, Mooresville and Statesville.

Referred to Committee on Finance.

Senator Gravely moves that the vote by which H. B. 382, A bill to amend sections of the banking law as appear in chapter five, Consolidated Statutes, volume three, and as amended by the Public Laws of 1925 and 1927, failed to pass its second reading, be reconsidered.

The motion fails to pass.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,

Tuesday, March 31, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has failed to concur in the Senate amendment to House Bill 1084, title: "To require the tax collector of Franklin County
and the tax collectors of the municipalities in said county to accept partial payments of taxes," and asks for a conference. The Speaker has appointed as conferees on the part of the House, to act with a like committee from the Senate to the end that the differences existing between the two bodies may be adjusted, Messrs. Jeffress, Gill and Lumpkin.

THAD EURE,
Principal Clerk of the House.

The Chair appoints Senators Burrus and Clark as conferees on the part of the Senate to confer with the House conferees on the above mentioned bill.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 946, A bill to provide for the construction of fishways in dams or other obstructions placed in or across rivers or streams in North Carolina or between North Carolina and other states.

Referred to Committee on Fish and Fisheries.

H. B. 1039, A bill to appoint certain members of the boards of education of the respective counties of North Carolina, fix their term of office and limit compensation at state expense.

Upon motion of Senator Grier, the rules are suspended and the bill is placed on the Calendar.

H. B. 1161, A bill to validate certain bonds and notes of the town of Laurinburg.

Upon motion of Senator Whedbee, the rules are suspended and the bill is placed on the Calendar.

H. B. 1179, A bill to dispense with committee clerks and to reduce the number of employees in the Enrolling Office after April 4, 1931.

Referred to Committee on Rules.

H. B. 1118, A bill to appoint justices of the peace for the several counties of North Carolina.

Upon motion of Senator Grier, the rules are suspended and the bill is placed on the Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Dunlap, for the Committee on Finance:

S. B. 270, A bill to extend the limit of time for the foreclosure of tax certificates and liens for incorporated cities and towns within Pitt County, with a favorable report.

Upon motion of Senator Dunlap, this bill is re-referred to Committee on Judiciary No. 1.

H. B. 930, A bill relating to special assessments levied by the city of High Point, with a favorable report.

S. B. 477, A bill to set up and establish liens of taxes and the methods, processes and proceedings for sales of real property for failure to pay taxes, with a favorable report as amended.

By Senator Whedbee, for the Committee on Judiciary No. 1:
H. B. 1079, A bill to repeal chapter 256, Public Laws, 1929, relating to mortgages, with a favorable report.

By Senator Nixon, for the Committee on Game Laws:

H. B. 1088, A bill to amend chapter 246, Public-Local Laws of 1929, relative to the conservation and protection of migratory water fowl in Dare County, with a favorable report.

H. B. 1096, A bill to protect foxes in Alexander County, with a favorable report.

H. B. 1093, A bill to promote restocking of certain streams and the protection of game and game fish in Madison County, with a favorable report.

H. B. 1125, A bill to prohibit the release of foxes in Gaston County, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 807, A bill to amend section 33, chapter 51, Public Laws of nineteen hundred and twenty-seven and to protect quail in Miller's Township, Alexander County, with a favorable report as amended.

H. B. 846, A bill to amend North Carolina game laws, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Clark, for the Committee on Counties, Cities and Towns:

H. B. 633, A bill to authorize the town of Sanford to improve its streets and assess the cost thereof on abutting property, with a favorable report.

H. B. 1126, A bill to authorize county commissioners of Guilford County to maintain the county tuberculosis hospital notwithstanding provisions of House Bill 890, with a favorable report.

H. B. 1152, A bill to amend chapter 436, Public-Local Laws of 1923, by excepting Rutherford County therefrom, and to amend chapter 190 of Public-Local Laws of 1927 by excepting McDowell County therefrom, with a favorable report.

H. B. 1083, A bill to require reduction of salaries, wages, fees or other services out of public funds in the county of Robeson, with a favorable report as amended.

By Senator Johnson of Duplin, for the Committee on Rules:

H. B. 1179, A bill to dispense with committee clerks and to reduce the number of employees in the enrolling office after April 4, 1931, with an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Campbell: S. B. 513, A bill amending H. B. 301, relating to investigation of coasts, ports and waterways, ratified March 19, 1931.

Upon motion of Senator Campbell, the rules are suspended and the bill is placed on the Calendar.

By Senator Dortch: S. B. 514, A bill relative to the collection of fees for service of process by the sheriff of Wayne County.

Upon motion of Senator Dortch, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Bernard: S. B. 515, A bill to amend chapter 123, Private Laws, 1927, relating to salaries of certain officials of the city of Asheville.
Referred to Committee on Counties, Cities and Towns.
By Senator Peel: S. B. 516, A bill to amend the State Highway law, relating to grade crossings so as to conform with the highway act of 1929. Referred to Committee on Public Roads.
By Senator Hinsdale: S. B. 517, A bill to amend S. B. 433, relating to qualifications of the recorder and vice-recorder in the Wake Forest Recorder's Court.
Upon motion of Senator Hinsdale, the rules are suspended and the bill is placed on the Calendar.
By Senator Hinsdale: S. B. 518, A bill to provide a purchasing agent for the county of Wake, and to provide for the relief of D. H. Pope.
Upon motion of Senator Hinsdale, the rules are suspended and the bill is placed on the Calendar.
By Senators Hinsdale and Folger: S. B. 519, A bill to extend the time for the operation of S. B. 154, A bill to be entitled an act to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this act and fixing penalties therefor.
Upon motion of Senator Hinsdale, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of Representatives.
By Senators Pritchett, Hardy and Nixon: S. B. 521, A bill to authorize the Board of Agriculture to make rules and regulations with respect to activities of the Division of Markets in the Department of Agriculture and to impose necessary fees for the expenses in connection with such service.
Upon motion of Senator Pritchett, the rules are suspended and the bill is placed on the Calendar.
By Senator Grant: S. B. 522, A bill to provide for a special rural policeman for Wilkes County.
Upon motion of Senator Grant, the rules are suspended and the bill is placed on the Calendar.
By Senator Grant: S. R. 523, A joint resolution authorizing the Governor and other State Officials to aid in furnishing data to the United States Senate Committee on Privileges and Elections in the matter of the contest of the seat of Josiah W. Bailey in the United States Senate by George Moore Pritchard.
Senator Grant moves that the rules be suspended and the resolution placed upon its immediate readings.
Senator Ward of Beaufort moves as a substitute motion that the resolution be referred to the Committee on Judiciary No. 2.
The substitute motion prevails, and the resolution is referred to the Committee on Judiciary No. 2.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:
H. B. 1162, An act to supplement the act entitled "An act to amend chapter three hundred ninety-five of the Public-Local Laws of one thousand nine hundred nine, and all acts amendatory thereof, relating to the city charter of the city of High Point," ratified the twenty-first day of March, one thousand nine hundred and thirty-one.
H. B. 1124, An act to fix the compensation of the solicitor of the general county court of the county of Buncombe by the county commissioners.

H. B. 1082, An act to appoint a boxing commission for the city of Greenville, North Carolina.

H. B. 1070, An act to enable independent candidates to have their names put upon the official ballot in municipal elections.

H. B. 843, An act to amend section one thousand four hundred and forty-three of the Consolidated Statutes of North Carolina, so as to provide for additional terms of the Superior Court of Durham County in the tenth judicial District.

H. B. 510, An act to amend chapter one hundred and ninety-one, Public Laws of one thousand nine hundred and twenty-five, relating to the fees to be charged for tags or labels for inspection of bedding.

S. B. 474, An act to provide for the election by the people of the solicitors or prosecuting attorneys of certain recorder's courts in Robeson County.

H. B. 383, An act to regulate placing of juvenile delinquents or dependents and to define what shall constitute a settlement of such child coming from without the state into North Carolina.

H. B. 1044, An act to incorporate the town of Warrensville in Ashe County.

H. B. 567, An act to amend chapter ninety-four, article one, of the Consolidated Statutes of North Carolina, relating to drainage.

H. B. 980, An act to permit the reduction of expenses and taxes in the city of Asheville.

H. B. 769, An act to amend section one thousand four hundred forty-three of volume three of the Consolidated Statutes, as amended by chapter one hundred seventy-two, Public Laws, one thousand nine hundred twenty-nine, providing additional terms of court for Alamance County.

H. B. 644, An act amending chapter six hundred fifty-one, Public Laws, one thousand nine hundred nine, as amended, by conferring certain civil jurisdiction on the municipal court of the city of Greensboro and regulating the exercise thereof, and by making the criminal jurisdiction of said court in certain cases exclusive.

H. B. 970, An act regulating the fees of the sheriff of Jackson County.

S. B. 154, An act to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this act and fixing penalties therefor.

S. B. 361, An act to amend chapter forty-eight, Public Laws, one thousand nine hundred and twenty-seven, and to fix a definite term for the members of the North Carolina Park Commission and to provide for the appointment of their successors, and to prescribe certain other duties and acts to be performed with reference to the North Carolina Park Commission.

S. B. 149, An act to amend chapter two hundred and twenty-two, Public Local Laws of one thousand nine hundred and twenty-nine, relating to the salaries of the judge and prosecuting attorney of the recorder's court of Elkin, Surry County, and increasing the territorial jurisdiction of said court.

S. B. 389, An act to amend section four hundred and forty-two of the Consolidated Statutes, relating to the Statute of Limitation for usury.

H. B. 1156, An act to allow the board of commissioners of the town of Weldon, Halifax County, to aid in reopening the Bank of Weldon, Weldon, North Carolina.
S. B. 442, An act to authorize the various counties of the state and road districts to use any surplus funds and to sell and dispose of camp sites and supplies.

S. B. 282, An act to amend chapter two hundred seven, Private Laws of one thousand eight hundred ninety-seven, relating to the charter of the eastern band of Cherokee Indians.

S. B. 463, An act to prescribe the fees to be charged by the register of deeds of Granville County for recording certain instruments.

S. B. 484, An act to consolidate the activities of public welfare of the county of Forsyth and the city of Winston Salem.

S. B. 496, An act to extend the time for bringing actions against L. E. Lancaster, clerk of Superior Court, Craven County and his official bond.

S. B. 506, An act to re-appoint Otis C. Jenkins a member of the board of road commissioners of Granville County.

H. B. 788, An act amending chapter two hundred sixteen, Public Laws of one thousand nine hundred twenty-three, relating to the issuing of warrants and drawing of juries in the general county courts of the state.

S. B. 465, An act to fix the fees to be collected by the clerk of the Superior Court of Granville County.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 429, A bill to amend section 8049, volume 2 of Consolidated Statutes, relating to manner of settlement of sheriff or tax collector, for concurrence in the House amendment.

Upon motion of Senator Burrus, the Senate refuses to concur in the House amendment and moves that a conference be appointed.

The motion prevails.

The President appoints as conferees Senators Burrus and Gravely.

H. B. 985, A bill to amend section 1443, volume 3 of the Consolidated Statutes, providing an extra term of court for Cleveland County.

Passes second and third readings and is ordered enrolled.

H. B. 951, A bill to confer civil jurisdiction upon the county court of Gates County.

Passes second and third readings and is ordered enrolled.

H. B. 982, A bill to amend section 2334, volume 3, Consolidated Statutes, so as to provide six months grand jury in Vance County.

Passes second and third readings and is ordered enrolled.

H. B. 1032, A bill to amend section 1443, volume 3, of the Consolidated Statutes, relating to the courts of Gaston County.

Passes second and third readings and is ordered enrolled.

H. B. 1077, A bill to amend chapter 137 of the Public-Local and Private Laws of North Carolina of the session 1929.

Passes second and third readings and is ordered enrolled.

H. B. 1100, A bill to amend chapter 385, Public-Local Laws of 1925, relating to clerical assistance to the clerk of the Superior Court of McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1132, A bill to provide for continuous grand jury in Lee County.

Passes its second and third readings and is ordered enrolled.
H. B. 1138, A bill to amend chapters 158 and 614, Public-Local Laws of 1911, relating to the recorder's court of Vance County. 
Passes its second and third readings and is ordered enrolled.

S. B. 468, A bill to submit a proposed amendment to the Constitution of North Carolina to protect wives and children from creditors during life of insured, upon second reading.

The amendment offered by the Committee is adopted.

The bill passes second reading, ayes 36, noes 6, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burt, Campbell, Clark, Clement, Dortch, Dunlap, Gower, Grant, Gravely, Gwyn, Harmon, Hatchett, Hendren, Hinsdale, Johnson of Duplin, Johnson of Moore, Jones, Lindsay, Lovill, Lynch, McLean, McSwain, Powell, Price, Pritchett, Rankin, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Zollicoffer—36.

Those voting in the negative are: Senators Clarkson, Folger, Grier, Hicks, Horton, McKee—6.

The bill passes third reading, ayes 36, noes 6, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burt, Campbell, Clark, Clement, Dortch, Dunlap, Gower, Grant, Gravely, Gwyn, Harmon, Hatchett, Hendren, Hinsdale, Johnson of Duplin, Johnson of Moore, Jones, Lindsay, Lovill, Lynch, McLean, McSwain, Powell, Price, Pritchett, Rankin, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Zollicoffer—36.

Those voting in the negative are: Senators Clarkson, Folger, Grier, Hicks, Horton, McKee—6.

The bill is ordered engrossed.

H. B. 25, A bill to repeal chapter 221 of the Public Laws of North Carolina, session of 1927, and acts amendatory thereto.

Senator Pritchett offers an amendment which is adopted.

The amendments offered by the committee are adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 1079, A bill to repeal chapter 256, Public Laws 1929, relating to mortgages of corporations.

Passes its second and third readings and is ordered enrolled.

H. B. 1118, A bill to appoint justices of the peace for the several counties of North Carolina.
Several Senators offer amendments which are adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 1039, A bill to appoint certain members of the boards of education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense.

Senator Lindsay offers an amendment which is adopted.
Senator Lindsay offers an amendment which is adopted.
Senator Burt offers an amendment which is adopted.
Senator Whedbee offers an amendment which is adopted.
Senator Lynch offers an amendment which is adopted.
Senator Folger offers an amendment which is adopted.
Senator Peel offers an amendment which is adopted.
The bill passes its second reading.
Senator Blount offers an amendment which is adopted.
Senator Hinsdale offers an amendment which is adopted.
The bill passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.
Upon motion of Senator Lawrence, S. B. 167, A bill to amend section 6376 of Consolidated Statutes, volume 2, article 2, relating to Fidelity Insurance Companies, is placed upon the table.
Upon motion of Senator Blount, S. B. 209, A bill to amend chapter 122, section 5, Public Laws of 1927, relative to accident statistics and reports, is taken from the Committee on Public Roads and placed on the Calendar.
Upon motion of Senator Umstead, S. B. 503, A bill to provide for the regulation of workmen's compensation insurance rates, is taken from the Committee on Insurance and placed on the Calendar.
Upon motion of Senator Lovill, H. B. 1102, A bill to amend section 1681 of the Consolidated Statutes, relating to payment of damages done by dogs, is ordered recalled from the Enrolling Clerk's office.
Upon motion of Senator Clark, H. B. 1116, A bill with respect to the duties of State farm demonstration agents for Halifax County, is taken from the unfavorable Calendar and placed upon the Calendar.
Upon motion of Senator Hicks, the Senate adjourns to meet tomorrow morning at 12 o'clock M.

SEVENTY-FOURTH DAY

SENATE CHAMBER,
Thursday, April 2, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.
Prayer is offered by Rev. J. F. Herbert, Central Methodist Church, Raleigh, N. C.
Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.
The courtesies of the floor are extended to Ex-Senator Rouark.

PETITIONS

Senator McSwain presents a petition of certain citizens of Cleveland County opposing a sales tax.
Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:
H. B. 1136, A bill relating to Mattamuskeet Drainage District in Hyde County.
Referred to Committee on Judiciary No. 2.
H. B. 1151, A bill to amend Consolidated Statutes, sections 1297(17) and 1297(31), so as to provide for working certain prisoners on the public streets of cities and towns.
Referred to Committee on Judiciary No. 1.
H. B. 1160, A joint resolution to further postpone the revaluation of property in North Carolina to April 15, 1931.
Referred to Committee on Finance.

H. B. 1170, A bill to amend H. B. 557, ratified March 27, 1931, relative to the courts of Bertie County, to correct an error in same.
Upon motion of Senator Pritchett, the rules are suspended and the bill is placed upon its immediate readings.
Passes second and third readings and is ordered enrolled.

Upon motion of Senator Clarkson, the rules are suspended and the bill is placed upon its immediate readings.
Passes second and third readings and is ordered enrolled.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Blount, for the Committee on Judiciary No. 1:

H. B. 1143, A bill relative to working prisoners sentenced to jail in New Hanover County upon the public works, drains and swamps of said county, with a favorable report.

S. B. 270, A bill to extend the limit of time for the foreclosure of tax certificates and liens for incorporated cities and towns within Pitt County, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator McKee, for the Committee on Public Welfare:

S. B. 194, A bill to amend section 6554 of the Consolidated Statutes, limiting the hours of work of women in industries to fifty-five hours a week, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 1063, A bill to prescribe certain duties of the Executive Counsel, the several welfare officers of the state and the State Highway Patrol in connection with parole of prisoners, and also to provide for other services of the State Highway Patrol, with an unfavorable report.

H. B. 676, A bill to amend section one of chapter 264 of the Public Laws of 1917, relating to reformatories or homes for fallen women, to apply to Mecklenburg County only, with a favorable report.
Upon motion of Senator Clarkson, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled.

By Senator Lovill, for the Committee on Reorganization:

S. B. 447, A bill to provide for the establishment of a Department of Labor and prescribe the powers and duties thereof, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Gwyn: S. B. 524, A bill to validate the election held in the
city of Reidsville on March 30, 1931, relative to the extension of the corporate limits of said city.

Upon motion of Senator Gwyn, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator McLean: S. B. 525, A bill to validate the acts of the board of county commissioners of Polk County, in relation to the tax list of 1930.

Upon motion of Senator McLean, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator McSwain: S. B. 526, A bill to amend chapter 243, Public-Local Laws of 1911, relating to the procedure and jurisdiction of the recorder's court of Cleveland County.

Upon motion of Senator McSwain, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Folger: S. B. 527, A bill to authorize the town of Elkin to abandon a certain street to facilitate the building of a new state highway bridge.

Upon motion of Senator Folger, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Baggett: S. B. 528, A bill with respect to the duties of State farm demonstration agents for Harnett County.

Upon motion of Senator Baggett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1138, An act to amend chapters one hundred and fifty-eight and six hundred and fourteen, Public-Local Laws of one thousand nine hundred and eleven, relating to the recorder's court of Vance County.

S. B. 240, An act to require the State Highway Commission to pave road number one hundred and thirty from Supply to its intersection with number three hundred and three in Brunswick County.

H. B. 1132, An act to provide for continuous grand jury in Lee County.

H. B. 247, An act to amend and re-enact sections thirty-four, thirty-six, thirty-eight and forty-one of chapter one hundred and forty-eight, Public Laws, one thousand nine hundred and twenty-seven, being the "Uniform act regulating the operation of vehicles on the highways, so as to conform with section thirty-six (e) of chapter one hundred and thirty-six, Public Laws, one thousand nine hundred and twenty-seven, known as the "Bus Law," and to further amend said chapter one hundred and forty-eight of the Public Laws of one thousand nine hundred and twenty-seven.
S. B. 236, An act to amend section two thousand one hundred and forty-four, and to repeal sections two thousand one hundred and forty-five and two thousand one hundred and forty-six of the Consolidated Statutes.

H. B. 982, An act to amend section two thousand three hundred thirty-four, volume 3, Consolidated Statutes, so as to provide six months grand jury in Vance County.

H. B. 1079, An act to repeal chapter two hundred and fifty-six, Public Laws, one thousand nine hundred and twenty-nine, relating to mortgages of corporations.

S. B. 519, An act to extend the time for the operation of Senate Bill number one hundred fifty-four, a bill to be entitled an act to define oleomargarine and to prevent fraud and deception in its manufacture, storage and sale, defining violations of this act and fixing penalties therefor.

H. B. 1100, An act to amend chapter three hundred and eighty-five, Public Laws, one thousand nine hundred and twenty-five, relating to clerical assistance to the clerk of the Superior Court of McDowell County.

H. B. 895, An act to amend section one thousand four hundred and forty-three, volume 3 of the Consolidated Statutes, providing an extra term of court for Cleveland County.

H. B. 951, An act to confer civil jurisdiction upon the county court of Gates County.

H. B. 1077, An act to amend chapter one hundred and thirty-seven of the Public-Local and Private Laws of North Carolina of the session of one thousand nine hundred and twenty-nine.

H. B. 1032, An act to amend section one thousand four hundred and forty-three, volume 3 of the Consolidated Statutes, relating to the courts of Gaston County.

H. B. 849, An act to create the office of Commissioner of Banks and to provide for maintenance of the Banking Department.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills properly engrossed and the same are ordered sent to the House of Representatives:

S. B. 468, A bill to submit a proposed amendment to the Constitution of North Carolina to protect insurance for wives and children from creditors during the life of insured.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 633, A bill to authorize the town of Sanford to improve its streets and assess the cost thereof on abutting property, upon second reading.

The bill passes second reading, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravel, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Hindsdale, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rodwell, Umstead, Uzzell, Williams, Zollicoffer—43.
H. B. 930, A bill relating to special assessments levied by the city of High Point, upon second reading.

The bill passes second reading, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rodwell, Umstead, Uzzell, Williams, Zollicoffer—43.

H. B. 1126, A bill to authorize county commissioners of Guilford County to maintain the county tuberculosis hospital notwithstanding provisions of House Bill 890, upon second reading.

The bill passes second reading, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rodwell, Umstead, Uzzell, Williams, Zollicoffer—43.

H. B. 1161, A bill to validate certain bonds and notes of the town of Laurinburg, upon second reading.

The bill passes second reading, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rodwell, Umstead, Uzzell, Williams, Zollicoffer—43.

H. B. 1116, A bill with respect to the duties of state farm demonstration agents for Halifax County.

Passes its second and third readings and is ordered enrolled.

S. B. 518, A bill to provide for a purchasing agent for the county of Wake and to provide for the relief of D. H. Pope.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 522, A bill to provide for a special rural policeman for Wilkes County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1083, A bill to require reduction of salaries, wages, fees or other compensation paid for public services out of public funds in the county of Robeson.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1093, A bill to promote restocking of certain streams and the protection of game and game fish in Madison County.

Passes its second and third readings and is ordered enrolled.
H. B. 1088, A bill to amend chapter 246, Public-Local Laws of 1929, relative to the conservation and protection of migratory waterfowl in Dare County.
Passes its second and third readings and is ordered enrolled.
H. B. 1095, A bill to protect foxes in Alexander County.
Passes its second and third readings and is ordered enrolled.
Passes its second and third readings and is ordered enrolled.
S. B. 517, A bill to amend Senate Bill Number 433, relating to qualifications of the recorder and vice-recorder in the Wake Forest Recorder's Court.
Upon motion of Senator Hinsdale, this bill is placed on the table.
H. B. 856, A bill to amend chapter 164 of the Public Laws of 1929, relating to the election laws, and to amend sections 5932 and 6045 of the Consolidated Statutes, relating thereto.
Passes its second and third readings and is ordered enrolled.
S. B. 310, A bill providing for the extension of special assessments, for concurrence in the House amendment.
Upon motion of Senator Whedbee, the Senate concurs in the House amendment and the bill is ordered enrolled.
S. B. 321, A bill to authorize clerks of the Superior Courts to appoint successor trustees to insolvent banks and trust companies, for concurrence in the House amendment.
Upon motion of Senator Bernard, the Senate concurs in the House amendment and the bill is ordered enrolled.
S. B. 362, A bill to provide deputy warden service for the Department of Conservation and Development, for concurrence in the House amendment.
Upon motion of Senator Lawrence, the Senate fails to concur in the House amendment.
The President announces the appointment of Senators Lawrence and Hicks as conferees on the part of the Senate.
S. B. 424, A bill officially naming the new state highway bridge across Neuse River about one-half mile below the city of Kinston, the Laroque Bridge.
Senator Hardy offers a substitute bill which is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. R. 509, A joint resolution to pay the expenses of the Committee from the Senate and House of Representatives visiting the State Hospital at Goldsboro.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 513, A bill amending H. B. 301, relating to investigation of coasts, ports and waterways, ratified March 19, 1931.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 232, A bill to create in the Governor's office a division of purchase and contract and to prescribe the powers and duties thereof, for concurrence in the House amendment.
Upon motion of Senator Gravely, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 209, A bill to amend chapter 122, section 5, Public Laws of 1927, relative to accident statistics and reports.

Senator Hicks moves that the bill do lie upon the table.

Upon motion of Senator Clarkson, the bill is referred to the Committee on Judiciary No. 1.

H. B. 1064, A bill to amend chapter 148, Public Laws of 1927, requiring all vehicles traveling the highways to be equipped with red reflectors.

Passes second and third readings and is ordered enrolled.

Senator Johnson of Duplin moves that the Senate reconsider the vote by which the Senate concurred in the House amendment to S. B. 232, A bill to create in the Governor's office a division of purchase and contract and to prescribe the powers and duties thereof.

The motion prevails.

Upon motion of Senator Johnson of Duplin, the Senate refuses to concur in the House amendment, and asks for a conference.

The President announces the appointment of Senators Johnson of Duplin and Gravely as conferees on the part of the Senate.

H. B. 685, A bill to regulate the removal of disabled vehicles and other objects from the highways.

Upon motion of Senator Dunlap, the bill is laid upon the table.

H. B. 943, A bill to amend chapter 120, Public Laws of 1929, the same being known as "The Workman's Compensation Act."

Senator McSwain offers an amendment which fails of adoption.

Senator Jones offers an amendment which fails of adoption.

Senator Jones offers an amendment which is adopted.

Senator Pritchett offers an amendment which is adopted.

Senator Burrus offers an amendment which fails of adoption.

Senator Burt offers an amendment which fails of adoption.

Senator McLean offers an amendment which fails of adoption.

Senator Burrus offers an amendment which fails of adoption.

Senator Horton offers an amendment which is adopted.

Senator Folger offers an amendment which fails of adoption.

Passes second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

Upon motion of Senator Williams, H. B. 1027, A bill to amend certain statutes relating to the salaries of certain officers of Burke County, is recalled from the Committee on Salaries and Fees and is placed on the Calendar.

Senator Williams offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

Upon motion of Senator Pritchett, H. B. 1086, A bill to authorize the State Auditor to issue to Dixie McCrary of Surry County, pension warrant for $52.50 in replacement of warrant lost or burned; and H. B. 1096, A bill to pay the burial expenses of Abe Bowers, a Confederate veteran of Person County, are taken from the Committee on Pensions and referred to the Committee on Appropriations.

Upon motion of Senator Dunlap, S. B. 425, A bill to amend certain sections of chapter 219 of the Public Laws of 1927, relating to the ap-
pointment of the board of directors of the State Industrial Farm Colony for Women, is recalled from the Committee on Propositions and Grievances, and is placed on the Calendar.

Upon motion of Senator Dunlap, the rules are suspended and the bill is placed upon its immediate readings.

Passes second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Johnson of Duplin, the Senate adjourns until 10 o'clock A. M. tomorrow.

SEVENTY-FIFTH DAY

SENATE CHAMBER,
Friday, April 3, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. A. G. Link, Granville Presbyterian, Oxford, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Baggett, H. B. 994, A bill to amend section 6465 of the Consolidated Statutes, pertaining to notice of non-payment of insurance premium before forfeiture, is taken from the Calendar and referred to the Committee on Insurance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Thursday, April 2, 1931,

Mr. President:

Pursuant to your notice of non-concurrence in House amendment to S. B. 429, and the appointment of conferees, the Speaker has appointed as conferees on the part of the House to act with a committee from the Senate, already appointed, to the end that the difference existing between the two Bodies may be adjusted, Messrs. Waynick, Crudup and Erwin.

Respectfully,

THAD EURE,
Principal Clerk of the House.

HOUSE OF REPRESENTATIVES,
Thursday, April 2, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has failed to concur in the Senate amendments to H. B. 1039, title "to appoint certain members of the boards of education of the respective counties of North Carolina, fix their terms of office and limit compensation at State expense", and asks for a conference, to
the end that the differences existing between the two Bodies may be adjusted, Messrs. McRae, Seawell and Neal.

Respectfully,

THAD EURE,
Principal Clerk of the House.

The President announces the appointment of Senators Folger and Lovill to act with the House conferees on this bill.

HOUSE OF REPRESENTATIVES,
Thursday, April 2, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has failed to concur in the Senate amendments to H. B. 1118, title "to appoint justices of the peace for the several counties of North Carolina", and asks for a conference. The Speaker has appointed as conferees on the part of the House to act with a like committee from the Senate to the end that the differences existing between the two Bodies may be adjusted, Messrs. Cloud, Parker and Young of Harnett.

THAD EURE,
Principal Clerk of the House.

The President announces the appointment of Senators Lynch and Baggett as conferees on the part of the Senate, to confer with the House conferees on the existing differences between the two Houses.

HOUSE OF REPRESENTATIVES,
Thursday, April 2, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has failed to concur in the Senate amendments to H. B. 238, title "to repeal, amend and re-enact chapter 136, Public Laws 1927, as amended by chapters 58, 193, 216 and 254, Public Laws 1929, and to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the State", and asks for a conference. The Speaker has appointed as conferees on the part of the House to act with a like committee from your Honorable Body, to the end that the differences existing between the two Bodies may be adjusted, Messrs. Newman, Burgin and Davis of Edgecombe.

Respectfully,

THAD EURE,
Principal Clerk of the House.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 410, A bill to place the names of certain Confederate soldiers and widows of Confederate soldiers on the pension list, for concurrence in the House amendment.

The bill is placed on the Calendar.
S. B. 457, A bill to refund Sam Lawrence and Company and Lawrence Stone and Gravel Company income tax payments erroneously paid to the State of North Carolina which should have been paid to the State of South Carolina amounting in the total principal to the sum of $3,250.12, for concurrence in the House amendment.

The bill is placed on the Calendar.

S. B. 482, A bill to authorize the county of Harnett and the town of Lillington to enter into contract with the State Highway Commission for the illuminating of the bridge across the Cape Fear River at Lillington, for concurrence in the House amendment.

The bill is placed on the Calendar.

H. B. 712, A bill to amend chapter 117 of the Public-Local Laws of 1927, thereby restoring jurisdiction of mayor's court of the town of Sylva, N. C.

Referred to Committee on Courts and Judicial Districts.

H. B. 1099, A bill to amend section 1190 of the Consolidated Statutes, relating to involuntary dissolution of corporations.

Referred to Committee on Judiciary No. 1.

H. B. 1135, A bill to provide for the nomination and election of county commissioners of Lenoir County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1145, A bill to repeal Senate Bill 288, session 1931, relating to salary of judge of recorder's court of Harnett County and ratified March 9, 1931.

Referred to Committee on Counties, Cities and Towns.

H. B. 1158, A bill to amend chapter 431, Public-Local Laws, 1927, relating to wild fowl in Currituck County.

Referred to Committee on Game Laws.

H. B. 1159, A bill to require the tax collector of Hyde County to accept partial payments of taxes.

Referred to Committee on Counties, Cities and Towns.

H. B. 1164, A bill to amend the charter of the city of Saluda, Polk County, so as to extend the boundaries thereof.

Upon motion of Senator McLean, the bill is placed upon the Calendar.

H. B. 1165, A bill regulating the fees of the public officers of Haywood County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1168, A bill to provide for the appointment of trustees of Beaufort Graded School.

Referred to Committee on Education.

H. B. 1169, A bill to permit the city of Wilmington to abandon its municipal lockup or guardhouse and to use the county jail for the confinement of municipal prisoners.

Referred to Committee on Counties, Cities and Towns.

H. B. 1171, A bill to change the boundary line between the counties of Ashe and Wilkes.

Referred to Committee on Counties, Cities and Towns.

H. E. 1173, A bill to repeal chapter 169, Public-Local Laws, extra-session 1913, regulating the hunting of foxes in Franklin County.

Referred to Committee on Game Laws.

H. B. 1175, A bill to amend House Bill number eight hundred fifty-nine, entitled: "An act to create a board of financial control for Buncombe
County and certain bodies politic and municipal corporations therein and to define the powers and duties thereof”.

Referred to Committee on Counties, Cities and Towns.

H. B. 1176, A bill to provide for the collection of delinquent taxes in Buncombe County.

Referred to Committee on Finance.

H. B. 1177, A bill making it unlawful to place perch traps in the waters of certain streams and fixing the size of mesh to be used in other than perch traps.

Referred to Committee on Game Laws.

H. B. 1183, A bill to provide for the regulation of workmen’s compensation insurance rates.

Referred to Committee on Insurance.

H. B. 1187, A bill to authorize the county commissioners and board of education of Wilkes County to provide in the next budget for payment of public school teachers balance due them for this fiscal year.

Upon motion of Senator Grant, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1195, A bill to amend sub-section 7 of section 218 (c), Consolidated Statutes of North Carolina, volume 3, being sub-section 7 of section 1, chapter 113, Public Laws of 1927, and conferring upon the Commissioner of Banks and/or liquidating agents certain powers and rights of banks which have been taken in possession by the Commissioner of Banks, especially relating to mortgages, deeds of trust and papers executed to secure the payment of money.

Referred to Committee on Banks and Currency.

H. B. 1191, A bill to amend Senate Bill 207, ratified March 16, 1931, of this session of the General Assembly, being entitled “An act regulating sales of real and personal property by receivers.”

The bill is placed on the Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committee, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Dunlap, for the Committee on Finance:

H. B. 102, A bill to raise revenue, without prejudice, as amended.

By Senator Lynch, for the Committee on Justices of the Peace:

H. B. 908, A bill to amend section 1464 of the Consolidated Statutes, a local modification as to the number of justices of the peace in Gaston County, with a favorable report.

By Senator Price, for the Committee on Agriculture:

S. B. 510, A bill to amend section 5124 of the Consolidated Statutes, relating to tobacco warehouse charges, with a favorable report.

By Senator Bennett, for the Committee on Salaries and Fees:

S. B. 139, A bill to establish a commission on personnel, and to prescribe and define its duties and powers, with a favorable report.

H. B. 1129, A bill to amend chapter 258, Public-Local Laws of 1927, relating to extra compensation of the county commissioners of Mitchell County, with a favorable report.
By Senator Folger, for the Committee on Education:

H. B. 957, A bill to amend chapter 61, Public Laws, 1921, and to amend section 5853 of the Consolidated Statutes, relating to the supervision of the Cherokee Indian State Normal School, with a favorable report.

H. B. 974, A bill to amend chapter 238, Public Laws, 1929, relating to the appointment of trustees for the Cherokee Indian School at Pembroke, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Price: S. B. 529, A bill to amend section 3, chapter 84 of the Public-Local Laws, 1925, relating to deputy sheriffs.

Upon motion of Senator Price, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 633, A bill to authorize the town of Sanford to improve its streets and assess the cost thereof on abutting property, upon third reading.

The bill passes third reading, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams—44.

The bill is ordered enrolled.

H. B. 930, A bill relating to special assessments levied by the city of High Point, upon third reading.

The bill passes third reading, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams—44.

The bill is ordered enrolled.

H. B. 1126, A bill to authorize county commissioners of Guilford County to maintain the county tuberculosis notwithstanding provisions of H. B. 890, upon third reading.

The bill passes third reading, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett,
Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams—44.

The bill is ordered enrolled.

H. B. 1161, A bill to validate certain bonds and notes of the town of Laurinburg, upon third reading.

The bill passes third reading, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams—44.

The bill is ordered enrolled.

S. B. 270, A bill to extend the limit of time for foreclosure of old tax certificates and liens for incorporated cities and towns within Pitt County.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1143, A bill relative to working prisoners sentenced to jail in New Hanover County upon the public works, drains and swamps of said county.

Passes its second and third reading and is ordered enrolled.

Upon motion of Senator Whedbee, the Senate goes into the Committee of the Whole for the purpose of considering H. B. 102, A bill to raise revenue.

The President calls Senator Blount to the Chair.

Following consideration by the Committee, upon motion of Senator Dunlap, the Committee of the Whole rises.

The Senate is called to order by President pro tempore Senator Johnson of Duplin.

Senator Blount, for the Committee, reports progress as follows:

Mr. President: Your Committee having under consideration H. B. 102, A bill to raise revenue, begs leave to report that it recommends as follows:

Article 1, schedule A: That sections 1 and 2 be adopted as written; that section 3 as amended be adopted; that section 4 as amended be adopted; that section 5 as amended be adopted; that sections 6, 7, 8, 9, 10, 11 and 12 be adopted as written; that section 13 as amended be adopted; that sections 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 29 and 30 be adopted as written.

Article 2, schedule B: That section 100 as amended be adopted; that sections 102, 103 and 104 be adopted as written; that section 105 as amended be adopted; that section 106 be adopted as written; that section 107 as amended be adopted; that sections 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118 as written be adopted; that section 119 as amended be adopted; that section 120 be adopted as written; that section 121 as amended be adopted; that section 121½ as amended be adopted; that sections 122, 123, 124 and 125 be adopted as written; that section 126 as amended be adopted; that sections 127, 128, 130, 131, 133, 134, 135, 136, and 137 be adopted as written; that section 138 as amended be adopted; that sections 139, 140 and 141 be adopted as written; that section 142 as amended be adopted.
Upon motion of Senator Dunlap, the report, as read, is adopted.
Upon motion of Senator Baggett, the Senate takes a recess until 8:00 P. M.

EVENING SESSION

SENATE CHAMBER,
Friday, April 3, 1931.

The Senate meets pursuant to recess, and is called to order by President pro tempore, Senator Johnson of Duplin.

Upon motion of Senator Whedbee, the Senate resolves itself into the Committee of the Whole for the purpose of considering H. B. 102, A bill to raise revenue, with Senator Blount presiding.

Following consideration of H. B. 102, A bill to raise revenue, upon motion of Senator Dunlap, the Committee of the Whole rises, and the Senate is called to order by President pro tempore, Senator Johnson of Duplin.

Senator Blount, for the Committee of the Whole, reports progress as follows:

Mr. President: Your committee having under consideration H. B. 102, A bill to raise revenue, begs leave to report and recommend as follows:

That section 142 1/2 as amended be adopted; that sections 143 and 144 be adopted as written; that section 145 as amended be adopted; that section 146 be adopted as written; that section 147 as amended be adopted; that sections 148 and 149 be adopted as written; that section 150 be adopted as written; that section 151 as amended be adopted; that section 153 as amended be adopted; that sections 154, 155, 156, and 157 be adopted as written; that section 158 as amended be adopted; that sections 159 and 160 be adopted as written; that section 161 as amended be adopted; that sections 162 and 163 be adopted as written; that section 165 as amended be adopted.

Upon motion of Senator Dunlap, the report as made is adopted.

Senator Gravely moves that the Senate adjourn until tomorrow at 10 o'clock A. M., that during the session tomorrow the Senate not resolve itself into the Committee of the Whole, and that when it adjourns tomorrow, it adjourn to meet at 8 o'clock P. M. Monday, April 6, 1931.

The motion prevails.

SEVENTY-SIXTH DAY

SENATE CHAMBER,
Saturday, April 4, 1931.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore, Senator Johnson of Duplin.

Prayer is offered by Rev. Theodore Patrick, Rector, Church of the Good Shepherd, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Johnson of Duplin: S. B. 530, A bill fixing additional terms of the Superior Courts in the counties of Duplin and Lenoir in the sixth Judicial District.

The bill is placed on the Calendar.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 908, A bill to amend section 1464 of the Consolidated Statutes, a local modification as to the number of justices of the peace in Gaston County.

Passes its second and third readings and is ordered enrolled.

H. B. 1165, A bill regulating the fees of the public officers of Haywood County.

Passes its second and third readings and is ordered enrolled.

H. B. 1168, A bill to provide for the appointment of trustees of Beaufort Graded School.

Passes its second and third readings and is ordered enrolled.


Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Lawrence, the Senate adjourns until 8 o'clock, Monday night, April 6, 1931.

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**SEVENTY-SEVENTH DAY**

**SENATE CHAMBER,**

Monday, April 6, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. Paul H. Fields, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of Saturday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to former Senator Sharpe.

Upon motion of Senator Dunlap, the Senate resolves itself into the Committee of the Whole to consider H. B. 102, a bill to raise revenue, with Senator Blount presiding.

Following consideration of H. B. 102, a bill to raise revenue, upon motion of Senator Dunlap, the Committee of the Whole rises, and the Senate is called to order by President pro tempore, Senator Johnson of Duplin.

Senator Blount, for the Committee of the Whole, reports progress as follows:

Mr. President: Your committee having under consideration H. B. 102, a bill to raise revenue, begs leave to report and recommend as follows:

Article II, Schedule B, continued: That sections 166, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, and 191 be adopted as written.

Article III, Schedule C: That section 201 be adopted as written; that sections 209, 212 be adopted as written.


Article VII: That section 550 be adopted as written.

Upon motion of Senator Dunlap the report as submitted is adopted.

Upon motion of Senator Johnson of Moore, the Senate adjourns until tomorrow at 10 o'clock A. M.

SEVENTY-EIGHTH DAY

SENATE CHAMBER,

TUESDAY, April 7, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. Thomas S. Clarkson, Episcopal Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to Representative Stone of Georgia.

REPORT OF COMMITTEE

Senator Pritchett, for the Special Committee appointed to investigate the Division of Markets pursuant to a joint resolution of the General Assembly, makes the following report:

We, the undersigned Committee, respectfully report as follows:

From our investigation we find that the Carolina Poultry Exchange was organized as a mutual unincorporated organization about December, 1926, under the Division of Markets, while Mr. George R. Ross was acting as Chief of the Division of Markets. It was incorporated July 30, 1929. We find that the Carolina Poultry Exchange collected from the sale of poultry handled by it three-fourths of one cent per pound and that one-half cent of this three-fourths of one cent was paid to local mutual exchanges in the various counties and the balance retained by the Carolina Poultry Exchange in the Division of Markets; that during the time George R. Ross was in charge the total collected amounted to $35,219.63. A statement of the account is attached as a part of this report, marked Exhibit "A." We also find that Governor Cameron Morrison loaned $5,000 to Mr. Ross to carry on this work and Mr. Ross has repaid $2,000 of this and that the balance due Governor Morrison is a personal matter between Mr. Ross and him.

We also find that this fund is not a State fund because it was not collected under any statute authorizing the collection of same. We refer here to the ruling of the Attorney General of December 6, 1930. It is our opinion, however, that it was a quasi public fund and as such belonged to the people from the communities where it was collected. We find further that George R. Ross loaned $3,500 from this fund to the Jackson Springs Savings and Loan Association, which was an organization created to liquidate the Jackson Springs Bank; that George R. Ross was president of the
Jackson Springs Savings and Loan Association and a large stockholder in same. We find that this money has not been repaid to the Carolina Poultry Exchange fund, but that on March 21, 1931, since this investigation has been instituted $3,000 of the said fund was transferred upon the books of the Jackson Springs Savings and Loan Association to George R. Ross, trustee, for the Morrison fund at his direction.

We also find that various expense accounts of State employees in the Division of Markets, including Mr. George R. Ross, were paid from this fund without any itemized statement of expenses being furnished or filed with the records of the office, and that a considerable amount of time was devoted to the work by said employees; that checks amounting to $2,350 from this fund were issued to George R. Ross, most of which he states were for his expenses.

We also find that $4,750 of the fruit and vegetable funds collected under the Division of Markets was used by the Carolina Poultry Exchange, but later repaid. We also find that the salary of F. C. Winston, a vocational school teacher of Moore County for the term 1927-1928, amounting to $1,634.06, was paid from the funds of the Carolina Poultry Exchange, and $562.50 of this was repaid by Mr. George R. Ross on March 22, 1928. Mr. George R. Ross was a member of the school committee of this school. Our investigation of the records in the office of the State Superintendent of Education shows payment June 19, 1928, of $562.50 to the treasurer of Moore County for the salary of F. C. Winston during the aforesaid school term. We have not found that this money has ever been repaid to the Carolina Poultry Exchange fund.

We also find that there are unpaid bills for fruit inspection in orchards in which Mr. George R. Ross owned an interest while director of the Division of Markets amounting to $305.00, which fees should have been collected by Mr. Ross and paid into the fruit and vegetable fund.

We find that the Division of Markets is now arranging for the sale of poultry for the Carolina Poultry Mutual Exchange, Incorporated, but all the funds derived from the sale of same are going into the treasury of the Carolina Poultry Mutual Exchange, Inc.

It is our recommendation that the Division of Markets ought to take complete charge of marketing of poultry and all funds derived from the same be turned into the State treasury as other public funds and not diverted into the treasury of the aforesaid corporation, which is carried on by the aid of State employees at the expense of the State.

We also find that the records of the office were poorly kept and frequent interchange of funds of this department and the fruit and vegetable department were made; that it is highly imperative that an audit of both funds be made immediately and a copy of same furnished to the Governor.

Respectfully submitted,

J. A. Pritchett,
Ira M. Hardy,
Kemp B. Nixon,
Committee from the Senate.

G. E. Davis,
R. M. Cox,
R. G. Johnson,
Committee from the House.
Statement of the Carolina Poultry Exchange Account

January 1, 1927, to September 20, 1929.

<table>
<thead>
<tr>
<th>Receipts</th>
<th>Dr.</th>
<th>Cr.</th>
</tr>
</thead>
<tbody>
<tr>
<td>¾ on poultry bought by</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Risser &amp; Robinowitz, Philadelphia, Pa.</td>
<td>$31,275.35</td>
<td></td>
</tr>
<tr>
<td>E. E. Eller, North Wilkesboro, N. C.</td>
<td>1,353.60</td>
<td></td>
</tr>
<tr>
<td>Carolina Poultry &amp; Egg Co., Salisbury, N. C.</td>
<td>881.26</td>
<td></td>
</tr>
<tr>
<td>F. B. Price, Salisbury, N. C.</td>
<td>583.72</td>
<td></td>
</tr>
<tr>
<td>Eagle Poultry Co., Philadelphia, Pa.</td>
<td>1,105.81</td>
<td></td>
</tr>
<tr>
<td>Miles Company</td>
<td>19.89</td>
<td></td>
</tr>
</tbody>
</table>


Protest fee ........................................ 1.50

$186.83  186.83

$35,032.80

Egg Account:

J. M. Morris and others.......................... 806.84
Cameron Morrison .................................. 5,000.00

Loans Repaid:

Fruit & Vegetable Exchange ....................... 4,750.00
R. G. Parlier, salary repaid by State voucher .. 400.00
F. W. Risher ...................................... 100.00
A. R. Powledge ................................... 100.00
A. N. Bulla ....................................... 50.00
D. R. Palmer ..................................... 50.00
Geo. R. Ross .................................... 200.00
Geo. R. Ross .................................... 562.50

Total .................................................. $47,052.14

Disbursements:

For advertising 1/1/27 to 12/30/27................ $3,003.42
For advertising 1/1/28 to 12/30/28................ 1,319.56
For advertising 1/1/29 to 9/20/29................ 4,725.17

Total .................................................. $9,048.15

¼-½ and ¾ paid to Associations

Service charges 1/1/27 to 12/30/27................ $ 2,259.85
Service charges 1/1/28 to 12/30/28................ 2,423.51
Service charges 1/1/29 to 9/20/29................ 5,477.48
Service and Advertising charges paid to the Rock Mt. Mutual Exchange, 1/1/28 to 12/30/28......... 4,485.88

Total .................................................. $14,646.72

Expense accounts .................................. 933.22
Salaries ........................................... 1,095.39
Advance account eggs put in storage, handling, etc. (This advance practically covered receipts when sold.)

Checks Issued to:
Jackson Springs Savings & Loan Association.......................... $3,500.00
Geo. R. Ross............................................. 2,350.00
(Repaid $200.00)
Loans to Fruit & Vegetable Exchange (repaid)..................... 4,750.00
Loans to Bulla, Powledge, Palmer (repaid)....................... 200.00
Loans to F. W. Risher..................................... 200.00
(Risher repaid $100. He states balance should be charged to Mr. Ross)
Advance—Carolinas Egg Co., Wilmington, N. C.
Salary—R. G. Parlier, Wilmington................................ 1,200.00
($400.00 repaid by State voucher)
R. G. Parlier, travel expenses...................................... 146.38
Equipment and materials.......................................... 4,989.16
Loan to Agricultural Vocational Department.................... 1,634.06
($562.50 repaid by Mr. Ross)
Advance account eggs in storage—
Cary Poultry Association, Cary.............................. $150.00
Rock Springs Poultry Association, Denver..................... 60.00
210.00
$210.00
45,745.71
Sept. 20, 1929—Bank balance, Commercial Natl. Bank........... $1,306.43
11/23, deposit acct. repayment loan Cary Poultry Asso., Cary... 153.00
$1,459.43
11/31 Deposit .................................................. 61.20
$1,520.63

Referred to Committee on Agriculture.

ENROLLED BILLS
Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:
S. B. 489, An act to amend chapter one hundred twenty-two, Pubic-Local Laws, one thousand nine hundred twenty-one, relating to fees of the sheriff of Lincoln County.
S. B. 486, An act to place Mrs. S. B. Neal, Mrs. Fannie Long and Mrs. Mary J. Minor, widows, on the pension roll.
S. B. 501, An act to incorporate the Thompson School Alumni Association of Siler City, Chatham County, North Carolina.
S. B. 397, An act to place Zelia Wells of Jackson County, on the Confederate pension roll.
S. B. 512, An act regulating the fees of the recorder’s court of Lincoln County.
S. B. 467, An act to amend section one thousand four hundred forty-three, volume three, of the Consolidated Statutes, relating to terms of the Superior Court of Columbus County.
H. B. 1093, An act to promote restocking of certain streams and the protection of game and game fish in Madison County.

H. B. 1170, An act to amend H. B. 557, ratified March 27, 1931, relative to the courts of Bertie County to correct an error in same.

H. B. 1088, An act to amend chapter two hundred forty-six, Public-Local Laws of one thousand nine hundred twenty-nine, relative to the conservation and protection of migratory waterfowl in Dare County.

H. B. 1095, An act to protect foxes in Alexander County.

H. B. 1116, An act with respect to the duties of state farm demonstration agents for Halifax County.

H. B. 1064, An act to amend chapter one hundred forty-eight, Public-Local Laws of one thousand nine hundred twenty-seven, requiring all vehicles traveling the highways to be equipped with red reflectors.

S. B. 310, An act providing for the extension of special assessments.

H. B. 1152, An act to amend chapter four hundred and thirty-six, Public-Local Laws of nineteen hundred and twenty-three, by excepting Rutherford County therefrom; and to amend chapter one hundred and ninety, Public-Local Laws of nineteen hundred and twenty-seven, by excepting McDowell County therefrom.

S. B. 321, An act to authorize clerks of the Superior Courts to appoint successor trustees to insolvent banks and trust companies.

S. B. 472, An act to amend the Consolidated Statutes of North Carolina, volume three, section one thousand four hundred forty-three, relating to the Superior Courts of Surry County.

S. B. 421, An act to repeal and re-enact section one thousand two hundred and eighty-eight, Consolidated Statutes of North Carolina, with reference to the liability of criminal costs before a justice of the peace.

H. B. 1174, An act to amend substitute for House Bill number five hundred ninety-four, being entitled “An act to provide for the collection of taxes in the city of Charlotte and the county of Mecklenburg,” ratified March third, one thousand nine hundred thirty-one.

S. B. 495, An act to authorize the school authorities and county auditor of Duplin County to issue certificates of indebtedness to teachers.

H. B. 676, An act to amend section one of chapter two hundred and sixty-four of the Public Laws of one thousand nine hundred seventeen, relating to reformatories or homes for fallen women, to apply to Mecklenburg County only.

H. B. 856, An act to amend chapter one hundred sixty-four of the Public Laws of one thousand nine hundred and twenty-nine, relating to the election laws, and to amend sections five thousand nine hundred thirty-two, and six thousand forty-five of the Consolidated Statutes, relating thereto.

H. B. 1161, An act to validate certain bonds and notes of the town of Laurinburg.

H. B. 1143, An act relative to working prisoners sentenced to jail in New Hanover County upon the public works, drains and swamps of said county.

H. B. 1187, An act to authorize the county commissioners and board of education of Wilkes County to provide in the next budget for payment of public school teachers balance due them for this fiscal year.

H. B. 1126, An act to authorize the county commissioners of Guilford County to maintain the county tuberculosis hospital notwithstanding the provisions of House Bill number eight hundred ninety.
H. B. 930, An act relating to special assessments levied by the city of High Point.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Baggett: S. B. 531, a bill to restore to the people the right to elect the Commissioner of Revenue.

Referred to Committee on Reorganization.

By Senator Pritchett: S. B. 532, a bill to regulate jail fees of town jail, Woodville, Bertie County.

Upon motion of Senator Pritchett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Hatchett: S. B. 553, a bill authorizing the board of county commissioners of Caswell County in their discretion to work prisoners under sentence on the county farm.

Upon motion of Senator Hatchett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Hatchett: S. B. 534, a bill relative to the holding of elections in Caswell County.

Upon motion of Senator Hatchett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1164, a bill to amend the charter of the city of Saluda, Polk County, so as to extend the boundaries thereof, upon second reading.

The bill passes second reading, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burt, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Grant, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hindsdale, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—44.

S. B. 482, a bill to authorize the county of Harnett and the town of Lillington to enter into contract with the State Highway Commission for the illuminating of the bridge across the Cape Fear River at Lillington, for concurrence in the House amendment.

Upon motion of Senator Baggett, the Senate fails to concur in the House amendment, and asks for further conference.

The President appoints as conferees Senators Baggett and Gower.

S. B. 530, a bill fixing additional terms of the Superior Courts in the counties of Duplin and Lenoir in the sixth judicial district.

Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 289, a bill to amend chapter 220 of the Public Laws of 1923, section 2797 of the Consolidated Statutes and acts amendatory thereof, relating to condemnation proceedings and assessment districts for condemnation proceedings, for concurrence in the House amendment.

Upon motion of Senator Pritchett, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 497, a bill to provide for the sanitary transportation of fish and other sea food.

Upon motion of Senator Zollicoffer, the bill is placed on the table.

S. B. 194, a bill to amend section 6554 of the Consolidated Statutes, limiting the hours of work of women in industries to fifty-five hours a week.

The substitute offered by the Committee is adopted.

Senator Horton offers an amendment which fails of adoption.

The bill passes its second and third readings and is ordered engrossed.

Upon motion of Senator Dunlap, the Senate goes into the Committee of the Whole for the consideration of H. B. 102, a bill to raise revenue, Senator Blount presiding.

Following consideration by the Committee of H. B. 102, a bill to raise revenue, upon motion of Senator Gravely, the Committee of the Whole rises.

The Senate is called to order by President pro tempore, Senator Johnson of Duplin.

Senator Blount, for the Committee of the Whole, reports progress as follows:

Mr. President: Your Committee having under consideration H. B. 102, a bill to raise revenue, begs leave to report and recommend as follows:

That section 323 be adopted as written; that the vote by which section 105 was adopted as written, be reconsidered; that section 105 as amended be adopted; that the vote by which section 134 was adopted as written, be reconsidered; that section 134 as amended be adopted; that section 208 as amended be adopted.

Upon motion of Senator Gravely, the Senate takes a recess until 2:30 o'clock P. M.

AFTERNOON SESSION

SENATE CHAMBER,
TUESDAY, APRIL 7, 1931.

The Senate meets pursuant to recess, and is called to order by Lieutenant-Governor R. T. Fountain.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1203, a bill to amend House Bill 1032 of the General Assembly of the State of North Carolina in the year 1931, being an act entitled: "A bill to be entitled an act to amend section 1443, volume 3, of the Consolidated Statutes, relating to the courts of Gaston County," as ratified April 2, 1931.

Upon motion of Senator Rankin, the rules are suspended, and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.
H. B. 1204, a bill to amend House Bill 599 and Senate Bill 446, which were bills amending the charter of the town of Roanoke Rapids, so as to provide for elections relating to extension of corporate limits and municipal officers.

Upon motion of Senator Zollicoffer, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

The President announces the appointment of Senators Campbell and Clarkson as conferees on the part of the Senate to confer with the House conferees on the difference existing between the two bodies on H. B. 238, a bill to repeal, amend, and re-enact chapter 136, Public Laws 1927, as amended by chapters 58, 193, 216, and 254, Public Laws 1929, and to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the state.

Upon motion of Senator Dunlap, the Senate resolves itself into the Committee of the Whole for the purpose of considering H. B. 102, a bill to raise revenue, with Senator Blount presiding.

Following consideration of H. B. 102, a bill to raise revenue, upon motion of Senator Dunlap, the Committee of the Whole rises and the Senate is called to order by President pro tempore, Senator Johnson of Duplin.

Senator Blount, for the Committee of the Whole, reports progress as follows:

Mr. President: Your Committee having under consideration H. B. 102, a bill to raise revenue, begs leave to report and recommend as follows:

That section 502 as amended be adopted.

Upon motion of Senator Dunlap, the report as read is adopted.

Upon motion of Senator Gravely, the Senate adjourns until tomorrow morning at 10 o'clock.

SEVENTY-NINTH DAY

SENATE CHAMBER.

WEDNESDAY, April 8, 1931.

The Senate meets pursuant to adjournment, and in the absence of the Lieutenant-Governor and the President pro tempore, the Senate is called to order by LeRoy Martin, Principal Clerk, who in turn calls Senator Blount to the Chair.

Prayer is offered by Dr. Harry M. North, Presiding Elder, Raleigh District, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 209, a bill to provide for the control, employment, and working of contracts by the board of commissioners of Anson County.

Upon motion of Senator Dunlap, the bill is placed on the Calendar.

H. B. 1134, a bill relative to the funds in the hands of the clerks of the Superior Courts by virtue of their office.

Referred to Committee on Judiciary No. 2.
H. B. 1147, a bill to amend House Bill 398, being "A bill to be entitled an act to amend chapter 2, Public Laws of 1921, and acts amendatory thereof and additional thereto, relating to the State Highway System and public roads of the State, and to provide for the maintenance thereof."

Referred to Committee on Public Roads.

H. B. 1167, a bill to validate certain acts of the board of aldermen of the town of Marion.

Referred to Committee on Finance.

H. B. 1150, a bill to place the name of James Goodson, a Confederate veteran of Franklin County, on the pension roll.

Referred to Committee on Pensions.

H. B. 1166, a bill to amend section 2942, Consolidated Statutes, the Municipal Finance Act, so as to provide for the financing of airports or landing fields by cities and towns.

Referred to Committee on Finance.

REPORTS OF COMMITTEES

Bills, and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Campbell, for the Committee on Commercial Fisheries:

H. B. 925, a bill to provide for cooperation with the United States Bureau of Fisheries in fish cultural operations, with a favorable report.

H. B. 946, a bill to provide for the construction of fish-ways in dams or other obstructions placed in or across rivers or streams in North Carolina or between North Carolina and other states, with an unfavorable report.

By Senator Horton, for the Committee on Judiciary No. 2:

H. B. 1117, a bill to provide for competitive bidding on all contracts for building and repairs of permanent improvements at the several institutions of the state, with a favorable report.

H. B. 379, a bill prescribing the manner of protecting and investing money placed in trust with clerks of Superior Courts, with a favorable report.

H. B. 1106, a bill to repeal sub-section ten of section thirty-eight of chapter three hundred eighty of the Private Laws of North Carolina, session one thousand nine hundred fifteen, with a favorable report.

By Senator Folger, for the Committee on Education:

H. B. 530, a bill validating certain school building bonds of Harnett County, with a favorable report.

H. B. 458, a bill to fix and regulate the salaries of the superintendent of schools and county health officer of Bladen County, with a favorable report.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 974, a bill to amend chapter 238, Public Laws of 1929, relating to the appointment of trustees for the Cherokee Indiana Normal School at Pembroke.

Passes its second and third readings and is ordered enrolled.

H. B. 957, a bill to amend chapter sixty-one, Public Laws, 1921, and to amend section five thousand eight hundred fifty-three of the Consolidated
Statutes, relating to the supervision of the Cherokee Indian State Normal School, Pembroke, by the State Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 1164, a bill to amend the charter of the city of Saluda, Polk County, so as to extend the boundaries thereof, upon third reading.

The bill passes third reading, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Bennett, Blount, Burrus, Campbell, Clarkson, Clement, Dunlap, Folger, Grant, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Lawrence, Lynch, McKee, McLean, Peel, Powell, Price, Pritchett, Rankin, Umstead, Ward of Craven, Williams, Zollicoffer—33.

The bill is ordered enrolled.

Upon motion of Senator Dunlap, the Senate resolves itself into the Committee of the Whole for the purpose of considering H. B. 102, a bill to raise revenue, with Senator Blount presiding.

Following consideration of this bill, upon motion of Senator Gravely, the Committee of the Whole rises and the Senate is called to order by President pro tempore, Senator Johnson of Duplin.

Upon motion of Senator Gravely, the Senate takes a recess until 3 o'clock P. M.

AFTERNOON SESSION

SENATE CHAMBER,
WEDNESDAY, April 8, 1931.

The Senate meets pursuant to recess, and is called to order by Lieutenant-Governor R. T. Fountain.

CONFERENCE REPORT

The following report is received from the Conference Committee on S. B. 232, a bill to create in the Governor's office a division of purchase and contract and to prescribe the powers and duties thereof:

To the Senate and House of Representatives:

We, the undersigned Conferences appointed by the Senate and House of Representatives to consider the differences arising over Senate Bill No. 232, respectfully submit the following report, and recommend:

That the House recede from its amendment reading as follows: "Amend Senate Bill 232 by amending section 14, striking out the words and figures 'not to exceed $6,000.00 per annum'"

We further recommend that section 14, line 3, of the original bill be amended by striking out the words and figures "$6,000.00, six thousand dollars," and insert in lieu thereof the words and figures "eight thousand five hundred dollars, $8,500.00."

E. B. JEFFRESS,
Confer on part of House,
E. R. JOHNSON,
Confer on part of House,
IRA T. JOHNSTON,
Confer on part of House,
L. L. GRAVELY,
Confer on part of Senate.
RIVERS D. JOHNSON,
Confer on part of Senate.
Upon motion of Senator Gravely, the Senate fails to adopt the above report.

Upon motion of Senator Gravely, the vote by which the Senate failed to concur in the House amendment to this bill is reconsidered, the Senate concurs in the House amendment, and the bill is ordered enrolled.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State.

H. B. 1168, An act to provide for the appointment of trustees of Beaufort Graded School.

H. B. 1129, An act to amend chapter two hundred and fifty-eight, Public-Local Laws of one thousand nine hundred and twenty-seven, relating to extra compensation of the county commissioners of Mitchell County.

H. B. 633, An act to authorize the town of Sanford to improve its streets and assess the cost thereof on abutting property.

H. B. 908, An act to amend section one thousand four hundred sixty-four of the Consolidated Statutes, a local modification as to the number of justices of the peace in Gaston County.

S. B. 475, An act to amend section one of chapter sixty-three of the Public Laws of North Carolina, extra session of one thousand nine hundred and twenty-one, relating to the investment of trust funds.

H. B. 883, An act to validate certain refunding bonds of Greene County.

S. B. 289, An act to amend chapter two hundred and twenty of the Public Laws of one thousand nine hundred and twenty-three; section two thousand seven hundred and ninety-two of the Consolidated Statutes, and acts amendatory thereof, relating to condemnation proceedings and assessment districts for condemnation proceedings.

H. B. 1083, An act to require reduction of salaries, wages, fees or other compensation paid for public services out of public funds in the county of Robeson.

H. B. 1203, An act to amend House Bill one thousand thirty-two of the General Assembly of the State of North Carolina for the year one thousand nine hundred thirty-one, being an act entitled "A bill to be entitled an act to amend section one thousand four hundred forty-three, volume three of the Consolidated Statutes relating to the courts of Gaston County," as ratified April second, one thousand nine hundred thirty-one.

H. B. 1204, An act to amend House Bill five hundred and ninety-nine; Senate Bill four hundred and forty-six, which were bills amending the charter of the town of Roanoke Rapids, so as to provide for elections relating to extension of corporate limits and municipal officers.

H. B. 25, An act to repeal chapter two hundred twenty-one of the Public Laws of North Carolina, session of one thousand nine hundred twenty-seven, and acts amendatory thereto.

Upon motion of Senator Dunlap, the Senate resolves itself into the Committee of the Whole to consider H. B. 120, a bill to raise revenue, with Senator Blount presiding.

Following consideration of this bill, upon motion of Senator Dunlap, the Committee of the Whole rises, and the Senate is called to order by Lieutenant-Governor R. T. Fountain.

Upon motion of Senator Gravely, the Senate adjourns until tomorrow morning at 10 o'clock.
EIGHTIETH DAY

SENATE CHAMBER,

THURSDAY, April 9, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. C. J. Hollingsworth, Vanguard Presbyterian Church, Raleigh, N. C.

Senator Bernard reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Grant, S. R. 523, a joint resolution authorizing the Governor and other State officials to aid in furnishing data to the United States Senate Committee on Privileges and Elections, is recalled from the Committee on Judiciary No. 2, and is placed on the Calendar.

Senator Horton, for the Committee on Judiciary No. 2, offers a substitute resolution.

Upon motion of Senator Dunlap, H. B. 1121, a bill to amend section 480 of the Consolidated Statutes, as amended, so as to extend the time for issuing alias or pluries summons in tax suits, is recalled from the Committee on Finance and placed on the Calendar.

Senator Hicks moves that H. B. 861, a bill to provide for the reduction in taxes levied by the various counties, cities, towns, and other municipalities in the State to pay the cost of personal service, be taken from the Committee on Counties, Cities and Towns and placed on the Calendar.

The motion prevails.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 947, a joint resolution to pay expenses of J. C. Pinnix and L. F. Amburn in the contested election for a seat in the General Assembly.

Referred to Committee on Appropriations.

H. B. 1062, a bill to provide for the payment of property taxes due Pender County in instalments.

Referred to Committee on Finance.

H. B. 1109, a bill to amend section 23 of article 4 of the Constitution of North Carolina, relating to solicitors.

Referred to Committee on Constitutional Amendments.

H. B. 1197, a bill to allow the county commissioners of Montgomery County to aid in reopening the Bank of Montgomery.

Upon motion of Senator Burt, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1198, a bill to allow the sheriff of Montgomery County to collect back taxes.

Upon motion of Senator Burt, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

S. B. 498, a bill to amend the Local Government Act, the same being S. B. 162, session 1931, for concurrence in the House amendment.

The bill is placed on the Calendar.
H. B. 1189, a bill to authorize the town of Mebane to issue sewer bonds and to provide for the payments thereof.
Referred to Committee on Finance.

H. B. 1194, a bill to authorize the school authorities and county auditor of Carteret County to issue certificates of indebtedness to teachers.
Referred to Committee on Education.

H. B. 1205, a bill to establish a boxing commission for the city of Gastonia.
Referred to Committee on Propositions and Grievances.

H. B. 1214, a bill authorizing the transfer of part of the surplus in the bond fund of Beaufort County to the general county road fund of Beaufort County.
Referred to Committee on Finance.

H. B. 1215, a bill to amend an act to amend chapter 86 of the Public Laws of 1887, relating to the Durham Public School District, enacted by the General Assembly of 1931.
Upon motion of Senator Umstead, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled.

H. R. 1219, a resolution of respect upon the death of Honorable Nicholas Longworth.
Upon motion of Senator Johnson of Duplin, the rules are suspended and the resolution is placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled.

The following messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
April 8, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body, that pursuant to your notice that the Senate has failed to concur in House amendment to Senate Bill 482, to authorize the county of Harnett and the town of Lillington to enter into contract with the State Highway Commission for the illumination of the bridge across the Cape River at Lillington, that the Speaker has appointed as conferees on the part of the House, to the end that the differences existing between the two bodies may be adjusted, Messrs. Crudup, Gill and Young of Harnett.

Respectfully,

THAD EURE,
Principal Clerk of the House.

HOUSE OF REPRESENTATIVES,
April 9, 1931.

Mr. President:

It is ordered that a message be sent to your Honorable Body requesting the return of House Bill 1195, to the end that this bill may receive further consideration by this body.

Respectfully,

THAD EURE,
Principal Clerk of the House.

The bill is ordered returned.
REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Clark, for the Committee on Counties, Cities and Towns:
S. B. 515, a bill to amend chapter 123, Private Laws 1927, relating to salaries of certain officials of the city of Asheville, with a favorable report.
H. B. 1169, a bill to permit the city of Wilmington to abandon its municipal lockup or guard-house and to use the county jail for the confinement of municipal prisoners, with a favorable report.
H. B. 1159, a bill to require the tax collector of Hyde County to accept partial payments of taxes, with a favorable report.
H. B. 1175, a bill to amend House Bill 859, entitled "An act to create a board of financial control for Buncombe County and certain bodies politic and municipal corporations therein, and to define the powers and duties thereof," with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Dortch: S. B. 535, a joint resolution allowing the Junior League of the city of Raleigh to conduct a refreshment stand in the Capitol during the sessions of the General Assembly.

Upon motion of Senator Dortch, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Clement: S. B. 536, a bill to correct a clerical error in the enrollment of Senate Bill 247, as amended.

Upon motion of Senator Clement, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Johnson of Duplin: S. R. 537, a resolution requesting the Governor of North Carolina to commute or pardon the little man of North Carolina and give him the right to live.

Senator Johnson of Duplin moves that the resolution be referred to the Committee on Judiciary No. 2.

The motion fails of adoption.

Referred to Committee on Appropriations.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the secretary of state:
H. B. 1164, An act to amend the charter of the city of Saluda, Polk County, so as to extend the boundaries thereof.
H. B. 1027, An act to amend certain statutes relating to the salaries of certain officers of Burke County.
H. B. 974, An act to amend chapter two hundred and thirty-eight, Public Laws of one thousand nine hundred and twenty-nine, relating to the
appointment of trustees for the Cherokee Indian Normal School at Pembroke.

H. B. 957, An act to amend chapter sixty-one, Public Laws, one thousand nine hundred twenty-one, and to amend section five thousand eight hundred fifty-three of the Consolidated Statutes, relating to the supervision of the Cherokee Indian State Normal School, Pembroke, by the State Board of Education.

H. B. 453, An act to substitute posted notices for newspaper notices of public sales and foreclosures in Hyde County and Gates County.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 209, a bill to provide for the control employment, and working of convicts by the board of commissioners of Anson County.

Passes its second and third readings and is ordered enrolled.

H. B. 458, a bill to fix and regulate the salaries of the superintendent of schools and county health officer of Bladen County.

Passes its second and third readings and is ordered enrolled.

H. B. 539, a bill validating certain school building bonds of Harnett County, upon second reading.

The bill passes second reading, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, McKee, McSwain, Nixon, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven—40.

S. B. 457, a bill to refund Sam Lawrence & Company and Lawrence Stone and Gravel Company income tax payments erroneously paid to the State of North Carolina which should have been paid to the State of South Carolina, amounting in the total principal to the sum of $3,250.12, for concurrence in the House amendment.

Upon motion of Senator Hinsdale, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 492, a bill to provide for a record of and check on the license forms, tags, and certificates used or issued by State departments and agencies.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 861, a bill to provide for the reduction of taxes levied by the various counties, cities, towns, and other municipalities in the State to pay the cost of personal service.

Upon motion of Senator Grier, the bill and its amendments are referred to the Committee on Counties, Cities and Towns.

S. B. 110, a bill to amend the Code of Civil Procedure as to the joinder of parties, for concurrence in the House amendment.

Upon motion of Senator Hicks, the Senate refuses to concur in the House amendment, and asks for a further conference.

The President announces the appointment of Senators Hicks and Campbell as conferees on the part of the Senate.

H. B. 835, a bill authorizing receivers and trustees to foreclose deeds
of trust and mortgages under court orders and validating such foreclosures and sales.

Passes its second and third readings and is ordered enrolled.

H. B. 1121, a bill to amend section 480 of the Consolidated Statutes, as amended, so as to extend time for issuing alias or pluries summons in tax suits.

Passes its second and third readings and is ordered enrolled.

S. B. 447, a bill to provide for the establishment of a Department of Labor and to provide for the appointment of a Commissioner of Labor and to prescribe the powers and duties of the Department of Labor and the Commissioner of Labor.

The substitute offered by the Committee is adopted.

Senator Grier offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1169, a bill to permit the city of Wilmington to abandon its municipal lockup or guard-house and to use the county jail for the confinement of municipal prisoners.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Dunlap, the Senate resolves itself into the Committee of the Whole for the purpose of considering H. B. 102, a bill to raise revenue, with Senator Blount presiding.

Following consideration of the bill, upon motion of Senator Grier, the Committee of the Whole rises, and the Senate is called to order by Lieutenant-Governor R. T. Fountain.

Upon motion of Senator Jones, the Senate takes a recess until 2:30 o'clock P. M.

AFTERNOON SESSION

SENATE CHAMBER,

THURSDAY, April 9, 1931.

The Senate meets pursuant to recess, and is called to order by Lieutenant-Governor R. T. Fountain.

Upon motion of Senator Campbell, H. B. 1062, a bill to provide for the payment of property taxes in Pender County in instalments, is taken from the Committee on Finance and placed on the Calendar.

Upon motion of Senator Jones, H. B. 476, a bill to regulate the employment of the superintendent of schools for Richmond County by the Board of Education of said county, is taken from the Committee on Education and placed on the Calendar.

Upon motion of Senator Jones, the rules are suspended and the bill is placed upon its immediate readings.

Upon motion of Senator Jones, the bill is laid upon the table.

Senator Jones moves that the motion by which this bill was laid upon the table be reconsidered, and that motion be laid upon the table.

The motion prevails.

Upon motion of Senator Baggett, S. B. 481, a bill to require holders of stocks in foreign corporations to list and pay taxes on the same, is taken from the Committee on Finance and placed on the Calendar.
Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Clement, for the Committee on Courts and Judicial Districts:
H. B. 712, a bill to amend chapter 17 of the Public-Local Laws of 1927, thereby restoring jurisdiction of mayor's court of the town of Sylva, N. C., with a favorable report.
H. B. 1037, a bill to make applicable to Alamance County the provisions of House Bill 258, ratified March 9, 1931, and entitled "An act to authorize boards of commissioners to establish county courts with criminal jurisdiction, with a favorable report.
H. B. 1140, a bill to provide additional filing equipment for the recorder's court of Durham County, with a favorable report.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 278, a bill to reduce the costs and expenses of advertisements under executions, mortgages, deeds of trust, and all legal notices.
Upon motion of Senator Lawrence, action upon this bill is indefinitely postponed.
H. B. 379, a bill prescribing the manner of protecting and investing money placed in trust with clerks of Superior Courts.
The amendments offered by the Committee are adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.
H. B. 1062, a bill to provide for the payment of property taxes in Pender County in instalments.
Passes its second and third readings and is ordered enrolled.
S. B. 498, a bill to amend the Local Government Act, the same being S. B. 162 of the session of 1931, for concurrence in the House amendment.
Upon motion of Senator Umstead, the Senate concurs in the House amendment, and the bill is ordered enrolled.
S. B. 521, a bill to authorize the Board of Agriculture to make rules and regulations with respect to activities of the Division of Markets in the Department of Agriculture, and to impose necessary fees for the expenses in connection with such service.
The substitute offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives.
H. B. 329, a bill to amend chapter 2 of the Consolidated Statutes of 1919, relating to the adoption of minors.
Upon motion of Senator Burrus, the bill is laid upon the table.
S. B. 494, a bill to amend section 6416 of the Consolidated Statutes, relative to the service of legal process upon Insurance Commissioner.
Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 456, a bill to amend section 2482 of the Consolidated Statutes, relating to prices to be charged for articles advanced under crop liens and chattel mortgages.
The bill fails to pass its second reading.
S. B. 410, a bill to place the names of certain Confederate soldiers and widows of Confederate soldiers on the pension list, for concurrence in the House amendment.

The Senate fails to concur in the House amendment.

The President announces the appointment of Senators Pritchett and Bernard as conferees on the part of the Senate.

H. B. 925, a bill to provide for cooperation with the United States Bureau of Fisheries in fish cultural operations and scientific investigations in the waters of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 1191, a bill to amend Senate Bill 207, ratified March 16, 1931, of this Session of the General Assembly, being entitled "A bill to be entitled an act regulating sales of real and personal property by receivers."

Passes its second and third readings and is ordered enrolled.

H. B. 1030, a bill to permit the removal of land from the operation and provisions of chapter 47 of the Consolidated Statutes, as amended, known as the "Torrens Law."

Senator Ward of Beaufort offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 807, a bill to amend section 33, chapter 51, Public Laws of 1927, and to protect quail in Miller's Township, Alexander County.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate substitute.

H. B. 768, a bill to amend chapter 148, section 21, Public Laws of 1927, so as to provide for painting signs upon pavements at entrance to through highways.

Senator Umstead moves that the bill do lie upon the table.

The motion prevails.

H. B. 846, a bill to amend the North Carolina Game Laws.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 507, a bill to require the clerks of the Superior Court to certify to the Commissioner of Revenue annually the names of all attorneys located within their county and engaged in the practice of law.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Blount, the Senate adjourns to meet tomorrow morning at 10 o'clock.

EIGHTY-FIRST DAY

SENATE CHAMBER,

FRIDAY, APRIL 10, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. A. Corey of Jamesville, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.
Upon motion of Senator McLean, H. B. 1045, a bill to provide for a study by the Tax Commission and/or its successors of the question of listing and assessing property for taxation, is taken from the unfavorable Calendar and referred to the Committee on Finance.

Upon motion of Senator Horton, S. R. 523, a joint resolution authorizing the Governor and other State officials to aid in furnishing data to the United States Committee on Privileges and Elections in the matter of the contest of the seat of Josiah W. Bailey in the United States Senate by George Moore Pritchard, is re-referred to the Committee on Judiciary No. 2.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Pritchett, for the Committee on Pensions:
H. B. 1150, a bill to place the name of James Goodson on the pension roll, with a favorable report.

By Senator Dunlap, for the Committee on Finance:
H. B. 31, a bill to repeal the discounts and penalties in the collection of taxes in Hertford County, with a favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1165, a bill regulating the fees of the public officers of Haywood County.

Upon motion of Senator McKee, the bill is placed on the Calendar.
H. B. 1227, a bill to permit the trial of jail cases at the July term of Onslow Superior Court.

Referred to Committee on Courts and Judicial Districts.
H. R. 1228, a joint resolution calling a meeting of the Senate and House of Representatives to elect trustees of the University of North Carolina.

Upon motion of Senator Whedbee, the rules are suspended and the resolution is placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled.
S. B. 436, a bill relating to tax collector and auditor of Columbus County, for concurrence in the House amendment.

Upon motion of Senator Powell, the Senate concurs in the House amendment and the bill is ordered enrolled.
S. R. 535, a joint resolution allowing the Junior League of the city of Raleigh to conduct a refreshment stand in the Capitol during the sessions of the General Assembly, for concurrence in the House amendment.
Placed on the Calendar.
H. B. 1066, a bill amending section 5531 of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax districts.

Referred to Committee on Education.
H. B. 1108, a bill to abolish the board of water commissioners of the city of Hendersonville, subject to approval by the voters of said city, and to
authorize the board of commissioners of said city to sell and dispose of its water works system with approval of the voters of said city.

Upon motion of Senator McLean, the rules are suspended and the bill is placed upon its immediate readings.

Passed its second and third readings and is ordered enrolled.

H. B. 1141, a bill regulating the salary of the sheriff, registrar of deeds and clerk of the Superior Court of Forsyth County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1178, a bill regulating the fees of justices of the peace in Lenoir County.

Referred to Committee on Salaries and Fees.

H. B. 1184, a bill to amend section 6377 of the Consolidated Statutes, pertaining to the licensing of banks to act as fiduciaries.

Referred to Committee on Judiciary No. 1.

H. B. 1199, a bill to extend the time for foreclosure for special assessments of Druid Hills Sanitary and Maintenance District in Henderson County.

Upon motion of Senator McLean, the rules are suspended and the bill is placed upon its immediate readings.

Passed its second and third readings and is ordered enrolled.

H. B. 1208, a bill to furnish adequate police protection to the village of Hemp in Moore County.

Upon motion of Senator Johnson of Moore, the rules are suspended and the bill is placed upon its immediate readings.

Passed its second and third readings and is ordered enrolled.

H. B. 1185, a bill to authorize and direct the State Highway Commission to improve with hard surface or some dependable material State Highway No. 91 from Swan Quarter to Englehard, Hyde County.

Upon motion of Senator Ward of Beaufort, the bill is placed on the Calendar.

The following messages are received from the House of Representatives:

**HOUSE OF REPRESENTATIVES,**

**FRIDAY, APRIL 10, 1931.**

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House has failed to concur in the Senate amendment to House Bill 287, title: "To amend section 5033 of the Consolidated Statutes of North Carolina as amended by chapter 251, Public Laws, 1927, relating to employment of children under sixteen years of age," and giving notice of the appointment of conferees thereof, that the Speaker has appointed as conferees on the part of the House, to the end that the differences existing between the two bodies may be adjusted, Messrs. Crudup, Edwards and Mrs. Mebane.

Respectfully,

**THAD EURE,**

*Principal Clerk.*

The President announces the appointment of Senators Gravely and Johnson of Moore as conferees on the part of the Senate.
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that upon receiving a message stating that your Honorable Body has failed to concur in the House amendment to Senate Bill 110 and the announcement of a Conference Committee, the Speaker of the House has appointed as Conferees on the part of the House to act with a like Committee from the Senate to the end that the differences existing between the two bodies may be adjusted, Messrs. Moss, Gill and Long of Alamance.

Respectfully,

THAD EURE,
Principal Clerk.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Price by request: S. B. 538, A bill to repeal sections 7251 (a) and 7251 (i) of Consolidated Statutes of 1924 and to provide substitutes therefor.

Referred to Committee on Agriculture.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 232, An act to create in the Governor’s office a division of purchase and contract and to prescribe the powers and duties thereof.

H. B. 458, An act to fix and regulate the salaries of the superintendent of schools and county health officer of Bladen County.

S. B. 468, An act to submit a proposed amendment to the Constitution of North Carolina to protect insurance for wives and children from creditors during life of insured.

S. B. 522, An act to provide for a special rural policeman for Wilkes County.

S. B. 14, An act relative to the collection of fees for service of process by sheriff of Wayne County.

S. B. 457, An act to refund Sam Lawrence and Company, and Lawrence Stone and Gravel Company income tax payments erroneously paid to the State of North Carolina which should have been paid to the State of South Carolina, amounting in the total principal to the sum of three thousand two hundred and fifty dollars and twelve cents.

H. B. 1197, An act to allow the county commissioners of Montgomery County to aid in reopening the Bank of Montgomery.

H. B. 1198, An act to allow the sheriff of Montgomery County to collect back taxes.

H. B. 1121, An act to amend section four hundred eighty of the Consolidated Statutes, as amended, so as to extend the time for issuing alias or pluries summons in tax suits.
H. B. 1215, An act to amend an act to amend chapter eighty-six of the Public Laws of one thousand eight hundred and eighty-seven, relating to the Durham Public School District, enacted by the General Assembly of one thousand nine hundred and thirty-one.

H. B. 1169, An act to permit the city of Wilmington to abandon its municipal lockup or guard-house and to use the county jail for the confinement of municipal prisoners.

H. B. 855, An act authorizing receivers and trustees to foreclose deeds of trust and mortgages under court orders and validating such foreclosures and sales.

H. B. 209, An act to provide for the control, employment and working of convicts by the board of commissioners of Anson County.

S. B. 513, An act amending House Bill number three hundred one, relating to investigation of coasts, ports and waterways, ratified March nineteenth, one thousand nine hundred thirty-one.

S. B. 524, An act to validate the election held in the city of Reidsville on March thirtieth, one thousand nine hundred thirty-one, relative to the extension of the corporate limits of said city.

H. R. 1219, Resolution of respect upon the death of Honorable Nicholas Longworth.

S. R. 509, A joint resolution to pay the expenses of the committee from the Senate and House of Representatives visiting the State Hospital at Goldsboro.

CONFERENCE REPORT

To the Senate and the House of Representatives:

We, the undersigned Conferees appointed by the Senate and the House of Representatives to consider the differences arising over H. B. 1039, respectfully submit the following report, and recommend:

That the House concur in the Senate amendments with reference to Montgomery County, Pasquotank County, Surry County, Wake County, Brunswick County, Cumberland County and Martin County.

We further recommend that the Senate recede from its amendments with reference to Pitt County and that as to Robeson County the further names of J. F. Johnson and Grady Morley be added, to hold office two years, salary as of the five to be prorated among the entire members.

Respectfully Submitted,

W. W. Neal,
A. A. F. Seawell,
Jno. A. McRae,
Conferees on the part of the House.

J. H. Folger,
W. R. Lovill,
Conferees on the part of the Senate.

Upon motion of Senator Folger, the report of the Conferees is adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the Conferee's report to H. B. 1039 title: "Members Board of Education of North Carolina," and upon receipt of the same message from your Honorable Body the bill will be ordered enrolled.

Respectfully,

THAD EURE,
Principal Clerk.

HOUSE OF REPRESENTATIVES,
Friday, April 10, 1931.

Mr. President:

Pursuant to an exchange of messages, and in accordance with a resolution heretofore passed by both Bodies of the General Assembly, this message is to inform your Honorable Body that the House will be ready at the hour of noon to receive your Honorable Body in a joint session for the purpose of electing the trustees of the University of North Carolina.

Respectfully,

THAD EURE,
Principal Clerk.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 530, A bill validating certain school building bonds of Harnett County, upon third reading.

The bill passes its third reading, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Powell, Pritchett, Rankin, Rodwell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—40.

The bill is ordered enrolled.

S. B. 515, A bill to amend chapter 123, Private Laws, 1927, relating to salaries of certain officials of the city of Asheville.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1037, A bill to make applicable to Alamance County the provisions of H. B. 258, ratified March 9, 1931, and entitled "An act to authorize boards of commissioners to establish county courts with criminal jurisdiction."

Passes its second and third readings and is ordered enrolled.

H. B. 1140, A bill to provide additional filing equipment for the recorder's court of Durham County.

Passes its second and third readings and is ordered enrolled.
H. B. 1159, A bill to require the tax collector of Hyde County to accept partial payments of taxes.

Passes its second and third readings and is ordered enrolled.

H. B. 1175, A bill to amend H. B. 850, entitled: "An act to create a board of financial control for Buncombe County and certain bodies politic and municipal corporations therein, and to define the powers and duties thereof."

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute.

The hour of noon having arrived, pursuant to resolution heretofore ratified, the Senate, upon motion of Senator Whedbee, proceeds to the Hall of the House of Representatives there to meet in joint session with that Honorable Body for the purpose of electing trustees of the University of North Carolina and North Carolina State College of Agriculture and Engineering.

JOINT SESSION

The President of the Senate calls the joint session to order.

The roll of the Senate is called and the Clerk announces that 45 Senators are present.

The roll of the House of Representatives is called and the Clerk announces that 85 members of the House of Representatives are present.

A quorum of both the Senate and House of Representatives being present, the President announces that the joint session is ready to proceed with the business for which it convened.

Senator Whedbee, for the Joint Committee of the Senate and House of Representatives on Trustees of the University, makes the following nominations in writing:

REPORT OF THE COMMITTEE ON TRUSTEES OF THE UNIVERSITY TO THE GENERAL ASSEMBLY OF NORTH CAROLINA, SESSION 1931.

We, your Joint Committee on the part of the Senate and House of Representatives on the Trustees of the State University, beg leave to report the following nominations:

To fill vacancies to serve until July 1, 1932:

Thomas Contee Bowie .......................... Ashe
William Edmond Breese ........................ Transylvania
James Lester DeLaney ......................... Mecklenburg
John Christopher Blucher Ehringhaus ........ Pasquotank
Adolphus Hill Eller .......................... Forsyth
William Nash Everett, Jr. ..................... Richmond
Richard Tillman Fountain ....................... Edgecomb
George Kenneth Grantham ..................... Harnett
W. T. Hannah ................................. Haywood
John Addison Hendricks ....................... Madison
William Lanie Hill .......................... Duplin
Henry Mauge London .......................... Wake
Kay Dixon ..................................... Gaston
James Smith Manning .................................................. Wake
Cameron, Morrison ................................................... Mecklenburg
Edward Saunders Parker, Jr. ....................................... Guilford
John Johnston Parker ................................................ Mecklenburg
W. L. Mann .............................................................. Stanly
Dr. Thomas Stringfield ............................................. Haywood
Frederick Isler Sutton ............................................. Lenoir
Walter Frank Taylor ................................................ Wayne
Thomas Davis Warren ............................................... Craven
John J. Jenkins ....................................................... Chatham
John Kenyon Wilson ................................................ Pasquotank
William Coleman Woodard ....................................... Nash
T. A. McNeill .......................................................... Robeson
Dr. H. D. Stewart ..................................................... Union
Josiah W. Bailey ....................................................... Wake
James S. Fricklen ..................................................... Pitt

For the term beginning July 1, 1932, and expiring April 1, 1933:

Sidney B. Alexander ................................................ Mecklenburg
Pascal S. Boyd ........................................................ Iredell
Josephus Daniels ...................................................... Wake
Arthur M. Dixon ....................................................... Edgecomb
Richard Tillman Fountain .......................................... Gaston
C. W. Gold ............................................................. Guilford
Mrs. Annie Shepherd Graham .................................. Chowan
James Alexander Gray ........................................ Forsyth
George Chancellor Green ......................................... Halifax
Junius D. Grimes ..................................................... Granville
A. A. Hicks ........................................................... Beaufort
Robert Eugene Little .............................................. Anson
Mrs. Lillie C. Mebane .............................................. Rockingham
Angus Wilton McLean ............................................. Robeson
Cameron Morrison ................................................... Mecklenburg
Harris Newman ........................................................ New Hanover
D. Reeves Noland .................................................... Haywood
Clarence Poe .......................................................... Wake
Mrs. W. W. Tomlinson ............................................... Guilford
Miss Easdale Shaw .................................................... Richmond
B. F. Shelton .......................................................... Edgecomb
George Stephens ...................................................... Buncombe
Irvin B. Tucker ........................................................ Columbus
J. Kenyon Wilson ..................................................... Pasquotank
Graham Woodard ..................................................... Wilson

For the term beginning July 1, 1932, and expiring April 1, 1935:

Alexander B. Andrews ............................................. Wake
Dudley Bagley ........................................................ Currituck
Kemp D. Battle ........................................................ Nash
J. A. Bridger .......................................................... Bladen
Mrs. Minnie McIver Brown ................................... Columbus
C. F. Cates ............................................................. Alamance
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<td>Fred I. Sutton</td>
<td>Lenoir</td>
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For the term beginning July 1, 1932, and expiring April 1, 1937:

<table>
<thead>
<tr>
<th>Senator</th>
<th>District</th>
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<tbody>
<tr>
<td>Marvin Key Blount</td>
<td>Pitt</td>
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<tr>
<td>J. L. Becton</td>
<td>New Hanover</td>
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<td>F. H. Coffy</td>
<td>Caldwell</td>
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<tr>
<td>Mrs. Laura Weil Cone</td>
<td>Guilford</td>
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<td>H. G. Connor</td>
<td>Wilson</td>
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<td>R. R. Eagle</td>
<td>Craven</td>
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<td>J. C. B. Ehringhaus</td>
<td>Pasquotank</td>
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<tr>
<td>John Sprunt Hill</td>
<td>Durham</td>
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<tr>
<td>J. M. Horner</td>
<td>Buncombe</td>
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<td>Mrs. Daisy Hanes Lassiter</td>
<td>Mecklenburg</td>
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<td>Henry M. London</td>
<td>Wake</td>
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<td>R. N. Page</td>
<td>Moore</td>
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<td>Charles E. Maddry</td>
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<td>J. Thomas Mangum</td>
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<td>A. G. Myers</td>
<td>Gaston</td>
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<td>J. G. Murphy</td>
<td>New Hanover</td>
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<td>J. L. Nelson</td>
<td>Caldwell</td>
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<td>Mrs. E. C. Gregory</td>
<td>Rowan</td>
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<td>C. A. Penn</td>
<td>Rockingham</td>
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<td>A. A. Shuford</td>
<td>Catawba</td>
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<tr>
<td>C. W. Tillett, Jr.</td>
<td>Mecklenburg</td>
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<td>Francis D. Winston</td>
<td>Bertie</td>
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<td>Leslie Weil</td>
<td>Wayne</td>
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<td>T. C. Bowie</td>
<td>Ashe</td>
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<tr>
<td>George R. Ward</td>
<td>Duplin</td>
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For the term beginning July 1, 1932, and expiring April 1, 1939:

<table>
<thead>
<tr>
<th>Senator</th>
<th>District</th>
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<tbody>
<tr>
<td>A. J. Connor</td>
<td>Northampton</td>
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<tr>
<td>Burton Craig</td>
<td>Forsyth</td>
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<tr>
<td>John C. Dawson</td>
<td>Lenoir</td>
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Frank Dunlap ................................................. Anson
Harry P. Grier, Jr. .............................................. Iredell
A. H. Graham .................................................. Orange
Stewart W. Cramer ............................................... Mecklenburg
W. C. Woodard .................................................. Nash
Luther T. Hartsell ............................................... Cabarrus
J. M. Gamewell .................................................. Davidson
John W. Hinsdale ............................................... Wake
G. L. Lyerly ................................................... Catawba
Isaac M. Meekins .............................................. Pasquotank
Walter Murphy .................................................. Rowan
J. D. Murphy .................................................. Buncombe
Mrs. Kate B. Reynolds ......................................... Forsyth
Lawrence Sprunt ............................................. New Hanover
Clinton W. Toms, Sr. .......................................... Durham
W. T. Shore .................................................. Mecklenburg
Mrs. Jessie Keenan Wise ..................................... New Hanover
Henry M. Robins .............................................. Randolph
Haywood Parker .............................................. Buncombe
William D. Merritt ........................................... Person
W. H. Woodard ................................................ Pitt
Charles Whedbee ............................................... Perquimans

Senator Grier moves that the report of the Committee be adopted.

The roll of the Senate is called, those voting in the affirmative are: Senators Bernard, Blount, Burrus, Murt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—45.

Those voting in the negative are: None.

The roll of the House is called, those voting in the affirmative are: Mr. Speaker, Messrs. Allen, Bender, Binford, Braddy, Brinson, Brown, Brooks, Burgin, Butler, Cherry, Cloud, Connor, Cox of Jackson, Cox of Forsyth, Cranor, Crouse, Davis of Edgecombe, Davis of Hyde, Davis of Warren, Day, Edwards, Ervin, Ewing, Flanagan, Folghum, Garibaldi, Gatling, Gill, Graham, Groves, Gwaltney, Gwyn, Halstead, Hanes of Forsyth, Harris, Haynes of Surry, Helms, Henry, Hipps, Holmes, Hood, Howell, James, Jeffress, Johnson of Chatham, Johnson of Currituck, Johnson of Pender, Johnson of Ashe, Jolly, Jones, LeGrand, Long of Alamance, Lyon, MacLean, Mebane, Morphew, Moss, Moye, McDevitt, McEachern, McGougan, McRae, Neal, Norman, Parker, Puett, Readling, Seawell, Smith, Spence, Sutton, Thomas, Thompson, Turner of Iredell, Turner of Guilford, Upchurch, Uzzell, Waynick, Willis, White of Robeson, Whitley, Woodard, Young of Durham, Young of Harnett—85.

Those voting in the negative are: None.

The President of the Senate announces that the report is adopted by a vote of 130 to 0 and declares that the persons so named in said report are duly elected for such time and to fill such position as specified in the report above named.
REPORT OF THE COMMITTEE ON TRUSTEES OF THE NORTH CAROLINA STATE COLLEGE OF AGRICULTURE AND ENGINEERING TO THE GENERAL ASSEMBLY OF NORTH CAROLINA, SESSION 1931.

We, your Joint Committee on the part of the Senate and House of Representatives on the Trustees of the North Carolina State College of Agriculture and Engineering, beg leave to report the following nominations:

At a meeting duly called and held March 30, the following were nominated to fill vacancies occurring on said board on April 1, 1931. The trustees so nominated to be elected for the terms ending July 1, 1932, when the joint board takes over the University, State College and the North Carolina College for Women:

First Congressional District: B. B. Everett, Palmyra;
                          D. W. Bagley, Moyock.

Second Congressional District: Dr. Ira M. Hardy, Kinston;
                              L. O. Moseley, Kinston.

Third Congressional District: Fred W. Hargett, Jr., Jacksonville;
                              R. H. Edwards, Goldsboro;
                              Raymond Maxwell, New Bern.

Fourth Congressional District: John A. Park, Raleigh;
                              T. T. Thorne, Rocky Mount;
                              James E. MacDougall, Raleigh.

                            R. M. Cox, Winston-Salem;
                            Santford Martin, Winston-Salem;
                            John H. Folger, Mount Airy;
                            J. B. Sparger, Mount Airy.

Sixth Congressional District: Chas. F. Cates, Mebane;
                           Frank T. Miller, Greensboro;
                           L. P. McLendon, Durham;
                           Kerr Scott, Haw River;
                           A. E. Tait, High Point.

Seventh Congressional District: I. B. Tucker, Whiteville;
                             J. L. Becton, Wilmington;
                             Leslie N. Boney, Wilmington;
                             W. A. Bullock, Red Springs.

Eighth Congressional District: R. W. Allen, Wadesboro;
                             Nicholas L. Gibbons, Lakeview.

Ninth Congressional District: Mark Squires, Lenoir;
                            H. P. Grier, Jr., Statesville;
                            W. B. Harris, Mooresville.

Tenth Congressional District: J. McK. Washam, Cornelius;
                           B. O. Hood, Charlotte.
Eleventh Congressional District: J. M. Horner, Asheville; Harry L. Nettles, Biltmore; R. N. Barber, Waynesville; Maurice Hendrix, Cliffside; C. R. Hoey, Jr., Canton; C. F. Moody, Franklin.

Respectfully submitted,

HIPPS, Chairman House Committee.

BERNARD, Chairman Senate Committee.

Senator Grier moves that the report of the Committee be adopted.
The roll of the Senate is called, those voting in the affirmative are: Senators Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—45.

Those voting in the negative are: None.

Those voting in the negative are: None.
The President of the Senate announces that the report is adopted by a vote of 130 to 0 and declares that the persons so named in said report are duly elected for such time and to fill such positions as specified in the report above named.

Upon motion of Senator Grier, the joint session dissolves, and the Senate repairs to its chamber where it reconvenes.

Upon motion of Senator Johnson of Duplin, the Senate takes a recess until 2:30 P. M.

AFTERNOON SESSION

SENATE CHAMBER,
Friday, April 10, 1931.

The Senate meets pursuant to recess and is called to order by President pro tempore, Senator Johnson of Duplin.
Upon announcement by Senator Campbell that the conferees on H. B. 238; A bill to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the state; have failed to agree, Senator Dunlap moves that the Senate Conferees be discharged, that other conferees be appointed, and that the House be asked for a further conference.

The motion prevails.

The President pro tempore announces the appointment of Senators Whedbee and Horton as conferees on the part of the Senate.

The Senate resolves itself into the Committee of the Whole to consider H. B. 102, A bill to raise revenue, with Senator Blount presiding.

Following consideration of this bill, upon motion of Senator Gravely, the Committee of the Whole rises.

The Senate is called to order by President pro tempore, Senator Johnson of Duplin.

Senator Blount, for the Committee of the Whole, reports progress as follows:

Mr. President: Your Committee having under consideration H. B. 102, A bill to raise revenue, begs leave to report and recommend as follows:
That section 202 as amended be adopted; that section 203 as amended be adopted; that section 204 be adopted as written; that section 205 as amended be adopted; that section 206 be adopted as written; that section 207 as amended be adopted.

Upon motion of Senator Dunlap the report as submitted is adopted.

Upon motion of Senator Gravely, the Senate adjourns until tomorrow morning at 10:00 o'clock.

EIGHTY-SECOND DAY

SENATE CHAMBER,
Saturday, April 11, 1931.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore, Senator Johnson.

Prayer is offered by Rev. H. A. Cox, Vicar of St. Saviour, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Rankin, H. B. 1205, A bill to establish a boxing commission for the city of Gastonia, is taken from the Committee on Propositions and Grievances, and placed on the Calendar.

Upon motion of Senator Peel, H. B. 1188, A bill to amend chapter 415, Public-Local Laws of 1927, relating to the salaries of certain officers in Martin County, is taken from the Calendar and referred to the Committee on Salaries and Fees.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1094, A bill to amend the drainage act, being the act embraced with sections 5260 and 5382, both inclusive, of the Consolidated Statutes
of North Carolina, as amended, relating to the time for sale of land for failure to pay drainage assessment.
Upon motion of Senator Hendren, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled.
H. B. 1188, A bill to amend chapter 415, Public-Local Laws of 1927, relating to the salaries of certain officers in Martin County.
The bill is placed on the Calendar.
H. B. 1190, A bill to amend chapter 113, section 2, Public Laws of 1921, relating to the fees of justices of the peace.
The bill is placed on the Calendar.
H. B. 1192, A bill to amend sub-section sixteen, section one, chapter one hundred thirteen, Public Laws of nineteen hundred twenty-seven.
The bill is placed on the Calendar.
H. B. 1201, A bill to require the board of education of Currituck County to hold its meetings in the courthouse and to maintain an office for the superintendent of public instruction therein.
The bill is placed on the Calendar.
H. B. 1209, A bill to permit the board of commissioners of Halifax County to abolish the office of county treasurer.
The bill is placed on the Calendar.
H. B. 1210, A bill to prohibit the hunting and killing of pheasants and grouse in Rowan County.
Upon motion of Senator Clement, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled.
H. B. 1212, A bill to validate certain acts of H. M. McAllister, justice of the peace.
Upon motion of Senator Lynch, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled.
S. B. 526, A bill to amend chapter 243, Public-Local Laws of 1911, relating to the procedure and jurisdiction of the recorder's court of Cleveland County, for concurrence in the House amendment.
Upon motion of Senator McSwain, the Senate concurs in the House amendment and the bill is ordered enrolled.
H. B. 708, A bill to apply the sum of $62,500 from the Agriculture fund to apply on the salaries of the farm demonstration agents in the several counties of the State.
Referred to the Committee on Agriculture.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Lovill: S. B. 539, A bill to validate certain water bonds of the town of Boone.
Upon motion of Senator Lovill, the bill is placed on the Calendar.
By Senator Lovill: S. B. 540, A bill to place the name of Jerome Persnell, of Watauga County, on the Confederate pension roll.
Upon motion of Senator Lovill, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Nixon: S. B. 541, A bill to amend the charter of the town of Lincolnton.

Upon motion of Senator Nixon, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Lovill, for the Committee on Reorganization:

H. B. 787, A bill to reorganize the Department of Agriculture and define the duties of said board, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

Upon motion of Senator Pritchett, the rules are suspended and the bill is placed upon its immediate readings.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate substitute.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1205, A bill to establish a boxing commission for the city of Gastonia.

Passes its second and third readings and is ordered enrolled.

S. B. 139, A bill to establish a commission on personnel and to prescribe and define its duties and powers, for concurrence in the House substitute.

The substitute bill is adopted.

Passes its second and third readings and is ordered enrolled.

H. B. 31, A bill prescribing a discount and penalty in the payment and collection of taxes in Hertford County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Dunlap, the Senate resolves itself into the Committee of the Whole for the purpose of considering H. B. 102, A bill to raise revenue, with Senator Blount presiding.

Upon motion of Senator Rankin, the Committee of the Whole rises.

The Senate is called to order by President pro tempore, Senator Johnson of Duplin.

Senator Blount, for the Committee of the Whole, reports progress as follows:

Mr. President: Your Committee having under consideration H. B. 102, A bill to raise revenue, begs leave to report and recommend as follows:

That section 210 as amended be adopted; that section 211 as amended be adopted; that a new section 211 1/2 be adopted; that section 213 be adopted; that section 213 1/2 be stricken out; that section 215 be adopted; that section 310 as amended be adopted; that section 311 be adopted as written; that section 311 1/2 as amended be adopted; that article 4 in its entirety
be adopted; that a new section to be known as section 164 be adopted; that section 492 as amended be adopted; that the vote by which section 104 was adopted, be reconsidered; that section 104 as amended be adopted; that the bill as amended in its entirety be adopted.

Upon motion of Senator Dunlap, the report as submitted, which includes the bill with all amendments, having been adopted by the Committee of the Whole, is now adopted by the Senate.

Upon motion of Senator Lynch, the Senate adjourns until 8:00 P. M. Monday, April 13, 1931.

EIGHTY-THIRD DAY

SENATE CHAMBER,
Monday, April 13, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. W. W. Davidson, Johnson Memorial Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. R. 1230, A joint resolution authorizing the presentation of the Greek Flag to the State of North Carolina in commemoration of the hundredth anniversary of the independence of Greece.

Upon motion of Senator Johnson of Duplin, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1220, A bill to amend chapter 250, Public-Local Laws of 1925, relating to the salaries of certain officers of Sampson County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1224, A bill to amend chapter 131, Public-Local Laws 1925, relating to the commissions allowed the sheriff for collecting taxes in Yancey County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1226, A bill repealing the annexation of the Shoal Creek District in Jackson County with the Whittier Graded School District.

Referred to Committee on Education.

H. B. 1231, A bill to amend Senate Bill 395, entitled "An act to incorporate the city of Asheville, to define its corporate limits, to provide for its government, and for other purposes".

Upon motion of Senator Bernard, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Clement: S. R. 542, A resolution on the death of Honorable Lee Slater Overman, a member of the United States Senate.

Upon motion of Senator Clement, the rules are suspended and the resolution is unanimously adopted.

By Senator Pritchett: S. B. 543, A bill for the relief of J. W. Cooper, sheriff of Bertie County.

Upon motion of Senator Pritchett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Hinsdale: S. B. 544, A bill to fix the sheriff's commissions on taxes collected in Wake County and to require the payment into the fee and commission fund of said county.

Upon motion of Senator Hinsdale, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Hinsdale by request: S. B. 545, A bill to amend chapter fifty-eight, Public Laws 1925, entitled "An act to define and regulate group life insurance".

Referred to Committee on Insurance.

By Senator Gower: S. B. 546, A bill to define the duties of the Commissioner of Revenue in the collection of schedule B taxes and other taxes, and to transfer from the Department of Agriculture to the Department of Revenue all duties and powers relating to the collection of gasoline and illuminating oil inspection fees.

Referred to Committee on Finance.

By Senator Gower: S. B. 547, A bill to transfer the theft bureau, now located in the Department of Revenue, to the State Highway Patrol.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1191, An act to amend Senate Bill number two hundred seven, ratified March sixteenth, one thousand nine hundred thirty-one of this session of the General Assembly, being entitled "A bill to be entitled an act regulating sales of real and personal property by receivers".

H. B. 925, An act to provide for cooperation with the United States Bureau of Fisheries and fish cultural operations and scientific investigations in the waters of North Carolina.

S. B. 498, An act to amend the Local Government Act, the same being Senate Bill number one hundred sixty-two of the session of one thousand nine hundred thirty-one.

H. B. 1062, An act to provide for the payment of property taxes due Pender County in instalments.

S. B. 525, An act to validate the acts of the board of county commissioners of Polk County, in relation to the tax list of one thousand nine hundred thirty.

H. B. 1199, An act to extend the time for foreclosure for special assessments of Druid Hills Sanitary and Maintenance District in Henderson County.
S. B. 527, An act to authorize the town of Elkin to abandon a certain street to facilitate the building of a new state highway bridge.

H. B. 1159, An act to require the tax collector of Hyde County to accept partial payments of taxes.

S. B. 436, An act relating to tax collector and auditor of Columbus County.

H. B. 1037, An act to make applicable to Alamance County the provisions of House Bill number two hundred fifty-eight, ratified March ninth, one thousand nine hundred thirty-one, and entitled "An act to authorize boards of commissioners to establish county courts with criminal jurisdiction".

H. B. 1208, An act to furnish adequate police protection to the village of Hemp in Moore County.

H. B. 1140, An act to provide additional filing equipment for the recorder's court of Durham County.

S. B. 530, An act fixing additional terms of the Superior Courts in the counties of Duplin and Lenoir in the sixth judicial district.

H. R. 1228, A joint resolution calling a joint meeting of the Senate and House of Representatives to elect trustees of the University of North Carolina.

S. B. 424, An act officially naming the new State highway bridge across Neuse River, about one-half mile below the city of Kinston, the LaRoque Bridge.

H. B. 530, An act validating certain school building bonds of Harnett County.

S. B. 532, An act to regulate jail fees of town jail of Woodville, Bertie County.

S. B. 533, An act authorizing the board of county commissioners of Caswell County, in their discretion, to work prisoners under sentence on the county farm.

S. B. 367, An act to amend the law in connection with Andrews School District, Cherokee County.

H. B. 1108, An act to abolish the board of water commissioners of the city of Hendersonville, subject to approval by the voters of said city, and to authorize the board of commissioners of said city to sell and dispose of the water works system with approval of the voters of said city.

H. B. 1212, An act to validate certain acts of H. M. McAllister, justice of the peace.

H. B. 1210, An act to prohibit the hunting and killing of pheasants and grouse in Rowan County.

H. B. 1094, An act to amend the Drainage Act, being the act embraced within sections five thousand two hundred sixty to five thousand three hundred eighty-two, both inclusive, of the Consolidated Statutes of North Carolina as amended, relating to the time for sale of land for failure to pay drainage assessment.

H. B. 943, An act to amend chapter one hundred and twenty, Public Laws of one thousand nine hundred and twenty-nine, the same being known as "The Workmen's Compensation Act".

H. B. 1205, An act to establish a boxing commission for the city of Gastonia.

S. B. 526, An act to amend chapter two hundred and forty-three, Public-
Local Laws of one thousand nine hundred eleven, relating to the procedure and jurisdiction of the recorder's court of Cleveland County.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1209, A bill to permit the board of commissioners of Halifax County to abolish the office of county treasurer.
Passes its second and third readings and is ordered enrolled.

H. B. 102, A bill to raise revenue.
Senator Hinsdale offers an amendment.
Senator Pritchett offers an amendment.
Senator Hardy offers an amendment.
Senator Baggett offers an amendment.
Senator Blount offers amendments.
Upon motion of Senator Clement, the Senate adjourns to meet tomorrow morning at 10 o'clock.

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**EIGHTY-FOURTH DAY**

**SENATE CHAMBER,**  
Tuesday, April 14, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.
Prayer is offered by Rev. F. S. Love, Edenton Street Methodist Church, Raleigh, N. C.
Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.
Upon motion of Senator Baggett, H. B. 1183, A bill to provide for the regulation of workmen's compensation insurance rates, is taken from the Committee on Insurance and placed on the Calendar.

**ENROLLED BILLS**

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 31, An act to repeal the discounts and penalties in the collection of taxes in Hertford County.

H. B. 1175, An act to amend House Bill No. 859, entitled "An act to create a board of financial control for Buncombe County and certain bodies politic and municipal corporations therein and to define the powers and duties thereof."

S. B. 139, An act to establish a director of personnel and to prescribe and define his duties and powers.

H. B. 1209, An act to permit the board of commissioners of Halifax County to abolish the office of county treasurer.

H. B. 1231, An act to amend Senate Bill No. 395, entitled, "An act to incorporate the city of Asheville, to define its corporate limits, to provide for its government and for other purposes."
Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 539, A bill to validate certain water bonds of the town of Boone, upon second reading.

The bill passes second reading, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burt, Burt, Campbell, Clark, Clement, Dortch, Dunlap, Folger, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, McKeen, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams, Zollicoffer—43.

H. B. 1201, A bill to require the board of education of Currituck County to hold its meetings in the court house and to maintain an office for the superintendent of public instruction therein.

Passes its second and third readings and is ordered enrolled.

H. B. 1165, A bill regulating the fees of the public officers of Haywood County.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1183, A bill to provide for the regulation of workmen’s compensation insurance rates.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 102, A bill to raise revenue, upon second reading.

Senator Blount offers an amendment which is adopted.

Senator Pritchett offers an amendment which is adopted.

Senator Hardy offers an amendment which fails of adoption.

Senator Blount offers an amendment, upon the adoption of which he calls for the ayes and noes.

The call is sustained.

The following pairs are announced: Senator Clarkson, aye; Senator Horton, no; Senator Grant, aye, Senator Gravely, no.

The amendment fails of adoption, ayes 22, noes 21, as follows:

Those voting in the affirmative are: Senators Baggett, Blount, Clark, Dortch, Gower, Hardy, Harmon, Hatchett, Hinsdale, Johnson of Duplin, Lindsay, Lynch, McKeen, Peel, Powell, Price, Pritchett, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Zollicoffer—22.

Those voting in the negative are: Senators Bennett, Bernard, Burt, Burt, Campbell, Clement, Dunlap, Folger, Grier, Gwyn, Haywood, Hendren, Hicks, Johnson of Moore, Jones, Lawrence, Lovill, McKeen, McSwain, Nixon, Rankin, Umstead, Whedbee, Williams—24.

Senator Blount offers an amendment upon the adoption of which he calls for the ayes and noes.

The call is sustained.

The following pairs are announced: Senator Clarkson, aye, Senator Horton, no; Senator Grant, aye, Senator Gravely, no.
The amendment fails of adoption, ayes 15, noes 29, as follows:
Those voting in the negative are: Senators Bennett, Bernard, Burrus, Burt, Campbell, Clark, Clement, Dunlap, Folger, Grier, Gwyn, Haywood, Hendren, Hicks, Hinsdale, Lawrence, Lindsay, Lovill, McKee, McLean, McSwain, Nixon, Peel, Powell, Rankin, Umstead, Whedbee, Williams, Zollicoffer—29.

Senator Hinsdale offers an amendment upon the adoption of which he calls for the ayes and noes.

The call is sustained.
The following pairs are announced: Senator Grant, aye, Senator Gravely, no; Senator Clarkson, aye, Senator Horton, no.
The amendment fails of adoption, ayes 22, noes 24, as follows:
Those voting in the affirmative are: Senators Baggett, Blount, Clark, Dortch, Gower, Hardy, Harmon, Hatchett, Hinsdale, Johnson of Duplin, Lindsay, Lynch, McKee, Peel, Powell, Price, Pritchett, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Zollicoffer—22.
Those voting in the negative are: Senators Bennett, Bernard, Burrus, Burt, Campbell, Clement, Dunlap, Folger, Grier, Gwyn, Haywood, Hendren, Hicks, Johnson of Moore, Jones, Lawrence, Lovill, McLean, McSwain, Nixon, Rankin, Umstead, Whedbee, Williams—24.

Senator Baggett offers an amendment.

Upon the adoption of this amendment Senator Jones calls for the ayes and noes.

The call is sustained.
The following pairs are announced: Senator Clarkson, aye, Senator Horton, no; Senator Grant, aye, Senator Gravely, no.
The amendment fails of adoption, ayes 17, noes 29, as follows:
Those voting in the negative are: Senators Bennett, Bernard, Burt, Campbell, Clark, Clement, Dunlap, Folger, Gower, Grier, Gwyn, Haywood, Hendren, Hicks, Johnson of Moore, Lawrence, Lindsay, Lovill, McKee, McLean, McSwain, Nixon, Powell, Price, Rankin, Umstead, Whedbee, Williams, Zollicoffer—29.

The amendment adopted, not being considered material, the bill is placed upon its second reading.

The following pair is announced: Senator Horton, aye, Senator Clarkson, no.
The bill passes second reading, ayes 26, noes 21, as follows:
Those voting in the affirmative are: Senators Bennett, Bernard, Burrus, Burt, Campbell, Clement, Dortch, Dunlap, Folger, Gravely, Grier, Gwyn, Haywood, Hendren, Hicks, Johnson of Moore, Jones, Lawrence, Lovill, McLean, McSwain, Nixon, Rankin, Umstead, Whedbee, Williams—26.
Those voting in the negative are: Senators Baggett, Blount, Clark, Gower, Hardy, Harmon, Hatchett, Hinsdale, Johnson of Duplin, Lindsay, Lynch, McKee, Peel, Powell, Price, Pritchett, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Zollicoffer—21.
S. B. 481, A bill to require holders of stocks in foreign corporations to list and pay taxes on the same, upon second reading.

Senator Lawrence offers an amendment which fails of adoption.

Senator Gravely offers an amendment which is adopted.

Senator Johnson of Duplin calls for the ayes and noes. The call is sustained.

The bill fails to pass second reading, ayes 20, noes 26, as follows:


Those voting in the negative are: Senators Bennett, Bernard, Burrus, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Grier, Gwyn, Haywood, Hendren, Hicks, Johnson of Moore, Lindsay, Lovill, McKee, McLean, McSwain, Nixon, Rankin, Umstead, Whedbee, Williams—26.

Upon motion of Senator Johnson of Duplin, the Senate adjourns until tomorrow morning at 10:00 o'clock.

EIGHTY-FIFTH DAY

SENATE CHAMBER,

Wednesday, April 15, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. E. H. Gould, President Saint Augustine College, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Dunlap, H. B. 1066, A bill amending section 5531 of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in special tax districts, is taken from the Committee on Education and placed on the Calendar.

Senator Lovill moves that the vote by which H. B. 1102, A bill to amend section 1681 of the Consolidated Statutes, relating to payment of damages done by dogs, passed its third reading be reconsidered.

Senator Lovill offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

Upon motion of Senator Price, H. B. 708, A bill to apply the sum of $62,500.00 from the agriculture fund to apply on the salaries of the farm demonstration agents in the several counties of the State, is taken from the unfavorable calendar and referred to the Committee on Agriculture.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 60, A bill to make appropriations for the maintenance of the State's institutions, the various departments, bureaus and agencies of
the state government, and providing for the reduction of salaries of all
officers, employees and agents of the state.

Upon motion of Senator Gravely, the bill is placed on the Calendar.

S. B. 422, A bill to amend Local Government Act, being Senate Bill 162,
ratified March 3, 1931, for concurrence in the House substitute.

The bill is placed on the Calendar.

H. R. 981, A joint resolution authorizing the appointment of a joint legis-

lateive committee to study the laws of North Carolina concerning prop-

erty and inheritance rights of husband and wife.

Referred to Committee on Judiciary No. 1.

H. B. 1046, A bill to specify the hours during which the several justices
of the peace shall try criminal cases, and to prohibit them from trying
criminal cases after six o'clock P. M.

Referred to Committee on Justices of the Peace.

H. B. 1107, A bill to amend section 6088 of the Consolidated Statutes, re-

tating to the re-apportionment of the members of the House of Representa-
tives of the General Assembly of North Carolina, as provided for in the

Constitution of the State.

Referred to Committee on Senatorial Apportionment.

H. B. 1195, A bill to amend sub-section 7 of section 218 (c), Consolidated
Statutes of North Carolina, volume 3, being sub-section 7 of section 1,
chapter 113, Public Laws of 1927, and conferring upon the Commissioner
of Banks and/or liquidating agents certain powers and rights of banks
which have been taken in possession by the Commissioners of Banks,
especially relating to mortgages, deeds of trust and papers executed to
secure payment of money.

Referred to Committee on Judiciary No. 2.

H. B. 1213, A bill to amend the Local Government Act, being Senate
Bill 162, ratified March 3, 1931.

The bill is placed on the Calendar.

H. B. 1216, A bill pertaining to the collection of taxes of the town of
Carolina Beach, New Hanover County, North Carolina.

Upon motion of Senator Clement, the rules are suspended and the bill
is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1222, A bill to validate certain bonds and notes of the town of
Laurinburg.

Upon motion of Senator Whedbee, the bill is placed on the Calendar.

H. B. 1225, A bill to amend the act entitled "An act to amend chapter
395 of the Public-Local Laws of 1909, and all acts amendatory thereof,
relating to the city charter of the city of High Point," ratified the twenty-

first day of March, 1931.

Referred to Committee on Counties, Cities and Towns.

S. B. 194, A bill to amend section 6554 of the Consolidated Statutes,
limiting hours of work of women in industry to fifty-five hours a week,
for concurrence in the House amendment.

The bill is placed on the Calendar.

S. B. 528, A bill with respect to the duties of state farm demonstration
agents for Harnett County, for concurrence in the House amendment.

The bill is placed on the Calendar.
REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Peel, for the Committee on Public Roads:
S. B. 516, A bill to amend the State Highway Law relating to grade crossings so as to conform with the Highway Act of one thousand nine hundred and twenty-nine, with an unfavorable report.

By Senator Bennett, for the Committee on Salaries and Fees:
H. B. 1178, A bill regulating the fees of justices of the peace in Lenoir County, with a favorable report.
H. B. 1017, A bill relating to salaries of county commissioners of Buncombe County, with a favorable report.
H. B. 1022, A bill to amend chapter 116, Public-Local Laws of 1927, relative to the fees of the sheriff of Wilson County, with a favorable report.
H. B. 1068, A bill to place the sheriff of Alleghany County upon a salary in lieu of commissions heretofore allowed for collection of taxes, with a favorable report.
H. B. 1071, A bill relating to the compensation of the county commissioners of Montgomery County, with a favorable report.

By Senator Price, for the Committee on Agriculture:
S. B. 538, A bill to repeal sections 7251 (a) and 7251 (i) of Consolidated Statutes of 1924, and to provide substitutes therefor, with a favorable report.
H. B. 708, A bill to apply the sum of $62,500.00 from the agriculture fund to apply on salaries of the farm demonstration agents in the several counties of the State, with an unfavorable report.

By Senator Clement, for the Committee on Courts and Judicial Districts:
H. B. 712, A bill to amend chapter 17, Public-Local Laws 1927, as to jurisdiction of mayors court of Sylva, with an unfavorable report as to bill, favorable as to substitute offered by the committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Grier: S. B. 548, A bill to authorize the city of Statesville to issue sewer bonds and to provide for the payment thereof.

Upon motion of Senator Grier, the rules are suspended and the bill is placed on the Calendar.

By Senator Bennett: S. B. 549, A bill to amend Public-Local Laws, chapter 466, 1929, so as to except the town of Murphy from pool room laws.

Upon motion of Senator Bennett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Haywood: S. B. 550, A bill to amend the charter of the town of Mount Pleasant.

Upon motion of Senator Haywood, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Hardy: S. B. 551, A bill for the relief of the taxpayers of Lenoir County.

Upon motion of Senator Hardy, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Hinsdale: S. B. 552, A bill adding a practicing dentist to the joint board of health for the county of Wake and city of Raleigh.

Upon motion of Senator Hinsdale, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senators Dunlap and Gravely: S. B. 553, A bill to assure payment and disbursement in full of the appropriation for the support of the six month school term, and to provide for the issuance of general fund notes of the state for the purpose of balancing revenues and disbursements and in anticipation of taxes.

The bill is placed on the Calendar.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the Secretary of State:

H. B. 1093, An act to appoint certain members of the boards of education of the respective counties of North Carolina, fix their term of office, and limit compensation at State expense.

H. B. 1201, An act to require the board of education of Currituck County to hold its meetings in the court house and to maintain an office for the superintendent of public instruction therein.

H. R. 1230, A joint resolution authorizing the presentation of the Greek Flag to the State of North Carolina in commemoration of the hundredth anniversary of the independence of Greece.

H. B. 1183, An act to provide for the regulation of workmen's compensation insurance rates.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 539, A bill to validate certain water bonds of the town of Boone, upon third reading.

The bill passes third reading, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Grant, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Henderson, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Powell, Price, Pritchett, Umstead, Ward of Craven, Whedbee, Williams, Zollicoffer—41.

The bill is ordered sent to the House of Representatives.

H. B. 937, A bill relating to holding elections in the town of Jonesville, Yadkin County.
Passes its second and third readings and is ordered enrolled.
H. B. 102, A bill to raise revenue, upon third reading.
Senator Pritchett offers an amendment which is adopted.
The amendment, not being considered material, the bill is placed upon
its third reading.
The following pairs are announced: Senator Bennett, aye, Senator
Clark, no; Senator Rankin, aye, Senator Clarkson, no; Senator Lawrence,
aye, Senator Ward of Beaufort, no.
The bill passes third reading, ayes 23, noes 17, as follows:
Those voting in the affirmative are: Senators Bernard, Burrus, Burt,
Campbell, Clement, Dunlap, Folger, Gravely, Grier, Gwyn, Haywood, Hen-
dren, Hicks, Horton, Jones, Lovill, McLean, McSwain, Nixon, Price, Um-
stead, Whedbee, Williams—23.
Those voting in the negative are: Senators Baggett, Blount, Grant,
Hardy, Harmon, Hatchett, Hindsdale, Johnson of Duplin, Lindsay, Lynch,
McKee, Peel, Powell, Pritchett, Uzzell, Ward of Craven, Zollicoffer—17.
The bill is ordered sent to the House of Representatives for concurrence
in the Senate amendments.
S. B. 205, A bill to repeal chapter 120, Public Laws, 1927, as same is
Upon motion of Senator Blount, the bill is placed on the table.
S. B. 510, A bill to amend section 5124 of the Consolidated Statutes,
relating to tobacco warehouse charges.
Upon motion of Senator Peel, the bill is placed on the table.
S. R. 535, A joint resolution allowing the Junior League of the city of
Raleigh to conduct a refreshment stand in the Capitol during the sessions
of the General Assembly, for concurrence in the House amendment.
The Senate fails to concur in the House amendment and asks for a con-
ference.
The President announces the appointment of Senators Dortch and Clark-
son as conferees on the part of the Senate.
S. B. 339, A bill pertaining to the limitation of liability to be assumed
by fidelity and surety companies, for concurrence in the House amend-
ment.
The Senate concurs in the House amendment and the bill is ordered en-
rolled.
S. B. 477, A bill to set up and establish liens of taxes and methods,
processes and proceedings for sales of real property for failure to pay
taxes.
Senator Clarkson moves that the bill be rereferred to the Committee on
Finance.
Senator Horton moves, as a substitute, that the bill go over until to-
morrow.
The motion prevails.
H. B. 1150, A bill to place the name of James Goodson, a Confederate
veteran of Franklin County, on the pension roll.
Passes its second and third readings and is ordered enrolled.
Upon motion of Senator Pritchett, the Senate resolves itself into the
Committee of the Whole for the purpose of considering H. B. 60, A bill
to make appropriations for the maintenance of the State’s institutions,
the various departments, bureaus and agencies of the state government
and providing for the reduction of salaries of all officers, employees and agents of the state, Senator Grier presiding.

Upon motion of Senator Gravely, the Committee of the Whole rises.

The Senate is called to order by Lieutenant-Governor R. T. Fountain.

Senator Gravely, for the Committee, reports progress as follows:

Mr. President: Your Committee, having under consideration House Bill 60, A bill to make appropriations for the maintenance of the state's institutions, the various departments, bureaus and agencies of the state government and providing for the reduction of salaries of all officers, employees and agents of the State, begs leave to report and recommend as follows:

That section 1, articles 1, 2, 3, 4, 5 and 6 be adopted in their entirety as written.

Upon motion of Senator Grier, the report of the Committee is adopted.

H. B. 1216, A bill pertaining to the collection of taxes of the town of Carolina Beach, New Hanover County, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 712, A bill to amend chapter 17, Public-Local Laws of 1927, relating to the recorder's court of Jackson County.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate substitute.

Upon motion of Senator Burrus, the Senate adjourns until tomorrow morning at 11 o'clock.

EIGHTY-SIXTH DAY

SENATE CHAMBER,
Thursday, April 16, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. John Jordan Douglas, Presbyterian Church, Glade Valley, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to former Senator McKinnie.

Upon motion of Senator Clement, S. B. 536, A bill to correct clerical error in the enrollment of Senate Bill 247 as amended, is ordered recalled from the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
April 16, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to a message from your Body of non-concurrence,
in House amendment to Senate Bill 535, title, "A joint resolution allowing the Junior League of the city of Raleigh to conduct a refreshment stand in the Capitol during the sessions of the General Assembly," and the appointment of a conference committee, the Speaker has appointed as conferees on the part of the House, to the end that the differences existing between the two bodies may be adjusted, Messrs. Brooks, Crudup and Parker.

Respectfully,

THAD EURE,
Principal Clerk of the House.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1234, A bill to amend chapter 52 of the Public-Local Laws of 1929, relating to the recorder's court of Leaksville Township in Rockingham County.

Referred to Committee on Courts and Judicial Districts.

H. B. 1235, a bill to amend section 1864 of the Consolidated Statutes, relating to depredations of domestic fowls in certain counties.

Referred to Committee on Propositions and Grievances.

H. B. 1246, a bill to provide for the compensation of the solicitor of the county court of Warren County on a fee basis.

Referred to Committee on Counties, Cities and Towns.

S. B. 417, A bill to exempt church property used exclusively for religious services and pastors' residences from the payment of street paving assessments and sidewalk assessment for the year 1931, and subsequent year in the town of Williamston, North Carolina, for concurrence in the House amendment.

The bill is placed on the Calendar.

H. B. 1144, A bill to amend House Bill 604, session of the General Assembly of 1931, relating to the Benson School District.

The bill is placed on the Calendar.

H. B. 1196, A bill to validate certain obligations of Henderson County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Whedbee, for the Committee on Finance:

S. B. 500, A bill to provide for the listing and valuing of all property, real, personal and mixed, at its real value in money, with a favorable report as amended.

By Senator Clark, for the Committee on Counties, Cities and Towns:

H. B. 358, A bill to amend section 8081, sub-section (a) of the Consolidated Statutes, with a favorable report.

By Senator Bennett, for the Committee on Salaries and Fees:

H. B. 1103, A bill relating to compensation for the sheriff of McDowell County, with a favorable report.

By Senator Baggett, for the Committee on Insurance:

S. B. 545, A bill to amend chapter 58, Public Laws, 1925, entitled "An act to define and regulate group life insurance," with a favorable report.
H. B. 994, A bill to amend section 6465 of the Consolidated Statutes, pertaining to notice of non-payment of insurance premium before forfeiture, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Dunlap, for the Committee on Finance:

S. B. 508, A bill to authorize the board of county commissioners of Swain County, in its discretion, to extend the time of sale and relieve the tax payer of Swain County from any penalty or penalties which may have or may hereafter accrue on account of the failure of any tax payer having failed to pay or settle his taxes for year of 1930, within the time required by law, with an unfavorable report.

S. B. 520, A bill relating to license tax on dealers in fresh fish, with an unfavorable report.

H. B. 1054, A bill to validate certain notes of counties, with a favorable report.

H. B. 1112, A bill to authorize the school committeemen of the city of Asheville local tax district to issue certificates of indebtedness to teachers, with a favorable report.

H. B. 1045, A bill to provide for a study by the Tax Commission and/or its successors of the question of listing and assessing property for taxation, with a favorable report as amended.

H. B. 1166, A bill to amend section 2942, Consolidated Statutes, the municipal finance act, so as to provide for the financing of airports or landing fields by cities and towns, with a favorable report.

H. B. 1176, A bill to provide for the collection of delinquent taxes in Buncombe County, with a favorable report.

H. B. 1189, A bill to authorize the town of Mebane to issue sewer bonds and to provide for the payment thereof, with a favorable report.

By Senator Horton, for the Committee on Judiciary No. 2:

H. B. 1134, A bill relative to the funds in the hands of the clerk of the Superior Courts by virtue of their office with an unfavorable report.

S. R. 523, A joint resolution authorizing the Governor and other State officials to aid in furnishing data to the United States Senate Committee and privileges and elections in the matter of the contest of the seat of Josiah W. Bailey in the United States Senate by George Moore Pritchard, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

By Senator Blount, for the Committee on Judiciary No. 1:

S. B. 209, A bill to amend chapter 122, section 5, Public Laws of 1927, relative to accident statistics and reports, with a favorable report.

H. B. 1099, A bill to amend section 1190 of the Consolidated Statutes, relating to involuntary dissolution of corporations, with a favorable report.

H. B. 1151, A bill to amend Consolidated Statutes 1297 (17) and 1297 (31), so as to provide for working certain prisoners on the public streets of cities and towns, with a favorable report.

H. B. 1184, A bill to amend section 6377 of the Consolidated Statutes, pertaining to the licensing of banks to act as fiduciaries, with a favorable report as amended.

By Senator Lawrence, for the Committee on Banks and Currency:

H. B. 672, A bill defining what shall constitute due diligence on the part of a bank in the collection of checks, drafts, notes or other negotiable in-
struents, and fixing the liability of banks, drawer, maker, guarantor, surety and endorser, with a favorable report.

H. B. 960, A bill to allow the county commissioners and the board of education of Polk County to aid in reopening the Polk County Bank and Trust Company, with a favorable report.

By Senator Folger, for the Committee on Education:

H. B. 914, A bill providing for the appointment of a school board for the Asheville local tax school district, and defining its powers and duties, with a favorable report as amended.

By Senator Gravely, for the Committee on Appropriations:

H. B. 1096, A bill to pay the burial expenses of Abe Bowers, a Confederate veteran of Person County, with a favorable report.

H. B. 1086, A bill to authorize the State auditor to issue to Dixie McCrary of Surry County, pension warrant for $52.50 in replacement of warrant lost or burned, with a favorable report.

S. B. 186, A bill for the relief of Claude H. Bishop, Jr., on account of an elevator accident in the supreme court building, with an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jones: S. B. 554, A bill to repeal chapter 148 of the Public-Local and Private Laws of 1929, relating to the town of Rockingham, Richmond County.

Upon motion of Senator Jones, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Hendren: S. B. 555, A bill to amend chapter 272, Public-Local Laws of 1929, relating to a peace officers' relief fund for the city of Winston-Salem and the county of Forsyth.

Upon motion of Senator Hendren, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Clarkson: S. B. 556, A bill to postpone the collection of street assessments on the old ladies' home in Charlotte, North Carolina.

Upon motion of Senator Clarkson, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Powell: S. B. 557, A bill to provide for the payment of property taxes due Columbus County in installments.

The bill is placed on the Calendar.

By Senator Pritchett: S. B. 558, A bill to correct an error in enrollment of H. B. 943, ratified April 13, 1931, entitled "An act to amend chapter 120, Public Laws of 1929, the same being known as the workmen's compensation act".

Upon motion of Senator Pritchett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.
By Senator Campbell: S. B. 559, A bill amending Senate Bill 224 ratified March 2, 1931, being "An act to amend chapter ninety-five, Public-Local Laws of one thousand nine hundred and twenty-one, and chapter six hundred and thirteen, Public-Local Laws of one thousand nine hundred and twenty-three.

Upon motion of Senator Campbell, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Zollicoffer: S. B. 560, A bill to provide for ex-soldiers of the world war and members of their families and beneficiaries under any government insurance or adjusted compensation certificate to obtain from the bureau of vital statistics death and birth certificates without cost.

Upon motion of Senator Zollicoffer, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1222, A bill to validate certain bonds and notes of the town of Laurinburg, upon second reading.

The bill passes second reading, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood. Hendren, Hicks, Hindsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Zollicoffer—41.

S. B. 548, A bill to authorize the city of Statesville to issue sewer bonds and to provide for the payment thereof, upon second reading.

The bill passes second reading, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hindsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Zollicoffer—41.

S. B. 528, A bill with respect to the duties of state farm demonstration agents, for concurrence in the House amendment.

Upon motion of Senator Baggett, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 1178, A bill regulating the fees of justices of the peace in Lenoir County.

Passes its second and third readings and is ordered enrolled.

H. B. 1017, A bill relating to salaries of county commissioners of Buncombe County.

Senator Bernard offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 1071, A bill relating to the compensation of the county commissioners of Montgomery County.

Passes its second and third readings and is ordered enrolled.

H. B. 1213, A bill to amend the Local Government Act, being Senate Bill 162, ratified, March 3, 1931, upon second reading.

The bill passes second reading, ayes 44, noes 1, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McLean, McSwain, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams, Zollicoffer—44.

Those voting in the negative are: Senator Grant.

S. B. 422, A bill to amend Local Government Act, being Senate Bill 162, ratified March 3, 1931.

Upon motion of Senator Whedbee, the House substitute is adopted.

H. B. 1022, a bill to amend chapter 116, Public-Local Laws of 1927, relative to the fees of the sheriff of Wilson County.

Passes its second and third readings and is ordered enrolled.

H. B. 1068, a bill to place the sheriff of Alleghany County upon a salary in lieu of commissions heretofore allowed for collection of taxes.

Passes its second and third readings and is ordered enrolled.

H. B. 1117, a bill to provide for competitive bidding on all contracts for building and repairs of permanent improvements at the several institutions of the state.

Passes its second and third readings and is ordered enrolled.

S. B. 553, a bill to assure payment and disbursement in full of the appropriation for the support of the six months school term and to provide for the issuance of general fund notes of the state for the purpose of balancing revenues and disbursements and in anticipation of taxes, upon second reading.

The bill passes second reading, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burt, Campbell, Clark, Clarkson, Clement, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McLean, McSwain, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Zollicoffer—40.

S. B. 538, a bill to repeal sections 7251(a) and 7251(i) of Consolidated Statutes of 1924 and to provide substitutes therefor, upon second reading.

The bill passes second reading, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burt, Clark, Clarkson, Dortch, Dunlap, Folger, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Johnson of Duplin, Johnson of Moore, Lawrence, Lynch, McLean, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Whedbee, Zollicoffer—34.

S. B. 194, a bill to amend section 6554 of the Consolidated Statutes, limiting hours of work of women in industry to fifty-five hours a week, for concurrence in the House amendment.

Upon motion of Senator Clarkson, the Senate concurs in the House amendment and the bill is ordered enrolled.
Upon motion of Senator Gravely, the Senate resolves itself into the Committee of the Whole for the purpose of considering H. B. 60, a bill to make appropriations for the maintenance of the State institutions, the various departments, bureaus and agencies of the state government, etc., with Senator Grier, presiding.

Upon motion of Senator Johnson of Duplin, the Committee of the Whole rises and is called to order by Lieutenant-Governor R. T. Fountain.

Senator Gravely, for the Committee of the Whole, reports progress as follows:

Mr. President:

Your Committee having under consideration H. B. 60, a bill to make appropriations for the maintenance of the State institutions, the various departments, bureaus and agencies of the state government, etc., begs leave to report and recommend as follows: that articles 8, 9 and 10 be adopted; that a new section 16 be adopted.

Upon motion of Senator Gravely, the report of the Committee is adopted.

Upon motion of Senator Johnson of Duplin, the Senate takes a recess until 8 o'clock P. M.

EVENING SESSION

SENATE CHAMBER,
THURSDAY, APRIL 16, 1931.

The Senate meets pursuant to recess and is called to order by Lieutenant-Governor R. T. Fountain.

Upon motion of Senator Rodwell, H. B. 1246, a bill to provide for the compensation of the solicitor of the county court of Warren County on a fee basis, is taken from the Committee on Counties, Cities and Towns and placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
APRIL 16, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to your non-concurrence in Senate Bill 410, title, "To place the names of certain Confederate soldiers and widows of Confederate soldiers on the pension list," and the appointment of a conference committee, the Speaker has appointed as conferees on the part of the House, to the end that the differences existing between the two bodies may be adjusted, Messrs. McEachern, Graham and Howell.

Respectfully,

THAD EURE,
Principal Clerk of the House.
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has failed to concur in the Senate amendments to House Bill 102, title, "To raise revenue," and asks for a conference of five members of the House and three members of the Senate. The Speaker has appointed as conferees on the part of the House, to the end that the differences existing between the two bodies may be adjusted, Messrs. Harris, Allen, Cherry and Connor.

Respectfully,

THAD EURE,
Principal Clerk of the House.

The President announces the appointment of Senators Dunlap, Hinsdale, Folger and Clark as conferees on the part of the Senate.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has failed to concur in the Senate substitute to House Bill 787, title, "To reorganize the Department of Agriculture," to appoint a governing board and to define the duties of said board and that of the Commissioner of Agriculture, and asks for a conference. The Speaker has appointed as conferees on the part of the House, to the end that the differences existing between the two bodies may be adjusted, Messrs. Cranor, Jolly and Graham.

Respectfully,

THAD EURE,
Principal Clerk of the House.

The President announces the appointment of Senators Pritchett and Nixon as conferees on the part of the Senate.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1250, a bill supplemental to House Bill 1039, the same being "An act to appoint certain members of the boards of education of the respective counties of North Carolina, fix their term of office and limit compensation at State expense," which was ratified on the fifteenth day of April, 1931.

The bill is placed on the Calendar.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1165, An act regulating the fees of the public officers of Haywood County.

S. B. 534, An act relative to the holding of elections in Caswell County.
S. B. 372, An act to validate the Cameron special taxing district school election.
H. B. 807, An act to amend section thirty-three, chapter fifty-one, Public Laws of nineteen hundred and twenty-seven, and to protect quail in Miller's Township, Alexander County.
H. B. 379, An act prescribing the manner of protecting the investing money placed in trust with clerks of Superior Courts.
H. B. 846, An act to amend the North Carolina Game Laws.
H. B. 937, An act to amend chapter one hundred eleven, Private Laws of one thousand nine hundred twenty-one, relating to holding elections in the town of Jonesville, Yadkin County.
H. B. 1216, An act pertaining to the collection of taxes of the town of Carolina Beach, New Hanover County, North Carolina.
H. B. 1102, An act to amend section one thousand six hundred and eighty-one of the Consolidated Statutes, relating to payment of damages done by dogs.
H. B. 1150, An act to place the name of James Goodson, a Confederate veteran of Franklin County, on the pension roll.
S. B. 339, An act to amend section six thousand three hundred eighty-two of the Consolidated Statutes, pertaining to the limitation of liability to be assumed by fidelity and surety companies.
H. B. 1030, An act to permit the removal of land from the operation and provisions of chapter forty-seven of the Consolidated Statutes, as amended, known as the "Torrens Law."

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar as follows:
By Senator Folger, for the Committee on Finance:
S. B. 485, a bill to relieve tax-payers in the counties of Surry, Stokes and Wilkes, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
S. B. 561, a bill to amend section 3, article 5 of the Constitution of North Carolina, relating to income taxes.
Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
H. B. 1246, a bill to provide for the compensation of the solicitor of the county court of Warren County on a fee basis.
Passes its second and third readings and is ordered enrolled.
Upon motion of Senator Gravely, the Senate resolves itself into the Committee of the Whole for the purpose of considering H. B. 60, a bill to make appropriations for the maintenance of the state's institutions, the various departments, bureaus and agencies of the state government and providing for the reduction of salaries of all officers, employees and agents of the state, Senator Grier presiding.
Upon motion of Senator Dunlap, the Committee of the Whole rises.
The Senate is called to order by Lieutenant-Governor R. T. Fountain.
Senator Gravely, for the Committee, reports progress as follows:
Mr. President: Your Committee, having under consideration H. B. 60,
a bill to make appropriations for the maintenance of the state's institutions,
the various departments, bureaus and agencies of the state government and
providing for the reduction of salaries of all officers, employees and agents
of the state, begs leave to report and recommend as follows:
That article 11 as written be adopted; that article 7 amended as to items
1, 2, 3, 4, 5, 6, 7, and 8 be adopted.
Upon motion of Senator Gravely, the report of the Committee is adopted.
Upon motion of Senator Umstead, the Senate adjourns until tomorrow
morning at 11 o'clock.

EIGHTY-SEVENTH DAY

SENATE CHAMBER,
FRIDAY, APRIL 17, 1931.

The Senate meets pursuant to adjournment, and is called to order by
Lieutenant-Governor R. T. Fountain.
Prayer is offered by Rev. E. Gibson Davis, Raleigh, N. C.
Senator Ward of Craven reports that he has examined the Journal of
yesterday, finds it correct, and the same stands approved.
Upon motion of Senator Johnson of Duplin, H. B. 1250, a bill supple-
mental to H. B. 1039, the same being "An act to appoint certain members
of the boards of education of the respective counties of North Carolina,
fix their term of office, and limit compensation at State expense," which
was ratified on the 15th day of April, 1931, is referred to the Committee
on Education.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting
the following bills and resolutions, which are read the first time, and dis-
posed of as follows:
H. B. 1172, a bill to place Mrs. Julia Foster, widow of J. J. Foster, a
Confederate veteran of Franklin County on the pension roll.
Placed on the Calendar.
H. B. 1206, a bill to place Mrs. Rufus R. Harris of Franklin County on
the Confederate pension roll.
Placed on the Calendar.
H. B. 1218, a bill to place the name of Mrs. W. H. Bason of Alamance
County on the pension list.
Placed on the Calendar.
H. B. 1232, a bill to validate the acts of the county board of education
of Mitchell County.
Placed on the Calendar.
H. B. 1239, a bill to amend House Bill 189 of the General Assembly of
1931, relating to the jurisdiction of justices of the peace to try certain
criminal cases involving worthless checks.
Upon motion of Senator Umstead, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1247, a bill to amend House Bill 1039, ratified April 15, 1931, providing for the appointment of members of the boards of education and relating to the county of Carteret only.

Referred to Committee on Education.

H. B. 1248, a bill to amend House Bill 202, ratified March 16, 1931, regulating the taking of shrimp in the public waters of the State.

Referred to Committee on Commercial Fisheries.

H. B. 1256, a bill to amend chapter 100, Public Laws of 1929, relating to the Advisory Budget Commission and to provide for the filling of vacancies on said commission.

Upon motion of Senator Whedbee, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 1258, a joint resolution relative to the death of Honorable Samuel M. Gattis of Orange County, Speaker of the House of Representatives, 1908.

Upon motion of Senator Umstead, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings, unanimously, and is ordered enrolled.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
April 17, 1931.

Mr. President:

This is to inform your Honorable Body that the House has adopted the Conference report to S. B. 410, and sends you this information so that if similar action is taken by your Body you may order the bill enrolled.

Respectfully,

THAD EURE,
Principal Clerk of the House.

HOUSE OF REPRESENTATIVES,
April 17, 1931.

Mr. President:

Pursuant to your request, we are returning S. B. 536, title, to correct a clerical error in the enrollment of Senate Bill 247, as amended, for further consideration by your Honorable Body.

Respectfully,

THAD EURE,
Principal Clerk of the House.

Upon motion of Senator Clement, the vote by which this bill passed its second and third readings is reconsidered.

Senator Clement offers a substitute bill which is adopted.

The bill passes its second and third readings and is ordered sent to the House of Representatives.
Mr. President:

This is to inform your Honorable Body that the House has adopted the Conference report to Senate Bill 535, "The Junior League stand in the rotunda of the capitol," and sends you this information to the end that your Body may order the bill enrolled, if similar action is taken by your Body.

Respectfully,

THAD EURE,
Principal Clerk of the House.

HOUSE OF REPRESENTATIVES,
April 17, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body, requesting the return of House Bill 1226, title, "Annexation of the Shoal Creek Graded School District of Jackson County," for further consideration by the House.

Respectfully,

THAD EURE,
Principal Clerk of the House.

The bill is ordered returned.

CONFERENCE REPORTS

We, the undersigned, appointed as Conferees on Senate Bill 410, respectfully report as follows:

We recommend that the House recede from the amendment offered by Representatives Reid and Howell, to pay to Thomas A. Dillingham Fifty Dollars.

We further recommend that all other House amendments be adopted.

J. A. PRITCHETT,
S. G. BERNARD,
Committee for the Senate.

L. MCEACHERN,
ERNEST GRAHAM,
JAMES S. HOWELL,
Committee for the House.

Upon motion of Senator Pritchett the above report is adopted, and a message having been received from the House informing the Senate that the House has adopted the report of the Conferees, the bill is ordered enrolled.

Conference report on Senate Bill 535:
The Conferees of the Senate and House do recommend that the House recede from its position on the House amendment.

(Signed)

Senators:
DORTCH,
CLARKSON,
Conferees for the Senate.

Messrs:
PARKER,
BROOKS,
CRUDUP,
Conferees for the House.

Upon motion of Senator Dortch the report is adopted and a message having been received from the House of Representatives, informing the Senate of their adoption of the report, the bill is ordered enrolled.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Folger, for the Committee on Education:
H. B. 1194, A bill to authorize the school authorities and county auditor of Carteret County to issue certificates of indebtedness to teachers, with a favorable report.

By Senator Campbell, for the Committee on Commercial Fisheries:
H. B. 1033, A bill to prohibit fishing with drag nets within a mile of the shores of Hyde County, without prejudice.

Upon motion of Senator Ward of Craven, the bill is placed on the table.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hatchett: S. B. 562, A bill correcting a typographical error in Senate Bill 534, passed in the 1931 session.

Upon motion of Senator Hatchett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Lawrence: S. B. 563, A bill to provide for installment payment of taxes in Hertford County, and to provide other relief.

Upon motion of Senator Lawrence, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Blount: S. B. 564, A bill to promote the standardization of transportation systems for school children, and to provide for the economical operation of the same.

Referred to Committee on Education.
ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 494, An act to amend section six thousand four hundred fourteen of the Consolidated Statutes, relative to the service of legal process upon Insurance Commissioner.

S. B. 540, An act to place Jerome Presnell, of Watauga County, on the Confederate Pension Roll.

H. B. 1068, An act to place the sheriff of Alleghany County upon a salary in lieu of commissions heretofore allowed for collection of taxes.

S. B. 194, An act to amend section six thousand five hundred fifty-four of the Consolidated Statutes, limiting hours of work of women in industry to fifty-five hours a week.

H. B. 1071, An act relating to the compensation of the county commissioners of Montgomery County.

S. B. 544, An act to fix the sheriff's commissions on taxes collected in Wake County and to require their payment into the fee and commission fund of said county.

S. B. 507, An act to require the clerks of the Superior Court to certify to the Commissioner of Revenue annually the names of all attorneys located within their county and engaged in the practice of law.

H. B. 1178, An act regulating the fees of justices of the peace in Lenoir County.

S. B. 528, An act with respect to the duties of State Farm Demonstration Agents for Harnett County.

H. B. 1017, An act relating to salaries of county commissioners of Buncombe County.

H. B. 1117, An act to provide for competitive bidding on all contracts for building and repairs of permanent improvements at the several institutions of the state.

S. B. 515, An act to amend chapter one hundred twenty-three, Private Laws one thousand nine hundred twenty-seven, relating to salaries of certain officials of the city of Asheville.

H. B. 1022, An act to amend chapter one hundred and sixteen, Public Local Laws of one thousand nine hundred and twenty-seven, relative to the fees of the sheriff of Wilson County.

H. B. 1246, An act to provide for the compensation of the solicitor of the county court of Warren County on a fee basis.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
April 17, 1931.

Mr. President:

It is ordered that a special message be sent informing your Honorable Body that the House has appointed as additional conferees on the part of the House to consider the differences arising over House Bill 102, "A bill to be entitled an act to raise revenue", Messrs, MacLean and Hood,
thereby making total number of House conferees seven instead of five, as advised by House messenger on yesterday. Immediately after the naming of the five Senate conferees agreed upon it is requested that this House be informed.

Respectfully yours,

THAD EURE,
Principal Clerk of the House.

A message is ordered sent to the House of Representatives with the information that the number of Senate conferees will not be increased.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 548, A bill to authorize the city of Statesville to issue sewer bonds and to provide for the payment thereof, upon third reading.

The bill passes third reading, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gravely, Grier, Gwn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Whedbee—37.

The bill is ordered sent to the House of Representatives.

H. B. 1112, A bill to authorize the school committeemen of the city of Asheville local tax district to issue certificates of indebtedness to teachers, upon second reading.

Upon motion of Senator Bernard, the bill is placed on the table.

H. B. 1189, A bill to authorize the town of Mebane to issue sewer bonds and to provide for the payment thereof, upon second reading.

The bill passes third reading, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gravely, Grier, Gwn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Whedbee—37.

H. B. 1222, A bill to validate certain bonds and notes of the town of Laurinburg, upon third reading.

The bill passes third reading, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gravely, Grier, Gwn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Whedbee—37.

The bill is ordered enrolled.

H. B. 1103, A bill relating to compensation for the sheriff of McDowell County.

Passes its second and third readings and is ordered enrolled.

The bill passes second reading, ayes 37, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Whedbee—37.

S. B. 422, A bill to amend Local Government Act (S. B. 162, ratified March 3, 1931), upon second reading.

The bill passes third reading, ayes 37, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lovill, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Whedbee—33.

H. B. 1213, A bill to amend the Local Government Act (S. B. 162, ratified March 3, 1931), upon third reading.

The bill passes second reading, ayes 33, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lovill, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Whedbee—33.

The bill is ordered enrolled.

S. B. 538, A bill to repeal sections 7251 (a) and 7251 (i) of Consolidated Statutes of 1924 and to provide substitutes therefor, upon third reading.

The bill passes third reading, ayes 33, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lovill, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Whedbee—33.

The bill is ordered sent to the House of Representatives.

H. B. 1196, A bill to validate certain obligations of Henderson County, upon second reading.

The bill passes second reading, ayes 37, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Whedbee—37.

H. B. 1194, A bill to authorize the school authorities and county auditor of Carteret County to issue certificates of indebtedness to teachers.

Passes its second and third readings and is ordered enrolled.
S. B. 557, A bill to provide for the payment of property taxes due Columbus County in installments.

Passes its second and third readings and is ordered enrolled.

H. B. 914, A bill providing for the appointment of a school board for the Asheville Local Tax School Districts and defining its powers and duties.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 960, A bill to allow the county commissioners and the board of education of Polk County to aid in reopening the Polk County Bank and Trust Company.

Passes its second and third readings and is ordered enrolled.

H. B. 1051, A bill to amend section 2935 of the Consolidated Statutes, in relation to temporary loans of municipalities, upon third reading.

The bill passes third reading, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lovill, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Whedbee—33.

The bill is ordered enrolled.

S. B. 553, A bill to assure payment and disbursement in full of the appropriation for the support of the six months school term and to provide for the issuance of general fund notes of the state for the purpose of balancing revenues and disbursements and in anticipation of taxes, upon third reading.

The bill passes third reading, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lovill, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Whedbee—33.

The bill is ordered sent to the House of Representatives.

S. B. 485, A bill to relieve tax-payers in the counties of Surry, Stokes and Wilkes.

Several Senators offer amendments.

Upon motion of Senator Gravely, the bill is rereferred to the Committee on Finance.

H. B. 1106, A bill to repeal sub-section ten of section thirty-eight of chapter three hundred eighty of the Private Laws of North Carolina, session one thousand nine hundred fifteen.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Gravely, the Senate resolves itself into the Committee of the Whole for the purpose of considering H. B. 60, A bill to make appropriations for the maintenance of the state's institutions, the various departments, bureaus and agencies of the state government and providing for the reduction of salaries of all officers, employees and agents of the state, Senator Grier presiding.

Upon motion of Senator Gravely, the Committee of the Whole rises.
The Senate is called to order by President pro tempore, Senator Johnson of Duplin.

Senator Gravely, for the Committee, reports progress as follows:

Mr. President: Your Committee having under consideration H. B. 60, A bill to make appropriations for the maintenance of the state's institutions, the various departments, bureaus and agencies of the state government and providing for the reduction of salaries of all officers, employees and agents of the state, begs leave to report and recommend as follows:

That sections 5 to 19, inclusive, be adopted as written; that section 21 as amended be adopted; that the remaining sections be adopted as written; that the bill as amended in its entirety with the exception of sub-section 2, title 5, article 4, be adopted, consideration of the excepted sub-section to be left open.

Upon motion of Senator Gravely, the report of the Committee of the Whole is adopted.

Senator Hinsdale moves that the Senate adjourn until 10 o'clock tomorrow morning, that during the session tomorrow no public bills except S. B. 422; a bill to amend Local Government Act, being S. B. 162, ratified March 3, 1931; be considered, and that when the Senate adjourns tomorrow it adjourn to meet at 8:00 P. M. Monday, April 19, 1931.

The motion prevails.

EIGHTY-EIGHTH DAY

SENATE CHAMBER,
Saturday, April 18, 1931.

The Senate meets pursuant to adjournment and is called to order by President pro tempore Senator Johnson of Duplin.

Prayer is offered by Rev. T. S. Clarkson, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1245, A bill to provide for an investigation and report on the question of consolidating certain counties in North Carolina.

Referred to Committee on Reorganization.

H. B. 1263, A bill supplementary to House Bill 1039, the same being "An act to appoint certain members of the boards of education of the respective counties of North Carolina, to fix their term of office and limit the compensation at State expense", which was ratified on the fifteenth day of April, 1931.

The bill is placed on the Calendar.

H. B. 1264, A bill to authorize the board of commissioners of Mecklenburg County to contribute to the expense of operating the sheriff's office of said county from the first day of June, 1931, to the first day of December, 1931.

The bill is placed on the Calendar.
H. B. 1240, A bill to amend section 473 of the Consolidated Statutes, relating to additional jurors from other counties instead of removal.
  The bill is placed on the Calendar.
H. B. 1242, A bill to amend House Bill 338, ratified March 20, 1931, known as the State Road Law, so as to provide for a refund of tax on gasoline used for mining purposes.
  The bill is placed on the Calendar.
H. B. 1244, A bill to authorize, empower and direct the sheriff and other tax collecting officers in certain counties and municipalities to establish a partial payment plan for the collection of taxes.
  The bill is placed on the Calendar.
H. B. 1265, A bill supplementary to House Bill 1039, the same being "An act to appoint certain members of the boards of education of the respective counties of North Carolina, to fix their term of office and limit the compensation at State expense", which was ratified on the 15th day of April, 1931.
  Referred to Committee on Education.
S. B. 447, A bill to provide for the establishment of a Department of Labor, and to provide for the appointment of a Commissioner of Labor, and to prescribe the powers and duties of the Department of Labor and the Commissioner of Labor, for concurrence in the House amendment.
  The bill is placed on the Calendar.
H. B. 1122, A bill to extend the time for payment of street assessments in the town of East Flat Rock.
  The bill is placed on the Calendar.
H. R. 1180, A joint resolution authorizing the Governor and other State officials to aid in furnishing data to the United States Senate Committee on privileges and elections in the matter of the contest of the seat of Josiah W. Bailey in the United States Senate by George Moore Pritchard.
  Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
H. B. 1096, A bill to pay the burial expenses of Abe Bowers, a Confederate veteran, of Person County.
  Passes its second and third readings and is ordered enrolled.
S. B. 422, A bill to amend Local Government Act, being Senate Bill 162, ratified March 3, 1931, upon third reading.
  The bill passes third reading, ayes 29, noes 0, as follows:
  The bill is ordered enrolled.
H. B. 1144, A bill to amend House Bill 604, session of the General Assembly of 1931, relating to the Benson School District, upon third reading.
  The bill passes third reading, ayes 29, noes 0, as follows:
  Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burrus, Clark, Clarkson, Clement, Dunlap, Folger, Gravely, Hardy, Har-
The bill is ordered enrolled.

H. B. 1189, A bill to authorize the town of Mebane to issue sewer bonds and to provide for the payment thereof, upon third reading.

The bill passes third reading, ayes 29, noes 0, as follows:


The bill is ordered enrolled.

Upon motion of Senator Whedbee, the Senate adjourns to meet Monday night at 8:00 o'clock.

EIGHTY-NINTH DAY

SENATE CHAMBER,

Monday, April 20, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. L. S. Gaines, Hayes Barton Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of Saturday, finds it correct, and the same stands approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1254, A bill supplemental to an act to appoint members of the boards of education of the several counties and relating solely to Lee County.

Referred to Committee on Education.

ENROLLED BILLS

Senator Hinsdale, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 550, An act to amend the charter of the town of Mt. Pleasant.

H. B. 1103, An act relating to compensation for the sheriff of McDowell County.

S. B. 549, An act to amend Public-Local Laws, chapter four hundred and sixty-six, one thousand nine hundred and twenty-nine, so as to except the town of Murphy from pool room law.

H. B. 960, An act to allow the county commissioners and the board of education of Polk County to aid in reopening the Polk County Bank and Trust Company.
H. B. 1256, An act to amend chapter one hundred, Public Laws of one thousand nine hundred and twenty-nine, relative to the Advisory Budget Commission and to provide for the filing of vacancies on said commission.

H. B. 1222, An act to validate certain bonds and notes of the town of Laurinburg.

H. B. 1213, An act to amend the Local Government Act (Senate Bill 162, ratified March 3, 1931).

H. B. 1051, An act to amend section two thousand nine hundred and thirty-five of the Consolidated Statutes, in relation to temporary loans of municipalities.

H. B. 1106, An act to repeal sub-section ten of section thirty-eight of chapter three hundred eighty of the Private Laws of North Carolina, session one thousand nine hundred fifteen.

H. B. 1239, An act to amend House Bill 189 of the General Assembly of one thousand nine hundred and thirty-one, relating to the jurisdiction of justices of the peace to try certain criminal cases involving worthless checks.

H. R. 1258, A joint resolution relative to the death of Honorable Samuel M. Gattis, of Orange County, Speaker of the House of Representatives, one thousand nine hundred three.

S. R. 535, A joint resolution allowing the Junior League of the city of Raleigh to conduct a refreshment stand in the Capitol during the sessions of the General Assembly.

H. B. 1194, An act to authorize the school authorities and county auditor of Carteret County to issue certificates of indebtedness to teachers.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Clark:  S. B. 656, A bill to regulate the sale of corn in Edgecombe County.

Upon motion of Senator Clark, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Umstead:  S. B. 566, A bill to provide tuition in the educational institutions of the state to any child who is drawing compensation from the United States government on account of the death or disability of its father.

Referred to Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1176, A bill to provide for the collection of delinquent taxes in Buncombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 1264, A bill to authorize the board of commissioners of Mecklenburg County to contribute to the expense of operating the sheriff's office of said county from the first day of June, 1931, to the first day of December, 1931.

Passes its second and third readings and is ordered enrolled.
H. B. 1263, A bill supplementary to H. B. 1039, "An act to appoint certain members of the boards of education of the respective counties of North Carolina, to fix their term of office and limit the compensation at state expenses," ratified April 15, 1931.

Passes its second and third readings and is ordered enrolled.

H. B. 1232, A bill to validate the acts of county board of education of Mitchell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1166, A bill to amend section 2942, Consolidated Statutes, the municipal finance act, so as to provide for the financing of airports or landing fields by cities and towns, upon second reading.

The bill passes second reading, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Clark, Clarkson, Dunlap, Folger, Gower, Grier, Hardy, Harmon, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Lawrence, Lindsay, Lynch, McLean, Powell, Price, Pritchett, Rankin, Rodwell Umstead, Whedbee—28.

H. B. 1196, A bill to validate certain obligations of Henderson County.

Upon motion of Senator Dunlap, the bill is referred to the Committee on Finance.

H. B. 1122, A bill to extend the time for payment of street assessments in the town of East Flat Rock upon second reading.

The bill passes second reading, ayes 27, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burt, Clarkson, Dunlap, Folger, Gower, Grier, Hardy, Harmon, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Lindsay, McLean, McSwain, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Whedbee—27.

H. B. 1240, A bill to amend section 473 of the Consolidated Statutes, relating to additional jurors from other counties instead of removal.

Passes its second and third readings and is ordered enrolled.

H. B. 1086, A bill to authorize the State Auditor to issue to Dixie McCray, of Surry County, pension warrant for $52.50 in replacement of warrant lost or burned.

Passes its second and third readings and is ordered enrolled.

H. B. 1218, A bill to place the name of Mrs. W. H. Bason, of Alamance County, on the pension list.

The amendment offered by Senator Pritchett is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1206, A bill to place Mrs. Rufus R. Harris, of Franklin County, on the Confederate pension roll.

The amendment offered by Senator Pritchett is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1172, A bill to place Mrs. Julia Foster, widow of J. J. Foster, a Confederate veteran of Franklin County, on the pension roll.

The amendment offered by Senator Pritchett is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1099, A bill to amend section 1190 of the Consolidated Statutes, relating to involuntary dissolution of corporations.
NINetieth Day

Senate Chamber,
Tuesday, April 21, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Dr. W. W. Way, Saint Mary's School, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Lawrence, H. B. 843, A bill to amend chapter 51, Public Laws, 1927, relative to the propagation of game in North Carolina, is taken from the Committee on Game Laws and placed upon the Calendar.

Message from the House of Representatives

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1262, A bill to repeal House Bill number 969 of the 1931 session of the General Assembly of North Carolina entitled, "An act requiring the register of deeds of Avery County to prepare the tax lists and providing the compensation therefor".

Placed upon the Calendar.

H. B. 1267, A bill relative to fox hunting in Alleghany County.

Placed upon the Calendar.

Enrolled Bills

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 410, An act to place the names of certain Confederate soldiers and widows of Confederate soldiers on the pension list.

S. B. 541, An act to amend the charter of the town of Lincolnton.

S. B. 554, An act to repeal chapter one hundred forty-eight of the Public-Local and Private Laws of one thousand nine hundred twenty-nine, relating to the town of Rockingham, Richmond County.

H. B. 1096, An act to pay the burial expenses of Abe Bowers, a Confederate Veteran, of Person County.

H. B. 1189, An act to authorize the town of Mebane to issue sewer bonds and to provide for the payment thereof.

H. B. 1144, An act to amend House Bill six hundred and four, session of The General Assembly of one thousand nine hundred and thirty-one, relating to the Benson school district.
S. B. 422, An act to amend Local Government Act (Senate Bill one hundred sixty-two ratified March third, one thousand nine hundred thirty-one).

H. B. 914, An act providing for the appointment of a school board for the Asheville Local Tax School District and defining its powers and duties.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hendren by request: S. B. 567, A bill to amend section 1659 of Consolidated Statutes of North Carolina with reference to divorces.

Referred to Committee on Judiciary No. 1

By Senator Gravely: S. B. 568, A bill amending the charter of the town of Middlesex, Nash County, North Carolina.

Upon motion of Senator Gravely, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Johnson of Duplin: S. B. 569, A bill relative to tax suits in Duplin County.

Upon motion of Senator Johnson of Duplin, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator McLean: S. B. 570, A bill to repeal chapter 532, Public-Local and Private Laws of 1927, relative to the enforcement of the prohibition law in Polk County, and to re-enact its provisions as amended.

Upon motion of Senator McLean, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Bennett: S. B. 571, A bill to amend the law in connection with the Andrews school district in Cherokee County.

Upon motion of Senator Bennett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Bennett: S. B. 572, A bill to be amended, relative to the appointment of justice of the peace in Swain County.

Upon motion of Senator Bennett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Pritchett: S. B. 573, A bill to amend House Bill number 1039, ratified April 15, 1931, relating to length of term of members of the board of education of Bertie County.

Upon motion of Senator Pritchett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.
CONFERENCE REPORT

Report of Conferees on House Bill No. 1118:

To the Senate and House of Representatives:

We, the undersigned members of the Conference Committee, appointed to consider and adjust the differences between the Senate and House concerning House Bill No. 1118, being the Omnibus Bill appointing justices of the peace, respectfully report and recommend as follows:

1. That the House recede from the appointment of all those named as justices of the peace in section one of said bill under the heading “Randolph County” and that their names be stricken from the bill.

2. That the Senate recede from the appointment of all those named as justices of the peace under the heading “Davie County” by Senate amendments adding a new section to House Bill No. 1118, and that their names be stricken out.

Respectfully submitted,

W. E. Lynch,
J. R. Baggett,
Conferees for the Senate.

E. B. Cline,
J. R. Young,
Conferees for the House.

Upon motion of Senator Lynch, the report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of this action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1122, a bill to extend the time for payment of street assessments in the town of East Flat Rock, upon third reading.

The bill passes third reading, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burt, Clarkson, Gower, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lindsay, Lovill, Lynch, McLean, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzelt, Ward of Craven, Whedbee, Zollicoffer—34.

The bill is ordered enrolled.

H. B. 1151, A bill to amend Consolidated Statutes, 1927 (17) and 1927 (31) so as to provide for working certain prisoners on the public streets of cities and towns.

Passes its second and third readings and is ordered enrolled.

H. B. 1190, A bill to amend chapter 113, section 2, Public Laws of 1921, relating to the fees of justices of the peace.

Passes its second and third readings and is ordered enrolled.

H. B. 994, A bill to amend section 6465 of the Consolidated Statutes, pertaining to notice of non-payment of insurance premium before forfeiture.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 358, A bill to amend section 8081, sub-section (A) of the Consolidated Statutes.
Passes its second and third readings and is ordered enrolled.
S. B. 500, A bill to provide for the listing and valuing of all property, real, personal and mixed, at its real value in money, upon second reading.
The amendments offered by the Committee are adopted.
Senator Horton offers an amendment which is adopted.
The bill passes third reading, ayes 34, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burt, Clarkson, Gower, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lindsay, Lovill, Lynch, McLean, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzell, Ward of Craven, Whedbee, Zollicoffer—34.
H. B. 843, A bill to amend chapter 51, Public Laws, 1927, relative to the propagation of game in North Carolina.
Senator Lawrence offers an amendment which is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 929, A bill to amend chapter 122, Public Laws of 1927, as amended by chapter 272, Public Laws of 1929, so as to change the rates for automobiles, trucks, truck-tractors, trailers and semi-trailers and buses.
The amendments offered by the Committee are adopted, ayes 23, noes 11, as follows:
Those voting in the affirmative are: Senators Bennett, Bernard, Blount, Gravely, Hardy, Harmon, Haywood, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lindsay, Peel, Powell, Pritchett, Rankin, Rodwell, Umstead, Uzell, Ward of Craven, Whedbee, Zollicoffer—23.
Those voting in the negative are: Senators Baggett, Burt, Clarkson, Gower, Grier, Hatchett, Hendren, Lovill, Lynch, McLean, Price—11.
H. B. 1242, A bill to amend H. B. 338, ratified March 20, 1931, known as the State Road Law, so as to provide for a refund of tax on gasoline used for mining purposes.
Passes its second and third readings and is ordered enrolled.
Upon motion of Senator Johnson of Duplin, the Senate takes a recess until 8 o'clock P. M.

EVENING SESSION

SENATE CHAMBER,

Tuesday, April 21, 1931.

The Senate meets pursuant to recess and is called to order by Lieutenant-Governor R. T. Fountain.
The courtesies of the floor are extended to former Senator Carr.
Upon motion of Senator Baggett, S. B. 531, A bill to restore to the people the right to elect the Commissioner of Revenue, is taken from the Committee on Reorganization and placed on the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Dortch: S. B. 574, A bill to appoint a boxing commission for Wayne County.

Upon motion of Senator Dortch, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Hatchett: S. B. 575, A bill to clarify the fees charged by the clerk of the Superior Court of Caswell County for probating, and the register of deeds of Caswell County for recording irregular instruments.

Upon motion of Senator Hatchett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1166, A bill to amend section 2942, Consolidated Statutes, the municipal finance act, so as to provide for the financing of airports or landing fields by cities and towns, upon third reading.

The bill passes third reading, ayes 28, noes 0, as follows.

Those voting in the affirmative are: Senators Baggett, Bennett, Burrus, Clarkson, Dortch, Dunlap, Folger, Grier, Gwyn, Hardy, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Lawrence, Lovill, Lynch, McLean, Peel, Powell, Price, Pritchett, Rodwell, Uzzell, Ward of Craven, Whedbee—28.

The bill is ordered enrolled.

S. B. 209, A bill to amend chapter 122, section 5, Public Laws of 1927, relative to accident statistics and reports.

Upon motion of Senator Rodwell, the bill and amendments are laid on the table.

H. B. 672, A bill defining what shall constitute due diligence on the part of a bank in the collection of checks, drafts, notes or other negotiable instruments and fixing the liability of banks, drawer, maker, guarantor, surety and endorser.

Upon motion of Senator Grier, the bill is referred to the Committee on Judiciary No. 2.

H. B. 1066, A bill amending section 5531 of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in special tax districts.

Senator Price offers an amendment which is adopted.

Senator Lawrence offers an amendment which is adopted.

Senator Folger offers an amendment which is adopted.

Senator Umstead offers an amendment which is adopted.

The bill passes its second reading.

Upon objection by Senator Umstead to its third reading, the bill is placed on the Calendar.

S. B. 417, A bill to exempt church property used exclusively for religious services and pastors' residences from the payment of street paving assessments and side walk assessment for the year 1931 and subsequent years in the town of Williamston, North Carolina, for concurrence in the House amendment.
Upon motion of Senator Peel, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 447, A bill to provide for the establishment of a Department of Labor, and to provide for the appointment of a Commissioner of Labor and to prescribe the powers and duties of the Department of Labor and the Commissioner of Labor, for concurrence in the House amendments.

Upon motion of Senator Gravely, the Senate concurs in the House amendments and the bill is ordered enrolled.

H. B. 816, A bill to amend chapter two hundred fifty-eight of the Public Laws of one thousand nine hundred and twenty-nine with respect to registration of automobiles of non-residents, and to provide for the enforcement of reciprocity relations with other states.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Gravely, the Senate adjourns until tomorrow at 12:00 o'clock M.

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**NINETY-FIRST DAY**

*SENATE CHAMBER,*

Wednesday, April 22, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. Paul H. Fields, Jenkins Memorial Baptist Church, Raleigh, North Carolina.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Zollicoffer, Miss Ruth Clark, the granddaughter of Senator Clark is made an honorary page to serve without compensation.

**REPORTS OF COMMITTEES**

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Whedbee, for the Committee on Finance:

H. B. 1167, A bill to validate certain acts of the board of aldermen of the town of Marion, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

Upon motion of Senator Whedbee, the rules are suspended and the bill is placed upon its immediate readings.

The substitute is adopted.

By Senator Pritchett, for the Committee on Education:

H. B. 1250, A bill supplemental to H. B. 1039, the same being, "An act to appoint certain members of board of education, etc.", with a favorable report as amended.

Upon motion of Senator Lovill, the rules are suspended and the bill is placed upon its immediate readings.

The Committee amendment is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
By Senator Blount, for the Committee on Judiciary No. 1.

H. R. 981, A joint resolution authorizing the appointment of a joint legis-
ulative committee to study the laws of North Carolina, concerning property
and inheritance rights of husband and wife, without prejudice.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of
as follows:

By Senator Dortch: S. B. 576, A bill to amend chapter one hundred
nineteen, Public Laws of 1929, relating to state barber license law.

Upon motion of Senator Dortch, the rules are suspended and the bill is
placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of
Representatives.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the follow-
ing bills and resolutions properly enrolled, and they are duly ratified and
sent to the office of the Secretary of State:

H. B. 1086, An act to authorize the State Auditor to issue to Dixie
McCrary, of Surry County, pension warrant for fifty-two dollars and fifty
cents in replacement of warrant lost or burned.

H. B. 1264, An act to authorize the board of commissioners of Mecklen-
burg County to contribute to the expense of operating the sheriff's office
of said county from the first day of June, one thousand nine hundred thirty-
one, to the first day of December, one thousand nine hundred thirty-one.

H. B. 1232, An act to validate the acts of the county board of education
of Mitchell County.

H. B. 1099, An act to amend section one thousand one hundred ninety of
the Consolidated Statutes, relating to involuntary dissolution of corpora-
tions.

H. B. 1263, An act supplementary to House Bill one thousand thirty-nine,
the same being "An act to appoint certain members of the boards of educa-
tion of the respective counties of North Carolina, to fix their term of office
and limit the compensation at State expenses," which was ratified on the
fifteenth day of April one thousand nine hundred thirty-one.

H. B. 1240, An act to amend section four hundred seventy-three of the
Consolidated Statutes, relating to additional jurors from other counties in-
stead of removal.

H. B. 1176, An act to provide for the collection of delinquent taxes in
Buncombe County.

H. B. 1172, An act to place Mrs. Julia Foster, widow of J. J. Foster, a
Confederate veteran of Franklin County, on the pension roll.

H. B. 1206, An act to place Mrs. Rufus R. Harris, of Franklin County,
on the Confederate pension roll.

H. B. 712, An act to amend chapter seventeen of the Public-Local Laws
of one thousand nine hundred twenty-seven, relating to the recorder's court
of Jackson County.

H. B. 1218, An act to place the name of Mrs. W. H. Bason, of Alamance
County, on the pension list.

H. B. 1242. An act to amend House Bill number three hundred thirty-
eight, ratified March twentieth, one thousand nine hundred thirty-one,
known as the State Road Law, so as to provide for a refund of tax on gasoline used for mining purposes.

H. B. 1190, An act to amend chapter one hundred thirteen, section two, Public Laws of one thousand nine hundred twenty-one, relating to the fees of justices of the peace.

H. B. 358, An act to amend section eight thousand and eighty-one, subsection (a) of the Consolidated Statutes.

H. B. 1151, An act to amend Consolidated Statutes one thousand two hundred ninety-seven (seventeen) and one thousand two hundred ninety-seven (thirty-one) so as to provide for working certain prisoners on the public streets of cities and towns.

H. B. 1122, An act to extend the time for payment of street assessments in the town of East Flat Rock.

S. B. 417, An act to exempt church property used exclusively for religious services and pastors' residences from the payment of street paving assessments and sidewalk assessments for the year one thousand nine hundred thirty-one and subsequent years.

H. B. 1166, An act to amend section two thousand nine hundred and forty-two, Consolidated Statutes, The Municipal Finance Act, so as to provide for the financing of airports or landing fields by cities and towns.

H. B. 816, An act to amend chapter two hundred and fifty-eight of the Public Laws of one thousand nine hundred and twenty-nine with respect to registration of automobiles of non-residents, and to provide for the enforcement of reciprocity relations with other states.

S. B. 447, An act to provide for the establishment of a Department of Labor, and to prescribe the powers and duties of the Department of Labor and the Commissioner of Labor.

CONFERENCE REPORT

To the Senate of North Carolina:

We, the undersigned conferees appointed to adjust the differences between the House and the Senate on H. B. 102, beg leave to report as follows:

After three days of discussion of the differences contained in said H. B. 102, many sections of said bill in disagreement were agreed upon between the joint conferees. That upon consideration of article 5 the conferees on the part of the House failed to concur in the Senate amendment which struck from the provisions of this bill this article. Upon the announcement of the result of the failure of the House to concur it was the sense of your conferees, by reason of their inability to reach an agreement among themselves, that they call upon the Senate for further instructions.

Frank L. Dunlap,
J. H. Folger
Jno. W. Hinsdale
W. G. Clark

Conferees on the part of the Senate.

Senator Johnson of Duplin offers the following resolution and asks for the ayes and noes upon its adoption:

S. R. 577: Whereas the Conferees on the part of the Senate have reported a disagreement and have requested instructions from the Senate as to their further action and consideration of the Revenue Bill.
Now, therefore, be it resolved by the Senate that we do instruct our Conferrees on the part of the Senate to advocate and vote for a selected Commodity tax, to be placed in the Revenue Act, in order that sufficient revenue may be raised to support the six months school term by the State without an Ad Valorem Tax.

The resolution fails of adoption, ayes 22, noes 24, as follows:

The following pairs are announced: Senator Baggett, aye, with Senator Burt, no; Senator Clarkson, aye, with Senator Nixon, no.

Those voting in the affirmative are: Senators Blount, Clark, Dortch, Gower, Hardy, Harmon, Hatchett, Haywood, Hinsdale, Johnson of Duplin, Lindsay, Lynch, McKee, Peel, Powell, Price, Pritchett, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Zollicoffer—22.

Those voting in the negative are: Senators Bennett, Bernard, Burrus, Campbell, Clement, Dunlap, Folger, Grant, Gravely, Grier, Gwyn, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lovill, McLean, McSwain, Rankin, Umstead, Whedbee, Williams—24.

Senator Johnson of Duplin moves that the Senate conferrees be increased to six members.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1262, A bill to repeal House Bill 969 of the 1931 session of the General Assembly of North Carolina entitled “An act requiring the register of deeds of Avery County to prepare the tax lists and providing the compensation therefor.”

Passes its second and third readings and is ordered enrolled.

H. B. 1267, A bill relative to fox hunting in Alleghany County.

Passes its second and third readings and is ordered enrolled.

H. B. 929, A bill to amend chapter 122, Public Laws of 1927, as amended by chapter 272, Public Laws of 1929, so as to change the rates for automobiles, trucks, truck-tractors, trailers and semi-trailers, and busses, upon second reading.

The bill passes second reading, ayes 37, noes 1, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burrus, Clarkson, Dortch, Grant, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Williams, Zollicoffer—37.

Those voting in the negative are: Senator Gower.

S. B. 307, A bill to reduce freight rates throughout the State of North Carolina: promote the public welfare; to place freight rates upon a parity with those of other states and localities; to provide water transportation; to locate a port terminal at deep tidewater, create a port commission, prescribe its duties and powers; and for other purposes, upon second reading.

The bill passes second reading, ayes 22, noes 16, as follow:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Campbell, Clark, Clarkson, Dortch, Gower, Hardy, Harmon, Hatchett, Hinsdale, Johnson of Duplin, Lindsay, McKee, McLean, Peel, Powell, Pritchett, Umstead, Ward of Craven, Zollicoffer—22.
Those voting in the negative are: Senators Bernard, Clement, Dunlap, Grant, Grier, Gwyn, Haywood, Hicks, Horton, Johnson of Moore, Jones, Rankin, Rodwell, Ward of Beaufort, Whedbee, Williams—16.

H. B. 1184, A bill to amend section 6377 of the Consolidated Statutes, pertaining to the licensing of banks to act as fiduciaries.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 503, A bill to provide for the regulation of workmen's compensation insurance rates.

Upon motion of Senator Dortch, the bill is placed on the table.

H. B. 1119, A bill to amend H. B. 338, "A bill to be entitled an act to amend chapter 2, Public Laws of 1921, and acts amendatory thereof and additional thereto, relating to the state highway system and public roads of the State, and to provide for the maintenance thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 1065, A bill to revise the law as to the establishment of cartways to make the same conform to changes in the public road law.

Senator Ward of Beaufort offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

Upon motion of Senator Burrus, the Senate adjourns until tomorrow at 11:00 o'clock A. M.

NINETY-SECOND DAY

SENATE CHAMBER,

Thursday, April 23, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. E. McNeill Poteat, Pullen Memorial Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Umstead, Alfred Nixon Corstner, Joseph Nixon, Jr., and George Nixon are made honorary pages of the Senate to serve without compensation.

Upon motion of Senator Blount, H. B. 210, A bill to give actions of claim and delivery priority on Calendar at next civil term following issuance and filing of pleadings in same, is taken from the table and placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1238, A bill relating to the coming election in the town of Fairmount, Robeson County.

Upon motion of Senator Lynch, the rules are suspended and the bill is placed upon its immediate readings.

Senator Lynch offers an amendment which is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1268, A bill to amend section 1294 of the Consolidated Statutes, providing for filling a vacancy on the board of county commissioners of Hyde County by a vote of the people.

Referred to Committee on Counties, Cities and Towns.

H. B. 1269, A bill to provide for calling an election for two additional county commissioners in Hyde County on petition of 25 percent of the voters of said county.

Referred to Committee on Counties, Cities and Towns.

H. B. 1272, A bill authorizing the payment of fees to police officers for seizing stills in Nash County, and authorizing the commissioners of Nash County to hire out or work prisoners confined in the county jail.

Placed on the Calendar.

H. B. 717, A bill to define and establish the Senatorial Districts of the State as required by the Constitution, and to make the apportionment of the members of the Senate.

Referred to Committee on Senatorial Districts.

H. B. 1113, A bill to provide for submission to the qualified voters of the state the question of the appointment by the Governor of the members of the Corporation Commission, the Commissioner of Labor, the Commissioner of Agriculture and the Insurance Commissioner.

Referred to Committee on Reorganization.

**REPORTS OF COMMITTEES**

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Clark, for the Committee on Counties, Cities and Towns:

H. B. 345, A bill to fix certain fees of sheriff and other officers authorized to serve process in Johnston County, with a favorable report.

H. B. 1220, A bill to amend chapter 250, Public-Local Laws of 1925, relating to the salaries of certain officers of Sampson County, with a favorable report.

H. B. 1224, A bill to amend chapter 131, Public-Local Laws, 1925, relating to the commissions allowed the sheriff for collecting taxes in Yancey County, with a favorable report.

H. B. 1141, A bill regulating the salary of the sheriff, register of deeds and clerk of the Superior Court of Forsyth County, with a favorable report.

Senator Hendren announces that the thirty day notice required to be given prior to the introduction of this bill was not complied with.

Upon motion of Senator Hendren, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Pritchett:  S. B. 578, A bill relative to tax suits in Bertie and Northampton Counties.
Upon motion of Senator Pritchett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Clark: S. B. 579, A bill to amend chapter 43 of the Public Laws of 1929, relative to fixing the interest or discount rate which an agricultural credit corporation or association, organized under the laws of the State of North Carolina, may charge on loans for agricultural purposes.

Upon motion of Senator Clark, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Johnson of Duplin: S. B. 580, A bill providing for certain special taxes in Duplin, Avery, Dare, Tyrrell, Pender, Warren and Clay Counties.

Several Senators offer amendments which are adopted.

The bill is placed on the Calendar.

By Senator Clarkson: S. B. 581, A bill to amend H. B. 25, being known as "An act to repeal chapter 221 of Public Laws of North Carolina, session of 1927, and acts amendatory thereto, ratified April 8, 1931.

Upon motion of Senator Clarkson, the rules are suspended and the bill is placed upon its immediate readings.

The bill passes its second reading.

Senator Gwyn offers an amendment which fails of adoption.

Senator Gravely offers an amendment which fails of adoption.

The bill passes its third reading, ayes 34, noes 7, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burt, Campbell, Clark, Clarkson, Clement, Folger, Gower, Grier, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, McKee, Nixon, Peel, Powell, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Zollicoffer—34.

Those voting in the negative are: Senators Grant, Gravely, Gwyn, Hardy, Harmon, McLean, Williams—7.

The bill is ordered sent to the House of Representatives.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1119, An act to amend House Bill three hundred thirty-eight, entitled "A bill to be entitled an act to amend chapter two, Public Laws of one thousand nine hundred twenty-one, and acts amendatory thereof and additional thereto, relating to the State highway system and public roads of the State, and to provide for the maintenance thereof".

H. B. 1262, An act to repeal House Bill nine hundred sixty-nine of the one thousand nine hundred and thirty-one session of the General Assembly of North Carolina, entitled "An act requiring the register of deeds of Avery County to prepare the tax lists and providing the compensation therefor".

H. B. 1250, An act supplemental to House Bill one thousand thirty-nine, the same being "An act to appoint certain members of the Board of educa-
tion of the respective counties of North Carolina, fix their term of office and limit compensation at State expense”, which was ratified on the fifteenth day of April, one thousand nine hundred thirty-one.

H. B. 1267, An act relative to fox hunting in Alleghany County.

S. B. 572, An act to amend House Bill one thousand one hundred eighteen, relative to appointment of justices of peace in Swain County.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 929, A bill to amend chapter 122, Public Laws of 1927, as amended by chapter 272, Public Laws of 1929, so as to change the rates for automobiles, trucks, truck-tractors, trailers and semi-trailers and busses, upon third reading.

Senator Johnson of Duplin offers an amendment which is adopted.

The amendment not being held, the bill is placed on its third reading.

Passes its third reading, ayes 34, noes 1, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burrus, Campbell, Clark, Clarkson, Clement, Folger, Grier, Gwyn, Hardy, Harmon, Haywood, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, Nixon, Peel, Powell, Pritchett, Rankin, Rodwell, Umstead, Whedbee, Williams, Zollicoffer—34.

Those voting in the negative are: Senator Burt—1.

The bill is ordered sent to the House of Representatives.

H. B. 1167, A bill to validate certain acts of the board of aldermen of the town of Marion, upon second reading.

The bill passes its second reading, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Folger, Grier, Gwyn, Hardy, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLear, McSwain, Nixon, Peel, Powell, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Craven, Whedbee, Williams, Zollicoffer—41.

S. B. 477, A bill to set up and establish liens of taxes and the methods, processes and proceedings for sales of real property for failure to pay taxes.

Senator Gower offers an amendment which fails of adoption.

The amendment offered by the Committee is adopted.

Senator Clarkson offers amendments which are adopted.

Senator Hicks offers an amendment which fails of adoption.

The amendments offered by Senator Pritchett are adopted.

Senator Jones offers an amendment which fails of adoption.

Senator Johnson of Duplin offers an amendment which is adopted.

Upon motion of Senator Clement, the bill is placed on the table.

Senator Hardy offers the following resolution:

S. R. 582: Whereas the Conferees on the part of the Senate have reported a disagreement and have requested instructions from the Senate as to their further action and consideration of the Revenue Bill.

Now, therefore, be it resolved by the Senate that we do instruct our Conferees on the part of the Senate to advocate and vote for the general
sales tax provisions as embodied in the bill as it came from the House, to be placed in the Revenue Act, in order that sufficient revenue may be raised to support the six months school term by the State without an ad valorem tax.

Senator Hardy asks that the rules be suspended and the resolution be placed upon its immediate readings.

The motion prevails.

Upon the adoption of this resolution, Senator Hardy calls for the ayes and noes.

The call is sustained and the resolution fails of adoption, ayes 9, noes 32, as follows:

The following pairs are announced: Senator Dortch, aye, Senator Dunlap, no; Senator Ward of Beaufort, aye, Senator Whedbee, no.

Those voting in the affirmative are: Senators Grant, Hardy, Harmon, Hendren, Lindsay, Lynch, McLean, Peel, Ward of Craven—9.

Those voting in the negative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Folger, Graverly, Grier, Gwyn, Hatchett, Haywood, Hicks, Hindsdale, Horton, Johnson of Moore, Jones, Lawrence, Lovill, McKee, McSwain, Nixon, Powell, Rankin, Rodwell, Umstead, Williams, Zollicoffer—32.

Upon motion of Senator Johnson, of Duplin, the Senate adjourns to meet tomorrow morning at eleven o'clock.

NINETY-THIRD DAY

SENATE CHAMBER,
Friday, April 24, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. A. G. Link, Secretary Home Missions, Granville Presbytery, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Burrus, H. B. 1225, A bill to amend an act entitled "An act to amend chapter 395 of the Public Laws of 1909 and all acts amendatory thereof, relating to the city of High Point", is taken from the Committee on Counties, Cities and Towns and placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1146, A bill to require filling stations and places of business within one mile of the Mount Moriah Methodist Episcopal Church and Euto Presbyterian Church and Euto Baptist Church in New Salem Township, Union County to close on Sunday during certain hours.

The bill is placed on the Calendar.

H. B. 1221, A bill to amend chapter 58, Public Laws, 1925, entitled "An act to define and regulate group life insurance."
Referred to Committee on Insurance.
H. B. 1282, A bill authorizing the transfer of part of the surplus in the bond fund of Beaufort County to the general county road fund of Beaufort County.
Upon motion of Senator Peel, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled.

CONFERENCE REPORT

To the President of the Senate:
Your Conference Committee, appointed by you to consider the differences between the House and Senate in relation to House Bill 238, beg leave to report that they have been unable to agree and respectfully ask that this Conference Committee be discharged.

Chas. Whedbee
W. P. Horton

Senator Campbell moves that the Senate discharge the conferees and appoint new conferees, and ask for further conference, and upon this motion he calls for the ayes and noes.
The motion fails of adoption, the President of the Senate not being in the Chair, ayes 18, noes 18, as follows:
The following pairs are announced: Senator Blount, aye, Senator Dunlap, no; Senator Gravely, aye, Senator Dortch, no; Senator Clement, aye, Senator Peel, no.
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Burrus, Campbell, Grant, Grier, Gwyn, Hatchett, Haywood, Hendren, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lynch, McKee, Whedbee—18.
Those voting in the negative are: Senators Burt, Clarkson, Gower, Hardy, Hicks, Horton, Lindsay, Lovill, McLean, McSwain, Nixon, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Williams, Zollicoffer—18.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Baggett: S. B. 583, A bill to regulate the salaries of appointive state officers.
Senator Baggett moves that the rules be suspended and that this bill be placed on the Calendar.
The motion prevails.
By Senator Ward of Craven: S. B. 584, A bill to authorize the school authorities and county auditor of Craven County to issue certificates of indebtedness to teachers.
Upon motion of Senator Ward of Craven, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of Representatives.
By Senator Peel: S. B. 585, A bill to amend Consolidated Statutes 1444, by enlarging the powers of the presiding judge at criminal terms of the Superior Court.
The bill is placed on the Calendar.
By Senator Ward of Craven: S. B. 586, A bill to require branch banks to include in their financial statements statement of amount on deposit and amount loaned in each branch.

Referred to Committee on Banks and Banking.

By Senator Hardy: S. B. 587, A bill relative to tax suits in Lenoir County.

Referred to Committee on Finance.

By Senator Lovill by request: S. B. 588, A bill to amend House Bill Number 1039, ratified April 15, 1931, reducing the board of education of Avery County from five to three members.

Upon motion of Senator Lovill, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Hardy: S. B. 589, A bill to regulate lobbying.

Upon motion of Senator Hardy, the rules are suspended and the bill is placed upon its immediate readings.

Senator Hicks offers an amendment which is adopted.

Senator Umstead offers an amendment which is adopted.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 994, An act to amend section six thousand four hundred and sixty-five of the Consolidated Statutes, pertaining to notice of non-payment of insurance premium before forfeiture.

H. B. 1141, An act regulating the salary of the sheriff, register of deeds and clerk of the Superior Court of Forsyth County.

S. B. 559, An act amending Senate Bill number two hundred twenty-four, ratified March second, one thousand nine hundred thirty-one, being "An act to amend chapter ninety-five, Public-Local Laws of one thousand nine hundred and twenty-one, and chapter six hundred and thirteen, Public-Local Laws of one thousand nine hundred and twenty-three."

S. B. 560, An act to provide for ex-soldiers of the world war and members of their families and beneficiaries under any government insurance or adjusted compensation certificate to obtain from the Bureau of Vital Statistics death and birth certificates without cost.

S. B. 558, An act to correct an error in enrollment of House Bill nine hundred and forty-three, ratified April thirteenth, one thousand nine hundred and thirty-one, entitled "An act to amend chapter one hundred and twenty, Public Laws of one thousand nine hundred and twenty-nine, the same being known as the Workmen's Compensation Act".

S. B. 571, An act to amend the law in connection with the Andrews School District in Cherokee County.

H. B. 843, An act to amend chapter fifty-one, Public Laws, one thousand nine hundred and twenty-seven, relative to the propagation of game in North Carolina.

H. B. 1118, An act to appoint justices of the peace for the several counties of North Carolina.
H. B. 1238, An act relating to the coming election in the town of Fairmount, Robeson County.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1225, A bill to amend the act entitled "An act to amend chapter 385 of the Public-Local Laws of 1909, and all acts amendatory thereof, relating to the city charter of the city of High Point", ratified the twenty-first day of March, 1931, upon second reading.

The bill passes its second reading, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clarkson, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, Nixon, Peel, Pritchett, Rodwell, Umstead, Uzzell, Whedbee, Williams, Zollicoffer—36.

H. B. 1167, A bill to validate certain acts of the board of aldermen of the town of Marion, upon third reading.

The bill passes its third reading, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clarkson, Gower, Grant, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, Nixon, Peel, Pritchett, Rodwell, Umstead, Uzzell, Whedbee, Williams, Zollicoffer—36.

The bill is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 345, A bill to fix certain fees of sheriff and other officers authorized to serve process in Johnston County.

Passes its second and third readings and is ordered enrolled.

H. B. 1220, A bill to amend chapter 250, Public-Local Laws of 1925, relating to the salaries of certain officers of Sampson County.

Passes its second and third readings and is ordered enrolled.

H. B. 1224, A bill to amend chapter 131, Public-Local Laws, 1925, relating to the commissions allowed the sheriff for collecting taxes in Yancey County.

Passes its second and third readings and is ordered enrolled.

H. B. 1272, A bill authorizing the payment of fees to police officers for seizing stills in Nash County, and authorizing the commissioners of Nash County to hire out or work prisoners confined in the county jail.

Passes its second and third readings and is ordered enrolled.

S. B. 307, A bill to reduce freight rates throughout the State of North Carolina; promote the public welfare; to place freight rates upon a parity with those of other states and localities; to provide water transportation; to locate a port terminal at Deep Tidewater; create a port commission, prescribe its duties and powers; and for other purposes, upon third reading.

The bill passes its third reading, ayes 21, noes 18, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burrus, Campbell, Clark, Clarkson, Gower, Gravely, Hardy, Harmon, Hendren, Hinsdale, Johnson of Duplin, Lindsay, Lovill, McLean, Pritchett, Umstead, Ward of Craven, Zollicoffer—21.
Those voting in the negative are: Senators Burt, Dunlap, Folger, Grant, Grier, Gwyn, Haywood, Hicks, Horton, Johnson of Moore, Jones, Lawrence, McKee, McSwain, Nixon, Rankin, Whedbee, Williams—18.

The bill is ordered sent to the House of Representatives.

H. B. 60, A bill to make appropriations for the maintenance of the State's institutions, the various departments, bureaus and agencies of the State government, and providing for the reduction of salaries of all officers, employees and agents of the State.

Senator Pritchett offers an amendment which is adopted.
Senator Gravely offers an amendment which fails of adoption.
Senator Horton offers an amendment which is adopted.
Senator Clarkson offers an amendment which is adopted.
Senator Gravely offers an amendment which is adopted.
Senator Blount offers an amendment which fails of adoption.
Senator Clarkson offers an amendment which is adopted.
Senator Dunlap offers an amendment which is adopted.
Senator Baggett offers an amendment which fails of adoption.
Senator Baggett offers an amendment which fails of adoption.
Senator Blount offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

Senator Johnson of Moore moves that the conferees on H. B. 287, A bill to amend section 5033 of Consolidated Statutes of North Carolina, as amended by chapter 251, Public Laws, 1927, relating to employment of children under sixteen years of age, be discharged.

Senator McKee moves, as a substitute, that the conferees be discharged and that new conferees be appointed.

The motion prevails.

Upon motion of Senator Umstead, S. B. 566, A bill to provide tuition in the educational institutions of the State to any child who is drawing compensation from the United States government on account of the death or disability of its father, is taken from the Committee on Education and placed on the Calendar.

Upon motion of Senator Nixon, the Senate adjourns to meet tomorrow morning at eleven o'clock.

NINETY-FOURTH DAY

SENATE CHAMBER,

Saturday, April 25, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Dr. J. L. Peacock, Shaw University, Raleigh, North Carolina.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Ward of Craven, House Bill 1247, A bill to amend House Bill 1039, ratified April 13, 1931, providing for the appointment of members of the boards of education, and relating to the county of Carteret only, is taken from the Committee on Education and placed upon the Calendar.
Upon motion of Senator Lovill, H. B. 1171, A bill to change the boundary line between the counties of Ashe and Wilkes, is taken from the Committee on Counties, Cities and Towns and placed upon the Calendar.

Upon motion of Senator Baggett, House Bill 1221, A bill to amend chapter 58, Public Laws, 1925, entitled "An act to define and regulate group life insurance, is taken from the Committee on Insurance and placed upon the Calendar.

Upon motion of Senator Johnson of Duplin, House Bill 361, A bill to prompt economy and efficiency in the operation of the public high schools of the State of North Carolina, by providing for a uniform adoption of high school text books, is made a special order for Tuesday morning at the close of the morning hour.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1270, A bill to require the board of county commissioners of Currituck County to post the proceedings of their regular and special meetings. Placed upon the Calendar.

H. B. 1288, A bill with reference to the duties of the board of Commissioners for Northampton County, relative to juvenile court of said county. Placed upon the Calendar.

H. B. 1193, A bill to amend sections 5337, 5338 and 5339 of Consolidated Statutes to provide for appointment of drainage commissioner. Referred to Committee on Judiciary No. 2.

H. B. 1260, A bill to appoint T. F. Lowery a member of the board of education of Jones County to fill vacancy caused by the death of J. J. Simmons. Placed upon the Calendar.

H. B. 1266, a bill to determine conditions under which banks which have been taken possession of by the commissioner of banks, may be re-opened for transaction of business.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,

Friday, April 24, 1931.

MR. PRESIDENT:

It is ordered that a message be sent your Honorable Body with the information that the House has failed to concur in Senate Amendments to House Bill 929, Title, "To amend chapter 122, Public Laws, of 1927, as amended by chapter 272, Public Laws of 1929, so as to change the rates for automobiles, trucks, truck-tractors, trailers, and semi-trailers and busses, and a conference has been asked for.

The Speaker as appointed as conferees on the part of the House, to act with a like committee from the Senate, to the end that the differences exist-
ing between the two bodies may be adjusted, Messrs. Moss, Norman and Ethridge.

Respectfully,

THAD EURE,
Principal Clerk of the House.

The President announces the appointment of Senators Burt and Clarkson as conferees on the part of the Senate.

HOUSE OF REPRESENTATIVES,
Friday, April 24, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the conferees appointed on House Bill 287, after conferring with the conferees from the Senate, and being unable to agree, has been discharged, with the understanding that new conferees will be appointed.

Respectfully,

THAD EURE,
Principal Clerk of the House.

HOUSE OF REPRESENTATIVES,
Friday, April 24, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has failed to concur in Senate Amendments to House Bill 1184, Title, "to amend section 6377 of the Consolidated Statutes, pertaining to the licensing of banks to act as fiduciaries," and a conference has been asked for.

The Speaker has appointed as conferees on the part of the House, to act with a like committee from the Senate, to the end that the differences existing between the two bodies may be adjusted, Messrs. Cherry, Newman and Crouse.

Respectfully,

THAD EURE,
Principal Clerk of the House.

The President announces the appointment of Senators Haywood and Grier, as conferees on the part of the Senate.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Nixon, for the Committee on Game Laws:

H. B. 1158, A bill to amend chapter 431, Public-Local Laws, 1927, relating to wild fowl in Currituck County, with a favorable report.

H. B. 1173, A bill to repeal chapter 169, Public-Local Laws, extra session 1913, regulating the hunting of foxes in Franklin County, with a favorable report.
H. B. 1177, A bill making it unlawful to place perch traps in the waters of certain streams and fixing the size of mesh to be used in other than perch traps, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator McLean: S. B. 590, A bill to amend H. B. 1039, known as the omnibus school bill.

Upon motion of Senator McLean, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 539, An act to validate certain water bonds of the town of Boone.
S. B. 552, An act to amend chapter one hundred and thirty-eight, Public-Local Laws, one thousand nine hundred and nineteen, adding a practicing dentist to the joint board of health for the county of Wake and city of Raleigh.
S. B. 562, An act correcting a typographical error in Senate Bill five hundred thirty-four passed in the one thousand nine-hundred and thirty-one session.
H. B. 345, An act to fix certain fees of sheriff and other officers authorized to serve process in Johnston County.
S. B. 568, An act amending the charter of the town of Middlesex, Nash County, North Carolina.
S. B. 536, An act to correct a clerical error in the enrollment of House Bill two hundred forty-seven, as amended.
H. B. 1272, An act authorizing the payment of fees to police officers for seizing stills in Nash County, and authorizing the commissioners of Nash County to hire out or work prisoners confined in the county jail.
H. B. 1224, An act to amend chapter one hundred and thirty-one, Public-Local Laws one thousand nine hundred and twenty-five, relating to the commissions allowed the sheriff for collecting taxes in Yancey County.
H. B. 1220, An act to amend chapter two hundred fifty, Public-Local Laws of one thousand nine hundred twenty-five, relating to the salaries of certain officers of Sampson County.
S. B. 575, An act to clarify the fees charged by the clerk of the superior court of Caswell County for probating, and the register of deeds of Caswell County for recording irregular instruments.
S. B. 576, An act to amend chapter one hundred nineteen, Public Laws one thousand nine hundred twenty-nine, relating to State Barber License Laws.
S. B. 570, An act to repeal chapter five hundred thirty-two, Public-Local and Private Laws of one thousand nine hundred twenty-seven, relative to the enforcement of the Prohibition Law in Polk County, and to re-enact its provisions as amended.
S. B. 581, An act to amend House Bill number twenty-five being known as "An act to repeal chapter number two hundred and twenty-one of Public
Laws of North Carolina, session of one thousand nine hundred twenty-seven, and acts amendatory thereof, ratified April the eighth one thousand nine hundred and thirty-one.

H. B. 1282, An act authorizing the transfer of part of the surplus in the bond fund of Beaufort County to the general county road fund of Beaufort County.

S. B. 584, An act to authorize the school authorities and county auditor of Craven County to issue certificates of indebtedness to teachers.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1225, A bill to amend the act entitled "An act to amend chapter 396 of the Public-Local Laws of 1909 and all acts amendatory thereof, relating to the city charter of the city of High Point," ratified March 21, 1931, upon third reading.

The bill passes third reading, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Burt, Clarkson, Dunlap, Folger, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson, Johnson of Moore, Lawrence, Lindsay, Lovill, McKee, McLean, Nixon, Peel, Pritchett, Umstead, Ward of Craven, Whedbee, Williams—28.

The bill is ordered enrolled.

H. B. 1054, A bill to validate certain notes of counties, upon second reading.

The bill passes second reading, ayes 27, noes 0, as follows.

Those voting in the affirmative are: Senators Baggett, Bennett, Burt, Clarkson, Grier, Gwyn, Hardy, Harmon, Hatchett. Haywood, Hicks, Horton, Johnson of Moore, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, Nixon, Peel, Pritchett, Umstead, Uzzell, Ward of Craven, Whedbee, Williams—27.

H. B. 1247, A bill to amend H. B. 1039, ratified April 15, 1931, providing for the appointment of members of the boards of education and relating to the county of Carteret only.

Passes its second and third readings and is ordered enrolled.

H. B. 1171, A bill to change the boundary line between the counties of Ashe and Wilkes.

Passes its second and third readings and is ordered enrolled.

Senator Clarkson offers the following motion in writing: That a messenger be sent from the Senate to conferees on H. B. 102, A bill to raise revenue, to inquire the prospects of an early report.

The motion is adopted and upon motion of Senator Whedbee, the Principal Clerk of the Senate, LeRoy Martin, is appointed to call upon the conferees and inquire with respect to the prospects of an early agreement.

Pending the report from the conferees, the President announces that the Senate is at ease.

The Principal Clerk returns and announces that the conferees are unanimously of the opinion that no agreement will be reached and placed in proper form for a report to the Senate during the next twelve hours.

Upon motion of Senator Johnson of Duplin, the Senate adjourns to meet Monday night at 8:00 o'clock.
The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. J. R. Farris, Hilyer Memorial Christian Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Folger by request: S. B. 591, A bill relating to the appointment and election of county superintendents of public instruction and district school committeemen.

Referred to Committee on Education.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1171, An act to change the boundary line between the counties of Ashe and Wilkes.

H. B. 1247, An act to amend House Bill one thousand thirty-nine, ratified March fifteenth, one thousand nine hundred thirty-one, providing for the appointment of members of the boards of education of the respective counties of the State.

H. B. 1225, An act to amend the act entitled "An act to amend chapter three hundred ninety-five of the Public-Local Laws of one thousand nine hundred nine, and all acts amendatory thereof, relating to the city charter of the city of High Point", ratified the twenty-first day of March, one thousand nine hundred and thirty-one.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1146, A bill to require filling stations and places of business within one mile of Mount Moriah Methodist Episcopal Church, Euto Presbyterian Church and Euto Baptist Church in New Salem Township, Union County, to close on Sunday during certain hours.

Passes its second and third readings and is ordered enrolled.

H. B. 1158, A bill to amend chapter 431, Public-Local Laws, 1927, relating to wild fowl in Currituck County.

Passes its second and third readings and is ordered enrolled.

H. B. 1173, A bill to repeal chapter 169, Public-Local Laws, extra session 1913, regulating the hunting of foxes in Franklin County.

Passes its second and third readings and is ordered enrolled.

H. B. 1260, A bill to appoint T. F. Lowery a member of the board of education of Jones County to fill vacancy caused by the death of J. J. Simmons.
Passes its second and third readings and is ordered enrolled.
H. B. 1270, A bill to require the board of county commissioners of Currituck County to post the proceedings of their regular and special meetings.
Passes its second and third readings and is ordered enrolled.
H. B. 1288, A bill with reference to the duties of the board of commissioners for Northampton County, relative to juvenile court of said county.
Passes its second and third readings and is ordered enrolled.
S. B. 500, A bill to provide for the listing and valuing of all property, real, personal and mixed, at its real value in money.
The amendment offered by Senator Johnson of Duplin is adopted.
Upon the adoption of this amendment, Senator Gower calls for the ayes and noes.
The amendment is adopted, ayes 28, noes 13, as follows:
Those voting in the affirmative are: Senators Baggett, Blount, Clark, Clarkson, Clement, Dortch, Folger, Gower, Hardy, Hatchett, Hicks, Hinddale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McLean, Nixon, Peel, Pritchett, Rodwell, Ward of Beaufort, Ward of Craven, Williams, Zollicoffer—28.
Those voting in the negative are: Senators Bennett, Burrus, Burt, Dunlap, Gravely, Grier, Gwyn, Haywood, Hendren, McKee, Rankin, Umstead, Whedbee—13.
Upon motion of Senator Blount, the final reading of the bill is deferred until tomorrow.

CONFERENCE REPORT

To the Senate of North Carolina:

We, the undersigned conferees on House Bill 102, beg leave to submit the following report:

Since the Senate defeated the resolution instructing your conferees to report for adoption the luxury or commodity tax by a vote of 26 to 24, and also defeated a resolution to report for the adoption of a general sales tax by a vote of 32 to 11, your conferees have diligently attempted to compose the differences arising between the House and the Senate. The conferees on the part of the House submit to the Senate conferees the following resolution:

"Resolved that the policy and attitude of the conferees of the House of Representatives upon the differences arising between the Senate and the House of Representatives on H. B. 102, be and they are hereby outlined as follows:

1. The House conferees will in no event concur in any amendment or procedure releasing the State from taking over and supporting the six months public schools throughout the State as contemplated by the provisions of what is known as the MacLean Act.

2. It being conceded that some form of sales tax is necessary to support the six months school term, in order to avoid ad valorem levy, the House conferees will concur in no amendment or procedure which does not levy for this purpose some sort of sales tax; and, the House having provided in the bill passed by it what is known as a general sales tax, it is the sense of the House conferees that it is now the function of the Senate to indicate next its preference as to the form of tax on this subject, since in no other way is agreement possible."
3. The House conferees will not agree to what is referred to as an equalizing fund in lieu of the foregoing; but will agree that a sub-committee for the House act with a sub-committee of the Senate in drafting a school bill affecting all reasonable economies”.

After receiving the foregoing resolution the majority of the Senate conferees without opposition entered into the following resolution which was presented to the House conferees:

“Resolved by the Senate conferees that their policy in composing the differences arising between the House and Senate on H. B. 102, is as follows:

The Senate conferees will agree to report to the Senate that in order to carry out the provisions of the so-called MacLean Bill it adopt the proposed Hinsdale Bill carrying a so-called luxury or commodity tax, removing from the items subject to taxation such as are not feasible for practical tax collection as applied to costs of collection and supervision. This adoption to be based upon the following conditions precedent.

1. That the adoption of a so-called luxury or commodity tax by this legislature be declared to be at this session solely levied as an emergency tax and shall not be considered as a permanent form of taxation by the State.

2. A referendum at the next general election in the year 1932 upon the question of a selected commodity sales tax for the partial support of the six months school term together with a referendum at the same time upon the question of ad valorem for the partial support of the six months school term as a State source of revenue.

3. That in drafting the school bill all possible and reasonable economies be contained therein and that the legislature assume the duty of itself carrying out the economies rather than through other State agencies, but not to the extent of depriving State agencies of further reasonable economies which may be accomplished by a budgeting system, nor of depriving county authorities from applying other reasonable economies. Such bill to be drawn by a sub-committee of the House and Senate.

4. That regardless of the result of the election the revenue bill and its provisions be carried through the coming biennium, unless practical conditions shall necessitate different action”.

Following the presentation of this resolution by the Senate conferees the conferees on the part of the House refused to accept the propositions contained in said Senate resolutions and declared unacceptable first the proposed commodity tax to be an emergency measure and second calling for a referendum upon the same. The House conferees thereupon adopted a resolution recommending to the House the adoption of the luxury tax in lieu of the general sales tax plan without referendum. Upon concurrence in this resolution your conferees were unable to agree.

Respectfully submitted,

Frank L. Dunlap
J. H. Folger
Jno. W. Hinsdale
W. G. Clark

Conferees on the part of the Senate.

Senator Haywood moves that the conferees be increased to six members. Motion prevails.
The President announces the appointment of Senators Rankin and Pritchett as the additional conferees.

Upon motion of Senator Johnson of Duplin, the Senate adjourns to meet tomorrow morning at eleven o'clock.

NINETY-SIXTH DAY

SENATE CHAMBER,

Tuesday, April 28, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. O. L. Riggs, Southside Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Gravely, the special order for the day is displaced.

Upon motion of Senator Baggett, the conferees on S. B. 482, A bill to authorize the county of Harnett and the town of Lillington to enter into contract with the State Highway Commission for illuminating of the bridge across the Cape Fear River at Lillington, are discharged and the vote by which the Senate failed to concur in the House amendment is reconsidered.

Upon motion of Senator Baggett, the Senate concurs in the House amendment and the bill is ordered enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1251, A bill to amend the law relating to jury trials in the recorder's court of Burke County.

The bill is placed on the Calendar.

H. B. 1252, A bill to authorize the county commissioners to abolish the county recorders' courts.

The bill is placed on the Calendar.

H. B. 670, A bill to incorporate the town of Todd in Watauga and Ashe Counties.

The bill is placed on the Calendar.

H. B. 1273, A bill to amend chapter 218, Public Laws, 1929, in relation to state highway patrol, so said act will conform to the State Road Law, ratified March 20, 1931.

Referred to Committee on Public Roads.

H. B. 1274, A bill to prescribe certain powers and duties of the State Board of Health.

Referred to Committee on Public Health.

H. B. 1275, A bill to repeal chapter 166, Private Laws, 1913, relating to the charter of the town of Bonlee in Chatham County.

The bill is placed on the Calendar.
H. B. 1283, A bill to validate the official acts of J. O. Purnell, a justice of the peace of Franklin County.

The bill is placed on the Calendar.

H. R. 1285, A joint resolution requesting the farmers of North Carolina to reduce their tobacco acreage.

Upon motion of Senator Gravely, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 1287, A joint resolution of the House and Senate instructing the principal clerk of the House to have printed one thousand copies of House Bill 25, and to instruct the County Government Commission to distribute same to the various subdivisions of the State.

The resolution is placed on the Calendar.

H. B. 1289, A bill to amend House Bill 138 of the 1931 General Assembly, the same being entitled “An act to amend chapter 119, Public Laws of 1929, relating to the State Barbers’ License Law”.

Referred to Committee on Judiciary No. 1.


The bill is placed on the Calendar.

The following messages are received from the House of Representatives:

**HOUSE OF REPRESENTATIVES,**
Monday night, April 27, 1931.

**MR. PRESIDENT:**

It is ordered that a message be sent your Honorable Body with information that the House has failed to concur in Senate amendment to H. B. 1065, title, “To revise the law as to the establishment of cartways to make the same conform to changes in the Public Road Law”, and asks for a conference.

The Speaker has appointed as conferees on the part of the House, to act with a like committee from the Senate, to the end that the differences existing between the two bodies may be adjusted, Messrs. Connor, Flanagan and Johnston of Ashe.

Respectfully,

**THAD EURE,**

*Principal clerk of the House.*

The President announces the appointment of Senators Nixon and Ward of Beaufort as conferees on the part of the Senate.

**HOUSE OF REPRESENTATIVES,**
Monday Night, April 27, 1931.

**MR. PRESIDENT:**

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the conferees report on H. B. 918, title, “to fix the salary of the sheriff of Johnston County,” and upon the receipt of a similar message from your body, the bill will be ordered enrolled.

Respectfully,

**THAD EURE,**

*Principal Clerk of the House.*
MR. PRESIDENT:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the conferees report on H. B. 929, and upon receipt of a similar message from your body, the bill will be ordered enrolled.

Respectfully,

THAD EURE,
Principal Clerk of the House.

CONFERENCE REPORT

We, the undersigned, appointed conferees on H. B. 929, respectfully report as follows:

We recommend that the Senate recede from the following amendments:

To amend H. B. 929 by striking out in section 1, line 14, the words and figures "fifty-five cents (55)" and inserting in lieu thereof the words and figures "sixty cents (60)." And amendment, by striking out the words and figures "fifty-five cents (55)" in line forty-four of section 1 and inserting in lieu thereof the words and figures "sixty cents (60)."

We further recommend that amendment amending section 3, striking out all of line 2 and inserting the words "its ratification," be adopted.

Respectfully submitted,

O. B. MOSS,
R. B. ETHERIDGE,
J. M. NORMAN.

Conferees on the part of the House.

FRANCIS CLARKSON,
E. R. BURT.

Conferees on the part of the Senate.

Upon the adoption of this report, Senator Johnson of Duplin calls for the ayes and noes.

The call is sustained and the report is adopted, ayes 28, noes 13; as follows:

Those voting in the affirmative are: Senators Baggett, Blount, Burt, Clarkson, Clement, Dortch, Folger, Gower, Grier, Hardy, Harmon, Hatchett, Hicks, Hinsdale, Johnson of Duplin, Johnson of Moore, Lawrence, Lynch, McKee, McLean, Nixon, Pritchett, Rankin, Rodwell, Umstead, Ward of Beaufort, Williams, Zollicoffer—28.

Those voting in the negative are: Senators Bennett, Clark, Dunlap, Gravely, Gwyn, Haywood, Horton, Jones, Lindsay, Lovill, Peel, Ward of Craven, Whedbee—13.

A message is ordered sent to the House of Representatives notifying that Honorable Body of the Senate's action on the above bill.
Mr. President:

It is ordered that a message be sent informing your Honorable Body that the House fails to concur in the Senate amendments to House Bill 60, the appropriations bill, and asks for a conference committee thereon.

The Speaker has appointed as conferees on the part of the House to act with a like committee appointed by the Senate, to the end that the differences arising may be adjusted, Messrs. Harris, Turner of Guilford, Hipps, Edwards, Woodard and Cox of Jackson.

Respectfully yours,

Thad Eure,
Principal Clerk of the House.

Upon motion of Senator Gravely, the Senate conferees will consist of four members.

The President announces the appointment of Senators Gravely, Clement, Ward of Craven and McKee as conferees on the part of the Senate.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Horton, for the Committee on Judiciary No. 2:

S. B. 561, a bill to amend section 3, article 5 of the Constitution of North Carolina, relating to income taxes, with a favorable report.

H. B. 1193, a bill to amend sections 5337, 5338 and 5339 of Consolidated Statutes, to provide for appointment of Drainage Commissioners, with an unfavorable report.

H. B. 1195, a bill to amend sub-section 7 of section 218 (c), Consolidated Statutes of North Carolina, Volume III, being sub-section 7 of section 1, chapter 113, Public Laws of 1927, and conferring upon the Commissioner of Banks and/or liquidating agents certain powers and rights of banks which have been taken in possession by the Commissioner of Banks, especially relating to mortgages, deeds of trust and papers executed to secure the payment of money, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Peel: S. B. 592, a bill to postpone and defer the sale of land for delinquent taxes in 1931.

Upon motion of Senator Peel, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled and they are duly ratified and sent to the office of the Secretary of State:
S. B. 573, An act to amend House Bill number one thousand thirty-nine, ratified April fifteenth, one thousand nine hundred thirty-one, relating to length of term of members of the board of education of Bertie County.

H. B. 1173, An act to repeal chapter one hundred sixty-nine, Public-Local Laws, extra session, one thousand nine hundred thirteen, regulating the hunting of foxes in Franklin County.

H. B. 1260, An act to appoint T. F. Lowery, a member of the board of education of Jones County to fill vacancy caused by the death of J. J. Simons.

H. B. 1158, An act to amend chapter four hundred thirty-one, Public-Local Laws, one thousand nine hundred twenty-seven, relating to wild fowl in Currituck County.

H. B. 1146, An act to require filling stations and places of business within one mile of the Mount Moriah Methodist Episcopal Church, Euto Presbyterian Church and Euto Baptist Church, in New Salem Township, Union County, to close on Sunday during certain hours.

H. B. 1270, An act to require the board of county commissioners of Currituck County to post the proceedings of their regular and special meetings.

H. B. 1288, An act with reference to the duties of the board of commissioners for Northampton County, relative to juvenile court of said county.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 500, a bill to provide for the listing and valuing of all property, real, personal and mixed at its real value in money, upon third reading. 
Senator Whedbee offers an amendment which is adopted.
Senator Gravely offers an amendment.
Upon the adoption of this amendment, Senator Baggett calls for the ayes and noes.
The amendment fails of adoption, ayes 4, noes 35, as follows:
Those voting in the affirmative are: Senators Burrus, Gravely, Gwyn, Horton—4.
Those voting in the negative are: Senators Baggett, Blount, Burt, Clark, Clarkson, Clement, Dortch, Dunlap, Gower, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, Nixon, Peel, Pritchett, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—35.
Senator Baggett offers an amendment.
Upon the adoption of this amendment, Senator Baggett calls for the ayes and noes.
The amendment is adopted, ayes 22, noes 17, as follows:
Those voting in the negative are: Senators Bennett, Burrus, Burt, Clement, Dunlap, Grier, Gwyn, Haywood, Hendren, Hicks, Johnson of Moore, Lovill, McKee, Nixon, Rankin, Umstead, Whedbee—17.
Senator Horton, before the result is announced, changes his vote from no to aye, in order that he may move that the vote by which this amendment is adopted be reconsidered.

The bill passes its third readings, ayes 37, nayes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burt, Clarkson, Clement, Dortch, Dunlap, Gower, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lindsay, Lovill, Lynch, McKee, McLean, Nixon, Peel, Pritchett, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—37.

The bill is ordered engrossed.

H. B. 210, a bill to give actions of claim and delivery priority on Calendar at next civil term following issuance and filing of pleadings in same.

Senator Blount offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1066, a bill amending section 5531 of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in special tax districts.

The amendment offered by Senator Umstead is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1221, a bill to amend chapter 58, Public Laws, 1925, entitled "An act to define and regulate group life insurance."

Passes its second and third readings and is ordered enrolled.

S. B. 580, a bill providing for certain special taxes in Duplin, Avery, Dare, Tyrrell, Pender, Warren and Clay Counties.

Various Senators offer amendments which are adopted.

Upon motion of Senator Horton, the Senate adjourns to meet tomorrow morning at eleven o’clock.

NINETY-SEVENTH DAY

SENATE CHAMBER,

Wednesday, April 29, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. J. F. Herbert, Central Methodist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Blount, H. B. 873, a bill to amend sections 4060, 4080 and 4087 of the Consolidated Statutes of North Carolina, relating to warehouse receipts and the negotiability thereof, is referred to the Committee on Judiciary No. 1.

Upon motion of Senator Campbell, H. B. 1248, a bill to amend H. B. 202, ratified March 16, 1931, regulating the taking of shrimp in the public waters of the state, is taken from the Committee on Commercial Fisheries and placed on the Calendar.
The President has read to the Senate the following letter with reference to the naming of the LaRoque Bridge, which, upon motion of Senator Grier is ordered incorporated in the Journal of the Senate.

April 29, 1931.

Honorable Richard T. Fountain,
Lieutenant-Governor and President of the Senate,
Raleigh, N. C.

Mr. President:

On April thirteenth the General Assembly ratified Senate Bill number four hundred twenty-four, entitled "An act officially naming the new state highway bridge across Neuse River, about one-half mile below the City of Kinston, The LaRoque Bridge."

This Act honors the memory of my deceased brother, Walter D. LaRoque. A certified copy has been delivered to Mrs. LaRoque and she desires that the members know of her deep appreciation and gratitude. In a personal letter to the writer, Mrs. LaRoque states: "I do not know who proposed honoring him in this way, but from my heart I appreciate it, and somehow I feel that he knows, and is grateful, too. I would like for all who favored it, and particularly the one who suggested it, to know of my appreciation."

I am sure that Mrs. LaRoque voices the sentiment of his family and friends in this expression of gratitude for your official recognition of the public service of her deceased husband.

Respectfully,

O. K. LaRoque.

The conferees on H. B. 287, a bill to amend section 5033 of Consolidated Statutes of North Carolina, as amended by chapter 251, Public Laws, 1927, relating to employment of children under 16 years of age, having been discharged, the President announces the appointment of Senators Blount and Clarkson as conferees on the part of the Senate, to the end that a further conference with the House may be had.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1312, a bill providing for the continuance of cases calendared for trial in Superior Court of Guilford County.

Upon motion of Senator Whedbee, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1281, a bill to amend House Bill number 1039, ratified April 15, 1931, relating to length of term of members of the board of education of Vance and Halifax Counties.

Placed upon the Calendar.

H. B. 1284, a bill to place Mrs. Lucy Privett, widow of W. D. Privett, a Confederate veteran of Franklin County, on the pension roll.

Placed upon the Calendar.

H. B. 1300, a bill to validate the official acts performed between April 1,
1931, and April 24, 1931, by justices of the peace appointed in the omnibus bill ratified April 24, 1931.

Upon motion of Senator Rodwell, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 554, a joint resolution authorizing the North Carolina society, Daughters of the American Revolution, to place in the rotunda of the State Capitol at Raleigh a memorial of the stamp resistance of the patriots of the lower Cape Fear, November, 1765.

Upon motion of Senator Johnson of Duplin, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1237, a bill to amend chapter 144, Public Laws, 1913, and all amendments thereto, which is "An act to provide for the incorporation and maintenance of co-operative organizations.

Referred to Committee on Agriculture.

H. B. 1277, a bill to amend section 3, chapter 335, Public Laws of 1929, relative to the fee for a non-resident state fishing license.

Referred to Committee on Game Laws.

H. B. 1308, a bill to establish Greenville electric service district.

Upon motion of Senator Blount, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CONFERENCE REPORTS

The committee to whom was submitted Senate Bill 110 "To amend the Code of Civil Procedure as to the joinder of parties," beg to make the following report:

The Committee duly considered the amendment submitted by the House of Representatives, and recommend that the House of Representatives recede from said amendment, and that the bill be passed as originally drawn.

Respectfully submitted.

O. B. Moss,
J. Dolph Long,
A. A. Hicks,
E. M. Gill,
Wm. B. Campbell.
Committee.

Upon motion of Senator Whedbee, the report is adopted.

We, the undersigned conferees on Senate amendment to House Bill 918, do recommend that the House concur in Senate amendment.

F. G. Gower,
Hayden Clement.
Senate Committee.

J. W. Holmes,
C. W. Allen,
R. F. Fulghum.
House Committee.

The report is adopted.
**ENROLLED BILLS**

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1285, A joint resolution requesting the farmers of North Carolina to reduce their tobacco acreage.

H. B. 1221, An act to amend chapter fifty-eight, Public Laws, one thousand nine hundred twenty-five, entitled "An act to define and regulate group life insurance."

S. B. 579, An act to amend chapter forty-three of the Public Laws of one thousand nine hundred twenty-nine, relative to fixing the interest or discount rate which an Agricultural Credit Corporation or Association, organized under the laws of the State of North Carolina, may charge on loans for agricultural purposes.

S. B. 482, An act to authorize the county of Harnett and the town of Lillington to enter into contract with the State Highway Commission for the illuminating of the bridge across the Cape Fear River at Lillington.

S. B. 565, An act to regulate the sale of corn in Edgecombe County.

**ENGROSSED BILL**

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bill as properly engrossed and the same is ordered sent to the House of Representatives:

S. B. 500, A bill to provide for the listing and valuing of all property, real, personal and mixed, at its real value in money.

**REPORTS OF COMMITTEES**

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Clement, for the Committee on Courts and Judicial Districts:

H. B. 1227, A bill to permit the trial of jail cases at July term, Onslow Superior Court, with a favorable report.

H. B. 1234, A bill to amend chapter 52 of the Public-Local Laws of 1929, relating to recorder's court of Leakesville Township, Rockingham County, with a favorable report.

By Senator Horton, for the Committee on Education:

H. B. 1265, A bill supplementary to House Bill 1039, the same being "An act to appoint certain members of the boards of education of the respective counties of North Carolina, to fix their term of office and limit the compensation at State expenses", which was ratified on the fifteenth day of April, 1931, with an unfavorable report and minority report filed.

By Senator Blount, for the Committee on Judiciary No. 1:

H. B. 873, A bill to amend sections 4060, 4080 and 4087 of the Consolidated Statutes of North Carolina, relating to warehouse receipts and the negotiability thereof, without prejudice.

H. B. 1006, A bill to repeal section 4103, Consolidated Statutes of North Carolina, and to substitute in lieu thereof a new act to protect inchoate right of dower, and to prohibit the sale of the homesite by the husband without the written assent of the wife, without prejudice.
H. B. 1289, A bill to amend House Bill 148 of the 1931 General Assembly, the same being entitled "An act to amend chapter 119, Public Laws of 1929, relating to the State Barber's License Law", with a favorable report.

S. B. 493, A bill to amend section 1789 of the Consolidated Statutes, relative to itemized and verified accounts, without prejudice.

S. B. 507, A bill to amend section 1659 of Consolidated Statutes of North Carolina, with reference to divorces, without prejudice.

Upon motion of Senator Hendren, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 917, A bill to permit the board of commissioners of Forsyth County to remove bodies from the Greenleaf Colored Cemetery, with a favorable report.

Upon motion of Senator Hendren, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

By Senator Gravely, for the Committee on Appropriations:

H. R. 947, A joint resolution to pay expenses of J. C. Pinnix and L. F. Amburn in a contested election for a seat in the General Assembly, with a favorable report.

By Senator Horton, for the Committee on Judiciary No. 2:

H. B. 672, A bill defining what shall constitute due diligence on the part of a bank in the collection of checks, drafts, notes or other negotiable instruments, and fixing the liability of banks, drawer, maker, guarantor, surety and endorser, with an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Rodwell: S. B. 593, A bill to authorize and empower the county board of education of Vance County to employ principals of high schools in conjunction with school committees.

Upon motion of Senator Rodwell, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 670, A bill to incorporate the town of Todd in Watuaga and Ashe Counties, upon second reading.

The bill passes second reading, ayes 29, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Blount, Clark-son, Clement, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, McKee, McLean, Nixon, Rodwell, Umstead, Ward of Craven, Whedbee, Williams, Zollicoffer—29.

H. B. 1251, A bill to amend the law relating to jury trials in the recorder's court of Burke County.
Passes its second and third readings and is ordered enrolled.

H. B. 1252, A bill to authorize county commissioners to abolish county recorder's courts.

Passes its second and third readings and is ordered enrolled.

H. B. 1275, A bill to repeal chapter 166, Private Laws, 1913, relating to the charter of the town of Bonlee in Chatham County.

Passes its second and third readings and is ordered enrolled.

H. B. 1283, A bill to validate the official acts of J. O. Purnell, a justice of the peace of Franklin County.

Passes its second and third readings and is ordered enrolled.


Passes its second and third readings and is ordered enrolled.

H. B. 764, A bill to prevent the awarding of contracts by board or officers of counties, cities, towns or other subdivisions of the State until competitive bids are received therefor.

The amendment offered by Senator Pritchett is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. R. 1287, A joint resolution of the House and Senate instructing the principal clerk of the House to have printed 1000 copies of H. B. 25, and to instruct the county government commission to distribute same to the various subdivisions of the state.

Passes its second and third readings and is ordered enrolled.

H. R. 947, A joint resolution to pay expenses of J. C. Pinnix and L. F. Amburn in the contested election for a seat in the General Assembly.

Passes its second and third readings and is ordered enrolled.

H. B. 1054, A bill to validate certain notes of counties, upon third reading. The bill passes third reading, ayes 28, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burt, Clement, Gower, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of More, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, Nixon, Ward of Craven, Whedbee, Williams, Zollicoffer—28.

The bill is ordered enrolled.

H. R. 981, A joint resolution authorizing the appointment of a joint legislative committee to study the laws of North Carolina concerning property and inheritance rights of husband and wife.

Upon motion of Senator Gravely, the resolution is placed on the table.

H. B. 1284, A bill to amend H. B. 202, ratified March 16, 1931, regulating the taking of shrimp in the public waters of the state.

Passes its second and third readings and is ordered enrolled.

S. B. 585, A bill to amend Consolidated Statutes 1444 by enlarging the powers of the presiding judge at criminal terms of the Superior Court.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1177, A bill making it unlawful to place perch traps in the waters of certain streams and fixing the size of mesh to be used in other than perch traps.

Passes its second and third readings and is ordered enrolled.

S. B. 566, A bill to provide tuition in the educational institutions of the
State to any child who is drawing compensation from the United States Government on account of the death or disability of its father.

Passes is second and third readings and is ordered sent to the House of Representatives.

H. B. 949, A bill to amend chapter 148, section 17, Public Laws of 1927, to provide for mechanical or electrical signals in addition to the hand signals.

Senator Lawrence offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 545, A bill to amend chapter 58, Public Laws, 1925, entitled "An act to define and regulate group life insurance".

Upon motion of Senator Hinsdale, the bill is placed on the table.

Upon motion of Senator Horton, the Senate takes a recess until 8:00 P. M.

EVENING SESSION

SENATE CHAMBER,

Wednesday, April 29, 1931.

The Senate meets pursuant to recess and is called to order by Lieutenant-Governor R. T. Fountain.

Upon motion of Senator Ward of Beaufort, H. B. 1109, A bill to amend section 23 of article 4 of the Constitution of North Carolina, relating to solicitors, is taken from the Committee on Constitutional Amendments and placed on the Calendar.

Upon motion of Senator Horton, the Senate is at ease for a period to allow the presentation of gifts to the President and officers of the Senate.

Senator Horton moves that the Senate adjourn until 11 o'clock tomorrow morning.

The motion fails of adoption.

CONFERENCE REPORT

The Conferees, appointed on the part of the Senate to consider the differences arising between the two bodies on H. B. 102, A bill to raise revenue, report that a majority has agreed upon a report, a copy of which is filed The report is signed by the following: Senators Hinsdale, Clark, Rankin, Pritchett. Senators Dunlap and Folger file a minority report.

Senator Johnson of Duplin moves that the report be accepted and that the Senate agree to its adoption upon receipt of same from House of Representatives in due form.

Senator Grier calls for the ayes and noes upon the adoption of this motion.

The call is sustained.

The following pairs are announced: Senator Bernard, no, with Senator Hatchett, aye; Senator McSwain, no, with Senator Powell, aye; Senator Burrus, no, with Senator Gower, aye.

The motion prevails, ayes 24, noes 19, as follows:

Those voting in the affirmative are: Senators Baggett, Blount, Clark, Clarkson, Dortch, Hardy, Harmon, Haywood, Hinsdale, Johnson of Duplin,
Lawrence, Lindsay, Lynch, McKee, McLean, Peel, Price, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Zollicoffer—24.

Those voting in the negative are: Senators Bennett, Burt, Campbell, Clement, Dunlap, Folger, Gravely, Grier, Gwyn, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lovill, Nixon, Umstead, Whedbee, Williams—19.

Senator Hendren in explaining his vote upon the above motion announces that he is unfamiliar with the contents of the report the same not having been read, and has not been given an opportunity at any time to examine the same.

Senator Lawrence announces in explaining his vote upon the above motion that he is not in accord with the contents of the report, but due to the fact that on a previous occasion he had declared it to be his intention to accept the conferees report in order to break the deadlock existing between the two Houses upon this measure, he is therefore voting aye.

**ENROLLED BILLS**

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1248, An act to amend House Bill two hundred two, ratified March sixteenth, one thousand nine hundred thirty-one, regulating the taking of shrimp in the public waters of the State.

H. B. 1275, An act to repeal chapter one hundred sixty-six, Private Laws, one thousand nine hundred thirteen, relating to the charter of the town of Bonlee in Chatham County.

H. B. 1295, An act to amend Senate Bill three hundred forty, relating to the Raleigh Auditorium Building Commission.

H. B. 1054, An act to validate certain notes of counties.

H. B. 1177, An act making it unlawful to place perch traps in the waters of certain streams and fixing the size of mesh to be used in other than perch traps.

H. B. 1252, An act to authorize county commissioners to abolish county recorder's courts.

H. B. 917, An act to permit the board of commissioners of Forsyth County to remove bodies from the Greenleaf Colored Cemetery.

H. B. 1312, An act providing for the continuance of cases calendared for trial in the Superior Court of Guilford County.

H. B. 1308, An act to establish Greenville Electric Service District.

H. B. 1283, An act to validate the official acts of J. C. Purnell, a justice of the peace of Franklin County.

H. B. 1300, An act to validate the official acts performed between April first, one thousand nine hundred thirty-one, and April twenty-fourth, one thousand nine hundred thirty-one, by justices of the peace appointed in the Omnibus Bill ratified April twenty-fourth, one thousand nine hundred thirty-one.

H. B. 1251, An act to amend the law relating to jury trials in the recorder's court of Burke County.

H. B. 210, An act to give actions of claim and delivery priority on calendar at next civil term following issuance and filing of pleadings in same.
H. R. 1287, A joint resolution of the House and Senate instructing the Principal Clerk of the House to have printed one thousand (1,000) copies of House Bill twenty-five, and to instruct the County Government Commission to distribute same to the various subdivisions of the State.

H. R. 947, Joint resolution to pay expenses of J. C. Pinnix and L. F. Amburn in the contested election for a seat in the General Assembly.

H. R. 554, A joint resolution authorizing the North Carolina Society, Daughters of the American Revolution, to place in the rotunda of the State Capitol at Raleigh a memorial of the Stamp Resistance of the patriots of the lower Cape Fear, November, one thousand seven hundred and sixty-five.

At the hour of 1:15 A. M., Thursday, April 30, 1931, upon motion of Senator McLean, the Senate takes a recess until twelve o'clock noon.

MORNING SESSION

SENATE CHAMBER,

Legislative Day, Wednesday, April 29, 1931.
(Calendar Day, Thursday, April 29, 1931.)

The Senate meets pursuant to recess and is called to order by President pro tempore, Senator Johnson of Duplin.

Upon motion of Senator Blount, S. B. 493, A bill to amend section 1789 of the Consolidated Statutes, relative to itemized and verified accounts, is referred to the Committee on Judiciary No. 1.

Upon motion of Senator Campbell, S. B. 520, A bill relating to license tax on dealers in fish, is taken from the Committee on Commercial Fisheries and placed on the Calendar.

STATEMENT IN WRITING BY SENATOR BURRUS EXTENDED IN JOURNAL BY REQUEST

Personal privilege clarifying my position on any form of sales tax desiring that my position may be recorded in the Journal of the Senate:

Whereas, the majority of this Senate Conferees have agreed to accept a "Nuisance" Tax, and have recommended this form of taxation to this Senate, I desire to denounce it as undemocratic, fundamentally unsound, unjust, without reason and to the detriment of the people of this State. This act is going a long ways to change this State from the control of the people. In my opinion no move has been made in my recollection that offers so much danger to the economic interest and welfare of the state as does the proposed passage of this "Nuisance" Sales Tax.

Desiring that I may be placed on record, it is my desire that this, my personal privilege be entered on the Senate Journal as voting emphatically NO on all forms of Sales Tax.

J. T. BURRUS.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:
Mr. President:

It is ordered that a message be sent your Honorable Body with information that upon receipt that the Senate has adopted the conferees report on H. B. 929, title, "Relative to changing rates for autos, trucks, etc.,” and the House having already adopted such report the bill is ordered Enrolled.

Respectfully,

THAD EURE,
Principal clerk of the House.

Mr. President:

It is ordered that a message be sent your Honorable Body with information that upon receipt that the Senate has adopted the conferees report on H. B. 918, title, "To fix the salary of the sheriff of Johnston County,” and the House having already adopted such report the bill is ordered Enrolled.

Respectfully,

THAD EURE,
Principal Clerk of the House.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1280, A bill to amend House Bill 698, relating to the fees of the sheriff of Caldwell County.

The bill is placed on the Calendar.

H. B. 1299, A bill to create an emergency and pension fund for the law enforcement officers of Mecklenburg County.

Upon motion of Senator Clarkson, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1317, A bill to correct an error in House Bill 1118 known as the Omnibus Justice of the Peace Act, so as to change the name of L. D. Bell to F. D. Bell in Greenriver Township, Henderson County.

The bill is placed on the Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Powell, for the Committee on Counties, Cities and Towns:

H. B. 663, A bill creating the office of tax collector in Sampson County and fixing the fees of the sheriff of Sampson County, with a favorable report as amended.

Upon motion of Senator Powell, the rules are suspended and the bill is placed upon its immediate readings.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
By Senator Horton, for the Committee on Judiciary No. 2:
H. R. 1180, A joint resolution authorizing the Governor and other State officials to aid in furnishing data to the United States Senate Committee on Privileges and Elections in the matter of the contest of the seat of Josiah W. Bailey in the United States Senate by George Moore Pritchard, with a favorable report as amended.
Upon motion of Senator Horton, the rules are suspended and the resolution is placed upon its immediate readings.
The amendment offered by the Committee is adopted.
Senator McLean offers an amendment which fails of adoption.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Ward of Beaufort:  S. R. 594, A joint resolution relative to the death of the late Dr. Edwin A. Alderman.
Upon motion of Senator Ward of Beaufort, the rules are suspended and the resolution is placed upon its immediate readings.
Passes its second and third readings unanimously by rising vote.
By Senator Hardy:  S. B. 595, A bill to amend House Bill 1118, ratified April 24, 1931, being a bill to appoint justices of the peace of the various counties by adding certain justices of the peace for Lenoir County.
Upon motion of Senator Hardy, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of Representatives.
By Senator Hardy:  S. B. 596, A bill to authorize judges of the State to issue injunctions and restraining orders to enjoin and restrain the exercise of powers of foreclosure on meritorious grounds for periods not exceeding six months from date of application.
Referred to Committee on Judiciary No. 1.
By Senator Lovill:  S. B. 597, A bill to correct an error in H. B. 1118, known as the Omnibus Justice of the Peace Act, so as to change the name of Mahue Winebarger to Naham Winebarger in Meat Camp Township, Watauga County.
Upon motion of Senator Lovill, the rules are suspended and the bill is placed upon its immediate readings.
Passes is second and third readings and is ordered sent to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
H. B. 1281, A bill to amend House Bill 1039, ratified April 15, 1931, relating to length of term of members of the board of education of Vance and Halifax Counties.
Passes its second and third readings and is ordered enrolled.
H. B. 1227, A bill to permit the trial of jail cases at the July term of
Onslow Superior Court.
Passes its second and third readings and is ordered enrolled.
H. B. 1234, A bill to amend chapter 52 of the Public-Local Laws of 1929,
relating to the recorder's court of Leaksville Township, in Rockingham
County.
Passes its second and third readings and is ordered enrolled.
S. R. 523, A joint resolution authorizing the Governor and other State
officials to aid in furnishing data to the United States Senate Committee
on Privileges and Elections in the matter of the contest of the seat of
Josiah W. Bailey in the United States Senate by George Moore Pritchard.
Upon motion of Senator Horton, the bill is placed on the table.
H. B. 361, A bill to promote economy and efficiency in the operation of
the public high schools of the State of North Carolina by providing for a
uniform adoption of high school textbooks.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of
Representatives for concurrence in the Senate amendment.
S. B. 531, A bill to restore to the people the right to elect the Commiss-
ioner of Revenue.
Upon motion of Senator Horton, the bill is placed on the table.
Senator Horton moves that the motion by which this bill was placed
on the table be reconsidered and that that motion be placed upon the table.
The motion prevails.
S. B. 580, A bill providing for certain special taxes in Duplin, Avery,
Dare, Tyrrell, Pender, Warren and Clay Counties, upon second reading.
The bill passes second reading, ayes 39, noes 0, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Blount,
Burrus, Campbell, Clark, Clarkson, Dunlap, Folger, Gower, Grier, Gwyn,
Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton,
Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch,
McKee, McLean, Nixon, Powell, Price, Pritchett, Rodwell, Umstead, Ward
H. B. 1185, A bill to authorize and direct the State Highway Commiss-
ion to improve with hard surface or some dependable material State High-
way No. 91 from Swan Quarter to Englehard, Hyde County.
Senator Gwyn offers an amendment which fails of adoption.
Passes its second and third readings and is ordered enrolled.
Upon motion of Senator Horton, the Senate adjourns to meet tomorrow
morning at eleven o'clock.

NINETY-EIGHTH DAY

SENATE CHAMBER,

Friday, May 1, 1931.

The Senate meets pursuant to adjournment, and is called to order by
Lieutenant-Governor R. T. Fountain.
Prayer is offered by Dr. Harry M. North, Raleigh, North Carolina.
Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Lawrence, the Senate reconsiders the vote by which it failed to concur in the House amendment to Senate Bill 269, A bill to prohibit throwing laps of trees in the streams of Avery and Watauga Counties.

Upon motion of Senator Lawrence, the Senate discharges the conferees upon this bill, concurs in the House amendment and orders the bill enrolled.

Upon motion of Senator Hardy, H. B. 1274, A bill to prescribe certain powers and duties of the State Board of Health, is taken from the Committee on Public Health and placed on the Calendar.

Senator Gower moves that S. B. 546, A bill to define the duties of the Commissioner of Revenue in the collection of schedule B taxes and other taxes, and to transfer from the Department of Agriculture to the Department of Revenue all duties and powers relating to the collection of gasoline and illuminating oil inspection fees; be taken from the Committee on Finance and placed on the Calendar.

The motion fails of adoption.

Upon motion of Senator Bennett, H. B. 611, A bill to permit fishing with trot lines and nets for catfish in the Tennessee River, Graham County, is taken from the Committee on Conservation and Development and placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1241, A bill to place Mrs. Emma Cooper and Mrs. Margaret Collie Gupton, of Franklin County, widows of Confederate veterans, on the pension roll.

The bill is placed on the Calendar.

H. B. 1259, A bill to place Mrs. Lydia Elizabeth Scott, of Chatham County, on the pension roll.

Referred to Committee on Judiciary No. 2.

H. B. 1278, A bill to place Mrs. Annie E. Hines of Bladen County on the pension roll.

The bill is placed on the Calendar.

H. B. 1290, A bill to place Mrs. Maggie Norment, widow of Maj. Richard Montgomery Norment, of Robeson County, on the pension roll.

The bill is placed on the Calendar.

H. B. 1306, A bill to place Mrs. Cornelia Smith, widow of J. A. Smith, a Confederate veteran of Jones County, and W. H. Billings, a Confederate veteran of Alleghany County, on the pension roll.

The bill is placed on the Calendar.

H. B. 1325, A bill to repeal chapter 321, Public-Local Laws, 1917, in regard to depredations of domestic fowls in Deep Creek Township, Yadkin County.

The bill is placed on the Calendar.

H. B. 1326, A bill to amend House Bill 1118, ratified April 24, 1931, appointing three additional justices of the peace for Rowan County.
The bill is placed on the Calendar.

S. B. 295, A bill providing for the drainage and maintenance of creeks in Catawba County, for concurrence in the House amendment.

The bill is placed on the Calendar.

H. B. 1323, A bill to place the office of county solicitor upon a salary basis and to provide for a clerk of the recorder's court of Cleveland County.

Upon motion of Senator McLean, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1321, A bill to amend House Bill 929, relating to license plates for automobiles, trucks, truck-tractors, trailers and semi-trailers and busses.

Upon motion of Senator Clarkson, the bill is placed on the Calendar.

H. B. 1335, A bill to regulate the term of the Superior Court of Burke County.

Upon motion of Senator Williams, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

S. B. 592, A bill to postpone and defer the sale of land for delinquent taxes in 1931, for concurrence in the House amendments.

The Senate refuses to concur in the House amendments.

The President announces the appointment of Senators Folger and Blount as conferees on the part of the Senate.

H. B. 1336, A bill to amend an act entitled "An act to prohibit the un-authorized practice of law in the State of North Carolina."

The bill is placed on the Calendar.

H. B. 1304, A bill to amend chapter 316, Public-Local Laws, 1929, relative to delinquent tax payers in Craven County and to reenact same as amended.

Upon motion of Senator Ward of Craven, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CONFERENCE REPORT

To the President of the Senate:

Your conferees heretofore appointed on H. B. 238 being an act known as the "Bus Act", report that we have been unable to agree and therefore ask that your conferees be discharged.

CHAS. WHEDBEE,
W. P. HORTON.

Upon motion of Senator Campbell, the conferees are discharged.

Senator Campbell moves that H. B. 238, A bill to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the state, be recalled from the House.

The motion prevails, and a message is ordered sent to the House of Representatives requesting the return of the bill.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the conferees report on Senate Bill 110, "To amend the Code of Civil Procedure as to the joinder of parties," to the end that the bill may be enrolled.

Respectfully,

Thad Eure,
Principal Clerk of the House.

The Senate having previously adopted the conferees report, the bill is ordered enrolled.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the Speaker has appointed as conferees on the part of the House to consider the differences arising between the two bodies on H. B. 287, title, "relating to employment of children under sixteen years of age", to serve in the place of those previously appointed and lately discharged, Messrs. Johnson of Pender, Etheridge and Newman.

Respectfully,

Thad Eure,
Principal Clerk of the House.

To the Senate:

Mr. President:

It is ordered that a message be sent informing your Honorable Body that the House of Representatives has appointed as conferees to confer with the Senate conferees on Senate Bill 592, "to postpone and defer the sale of land for delinquent taxes in 1931", Messrs. Johnson of Halifax, Connor and Parker.

Respectfully,

Thad Eure,
Principal Clerk of the House.

CONFERENCE REPORTS

To the Senate and House of Representatives:

Your Conferees appointed to confer upon the differences between the Senate and the House on Senate Bill 592, beg leave that they have met and considered the differences between the Senate and the House and report as follows:

1. That the Senate concur in House amendment No. 1, sent up by Mr. Moss.
2. That the Senate concur in House amendment No. 2, sent up by Mr. Smith of Martin.
3. That the House recede in House amendment No. 3, sent up by Mr. Moss.
4. That the Senate concur in House amendment No. 4, sent up by Mr. Norman.

And your conferees further recommend that section 1 of said bill be amended by adding thereto the following:

"In the counties in which the commissioners shall postpone and defer the sale of land for delinquent taxes on the first Monday of May, 1931, the sheriffs or tax collectors in such counties in lieu of making settlement as now required by law shall make settlement on either the first Monday in November or the first Monday in December as may be named by the Commissioners in the order of postponement."

All of it is respectively reported:

M. K. Blount,
J. H. Folger,
Conferees on the part of the Senate.

D. Mac. Johnson,
H. G. Connor, Jr.,
Fred. P. Parker, Jr.,
Conferees on the part of the House.

Upon motion of Senator Folger, the report is adopted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Blount, for the Committee on Judiciary No. 1:
H. B. 873, A bill to amend section 4060, 4080 and 4087 of the Consolidated Statutes of North Carolina, relating to warehouse receipts and the negotiability thereof, with a favorable report.
S. B. 493, A bill to amend section 1789 of the Consolidated Statutes, relative to itemized and verified accounts, with an unfavorable report.
S. B. 596, A bill to authorize judges of the State to issue injunctions and restraining orders to enjoin and restrain the exercise of powers of foreclosure on meritorious grounds for periods not exceeding six months from date of application, with an unfavorable report.

By Senator Nixon, for the Committee on Game Laws:
H. B. 1277, A bill to amend section 3, chapter 335, Public Laws of 1929, relating to the fee for non-resident State fish license, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jones: S. B. 598, A bill to permit the commissioners of Richmond County to provide for better law enforcement.
Upon motion of Senator Jones, the rules are suspended and the bill is placed upon its immediate readings.
Passes is second and third readings and is ordered sent to the House of Representatives.

By Senator Gravely: S. B. 599, A bill to prescribe certain powers and duties of the North Carolina Corporation Commission with respect to public service corporations.

Referred to Committee on Judiciary No. 1.

By Senator Johnson of Duplin: S. B. 600, A bill relative to the safe keeping of the girls, formerly inmates of Samarcand, now under indictment for firing the building of that institution.

The bill is placed on the Calendar.

By Senator Hatchett: S. B. 601, A bill to authorize the North Carolina Board of Veterinary Medical Examiners to license J. Y. Blackwell to practice veterinary.

Referred to Committee on Agriculture.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 670, A bill to incorporate the town of Todd in Watauga and Ashe Counties, upon third reading.

The bill passes third reading, ayes 31, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Campbell, Clarkson, Dortch, Folger, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, McLean, Nixon, Powell, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven—31.

The bill is ordered enrolled.

S. B. 580, A bill providing for certain special taxes in Duplin, Avery, Dare, Tyrrell, Pender, Warren and Clay Counties, upon third reading.

The bill passes third reading, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burt, Campbell, Clarkson, Dortch, Folger, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, Nixon, Powell, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Whedbee, Williams—36.

The bill is ordered engrossed.

H. B. 1317, A bill to correct an error in H. B. 1118, known as the Omnibus Justice of the Peace Act, so as to change the name of L. D. Bell to F. D. Bell in Green River Township, Henderson County.

Passes its second and third readings and is ordered enrolled.

H. B. 1280, A bill to amend H. B. 698, relating to the fees of the sheriff of Caldwell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1321, A bill to amend H. B. 929, relating to license plates for automobiles, trucks, truck-tractors, trailers and semi-trailers and busses.

Passes its second and third readings and is ordered enrolled.

S. B. 520, A bill relating to license tax on fresh fish.

Senator Gravely offers an amendment which is adopted.

S. B. 589, A bill to regulate lobbying.
Senator Umstead moves that the vote by which his amendment was adopted be reconsidered.

The motion fails of adoption.
Senator Horton offers an amendment which is adopted.
Senator Gower offers an amendment which is adopted.
Senator Folger offers an amendment which is adopted.
Senator Johnson of Duplin offers an amendment which is adopted.
Senator Dunlap offers an amendment which is adopted, ayes 36, noes 4, as follows:

Those voting in the affirmative are: Senators Baggett, Blount, Burt, Campbell, Clark, Clarkson, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, Nixon, Powell, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Whedbee, Zollicoffer—36.

Those voting in the negative are: Senators Hardy, Hinsdale, Jones, Williams—4.

Senator Gravely offers an amendment which is adopted.

The bill passes its second and third readings and is ordered engrossed.

H. B. 1265, A bill supplementary to H. B. 1039, the same being "An act to appoint certain members of the boards of education of the respective counties of North Carolina; to fix their term of office and limit the compensation at State expense", which was ratified on the fifteenth day of April, 1931, upon the Calendar by reason of a minority report filed to the effect that the bill be reported favorably.

Upon the adoption of the minority report, Senator McLean calls for the ayes and noes.

The report fails of adoption, ayes 12, noes 21, as follows:

Those voting in the affirmative are: Senators Campbell, Gower, Gravely, Harmon, Hendren, Hinsdale, Jones, McLean, Powell, Rodwell, Umstead, Ward of Craven—12.

Those voting in the negative are: Senators Baggett, Bennett, Blount, Burt, Clarkson, Dunlap, Grier, Gwyn, Hardy, Haywood, Hicks, Horton, Johnson of Moore, Lovill, Lynch, McKee, Nixon, Pritchett, Rankin, Williams, Zollicoffer—21.

H. B. 679, A bill to make more effective the control of the State over corrupt practices in primaries and elections.
Passes its second and third readings and is ordered enrolled.

H. B. 1336, A bill to amend an act entitled "An act to prohibit the unauthorized practice of law in the State of North Carolina".
Passes its second and third readings and is ordered enrolled.

H. B. 1289, A bill to amend H. B. 148 of the 1931 General Assembly, the same being entitled "An act to amend chapter 119, Public Laws of 1929, relating to the State Barber's License Law".
Passes its second and third readings and is ordered enrolled.

S. B. 600, A bill relative to the safe keeping of the girls, formerly inmates of Samarcand, now under indictment for firing the building of that institution.
Passes is second and third readings and is ordered sent to the House of Representatives.
Upon motion of Senator Johnson of Duplin, the Senate goes into executive session for the purpose of considering a message from His Excellency, Governor O. Max Gardner.

EXECUTIVE SESSION

The President lays before the Senate the following communication:

To the Senate:
The General Assembly of North Carolina.

Gentlemen:

Agreeable with the provisions of H. B. 849, ratified April 2, 1931, I respectfully submit for your confirmation the appointment of Gurney P. Hood of Goldsboro as Commissioner of Banks, for a term expiring April 1, 1935.

Sincerely yours,

O. Max Gardner,
Governor.

Upon motion of Senator Dortch, seconded by Senator Johnson of Duplin, the nomination as submitted above is approved and confirmed for the position and term as specified.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 929, An act to amend chapter one hundred twenty-two, Public Laws of one thousand nine hundred twenty-seven, as amended by chapter two hundred seventy-two, Public Laws of one thousand nine hundred twenty-nine, so as to change the rates for automobiles, trucks, truck-tractors, trailers and semi-trailers, and busses.

S. B. 555, An act to amend chapter two hundred seventy-two, Public-Local Laws of one thousand nine hundred twenty-nine, relating to a peace officer's relief fund for the city of Winston-Salem and the county of Forsyth.

H. B. 949, An act to amend chapter one hundred forty-eight, section seventeen, Public Laws of one thousand nine hundred twenty-seven, to provide for mechanical or electrical signal devices in addition to the hand signals.

H. B. 1167, An act to validate certain acts of the board of aldermen of the town of Marion.

S. B. 574, An act to appoint a boxing commission for Wayne County.

H. B. 918, An act to fix the salary of the sheriff of Johnston County.

H. B. 764, An act to prevent the awarding of contracts of board or officers of counties, cities, towns or other subdivisions of the State until competitive bids are received therefor.

H. B. 1281, An act to amend House Bill one thousand thirty-nine, ratified April fifteenth, one thousand nine hundred thirty-one, relating to length of term of members of the board of education of Vance and Halifax Counties.
H. B. 1299, An act to create an emergency and pension fund for the law enforcement officers of Mecklenburg County.

H. B. 1185, An act to authorize and direct the State Highway Commission to improve with hard surface or some dependable material State highway number ninety-one from Swan Quarter to Englehard, Hyde County.

H. B. 1227, An act to permit the trial of jail cases at the July term of Onslow Superior Court.

H. B. 1234, An act to amend chapter fifty-two of the Public-Local Laws of one thousand nine hundred twenty-nine, relating to the recorder's court of Leakeville Township, in Rockingham County.

S. R. 594, A joint resolution relative to the death of the late Dr. Edwin A. Alderman.

H. B. 1321, An act to amend House Bill nine hundred twenty-nine, relating to license plates for automobiles, trucks, truck-tractors, trailers and semi-trailers and busses.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,

May 1, 1931.

Mr. President:

It ordered that a message be sent informing your Honorable Body that the House of Representatives has adopted the conferees report on Senate Bill 592 and this information is sent in order that your body may order the bill enrolled if similar report is adopted by your body.

Respectfully,

THAD EURE,
Principal Clerk of the House.

The report of the conferees having previously been adopted by the Senate, the bill is ordered enrolled for ratification.

Upon motion of Senator Gravely, the Senate takes a recess until 8:00 o'clock P. M.

EVENING SESSION

SENATE CHAMBER,

Friday, May 1, 1931.

The Senate meets pursuant to recess and is called to order by Lieutenant-Governor R. T. Fountain.

The courtesies of the floor are extended to former Senator Jurney of Iredell.

Senator Clarkson moves that the vote by which H. R. 981, A joint resolution authorizing the appointment of a joint legislative committee to study the laws of North Carolina concerning property and inheritance rights of husband and wife, was placed on the table be reconsidered.

The motion fails of adoption.
Senator Gravely gives notice that on Monday he will lodge a motion to take H. B. 1265; a bill to amend H. B. 1039, an act to appoint members of boards of education for counties of North Carolina, etc., ratified April 15, 1931; from the table and place it on the Calendar.

**ENGROSSED BILL**

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:


S. B. 589, A bill to regulate lobbying.

**CONFERENCE REPORT**

The undersigned Conferees on Committee Substitute for H. B. 787 respectfully report as follows:

We recommend that the House concur in the Senate Committee Substitute.

H. A. GRANOR,
**Ernest Graham,**
*House Conferees."

KEMP B. NIXON,
J. A. PRITCHETT,
*Senate Conferees."

The report is adopted and a message is ordered sent notifying the House of Representatives of this action to the end that it may order the bill enrolled.

**REPORTS OF COMMITTEES**

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Hatchett, for the Committee on Agriculture:

H. B. 1237, A bill to amend Chapter 144, Public Laws 1915, and all amendments thereto, which is "An act to provide for the incorporation and maintenance of cooperative organization", with a favorable report.

S. B. 601, A bill to authorize the North Carolina Board of Veterinary Medical Examiners to license J. Y. Blackwell to practice veterinary, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

Upon motion of Senator Hatchett, the rules are suspended and the bill is placed upon its immediate readings.

The Committee Substitute is adopted.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Pritchett, for the Committee on Education:
S. B. 564, A bill to promote the standardization of transportation systems for school children and to provide for the economical operation of the same, with a favorable report as amended.

Upon motion of Senator Pritchett, the rules are suspended and the bill is placed upon its immediate readings.

The Committee amendment is adopted.

The bill passes its second and third readings and is ordered engrossed.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

- **H. B. 1278**, A bill to place Mrs. Annie E. Hines of Bladen County on the pension roll.
  
  Passes its second and third readings and is ordered enrolled.

- **H. B. 1306**, A bill to place Mrs. Cornelia Smith, widow of J. A. Smith, a Confederate veteran of Jones County, and W. H. Billings, a Confederate veteran of Alleghany County, on the pension roll.
  
  Passes its second and third readings and is ordered enrolled.

- **H. B. 1290**, A bill to place Mrs. Maggie Norment, widow of Major Richard Montgomery Norment, of Robeson County, on the pension roll.
  
  Passes its second and third readings and is ordered enrolled.

- **H. B. 1284**, A bill to place Mrs. Lucy Privett, widow of W. D. Privett, a Confederate veteran of Franklin County, on the pension roll.
  
  Passes its second and third readings and is ordered enrolled.

- **H. B. 1241**, A bill to place Mrs. Emma Cooper and Mrs. Margaret Collie Gupton of Franklin County, widows of Confederate veterans, on the pension roll.
  
  Passes its second and third readings and is ordered enrolled.

- **H. B. 470**, A bill to fix the mileage charge to the State, or any subdivision thereof, by employees or officers of the same, who use publicly or privately owned motor vehicles in transporting themselves at the expense of the State or any subdivision thereof.
  
  Upon motion of Senator Whedbee, the bill is placed on the table.

- **H. B. 1274**, A bill to prescribe certain powers and duties of the State Board of Health.

  The bill fails to pass its second reading.

- **H. B. 1244**, A bill to authorize, empower and direct the sheriff and other tax collecting officers in certain counties and municipalities to establish a partial payment plan for the collection of taxes.

  Upon motion of Senator Whedbee, the bill is placed on the table.

- **H. B. 1006**, A bill to repeal section 4103, Consolidated Statutes of North Carolina, and to substitute in lieu thereof a new act to protect inchoate right of dower, and to prohibit the sale of the homesite by the husband without the written assent of the wife.

  Upon motion of Senator Whedbee, the bill is placed on the table.

- **H. B. 1277**, A bill to amend section 3, chapter 335, Public Laws of 1929, relating to the fee for a non-resident State fishing license.

  Passes its second and third readings and is ordered enrolled.

- **H. B. 873**, A bill to amend sections 4060, 4080 and 4087 of the Consolidated Statutes of North Carolina, relating to warehouse receipts and the negotiability thereof.

  Senator Dunlap offers an amendment which is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1192, A bill to amend subsection sixteen, section one, chapter one hundred thirteen, Public Laws of nineteen hundred twenty-seven.

Senator Whedbee offers an amendment which is adopted.

Upon motion of Senator Umstead, the bill and amendment are placed on the table.

H. B. 611, A bill to permit fishing with trot lines and nets for catfish in the Tennessee River, Graham County.

Passes its second and third readings and is ordered enrolled.

H. B. 1326, A bill to amend H. B. 1118, ratified April 24, 1931, appointing three additional justices of the peace for Rowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 1325, A bill to repeal chapter 321, Public-Local Laws, 1917, in regard to depredations of domestic fowls in Deep Creek Township, Yadkin County.

Passes its second and third readings and is ordered enrolled.

S. B. 295, A bill providing for the drainage and maintenance of creeks in Catawba County.

Upon motion of Senator Nixon, the Senate concurs in the House amendment and the bill is ordered enrolled.

Upon motion of Senator Clark, the Senate adjourns to meet tomorrow morning at ten o'clock.

NINETY-NINTH DAY

SENATE CHAMBER,
Saturday, May 2, 1931.

The Senate meets pursuant to adjournment, and in the absence of the Lieutenant-Governor, is presided over by the President pro tempore, Senator Johnson of Duplin.

Prayer is offered by Rev. Paul H. Fields, Jenkins Memorial Methodist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to former Senator Braswell.

Senator Dunlap moves that H. B. 470, A bill to fix the mileage charged to the state or any subdivision thereof by employees or officers of the same who use publicly or privately owned motor vehicles in transporting themselves at the expense of the state or any subdivision thereof, be taken from the table and placed on the Calendar.

The motion prevails.

The President pro tempore presents to the Senate a joint resolution memorializing Congress to enact a law making income from royalties and patents and copyrights taxable under state income tax laws.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:
MR. PRESIDENT:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the conferees report on H. B. 1184, title, "To regulate fiduciary companies", and upon receipt of a message from your body that you have adopted a similar report the bill will be ordered enrolled.

Respectfully,

THAD EURE,
Principal Clerk of the House.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1318, A bill supplemental to H. B. 1118, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina", ratified on the 24th day of April, 1931.

The bill is placed on the Calendar.

H. B. 1322, A bill to further the enforcement of the provisions of the North Carolina game and fish laws of Rockingham County.

The bill is placed on the Calendar.

H. B. 1337, A bill supplemental to H. B. 1118, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina", ratified on the 24th day of April, 1931.

The bill is placed on the Calendar.

H. R. 1341, A joint resolution to appoint a commission to report to the next General Assembly the advisability of participation by the State in the World's Fair Centennial celebration at Chicago.

The resolution is placed on the Calendar.

H. B. 1342, A bill to amend chapter thirty-seven of the Private Laws of 1923, being the charter of the city of Greensboro.

The bill is placed on the Calendar.

H. B. 102, A bill to raise revenue, with the following conference report attached.

CONFERENCE REPORT

To the Senate and House of Representatives of North Carolina:

We, the undersigned Conferences, appointed to compose the differences arising upon House Bill No. 102, respectfully submit the following report:

We recommend:

1. That the House concur in Senate amendment to Section 3, which is as follows:

Amend Section three (3) by striking out lines 10 to 19, inclusive, and inserting in lieu thereof the following:

First $25,000, above exemption ........................................ 1%
Over $25,00 and to $50,000 ............................................. 2%
Over $50,00 and to $100,000 ........................................... 3%
Over $100,00 and to $200,000 ........................................... 4%
Over $200,00 and to $500,000 ......................................... 5%
Over $500,000 and to $1,000,000 ........................................ 6%
Over $1,000,000 and to $1,500,000 .................................... 7%
Over $1,500,000 and to $2,000,000 ..................................... 8%
Over $2,000,000 and to $2,500,000 ................................... 9%
Over $2,500,000 ............................................................ 10%

2. That the House concur in Senate amendment to Section 4, which is
as follows:
Amend Section 4 by striking out lines 8 to 19, inclusive, and inserting
in lieu thereof the following:
First $5,000 ................................................................. 3%
Over $5,000 and to $10,000 ............................................... 4%
Over $10,000 and to $25,000 ............................................. 5%
Over $25,000 and to $50,000 ............................................. 6%
Over $50,000 and to $100,000 .......................................... 7%
Over $100,000 and to $250,000 ....................................... 9%
Over $250,000 and to $500,000 ...................................... 11%
Over $500,000 and to $1,000,000 .................................. 13%
Over $1,000,000 and to $1,500,000 ................................. 15%
Over $1,500,000 and to $2,000,000 ................................. 17%
Over $2,000,000 and to $2,500,000 ................................. 19%
Over $2,500,000 and to $3,000,000 ................................. 21%
Over $3,000,000 ............................................................ 23%

3. That the House concur in Senate amendment to Section 5, which
is as follows:
Amend Section 5 by striking out lines 9 to 20, inclusive, and inserting
in lieu thereof, the following:
First $10,000 ................................................................. 8%
Over $10,000 and to $25,000 ............................................. 9%
Over $25,000 and to $50,000 ........................................... 10%
Over $50,000 and to $100,000 ........................................ 11%
Over $100,000 and to $250,000 ................................... 13%
Over $250,000 and to $500,000 .................................... 15%
Over $500,000 and to $1,000,000 ................................. 17%
Over $1,000,000 and to $1,500,000 ............................... 19%
Over $1,500,000 and to $2,000,000 ............................... 21%
Over $2,000,000 and to $2,500,000 ............................... 23%
Over $2,500,000 ............................................................ 25%

4. That the House concur in Senate amendment to Section 100, which
is as follows:
Amend Section 100, line 29, after the word “County”, by inserting the
words “and or City”.
5. That the House concur in Senate amendment to Section 104, which
is as follows:
Amend Section 104, by striking out the period in line eight (printed bill),
and substituting in lieu thereof, a comma, and by adding the following:
“provided that every state right distributor, not engaged in the production
of motion pictures, but solely engaged in buying state distribution rights
for a maximum number of ten states, shall pay one-half of the license pro-
vided in this section.”
6. That the House concur in Senate amendment to Section 105, which is as follows:

Amend Section 105, by striking out the figures 25,000, in line 23 and inserting in lieu thereof the figures, 10,000.

7. That the House concur in Senate amendment to Section 105, which is as follows:

Amend Section 105, of Committee Substitute for House Bill No. 102 by striking out that part of Subsection “d” of said section 105 incorporated in the section by means of House Amendment.

8. That the House concur in Senate amendment to Section 107, which is as follows:

Amend Section 107, by adding at the end of line 27, the following: And no additional tax shall be levied by counties, cities and towns under this proviso.

9. That the House concur in Senate amendment to Section 119, which is as follows:

Amend Section 119 by adding after the period in line 25 the following: The term “automatic sprinkler” as used herein shall not be construed to include those handling only parts for automatic sprinklers and who have paid a license tax under another section of this Act.

10. That the House concur in Senate amendment to Section 119, which is as follows:

Amend Section 119 by striking out sub-section (b) on page 63 and substituting in lieu thereof the following: “(b) If such distributor, whether located within or without the State, fails, neglects or refuses to apply for and procure the Statewide license herein provided for, then and in that event the subdealer, subdistributor, or any agent selling any of the articles enumerated in this section, or instructing in the use of, or servicing or repairing any of the above mentioned articles, shall pay the license and gross receipts tax provided for in this section.”

11. That the House concur in Senate amendment to Section 121½, which is as follows:

Amend Section 121½ by striking out the words and figures one hundred ($100.00) dollars in line 8 and insert in lieu thereof the words and figures fifty ($50.00) dollars.

12. That the House concur in Senate amendment to Section 126, which is as follows:

Amend by striking out Section 126 of House Bill and inserting a new Section as follows:

Sec. 126. Hotels.

Every person, firm or corporation engaged in the operation of any hotel or boarding house in this State shall apply for and procure from the Commissioner of Revenue a State license for the privilege of transacting such business, and shall pay for such license the following tax:

(A) For hotels or boarding houses operating on the American plan for rooms in which rates per day are:

<table>
<thead>
<tr>
<th>Per Room</th>
</tr>
</thead>
<tbody>
<tr>
<td>One dollar and less than two dollars............. $ .50</td>
</tr>
<tr>
<td>Two dollars and less than three dollars........... .75</td>
</tr>
<tr>
<td>Three dollars and less than four dollars and fifty cents... 1.50</td>
</tr>
<tr>
<td>Four dollars and fifty cents and less than six dollars...... 3.50</td>
</tr>
</tbody>
</table>
Six dollars and less than seven dollars and fifty cents........ 4.50
Seven dollars and fifty cents and less than fifteen dollars... 5.00
Over fifteen dollars ........................................ 6.00

(B) For hotels or boarding houses operating on the European plan
for rooms in which the rates per day are:

<table>
<thead>
<tr>
<th>Per Room</th>
</tr>
</thead>
<tbody>
<tr>
<td>One dollar and less than two dollars</td>
</tr>
<tr>
<td>Two dollars and less than three dollars</td>
</tr>
<tr>
<td>Three dollars and less than four dollars and fifty cents.</td>
</tr>
<tr>
<td>Four dollars and fifty cents and less than six dollars.</td>
</tr>
<tr>
<td>Six dollars and less than seven dollars and fifty cents.</td>
</tr>
<tr>
<td>Seven dollars and fifty cents and less than ten dollars.</td>
</tr>
<tr>
<td>Over ten dollars ......................... 8.00</td>
</tr>
</tbody>
</table>

(C) The office, diningroom, one parlor, kitchen and two other rooms
shall not be counted when calculating the number of rooms in the hotel or
boarding house.

(D) Only one-half of the tax levied in this section shall be levied or
collected from resort hotels and boarding houses which are open for only six
months or less in the year.

(E) The tax provided for in this section shall apply whether the
charges are made at daily, weekly or monthly rates, but shall not apply to
boarding houses charging less than twelve dollars per week.

(F) Counties shall not levy any license tax on the business taxed under
this section, but cities and towns may levy a license tax not in excess of
one-half of the amount levied by the State.

13. That the House concur in Senate amendment to Section 142\(\frac{1}{2}\), which
is as follows:

Amend Committee Substitute for House Bill 102, Section 142\(\frac{1}{2}\), by
striking out in lines three and thirteen the words "or untied leaf".

14. That the House concur in Senate amendment to Section 142\(\frac{1}{2}\),
which is as follows:

Amend Section 142\(\frac{1}{2}\) by adding a new subsection "d" as follows:

d. Provided this section shall not apply to a buyer who buys only from
the farmer, who hauls his own product to the warehouse, or prize house,
for delivery to the buyer.

15. That the House concur in Senate amendment to Section 145, which
is as follows:

Amend Section 145, by striking out the word "pistol" in line 16 and
insert in lieu thereof the word "metallic".

16. That the House concur in Senate amendment to Section 147, which
is as follows:

Amend Section 147, by striking out the figures $100.00 in line 8 and
inserting in lieu thereof the figures $50.00.

17. That the House concur in Senate amendment to Section 147, which
is as follows:

Amend Section 147 by striking out subsection (d) in lines 23 and 24
and substituting in lieu thereof the following:

"(d) Dealers in radio instruments and/or radio instruments access-
sories:"
In cities or towns of less than 1,000 population............ $25.00
In cities or towns of 1,000 and less than 10,000 population... 50.00
In cities or towns of 10,000 and less than 25,000 population. 75.00
In cities or towns or more than 25,000 population.......... 100.00

18. That the House concur in Senate amendment to Section 151, which
is as follows:
Amend House Bill 102, Section 151, Subsection “c” by inserting in line
40, between the words “Person” and “to” the following: “engaged in busi-
ness of out-door advertising”.

19. That the House concur in Senate amendment to Section 151, which
is as follows:
Amend House Bill 102, Section 151, by adding at the end of Subsection
“c” the following: “Provided, that the provisions of this section shall not
apply to legal notices.”

20. That the House concur in Senate amendment to Section 153, which
is as follows:
Amend Section 153, Subsection “d”, by striking out House amendment
also the balance of Section “d” after the word “State” in line 37 (thirty-
seven).

21. That the House concur in Senate amendment to Section 153, which
is as follows:
Amend Section 153, subsection 4, subsection e, line 147, by striking out
the word “one-half”, and inserting in lieu thereof the word “one-fourth.”

22. That the House concur in Senate amendment to Section 158, which
is as follows:
Amend Section 158 by striking out in line 10 the figure “$50.00” and in-
serting in lieu thereof the figure “$75.00”, by striking out in line 11 the
figure “$100.00” and inserting in lieu thereof the figure “$150.00”, by strik-
ing out in line 12 the figure “$150.00” and inserting in lieu thereof the
figure “$225.00”, by striking out in line 13 the figure “$200.00” and insert-
ing in lieu thereof the figure “$300.00”, by striking out in line 14 the
figure “$300.00” and inserting in lieu thereof the figure “$450.00”, and by
striking out in line 15 the figure “$400.00” and inserting in lieu thereof the
figure “$600.00”.

23. That the House concur in Senate amendment to Section 151, which
is as follows:
Amend Section 161 by relettering subsection b, subsection c, and sub-
stituting for subsection b the following:
“(b) For the purpose of this section the words ice cream shall apply
to Ice Cream, Frozen Custards, Sherberts, Water Ice and/or similar frozen
products.”

24. That the House concur in Senate amendment to Section 161, which
is as follows:
Amend Section 161 by adding after subsection c another section to be
lettered subsection d, to be as follows:
“(d) Counties shall not levy a license tax on the business taxed under
this section, but cities and towns may levy a license tax not in excess of
one-fourth of the above.”

25. That the House concur in Senate amendment to Section 203, which
is as follows:
Amend Section 203 of said bill by striking out the words "five per cent" in line 37 of said section and inserting in lieu thereof the words "four and one-half percent."

26. That the House concur in Senate amendment to Section 205, which is as follows:

Amend Section 205 of said bill by striking out the figure "$15.00" in line 29 of said section and inserting in lieu thereof the figure "$18.00" and by striking out the figure "$18.00" in line 31 of said section and inserting in lieu thereof the figure "$21.00", and by striking out the figure "$21.00" in line 33 of said section and inserting in lieu thereof the figure "$25.00".

27. That the House concur in Senate amendment to Section 208, which is as follows:

Amend Section 208, subsection 3, line 23, by striking out the words "one and one-fourth" and inserting in lieu thereof the word "three-fourths".

28. That the House concur in Senate amendment to Section 208, which is as follows:

Amend Section 208, Parenthesis (4), by adding before the last paragraph: "Any person not licensed as an insurance agent on April 1, 1931, and applying for license thereafter shall pay an examination fee of Ten Dollars ($10.00) to be paid to the Insurance Commissioner as other license fees and taxes."

29. That the House concur in Senate amendment to Section 208, which is as follows:

Amend Section 208, Parenthesis four (4) so as to make the "fee for non-resident fire insurance adjuster" read Five Dollars ($5.00) instead of Two Dollars ($2.00), to correct typographical error.

30. That the House concur in Senate amendment to Section 208, which is as follows:

Amend Section 208, subsection 5, by striking out the words "reduced by all return deposits distributed among the subscribers or credited to their account."

31. That the House concur in Senate amendment to Section 209, which is as follows:

Amend Section 209, page 165, lines 72 and 73, by striking out all of said line 72 after the word "thereafter" and by striking out all of line 73.

32. That the House concur in Senate amendment to Section 210, which is as follows:

Amend H. B. 102, Section 210, page 167, by striking out in line 5 the word "of" and before the word "make" the word "July" and substitute in lieu thereof the word "May".

33. That the House concur in Senate amendment to Section 210, which is as follows:

Amend Section 210 of said bill by changing the period after the word "made" in line 45 to a semicolon and inserting thereafter and before the word "After" in said line the following words: "provided that if the capital used or invested in the business or enterprise of said corporation includes borrowed capital in excess of the capital stock, surplus and undivided profit of such corporation, such excess of borrowed capital shall be added to the capital stock, surplus and undivided profits as a part thereof as the basis for computing the franchise tax under this section and determining the extent of the use of its franchise in this State."
34. That the House concur in Senate amendment to Section 210, which is as follows:

Amend said bill by striking out the words and figures “one dollar and twenty-five cents ($1.25)” in lines 51 and 52 of section 210 and inserting in lieu thereof the words and figures “one dollar ($1.00).”

35. That the House concur in Senate amendment to Section 211, which is as follows:

Amend H. B. 102, Section 211, Page 169, by striking out in line 6 the word “July” and substitute in lieu thereof the word “May”.

36. That the House concur in Senate amendment to Section 211, which is as follows:

Amend Section 211 of said bill by changing the period after the word “corporation” in line 83 of said section to a semi-colon and inserting thereafter and before the word “after” in said line the following: “provided that if the capital used or invested in the business or enterprise of said corporation includes borrowed capital in excess of the capital stock, surplus and undivided profit of such corporation, such excess of borrowed capital shall be added to the capital stock, surplus and undivided profits as a part thereof as the basis for computing the franchise tax under this section and determining the extent of the use of its franchise in this State.”

37. That the House concur in Senate amendment to Section 211, which is as follows:

Amend said bill by striking out the words and figures “one dollar and twenty-five cents ($1.25) in lines 107 of Section 211 and inserting in lieu thereof the words and figures “one dollar ($1.00).”

38. That the House concur in Senate amendment inserting a new section designated as 211 1/2, which is as follows:

“Sec. 211 1/2. Franchise Surtax on Domestic and Foreign Corporations based on Net Income.

(1) Every domestic and foreign corporation subject to the franchise tax imposed by sections 210 and 211 of this act shall, in addition to the normal franchise taxes respectively provided for in said sections, be subject to and pay annually, at the time of the payment of the normal franchise taxes provided for in said sections 210 and 211, a franchise surtax equal to one-fourth of one per cent on its entire net income to be computed by the Commissioner of Revenue upon the basis of the entire net income as defined and allocated in the manner set out in this section for its fiscal or the calendar year next preceding, which entire net income is presumably the same as the entire net income which such corporation is required to report to the United States, plus any income received as dividends on stocks or any interest received on bonds of any character, and without deduction for taxes paid on either profits or net income to the Government of the United States or the State of North Carolina, or for any specific deduction allowed by any other authority, which entire net income, for the purposes of equitable taxation under this section of the Revenue Act, shall include income from any source, provided only that the assets from which the income arose shall be included in any segregation for the purpose of computing the tax.
(2) The term "entire net income" as used in this section means the total income, including all dividends received on stocks and of interest received from Federal, State, municipal or other bonds, except as otherwise provided by this section, and without deduction for taxes paid to the Government of the United States on either profits or net income, or of income taxes to the State of North Carolina, and without deduction of any specific amount allowed by any taxing authority, but including income from any source where the assets from which the income arose, shall be included in any segregation for the purpose of computing the tax; but losses sustained by the corporation in other fiscal or calendar years, whether deducted by the United States or not, shall not be included.

(3) The proportion of entire net income of any foreign corporation used as the basis for the assessment of the franchise surtax imposed by this section shall be determined by the Commissioner of Revenue upon the factor and ratio or ratios established and set up by Section 311 of the Revenue Act as the basis for the apportionment of net income under said section 311, except as such factors and ratio or ratios may be modified, changed, or affected by the provisions of this Section 211½.

(4) For the purpose of determining the amount of the franchise surtax hereby imposed, each such domestic and foreign corporation, subject to the franchise tax imposed by sections 210 and 211 hereof, shall include in its report to the Commissioner of Revenue, as required by said sections 210 and 211, full information with respect to the entire net income of such domestic or foreign corporation as in this section hereinbefore defined, and any and all other information on such forms as may be prescribed by the Commissioner of Revenue and which may be required by him for the purpose of assisting the Commissioner of Revenue in determining, assessing, and collection of the franchise surtax imposed by this section."

39. That the House concur in Senate amendment to Section 213½, which is as follows:

Amend by striking out Section 213½ of said bill.

40. That the House concur in Senate amendment to Section 310, which is as follows:

Amend Section 310 of said bill by striking out all of lines 9 and 20, inclusive, of said section and inserting in lieu thereof the following:

"On the excess over the amount legally exempted, up to two thousand dollars, two per cent.

"On the excess above two thousand dollars and up to four thousand dollars, three per cent.

"On the excess above four thousand dollars and up to six thousand dollars, four per cent.

"On the excess above six thousand dollars and up to eight thousand dollars, five per cent.

"On the excess above eight thousand dollars and up to ten thousand dollars, five and one-half per cent.

"On the excess over ten thousand dollars, six per cent."

41. That the House concur in Senate amendment to Section 311½, which is as follows:

Amend Section 311½ of said bill by striking out the words "five per cent" in line 7½ of said section and inserting in lieu thereof the words "six per cent."
42. That the Senate recede from its amendment to Section 107, which is as follows:

"Amend Section 107, by adding at the end of subsection 'C' the following: 'Provided that carnival companies contracting with a regular organized agricultural fair association and exhibiting within the grounds of such fair during the regular annual fair may exhibit for any part or all of the week upon the payment of a tax of $100.00'.'"

43. That the Senate recede from its amendment to Section 119, which is as follows:

"Amend Section 119, page 62, by striking out of line 25 the words 'not apply to sales to dealers for resale' and by substituting in lieu thereof the words 'be collected only once on the same articles.'"

44. That the Senate recede from its amendment to Section 121, which is as follows:

"Amend Section 121, subsection g, by striking out the words 'widows with dependent children' which was inserted in line 73 after the word 'continuously'."

45. That the Senate recede from its amendment to section 138, which is as follows:

"Amend Section 138, by striking out subsection (b) and inserting in lieu thereof the following: '(b) Counties, cities and towns shall not levy a license tax on the business taxed under this section.'"

46. That the Senate recede from its amendment to section 142, which is as follows:

Amend section 142 by striking out lines 11 to 18, inclusive, and inserting in lieu thereof the following:

Less than 1,000,000 pounds .................. $ 25.00
1,000,000 pounds and less than 2,000,000 pounds .......... 50.00
2,000,000 pounds and less than 3,000,000 pounds .......... 150.00
3,000,000 pounds and less than 4,000,000 pounds .......... 200.00
4,000,000 pounds and less than 5,000,000 pounds .......... 300.00

For all in excess of 5,000,000 pounds $500.00 and five cents per thousand pounds.

47. That the Senate recede from its amendment of Section 161, which is as follows:

"Amend Section 161, subsection a, line 8, by striking out the word 'one-half', and inserting in lieu thereof the word 'one-fourth'."

48. That the Senate recede from its amendment inserting a new section designated Section 161, which is as follows:

"Sec. 164. That in addition to the tax imposed by section 162 or by any other section of this act, or by any other statute, there is hereby imposed a license tax at the rates and upon the terms as hereinafter in this section set out upon wholesale and retail merchants for the privilege of opening, establishing, operating, and/or maintaining any store, mercantile establishment, place or places of business for the purpose of selling goods, wares or merchandise at wholesale or retail in this State.

(a) DEFINITIONS.

As used in this section—

1. That word "merchant" shall mean and include any individual, firm or corporation, domestic or foreign, selling goods, wares or merchandise
at wholesale or retail, except those actually engaged in gardening and farming and selling garden and farm products raised by them in this State.

2. The words "wholesale merchant" shall mean and include every merchant who engages in the business of buying any articles of commerce and selling the same to other merchants for resale.

3. The words "retail merchant" shall mean and include every merchant who engages in the business of buying any articles of commerce and selling the same at retail.

4. The words "gross sales" shall mean and include all the sales of all the goods, wares, and merchandise made by any wholesale or retail merchant at any one store, mercantile establishment or place of business conducted and controlled by such merchant; provided, however, that the word "gross sales" as used in this act shall not mean or include sales of guano or fertilizer made either at wholesale or retail.

(b) It is not the purpose of this section to impose a tax upon the business of producing, manufacturing, mixing, blending, or processing any articles of commerce, or upon the sale of such articles of commerce by anyone who engages in the business of producing, manufacturing, mixing, blending, or processing, but shall apply to anyone engaged in either of these businesses if, and to the extent that, articles of commerce are bought and sold in connection with such business in substantially the same form in which they are bought.

(c) Gross sales shall be reckoned at the price at which such sales were made, whether for cash or on time, and if on time, the price charged on the books for such sales, without allowance for cash discount, and shall be reported as sales with reference to the time of delivery to the purchaser. Accounts found to be worthless and actually charged off for income tax purposes may at corresponding periods be deducted from gross sales, insofar as they represent taxable sales made after June 1, 1931, and to be added to gross sales if afterwards collected.

(d) When in the sale of a new articles a second-hand or used article is taken in part payment, the sale of the new article shall be reported at the full gross sales price. The resale of second-hand or used articles, taken in part payment of new articles or the resale of articles repossessed by the vendor, may be excluded from gross sales taxable under this act if separate record is kept of all such transactions in such manner as may be prescribed or approved by the Commissioner of Revenue.

(e) TAX IMPOSED.

The privilege or license tax imposed by this section shall be at the following rates for each six months or half yearly period:

When the total gross wholesale sales of such merchant for the preceding six months or half-yearly period at each place where such business has been carried on has been:

Not more than $50,000 ........................................ $ 12.50
More than $50,000 and not more than $125,000 ............ 25.00
More than $125,000 ........................................... 50.00

When the total gross retail sales of such merchant for the preceding six months or half-yearly period at each place where such business has been carried on has been:
Not more than $5,000........................................ $ 5.00
More than $5,000 and not more than $12,500.................. 12.50
More than $12,500 and not more than $25,000............... 25.00
More than $25,000 and not more than $50,000.............. 50.00
More than $50,000 and not more than $125,000........... 125.00
More than $125,000 and not more than $250,000.......... 250.00
More than $250,000 and not more than $375,000......... 375.00
More than $375,000 and not more than $500,000......... 500.00

More than $500,000, an additional tax of $25 for each $250,000, or major fraction thereof, of such gross retail sales.

(f) Every merchant as defined in this section shall, within the first ten days of the month of December 1931, and within the first ten days of the months of June and December thereafter, make report to the Commissioner of Revenue of such merchant’s gross sales for the preceding six calendar months. Such reports shall be made upon forms prescribed and furnished by the Commissioner of Revenue. If the business is owned by an individual, such report shall be signed by the owner or manager; if owned by a partnership, by one of the partners or manager; if owned by a corporation, by a responsible officer of the corporation; and such report shall be sworn to. Beginning with June 1, 1931, it shall be the duty of every merchant to keep a record of sales conforming to the form of report by this section required to be made, and that will provide for a sufficient and accurate record of sales for every merchant, and such record shall not be destroyed for a period of three years or until checked and approved by a representative of the Department of Revenue. The Commissioner of Revenue may cancel the license of any merchant for failure to comply with the provisions of this section and may invoke any other penalties imposed in this act for violation of its provisions. It shall also be the duty of every merchant to keep a complete file of all invoices for a period of three years or until checked by a representative of the Department of Revenue.

(g) The taxes imposed by this section shall be first payable on or before December 10, 1931, and on or before the 10th day of June and December of each year thereafter. Upon the payment of such privilege or license taxes at each half-yearly period as provided for in this section, the Commissioner of Revenue shall issue to the taxpayer a license in form to be prescribed by him, covering and authorizing the conduct of such business by such merchant for the next succeeding six months.

(h) The license taxes imposed by this section shall be and are of the same nature as those imposed by this article of the Revenue Act. It shall be unlawful for any merchant, subject to the provisions of this section, to engage in the business of selling goods, wares and merchandise in this State without procuring the license and paying the taxes at the time or times and in the amount or amounts as imposed in this section. The validity of the license issued by the Commissioner of Revenue under this section shall at all times be contingent upon compliance with all the provisions of this section as to accurate reports of gross sales and payment at each half-yearly period of the tax levied in this section on the merchant subject thereto.
(i) Every merchant who fails to make the report required by this section, within the time specified, or who fails to make remittance of the amount of the tax due and payable, or who shall make a false report, shall be liable for a penalty equal to the necessary expense of travel and per diem of a representative of the State Department of Revenue who shall be assigned to investigate such violation and to secure a correct report of sales and settlement of tax, and, in addition, every person, firm or corporation violating the provisions of this section shall be guilty of a misdemeanor, and upon conviction, shall be fined or imprisoned in the discretion of the court.

(j) It shall be the duty of the Commissioner of Revenue to administer this section and to have made a check of the books and records of every taxpayer under this act in such manner and at such periods as in his judgment may be necessary to secure a full and complete observance of the provisions of this section, and to this end the properly accredited representatives of the Commissioner of Revenue shall have the right to examine any of the books and records of every such taxpayer. If within a period of three years after the payment of the tax under this section it is found that any taxpayer has paid a tax in excess of the correct amount levied in this section, a refund of such overpayment shall be made by the Commissioner of Revenue; and, if it is found that an underpayment of the tax levied in this section has been made, the additional tax shall be collected, with interest at the rate of six per cent. The collection of underpayment of taxes shall be limited to a period of three years from the time such tax is due, but this limitation shall not apply to the assessment of additional taxes upon fraudulent returns. If such an additional assessment is contested, the taxpayer shall have thirty days in which to be heard and file exceptions to such additional assessment, whereupon the Commissioner of Revenue shall pass on any objections or exceptions made and determine the amount of tax, interest, and penalties, if any, and such amount shall be due within ten days after notice thereof.

(k) No county, city or town shall levy any privilege or license tax under the provisions of this section, but this prohibition shall not limit or affect the right of any county, city or town to levy a privilege or license tax as permitted under any other section of the Revenue Act or other statute.

49. That the Senate recede from its amendment to Section 207, which is as follows:

Amend Section 207 of said bill by striking out the words and figures "four and one-half percent (4½%) in lines 14 and 15 of said section and inserting in lieu thereof the words and figures "five percent (5%)".

50. That the Senate recede from its amendment to Section 207, which is as follows:

Amend Section 207, subsection (a) by striking out the words and figures "5 percent" wherever they may appear and insert in lieu thereof the words and figures "four and one-half (4½%) percent."

51. That the Senate recede from its amendment to Section 211, which is as follows:

"Amend House Bill 102, Section 211, by striking out the balance of the sentence in line 81, page 172, after the word 'corporation' and inserting in place of the comma a period."
52. That the Senate recede from its amendment to Section 492, which is as follows:

"Amend Section 492 as follows: After the word 'State' in line 7, insert the words 'an equalizing fund'."

53. That the Senate recede from its amendment to Section 502, which is as follows:

"Amend Section 502, subsection (e), by inserting in line 34 after the words 'United States' and before the word 'or' the words 'or any member of the General Assembly of North Carolina inquiring in the exercise of his official duties during the sittings of the General Assembly'."

54. That the Senate recede from its amendment to Section 134 in consideration that the House agree to strike out Section 134 as written in the House Bill and inserting in lieu of Section 134 in the House Bill a new section designated as Section 134, to which both Senate Conferees and House Conferees agree and recommend in lieu of Section 134 that the Bill be amended as follows:

Section 134. Manufacturers, Producers, Bottlers, and Distributors of Soft Drinks.

(a) Every person, firm, corporation, or association manufacturing, producing, bottling and/or distributing in bottles or other closed containers soda water, coca-cola, pepsi-cola, chero-cola, ginger ale, grape and other fruit juices or imitations thereof, carbonated, or malted beverages and like preparations, commonly known as soft drinks, shall apply for and obtain from the Commissioner of Revenue a State license for the privilege of doing business in the State and shall pay for such license the following tax for each place of business:

Low-Pressure Equipment

Where the machine or equipment unit used in the manufacture of the above named beverages is a:

36 spouts, or greater capacity, low pressure filler ............... $600
32 and less than 36 spouts, low-pressure filler ................... 500
24 and less than 32 spouts, low-pressure filler ................... 450
18 and less than 24 spouts, low-pressure filler ................... 350
12 and less than 18 spouts, low-pressure filler ................... 250

High-Pressure Equipment

Where the machine or the equipment unit used in the manufacture of the above named beverages is a Royal (8-head), Shields (6-head), Adriance (6-head), or other high-pressure equipment having manufacturer's rating capacity of over sixty bottles per minute, $600.00.

Royal (4-head), Adriance (2-head), Shields (2-head) full equipment having manufacturer's rating capacity of over fifty and less than sixty bottles per minute, $500.00.

Royal (4-head), Adriance (2-head), Shields (2-head) full automatic, or other high-pressure equipment having manufacturer's rating capacity of more than forty and less than fifty bottles per minute, $450.00.

Dixie (automatic), Shields (2-head hand feed), Adriance (1-head), Calleson (1-head), Senior (high-pressure), Junior (high-pressure), or Burns or other high-pressure equipment having manufacturer's rating capacity of
more than twenty-four bottles and less than forty bottles per minute, $150.00.

Single-head Shields, Modern Bond (power), Baltimore (semi-automatic), and all other machines or equipment having manufacturer's rating capacity of less than twenty-four bottles per minute and all foot-power bottling machines, $100.00.

Provided, That any bottling machine or equipment unit not herein specifically mentioned shall bear the same tax as a bottling machine or equipment unit of the nearest rated capacity as herein enumerated: Provided, further, that where any person, firm, corporation, or association has within his or its bottling plant or place of manufacture more than one bottling machine or equipment unit, then such person, firm, corporation, or association shall pay the tax as herein specified upon every such bottling machine or equipment unit, whether in actual operation or not.

(b) Every person, firm, corporation, or association distributing, selling at wholesale or jobbing bottled beverages as enumerated in subsection (a) of this section shall pay an annual license tax for the privilege of doing business in this State, as follows:

| In cities or towns of 30,000 inhabitants or more | $350.00 |
| In cities or towns of 20,000 inhabitants and less than 30,000 inhabitants | 300.00 |
| In cities or towns of 10,000 inhabitants and less than 20,000 inhabitants | 250.00 |
| In cities or towns of 5,000 inhabitants and less than 10,000 inhabitants | 200.00 |
| In cities or towns of 2,500 inhabitants and less than 5,000 inhabitants | 150.00 |
| In rural districts and towns of less than 2,500 inhabitants | 100.00 |

Provided, That where the tax levied under subsection (a) of this section has been paid on any of the articles, machines, or equipment units enumerated therein, the tax levied under this subsection shall not apply.

(c) Every distributing warehouse selling or supplying to retail stores cereal or carbonated beverages manufactured or bottled within the State, but outside of the county in which such cereal or carbonated beverages are manufactured or bottled shall pay one-half of the annual license tax for the privilege of doing business in this State provided for in subsection (b) of this section.

(d) Every distributing warehouse selling or supplying to retail stores cereal or carbonated beverages manufactured or bottled outside of the State shall pay the annual license tax for the privilege of doing business in the State provided in subsection (b) of this section.

(e) Each truck, automobile, or other vehicle coming into this State from another state, and selling and/or delivering carbonated beverages manufactured outside of this State, shall pay an annual license tax for the privilege of doing business in this State the sum of one hundred dollars ($100.00) per truck, automobile, or vehicle. The license secured from the State under this section shall be posted in the cab of the truck, automobile, or vehicle.
(f) No county shall levy a tax on any business taxed under the provisions of this section, nor shall any city or town in which any person, firm, corporation or association taxed hereunder has its principal place of business levy and collect more than one-fourth of the State tax levied under this section; nor shall any tax be levied or collected by any county, city, or town on account of the delivery of the products, beverages, or articles enumerated in subsection (a), or (b) or (c) or (d) of this section when a tax has been paid under subsection (a) or (b) or (c) or (d) of this section.

(g) Any person, firm, or corporation who shall engage in any business under this section without securing a license as provided for herein, and without paying the tax due or to become due under this section, as provided herein, shall be subject to a penalty of one thousand dollars ($1,000.00), to be collected by the Commissioner of Revenue in an action brought in the Superior Court of Wake County, in addition to other penalties prescribed by statute, and shall be guilty of a misdemeanor and be fined and/or imprisoned in the discretion of the court.

55. The Senate recedes from its amendment to Section 165 and both the Conferees of the Senate and the Conferees of the House recommend concurrence in section 165 of substitute House Bill 102 as it passed the House with the following amendment thereto:

Amend H. B. 102, as follows:

By striking out the Senate amendment to Section 165 on page 130.

Amend H. B. 102, page 132, lines 42 and 43 by striking out the words and figures “two dollars ($2.00)” and insert in lieu thereof the words and figures “one dollar and ninety cents ($1.90)”.

Amend H. B. 102, Section 165, Page 132, by adding after line 51 and before line 52 a new subsection to be known as Subsection 4, as follows:

(4) Short Haul Trucks: Every person, firm or corporation, their lessees, trustees, or receivers, engaged in the business of keeping property-carrying automobiles or other property-carrying motor vehicles, trucks, tractors, trailers, or semi-trailers, for rent, lease and/or hire, or operating motor vehicles, trucks, and/or tractors on call, pre-arrangement, contract, lease or other agreement or otherwise, for the transportation of property for compensation within a fifty mile radius of residence, shall apply for and obtain from the Commissioner of Revenue a “for hire” license tag for the privilege of engaging in such business, shall pay for such license the following annual tax:

For each such motor-propelled vehicle, truck, truck-tractor, trailer, or semi-trailer, at the following rate per hundred pounds weight as herein-after determined:

Under 2 tons ........................................... $1.00 per hundred
2 tons, under three tons ......................... 1.25 per hundred
3 tons and over........................................ 2.00 per hundred

Amend H. B. 102, Page 132, line 52, by striking out the figure Four (4) and inserting in lieu thereof the figure five (5), and inserting after said figure “(4)” and before the word “trucks” the words “Long Haul” and in line 57 strike out the word “hire” and insert in lieu thereof the word “either”.

Amend H. B. 102, page 133, at the end of line 83, by adding a new paragraph as follows:
“The Commissioner of Motor Vehicles may allow any owner of a motor truck, truck-tractor, trailer or semi-trailer to overload his vehicle by paying an additional fee, as set forth in the above schedules, for the said overload.”

Amend H. B. 102, Section 165, Page 135, by adding a new paragraph after line 140, as follows:

“The section shall not apply to motor vehicles used occasionally in transporting farm and dairy products from the place of production to the first market.”

Amend Section 165, by adding after line 17 the following:

This act shall not apply to motor vehicles operated by the owner thereof who may only transport his neighbor fellow-workmen between their homes and place of regular daily employment.”

56. The Senate recedes from its amendment to Section 202 reading as follows:

“Amend Section 202 by striking out the words “Eighty five one hundredths of one per cent” in lines 26 and 27 and inserting in lieu thereof the words “seventy one hundredths of one per cent”.

In lieu of Section 202 as passed by the House, both Senate and House Conferees recommend that Section 202 as passed by the House be amended by striking out the words “eighty-five one hundredths of one per cent” in lines 26 and 27 and inserting in lieu thereof the words “eighty one-hundredths of one per cent.”

The House concurs in the amendment striking out article V and inserts a new article V, entitled, “commodity license tax,” reading as follows:

Section 400: That every person, firm, or corporation doing business within the State of North Carolina and engaged in the business of selling such articles or commodities as are named in this section, for the privilege of carrying on such business shall be subject to the payment of an excise or license tax which shall be measured by and graduated in accordance with the volume of sales of such person, firm, or corporation within the State; and the moneys derived hereunder to be used exclusively for the purpose of maintaining the public schools of the State: Provided that every person, firm, or corporation, club or association who sells and/or stores, and/or receives, for the purpose of distribution to any person, firm, or corporation, club, association, any manufactured tobacco products, and/or playing cards, and/or shotgun or other shells or cartridges, and/or candy retailing for ($,.50) cents per pound or above, chewing gum, package nuts, and all package candy retailing for fifty cents or less per package, and/or malt extract, under the provisions of this act shall pay the tax at the rates herein provided for the sale of such articles.

Section 401: Every person, firm, or corporation engaged in the business of purchasing, selling, or distributing within this State, cigars, cheroots, stogies, cigarettes, snuffs, smoking or chewing tobacco, playing cards and/or shotgun or other shells, candy retailing at fifty cents per pound or more, chewing gum, package nuts and all package candy retailing for fifty (50) cents or less per package, and/or malt extract and automobiles, either or all, shall, within sixty (60) days after the approval of this act, file with the Commissioner of Revenue application for a license permitting them to engage in such business. The application for such license shall be filed on application blanks furnished by the Commissioner of Revenue for that purpose, and shall contain a statement including the name of the in-
individual, the name of the partnership and of each individual partner, or corporation, the postoffice address, and the nature of the business, whether wholesale or retail, in which engaged. In case any business is conducted at two or more separate places, a separate license for each place shall be required: Provided, that any person, firm, or corporation hereafter intending to engage in the sale of any of the above articles shall, precedent to engaging in such business, file an application for a license in the manner above required. Upon receipt of such application the Commissioner of Revenue shall issue to such applicant a license permitting the sale of articles designated in this section. Such license shall at all time be conspicuously displayed in his or its place of business. Nothing herein contained shall be construed as requiring a license for the privilege of buying, selling, or distributing leaf tobacco. Any person, firm, or corporation engaged in the business of buying, selling, or distributing in this State any of the articles above named without having secured the required license from the Commissioner of Revenue shall be guilty of a misdemeanor and, upon conviction, shall be fined or imprisoned, or both, in the discretion of the court.

Section 402. In addition to the penalties imposed in this act, and after conviction for a second offense by a court of competent jurisdiction for any of the violations of the provisions of this act, the Commissioner of Revenue may revoke any license which may have been issued to the party or parties adjudged guilty by the court, and upon good cause shown by the party whose license has been revoked, may issue a new license when, in his discretion, such applicant conforms to the provisions of this act. No license issued hereunder shall be transferable, and any license issued to any individual, firm, or corporation who shall afterwards retire from business shall be null and void: Provided, anyone may be allowed to operate for ten (10) days after purchase of stock in bulk pending granting of license, upon application made promptly upon such purchase.

Section 403. Any person, firm, or corporation engaged in the selling of any of the articles covered by this act, either at wholesale or retail, without having secured the required license from the Commissioner of Revenue, shall be guilty of a misdemeanor, and, upon conviction by a court of competent jurisdiction, shall be fined or imprisoned, or both, in the discretion of the court: Provided, that this section shall not apply to churches, schools, and charitable organizations selling at State or county fairs, or to church or school entertainments.

Section 404. There shall be levied, assessed, collected, and paid in respect to the articles containing tobacco, or any substitute therefor enumerated in this section, an excise or license tax in the following amounts:

(1) Upon cigars of all descriptions made of tobacco, or any substitute therefor, and weighing not more than three (3) pounds per thousand, two ($0.02) cents for each ten (10) cigars, or fraction thereof.

(2) Upon cigars of all descriptions made of tobacco or any substitute therefor, and weighing more than three (3) pounds per thousand, retailing for three ($0.03) cents each or less, four ($4.00) dollars per thousand.

(3) Upon cigars of all descriptions made of tobacco, or any substitute therefor, and weighing more than three (3) pounds per thousand, retailing for over three ($0.03) cents each, ten ($10.00) dollars per thousand.
For the purpose of computing the tax, cheroots, stogies, and similar tobacco products are hereby classed as cigars.

(4) Upon all cigarettes made of tobacco or any substitute therefor: upon each package retailing for five ($0.05) cents or less, one ($0.01) cent; upon each package retailing for more than five ($0.05) cents each, an additional one ($0.01) cent for each five ($0.05) cents or fractional part thereof of the retail selling price in excess of five cents.

(5) Upon snuffs and chewing tobacco, one ($0.01) cent for each three ounces or fractional part thereof.

(6) Upon all smoking tobacco, including granulated plugcut, crimp-cut, ready-rubbed, and other kinds and forms of tobacco prepared in such manner as to be suitable for smoking in a pipe or cigarette: upon each package retailing for five ($0.05) cents or less, one ($0.01) cent; upon each package retailing for more than five ($0.05) cents, an additional one ($0.01) cent for each five cents or fractional part thereof of the retail selling price in excess of five ($0.05) cents.

(a) Whenever in this section reference is made to manufactured tobacco products manufactured or imported to sell at a certain price, as the basis for computing the tax, it is intended to mean the ordinary, customary, or usual price paid by the consumer for each individual cigar, package of cigarettes, package of smoking tobacco, etc.

(b) When the retail or selling price is referred to in this act as the basis for computing the amount of stamps required on any article, it is intended to mean the retail or selling price of the article before adding the amount of the tax.

(c) When any articles or commodities subject to tax in this act are given as prices on punch boards, shooting galleries, etc., the tax shall be based on the ordinary selling price of such articles.

(7) Upon all shotgun or other shells, four ($4.00) dollars per thousand shells.

Upon all cartridges, twenty-three (23) caliber or greater, two ($2.00) dollars per thousand cartridges.

(8) Upon all candy retailing at fifty ($0.50) cents per pound and above, one ($0.01) cent for each ten cents or fraction of the retail price.

(8-a) Upon all chewing gum, package nuts and all package candy retailing for fifty ($0.50) cents or less per package a tax of one ($0.01) cent for each ten ($0.10) cents or fractional part thereof of the retail selling price. Provided no tax shall be imposed upon any package or article retailing for less than five ($0.05) cents.

(9) Upon all playing cards a tax of five ($0.05) cents on each fifty ($0.50) cent or fractional part thereof of the retail selling price.

(10) Upon all malt extract a tax of ten per cent of the retail selling price: Provided, this shall not apply to malt extract sold to commercial bakers for use in manufacture of bread and other food products, nor to malt extract used in textile or other manufacturing establishments.

The stamps in all such cases to be affixed to the individual package.

The term "malt extract" shall mean and include all extracts and derivatives commonly called "malt" or "malt extract," and shall include all combinations of extracts derived in whole or in part of sprouted barley, or other sprouted grain.
Section 405. The license taxes imposed by this act, except in the case of automobiles, shall be paid by affixing stamps in the manner and at the times herein set forth. In the case of cigars, stogies, cheroots, and chewing tobacco the stamps shall be affixed to the box, or container, in which or from which normally sold at retail: Provided, that wholesalers and jobbers shall affix the required stamps within seventy-two (72) hours after such tobacco products are received by them: Provided further, that any retailer shall have twenty-four (24) hours within which to affix the stamps after such tobacco products are received by him or them: Provided, however, in the event any such tobacco products are manufactured within the State of North Carolina they shall be stamped by the manufacturer when and as sold: Provided, however, the Commissioner of Revenue may, in his discretion, where it is practical and reasonable for the enforcement of the collection of taxes provided hereunder, promulgate such rules and regulations as to permit cigars, stogies, and cheroots to remain unstamped in the hands of wholesalers and jobbers until the original case or crate is broken, unpacked, or sold.

Section 406. In the case of cigarettes, snuff, smoking tobacco, chewing tobacco wrapped in packages of two (2) pounds or less, shotgun or other shells, cartridges, playing cards, and candy retailing for fifty (50) cents per pound or above, and malt extract, the stamps shall be affixed to each individual package by wholesalers and jobbers within seventy-two (72) hours after such products are received by them, and by any retailer within twenty-four (24) hours of receipt by him or them of any such products: Provided, that such goods must be stamped before being sold: Provided further, in the event any manufactured tobacco products, shells, cartridges, playing cards, candy, chewing gum and package nuts, or malt extracts are manufactured within the State of North Carolina, they shall be stamped by the manufacturer when and as sold or consigned to any dealer in this State: Provided, however, that all retail dealers in manufactured tobacco products, shells, cartridges, playing cards, or candy, chewing gum and package nuts, or malt extract, purchasing or receiving such commodities from without the State, whether the same shall have been ordered through a wholesaler or jobber in this State and/or by drop shipment and/or otherwise, shall within five days after receipt of the same mail a duplicate invoice of all such purchases or receipts to the Commissioner of Revenue. Failure to furnish duplicate invoices as required shall be deemed a misdemeanor, and, upon conviction, be punishable by fine or imprisonment, or both, in the discretion of the court; Provided, that in the case of chewing gum, package nuts and package candy retailing for fifty (50) cents or less per package, the said articles shall not be required to be stamped until the same come into the possession of the retailer.

Section 407. It is the intent and purpose of this act to require all manufacturers within this State, wholesale dealers, jobbers, distributors, and retail dealers, to affix the stamps provided for in this act to taxable commodities; but when the stamps have been affixed as required herein, no further or other stamps shall be required under the provisions of this act, regardless of how often such articles may be sold or resold within this State.

Section 408. Any of the articles named herein found at any point within the State of North Carolina, which said articles have been within the
State of North Carolina for a period of twenty-four (24) hours or longer in the possession of any retailer, or for the period of seventy-two (72) hours in the possession of any wholesaler or jobber, not having affixed to the package as above defined the stamps as above provided, are hereby declared to be contraband goods, and the same may be seized by the Commissioner of Revenue, or his employees, or by any peace officer of the State of North Carolina, without a warrant, who shall deliver same to the sheriff of the county for safe-keeping for ten days; at the expiration of said time said sheriff shall deliver same to the Commissioner of Revenue at Raleigh, N. C., for sale at public auction to the highest bidder after advertising for fifteen (15) days by posting a notice at the courthouse door in Wake County and in three other public places and by inserting a notice once a week for two weeks in a paper of general circulation in Raleigh, N. C.; but before delivering any of said goods so seized and sold the purchaser shall be required to affix the proper amount of stamps to the individual package as herein provided. The proceeds of sale for any goods sold hereunder shall be turned over by the Commissioner of Revenue to the State Treasurer as other funds collected by said Commissioner: Provided, that the cost of confiscation and sale shall be paid out of the proceeds derived from such sale before making remittance to the State Treasurer: Provided, that any person, firm, or corporation from whom any of the merchandise herein enumerated shall be taken shall, if he so desires, have the right of instituting proper legal proceedings within said twenty-five days for the adjudication of his rights.

Section 409. That the time limits of twenty-four (24) hours, of seventy-two (72) hours, for affixing said stamps and shall not apply to any person who, within said time limits, shall offer said goods, wares, and merchandise for sale without having first affixed stamps as herein provided; and any goods, wares, or merchandise so offered for sale without the affixing of the proper stamps shall be subject to confiscation as herein provided; Provided, that any vehicle, not a common carrier, which shall be used for the transportation for the purpose of sale of unstamped articles as herein enumerated shall be subject to confiscation and sale in the same manner as above provided for unstamped goods, wares, or merchandise.

Section 410. In all cases of seizure of any goods, wares, or merchandise, or other property hereafter made as being subject to forfeiture under provisions of this act, the officer or person making the seizure shall proceed as follows: He shall cause a list containing a particular description of the goods, wares, merchandise, or other property seized, to be prepared in triplicate and an appraisement thereof to be made by three sworn appraisers to be selected by him, who shall be lawful citizens of the State of North Carolina residing within the county where the seizure was made; said list and appraisement shall be properly attested by said officer and the said appraisers, for which service each of said appraisers shall be allowed a sum not exceeding two ($2.00) dollars per day, to be paid by the Commissioner of Revenue out of any revenue received by him from the sale of confiscated goods or other confiscated property or from any compromise which may be affected; one copy of the appraisement shall be delivered to the owner of the goods, one copy shall be retained by the officer making the seizure, and one copy shall be forwarded to the Commissioner of Revenue.
Section 411. In lieu of bringing suit as hereinbefore provided, any person claiming the said goods, wares, or merchandise or other property, so seized as contraband, within ten days after the seizure may file with the Commissioner of Revenue a claim in writing, stating his interest in the articles or property seized, and may execute a bond to the Commissioner of Revenue in a penal sum equal to double the value of said goods or property so seized, but in no case shall said bond be less than the sum of one hundred ($100.00) dollars, with sureties to be approved by the clerk of the court in the county in which the goods or property are seized, conditioned that, in the case of condemnation of the articles so seized, the obligors shall pay to the Commissioner of Revenue the full value of the goods so seized, together with the tax due on the same, and all costs and expenses of the proceedings to obtain such condemnation, including a reasonable attorney's fee. And upon the delivery of such bond to the Commissioner of Revenue he shall transmit the same with the duplicate list or description of the goods seized to the solicitor of the district in which such seizure was made, and the said solicitor shall prosecute the case to secure the forfeiture of said goods, wares, merchandise, or other property, in the court having jurisdiction. Upon the filing of the bond aforesaid the said goods shall be delivered to the claimant pending the outcome of said case. If no claim is interposed and no bond given within the time above specified, such goods, wares, merchandise, or other property shall be forfeited without further proceedings, and the same shall be sold as herein provided. And the proceeds of sale when received by the Commissioner of Revenue shall be turned into the State Treasury as other revenues are required by law to be turned in: Provided, that in seizures in quantities of less value than one hundred ($100.00) dollars, the same may be advertised with other quantities at Raleigh by the Commissioner of Revenue, and disposed of as hereinabove provided.

Section 412. The proceedings against goods, wares, merchandise or other property dealt in contrary to the provisions of the act shall be considered a proceeding in rem unless otherwise herein provided.

Section 413. The Commissioner of Revenue may in his discretion return any goods or property confiscated under this act, or any part thereof, when it is shown that there was no intention to violate the provisions of this act: Provided, when any goods, wares, or merchandise, or other property, are confiscated under the provisions of this act, the Commissioner of Revenue may, in his discretion, return such goods or property to the parties from who they were confiscated if and when such parties shall pay to the Commissioner of Revenue, or his duly authorized representative, an amount equal to double the tax assessed on the goods confiscated, together with the costs incurred, and in such cases no advertisement shall be made or notices posted in connection with said confiscation.

Section 414. The Commissioner of Revenue may promulgate rules and regulations governing the stamping of any articles or commodities enumerated herein handled by persons, firms, or corporations operating on interstate carriers.

Section 415. The Commissioner of Revenue shall have the power to make regulations concerning the methods of breaking packages, forms and kinds of containers and methods of affixing stamps to the articles of merchandise herein named, and all other matters pertaining to the administration of this law not herein provided.
Section 416. The Commissioner of Revenue is hereby authorized and directed to have prepared and distributed stamps suitable for denoting the tax on all articles enumerated herein.

Section 417. The Commissioner of Revenue is hereby authorized to engage any person, firm, or corporation to sell stamps, and shall allow as compensation for receiving, selling, and accounting for such stamps three (3) per cent. In case of sales of Business License Stamps, made by the Commissioner of Revenue to any merchant (wholesale or retail), or manufacturers (for their individual use), the Commissioner of Revenue shall allow the following discounts: On a sale of $50.00 or over and less than $100.00, a discount of three per cent on the entire amount of the sale; on a sale of $100.00 or more, a discount of five per cent on the entire amount of the sale: Provided, that where wholesalers, jobbers, or manufacturers are entitled to purchase stamps at a discount of five per cent as herein provided, instead of the Commissioner of Revenue selling said stamps to such jobbers, wholesalers, or manufacturers for cash, he may consign such stamps if, and when, such wholesaler, jobber, or manufacturer shall give to him a good and sufficient bond executed by some surety company authorized to do business in this State, conditioned to secure the payment for the stamps so consigned, when and as they are used on manufactured tobacco products, playing cards, candy, chewing gum, package nuts, and malt extracts or when and as they are sold on cartridges and shells, by such wholesaler, jobber, or manufacturer, and to require monthly or such other periodic accounting and settlement periods for the use of said stamps as the Commissioner of Revenue may require: Provided further, that in any case any goods, wares, or merchandise upon which business license stamps have been placed, and which goods, wares, and merchandise have been sold and shipped to a regular dealer in such articles in another State, the seller in this State shall be entitled to a refund of the actual amount of the tax paid upon condition that the seller in this State shall make affidavit that the goods were so sold and shipped, and that he shall furnish from the purchaser a written acknowledgment that he has received such goods and the amount of stamps thereon, together with the name and address of the purchaser; whereupon the Commissioner of Revenue shall issue to the seller in this State his warrant or order upon the State Treasurer for the amount thereof, which warrant or order, shall be paid by the State Treasurer: Provided further, that any goods, wares, or merchandise requiring stamps that are sold to the United States Government for army, navy, or marine purposes, and which shall be shipped from a point within this State to a place which has been lawfully ceded to the United States Government for army, navy, or marine purposes, shall be refunded to the seller upon proof that such goods, wares, or merchandise have been so sold and shipped and proof of such sale and refund may be made in like manner as the same is made in case of sales of such goods to merchants outside the State: Provided further, that in case any goods, wares, or merchandise upon which business license stamps have been placed shall be sold and delivered to ships belonging to the U. S. Navy for distribution and sale to members of the military establishment only, or sold and delivered to ships regularly engaged in foreign or coastwide shipping between points in this State and points outside this State, shall be refunded to the seller upon proof that such goods, wares, or merchandise have been sold and delivered,
and refund may be made in like manner as the same is made in case of sales of such goods to merchants outside of this State: Provided further, that the Commissioner of Revenue may promulgate rules and regulations providing for the refund to dealers of the cost of stamps affixed to goods which by reason of damage become unfit for sale and are destroyed by the dealer, or returned to the manufacturers: Provided further, that the Commissioner of Revenue may promulgate rules and regulations to prevent any abuse of the provisions contained herein providing for refunds in the above paragraph.

Section 418. Stamps shall be affixed in such manner that their removal will require continued applications of steam or water.

Section 419. That the Commissioner of Revenue shall administer and enforce the taxes imposed by this act. He shall have the power to enter upon the premises of any taxpayer and to examine, or cause to be examined, by any agent or representative designed by him for that purpose, any books, papers, records, or memoranda, etc., bearing upon the amount of taxes payable, and to secure other information directly or indirectly concerned in the enforcement of this act.

Section 420. Any person, firm, or corporation hindering or delaying the Commissioner of Revenue, or any officer or any officer or servant employed by him, in the enforcement of this law, or who shall violate any of the provisions thereof, or who shall remove or otherwise prepare any adhesive stamp with intent to use or cause the same to be used after it has already been used, or knowingly or wilfully buys, sells, offers for sale, or gives away any washed or restored stamps to any person, or knowingly uses the same, or has in his possession any washed, restored, or altered stamp which has been removed from the articles to which has been removed from the articles to which it has previously been affixed, or who re-uses any stamp which has heretofore been used for the purpose of paying any tax provided in this act, or who buys, sells, offers for sale, or has in his or its possession any counterfeit stamp, shall be guilty of a misdemeanor, and upon conviction shall be fined or imprisoned, or both, in the discretion of the court.

Section 421. If any taxes or penalties imposed by this act remain due and unpaid for a period of ten days, the Commissioner of Revenue shall as soon as practicable give ten days written notice to the person, firm, or corporation in default, and if after the expiration of such time the said person, firm, or corporation has not made payment and has not within such time made demand for a trial of the issue before a court of competent jurisdiction in the manner now provided by law for the trial of civil suits, it shall be the duty of the Commissioner of Revenue to issue execution, and levy upon the goods of such person, firm, or corporation.

Automobiles, Etc.

Section 422. Upon application for the original license on any of the following motor vehicles, whether new or second hand, the following graduated license tax shall be paid to the Motor Vehicle License Department, the same to be used exclusively for the maintenance of the six-months Constitutional School Term, to wit:

(a) Upon every automobile, auto-truck or trailer, retailing for $400.00 and less than $1,000, a license tax of five dollars;
(b) Upon every automobile, auto-truck or trailer, retailing for $1,000 and less than $2,000, a license tax of fifteen dollars;

c) Upon every automobile, auto-truck or trailer, retailing for $2,000 and less than $3,000, a license tax of thirty dollars.

d) Upon every automobile, auto-truck or trailer, retailing for $3,000 and less than $4,000, a license tax of fifty dollars;

e) Upon every automobile, auto-truck or trailer, retailing for $4,000 or more, a license tax of seventy-five dollars ($75.00).

It is the intent and purpose of this act to impose a license tax upon each of the objects above named, only upon the procuring of the first license in this State; after the securing of such license and the paying of the license tax as herein prescribed such vehicle shall be subject only to the ordinary license taxes and other taxes prescribed by law for automobiles, auto-trucks and trailers.

**Admissions**

Section 423. There shall be levied, assessed, collected, and paid upon all paid admissions to places of amusement, public bathing places, carnivals, professional talent or players are used, nor where tickets or admissions are sold by any incorporated college or university presenting any musical or purely literary entertainment: Provided further, that the exemptions allowed in the last above proviso shall not apply in case the admissions inure to the benefit of any individual; Provided further, that no tax shall be charged or collected on admissions to athletic contests played betwixt between textile athletic teams, provided the proceeds do not inure to any individual or player in the form of salary, or otherwise: Provided further, that no tax shall be charged or collected on admissions to entertainments other than motion pictures, when presented in community houses that are publicly owned and publicly controlled, and the proceeds do not inure to any individual or individuals: Provided further, this section shall not apply to season tickets issued to bona-fide students upon matriculation in any college.

Section 424. Every person, firm, or corporation operating a place of amusement within the State of North Carolina, subject to the tax imposed by this section, shall within sixty (60) days after the effective date of this act, and annually thereafter, file with the Commissioner of Revenue an application for a license permitting them to engage in such business.

Section 425. The application for such license shall be filed on blanks to be furnished by the Commissioner of Revenue for that purpose, and shall contain a statement including the name of the individual or partnership, giving names of all partners, or corporations, postoffice address, and nature of the business. Such application shall be made annually on or before the first day of June of each calendar year: Provided, that any person, firm, or corporation hereafter commencing the operation of any place of amusement shall, precedent to engaging in such business, file an application for
a license in the manner and form hereinabove required. No license issued permitting the operation of a place of amusement shall be transferable, and any license issued to any person, firm, or corporation who shall afterwards retire from business shall be null and void. A separate license shall be required for each separate place of amusement: Provided further, that any one may be allowed to operate a place of amusement for a period of ten (10) days after the purchase of same, pending the granting of a license upon application being made promptly for a license.

Section 426. Upon receipt of an application for license to operate a place of amusement as above set forth, the Commissioner of Revenue shall issue to the applicant a license permitting him to operate such place of amusement without cost to the applicant. Such license shall be displayed at all times at or in such place of amusement in some conspicuous place easily seen by the public. Any person, firm, or corporation operating a place of amusement for which a license is required, without having first secured the license and posted same in accordance with the above provisions, shall be guilty of a misdemeanor, and, upon conviction, shall be fined or imprisoned, or both, in the discretion of the court.

Section 427. The Commissioner of Revenue is hereby authorized, empowered, and directed to have prepared and distributed suitable tickets to be used by places of amusement where admissions are charged. Except in cases where season tickets are used or where it is impractical for the Commissioner of Revenue to furnish tickets, every person, firm, or corporation operating a place of amusement subject to the provisions of this act shall use only such tickets as are distributed by the Commissioner of Revenue, such tickets to be furnished without cost to the taxpayer: Provided, however, that any person, firm, or corporation operating a place of amusement subject to the provisions of this act may have the option of using tickets obtained or furnished otherwise than by the Commissioner of Revenue, but upon such tickets not obtained through the Commissioner of Revenue there shall be placed documentary revenue stamp, or stamps sufficient to indicate the payment of tax thereon as required by this act, which documentary stamps shall be purchased from the Commissioner of Revenue. And the said stamps shall be firmly attached to the tickets in such manner as will require the application of steam or water for the removal thereof.

Section 428. No operator of a place of amusement shall sell or permit to be sold in his place of business any admission tickets without the price of admission printed thereon, nor shall he sell or permit to be sold any admission ticket at a price other than the price printed thereon. No operator of a place of amusement shall sell, loan, or provide admission tickets which have been furnished by the Commissioner of Revenue for use in one place of amusement to anyone for use in any other place of amusement.

As each patron is admitted to a place of amusement, his ticket shall be collected and immediately torn in two parts, approximately through the center, and one-half given to the patron and the other half retained by the ticket taker, and when documentary stamps are attached to the tickets, they shall be so placed thereon as to be cut or torn in parts when the tickets are cut or torn in two parts.

Section 429. Any person operating a place of amusement subject to the tax herein provided who either shall fail to use tickets furnished by the
Commissioner of Revenue or affix the stamps as herein required, or shall fail to tear them in two parts when presented, or shall in any manner contravene any of the provisions contained in this section, shall be deemed guilty of a misdemeanor, and, upon conviction, fined or imprisoned, or both, in the discretion of the court.

Section 430. In addition to the penalties provided in this act the Commissioner of Revenue may revoke the license of any person, firm, or corporation failing to comply with any or all requirements of this act: Provided, that the Commissioner of Revenue shall mail notice of the revocation of the license or otherwise serve written notice thereof upon the person, firm, or corporation affected thereby. That within ten (10) days of the receipt of service of said notice such person, firm, or corporation shall file with the Commissioner of Revenue his exceptions or objections to the revocation of license. Whereupon it shall be the duty of the Commissioner of Revenue to render his final decision within ten (10) days, from which decision such person, firm, or corporation shall have the right to appeal to the Superior Court of the county in which his business is located.

Section 431. That upon the receipt or service of said notice notifying any person, firm, or corporation that his license has been revoked, he shall forthwith close his place of business: Provided, however, that upon such person, firm, or corporation giving bond in some surety company licensed to do business in this State in double the amount of his tax for the next preceding six months, or, in the event he has not been in business for six months, in such amount as shall be determined by the Commissioner of Revenue, such bond to be conditioned upon the payment of all taxes arising after the giving of the same, he shall be permitted to continue his business pending the disposition of his appeal.

Section 432. That any person, firm, or corporation altering, restoring, or otherwise preparing in any manner whatsoever any admission ticket with intent to use or cause the same to be used after it has already been used, or who knowingly or willfully buys, sells, offers for sale, or gives away any such restored or altered ticket, or knowingly uses or has the same in his or its possession, or has in his or its possession any counterfeit ticket, shall be guilty of a misdemeanor and upon conviction shall be fined or imprisoned, or both, in the discretion of the court.

Section 433. The license tax imposed by this act shall be due and payable monthly, between the first and tenth days of each month, and the person, firm, or corporation liable to such tax shall, between the first and tenth of each month, make a true and correct return to the Commissioner of Revenue in such form as he may prescribe, showing the number and price of admissions during the previous month, and remit the tax therewith. That in case of failure to make a true and correct return, the Commissioner of Revenue shall summon the person, firm, or corporation so offending before him or before his duly appointed representative, and if said person, firm, or corporation still persists in failing or refusing to make a true return and to pay his tax in accordance therewith, the Commissioner of Revenue shall have the right to cancel the license of said person, firm, or corporation, and proceedings shall then be had as provided in Section 38 hereof.

Section 434. In the event any person, firm, or corporation who appeals from an order of the Commissioner of Revenue revoking his license shall
lose his case he shall, in addition to paying the tax due, pay a penalty of twenty-five (25) per cent of the amount of tax due by him, together with a reasonable attorney’s fee, in addition to the ordinary costs of the action.

Section 435. That any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined or imprisoned, or both, in the discretion of the court.

Soft Drinks

Section 436. That every person, firm or corporation doing domestic or intrastate business within this State and engaging in the business of selling, manufacturing, purchasing, consigning, using, shipping, or distributing, for the purpose of sale within this State, any of the following articles, or things, viz., soda water, gingerale, coca-cola, line-cola, pepsi-cola, near-beer, fruit juices, bottled drinks of every kind whatsoever, and all fountain drinks and other beverages and things commonly designated as “soft drinks,” for the privilege of carrying on such business shall be subject to the payment of an excise or license tax, which tax shall be measured by and graduated in accordance with the sales of such person, firm, or corporation within the State of North Carolina, except as may hereinafter be provided, as follows:

Section 437. That the payment of the license taxes hereinabove provided for shall be evidenced by the affixing of North Carolina Soft Drink License Tax Stamps to the original containers in which all syrups are received, stored, shipped, or handled, at the following rate, to wit: For each gallon of syrups there shall be affixed to said original container Soft Drinks License Tax Stamps of a value of seventy-six ($0.76) cents for each and every gallon in said containers. For the purpose of this act, the words “syrup or syrups” shall be defined as being the compound mixture or basic ingredients used in the making, mixing, or compounding of soft drinks at soda fountains by the mixing with same of water, ice, fruits, milks, and/or any other product suitable to make a complete soft drink, among such syrups being such products as coca-cola syrup, chero-cola syrup, lemon syrup, vanilla syrup, chocolate syrup, rock candy syrup, simple syrup, nut-grape syrup, cherry-mash syrup, and/or all prepared syrups sold for the purpose of mixing soft drinks at soda fountains.

Section 438. That in the event any simple syrup is made, mixed, compounded, or manufactured within this State by retailers of soft drinks, by dissolving sugar and water or any other mixture that will create simple syrup, or in the event any syrup or syrups are made by retailers of soft drinks by adding concentrates or extracts to mixtures made of sugar and water, commonly referred to as “simple syrup,” for use of soda fountains, then, and in such event, the mixer, maker, manufacturer, or compounder of said syrups shall place and keep the same in containers until said syrups are needed at the fountain for the purpose of mixing drinks; and the containers of all such syrups so manufactured shall be stamped by the retailer of soft drinks with Soft Drinks License Tax Stamps to the value of seventy-six ($0.76) cents per gallon, for each gallon of syrup in said container.

Section 439. The Soft Drinks License Tax Stamps above provided shall be affixed to each individual container of said syrups by retailers within
twenty-four (24) hours after such syrups are received by them: Provided, that the containers of all syrups must be stamped before any of said syrups are used in the making of soft drinks. All retail dealers in soft drinks, purchasing or receiving syrups from without the State, whether the same shall have been ordered through a wholesaler or jobber within this State, and/or by drop shipment, and/or otherwise, shall within five (5) days after receipt of same mail a duplicate invoice of all such purchases, or receipts, to the Commissioner of Revenue. Failure to furnish such duplicate invoice as required shall be deemed a misdemeanor, and any person upon conviction shall be fined or imprisoned, or both, in the discretion of the court.

Section 440. It is the intent and purpose of this act to require all retail dealers in soft drinks made, mixed, compounded, or manufactured from syrups within this State to affix the stamps provided for in this act to containers in which syrups are normally received, sold, or handled. But when the stamps have been affixed as required herein no further or other stamps shall be required under the provisions of this act, regardless of how often such syrup may be sold or resold within this State.

Section 441. The provisions of this act with reference to the stamping of syrups shall apply only to syrups used at soda fountains, and not to syrups used by bottlers in the manufacture of bottled soft drinks: Provided, that the Commissioner of Revenue may promulgate rules and regulations to permit syrup which is to be used for purposes other than making soft drinks to be stored in places where soft drinks are sold at retail. The Commissioner of Revenue is hereby authorized, empowered, and directed to have prepared and distributed stamps suitable for denoting the tax on soft drinks and syrup.

Section 442. That any and all soft drinks offered for sale in sealed bottles shall, within twenty-four (24) hours of the time of its manufacture, or receipt in this State, be stamped with North Carolina Soft Drinks License Tax Stamps at the rate of one ($0.01) cent for each five ($0.05) cents or fractional part thereof of the retail selling price, by affixing said stamps at said rate to each individual bottle. That in the case of bottled drinks shipped into North Carolina from a point outside of said State, said stamps shall be affixed to said bottled drinks within twenty-four (24) hours after such bottled drinks come into possession of the person first receiving the same, whether said person be a wholesaler, jobber, distributor, and/or retailer of said products.

Section 443. Bottled soft drinks as referred to in this act shall include any and all beverages, whether carbonated or not, such as soda water, ginger-ale, nu-grape, coca-cola, lime-cola, pepsi-cola, budweiser beer, near-beer, fruit juice, milk drinks, when any flavoring or syrup is added, cordial, bottled carbonated water, and/or any and all bottle preparations commonly referred to as soft drinks, of whatsoever kind and description.

Section 444. The Commissioner of Revenue is hereby authorized to engage any person, firm, or corporation to sell tax stamps, and shall allow as compensation for receiving, selling, and accounting for such stamps three (3) per cent. In case of sales of soft drinks license stamps, made by the Commissioner of Revenue to any merchants (wholesale or retail) or manufacturers, for their individual use, the Commissioner of Revenue
shall allow the following discount: On a sale of less than $100.00, a discount of three per cent on the entire amount of the sale; on a sale of $100.00 or more, a discount of five per cent on the entire amount of the sale.

Section 445. It is the intent and purpose of this act to require all manufacturers and dealers in bottled soft drinks to affix either soft drinks license tax stamps or soft drinks license tax crowns to each individual bottle of soft drinks sold or distributed, and when the said stamps or crowns are so affixed they shall be evidence of the payment of the tax provided herein. But when the stamp or crown has been affixed as herein required, no further stamp or crown shall be required under the provisions of this act, regardless of how often such bottled drinks are sold or resold within this State. That in the event the manufacturers of bottle drinks either within or without the State of North Carolina shall use the soft drinks license tax crown as herein provided for, then, and in such event, said manufacturer shall be relieved of the duty of stamping each individual bottle.

Section 446. The Commissioner of Revenue is hereby authorized, empowered, and directed to promulgate rules and regulations governing the purchase, sale, and distribution of crowns with which to seal said bottled soft drinks within this State. Said crowns shall carry a design approved by the Commissioner of Revenue, the use of which crown shall be evidence of the payment of the license taxes provided in this act. Manufacturers and/or distributors of crowns may be required to furnish bond to insure faithful compliance with such regulations, secure license, and meet with all requirements as set forth by the Commissioner of Revenue. All purchasers of crowns, whether they be bottlers or otherwise, shall be required to purchase crowns in accordance with rules and regulations promulgated by the Commissioner of Revenue. The price to be paid by purchasers for crowns shall be the manufacturers' price plus all transportation charges to consignee at destination, and in addition thereto shall be one ($0.01) cent per crown, when to be used upon bottled drinks retailing for five ($0.05) cents each, or less; two ($0.02) cents per crown when to be used upon bottled drinks retailing for more than five ($0.05) cents each, but not more than ten ($0.10) cents each; three ($0.03) cents per crown when to be used upon bottled drinks retailing for more than ten ($0.10) cents each, but not more than fifteen ($0.15) cents each, etc., so that the tax will equal one ($0.01) cent for each five ($0.05) cents or fractional part thereof of the retail selling price as the soft drinks license tax herein requires.

Section 448. In the sale of Soft Drinks License Tax Crowns the Commissioner of Revenue shall allow the following discounts to the purchasers: On the sale of less than one hundred (100) gross crowns, a discount of three (3) per cent shall be allowed on the entire amount; on the sale of (100) gross crowns or over, a discount of five per cent shall be allowed on the entire amount: Provided, that the discount applies only to the tax and not the manufacturers' price of transportation costs.

Section 449. That the Commissioner of Revenue may consign soft drinks license tax stamps, or soft drinks license tax crowns, to manufacturers, wholesalers, and jobbers, allowing the same discount as when sold for cash, if and when such manufacturer, wholesaler, or jobber shall give to the Commissioner of Revenue a good and sufficient bond, executed by some
surety company authorized to do business in this State, conditioned to secure the payment for the stamps, or crowns, so consigned, when and as they are used by such wholesaler, jobber, or manufacturer, and to require monthly or such other periodic accounting and settlement periods for the use of said stamps or crowns as the Commissioner of Revenue may require.

Section 449 A. There shall be levied, assessed, and collected a license tax of one ($0.01) cent for each five ($0.05) cents or fractional part thereof of the retail selling price upon all soft drinks manufactured or sold within this State, which drinks are manufactured without the use of any syrup on which the tax has been previously paid. Such tax to be collected in accordance with rules and regulations promulgated by the Commissioner of Revenue: Provided, that when it is impracticable to use stamps and crowns, the Commissioner of Revenue may dispense with the use of stamps or crowns and may require the seller of soft drinks to make a return in such form and manner as the Commissioner of Revenue may require, and pay the tax thereon immediately, or the Commissioner of Revenue may in his discretion extend the time of payment of the tax provided in this section.

Section 449 B. It shall be provided by regulations of the Commissioner of Revenue the methods of breaking packages, forms and kinds of containers and methods of affixing stamps, that shall be employed by individuals, firms, or corporations subject to the tax imposed by this act, which will make possible enforcement of payment by inspection; any individual, firm, or corporation subject to this tax engaging in or permitting such practices as are prohibited by regulations of the Commissioner of Revenue, or in any other practice which make it difficult to enforce the provisions of this act by inspection, shall be deemed guilty of a misdemeanor, and, upon conviction, be fined or imprisoned, or both, in the discretion of the court.

Section 449 C. That in case any goods, wares, or merchandise upon which Soft Drinks License Tax Stamps or Soft Drinks License Tax Crowns have been placed, and which goods, wares, and merchandise have been sold and shipped to a regular dealer in such articles in another state, the seller in this State shall be entitled to a refund of the actual amount of tax paid, upon condition that the seller in this State shall make affidavit that the goods were sold and shipped, and that he shall furnish from the purchaser a written acknowledgment that he has received such goods, and the amount of stamps, or crowns, thereon, together with the name and address of the purchaser, whereupon the Commissioner of Revenue shall issue to the seller in this State stamps or crowns of sufficient value to cover the refund, or its warrant or order upon the State Treasurer for the amount thereof, which warrant or order shall be paid by the State Treasurer.

Section 449 D. That any soft drinks upon which Soft Drinks License Tax Stamps or Soft Drinks License Tax Crowns have been affixed that are sold to the United States Government for army, navy, or marine purposes, and which shall be shipped from a point within this State to a place which has been lawfully ceded to the United States Government for army, navy, or marine purposes, or which shall be sold and delivered to ships belonging to the United States Navy, for distribution and sale to members of the military establishment only, or sold and delivered to ships regularly engaged in foreign or coastwide shipping between points in this State
and points outside this State, shall be refunded to the seller upon proof that such goods, wares, or merchandise have been sold and shipped, or delivered. Proof of such sale or delivery and refund may be made in like manner as the same is made in case of sales of such goods to merchants outside the State: Provided, the Commissioner of Revenue may promulgate rules and regulations to prevent any abuse of the provisions contained in this paragraph and the one next preceding.

Section 449 E. That the Commissioner of Revenue may promulgate rules and regulations to relieve bottlers whose output is sold in bottles from affixing the stamps, or crowns, on such goods as are sold and shipped to points outside this State.

Section 449 F. That the Commissioner of Revenue may promulgate rules and regulations provided for the refund to dealers, or manufacturers of the amount of tax paid on such goods which become unfit for sale, or any other legitimate loss which may occur upon proof of such loss.

Section 449 G. Stamps shall be affixed in such manner that their removal will require continued application of steam or water.

Section 449 H. Whenever the retail or selling price is referred to in this act as the basis for computing the tax, it is intended to mean the ordinary, customary, or usual price paid by consumer.

Section 449 I. That in the event Soft Drinks License Tax Stamps shall be attached to individual bottles of finished soft drinks, then no cancellation or obliteration of the same shall be required, but the crown must be so attached that one-half shall be attached to the crown and one-half to the neck of the bottle; but soft drinks license tax stamps affixed to containers of syrups to be used at soda fountains shall be canceled in the following manner, to wit: By the retailer writing, or stamping, or causing the same to be written or stamped, with ink or indelible pencil, across said stamp, his or its initials or name and the date upon which the stamp was affixed. When the container to which the stamp has been affixed has been emptied, the stamp must be immediately obliterated by making at least three incisions criss-cross through the stamp, with a knife or other sharp instrument. That whoever makes use of any adhesive stamp to denote any tax imposed by this act without canceling or obliterating such stamps as herein provided shall be guilty of a misdemeanor, and, upon conviction, shall be fined or imprisoned, or both, in the discretion of the court.

Section 449 J. That whoever removes, washes, restores, alters, or otherwise prepares any adhesive stamps, or crowns, with intent to use or cause the same to be used, after it has already been used; or knowingly or wilfully buys, sells, offers for sale, or gives away any such washed, restored, or altered stamp, or crown, to any person; or knowingly uses the same, or has in his or its possession any washed, restored, or altered stamps or crowns which have been removed from the articles to which they have been previously affixed; or whoever, for the purpose of indicating the payment of any tax hereunder, reuses any stamp or crown that has heretofore been used for the purpose of denoting the tax provided in this act; or whoever prepares, buys, sells, offers for sale, or has in his or its possession any counterfeit tamps, or crowns, is guilty of a misdemeanor, and, upon conviction, shall be fined or imprisoned, or both, in the discretion of the court.
Section 449 K. Any person, firm, or corporation required by this act to affix the stamps, or crowns, as provided, who shall fail to properly affix the stamps, or crowns, within the time and as prescribed by law shall, in addition to the goods being subject to confiscation, be required to pay as a part of the tax imposed hereunder a penalty of not less than twenty ($20.00) dollars or more than one hundred ($100.00) dollars, to be assessed and collected by the Commissioner of Revenue as other taxes are collected. Each article or container not having the proper stamps, or crowns, affixed thereto as herein required shall be deemed a separate offense: Provided, that any soft drink or syrups in the place of business of any person, firm, or corporation required by the provisions of this act to stamp the same shall be prima facie evidence that such articles are intended for sale.

Section 449 L. That when any soft drinks taxable under the provisions of this act are found in the possession of any retail dealer without having the stamps, or crowns, affixed, the manufacturer or wholesaler selling such articles within this State shall be subject to the penalties herein provided, as well as the retail dealer in whose possession the goods are located.

Section 449 M. The Commissioner of Revenue is hereby authorized and empowered to promulgate rules and regulations to provide for the collection of the amount of tax due on all syrups or bottle drinks, taxable under the provisions of this act, in possession of dealers on the effective date of this act, so as to prevent any soft drinks being sold within this State without the tax herein being paid.

Section 449 N. It is the intent and purpose of this act to require all manufacturers within this State, wholesale dealers, jobbers, distributors and retail dealers, to affix the stamps provided for in this act to taxable commodities, but when the stamps have been affixed as required herein, no further or other stamps shall be required under the provisions of this act, regardless of how often such commodities may be sold or resold within this State.

Section 449 O. Any syrups in possession of retail dealers of soft drinks to be used in the making, mixing, or compounding of all soft drinks at soda fountains, the containers of which shall not be stamped as herein required, and any and all bottled drinks as herein defined, which shall not be stamped or which shall not have the Soft Drinks License Tax Crowns showing tax paid attached, which article shall have been manufactured or which have been within this State for a period of twenty-four (24) hours or longer in possession of any manufacturer, wholesaler, distributor, jobber, or retailer, or which shall have been sold within this State, are hereby declared to be contraband goods, and the same may be seized by the Commissioner of Revenue, his employees, and/or by any peace officer of the State of North Carolina without a warrant, who shall deliver same to the sheriff of the county for safekeeping for ten days. At the expiration of said time said sheriff shall deliver same to the Commissioner of Revenue for sale at public auction to the highest bidder, after advertising for fifteen (15) days by posting a notice at the courthouse door in Wake County, and in three other places, and by inserting a notice once a week for two weeks in a paper of general circulation in Raleigh, N. C., but before delivering any of said goods so seized and sold the purchaser shall be required to affix the proper amount of stamps to the individual package as
herein provided. The proceeds of sale for any goods sold hereunder shall be turned over by the Commissioner of Revenue to the State Treasurer, as other funds collected by said Commissioner: Provided, that the cost of confiscation and sale shall be paid out of the proceeds derived from such sale before making remittance to the State Treasurer: Provided, that any person, firm, or corporation from whom any of the merchandise herein enumerated shall be taken, if he so desires, have the right of instituting proper legal proceedings within said twenty-five (25) days for the adjudication of his rights: Provided further, that the period of twenty-four (24) hours allowed for affixing said stamps or crowns shall not apply to any person, firm, or corporation who, within said time limit, shall offer for sale, either at wholesale or retail, any of the goods, wares, or merchandise herein enumerated, and all such goods, wares, and merchandise when offered for sale, either at wholesale or retail, without the stamps or crowns having been first affixed, shall be subject to confiscation as hereinabove provided: Provided further, that any vehicle, not a common carrier, which may be used in transporting, for the purpose of sale, any unstamped articles as hereinbefore enumerated, shall likewise be subject to confiscation and sale in the same manner as above provided for unstamped goods, wares, or merchandise.

Section 449 P. In all cases of seizure of any goods, wares, or merchandise or other property hereafter made as being subject to forfeiture under the provisions of this act, the officer or person making the seizure shall proceed as follows:

Section 449 Q. He shall cause a list containing a particular description of the goods, wares, merchandise, or other property seized to be prepared in triplicate and an appraisement thereof to be made by three sworn appraisers to be selected by him, who shall be lawful citizens of the State of North Carolina residing within the county where the seizure was made; said list and appraisement shall be properly attested by said officer and the said appraisers, for which service each of said appraisers shall be allowed a sum not exceeding two ($2.00) dollars per day, to be paid by the Commissioner of Revenue out of any revenue received by him from the sale of confiscated goods or other confiscated property, or from any compromise which may be effected; one copy of the appraisement shall be delivered to the owner of the goods, one copy shall be retained by the officer making the seizure, and one copy shall be forwarded to the Commissioner of Revenue.

Section 449 R. In lieu of bringing suit as hereinbefore provided, any person claiming the said goods, wares, or merchandise or other property so seized as contraband within ten days after the seizure may file with the Commissioner of Revenue a claim in writing, stating his interest in the articles or property seized, and may execute a bond to the Commissioner of Revenue, in a penal sum equal to double the value of said goods or property so seized, but in no case shall said bond be less than the sum of one hundred ($100.00) dollars, with sureties to be approved by the clerk of the court of the county in which the goods or property are seized, conditioned that in the case of condemnation of the articles so seized the obligors shall pay to the Commissioner of Revenue the full value of the goods so seized, together with the tax on the same, and all costs and expenses of the proceedings to obtain such condemnation, including a reasonable attorney’s fee, and upon the delivery of such bond to the Commissioner
of Revenue he shall transmit the same with the duplicate list or description of the goods seized to the solicitor of the district in which such seizure was made, and the said solicitor shall prosecute the case to secure the forfeiture of said goods, wares, merchandise, or other property in the court having jurisdiction. Upon the filing of the bond aforesaid the said goods shall be delivered to the claimant, pending the outcome of said case.

Section 449 S. If no claim is interposed and no bond given, within the time above specified, such goods, wares, merchandise, or other property shall be forfeited without further proceedings, and the same shall be sold as herein provided; and the proceeds of sale when received by the Commissioner by Revenue shall be turned into the State Treasury as other revenues are required by law to be turned in: Provided, that in seizures in quantities of less value than twenty-five ($25.00) dollars the same may be advertised with other quantities at Raleigh by the Commissioner of Revenue, and disposed of as hereinabove provided.

Section 449 T. The proceedings against goods, wares, merchandise or other property dealt in contrary to the provisions of this act shall be considered a proceeding in rem unless otherwise therein provided.

Section 449 U. The Commissioner of Revenue may in his discretion return any goods or property confiscated under this act, or any part thereof, when it is shown that there was no intention to violate the provisions of this act: Provided, when any goods, wares, or merchandise, or other property are confiscated under the provisions of this act, the Commissioner of Revenue may, in his discretion, return such goods or property to the parties from whom they were confiscated if and when such parties shall pay to the Commissioner of Revenue, or his duly authorized representative, an amount equal to double the tax on the confiscated goods, together with the cost incurred, and in such cases no advertisement shall be made or notices posted in connection with such confiscation.

Section 449 V. The Commissioner of Revenue may promulgate rules and regulations governing the stamping of any articles of commodities enumerated herein, handled by persons, firms, or corporations operating on inter-state carriers.

Section 449 W. The Commissioner of Revenue shall have the power to make regulations concerning the methods of breaking package, forms and kinds of containers and methods of affixing stamps to the articles of merchandise herein named, and all other matters pertaining to the administration of this law not herein provided.

Section 449 X. The Commissioner of Revenue is hereby authorized and directed to have prepared and distributed stamps suitable for denoting the tax on all articles herein enumerated.

Section 449-Y. That the Commissioner of Revenue shall administer and enforce the taxes imposed by this act. He shall have the power to enter upon the premises of any taxpayer and to examine, or cause to be examined, by any agent or representative designated by him for that purpose, any books, papers, records, or memoranda, etc., bearing upon the amount of taxes payable, and to secure other information directly or indirectly concerned in the enforcement of this act.

Section 449 Z. Every person, firm, or corporation engaged in the business of making, mixing, or compounding any of the soft drinks enumerated
in this act shall keep a distinct, legible, and permanent record of all extracts, flavorings, sugar, syrup, and other ingredients, except water, received by him, or it, that may be useful for making, mixing, or compounding soft drinks. The said record shall show the amount or quantity of each of said commodities received, the date of receipt thereof, and the name of the person or corporation from whom the same was secured or received, and the said record shall be open at all times for inspection by the Commissioner of Revenue, or any of his duly authorized agents.

Section 449 AA. Every person, firm, or corporation engaged in the manufacture, sale, or distribution of soft drinks is hereby required to keep an accurate account of all daily sales, sales slips, bills, invoices, delivery slips, statements, bills of lading, freight bills, credit memoranda, etc., for a period of not less than two (2) years from the date shown thereon. All such records shall at any time be open to inspection by duly authorized agents of the Commissioner of Revenue.

Section 449 BB. That upon the record hereinabove required to be kept, and upon such other information as may be obtained, the Commissioner of Revenue shall calculate the number or amount of soft drinks that are ordinarily manufactured, mixed, or compounded from such ingredients in accordance with the standard or average formula used therefor by bottlers, mixers, and compounders of soft drinks, and the result thus obtained shall be prima facie evidence of the sale thereof: Provided, that nothing herein contained shall be construed to prevent any bottler, mixer, or compounder of some drinks from showing that he has actually not sold the whole or any part of the amount of soft drinks as determined by the above mode of calculation: Provided further, that the Commissioner of Revenue shall, in making the above provided calculation, allow as a deduction the reasonable average loss for waste and breakage.

Section 449 CC. If any taxes or penalties imposed by this act remain due and unpaid for a period of ten days, the Commissioner of Revenue shall as soon as practicable give ten days written notice to the person, firm, or corporation in default, and if after the expiration of such time the said person, firm, or corporation has not made payment and has not within such time made demand for a trial of the issue before a court of competent jurisdiction in the manner now provided by law for the trial of civil suits, it shall be the duty of the Commissioner of Revenue to issue execution and levy upon the goods of said person, firm, or corporation.

**Documentary Tax**

Section 449 DD. Taxes Levied. That on and after the passage of this act there shall be levied, collected, and paid, for and in respect of the several bonds, debentures, or certificates of stock and indebtedness, and other documents, instruments, matters and things mentioned and described in Schedule A of this act, or for or in respect of the vellum, parchment, or paper upon which such instrument, matter or things, or any of them, are written or printed, by any person who makes, signs, issues, sells, removes, consigns, or ships the same, or for whose benefit or use the same are made, signed, issued, sold, removed, consigned, or shipped the several taxes specified in such schedule.

Section 449 EE. There shall not be taxed under this act any bond, note, or other instrument issued by the United States, or by any foreign govern-
ment, or by any State, Territory, or the District of Columbia, or local subdivision thereof, or municipal or other corporation exercising the taxing power; or any bond of indemnity required to be filed by any person to secure payment of any pension, allowance, allotment, relief, or insurance by the United States, or to secure a duplicate for, or the payment of any bond, note, certificate of indebtedness, war-savings certificate, warrant or check issued by the United States: Provided, that the provisions of this act shall not apply to certificates of stock issued by mutual building and loan associations organized and operating exclusively for the benefit of its members.

Section 449 FF. Penalties for Evasion of Stamp Tax. That whoever:

(a) Makes, signs, issues, or accepts, or causes to be made, signed, issued, or accepted, any instrument, document, or paper of any kind or description whatsoever without the full amount of tax thereon being duly paid;

(b) Makes use of any adhesive stamp to denote any tax imposed by this act without canceling or obliterating such stamps as hereinafter provided; is guilty of misdemeanor, and, upon conviction, shall pay a fine of not more than one hundred ($100.00) dollars, or be imprisoned not more than thirty (30) days, for each offense.

Cancellation of Stamps. That whenever an adhesive stamp is used for denoting any tax imposed by this act on documents except as hereinafter provided, the person using or affixing the same shall write, or stamp, or cause to be written or stamped thereon the initials of his or its name and date upon which the same is attached or used, so that the same may not again be used. Stamps shall be affixed in such manner that their removal will require continued application of steam or water: Provided, that the Commissioner of Revenue may prescribe such other method for the cancellation of such stamps as he may deem expedient.

Section 449 GG. Penalties for Fraud in Use or Reuse of Stamps. That whoever:

(a) Fraudulently cuts, tears, or removes from any vellum, parchment, paper, instrument, or writing upon which any tax is imposed by this act any adhesive stamp used in pursuance of this act;

(b) Fraudulently uses, joins, fixes, or places to, with, or upon any vellum, parchment, paper, instrument, or writing upon which any tax is imposed by this act (1) any adhesive stamp which has been cut, torn, or removed from any other vellum, parchment, paper, instrument, or writing, upon which any tax is imposed by this act; or, (2) any adhesive stamp of insufficient value; or, (3) any forged or counterfeited stamp;

(c) Wilfully removes, or alters the cancellation or defacing marks of, or otherwise prepares any adhesive stamp with intent to use, or cause the same to be used, after it has already been used, or knowingly or wilfully buys, sells, offers for sale, or gives away any such washed or restored stamp to any person for use, or knowingly uses the same;

(d) Knowingly, and without lawful excuse (the burden of proof of such excuse being on the accused) has in possession any washed, restored, or altered stamp which has been removed from any vellum, parchment, paper, instrument, or writing;

(e) Knowingly or wilfully prepares, buys, sells, offers for sale, or has in his or its possession any counterfeit stamps; is guilty of a misdemeanor,
and, upon conviction, shall be punished by a fine of not more than one thousand ($1,000.00) dollars, or by imprisonment for not more than five (5) years, or both.

Section 449 HH. Distribution of Stamps. That the Commissioner of Revenue shall cause to be prepared and distributed for the payment of the taxes prescribed in this act suitable stamps denoting the tax on the documents to which same may be affixed, and shall prescribe such method for the affixing of said stamps in substitution for or in addition to the method provided in this act as he may deem expedient.

Section 449 II. Bonds of Indebtedness. On all bonds, debentures, or certificates of indebtedness issued by any person, and all instruments, however termed, issued by any corporation with interest coupons or in registered form, known generally as corporate securities, on each one hundred ($100.00) dollars of face value or fraction thereof, ten ($0.10) cents: Provided, that every renewal of the foregoing shall be taxed as new issue: Provided further, that when a bond conditioned for the repayment or payment of money is given in a penal sum greater than the debt secured, the tax shall be based upon the amount secured.

Section 449 JJ. Capital Stocks, Issued. On each original issue, whether organization or reorganization, of certificates of stock, or of profits, or interest in property or accumulations, by any corporation, on each one hundred ($100.00) dollars of face value, or fraction thereof, ten ($0.10) cents: Provided, that where a certificate is issued without face value, the tax shall be ten ($0.10) cents per share, unless the actual value is in excess of one hundred ($100.00) dollars per share, in which case the tax shall be ten ($0.10) cents on each one hundred ($100.00) dollars of actual value or fraction thereof.

The stamps representing the tax imposed by this subdivision shall be attached to the stock books, and not to the certificates issued.

Section 449 KK. Capital Stock, Sales or Transfer. On all sales, or agreements to sell, or memoranda of sales or deliveries of transfers of legal title to shares, or certificates of stock or of profits or of interest in property or accumulations in any corporation, or to rights to subscribe for or to receive such shares or certificates, whether made upon or shown by the books of the corporation, or by any assignment in blank, or by any delivery, or by any paper or agreement or memorandum or other evidence of transfer or sale, whether entitling the holder in any manner to the benefit of such stock interest, or rights, or not, on each one hundred ($100.00) dollars of face value or fraction thereof, four ($0.04) cents, and where such shares are without par or face value, the tax shall be four ($0.04) cents on the transfer of sale or agreement to sell on each share: Provided, that it is not intended by this act to impose a tax upon an agreement evidencing a deposit of certificates as collateral security for money loaned thereon, which certificates are not actually sold, nor upon the delivery or transfer for such purpose of certificates so deposited, nor upon mere loans of stock nor upon the return of stock so loaned: Provided further, that the tax shall not be imposed upon deliveries or transfers to a broker for sale, nor upon deliveries or transfers by a broker to a customer for whom and upon whose order he has purchased same, but such deliveries or transfers shall be accompanied by a certificate setting forth the facts:
Provided further, that in case of sale where the evidence of transfer is shown only by the books of the corporation, the stamp shall be placed upon such books of the corporation; and where the change of ownership is by transfer of the certificate, the stamp shall be placed upon the certificates; and in cases of an agreement to sell, or where the transfer is made by delivery of the certificate assigned in blank, there shall be made and delivered by the seller to the buyer a bill or memorandum of such sale, to which the stamp shall be affixed; and every bill or memorandum of sale or agreement to sell before mentioned shall show the date thereof, the name of the seller, the amount of the sale, and the matter or things to which it refers. Any person liable to pay the tax as herein provided, or anyone who acts in the matter as agent or broker for such person, or who makes any such sale, or who in pursuance of any such sale delivers any certificate or evidence of the sale of any stock, interest or right, or bill or memorandum thereof, as herein required, without having the proper stamps affixed thereto, with intent to evade the foregoing provisions, shall be deemed guilty of a misdemeanor, and, upon conviction, shall be fined or imprisoned, or both, in the discretion of the court.

Section 449 LL. Notes, Written Obligations to Pay Money. Promissory notes, except bank notes issued for circulation and executory contracts for the payment of money which are executed or carried out in an instrument of writing to which documentary stamps are affixed; non-negotiable notes; written obligations to pay money, except as may herein otherwise be provided for; assignment of salaries; wages, or other compensation; and for each renewal of same, for a sum not exceeding one hundred ($100.00) dollars, four (4) cents; and for each additional one hundred ($100.00) dollars, or fractional part thereof, four (4) cents.

Mortgages which incorporate the certificate of indebtedness not otherwise shown in separate instrument are subject to a tax at the same rate: Provided, this act shall not apply to crop liens.

Section 449 MM. Conveyances. Deeds, instrument, or writing, whereby any lands, tenements, or other realty sold shall be granted, assigned, transferred, or otherwise conveyed to, or vested in, the purchaser or purchasers, or any other person or persons, by his, her, or their direction, when the consideration or value of the interest or property conveyed, exclusive of the value of any lien or encumbrance remaining thereon at the time of sale exceeds one hundred ($100.00) dollars, and does not exceed five hundred ($500.00) dollars, or fractional part thereof, one ($1.00) dollar, and for each additional five hundred ($500.00) dollars or fractional part thereof, one ($1.00) dollar.

Section 449 NN. Duties and Powers of Commissioner of Revenue. The Commissioner of Revenue shall administer and enforce the taxes imposed by this act. He shall have power to enter upon the premises of any taxpayer and to examine, or cause to be examined by any agent or representative designated by him for that purpose, any books, papers, records, or memoranda bearing upon the amounts of taxes payable, and to secure other information directly or indirectly concerned in the enforcement of this act. Registers of Deeds and other county officers, designated by the Commissioner of Revenue, shall assist in the administration of this act by distributing regulations, giving information, selling stamps, reporting violations of the act, and in other ways not inconsistent with their respective
offices, to the extent and in the manner required by regulations of the Commissioner of Revenue.

Section 449 OO. Penalty for Interfering With Inspection. Any person, firm, or corporation subject to this tax, engaging in or permitting such practices as are prohibited by regulations of the Commissioner of Revenue, or in any other practice which makes it difficult to enforce the provisions of this act by inspection, or if any person, firm, or corporation, agent or officer thereof, who shall, upon demand of any officer or agent of the Commissioner of Revenue, refuse to allow full inspection of the premises or any part thereof, or who shall hinder or in anywise delay or prevent such inspection when demand is made therefor, shall be deemed to be guilty of a misdemeanor, and shall, upon conviction, be fined or imprisoned, or both, in the discretion of the court.

Section 449 PP. Clerks of Court and Registers of Deeds to Report Violation. Clerks of Court and Registers of Deeds shall report to the Commissioner of Revenue the names and addresses of any individuals, firms, or corporations who fail to have affixed the required amount of stamps of any conveyance or taxable instrument which may be recorded in their respective offices. Any Clerk of Court or Register of Deeds who knowingly fails to report any such violation within thirty (30) days after the recording of any taxable instrument without stamps shall be deemed guilty of a misdemeanor, and, upon conviction, shall be fined or imprisoned, or both, in the discretion of the court.

Section 449 QQ. Administration of Act. That the administration of this act is vested in the Commissioner of Revenue, who shall prescribe rules and regulations pertinent to the enforcement of this act.

General Provisions

Section 449 RR. That the administration of this act is vested in the Commissioner of Revenue of the State of North Carolina, who shall prescribe rules and regulations pertinent to the enforcement of this act. It shall be his duty to employ the necessary assistants, clerks, and inspectors for the proper administration of this act. He shall have the power to enter upon the premises of any taxpayer and examine, or cause to be examined by his agent or representative designated by him for that purpose, any books, papers, records, memoranda, and/or commodities or other articles of property bearing upon the amounts of taxes, and to secure any other information directly or indirectly concerned in the enforcement of this act: Provided, that for the purpose of enforcing this act he or his duly appointed representative shall have the right to enter the premises of any railroad, steamboat company, or other common carrier of goods and examine the weigh (way) bills, bills of lading, receipted freight bills, and all other papers, memoranda, data, or documents showing or tending to show the receipt by any person within the State of North Carolina of any of the goods, wares, merchandise, or other property taxable herein.

Section 449 SS. In case any person or corporation is liable to the payment of any tax under the provisions of this act, and has not paid the same, and it is made to appear that such person or corporation is insolvent, or that the strict enforcement of the payment of the tax would probably render the taxpayer insolvent, then and in such case the Commissioner of
Revenue may settle and compromise such tax as may be for the best practical interest of the State and as may under all circumstances be just to the taxpayer.

Section 449 TT. That the license tax or taxes imposed by this act shall be in addition to all other licenses and taxes now levied.

Section 449 UU. That the Commissioner of Revenue may, in his discretion, compromise any civil action arising under the provisions of this act, and may, upon good cause shown, remit any penalties accruing under this act, in whole or in part.

Section 449 VV. That for the purpose of administering this act and collecting the taxes herein provided for, there is established a revolving fund in the sum of fifty thousand ($50,000.00) dollars for the purchase of crowns, admission tickets, stamps, and other necessary expenses for the proper administration of this act, including the payment of necessary salaries, all payments from said fund to be refunded as the fund is depleted out of revenues collected from the sale of crowns, admission tickets, stamps, or other revenues.

Section 449 WW. Whenever any license required under the provisions of this act is lost, misplaced, or for any reason necessitates the issuance of a duplicate license, the party to whom such duplicate license is issued shall pay a fee of one ($1.00) dollar for the issuance of such duplicate to the Commissioner of Revenue, which fee shall be turned in to the State Treasurer as other funds collected by the Commissioner of Revenue.

Section 449 XX. That if any clause, sentence, paragraph, or part of the foregoing sections of this act for any reason be adjudged to be unconstitutional or illegal it shall not affect the balance of said act, which shall remain in full force and effect.

Section 449 YY. That all laws and clauses of laws in conflict herewith are hereby repealed.

Upon motion of Senator Hinsdale, the conference report as presented above, is adopted, which action is declared to be the first reading of all new matter contained in Committee Substitute for H. B. 102, A bill to raise revenue, and the conference report thereon.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Clark: S. B. 602, A bill to amend section 43 of chapter 4, Public Laws, regular session 1921, being section 220, (r), Consolidated Statutes, relating to capital stocks of banks.

The bill is placed on the Calendar.

ENGROSSED BILL

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bill properly engrossed and the same is ordered sent to the House of Representatives:

S. B. 564, A bill to promote the standardization of transportation systems for school children, and to provide for the economical operation of the same.
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Bills and resolutions on the Calendar are taken up and disposed of as follows:
H. B. 1337, A bill supplemental to House Bill 1118, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina," ratified on the 24th day of April, 1931.
Passed its second and third readings and is ordered enrolled.
H. B. 1322, A bill to further the enforcement of the provisions of the North Carolina game and fish laws of Rockingham County.
Passed its second and third readings and is ordered enrolled.
H. B. 1318, A bill supplemental to House Bill 1118, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina," ratified on the 24th day of April, 1931.
Passed its second and third readings and is ordered enrolled.
H. B. 1342, A bill to amend chapter thirty-seven of the Private Laws of 1923, being the charter of the city of Greensboro.
Passed its second and third readings and is ordered enrolled.
Upon motion of Senator Lynch, the Senate adjourns until 8:00 P. M. Monday.

ONE HUNDREDTH DAY

SENATE CHAMBER,
Monday, May 4, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.
Prayer is offered by Rev. E. Gibson Davis, Pastor Tabernacle Baptist Church, Raleigh, N. C.
Senator McLean reports that he has examined the Journal of Saturday, finds it correct, and the same stands approved.
The courtesies of the floor are extended to former Senator Horton of Caswell County and former Representative Gold.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:
S. B. 600, A bill relative to the safe keeping of the girls, formerly inmates of Samarcand, now under indictment for firing the building of that institution, for concurrence in the House amendment.
The bill is placed on the Calendar.
H. B. 1316, A bill supplemental to H. B. 1118, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina", ratified on the 24th day of April, 1931.
The bill is placed on the Calendar.
H. B. 1327, A bill to authorize the board of commissioners of Roxboro to issue bonds of the Roxboro Graded School District for the purpose of funding the debt of said school district.
The bill is placed on the Calendar.
H. B. 1331, A bill to amend H. B. 1118, ratified April 24, 1931, appointing one additional justice of the peace for Vance County.
The bill is placed on the Calendar.
H. B. 1334, A bill to amend Local Government Act, being S. B. 162, ratified March 3, 1931.
The bill is placed on the Calendar.
H. B. 1343, A bill to repeal H. B. 825, ratified March 16, 1931, being "An act entitled an act to amend chapter 62, Private Laws of 1929, entitled an act to incorporate Woodville Baptist Church, Perquimans County, North Carolina."
Upon motion of Senator Whedbee, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled.
H. B. 1329, A bill relating to the bond of the treasurer of Green County.
The bill is placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES
The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Monday night, May 4, 1931.

MR. PRESIDENT:

Pursuant to a message from your Honorable Body, we are returning H. B. 238, title, "to regulate the business of transporting passengers and property for compensation by motor vehicles operated over the public highways of the State", for your further consideration thereon.

Respectfully,

THAD EURE,
Principal Clerk of the House.

Senator Campbell moves that the vote by which this bill passed its third reading be reconsidered.
Upon this motion Senator Clarkson calls for the ayes and noes.
The call is sustained.
The motion fails of adoption, ayes 20, noes 27, as follows:
Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Campbell, Clement, Folger, Gravely, Grier, Gwyn, Haywood, Hendren, Hicks, Johnson of Moore, Jones, Lawrence, Lynch, Pritchett, Uzzell, Whedbee—20.

Those voting in the negative are: Senators Burrus, Burt, Clarkson, Dortch, Dunlap, Gower, Hardy, Harmon, Hatchett, Hinsdale, Horton, Johnson of Duplin, Lovill, McKeel, McLean, McSwain, Nixon, Peel, Powell, Price, Rankin, Rodwell, Umstead, Ward of Beaufort, Ward of Craven, Williams, Zollicoffer—27.

Senator Clarkson moves that the vote by which the motion of Senator Campbell failed of adoption be reconsidered, and that that motion be laid upon the table.
The motion prevails.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Powell: S. B. 603, A bill to repeal chapter 740, Public-Local Laws of 1913, relative to fishing in Columbus County.

Upon motion of Senator Powell, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Powell: S. B. 604, A bill to amend chapter 56, section 2649, volume 1, Consolidated Statutes, relative to municipal elections in Columbus County.

Upon motion of Senator Powell, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 592, An act to postpone and defer the sale of land for delinquent taxes in one thousand nine hundred thirty-one.

H. B. 1335, An act to regulate the terms of the Superior Court of Burke County.

S. B. 110, An act to amend the Code of Civil Procedure as to the joinder of parties.

H. B. 1317, An act to correct an error in House Bill one thousand one hundred eighteen, known as the Omnibus Justice of the Peace Act, so as to change the name of L. D. Bell to F. D. Bell in Greenriver Township, Henderson County.

H. B. 1304, An act to amend chapter three hundred and sixteen, Public-Local Laws, one thousand nine hundred and twenty-nine, relative to delinquent taxpayers in Craven County and to reenact same as amended.

H. B. 1280, An act to amend House Bill six hundred ninety-eight, relating to the fees of the sheriff of Caldwell County.

H. B. 1289, An act to amend House Bill one hundred forty-eight of the one thousand nine hundred thirty-one General Assembly, the same being entitled "An act to amend chapter one hundred nineteen, Public Laws of one thousand nine hundred twenty-nine, relating to the State Barbers' License Law".

H. B. 670, An act to incorporate the town of Todd in Watauga and Ashe Counties.

H. B. 1336, An act to amend an act entitled "An act to prohibit the unauthorized practice of law in the State of North Carolina".

S. B. 269, An act to prohibit throwing laps of trees in the streams of Avery, Watauga and Hertford Counties.

H. B. 663, An act creating the office of tax collector in Sampson County, and fixing the fees of the sheriff of Sampson County.

H. B. 1323, An act to place the office of county solicitor upon a salary basis, and to provide for a clerk of the recorder's court of Cleveland County.
H. B. 679, An act to make more effective the control of the State over corrupt practices in primaries and elections.

H. B. 1290, An act to place Mrs. Maggie Norment, widow of Major Richard Montgomery Norment, of Robeson County, on the pension roll.

H. B. 1357, An act supplemental to House Bill one thousand one hundred and eighteen, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina", ratified on the twenty-fourth day of April, one thousand nine hundred and thirty-one.

H. B. 1277, An act to amend section three, chapter three hundred and thirty-five, Public Laws of one thousand nine hundred and twenty-nine, relating to the fee for a non-resident State fishing license.

H. B. 1241, An act to place Mrs. Emma Cooper and Mrs. Margaret Collie Gupton of Franklin County, widows of Confederate veterans, on the pension roll.

H. B. 611, An act to permit fishing with trot lines and nets for catfish in the Tennessee River, Graham County.

H. B. 1284, An act to place Mrs. Lucy Privett, widow of W. D. Privett, a Confederate veteran, of Franklin County, on the pension roll.

H. B. 1326, An act to amend House Bill one thousand one hundred eighteen, ratified April twenty-fourth, one thousand nine hundred thirty-one, appointing three additional justices of the peace for Rowan County.

H. B. 1306, An act to place Mrs. Cornelia Smith, widow of J. A. Smith, a Confederate veteran of Jones County, and W. H. Billings, a Confederate veteran of Alleghany County, on the pension roll.

H. B. 1342, An act to amend chapter thirty-seven of the Private Laws of one thousand nine hundred and twenty-three, being the charter of the city of Greensboro.

H. B. 1318, An act supplemental to House Bill one thousand one hundred and eighteen, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina", ratified on the twenty-fourth day of April, one thousand nine hundred and thirty-one.

H. B. 1325, An act to repeal chapter three hundred twenty-one, Public-Local Laws, one thousand nine hundred seventeen, in regard to depredations of domestic fowls in Deep Creek Township, Yadkin County.

H. B. 1278, An act to place Mrs. Annie E. Hines of Bladen County on the pension roll.

H. B. 1322, An act to further the enforcement of the provisions of the North Carolina Game and Fish Laws and the Game and Fish Laws of Rockingham County.

S. B. 137, An act to relieve church property in the town of Windsor, Bertie County, from fifty per cent of street paving assessments, if approved by a majority of the voters.

S. B. 556, An act to postpone the collection of street assessments on the old ladies' home in Charlotte, North Carolina.

S. B. 557, An act to provide for the payment of property taxes due Columbus County in instalments.

H. B. 873, An act to amend sections four thousand and sixty, four thousand and eighty, and four thousand and eighty-seven of the Consolidated Statutes of North Carolina, relating to warehouse receipts and the negotiability thereof.
H. B. 361, An act to promote economy and efficiency in the operation of the public high schools of the State of North Carolina, by providing for a uniform adoption of high school textbooks.

H. B. 787, An act to reorganize the Department of Agriculture, to appoint a board, and to define the duties of said board.

S. B. 601, An act to authorize the North Carolina Board of Veterinary Medical Examiners to license J. Y. Blackwell to practice veterinary.

Upon motion of Senator Nixon, S. B. 295, A bill providing for the drainage and maintenance of creeks in Catawba County, is ordered recalled from the enrolling clerk's office.

Upon motion of Senator Peel, H. B. 1273, A bill in relation to State Highway Patrol so said act will conform to the State Road Law, ratified March 20, 1931, is taken from the Committee on Public Roads and placed on the Calendar.

Upon motion of Senator Ward of Craven, S. B. 586, A bill to require branch banks to include in their financial statements statement of amount on deposit and amount loaned in each branch, is taken from the Committee on Banks and Currency and placed on the Calendar.

Upon motion of Senator Gravely, S. B. 187, A bill to levy a tax of two mills per kilowatt hour on electrical energy; and to raise revenue for the operation of the six months school term, is taken from the Committee on Finance and placed on the Calendar.

Senator Gravely moves that the rules be suspended and that this bill be taken up for immediate consideration.

Senator Johnson of Duplin, moves as a substitute motion that the Senate take up for consideration H. B. 102, A bill to raise revenue.

The substitute motion prevails.

Senator Folger offers a substitute for the Conference Report.

Senator Johnson of Duplin, makes the point of order that no substitute can be offered to a conference report.

The President rules that the conference report is not open for amendment.

Senator Gravely appeals from the ruling of the chair and upon this appeal calls for the ayes and noes.

The call is sustained.

The ruling of the President is not sustained, the vote of the Senate being as follows, ayes 22, noes 27, as follows:

Those voting in the affirmative are: Senators Baggett, Blount, Clark, Clarkson, Dortch, Hardy, Harmon, Haywood, Hinsdale, Johnson of Duplin, Lindsay, Lynch, McKeel, Peel, Powell, Price, Pritchett, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Zollicoffer—22.

Those voting in the negative are: Senators Bennett, Bernard, Burrus, Burt, Campbell, Clement, Dunlap, Folger, Gower, Gravely, Gwyn, Hatchett, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lovill, McLean, McSwain, Nixon, Rankin, Umstead, Whedbee, Williams—27.

Senator Johnson of Duplin moves that the Senate adjourn to meet tomorrow morning at eleven o'clock.

Upon this motion Senator Grier calls for the ayes and noes.

The call is sustained, and the motion fails of adoption, ayes 23, noes 24, as follows:
Those voting in the affirmative are: Senators Baggett, Blount, Clark, Clarkson, Dortch, Hardy, Harmon, Haywood, Hinsdale, Johnson of Duplin, Lindsay, Lynch, McKee, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Zollicoffer—23.

Those voting in the negative are: Senators Bennett, Bernard, Burrus, Birt, Campbell, Clement, Dunlap, Folger, Gravely, Grier, Gwyn, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Loville, McSwain, Nixon, Umstead, Whedbee, Williams—24.

Senator Johnson of Duplin, sends forward a message from the Governor containing certain nominations for confirmation by the Senate, and moves that the Senate go into executive session for the purpose of considering the same.

Upon this motion Senator Grier calls for the ayes and noes.

The call is sustained, and the motion fails of adoption ayes 24, noes 24, the President voting in the negative:

Those voting in the affirmative are: Senators Bennett, Bernard, Burrus, Birt, Clement, Dunlap, Folger, Gravely, Grier, Gwyn, Hatchett, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Loville, McLean, McSwain, Nixon, Umstead, Whedbee, Williams—24.

Those voting in the negative are: Senators Baggett, Blount, Clark, Clarkson, Dortch, Gower, Hardy, Harmon, Haywood, Hinsdale, Johnson of Duplin, Lindsay, Lynch, McKee, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Zollicoffer—24.

Senator Johnson of Duplin offers an amendment to the conference report which is in the form of the original H. B. 102, A bill to raise revenue, as it came to the Senate, and requests that the bill be read in its entirety.

The request is granted by the President, who rules that Senator Johnson of Duplin may hold possession of the floor while the bill is being read.

Senator Ward of Beaufort rises to a point of order, making the point that there should have been no appeal granted from the ruling of the President upon the question of amending the conference report.

The President holds the point of order to be well taken and now rules the amendments which have been offered out of order.

Senator Grier appeals from the ruling of the President, but upon being informed by the President that he will now rule it requires a two-thirds vote of the Senate to over rule any decision made, the appeal is withdrawn.

Senator Johnson of Duplin calls the previous question upon the passage of the conference report containing new matter in the form of amendments to H. B. 102, A bill to raise revenue, upon its second reading.

Senator Horton makes the point of order that under the rules of the Senate each Senator is allowed as much as thirty minutes debate upon the revenue bill, and that to sustain the call for previous question would require a two-thirds vote.

The President holds the point of order to be not well taken.

The call for the previous question is sustained.

The report, as stated above, fails to pass its second reading, ayes 23, noes 24, as follows:

The following pair is announced: Senator Uzzell, aye; Senator Johnson of Moore, no.

Those voting in the affirmative are: Senators Baggett, Blount, Clark, Clarkson, Dortch, Gower, Hardy, Harmon, Haywood, Hinsdale, Johnson
of Duplin, Lindsay, Lynch, McKe, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Ward of Beaufort, Ward of Craven, Zollicoffer—23.

Those voting in the negative are: Senators Bennett, Bernard, Burrus, Burt, Campbell, Clement, Dunlap, Felger, Gravely, Grier, Gwyn, Hatchett, Hendren, Hicks, Horton, Jones, Lawrence, Lovill, McLean, McSwain, Nixon, Umstead, Whedbee, Williams—24.

Senator Johnson of Duplin moves that the Senate adjourn to meet tomorrow morning at eleven o'clock.

The motion prevails.

ONE HUNDRED FIRST DAY

SENATE CHAMBER,

Tuesday, May 5, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. A. Corey, Engrossing Clerk of the Senate.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Burrus, S. R. 427, A joint resolution requesting the State Highway Commission to re-establish the numbering of the state highway from Burlington to Greensboro, via Elon College and Gibsonville to be known as number 10, is taken from the Committee on Roads and placed on the Calendar.

Upon motion of Senator Lynch, H. B. 584, A bill to require the sheriff of Robeson County and the tax collectors of all municipalities in said county to accept quarterly payments of taxes, is taken from the Committee on Finance and placed on the Calendar.

Upon motion of Senator Nixon, the vote by which S. B. 295, A bill providing for the drainage and maintenance of creeks in Catawba County, passed its third reading is reconsidered.

Upon motion of Senator Nixon, the bill is placed on the table.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1333, A bill to place Mrs. Nancy A. Fulp, widow of David H. Fulp of Rockingham County, on the pension roll.

The bill is placed on the Calendar.

H. B. 1345, A bill relative to fees for filing, docketing and indexing transcripts of judgments in the office of the clerk of the Superior Court of Anson County.

The bill is placed on the Calendar.

H. B. 1261, A bill to prescribe certain powers and duties of the North Carolina Corporation Commission with respect to public service corporations.

Referred to Committee on Judiciary No. 1.
H. B. 1328, A bill to place the name of Mrs. J. H. McKaughan, widow of J. H. McKaughan, on the Confederate pension roll.
   The bill is placed on the Calendar.
H. B. 1332, A bill to place the name of Mrs. William D. Shaw, widow of William D. Shaw, on the Confederate pension roll.
   The bill is placed on the Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:
   By Senator Horton, for the Committee on Judiciary No. 2:
   H. B. 1259, A bill to place Mrs. Lydia Elizabeth Scott, of Chatham County, on the pension roll, with a favorable report.
   Upon motion of Senator Horton, the rules are suspended and the bill is placed upon its immediate readings.
   Passes its second and third readings and is ordered enrolled.
   By Senator Lawrence, for the Committee on Banks and Currency:
   H. B. 1266, A bill to determine conditions under which banks which have been taken possession of by the Commissioner of Banks may be reopened for transaction of business, with a favorable report.
   By Senator Clark, for the Committee on Counties, Cities and Towns:
   S. B. 62, A bill to create in Cleveland County, the office of county auditor and assign to that office the duties now performed by the county accountant, the tax auditor and the county supervisor of taxation, with a favorable report.

MESSAGE FROM THE GOVERNOR

The following message is received from His Excellency Governor O. Max Gardner.

To the President of the Senate
   and
To the Speaker,
House of Representatives.

Gentlemen:

I respectfully request permission to address the House and Senate in joint session tonight at eight o'clock, May 5th.

Sincerely yours,

O. MAX GARDNER,
Governor of North Carolina.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:
H. R. 1353, A joint resolution inviting His Excellency, the Governor to address a joint session of the House of Representatives and Senate at 8:30 P. M., May 5th, 1931.

Upon motion of Senator Johnson of Duplin, the rules are suspended and the resolution is placed upon its immediate readings.

PASSES its second and third readings and is ordered enrolled.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hardy: S. R. 605, A joint resolution inviting the printers of North America to establish their Eastern Tubercular Sanatorium and home for their sick and aged in the State of North Carolina.

Upon motion of Senator Hardy the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator McSwain: S. B. 606, A bill instructing conferees on the part of the Senate to vote for House Bill 102 as passed by the Senate.

Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1327, A bill to authorize the board of commissioners of Roxboro to issue bonds of the Roxboro graded school district for the purpose of funding the debt of said school district.

Upon motion of Senator Dunlap, the bill is taken from the Calendar and referred to the Committee on Finance.

H. B. 1316, A bill supplemental to House Bill 1118, the same being a bill to be entitled, "An act to appoint justices of the peace for the several counties of North Carolina," ratified on the 24th day of April, 1931.

Passes its second and third readings and is ordered enrolled.

H. B. 1329, A bill relating to the bond of the treasurer of Greene County.

Passes its second and third readings and is ordered enrolled.

H. B. 1331, A bill to amend House Bill 1118, ratified April 24, 1931, appointing one additional justice of the peace for Vance County.

Passes its second and third readings and is ordered enrolled.

S. B. 600, A bill relative to the safe-keeping of the girls, formerly inmates of Samarcand, now under indictment for firing the building of that institution.

Upon motion of Senator Johnson of Duplin, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. R. 1341, A joint resolution to appoint a commission to report to the next General Assembly the advisability of participation by the State in the World's Fair Centennial Celebration at Chicago.

Upon motion of Senator Johnson of Duplin, the resolution is placed on the table.

H. B. 950, A bill to make the motor vehicle laws of North Carolina conform with the uniform act regulating traffic on highways as adopted by the National Conference on Street and Highway Safety.

Upon motion of Senator Clement, the bill is placed on the table.

H. B. 1237, A bill to amend chapter 144, Public Laws, 1915, and all amendments thereto, which is "An act to provide for the incorporation and maintenance of co-operative organizations".

Upon motion of Senator Burrus, the bill is placed on the table.
S. B. 602, A bill to amend section 43 of chapter 4, Public Laws, regular session, 1921, being section 220 (r), Consolidated Statutes, relating to capital stocks of banks.

Upon motion of Senator Johnson of Duplin, the bill is re-referred to the Committee on Banks and Currency.

S. B. 586, A bill to require branch banks to include in their financial statements, statement of amount on deposit and amount loaned in each branch.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1334, a bill to amend the Local Government Act, being Senate Bill 162, ratified March 3, 1931.

Upon motion of Senator Whedbee, the bill is placed on the table.

H. B. 1109, A bill to amend section 23 of article 4 of the Constitution of North Carolina, relating to solicitors, upon second reading.

Senator Whedbee offers an amendment which fails of adoption.

The bill passes second reading, ayes 39, noes 3, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burt, Clarkson, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Beaufort, Ward of Craven, Zollicoffer—39.

Those voting in the negative are: Senators Burrus, Whedbee, Williams—3.

H. B. 1109, A bill to amend section 23 of article 4 of the Constitution of North Carolina, relating to solicitors, upon third reading.

The bill passes third reading, ayes 41, noes 5, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Burt, Clark, Clarkson, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hindsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rankin, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Zollicoffer—41.

Those voting in the negative are: Senators Burrus, Campbell, Clement, Whedbee, Williams—5.

The bill is ordered enrolled.

H. B. 74, A bill to provide for the admission in evidence of business records.

The bill fails to pass its second reading.

H. B. 1195, A bill to amend subsection 7 of section 218 (c), Consolidated Statutes of North Carolina, volume 3, being subsection 7 of section 1, chapter 113, Public Laws of 1927, and conferring upon the Commissioner of Banks and/or liquidating agents certain powers and rights of banks which have been taken in possession by the Commissioner of Banks, especially relating to mortgages, deeds of trust and papers executed to secure the payment of money.

Senator Pritchett offers an amendment which is adopted.

Senator Johnson of Duplin offers an amendment which is adopted.
Passes its second reading and upon objection to the third reading of the bill it takes its place on the Calendar.

S. R. 427, A joint resolution requesting the State Highway Commission to reestablish the numbering of the State highway from Burlington to Greensboro via Elon College and Gibsonville to be known as No. 10.

Senator Burrus offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 584, A bill to require the sheriff of Robeson County and the tax collectors of all municipalities in said county to accept quarterly payment of taxes.

Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bill as properly enrolled, and it is duly ratified and sent to the office of the Secretary of State:

S. B. 588, An act to amend House Bill Number one thousand and thirty-nine, ratified April fifteenth, one thousand nine hundred and thirty-one, reducing the board of education of Avery County from five to three members.

Upon motion of Senator Johnson of Duplin, the Senate goes into executive session for the purpose of considering certain nominations of His Excellency Governor O. Max Gardner.

EXECUTIVE SESSION

The President lays before the Senate the following message from His Excellency Governor O. Max Gardner:

May 4, 1931.

To the Senate of the General Assembly of North Carolina:

As required by law, H. B. 338, Public Laws of 1931, ratified March 20th, 1931, I herewith submit for the confirmation of the Senate the following gentlemen as Chairman and Members of the State Highway Commission:

From May 4th, 1931:

Chairman:
E. B. Jeffress
Guilford County 4 year term

Members
N. L. Stedman Halifax County 4 year term
James L. McNair Scotland County 4 year term
W. W. Neal McDowell County 4 year term
James H. Clark Bladen County 4 year term
T. L. Bland Wake County 2 year term
C. A. Cannon Cabarrus County 2 year term

Respectfully submitted,

O. MAX GARDNER,
Governor.
Upon motion of Senator Burrus, the above nominations are approved and confirmed for the positions and terms specified.

May 4, 1931.

To the Senate of the General Assembly of North Carolina:

As required by law, S. B. 357, Public Laws of 1931, ratified March 23, 1931, I herewith submit for the confirmation of the Senate the following gentlemen as Members of the State Prison Department:

From May 4, 1931:

<table>
<thead>
<tr>
<th>Name</th>
<th>County</th>
<th>Term</th>
</tr>
</thead>
<tbody>
<tr>
<td>J. W. Bunn</td>
<td>Wake County</td>
<td>4 year</td>
</tr>
<tr>
<td>J. R. Smith</td>
<td>Surry County</td>
<td>4 year</td>
</tr>
<tr>
<td>A. S. Copeland</td>
<td>Lenoir County</td>
<td>4 year</td>
</tr>
<tr>
<td>L. F. Abernethy</td>
<td>Catawba County</td>
<td>3 year</td>
</tr>
<tr>
<td>E. B. Bridges</td>
<td>Mecklenburg County</td>
<td>3 year</td>
</tr>
<tr>
<td>D. C. Barnes</td>
<td>Hertford County</td>
<td>2 year</td>
</tr>
<tr>
<td>B. B. Everett</td>
<td>Halifax County</td>
<td>2 year</td>
</tr>
</tbody>
</table>

Respectfully submitted,

O. Max Gardner,
Governor.

Upon motion of Senator Whedbee, the above nominations are approved and confirmed for the positions and terms specified.

Upon motion of Senator Grier, the Executive Session is dissolved and the Senate resumes consideration of its regular business.

Upon motion of Senator Dortch, the Senate takes a recess until 8:15 P. M. for the purpose of hearing a message from His Excellency, Governor O. Max Gardner.

EVENING SESSION

Senate Chamber,
Tuesday, May 5, 1931.

The Senate meets pursuant to recess and is called to order by Lieutenant-Governor R. T. Fountain.

The Chair appoints Senators Johnson of Moore and Umstead to wait on the Governor and escort him to the joint meeting of the General Assembly.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Lawrence, for the Committee on Banks and Currency:

S. B. 602, A bill to amend section 43 of chapter 4, Public Laws, regular session 1921, being section 220 (r), Consolidated Statutes, relating to capital stocks of banks, without prejudice.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Tuesday Night, May 5, 1931.

MR. PRESIDENT:

It is ordered that a message be sent your Honorable Body with the information that pursuant to resolution heretofore passed, the House will be ready to receive your Honorable Body in a joint session at the hour of eight-thirty, for the purpose of hearing an address by His Excellency, Governor O. Max Gardner.

Respectfully,

THAD EURE,
Principal Clerk of the House.

The hour of 8:30 having arrived, pursuant to a resolution heretofore ratified, the Senate, upon motion of Senator Johnson of Duplin, takes a recess and proceeds to the Hall of the House of Representatives to meet in joint session for the purpose of hearing a message from His Excellency, Governor O. Max Gardner.

JOINT SESSION

The joint session is called to order by the President of the Senate, Lieutenant-Governor R. T. Fountain.

Senator Umstead, for the Committee appointed by the House and Senate to wait upon and escort His Excellency to the Hall of the House of Representatives, presents Governor O. Max Gardner, who delivers the following message:

Mr. President, Mr. Speaker, and Members of the General Assembly of North Carolina:

I have asked for the privilege of bringing this message to the joint session of the House and Senate of this General Assembly in order that I might advise with you frankly, conscientiously, and I hope constructively on the most important matter that has at any time engaged the attention of this General Assembly.

I have hesitated to make this request. This hesitancy was due not to any thought that you would not hear me gladly and patiently, but to my own inherent feeling that, after I had established with you my general position on the revenue bill in my special message of March 24, I would be to some extent invading legislative prerogatives if I undertook to further urge my opinions and my convictions upon your consideration.

In seeking permission to address you this evening, it is not my purpose to speak in advocacy of my own views, previously expressed to you, or to present argument against the views of any group in this Assembly. I come to speak a brief and simple message that I believe reflects the thinking of the people of the State, and that I know reflects the needs of the State and the welfare of its people. That message is this: The time has come and the hour has struck that demand that our conflicting views be reconciled into legislative action.
Unless we can find a way, and that quickly, to compose our differences and to remove the impression which I tell you advisedly is gaining strong headway in North Carolina that the Democratic General Assembly and the Democratic administration of North Carolina are impotent in a grave crisis to formulate a legislative revenue policy to serve the well-being of this State, we have brought about a condition and a state of mind that is destructive of our welfare.

With the sharply defined differences that have marked your deliberations for 120 days, it is apparent that the achievement of this result demands a patriotic surrender of any pride of position. I come to say that, without surrendering any convictions, I am ready to lay on the altar of service to the State any pride of position that I have maintained, and to seek with you an immediate solvent of our divergent views, that ends the prolonged uncertainties, that keeps the wheels of government turning in orderly fashion, and that permits our people to proceed with their own personal affairs in certain knowledge of what our laws are to be.

The representatives of this great people, and the representatives of this great party, cannot and must not confess their inability to function and to legislate with respect to the vital matters essential to the operations of government in all its functions. We must provide a legislative policy. We must provide appropriations to carry on. We must provide the revenue to sustain them, and we must provide them now. The demands that press upon us cannot be met by postponement or delay. We have already reached the point where we cannot further delay the achievement of these ends without serious injury to the people and to the party we serve. Uncertainty already levies its tax upon the business and the patience of our people. This tax must be removed.

I do not propose here, gentlemen, to restate or to further clarify my own views as expressed to you on March 24. I am come to present an appeal rather than an argument. But I do ask permission to present just one phase of our governmental machinery that requires prompt action to preserve the best interests of the State. On the last day of this current month eighty thousand Schedule B license taxes expire. These taxes are payable in advance. Within ten days from this date the addressograph machines should begin to grind out the mail notices to these eighty thousand taxpayers. Yet no one knows at this time the basis on which these taxes will be renewable; and if the Revenue Act should be ratified tonight, the short time left would cause some delay and confusion in interpreting and digesting these laws and getting accurate information about them to the taxpayers.

I come to present my attitude rather than formula for a solution of these problems. If approached in the right attitude—an attitude of mutual respect, of give and take—a solution of this long deadlock can be found that will resolve our difficulties.

There has been some suggestion of a temporary adjournment for reflection on our contested problems. It must be apparent that either adjournment or further delay in reaching agreement on these problems, leads into and not out of the wilderness. Our people will forgive us for almost anything except confessing our inability to do so.

I come to present an appeal to the patriotism of each member of the General Assembly, and I know that appeal cannot be made in vain. You
have demonstrated that in the period of your voluntarily extended service, and in your adherence to your conceptions of policy. I come now to say that in my judgment patriotism requires a reconciliation of these conflicts, and if need be a surrender of some shade of opinion or position to achieve an accomplished legislative policy on which our State can, even in these times of adversity, go forward.

For myself I cannot elect to follow a totally negative course. I cannot side-step a responsibility that I owe here to you and to myself and, I feel, to the State. We must all of us accept our responsibility to act.

I come before you, therefore, first, that insofar as within you lies the power, each and every one of you make up his legislative mind to consider not myself first, not my county first, not my district first, but the welfare of the whole people of the State of North Carolina first. That, ladies and gentlemen, is a point of view necessarily precedent to any constructive action in resolving our legislative situation.

Second, I ask you to take a position of acceptance and support of the principle of the MacLean bill. No matter what your personal view is to the merits of this piece of legislation may be, the preservation of the principle of state responsibility for the maintenance of the six months school term as set forth in the Constitution is to my mind essential and necessary to a successful termination of the differences that are dividing this General Assembly and the State. I ask you to go further than the requirement of the Constitution. I ask you to accept the principle of state support of the six months school term from sources other than ad valorem taxes. This General Assembly has already accepted the principle of the MacLean bill as its goal, and I ask you to hold fast to it as a major objective in the taxation and school policy of the Democratic Party in North Carolina. Recognizing this, I ask this General Assembly to take such practical action as will preserve the principle of the MacLean bill and as will bring it into actuality as soon as and as completely as economic conditions and the political and social state of mind of our people make that possible and practicable.

Third, I ask you therefore to accept as a fact what is a fact; namely, that under whatever plan of school support this General Assembly may adopt—whether the MacLean plan with the Johnson-Jolly school bill, or the MacLean plan with the Johnson-Folger school bill, or the MacLean plan with the Grier-Folger revenue bill and the Folger school bill—I say under whatever plan of school support you adopt I ask you to recognize in your thinking, and recognize frankly, that it will be necessary next year, 1931-32, to levy some ad valorem tax for the support of the current expense budgets of the six months school term in every county in North Carolina. Is that clear? Do you understand precisely the proposition I am asking you to accept? Here it is: Under every plan so far provided in this General Assembly, every board of county commissioners will levy some ad valorem tax for the current expense fund—I did not say debt service—but I said for the current expense fund of the six months school term.

If that is so, I ask you to be practical and not let your legislative mind be circumscribed by or controlled by any slogan or any formula that offers a larger hope of tax reduction than will stand up under the light of practical and critical analysis.
It seems to me that the practical sense as well as the logic in our present situation leads irresistibly to the decision that for the present we accept the principle of the MacLean bill and that the State provide from sources other than ad valorem taxes as large a part of the current cost of the six months school term as you can provide for under a reasonable and fair and just and workable system of taxation. Beyond that I do not think you are called upon to go. Beyond that I think you should not go.

I believe that this line of thinking will find the same response in your minds that it has found in my own. And I am but talking to the same kind of people that I am myself. It is impossible, gentlemen, to set up any worthwhile and desirable objective that is worthy of the struggles of a people to attain, without it being necessary to take time and to make reasonable compromises to attain it.

I believe no desire to force upon you a single one of these views unless by the persuasion of their inherent soundness they find a place in your thought. I make bold to offer these suggestions to you and to get up this line of procedure and this policy because to my mind they do offer a reasonable and hopeful and constructive way out of our present impasse. I appeal to you not to let ourselves or the people of our State lose our poise, our sanity, our balance, our good judgment. I would prefer to say it this way than to say that I appeal to you to save North Carolina, to save the Democratic Party, to save our economic future, to save our public school system. But, gentlemen, I could put it on the basis of appealing to you to save us, to save us from ourselves, without in my mind being in the least demagogic.

I do appeal to you, to every man and woman of you, to think with your heads, to take counsel of one another, and so to act that when you look back on this day and this night, you will not have regrets. I appeal to you to come to a reasonable compromise on a reasonable policy that we can reasonably defend and that we know will be reasonably successful in its operation. Then, let us go back home and build up in our people a psychology of progress, and of hope, and of achievement. This, to my mind, is the most effective way under Heaven to pull ourselves out of the slough of defeat that now can quickly engulf us and swallow us up.

Let's do the best we can and accept the best we can do for North Carolina today, and confidently expect the approval of the people for whom we have labored.

At the conclusion of the Governor’s message, upon motion of Senator Grier, the joint session is dissolved and the Senate repairs to its Chamber.

The Senate reconvenes and is called to order by Lieutenant-Governor R. T. Fountain.

Upon motion of Senator Whedbee, the Senate adjourns to meet tomorrow at 12 o'clock M.

ONE HUNDRED SECOND DAY

SENATE CHAMBER,

Wednesday, May 6, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.
Prayer is offered by Rev. W. W. Davidson, Johnson Memorial Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Bennett, S. B. 187, A bill to levy a tax of two mills per kilowatt hour for electrical energy, and to raise revenue for the operation of the six months school term, is rereferred to the Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,

May 6, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return to the House for further consideration, House Bill 238, known as the Bus Law.

Respectfully,

THAD EURE,
Principal Clerk of the House.

The bill is ordered returned.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1310, A bill to place Mrs. Millie Holder of Surry County on the pension roll.
The bill is placed on the Calendar.

H. B. 1311, A bill to place Mrs. Samirah Creed, widow of John D. Creed of Surry County, on the pension roll.
The bill is placed on the Calendar.

H. B. 1346, A bill supplemental to H. B. 1118, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina", ratified on the 24th day of April, 1931.
The bill is placed on the Calendar.

H. B. 1350, A bill to amend section 7, chapter 699, Public-Local Laws of 1927, relating to the salary of the prosecuting attorney of the municipal court of the city of High Point.
The bill is placed on the Calendar.

H. B. 1351, A bill to amend an act entitled "An act to amend chapter 395 of the Public-Local Laws of 1909 and all acts amendatory thereof, relating to the city charter of the city of High Point", ratified the 21st day of March, 1931.
The bill is placed on the Calendar.

H. B. 1349, A bill to authorize the councilmen of the city of Asheville to lease the public parks, playgrounds, municipal golf links, auditorium and other property owned by the city.
The bill is placed on the Calendar.

H. R. 1352, A joint resolution providing for the appointment of a commission to study the questions of the adoption, purchase and distribution
of high school textbooks, and to report its findings, conclusions and recommendations prior to the regular 1933 session of the General Assembly.

Referred to Committee on Education.

H. R. 1355, A joint resolution authorizing and providing for the proper impounding and delivery of the ballots, ballot boxes and contents used in Senatorial election November 4, 1930, to the sub-Committee on Privileges and Elections, United States Senate.

Upon motion of Senator Horton, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1356, A bill to place the name of Mrs. Charlena Hart, widow of a Confederate veteran, on the pension roll.

The bill is placed on the Calendar.

H. B. 1358, A bill to transfer the levy of taxes in the Bessemer City Graded School District from the board of trustees of that district to the board of commissioners of Gaston County.

Upon motion of Senator Rankin, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Folger, for the Committee on Education:

H. B. 986, A bill to amend section 5416 of volume 3 of the Consolidated Statutes of North Carolina and index, relative to vacancies in the office of county board of education, with a favorable report.

H. B. 1254, A bill supplemental to an act to appoint members of the boards of education of the several counties, and relating solely to Lee County, with a favorable report.

H. B. 629, A bill to amend section 5492 of the Consolidated Statutes as amended by section 18, chapter 243, Public Laws, 1929, with reference to the qualifications of the county superintendent of schools in Ashe County, with an unfavorable report.

H. B. 979, A bill to regulate the election of the board of trustees of the Granite Falls Graded Schools, with a favorable report.

H. B. 220, A bill to regulate the making of teachers contracts in Onslow County, with an unfavorable report.

By Senator Whedbee, for the Committee on Finance:

H. B. 1327, A bill to authorize the board of commissioners of Roxboro to issue bonds of the Roxboro Graded School District for the purpose of funding the debt of said school district, with a favorable report as amended.

S. B. 606, A bill instructing conferees on part of the Senate to vote for House Bill 102, as passed by the Senate, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Rodwell: S. B. 607, a bill to appoint Edward D. Davis special enforcement officer for Warren County for a term of two years.

Upon motion of Senator Rodwell, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Bernard: S. B. 608, a bill to amend section 165, chapter 345, Public Laws of 1929, relating to motor vehicles for hire.

Upon motion of Senator Bernard, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Ward of Craven: S. B. 609, a bill to amend House Bill 338, known as the Highway Bill to take over the maintenance of the county roads of the state, same being ratified on March 20, 1931, so as to refund taxes for fuel used in motor boats.

Upon motion of Senator Ward of Craven, the bill is placed on the Calendar.

By Senator Hardy: S. B. 610, a bill to require the sheriff of Lenoir County and the tax collectors of all municipalities in said county to accept quarterly payments of taxes.

Upon motion of Senator Hardy, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Baggett: S. B. 611, a bill to require the sheriff and tax collector of Harnett County and the tax collectors of all municipalities in said county to accept quarterly payment of taxes.

Upon motion of Senator Baggett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Peel: S. B. 612, a bill to amend S. B. 592, “An act to postpone and defer the sale of land for delinquent taxes in 1931.”

The bill is placed on the Calendar.

By Senator Lovill: S. B. 613, a bill to require the sheriff or tax collector of Watauga, Ashe and Alleghany Counties to accept quarterly payments of taxes.

The bill is placed on the Calendar.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1327, a bill to authorize the board of commissioners of Roxboro to issue bonds of the Roxboro Graded School District for the purpose of funding the debt of said school district, upon second reading.

Senator Whedbee offers an amendment which is adopted.

The amendment being held not material, this bill is placed on its second reading.

The bill passes second reading, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burrus, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger,
H. B. 1328, a bill to place the name of Mrs. J. H. McKaughan, widow of J. H. McKaughan, on the Confederate pension roll.

Passes its second and third readings and is ordered enrolled.

H. B. 1332, a bill to place the name of Mrs. William D. Shaw, widow of William D. Shaw, on the Confederate pension roll.

Passes its second and third readings and is ordered enrolled.

H. B. 1333, a bill to place Mrs. Nancy A. Fulp, widow of David H. Fulp of Rockingham County, on the pension roll.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 583, a bill to regulate the salaries of appointive state officers.

Senator Whedbee moves that the bill do lie upon the table.

Upon this motion, Senator Baggett calls for the ayes and noes.

The call is sustained.

The motion fails of adoption, ayes 18, noes 26, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Blount, Burrus, Campbell, Dunlap, Folger, Gravely, Gwyn, Haywood, Hendren, Horton, Johnson of Moore, Jones, McKee, Rankin, Whedbee, Zollicoffer—18.

Those voting in the negative are: Senators Baggett, Clarkson, Clement, Dortch, Gower, Grier, Hardy, Harmon, Hatchett, Hicks, Hinsdale, Lawrence, Lindsay, Lovill, McLean, McSwain, Nixon, Peel, Powell, Price, Pritchett, Rodwell, Umstead, Uzzell, Ward of Craven, Williams—26.

Senator Grier offers an amendment.

Upon the adoption of this amendment, Senator Baggett calls for the ayes and noes.

The call is sustained.

The amendment is adopted, ayes 27, noes 17, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Blount, Burrus, Clark, Clarkson, Clement, Dunlap, Folger, Gravely, Grier, Hatchett, Haywood, Hendren, Horton, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McKee, Peel, Powell, Rankin, Umstead, Whedbee, Zollicoffer—27.

Those voting in the negative are: Senators Baggett, Dortch, Gower, Hardy, Harmon, Hicks, Hinsdale, Lindsay, McLean, McSwain, Nixon, Price, Pritchett, Rodwell, Uzzell, Ward of Craven, Williams—17.

Passes its second and third readings and is ordered sent to the House of Representatives.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1331, An act to amend House Bill one thousand one hundred eighteen, ratified April twenty-fourth, one thousand nine hundred thirty-one, appointing one additional justice of the peace for Vance County.

S. B. 603, An act to repeal chapter seven hundred forty, Public-Local Laws of one thousand nine hundred thirteen, relative to fishing in Columbus County.
H. B. 1259, An act to place Mrs. Lydia Elizabeth Scott, of Chatham County, on the pension roll.

H. B. 1109, An act to amend section twenty-three of article four of the Constitution of North Carolina, relating to solicitors.

H. B. 1316, An act supplemental to House Bill one thousand one hundred and eighteen, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina," ratified on the twenty-fourth day of April, one thousand nine hundred and thirty-one.

S. B. 604, An act to amend chapter fifty-six, section two thousand six hundred and forty-nine, volume one, Consolidated Statutes, relative to municipal elections in Columbus County.

S. B 598, An act to permit the commissioners of Richmond County to provide for better law enforcement.

S. B. 566, An act to provide tuition in the educational institutions of the State to any child who is drawing compensation from the United States Government on account of the death or disability of its father.

H. B. 1329, An act relating to the bond of the treasurer of Greene County.

S. B. 553, An act to assure payment and disbursement in full of the appropriation for the support of the six months school term and to provide for the issuance of general fund notes of the State for the purpose of balancing revenues and disbursements and in anticipation of taxes.

H. B. 1343, An act to repeal House Bill eight hundred fifty-two, ratified March sixteenth, one thousand nine hundred thirty-one, being an act entitled "to amend chapter sixty-two of the Private Laws of one thousand nine hundred twenty-nine, entitled an act to incorporate Woodville Baptist Church, Perquimans County, North Carolina."

S. B. 548, An act to authorize the city of Statesville to issue sewer bonds and to provide for the payment thereof.

S. R. 600, A joint resolution relative to the safekeeping of the girls, formerly inmates of Samarcand, now under indictment for firing the building of that institution.

H. R. 1353, A joint resolution inviting His Excellency, the Governor, to address a joint session of the House of Representatives and Senate at eight-thirty P. M., May fifth, one thousand nine hundred and thirty-one.

S. R. 605, A joint resolution inviting the printers of North America to establish their eastern tubercular sanatorium and home for their sick and aged in the State of North Carolina.

H. B. 1056, An act amending section five thousand five hundred thirty-one of the Consolidated Statutes of the State of North Carolina, relating to the method of abolishing special tax in special tax districts.

H. R. 1355, A joint resolution authorizing and providing for the proper impounding and delivery of the ballots, ballot boxes and contents used in Senatorial election, November fourth, one thousand nine hundred thirty, to the sub-Committee of the Committee on Privileges and Elections, United States Senate.

Upon motion of Senator Johnson of Duplin, it is ordered that a message be sent to the House with the information that the Senate has failed to pass the conference report to H. B. 102, a bill to raise revenue, and that the Senate conferees heretofore appointed are continued.

Upon motion of Senator Horton, the Senate adjourns to meet tomorrow morning at eleven o'clock.
ONE HUNDRED THIRD DAY

SENATE CHAMBER, Thursday, May 7, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Dr. J. L. Peacock, Shaw University, Raleigh, N. C. Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Gower, S. B. 547, A bill to transfer the Theft Bureau now located in the Department of Revenue to the State Highway Patrol, is taken from the Committee on Finance and placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1286, A bill to amend section 1331 of the Consolidated Statutes, relative to the auditing of county accounts.

Referred to Committee on Judiciary No. 2.

H. B. 1324, A bill to provide that no assignment, sale, pledge, mortgage, or other transfer of wages earned or to be earned in the future, where the whole or a part of the consideration of the same is less than two hundred dollars, shall be valid against the employer until said employer shall signify in writing his assent thereto upon such instrument.

The bill is placed on the Calendar.

H. B. 1360, A bill to empower the Bank of Enfield or the Bank of Halifax or both as fiscal agent or agents for Halifax County.

Upon motion of Senator Zollicoffer, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1361, A bill to create a peace officers' relief fund for the county of Pitt.

Upon motion of Senator Blount, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

S. B. 608, A bill to amend section 165, chapter 345, Public Laws of 1929, relating to motor vehicles for hire, for concurrence in the House amendment.

Upon motion of Senator Bernard, the Senate concurs in the House amendment and the bill is ordered enrolled.

SPECIAL MESSAGE

Mr. Speaker and Members of the House:

I recognize it is the duty of each member to observe rule of parliamentary etiquette which condemns derogatory remarks or criticism by one House about the other or its members. If this is correct, it is manifest that on yesterday I violated this rule in the zeal of debate on the pending resolution. I, therefore, am under a personal and parliamentary obligation to withdraw any remarks made by me of a derogatory nature about the Senate
or any of its members and to apologize both to the House and the Senate for the same, which I now do. You are requested, Mr. Speaker, to transmit this statement to the Presiding Officer of the Senate.

Very respectfully,

A. D. MACLEAN.

Ordered sent to the Senate and delivered to its Presiding Officer at the request of Mr. MacLean of Beaufort.

Respectfully,

THAD EURE,
Principal Clerk of the House.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Blount: S. B. 614, A bill to amend chapter 782 of the Public Laws of 1909, relative to fixing salaries for certain public officials in Pitt County, and the creation of a bond salary fund.

Upon motion of Senator Blount, the bill is placed on the Calendar.

By Senator Johnson of Duplin: S. R. 615, A resolution to instruct the Senate conferees on House Bill 102, entitled "A bill to raise revenue".

Upon motion of Senator Johnson of Duplin, the resolution is placed on the Calendar.

By Senator Blount: S. B. 616, A bill to place Henry C. Beddard, Confederate veteran of Pitt County, on the pension roll.

The bill is placed on the Calendar.

By Senator Umstead: S. B. 617, A bill prohibiting the sheriff of Caswell County from selling land and personal property in said county until the first Monday in October.

Upon motion of Senator Umstead, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Lawrence: S. B. 618, A bill to amend chapter 146, Private Laws, 1923, relating to the charter of Murfreesboro.

Upon motion of Senator Lawrence, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Lovill: S. B. 619, A bill to place Joseph Moretz of Watauga County on the Confederate pension roll.

Upon motion of Senator Lovill, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bill properly engrossed and the same is ordered sent to the House of Representatives:

S. B. 583, A bill to regulate the salaries of appointive state officers.
ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1328, An act to place the name of Mrs. J. H. McKaughan, widow of J. H. McKaughan, on the Confederate pension roll.

H. B. 584, An act to require the sheriff of Robeson County and the tax collectors of all municipalities in said county to accept quarterly payments of taxes.

H. B. 1332, An act to place the name of Mrs. William D. Shaw, widow of William D. Shaw, on the Confederate pension roll.

H. B. 1358, An act to transfer the levy of taxes in the Bessemer City Graded School District from the board of trustees of that district to the board of commissioners of Gaston County.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1327, A bill to authorize the board of commissioners of Roxboro to issue bonds of the Roxboro Graded School District for the purpose of funding the debt of said school district, upon third reading.

The bill passes third reading, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hicks, Hinsdale, Horton, Johnson of Duplin, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, McSwain, Nixon, Peel, Powell, Pritchett, Rankin, Rodwell, Uzzell, Ward of Craven, Whedbee, Zollicoffer—37.

The bill is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1345, A bill relative to fees for filing, docketing and indexing transcripts of judgments in the office of the clerk of the Superior Court of Anson County.

Passes its second and third readings and is ordered enrolled.

H. B. 1346, A bill supplemental to House Bill 1118, the same being a bill to be entitled “An act to appoint justice of the peace for the several counties of North Carolina,” ratified on the 24th day of April, 1931.

Passes its second and third readings and is ordered enrolled.

H. B. 1349, A bill to authorize the councilmen of the city of Asheville to lease the public parks, playgrounds, municipal golf links, auditorium and other property owned by the city.

Passes its second and third readings and is ordered enrolled.

H. B. 1350, A bill to amend section 7, chapter 699, Public-Local Laws of 1927, relating to the salary of the prosecuting attorney or the municipal attorney of the municipal court of the city of High Point.

Passes its second and third readings and is ordered enrolled.

H. B. 1351, A bill to amend an act entitled, “An act to amend chapter 395 of the Public-Local Laws of 1909 and all acts amendatory thereof, relating to the city charter of the city of High Point,” ratified the 21st day of March, 1931.

Passes its second and third readings and is ordered enrolled.
S. B. 612, A bill to amend Senate Bill 592, "An act to postpone and defer the sale of lands for delinquent taxes in 1931."

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1310, A bill to place Mrs. Millie Holder of Surry County on the pension roll.

Passes its second and third readings and is ordered enrolled.

S. B. 613, A bill to require the sheriff or tax collector of Watauga, Ashe and Alleghany Counties to accept quarterly payments of taxes.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 62, A bill to create in Cleveland County, the office of county auditor and assign to that office the duties now performed by the county accountant, the tax auditor and the county supervisor of taxation.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 979, A bill to regulate the election of the board of trustees of the Granite Falls graded schools.

Passes its second and third readings and is ordered enrolled.

H. B. 1254, A bill supplemental to an act to appoint members of the boards of education of the several counties and relating solely to Lee County.

Passes its second and third readings and is ordered enrolled.

H. B. 1311, A bill to place Mrs. Samirah Creed, widow of John D. Creed, of Surry County, on the pension roll.

Passes its second and third readings and is ordered enrolled.

H. B. 1356, A bill to place the name of Mrs. Charlena Hart, widow of a Confederate veteran, on the pension roll.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 609, A bill to amend H. B. 338, known as the highway bill to take over the maintenance of the county roads of the State, same being ratified on March 20, 1931, so as to refund taxes for fuel used in motor boats.

Senator Burt offers an amendment.

Senator Johnson of Moore moves that the bill and amendments do lie upon the table.

The motion prevails.

H. B. 1273, A bill to amend chapter 218, Public Laws, 1929, in relation to State Highway Patrol, so said act will conform to the State Road Law, ratified March 20, 1931.

Senator Bennett offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

Upon motion of Senator Horton, the Senate adjourns until tomorrow morning at 11:00 o'clock.
ONE HUNDRED FOURTH DAY

SENATE CHAMBER,
Friday, May 8, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. Jesse H. Hobbs, Pastor of Methodist Church, Christianburg, Va.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

The courtesies of the floor are extended to former Senators Horton and Finch.

Upon motion of Senator Bernard, H. B. 891, A bill requiring the owners of motor vehicles in Buncombe County to list and pay the delinquent ad valorem tax on motor vehicles prior to securing a state motor vehicle license and provide for listing all other delinquent personal property, is taken from the Committee on Finance and placed on the Calendar.

Upon motion of Senator Blount, S. B. 198, A bill to permit seining for shad in Tar River near Greenville during certain seasons, is taken from the Committee on Commercial Fisheries and placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1362, A bill to permit the board of county commissioners of Lee County to discontinue operation of the county home and make other provisions for the poor and infirm.

The bill is placed on the Calendar.

H. B. 1363, A bill to amend House Bill 1039, ratified April 15, 1931, relating to length of term of the members of the board of education of Davie County.

The bill is placed on the Calendar.

H. B. 1364, A bill supplemental to House Bill 1118, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina," ratified on the 24th day of April, 1931.

The bill is placed on the Calendar.

CONFERENCE REPORT

Report of the Senate and House Conference Committee upon House Bill 1184:

To the Senate and House of Representatives:

Your Conference Committee having under advisement House Bill 1184, and specially considering the amendment made thereto in the Senate adding a license fee, hereby recommend that the Senate recede from its amendment and that both Houses pass in lieu of said amendment the following amendment, to wit:

Amend House Bill 1184, "A bill to be entitled an act to regulate fiduciary companies," by adding at the end of section one thereof the following:
For such license the licensee shall pay to the Banking Commission an annual license fee of two hundred ($200.00) dollars, which shall be remitted to the State Treasurer for the use of the Commissioner of Banks in the supervision of banks acting in a fiduciary capacity in so far as it may be necessary and the surplus, if any, shall remain in the state treasury for the use of the general fund of the state.

Respectfully submitted,

F. J. Haywood,
H. P. Grier,
Conferees on the part of the Senate.

R. G. Cherry,
D. F. Crouse,
Harris Newman,
Conferees on the part of the House.

Upon motion of Senator Haywood, the report is adopted and a message is ordered sent informing the House of Representatives of such action.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bennett: S. B. 620, A bill to amend H. B. 1118, being an act to appoint justices of the peace in the several counties of North Carolina.

Upon motion of Senator Bennett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Blount, for the Committee on Judiciary No. 1:

H. B. 1081, A bill to amend section 2365 of the Consolidated Statutes of North Carolina, relating to summary ejection, with an unfavorable report.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 614, A bill to amend chapter 782 of the Public Laws of 1909, relative to fixing salaries for certain public officials in Pitt County, and the creation of a bond salary fund, upon second reading.

The bill passes second reading, ayes 29, noes 0, as follows:


H. B. 1195, A bill to amend subsection 7 of section 218 (c), Consolidated Statutes of North Carolina, volume 3, being subsection 7 of section 1,
chapter 113, Public Laws of 1927, and conferring upon the Commissioner
of Banks and/or liquidating agents certain powers and rights of banks
which have been taken in possession by the Commissioner of Banks, es-
pecially relating to mortgages, deeds of trust and papers executed to secure
the payment of money.

Passes its third reading and is ordered sent to the House of Representa-
tives for concurrence in the Senate amendment.

S. B. 616, A bill to place Henry C. Beddard, Confederate veteran of Pitt
County, on the pension roll.

The amendment offered by Senator Pritchett is adopted.

Passes its second and third readings and is ordered engrossed.

H. B. 470, A bill to fix the mileage charge to the State, or any subdi-
vision thereof, by employees or officer of the same, who use publicly or
privately owned motor vehicles in transporting themselves at the expense
of the State or any subdivision thereof.

The amendment offered by Senator Whedbee is adopted.

Passes its second and third readings and is ordered sent to the House of
Representatives for concurrence in the Senate amendment.

H. B. 986, A bill to amend section 5416 of volume 3 of the Consolidated
Statutes of North Carolina and index, relative to vacancies in the office
of county board of education.

Passes its second and third readings and is ordered enrolled.

H. B. 1266, A bill to determine conditions under which banks which have
been taken possession of by the Commissioner of Banks may be reopened
for transaction of business.

The amendment offered by Senator Grier is adopted.

The amendment offered by Senator Pritchett is adopted.

Passes its second and third readings and is ordered sent to the House of
Representatives for concurrence in the Senate amendment.

H. B. 1324, A bill to provide that no assignment, sale, pledge, mortgage,
or other transfer of wages earned or to be earned in the future, where the
whole or a part of the consideration of the same is less than two hundred
dollars, shall be valid against the employer until said employer shall signify
in writing his assent thereto upon such instrument.

The bill fails to pass its second reading.

S. B. 198, A bill to permit seining for shad in Tar River near Greenville
during certain seasons.

Senator Blount offers an amendment which is adopted.

Senator Gravely offers an amendment which is adopted.

Senator Umstead offers an amendment which is adopted.

Senator Gower offers an amendment which is adopted.

Passes its second and third readings and is ordered engrossed.

H. B. 891, A bill requiring the owners of motor vehicles in Buncombe
County to list and pay the delinquent ad valorem tax on motor vehicles prior
to securing a state motor vehicle license and provide for listing all other
personal property.

Senator Bernard offers a substitute bill which is adopted.

Senator Bernard offers an amendment to the substitute which is adopted.

Senator McLean offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of
Representatives for concurrence in the Senate substitute.
S. R. 615, A resolution to instruct the Senate conferees on House Bill 102, entitled "A bill to raise revenue."

Senator Gravely offers a substitute and upon its adoption calls for the ayes and noes.

The call is sustained.

Those voting present are: Senators Dunlap, Folger, Hinsdale, Pritchett, Rankin.

The following pairs are announced: Senator Campbell, aye, with Senator Peel, no; Senator Gwyn, aye, with Senator McKee, no; Senator Johnson of Moore, aye, with Senator Uzzell, no; Senator Jones, aye, with Senator Lindsay, no; Senator McSwain, aye, with Senator Powell, no; Senator Whedbee, aye, with Senator Ward of Beaufort, no.

The substitute is adopted, ayes 14, noes 12, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Burrus, Clement, Gravely, Grier, Hatchett, Haywood, Hendren, Hicks, Horton, Lawrence, Lovill, Umstead—14.

Those voting in the negative are: Senators Baggett, Blount, Dortch, Gower, Hardy, Harmon, Johnson of Duplin, Lynch, McLean, Rodwell, Ward of Craven, Zollicoffer—12.

Upon announcement of the vote, Senators Pritchett and Hinsdale tender their resignations to the Senate as members of the Senate Conferees appointed to consider the differences arising between the House and Senate on House Bill 102, A bill to raise revenue.

Senator Clement moves that the resignations be accepted and that the Chair appoint two additional conferees to act in their places.

The motion prevails.

The Chair appoints Senators Blount and Baggett.

Both of the Senators so appointed immediately tender their resignations which are declared accepted by the Chair.

Upon motion of Senator Dunlap, Senator Clement is appointed as a conferee on the part of the Senate.

The Chair appoints Senator Gravely as the additional conferee.

Upon motion of Senator Horton, the Senate takes a recess until 8:00 P. M.

EVENING SESSION

SENATE CHAMBER,

Friday, May 8, 1931.

The Senate meets pursuant to recess and is called to order by President pro tempore Senator Johnson of Duplin.

Upon motion of Senator Whedbee, H. B. 638, A bill to enable taxpayers of Brunswick County and of Southport to pay their tax in installments, is taken from the Committee on Finance and placed on the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hinsdale: S. R. 621, A joint resolution in behalf of George Burroughs, janitor.
Upon motion of Senator Hinsdale, the rules are suspended and the resolution is placed upon its immediate readings.

Senator Folger offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 638, A bill to enable taxpayers of Brunswick County and of Southport to pay their taxes in installments.

Passes its second and third readings and is ordered enrolled.

H. B. 1364, A bill supplemental to House Bill 1118, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina," ratified April 24, 1931.

Senator Hardy offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 362, A bill to permit the board of county commissioners of Lee County to discontinue operation of the county home and make other provisions for the poor and infirm.

Passes its second and third readings and is ordered enrolled.

H. B. 1363, A bill to amend House Bill 1039, ratified April 15, 1931, relating to length of term of the members of the board of education of Davie County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Gravely, the Senate adjourns until 12:05 A. M. Saturday, May 9th, 1931.

ONE HUNDRED FIFTH DAY

SENATE CHAMBER,
Saturday, May 9, 1931.

The Senate meets pursuant to adjournment and is called to order by President pro tempore Senator Johnson of Duplin.

Prayer is offered by Dr. Chas. E. Madry, Raleigh, North Carolina.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1354, A bill to ratify and validate the action of the county commissioners of Nash County in levying certain taxes in Nash County.

The bill is placed on the Calendar.


The bill is placed on the Calendar.
ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1361, An act to create a peace officers’ relief fund for the county of Pitt.

S. B. 607, An act to appoint Edward D. Davis, special enforcement officer for Warren County, for a term of two years.

H. B. 1350, An act to amend section seven, chapter six hundred ninety-nine, Public-Local Laws of one thousand nine hundred twenty-seven, relating to the salary of the prosecuting attorney of the municipal court of the city of High Point.

H. B. 1345, An act relative to fees for filing, docketing and indexing transcripts of judgments in the office of the clerk of the Superior Court of Anson County.

H. B. 979, An act to regulate the election of members of the board of trustees of the graded schools of Granite Falls.

S. B. 608, An act to amend section one hundred sixty-five, chapter three hundred forty-five, Public Laws of one thousand nine hundred twenty-nine, relating to motor vehicles for hire.

H. B. 1346, An act supplemental to House Bill one thousand one hundred and eighteen, the same being “A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina,” ratified on the twenty-fourth day of April, one thousand nine hundred and thirty-one.

H. B. 1351, An act to amend an act entitled, “An act to amend chapter three hundred ninety-five of the Public-Local Laws of one thousand nine hundred nine and all acts amendatory thereof, relating to the city charter of the city of High Point,” ratified the twenty-first day of March, one thousand nine hundred thirty-one.

S. B. 62, An act to create in Cleveland County the office of county auditor, and assign to that office the duties now performed by the county accountant, the tax auditor, and the county supervisor of taxation.

H. B. 1254, An act supplemental to an act to appoint members of the board of education of the several counties, and relating solely to Lee County.

H. B. 1360, An act to empower the Bank of Enfield or the Bank of Halifax or both as fiscal agent or agents for Halifax County.

H. B. 1311, An act to place Mrs. Samirah Creed, widow of John D. Creed of Surry County, on the pension roll.

H. B. 1349, An act to authorize the councilmen of the city of Asheville to lease the public parks, playgrounds, municipal golf links, auditorium and other property owned by the city.

H. B. 1310, An act to place Mrs. Millie Holder of Surry County on the pension roll.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bills as properly engrossed and the same are ordered sent to the House of Representatives:

S. B. 198, A bill to permit seining for shad in Tar River near Greenville during certain seasons.
S. B. 616, A bill to place Henry C. Beddard, a Confederate veteran of Pitt County, on the pension roll.

Upon motion of Senator Lynch, the Senate adjourns to meet Monday night at 8:00 o'clock.

ONE HUNDRED SIXTH DAY

SENATE CHAMBER,

Monday, May 11, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Dr. J. Powell Tucker, First Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of Saturday, finds it correct, and the same stands approved.

Upon motion of Senator Folger, the Senate conferees on House Bill 287, A bill to amend section 5033 of Consolidated States of North Carolina as amended by chapter 251, Public Laws, 1929, relating to employment of children under sixteen years of age, are discharged.

Upon motion of Senator Folger, a message is ordered sent to the House of Representatives requesting the return of House Bill 287, A bill to amend section 5033 of Consolidated Statutes of North Carolina as amended by chapter 251, Public Laws, 1929, relating to employment of children under sixteen years of age.

Senator Clark arises to a point of personal privilege and presents, in writing, his resignation as one of the conferees on House Bill 102, A bill to raise revenue, which, upon motion of Senator Hinsdale, is accepted.

Raleigh, N. C., May 11, 1931.

Hon. R. T. Fountain,
Lt. Governor,
Presiding Officer of the Senate.

During my absence from the Senate on last Friday the Senate instructed its Conferees to vote for an ad valorem tax as a partial support of the six months school. In my interpretation of the MacLean Law, I cannot conscientiously sign such a report, and I therefore tender my resignation as a member of the Conference Committee.

W. G. CLARK.

ENGROSSED BILLS

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following resolution properly engrossed, and the same is ordered sent to the House of Representatives:

S. R. 621, A joint resolution in behalf of George Burroughs, Janitor.

BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Campbell: S. B. 622, A bill to authorize the city of Wilmington to establish and regulate daylight savings time in the city of Wilmington.

Upon motion of Senator Campbell, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Bennett: S. B. 623, A bill to regulate stream pollution in North Carolina.

Referred to Committee on Conservation and Development.

By Senator Ward of Beaufort: S. R. 624, A resolution providing for official investigation of suggestions and charges on the part of certain persons to corrupt members of the Senate in the exercise of their official duty, and of actual overt acts of corruption by offers and attempts at direct bribery.

Upon motion of Senator Gravely, the rules are suspended and the resolution is placed upon its immediate passage.

Upon the adoption of the resolution, Senator Folger calls for the ayes and noes.

Senators absent from the city and not voting are: Senators Grant, Gwyn, McSwain, Peel, Powell.

The resolution is adopted, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burrus, Burt, Campbell, Clark, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McKee, McLean, Nixon, Price, Pritchett, Rankin, Rodwell, Umstead, Uzzell, Ward of Beaufort, Ward of Craven, Whedbee, Williams, Zollicoffer—45.

Pursuant to authority in the above resolution, the President appoints Senators Pritchett, Haywood, Ward of Beaufort, Lovill and Nixon.

By Senator McLean: S. B. 625, A bill creating a racing commission for the county of Polk and to amend chapter 39 and article 34, subchapter 12 of chapter 82 of the Consolidated Statutes.

Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 614, A bill to amend chapter 782 of the Public Laws of 1909, relative to fixing salaries for certain public officials in Pitt County, and the creation of a bond salary fund, upon third reading.

The bill passes third reading, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, McKee, McLean, Nixon, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Whedbee, Williams, Zollicoffer—37.

The bill is ordered sent to the House of Representatives.
H. B. 1354, A bill to ratify and validate the action of the county commissioners of Nash County in levying certain taxes in Nash County, upon second reading.

The bill passes second reading, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Grier, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lovill, McKee, McLean, Nixon, Price, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Whedbee, Williams, Zollicoffer—37.

Passes its second and third readings and is ordered enrolled.

S. B. 561, A bill to amend section 3, article 5 of the Constitution of North Carolina, relating to income taxes.

Upon motion of Senator Folger, the bill is rereferred to the Committee on Judiciary No. 2.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 986, An act to amend section five thousand four hundred sixteen of volume three of the Consolidated Statutes of North Carolina and index, relating to vacancies in the office of county board of education.

S. B. 593, An act to authorize and empower the county board of education of Vance County to employ principals of high schools in conjunction with school committees.

H. B. 1273, An act to amend chapter two hundred eighteen, Public Laws, one thousand nine hundred twenty-nine, in relation to State Highway Patrol so said act will conform to the State Road Law, ratified March twentieth, one thousand nine hundred thirty-one.

H. B. 470, An act to fix the mileage charge to the State, or any subdivision thereof, by employees or officers of the same, who use publicly or privately owned motor vehicles in transporting themselves at the expense of the State or any subdivision thereof.

H. B. 1333, An act to place Mrs. Nancy A. Fulp, widow of David H. Fulp of Rockingham County, on the pension roll.

H. B. 1356, An act to place the name of Mrs. Charlena Hart, widow of a Confederate veteran, on the pension roll.

H. B. 1195, An act to amend subsection seven of section two hundred and eighteen (c), Consolidated Statutes of North Carolina, volume three, being subsection seven of section one, chapter one hundred and thirteen, Public Laws of one thousand nine hundred and twenty-seven, and conferring upon the Commissioner of Banks and/or liquidating agents certain powers and rights of banks which have been taken in possession by the Commissioner of Banks, especially relating to mortgages, deeds of trust and papers executed to secure the payment of money.

H. B. 1327, An act to authorize the board of commissioners of Roxboro to issue bonds of the Roxboro Graded School District for the purpose of funding the debt of said school district.

H. B. 638, An act to enable taxpayers of Brunswick County and of Southport to pay their taxes in installments.
H. B. 1362, An act to permit the board of county commissioners of Lee County to discontinue operation of the county home and make other provision for the poor and infirm.

H. B. 1363, An act to amend House Bill number one thousand and thirty-nine, ratified April fifteenth, one thousand nine hundred and thirty-one, relating to length of term of the members of the board of education of Davie County.

H. B. 1184, An act to amend section six thousand three hundred and seventy-seven of the Consolidated Statutes pertaining to the licensing of banks to act as fiduciaries.

Upon motion of Senator Blount, the Senate adjourns to meet tomorrow at 12 o'clock M.

ONE HUNDRED SEVENTH DAY

SENATE CHAMBER,

Tuesday, May 12, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. A. G. Link, Home Mission Board, Presbyterian Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Senator Burrus moves that S. B. 609, to amend H. B. 338, known as the highway bill to take over the maintenance of the county roads of the State, same being ratified March 20, 1931, be taken from the unfavorable Calendar and placed on the Calendar.

The motion fails of adoption.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1297, A bill to prevent the larceny of shrubbery.

Referred to Committee on Agriculture.

H. B. 1359, A bill to further the enforcement of the provisions of the Game and Fish Laws and the game and fish laws of Buncombe and Henderson Counties:

Upon motion of Senator Bernard, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1369, A bill to repeal chapter four hundred and fifty-six, Public-Local Laws, 1929, and to decrease the board of education of Gates County from five to three members.

Upon motion of Senator Whedbee, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1370, A bill to authorize the board of trustees of the Bessemer City Graded School District to collect the unpaid taxes of the district prior to and including the year nineteen hundred and thirty.
Upon motion of Senator Rankin, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
May 12, 1931.

Mr. President:

It is ordered that a message be sent informing your Honorable Body that the House most respectfully refuses the request of the Senate for the return of H. B. 287, for further consideration by your Body, and further, that the House concurs in the Senate amendments and the bill is today ordered enrolled for ratification.

Respectfully,
THAD EURE,
Principal Clerk of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Blount, for the Committee on Education:

H. B. 1352, A joint resolution providing for the appointment of a commission to study the questions of the adoption, purchase and distribution of high school textbooks, and to report its recommendations prior to the regular 1933 session of the General Assembly, with a favorable report.

H. E. 1261, A bill to prescribe certain powers and duties of the North Carolina Corporation Commission with respect to public service corporations, without prejudice.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Ward of Craven: S. B. 626, A bill to amend House Bill 338, known as the county road maintenance bill, ratified on March 20, 1931, so as to exempt gasoline used in tow boats, locomotives used in logging and running on tracks, and cotton gins from the payment of the gas tax levied.

Upon motion of Senator Ward of Craven, the bill is placed on the Calendar.

By Senator Johnson of Duplin: S. B. 627, a bill to instruct members of the Senatorial Investigating Committee.

Referred to Special Investigating Committee.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1266, An act to determine conditions under which banks which have been taken possession of by the Commissioner of Banks may be reopened for transaction of business.
H. B. 1366, An act amending House Bill twenty-five, session of one thousand nine hundred thirty-one.

H. B. 1364, An act supplemental to House Bill one thousand one hundred and eighteen, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina", ratified on the twenty-fourth day of April, one thousand nine hundred and thirty-one.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1354, A bill to ratify and validate the action of the county commissioners of Nash County in levying certain taxes in Nash County, upon third reading.

The bill passes third reading, ayes 39, noes 0, as follows:


The bill is ordered enrolled.

Upon motion of Senator Grier, the Senate adjourns to meet tomorrow at 12:00 o'clock M.

ONE HUNDRED EIGHTH DAY

SENATE CHAMBER,
Wednesday, May 13, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. E. Gibson Davis, Tabernacle Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator McKee, H. B. 1359, A bill to further the enforcement of the provisions of the game and fish laws and the game and fish laws of Buncombe and Henderson Counties, is recalled from the Enrolling Clerk's office.

Senator McKee moves that the vote by which this bill passed its third reading, be reconsidered.

The motion prevails.

Senator McKee offers an amendment which is adopted.

The bill passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

Upon motion of Senator Baggett, the vote by which S. B. 456, A bill to amend section 2482 of the Consolidated Statutes, relating to prices to be charged for articles advanced under crop liens and chattel mortgages, failed to pass, is reconsidered, and the bill is placed on the Calendar.
Upon motion of Senator Dunlap, S. B. 307, A bill to reduce freight rates throughout North Carolina, promote public welfare, to place freight rates upon a parity with those of other states and localities, to provide water transportation, etc., is ordered recalled from the House of Representatives.

Upon motion of Senator Umstead, H. B. 1192, A bill to amend subsection 16, section 1, chapter 113, Public Laws of 1927, is taken from the unfavorable Calendar and placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:


The bill is placed on the Calendar.

H. B. 1376, A bill to amend House Bill Number 1118, ratified April 24, 1931, appointing an additional justice of the peace for Perquimans County.

The bill is placed on the Calendar.

H. B. 1377, A bill to provide for the appointment of the trustees of the Troy and Biscoe Special Charter School Districts by the board of education of Montgomery County.

Upon motion of Senator Burt, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1378, A bill supplemental to House Bill 1118, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina", ratified on the 24th day of April, 1931.

The bill is placed on the Calendar.

H. B. 1383, A bill to correct an error in enrollment of Senate Bill number two hundred thirty-two.

Upon motion of Senator Gravely, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,

Tuesday, May 12, 1931.

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives this day adopted a motion made relating to the instructions to conferees on H. B. 102, entitled an Act to raise revenue, a true copy of which is transmitted herewith as directed therein.

Respectfully,

THAD EURE,

Principal Clerk of the House.

Copy of written motion of Mr. Johnston of Ashe:

(1) That the House withdraw all instructions and send its Conferees to their deliberations without instructions, provided that this withdrawal of instructions shall become effective when and if the Senate shall with-
draw all instructions to its Conferees, and appoint a Conference Committee upon which both sides of its prevailing schools of thought shall have representation.

(2) That the Principal Clerk of the House be instructed to transmit a copy of this motion and the action of the House thereon to the Senate in the form of a message.

I hereby certify that the foregoing is a true copy of the motion as made and adopted by the House, Tuesday, May 12, 1931, relating to instructions to conferees on H. B. 102, entitled an Act to raise revenue.

THAD EURE,
Principal Clerk of the House.

Senator Clarkson makes the following motion in writing:

That in accordance with House Resolution, that the present conferees on part of the Senate be discharged; that seven conferees be appointed uninstructed, three of whom shall represent one school of thought and three of whom shall represent the other school of thought of the Senate, and that the Chair may appoint on the said Conference Committee, members who are now on said Committee, in accordance with this motion.

Senator Whedbee offers as a substitute the following motion:

1. That in an attempt to comply with the wishes of the House of Representatives, and in order to secure an amicable settlement of existing differences, it is the sense of this Senate that the Senate Conference Committee be increased from six to nine members, and that the President of this Body appoint three additional new members, and also fill the vacancy now existing on said Committee, and that in said appointment the President of this Body use his best efforts to secure representation of the schools of thought concerning the Revenue Bill now prevailing in the Senate.

2. That the Senate hereby withdraws all instructions heretofore given to its Conferees, and requests its Conferees to use their best efforts to secure a favorable report on the Revenue Bill in order that the Legislature may speedily adjourn.

3. That the Principal Clerk of the Senate be instructed to transmit a copy of this resolution and the action of the Senate thereon to the House of Representatives without delay.

Upon the adoption of the substitute motion, Senator Whedbee calls for the ayes and noes.

The call is sustained.

The following pairs are announced: Senator Burrus, aye, with Senator Blount, no; Senator Johnson of Moore, aye, with Senator Uzzell, no.

The substitute motion prevails, ayes 23, noes 20, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Burt, Campbell, Clement, Dunlap, Folger, Gravely, Grier, Gwyn, Hatchett, Haywood, Hendren, Hicks, Horton, Jones, Lawrence, Lovill, Nixon, Rankin, Umstead, Whedbee, Williams—23.

Those voting in the negative are: Senators Baggett, Clark, Clarkson, Dortch, Gower, Hardy, Harmon, Hinsdale, Johnson of Duplin, Lindsay, Lynch, McKee, McLean, Peel, Powell, Price, Pritchett, Ward of Beaufort, Ward of Craven, Zollicoffer—20.
The President announces the appointment of the following Senators as additional conferees on H. B. 102, A bill to raise revenue: Senators Clark, Hinsdale, Pritchett, and McKee.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Price, for the Committee on Agriculture:
H. B. 1297, A bill to prevent the larceny of shrubbery, with an unfavorable report.

By Senator Rodwell, for the Committee on Senatorial Districts:
H. B. 717, A bill to define and establish the Senatorial Districts of the State as required by the Constitution, and to make the apportionment of the members of the Senate, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hicks: S. B. 628, A bill to require that the solicitor's fees collected in Granville and Perquimans Counties be paid over to the general county fund.

Upon motion of Senator Hicks, the rules are suspended and the bill is placed upon its immediate readings.

Several Senators offer amendments which are adopted.

The bill passes its second and third readings and is ordered engrossed.


Upon motion of Senator Jones, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Jones: S. B. 630, A bill to extend the provisions of section 7 of chapter 204 of the Public Laws of 1929, so as to relate to taxes due prior to 1930.

Upon motion of Senator Jones, the bill is placed upon the Calendar.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 287, An act to amend section five thousand thirty-three of the Consolidated Statutes of North Carolina as amended by chapter two hundred fifty-one, Public Laws of one thousand nine hundred twenty-seven, relating to employment of children under sixteen years of age.

H. B. 891, An act requiring the owners of motor vehicles in certain counties to list and pay the delinquent ad valorem tax on motor vehicle prior to securing a State motor vehicle license, and provide for listing all other delinquent personal property.
S. B. 622, An act to authorize the city of Wilmington to establish and regulate daylight saving time in the city of Wilmington.

H. B. 1370, An act to authorize the board of trustees of the Bessemer City Graded School District to collect the unpaid taxes of the district prior to and including the year nineteen hundred and thirty.

H. B. 1369, An act to repeal chapter four hundred and fifty-six, Public-Local Laws, one thousand nine hundred and twenty-nine, and to decrease the board of education of Gates County from five to three members.

H. B. 1354, An act to ratify and validate the action of the county commissioners of Nash County in levying certain taxes in Nash County.

Upon motion of Senator Dortch, the Senate adjourns to meet tomorrow at 12:00 o'clock M.

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ONE HUNDRED NINTH DAY

SENATE CHAMBER,

Thursday, May 14, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. W. W. Davidson of Raleigh, North Carolina.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Whedbee, H. B. 1244, A bill to authorize, empower and direct the sheriff and other tax collecting officers in certain counties and municipalities to establish a partial payment plan for the collection of taxes; is taken from the table and placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1279, A bill to empower and direct municipalities to apply sinking funds to the purchase of their own bonds whenever such purchase may be effected and to require proper investment of sinking funds.

The bill is placed on the Calendar.

H. B. 1320, A bill to make uniform the pleading and practice of all courts, except courts of justices of the peace, inferior to the Superior Court, when summons from such inferior courts is issued to run outside the county of such inferior court.

Referred to Committee on Judiciary No. 1.

H. B. 1330, A bill to amend chapter 148 of the Public Laws of 1927, relating to markers in streets on the State Highway System.

The bill is placed on the Calendar.

H. B. 1380, A bill regulating the office of justices of the peace and the office of constable of Asheville Township, Buncombe County, North Carolina.

The bill is placed on the Calendar.

H. B. 1381, A bill to place Yancey County under the the provisions of the statewide primary law.
Referred to Committee on Election Laws.

H. B. 1382, A bill to amend chapter two twenty-four of the Private Laws of 1921 and amendment thereto, entitled "An act providing for a commission form of government for the city of Wilmington."

The bill is placed on the Calendar.

H. B. 1386, A bill to authorize and ratify certain acts of boards of directors of insolvent banks with respect to the performance of the duties of such banks as trustee in deeds of trust.

The bill is placed on the Calendar.

H. B. 1387, A bill to permit the commissioners of Lee County to dispose of the property known as the county home.

The bill is placed on the Calendar.

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Thursday, May 14, 1931.

MR. PRESIDENT:

Pursuant to your request we are herewith returning to your Honorable Body for further consideration, S. B. 307, title, Port Terminal Bill, etc.

Respectfully,

THAD EURE,
Principal Clerk.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Hicks, for the Committee on Judiciary No. 2:

S. B. 625, A bill creating a racing commission for the county of Polk and to amend chapter 39 and article 34 subchapter 12 of chapter 82 of the Consolidated Statutes of North Carolina insofar as same are in conflict therewith, with an unfavorable report.

ENGROSSED BILL

Senator Zollicoffer, for the Committee on Engrossed Bills, reports the following bill as properly engrossed, and the same is ordered sent to the House of Representatives:

S. B. 628, A bill to require that solicitor's fees collected in Granville and Perquimans Counties be paid to the general county fund.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Grier: S. B. 631, A bill to amend House Bill 1118, ratified April 24, 1931, appointing additional justices of the peace for Iredell County.

Upon motion of Senator Grier, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.
ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 200, An act to amend section four thousand one hundred six of the Consolidated Statutes of North Carolina, so as to permit the clerk to appoint the jurors to allot dower, when requested by either party, in lieu of the sheriff summoning them.

S. B. 585, An act to amend Consolidated Statutes one thousand four hundred forty-four by enlarging the powers of the presiding judge at criminal terms of the Superior Court.

S. B. 590, An act to amend House Bill Number one thousand and thirty-nine, known as the Omnibus Bill.

H. B. 1383, An act to correct an error in enrollment of Senate Bill Number two hundred thirty-two.

H. B. 1377, An act to provide for the appointment of the trustees of the Troy and Biscoe Special Charter School Districts by the board of education of Montgomery County.

S. B. 567, An act to amend section one thousand six hundred and fifty-nine of the Consolidated Statutes of North Carolina, with reference to divorces.

S. B. 618, An act to amend chapter one hundred forty-six, Private Laws, one thousand nine hundred twenty-three, relating to the charter of Murfreesboro.

S. B. 492, An act to provide for a record of and check on the license forms, tags and certificates used or issued by State Departments and agencies.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1380, A bill regulating the office of justices of the peace and the office of constable of Asheville Township, Buncombe County, North Carolina.

Passes its second and third readings and is ordered enrolled.


Passes its second and third readings and is ordered enrolled.

H. B. 1376, A bill to amend House Bill number 1118, ratified April 24, 1931, appointing an additional justice of the peace for Perquimans County.

Passes its second and third readings and is ordered enrolled.

H. B. 1378, A bill supplemental to House Bill 1118, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina," ratified on the 24th day of April, 1931.

Passes its second and third readings and is ordered enrolled.

H. B. 1244, A bill to authorize, empower and direct the sheriff and other tax collecting officers in certain counties and municipalities to establish a partial payment plan for the collection of taxes.

Passes its second and third readings and is ordered enrolled.
H. B. 1386, A bill to authorize and ratify certain acts of boards of directors of insolvent banks with respect to the performance of the duties of such banks as trustee in deeds of trust.

Passes its second and third readings and is ordered enrolled.

H. B. 1192, A bill to amend subsection sixteen, section one, chapter one hundred thirteen, Public Laws of nineteen hundred twenty-seven.

Senator Pritchett offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1261, A bill to prescribe certain powers and duties of the North Carolina Corporation Commissioner with respect to public service corporations.

Senator Blount offers a substitute.

Senator Dunlap presents the following message from the Conferees on House Bill 102, A bill to raise revenue:

Be it resolved by the Senate Conferees that whereas, the House Conferees have submitted the General Sales Tax to the Senate Conferees and requested action thereon. That the Senate Conferees desire instructions from the Senate and therefore submit this question to the Senate: Will the Senate adopt as a part of the Revenue Bill the principles of the General Sales Tax.

Senator Burrus makes the following motion in writing:

I move that it is the sense of the Senate that we do not approve of the acceptance of what is known as the General Sales Tax, and that our Conferees be so informed.

Upon the adoption of this motion, Senator Blount calls for the ayes and noes.

The motion prevails, ayes 28, noes 7, as follows:

Those voting in the affirmative are: Senators Bennett, Blount, Burrus, Burt, Clarkson, Clement, Folger, Gravely, Grier, Hatchett, Haywood, Hicks, Hinsdale, Johnson of Moore, Lawrence, Lindsay, Loville, McKee, Nixon, Powell, Price, Pritchett, Rankin, Rodwell, Umstead, Whedbee, Williams, Zollicoffer—28.

Those voting in the negative are: Senators Dortch, Hardy, Harmon, Hendren, McLean, Peel, Ward of Craven—7.

The following pairs are announced: Senator Horton, aye, with Senator Lynch, no; Senator Campbell, aye, with Senator Ward of Beaufort, No.

Upon motion of Senator Gravely, the Senate adjourns until tomorrow at 12 o'clock M.

**ONE HUNDRED TENTH DAY**

**SENATE CHAMBER,**

Friday, May 15, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. O. L. Riggs, Southside Baptist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1302, A bill to amend section 2329 of the Consolidated Statutes, exempting brakemen from jury duty.

The bill is placed on the Calendar.

H. B. 1368, A bill to regulate public drunkenness in Haywood County.

The bill is placed on the Calendar.

H. B. 1372, A bill to place the name of Mrs. Ozella N. Harris and Mrs. Helen Allen on the Confederate veteran's pension roll.

The bill is placed on the Calendar.

H. B. 1374, A bill amending chapter 23 of the Public-Local Laws of the extra session of 1924, relating to the police laws of Currituck County.

The bill is placed on the Calendar.

H. B. 1384, A bill to repeal section 805, chapter 344 of the Public-Local Laws of 1929, so far as it affects Macon, Swain, Chatham, Camden, McDowell and Jackson Counties.

The bill is placed on the Calendar.

H. B. 1389, A bill to amend H. B. 1118, known as the Omnibus justice of the peace bill, adding three additional justices of the peace in Transylvania County.

The bill is placed on the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Johnson of Moore: S. B. 632, A bill to amend House Bill number 1039, ratified April 15, 1931, relating to length of term of the members of the board of education of Randolph County.

Upon motion of Senator Johnson of Moore, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Lawrence: S. B. 633, A bill relating to the office of the clerk of the Superior Court of Hertford County, and to provide other relief.

Upon motion of Senator Lawrence, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1382, A bill to amend chapter two twenty-four of the Private Laws of 1921 and amendment thereto, entitled "An act providing for a commission form of government for the city of Wilmington".

Passes its second and third readings and is ordered enrolled.

H. B. 1387, A bill to permit the commissioners of Lee County to dispose of the property known as the county home.

Passes its second and third readings and is ordered enrolled.
H. R. 1352, A joint resolution providing for the appointment of a commission to study the question of the adoption, purchase, and distribution of high school text books, and to report its findings, conclusions and recommendations prior to the regular 1933 session of the General Assembly.

The amendment offered by Senator Pritchett is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 456, A bill to amend section 2482 of the Consolidated Statutes, relating to prices to be charged for articles advanced under crop liens and chattel mortgages.

The bill fails to pass its second reading.

H. B. 1330, A bill to amend chapter 148 of the Public Laws of 1927, relating to markers in streets on the State Highway System.

The bill fails to pass its third reading.

S. B. 602, A bill to amend section 43 of chapter 4, Public Laws, regular session 1921, being section 220 (r), Consolidated Statutes, relating to capital stocks of banks.

Upon motion of Senator Blount, the bill is placed on the table.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 619, An act to place Joseph Moretz, of Watauga County, on the Confederate pension roll.

S. B. 616, An act to place Henry C. Beddard, Confederate veteran of Pitt County, on the pension roll.

H. B. 1359, An act to further the enforcement of the provisions of the North Carolina game and fish laws and the game and fish laws of Buncombe and Henderson Counties.

H. B. 1375, An act to repeal House Bill one thousand three hundred and eight, entitled "An act to establish Greenville Electric Service District", ratified April twenty-ninth, one thousand nine hundred and thirty-one.

H. B. 1376, An act to amend House Bill number one thousand one hundred and eighteen, ratified April twenty-fourth, one thousand nine hundred and thirty-one, appointing an additional justice of the peace for Perquimans County.

H. B. 1244, An act to authorize, empower and direct the sheriff and other tax collecting officers in certain counties and municipalities to establish a partial payment plan for the collection of taxes.

H. B. 1380, An act regulating the office of justices of the peace and the office of constable of Asheville Township, Buncombe County, North Carolina.

H. B. 1386, An act to authorize and ratify certain acts of boards of directors of insolvent banks with respect to the performance of the duties of such banks as trustee in deeds of trust.

H. B. 1378, An act supplemental to House Bill one thousand one hundred and eighteen, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina," ratified on the twenty-fourth day of April, one thousand nine hundred and thirty-one.

Upon motion of Senator Lynch, the Senate adjourns until tomorrow at 12 o'clock M.
The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Dr. J. L. Peacock, President Shaw University, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator McLean, S. B. 625, A bill creating a racing commission for the county of Polk, and to amend chapter 39 and article 34, subchapter 12 of chapter 82 of the Consolidated Statutes of North Carolina, is taken from the unfavorable Calendar and placed on the Calendar.

Upon motion of Senator McKee, the report of the conferees on H. B. 102, A bill to raise revenue, is ordered mimeographed.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1391, A bill to place Mrs. W. R. Ashworth, widow of W. R. Ashworth, a Confederate veteran of Randolph County, on the pension roll.

The bill is placed on the Calendar.

H. B. 1394, A bill to regulate the filling of vacancies in the office of mayor and aldermen in the city of Statesville.

The bill is placed on the Calendar.

H. B. 1388, A bill supplemental to H. B. 1118, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina", ratified on the 24th day of April, 1931.

The bill is placed on the Calendar.

H. B. 1365, A bill to place Mrs. Annie Honeycutt and Mrs. Marcus M. Wells, widows of Confederate veterans of McDowell county, on the pension roll.

The bill is placed on the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Nixon by request: S. B. 634, A bill to repeal the judicial conference.

The bill is placed on the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1374, A bill amending chapter 23 of the Public-Local Laws of the extra session of 1924, relating to the police laws of Currituck County.

Passes its second and third readings and is ordered enrolled.
H. B. 1389, A bill to amend H. B. 1118, known as the Omnibus Justice of the Peace Bill, adding three additional justices of the peace to Transylvania County.
Passes its second and third readings and is ordered enrolled.
H. B. 1368, A bill to regulate public drunkenness in Haywood County.
Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:
H. B. 1192, An act to amend subsection sixteen, section one, chapter one hundred thirteen, Public Laws of nineteen hundred twenty-seven.
H. B. 1382, An act to amend chapter two twenty-four of the Private Laws of one thousand nine hundred twenty-one and amendment thereto, entitled "An act providing for a commission form of government for the city of Wilmington".
H. B. 1387, An act to permit the commissioners of Lee County to dispose of the property known as the county home.
Upon motion of Senator Umstead, the Senate adjourns until three o'clock Monday afternoon.

ONE HUNDRED TWELFTH DAY

SENATE CHAMBER,
Monday, May 18, 1931.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.
Prayer is offered by Representative T. L. A. Helms of Monroe, N. C.
Senator McLean reports that he has examined the Journal of Saturday, finds it correct, and the same stands approved.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Johnson of Duplin: S. B. 635, A bill to empower Duplin County to extend and protect its court house square.
Upon motion of Senator Johnson of Duplin, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of Representatives.
By Senator Johnson of Duplin: S. B. 636, A bill to permit counties to vote a special tax to supplement the six months term of public school, and to be in lieu of special taxes for such purpose.
Referred to Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 634, A bill to repeal the judicial conference.
Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1302, A bill to amend section 2329 of the Consolidated Statutes, exempting brakemen from jury duty.

Passes its second and third readings and is ordered enrolled.

H. B. 1279, A bill to empower and direct municipalities to apply sinking funds to the purchase of their own bonds whenever such purchase may be effected, and to require proper investment of sinking funds.

Passes its second and third readings and is ordered enrolled.

H. B. 1388, A bill supplemental to H. B. 1118, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina", ratified on the 24th day of April, 1931.

Passes its second and third readings and is ordered enrolled.

H. B. 1365, A bill to place Mrs. Annie Honeycutt and Mrs. Marcus M. Wells, widows of Confederate verterans of McDowell County, on the pension roll.

Passes its second and third readings and is ordered enrolled.

H. B. 1372, A bill to place the name of Mrs. Ozella N. Harris and Mrs. Helen Allen on the Confederate veteran's pension roll.

Passes its second and third readings and is ordered enrolled.

H. B. 1391, a bill to place Mrs. W. R. Ashworth, widow of W. R. Ashworth, a Confederate veteran of Randolph County, on the pension roll.

Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 629, An act to amend chapter two hundred nineteen of the Private Laws of one thousand nine hundred twenty-three, amending chapter three hundred twenty-seven of the Private Laws of one thousand nine hundred thirteen, relating to the charter of the town of Hamlet.

S. B. 631, An act to amend House Bill one thousand one hundred and eighteen, ratified April twenty-fourth, one thousand nine hundred thirty-one, appointing additional justices of the peace for Iredell County.

H. B. 1368, An act to regulate public drunkenness in Haywood County.

H. B. 1374, An act amending chapter twenty-three of the Public-Local Laws of the extra session of one thousand nine hundred and twenty-four, relating to the police laws of Currituck County.

H. B. 1389, An act to amend House Bill one thousand one hundred and eighteen, being known as the Omnibus Justice of the Peace Bill, adding three additional justices of the peace in Transylvania County.

Upon motion of Senator Johnson of Duplin, the Senate adjourns to meet tomorrow morning at eleven o'clock.
The Senate meets pursuant to adjournment, and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. T. S. Clarkson, Episcopal Church, Smithfield and Selma, North Carolina.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 625, A bill creating a racing commission for the county of Polk and to amend chapter 39 and article 34, subchapter 12 of chapter 82 of the Consolidated Statutes of North Carolina in so far as same are in conflict therewith.

Passes its second and third readings and is ordered sent to the House of Representatives.

**ENROLLED BILLS**

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1388, An act suppplemental to House Bill one thousand one hundred eighteen, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina," ratified on the twenty-fourth day of April, one thousand nine hundred thirty-one.

H. B. 1372, An act to place the names of Mrs. Ozella N. Harris and Mrs. Helen Allen on the Confederate veteran's pension roll.

H. B. 1302, An act to amend section two thousand three hundred twenty-nine of the Consolidated Statutes, exempting brakemen from jury duty.

H. B. 1391, An act to place Mrs. W. R. Ashworth, widow of W. R. Ashworth, a Confederate veteran of Randolph County, on the pension roll.

H. B. 1365, An act to place Mrs. Annie Honeycutt and Mrs. Marcus M. Wells, widows of Confederate veterans, of McDowell County, on the pension roll.

H. B. 1279, An act to empower and direct municipalities to apply sinking funds to the purchase of their own bonds whenever such purchase may be affected and to require proper investment of sinking funds.

**CONFERENCE REPORT**

The Conferees on the part of the House and Senate on House Bill 102, a bill to be entitled "An act to raise revenue", submit the report hereto attached:

As will be noted in this report we recommend acceptance of the MacLean Law, assuming on the part of the State responsibility for the cost of operation of the six months public school term in accordance with the State's standards of cost, and recommend changes in the Revenue Act, which, together with a property tax levy of fifteen cents based on actual tax
valuations for 1930, is intended to provide for the cost of operation of the State government for the next biennium, including the cost of operation of the six months schools and an additional appropriation of $1,500,000 for equalizing cost of extended terms.

Our recommendations provide that the total cost of the six months schools within State standards shall not exceed $16,500,000. This recommendation will not prevent any counties that wish to do so from supplementing the State standards of cost at their own expense, as is done by many counties at the present time.

We also recommend that the joint conferees on the Appropriations Bill be requested to give consideration to the matter of a further reduction in appropriations, with a view of perfecting every economy possible in order to prevent or reduce any deficit in the State general fund for the next biennium.

Respectfully submitted,

FRANK L. DUNLAP,
HAYDEN CLEMENT,
J. H. FOLGER,
R. GRADY RANKIN,
L. L. GRAVELY,
Conferees on the part of the Senate.

U. L. SPENCE,
R. L. HARRIS,
CLAUDE W. ALLEN,
R. G. CHERRY,
GURNEY, P. HOOD,
Conferees on the part of the House

Senator Hinsdale moves that the report be rejected, and upon that motion calls the previous question.

Senator Umstead moves that the Senate adjourn until tomorrow morning at eleven o'clock.

Upon this motion, Senator Gravely calls for the ayes and noes.

The call is sustained.

The following pairs are announced: Senator Jones, aye, with Senator Clark, no; Senator Grier, aye, with Senator Dortch, no; Senator Campbell, aye, with Senator Pritchett, no; Senator McSwain, aye, with Senator Powell, no; Senator Nixon, aye, with Senator Price, no.

The motion prevails, ayes 20, noes 18, as follows:

Those voting in the affirmative are: Senators Bennett, Burrus, Burt, Clarkson, Clement, Dunlap, Folger, Gravely, Gwyn, Hatchett, Hendren, Hicks, Horton, Johnson of Moore, Lawrence, Lovill, Rankin, Umstead, Whedbee, Williams—20.

Those voting in the negative are: Senators Baggett, Blount, Gower, Grant, Hardy, Harmon, Haywood, Hinsdale, Lindsay, Lynch, McKee, McLean, Peel, Rodwell, Uzzell, Ward of Beaufort, Ward of Craven, Zollicoffer—18.

The Senate stands adjourned until tomorrow morning at eleven o'clock.
ONE HUNDRED FOURTEENTH DAY

SENATE CHAMBER,
Wednesday, May 20, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Dr. W. W. Way, St. Mary's School, Raleigh, N. C. Senator McLean reports that he has examined the Journal of yesterday, finds it correct and the same stands approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1385, A bill to place John M. Dixon, Confederate veteran, on the pension roll of Sampson County.

The bill is placed on the Calendar.

H. B. 1392, A bill to amend House Bill 743, which is entitled "An act to amend section 1443 of the Consolidated Statutes of North Carolina, so as to provide for additional terms of the Superior Court of Durham County in the tenth judicial district."

The bill is placed on the Calendar.

H. B. 1397, A bill amending House Bill 1169, ratified April 10th, 1931, entitled "An act to permit the city of Wilmington to abandon its municipal lockup or guardhouse and to use the county jail for the confinement of municipal prisoners."

Upon motion of Senator Campbell, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 1398, A joint resolution directing the conferes on the Appropriation Bill to cut the operating expenses of the State government at least twenty per cent.

Referred to Committee on Appropriations.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1394, A bill to regulate the filling of vacancies in the offices of mayor and aldermen in the city of Statesville.

Passes its second and third readings and is ordered enrolled.

S. R. 637, A joint resolution to pay the necessary expenses of the commission authorized by Senate Resolution 624.

Upon motion of Senator Ward of Beaufort, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

Senator Gravely moves that the Senate agree to adopt the Conference report on H. B. 102, A bill to raise revenue, a copy of which was filed with the Senate on yesterday, when it shall be received from the House in due form.

Upon motion of Senator Clement, debate on the motion above stated is limited to forty minutes.
At the expiration of the time limit set for debate, Senator Gravely calls for the ayes and noes.

The call is sustained.

The following pairs are announced: Senator McSwain, aye, with Senator Powell, no; Senator Gwyn, aye, with Senator Ward of Beaufort, no.

The motion fails of adoption, ayes 21, noes 23, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Burt, Campbell, Clement, Dunlap, Folger, Gravely, Grier, Hatchett, Hendren, Hicks, Horton, Johnson of Moore, Lawrence, Lovill, Nixon, Rankin, Umstead, Whedbee, Williams—21.

Those voting in the negative are: Senators Baggett, Blount, Burrus, Clark, Clarkson, Dortch, Gower, Grant, Hardy, Harmon, Haywood, Hinsdale, Johnson of Duplin, Lindsay, Lynch, McKee, McLean, Peel, Pritchett, Rodwell, Uzzell, Ward of Craven, Zollicoffer—23.

Senator Clement moves that S. B. 625, A bill creating a racing commission for the county of Polk and to amend chapter 39 and article 34, subchapter 12 of chapter 82 of the Consolidated Statutes of North Carolina, insofar as same are in conflict therewith; be recalled from the House of Representatives.

The motion prevails.

Senator Grier moves that the vote by which this bill passed its third reading be reconsidered.

Upon this motion, Senator Gravely calls for the ayes and noes.

The call is sustained.

The motion prevails, ayes 24, noes 9, as follows:


Those voting in the negative are: Senators Bennett, Burrus, Campbell, Gower, Hardy, Hendren, Lindsay, McLean, Powell—9.

Senator Clarkson moves that the bill do lie upon the table.

Upon this motion, Senator Gravely calls for the ayes and noes.

The call is sustained.

The motion prevails, ayes 28, noes 8, as follows:


Those voting in the negative are: Senators Bennett, Burrus, Campbell, Gower, Hardy, Hendren, Lindsay, McLean—8.

Senator Hicks moves that the vote by which H. B. 1330, A bill to amend chapter 148 of the Public Laws of 1927, relating to markers in streets on the State highway system, failed to pass be reconsidered.

The motion prevails.

Senator McKee moves that H. B. 1297, A bill to prevent the larceny of shrubbery, be taken from the unfavorable Calendar and placed on the Calendar.

The motion prevails.

Upon motion of Senator Grier, the Senate adjourns to meet tomorrow at 12:00 o'clock M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. W. McC. White, Presbyterian Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Johnson of Duplin, S. B. 125, A bill to amend section 4 of article 11 of the Constitution of North Carolina, relative to membership of the State Senate; is taken from the Committee on Constitutional Amendments and placed on the Calendar.

Senator Clark moves that the vote by which the motion to agree to adopt the Conference report on House Bill 102, A bill to raise revenue, failed to prevail on yesterday, be reconsidered.

The motion prevails.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1399, A bill to increase the number of members of the board of education of Columbus County.

Upon motion of Senator Powell, the bill is placed on the table.

H. B. 1400, A bill to regulate fees of justices of the peace of Pamlico County.

Upon motion of Senator Hardy, the rules are suspended and the bill is placed upon its immediate readings.

Passed its second and third readings and is ordered enrolled.

H. B. 1401, A bill to authorize the board of commissioners of Harnett County to place the sheriff and all of his deputys on a salary basis.

The bill is placed on the Calendar.

S. B. 635, A bill to empower Duplin County to extend and protect its courthouse square, for concurrence in the House substitute.

Upon motion of Senator Johnson of Duplin, the Senate adopts the House substitute.

Passed its second and third readings and is ordered enrolled.

H. B. 1402, A bill to create and establish a board of navigation and pilotage for the harbors of Morehead City and Beaufort and Old Topsail Inlet, and to organize a pilots association thereunder.

The bill is placed on the Calendar.

H. B. 1407, A bill to repeal chapter 174, Public-Local Laws, 1925, relating to disorderly conduct in Robeson County.

The bill is placed on the Calendar.

H. B. 1403, A bill ratifying appropriation made by the commissioners of Robeson County for the current fiscal year.

Upon motion of Senator Lynch, the rules are suspended and the bill is placed upon its immediate readings.

Passed its second and third readings and is ordered enrolled.
H. B. 1404, A bill to provide for election in the town of Richland, Onslow County.

Upon motion of Senator Hardy, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 614, An act to amend chapter seven hundred eighty-two of the Public Laws of one thousand nine hundred nine, relative to fixing salaries for certain public officials in Pitt County, and the creation of a bond salary fund.

H. B. 1397, An act amending House Bill Number one thousand one hundred and sixty-nine, ratified April tenth, one thousand nine hundred thirty-one, entitled “An act to permit the city of Wilmington to abandon its municipal lockup or guardhouse and to use the county jail for the confinement of municipal prisoners.”

H. B. 1394, An act to regulate the filling of vacancies in the offices of mayor and aldermen in the city of Statesville.

H. R. 1352, Joint resolution providing for the appointment of a commission to study the questions of the adoption, purchase, and distribution of high school text books, and to report its finding, conclusions and recommendations prior to the regular one thousand nine hundred and thirty-three session of the General Assembly.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Folger: S. B. 638, A bill to provide further clerk hire for the clerk of the Superior Court of Stokes County.

Upon motion of Senator Folger, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Johnson of Moore: S. B. 639, A bill to amend section 2366 of the Consolidated Statutes of North Carolina so as to make the provisions thereof applicable to Moore County.

Upon motion of Senator Johnson of Moore, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Johnson of Duplin: S. R. 640, A resolution relative to service of Lindsey Knott, a page of the Senate, Session 1931.

Referred to Committee on Rules.

By Senator Clarkson: S. B. 641, A bill to fix a limit to the cutting of salaries of teachers in the public schools, and to establish conditions affecting employment therein.

Senator Clarkson moves that the rules be suspended and the bill placed upon its immediate readings.
Upon this motion Senator Johnson of Duplin calls for the ayes and noes. The motion fails, ayes 24, noes 22, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Burrus, Burt, Campbell, Clarkson, Clement, Dunlap, Folger, Gravely, Grier, Hatchett, Hendren, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lovill, Nixon, Rankin, Umstead, Whedbee, Williams—24.

Those voting in the negative are: Senators Baggett, Blount, Clark, Dortch, Gower, Grant, Hardy, Harmon, Haywood, Hinsdale, Johnson of Duplin, Lindsay, Lynch, McKee, McLean, Peel, Powell, Price, Pritchett, Rodwell, Ward of Craven, Zollicoffer—22.

The bill is referred to the Committee on Education.

By Senator Whedbee: S. B. 642, A bill permitting municipalities and counties to provide for making bonds and notes become due before maturity. Upon motion of Senator Whedbee, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1385, A bill to place John M. Dixon, Confederate veteran, on the pension roll of Sampson County.

Passes its second and third readings and is ordered enrolled.

H. B. 717, A bill to define and establish the Senatorial Districts of the State as required by the Constitution and make the apportionment of the Senators in the General Assembly of North Carolina.

The substitute offered by the Committee is adopted.

Senator Gower offers an amendment.

Senator Burrus offers an amendment.

Upon motion of Senator Clarkson, the Senate takes a recess until 4:30 P. M.

AFTERNOON SESSION

SENATE CHAMBER,
Thursday, May 21, 1931.

The Senate meets pursuant to recess and is called to order by Lieutenant-Governor R. T. Fountain.

REPORT OF COMMITTEE

By Senator Folger, for the Committee on Education:

S. B. 641, A bill to fix a limit to the cutting of salaries of teachers in the public schools and to stabilize conditions affecting employment therein, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

Upon motion of Senator Johnson of Duplin, the rules are suspended and the bill is placed upon its immediate readings.

The Committee substitute is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.
Senator Gravely moves that the Senate agree to adopt the Conference Report on House Bill 102, A bill to raise revenue, when it shall come from the House of Representatives.

Upon this motion, Senator Grier calls for the ayes and noes.

The call is sustained.

The following pairs are announced: Senator Campbell, aye, with Senator Pritchett, no; Senator Johnson of Moore, aye, with Senator Uzzell, no.

Those voting in the affirmative are: Senators Bennett, Bernard, Burrus, Burt, Clarkson, Clement, Dunlap, Folger, Gravely, Grier, Hatchett, Hendren, Hicks, Horton, Johnson of Duplin, Jones, Lawrence, Lovill, Nixon, Rankin, Umstead, Whedbee, Williams—23.

Those voting in the negative are: Senators Baggett, Blount, Clark, Dortch, Gower, Hardy, Harmon, Haywood, Hinsdale, Linsday, Lynch, McKee, McLean, Peel, Powell, Price, Rodwell, Ward of Craven, Zollicoffer—19.

ENROLLED BILLS

Senator Hinsdale, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1400, An act to regulate fees of justices of peace of Pamlico County.

H. B. 1404, An act to provide for election in the town of Richlands, Onslow County.

H. B. 1403, An act ratifying appropriations made by the commissioners of Robeson County for the current fiscal year.

H. B. 1385, An act to place John M. Dixon, Confederate veteran, on the pension roll of Sampson County.

S. B. 635, An act to empower Duplin County to extend and protect its courthouse square.

S. B. 511, An act to amend chapter sixty-two of the Public Laws of one thousand nine hundred twenty-five, so as to permit investment of State sinking funds in bonds of any county, city, town or school district within the State.

Upon motion of Senator Gravely, the Senate adjourns to meet tomorrow at 12:00 o'clock M.

ONE HUNDRED SIXTEENTH DAY

SENATE CHAMBER,
Friday, May 22, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. Harry A. Cox, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Burrus, H. B. 1237, A bill to amend chapter 144, Public Laws 1915 and all amendments thereto, which is "An act to provide for the incorporation and maintenance of county operated organization," is taken from the table and placed on the Calendar.

Upon motion of Senator Whedbee, the vote by which H. B. 1006, A bill to repeal section 4103, Consolidated Statutes of North Carolina; and to
substitute in lieu thereof a new act to protect inchoate right of dower and to prohibit the sale of the homesite by the husband without written consent of the wife, was placed on the table is reconsidered and the bill is placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1408, A bill supplemental to H. B. 1118, the same being “A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina,” ratified on the 24th day of April, 1931.

The bill is placed on the Calendar.

H. B. 1411, A bill to increase the board of commissioners of the town of Star from three to five members.

Upon motion of Senator Burt, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Blount, for the Committee on Judiciary No. 1:

H. B. 1320, A bill to make uniform the pleading and practice of all the courts, except courts of the justices of the peace, inferior to the Superior Court, when summons from such inferior courts is issued to run outside the county of such inferior court, with a favorable report.

By Senator Rankin, for the Committee on Conservation and Development:

H. B. 754, A bill to permit fishing with trot lines and baskets for all kinds of fish except game fish in the French Broad River in Madison County.

By Senator Powell, for the Committee on Election Laws:

H. B. 1381, A bill to place Yancey County under the provisions of the State-wide Primary Law, with an unfavorable report.

By Senator Ward of Craven, for the Committee on Propositions and Grievances:

H. B. 1235, A bill to amend section 1864 of the Consolidated Statutes, relating to depredations of domestic fowls in certain counties, with a favorable report as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Grier: S. B. 643, A bill relative to the nomination of the county superintendent of public instruction for Iredell County.

Referred to Committee on Education.

By Senator Johnson of Duplin: S. R. 644, A joint resolution concerning the telephone operator.

The resolution is placed on the Calendar.
Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1407, A bill to repeal chapter 174, Public-Local Laws, 1925, relating to disorderly conduct in Robeson County.

Passed its second and third readings and is ordered enrolled.

H. B. 1297, A bill to prevent the larceny of shrubbery.

Senator Lovill moves that the bill do lie upon the table.

The motion fails of adoption.

Upon motion of Senator McKee, the bill is referred to the Committee on Judiciary No. 2.

H. B. 717, A bill to define and establish the Senatorial Districts of the State as required by the Constitution, and make the apportionment of the Senators in the General Assembly of North Carolina, upon second reading.

Senator Gower offers an amendment which fails of adoption.

Senator Burrus calls for the ayes and noes upon the passage of the bill on its second reading.

The bill passes second reading, ayes 31, noes 9, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Bernard, Blount, Burt, Campbell, Clark, Dortch, Dunlap, Gravely, Grier, Hardy, Harmon, Hatchett, Hendren, Hicks, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, Nixon, Powell, Price, Pritchett, Rodwell, Umstead, Whedbee—31.

Those voting in the negative are: Senators Clarkson, Folger, Gower, Haywood, Hinsdale, McLean, Rankin, Ward of Craven, Williams—9.

The following pairs are announced: Senator Peel, aye, Senator Clement, no; Senator Uzzell, aye, Senator Burrus, no.

The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 626, A bill to amend H. B. 338, known as the county road maintenance bill, ratified on March 20, 1931, so as to exempt gasoline used in tow boats, locomotives used in logging and running on tracks, and cotton gins from the payment of the gas tax levied.

Senator Hicks offers an amendment which fails of adoption.

Senator Clark offers an amendment which fails of adoption.

Senator Johnson of Moore offers an amendment which fails of adoption.

The bill fails to pass second reading.

Senator Horton moves that the vote by which this bill failed to pass its second reading be reconsidered and that this motion do lie upon the table.

The motion prevails.

Upon motion of Senator Johnson of Duplin, the Senate goes into executive session for the purpose of considering certain nominations sent to the Senate by His Excellency, Governor O. Max Gardner.

EXECUTIVE SESSION

The President lays before the Senate, the following message from the Governor:

May 20, 1931.

To the Senate of the General Assembly of North Carolina:

I respectfully submit herewith the following names for your confirmation
as members of the Department of Conservation and Development, for terms expiring April 1st, 1937:

E. S. Askew, Merry Hill,
R. Bruce Etheridge, Manteo,
Santford Martin, Winston-Salem,
E. D. Cranford, Asheboro.

Respectfully submitted,

O. Max Gardner,
Governor.

May 22, 1931.

Upon motion of Senator Johnson of Duplin, the above nominations are approved and confirmed for the offices and time specified.

I respectfully submit herewith the following names for your confirmation as members of the State Board of Agriculture, for terms as follows:

D. H. Bridgers, Warsaw, 2 years;
J. G. Staton, Williamston, 2 years;
Charles S. Young, Shelby, 3 years;
George Watts Hill, Durham, 4 years;
D. Reeves Noland, Waynesville, 4 years.

Respectfully submitted,

O. Max Gardner,
Governor.

May 22, 1931.

Upon motion of Senator Whedbee, the above nomination is approved and confirmed for the office and time specified.

Upon motion of Senator Whedbee, the Executive Session is dissolved.

Senator Lindsay moves that S. B. 307, A bill to reduce freight rates throughout North Carolina, promote public welfare, to place freight rates upon a parity with those of other states, etc., be returned to the House of Representatives.

The motion prevails.

Senator Clement moves that the Senate adjourn until tomorrow morning at 10:00 o'clock; at the session tomorrow nothing but local bills be considered, no motions to reconsider former action of the Senate made, and that when the Senate adjourns tomorrow it adjourn to meet at 8:00 o'clock P. M. Monday, May 25, 1931.

The motion prevails.
The Senate meets pursuant to adjournment and is called to order by President pro tempore Senator Johnson of Duplin.

Prayer is offered by Representative Helms of Union County.

Senator Whedbee reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

Upon motion of Senator Hinsdale, S. R. 640, a resolution relative to service of Lindsey Knott, a page of the Senate, Session, 1931, is taken from the Committee on Rules and placed on the Calendar.

Senator Nixon rises to a point of personal privilege and presents the following statement from Senator Price, concerning a telephone call and conversation respecting their pair upon the revenue bill:

May 22, 1931.

After telephone conversation with Senator Umstead, Wednesday, I requested that Senator Nixon be called to long distance phone in State Capitol, Raleigh, North Carolina. Senator Nixon came to the phone and we had a conversation regarding the Legislature status of the Revenue Bill, then under consideration by both branches of the Legislature. He stated the truth about these matters and did not take any advantage of my absence. After our conversation I voluntarily authorized Senator Nixon to state on Senate floor that I had called off my pair with him.

Respectfully submitted,

H. L. Price,
Senator.

Witness:
Senator Roy A. Harmon.

Senator Johnson of Duplin rises to a point of personal privilege concerning an editorial in the Winston-Salem Journal, and gives notice that he will later file a written statement for the records.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1373, A bill to amend Consolidated Statutes, section 4516, relating to attorneys' fees in pauper cases.
Placed upon the Calendar.

H. B. 1393, A bill to amend S. B. 447, so as to make uniform in said act the references therein to the administrative head of a division in the Department of Labor.
Placed upon the Calendar.

H. B. 1415, A bill supplemental to H. B. 1118, the same being "A bill to be entitled to appoint justices of the peace for the several counties of North Carolina," ratified on the 24th day of April, 1931.
Placed upon the Calendar.
REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them and take their places on the Calendar, as follows:

By Senator Folger, for the Committee on Education:

H. B. 572, A bill to make effective the constitutional provision for state maintenance of the six months school term, with an unfavorable report as to bill, favorable as to substitute offered by the Committee.

H. B. 710, A bill for reducing ad valorem taxes in the county-wide special charter and local school tax districts of the State, with a favorable report.

S. B. 591, A bill relating to the appointment and election of county superintendents of public instruction and district school committeemen, with a favorable report.

S. B. 643, A bill relative to the nomination and election of the county superintendent of public instruction for Iredell County, with a favorable report.

Upon motion of Senator Grier, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Grier: S. B. 645, A bill relative to the election of the county superintendent of public welfare for Iredell County.

Upon motion of Senator Grier, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1392, A bill to amend House Bill, 743, which is entitled, "An act to amend section 1443 of the Consolidated Statutes of North Carolina so as to provide for additional terms of the Superior Court of Durham County in the tenth judicial district."

Passes its second and third readings and is ordered enrolled.

H. B. 1408, A bill supplemental to House Bill 1118, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina, ratified on the 24th day of April, 1931."

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Lawrence, the Senate adjourns to meet Monday night at 8:00 o'clock.
The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Dr. Harry M. North, Presiding Elder Raleigh District Methodist Episcopal Church, Raleigh, North Carolina.

Senator McLean reports that he has examined the Journal of Saturday, finds it correct, and the same stands approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Saturday, May 23, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body, with the information that the House requests the return of H. B. 1107, title, reapportionment of the members of the House of Representatives, for further consideration by the House.

Respectfully,

THAD EURE,
Principal Clerk of the House.

Upon motion of Senator Clark, action by the Senate is postponed.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1412, A bill to authorize the board of commissioners of Wilson County to levy a special tax for the purpose of securing, caring for and working county prisoners.

The bill is placed on the Calendar.

H. B. 1419, A bill to enable the city of Hickory to lease a lot in its park.

Upon motion of Senator Nixon, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1418, A bill to amend H. B. 1049, which authorizes the city of Asheville to lease public parks, playground, municipal golf links, auditorium and other property owned by said city.

Upon motion of Senator Bernard, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.


Upon motion of Senator Johnson of Duplin, the Senate adopts the House amendment and the bill takes its place on the Calendar.
H. B. 102, A bill to raise revenue, with Conference Report as follows attached thereto.

CONFERENCE REPORT

The Conferees on the part of the House and Senate on House Bill No. 102, a bill to be entitled "An act to raise revenue," submit the report hereto attached as will be voted in the report.

We recommend acceptance of the MacLean Law, assuming on the part of the State responsibility for the cost of operation of the six months public school term in accordance with the State's standards of cost, and recommend changes in the Revenue Act, which, together with a property tax levy of fifteen cents based on actual tax valuations for 1930, is intended to provide for the cost of operation of the State government for the next biennium, including the cost of operation of the six months schools and an additional appropriation of $1,500,000 for equalizing cost of extended terms.

Our recommendations provide that the total cost of the six months schools within State standards shall not exceed $16,500,000. This recommendation will not prevent any counties that wish to do so from supplementing the State standards of cost at their own expense, as is done by many counties at the present time.

We also recommend that the joint conferees on the Appropriations Bill be requested to give consideration to the matter of a further reduction in appropriations, with a view of perfecting every economy possible in order to prevent or reduce any deficit in the State general fund for the next biennium.

Respectfully submitted,

FRANK L. DUNLAP,
HAYDEN CLEMENT,
J. H. FOLGER,
R. GRADY RANKIN,
L. L. GRAVELY,
Conferees on the part of the Senate.

U. L. SPENCE,
R. L. HARRIS,
CLAUDE W. ALLEN,
R. G. CHERRY,
GURNEY P. HOOD,
Conferees on the part of the House.

To the Senate and House of Representatives of North Carolina:
We, the undersigned Conferees, appointed to compose the differences arising upon House Bill No. 102, respectfully submit the following report:

We recommend:
1. That the House concur in Senate amendment to section 3, which is as follows:

Amend Section three (3) by striking out lines 10 to 19, inclusive, and inserting in lieu thereof the following:

<table>
<thead>
<tr>
<th>Range</th>
<th>Tax Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>First $25,000, above exemption</td>
<td>1%</td>
</tr>
<tr>
<td>Over $25,000 and to $50,000</td>
<td>2%</td>
</tr>
<tr>
<td>Over $50,000 and to $100,000</td>
<td>3%</td>
</tr>
</tbody>
</table>
Over $100,000 and to $200,000.............................. 4%
Over $200,000 and to $500,000.............................. 5%
Over $500,000 and to $1,000,000............................. 6%
Over $1,000,000 and to $1,500,000......................... 7%
Over $1,500,000 and to $2,000,000......................... 8%
Over $2,000,000 and to $2,500,000......................... 9%
Over $2,500,000........................................ 10%

2. That the House concur in Senate amendment to section 4, which is as follows:
Amend section 4 by striking out lines 8 to 19, inclusive, and inserting in lieu thereof the following:
First $5,000 ........................................ 3%
Over $5,000 and to $10,000 ................................ 4%
Over $10,000 and to $25,000 ............................ 5%
Over $25,000 and to $50,000 ............................ 6%
Over $50,000 and to $100,000 ............................ 7%
Over $100,000 and to $250,000 ......................... 9%
Over $250,000 and to $500,000 ....................... 11%
Over $500,000 and to $1,000,000 .................... 13%
Over $1,000,000 and to $1,500,000 .................. 15%
Over $1,500,000 and to $2,000,000 .................. 17%
Over $2,000,000 and to $2,500,000 ................. 19%
Over $2,500,000 and to $3,000,000 ................ 21%
Over $3,000,000......................................... 23%

3. That the House concur in Senate amendment to section 5, which is as follows:
Amend section 5 by striking out lines 9 to 20, inclusive, and inserting in lieu thereof the following:
First $10,000 ........................................ 8%
Over $10,000 and to $25,000 ............................ 9%
Over $25,000 and to $50,000 ............................ 10%
Over $50,000 and to $100,000 ......................... 11%
Over $100,000 and to $250,000 ....................... 13%
Over $250,000 and to $500,000 ....................... 15%
Over $500,000 and to $1,000,000 .................. 17%
Over $1,000,000 and to $1,500,000 .................. 19%
Over $1,500,000 and to $2,000,000 .................. 21%
Over $2,000,000 and to $2,500,000 ................. 23%
Over $2,500,000......................................... 25%

4. That the House concur in Senate amendment to section 100, which is as follows:
Amend section 100, line 29, after the word "county," by inserting the words "and/or city."
5. That the House concur in Senate amendment to section 104, which is as follows:
Amend section 104, by striking out the period in line eight (Printed bill), and substituting in lieu thereof, a comma, and by adding the following: "provided that every state right distributor, not engaged in the production of motion pictures, but solely engaged in buying state distribution rights
for a maximum number of ten states, shall pay one-half of the license
provided in this section.”

6. That the House concur in Senate amendment to section 105, which
is as follows:
Amend section 105, by striking out the figures 25,000, in line 23 and
inserting in lieu thereof the figures, $10,000.

7. That the House concur in Senate amendment to section 105, which
is as follows:
Amend section 105, of Committee Substitute for House Bill 102 by strik-
ing out that part of subsection “d” of said section 105 incorporated in
the section by means of House Amendment.

8. That the House concur in Senate amendment to section 107, which is
as follows:
Amend section 107, by adding at the end of line 27, the following. And
no additional tax shall be levied by counties, cities and towns under this
proviso.

9. That the House concur in Senate amendment to section 119, which
is as follows:
Amend section 119 by adding after the period in line 25 the following:
The term “automatic sprinkler” as used herein shall not be construed to
include those handling only parts for automatic sprinklers and who have
paid a license tax under another section of this act.

10. That the House concur in Senate amendment to section 119, which
is as follows:
Amend section 119 by striking out subsection (b) on page 63 and sub-
stituting in lieu thereof the following: “(b) If such distributor whether
located within or without the State, fails, neglects or refuses to apply for
and procure the State-wide license herein provided for, then and in that
event the sub-dealer, sub-distributor, or any agent selling any of the
articles enumerated in this section, or instructing in the use of, or servicing
or repairing any of the above mentioned articles, shall pay the license and
gross receipts tax provided for in this section.”

11. That the House concur in Senate amendment to section 121½ which
is as follows:
Amend section 121½ by striking out the words and figures “one hundred
($100.00) dollars” in line 8 and insert in lieu thereof the words and figures
“fifty ($50.00) dollars.”

12. That the House concur in Senate amendment to section 126, which
is as follows:
Amend by striking out section 126 of House Bill and inserting a new
section as follows:
Sec. 126. Hotels.
Every person, firm or corporation engaged in the operation of any hotel
or boarding house in this State shall apply for and procure from the Com-
missoner of Revenue a State license for the privilege of transacting such
business, and shall pay for such license the following tax:
(A) For hotels or boarding houses operating on the American plan for
rooms in which rates per day are:

<table>
<thead>
<tr>
<th>Per Room</th>
</tr>
</thead>
<tbody>
<tr>
<td>One dollar and less than two dollars ...................... $ .50</td>
</tr>
<tr>
<td>Two dollars and less than three dollars ................... $ .75</td>
</tr>
</tbody>
</table>
Three dollars and less than four dollars and fifty cents...... 1.50
Four dollars and fifty cents and less than six dollars.......... 3.50
Six dollars and less than seven dollars and fifty cents...... 4.50
Seven dollars and fifty cents and less than fifteen dollars.... 5.00
Over fifteen dollars ........................................... 6.00

(B) For hotels or boarding houses operating on the European plan for rooms in which the rates per day are:

<table>
<thead>
<tr>
<th>Per Room</th>
</tr>
</thead>
<tbody>
<tr>
<td>One dollar and less than two dollars ...................... $1.00</td>
</tr>
<tr>
<td>Two dollars and less than three dollars ................... 2.50</td>
</tr>
<tr>
<td>Three dollars and less than four dollars and fifty cents .. 4.00</td>
</tr>
<tr>
<td>Four dollars and fifty cents and less than six dollars ..... 5.00</td>
</tr>
<tr>
<td>Six dollars and less than seven dollars and fifty cents ...... 6.00</td>
</tr>
<tr>
<td>Seven dollars and fifty cents and less than ten dollars ..... 7.00</td>
</tr>
<tr>
<td>Over ten dollars ............................................. 8.00</td>
</tr>
</tbody>
</table>

(C) The office, dining-room, one parlor, kitchen and two other rooms shall not be counted when calculating the number of rooms in the hotel or boarding house.

(D) One-half of the tax levied in this section shall be levied or collected from resort hotels and boarding houses which are open for only six months or less in the year.

(E) The tax provided for in this section shall apply whether the charges are made at daily, weekly or monthly rates, but shall not apply to boarding houses charging less than twelve dollars per week.

(F) Counties shall not levy any license tax on the business taxed under this section, but cities and towns may levy a license tax not in excess of one-half of the amount levied by the State.

13. That the House concur in Senate amendment to section 142 1/4, which is as follows:

Amend Committee Substitute for House Bill No. 102, section 142 1/4, by striking out in lines three and thirteen the words "or untied leaf."

14. That the House concur in Senate amendment to section 142 1/2, which is as follows:

Amend section 142 1/2 by adding a new subsection "d" as follows:

d. Provided this section shall not apply to a buyer who buys only from the farmer, who hauls his own product to the warehouse, or prize house, for delivery to the buyer.

15. That the House concur in Senate amendment to section 145, which is as follows:

Amend section 145, by striking out the word "pistol" in line 16 and insert in lieu thereof the word "metallic."

16. That the House concur in Senate amendment to section 147, which is as follows:

Amend section 147, by striking out the figures $100.00 in line 8 and inserting in lieu thereof the figures $50.00.

17. That the House concur in Senate amendment to section 147, which is as follows:

Amend section 147 by striking out subsection (d) in lines 23 and 24 and substituting in lieu thereof the following:
(d) Dealers in radio instruments and/or radio instrument accessories:

In cities or towns of less than 1,000 population............. $25.00
In cities or towns of 1,000 and less than 10,000 population.. 50.00
In cities or towns of 10,000 and less than 25,000 population.. 75.00
In cities or towns of more than 25,000 population............ 100.00

18. That the House concur in Senate amendment to section 151, which is as follows:

Amend House Bill 102, section 151, subsection “c” by inserting in line 40 between the words “person” and “to” the following: “engaged in business of outdoor advertising.”

19. That the House concur in Senate amendment to section 151, which is as follows:

Amend House Bill 102, section 151, by adding at the end of subsection “c” the following: “Provided, that the provisions of this section shall not apply to legal notices.”

20. That the House concur in Senate amendment to section 153, which is as follows:

Amend section 153, subsection “d,” by striking out House amendment: Also the balance of section “d” after the word “State” in line 37 (thirty-seven).

21. That the House concur in Senate amendment to section 153, which is as follows:

Amend section 153, subsection 4, subsection e, line 147, by striking out the word “one-half” and inserting in lieu thereof the word “one-fourth.”

22. That the House concur in Senate amendment to section 158, which is as follows:

Amend section 158 by striking out in line 10 the figure $50.00 and inserting in lieu thereof the figure “$75.00,” by striking out in line 11 the figure “$100.00” and inserting in lieu thereof the figure “$150.00,” by striking out in line 12 the figure “$150.00” and inserting in lieu thereof the figure “$225.00,” by striking out in line 13 the figure “$200.00” and inserting in lieu thereof the figure “$300.00,” by striking out in line 14 the figure “$300.00” and inserting in lieu thereof the figure “$450.00,” and by striking out in line 15 the figure “$400.00,” and inserting in lieu thereof the figure “$600.00.”

23. That the House concur in Senate amendment to section 161, which is as follows:

Amend section 161 by relettering subsection b, subsection c, and substituting for subsection b the following: “(b) For the purpose of this section the words ice-cream shall apply to Ice Cream, Frozen Custards, Sherberts, Water Ices and/or similar frozen products.”

24. That the House concur in Senate amendment to section 161, which is as follows:

Amend section 161 by adding after subsection c another section to be lettered subsection d, to be as follows: “(d) Counties shall not levy a license tax on the business taxed under this section, but cities and towns may levy a license tax not in excess of one-fourth of the above.”

25. That the Senate recede from Senate amendment to section 203, which is as follows:
Amend section 203 of said bill by striking out the words “five per cent” in line 37 of said section and inserting in lieu thereof the words “four and one-half per cent.”

26. That the House concur in Senate amendment to section 205, which is as follows:

Amend section 205 of said bill by striking out the figure “$15.00” in line 29 of said section and inserting in lieu thereof the figure “$18.00” and by striking out the figure “$18.00” in line 31 of said section and inserting in lieu thereof the figure “$21.00,” and by striking out the figure “$21.00” in line 33 of said section and inserting in lieu thereof the figure “$25.00.”

27. That the House concur in Senate amendment to section 208, which is as follows:

Amend section 208, subsection 3, line 23, by striking out the words “one and one-fourth” and inserting in lieu thereof the word “three-fourths.”

28. That the House concur in Senate amendment to section 208, which is as follows:

Amend section 208, parenthesis (4), by adding before the last paragraph: “Any person not licensed as an insurance agent on April 1, 1931, and applying for license thereafter shall pay an examination fee of ten dollars ($10.00) to be paid to the Insurance Commissioner as other license fees and taxes.”

29. That the House concur in Senate amendment to section 208, which is as follows:

Amend section 208, parenthesis four (4) so as to make the “fee for non-resident fire insurance adjuster” read five dollars ($5.00) instead of two dollars ($2.00), to correct typographical error.

30. That the House concur in Senate amendment to section 208, which is as follows:

Amend section 208, subsection 5, by striking out the words “reduced by all return deposits distributed among the subscribers or credited to their account.”

31. That the House concur in Senate amendment to section 209, which is as follows:

Amend section 209, page 165, lines 72 and 73, by striking out all of said line 72 after the word “thereafter” and by striking out all of line 73.

32. That the Senate recede from Senate amendment to section 210, which is as follows:

Amend H. B. 102, section 210, page 167, by striking out in line 5 after the word “of” and before the word “make” the word “July” and substitute in lieu thereof the word “May.”

33. That the House concur in Senate amendment to section 210, which is as follows:

Amend section 210 of said bill by changing the period after the word “made” in line 45 to a semi-colon and inserting thereafter and before the word “after” in said line the following words: “Provided that if the capital used or invested in the business or enterprise of said corporation includes borrowed capital in excess of the capital stock, surplus and undivided profit of such corporation, such excess of borrowed capital shall be added to the capital stock, surplus and undivided profits as a part thereof as the basis for computing the franchise tax under this section and determining the extent of the use of its franchise in this State.”
34. That the Senate recede from Senate amendment to section 210, which is as follows:

Amend said bill by striking out the words and figures “one dollar and twenty-five cents ($1.25)” in lines 51 and 52 of section 210 and inserting in lieu thereof the words and figures “one dollar ($1.00).”

35. That the Senate recede from Senate amendment to section 211, which is as follows:

Amend H. B. 102, section 211, page 169, by striking out in line 6 the word “July” and substitute in lieu thereof the word “May.”

36. That the House concur in Senate amendment to section 211, which is as follows:

Amend section 211 of said bill by changing the period after the word “Corporation” in line 83 of said section to a semi-colon and inserting thereafter and before the word “after” in said line the following: “Provided that if the capital used or invested in the business or enterprise of said corporation includes borrowed capital in excess of the capital stock, surplus and undivided profit of such corporation, such excess of borrowed capital shall be added to the capital stock, surplus and undivided profits as a part thereof as the basis for computing the franchise tax under this section and determining the extent of the use of its franchise in this State.”

37. That the Senate recede from Senate amendment to section 211, which is as follows:

Amend said bill by striking out the words and figures “one dollar and twenty-five cents ($1.25)” in line 107 of section 211 and inserting in lieu thereof the words and figures “one dollar ($1.00).”

38. That the Senate recede from Senate amendment inserting a new section designated as 211½, which is as follows:

Amend by adding a new section designated as section 211½.

“Section 211½. Franchise Surtax on Domestic and Foreign Corporations based on Net Income.

(1) Every domestic and foreign corporation subject to the franchise tax imposed by sections 210 and 211 of this act shall, in addition to the normal franchise taxes respectively provided for in said section, be subject to and pay annually, at the time of the payment of the normal franchise taxes provided for in said sections 210 and 211, a franchise surtax equal to one-fourth of one per cent on its entire net income to be computed by the Commissioner of Revenue upon the basis of the entire net income as defined and allocated in the manner set out in this section for its fiscal or the Calendar year next preceding, which entire net income is presumably the same as the entire net income which such corporation is required to report to the United States, plus any income received as dividends on stocks or any interest received on bonds of any character, and without deduction for taxes paid on either profits or net income to the Government of the United States or the State of North Carolina, or for any specific deduction allowed by any other authority, which entire net income, for the purposes of equitable taxation under this section of the Revenue Act, shall include income from any source, provided only that the assets from which the income arose shall be included in any segregation for the purpose of computing the tax.

(2) The term “entire net income” as used in this section means the total income, including all dividends received on stocks and of interest
received from Federal, State, municipal or other bonds, except as otherwise provided by this section, and without deduction for taxes paid to the Government of the United States on either profits or net income, or of income taxes to the State of North Carolina, and without deduction of any specific amount allowed by any taxing authority, but including income from any source where the assets from which the income arose, shall be included in any segregation for the purpose of computing the tax; but losses sustained by the corporation in other fiscal or Calendar years, whether deducted by the United States or not, shall not be included.

(3) The proportion of entire net income of any foreign corporation used as the basis for the assessment of the franchise surtax imposed by this section shall be determined by the Commissioner of Revenue upon the factor and ratio or ratios established and set up by section 311 of the Revenue Act as the basis for the apportionment of net income under said section 311, except as such factors and ratio or ratios may be modified, changed, or affected by the provisions of this section 211 1/2.

(4) For the purpose of determining the amount of the franchise surtax hereby imposed, each such domestic and foreign corporation, subject to the franchise tax imposed by sections 210 and 211 hereof, shall include in its report to the Commissioner of Revenue, as required by said sections 210 and 211, full information with respect to the entire net income of such domestic or foreign corporation as in this section hereinbefore defined, and any and all other information on such forms as may be prescribed by the Commissioner of Revenue and which may be required by him for the purpose of assisting the Commissioner of Revenue in determining, assessing, and collection of the franchise surtax imposed by this section.

39. That the House concur in Senate amendment to section 211 1/2, which is as follows:

Amend by striking out section 213 1/2 of said bill.

40. That the House concur in Senate amendment to section 310, which is as follows:

Amend section 310 of said bill by striking out all of lines 9 to 20, inclusive, of said section and inserting in lieu thereof the following:

"On the excess over the amount legally exempted, up to two thousand dollars, two per cent."

"On the excess above two thousand dollars, and up to four thousand dollars, three per cent."

"On the excess above four thousand dollars and up to six thousand dollars, four per cent."

"On the excess above six thousand dollars, and up to eight thousand dollars, five per cent."

"On the excess above eight thousand dollars and up to ten thousand dollars, five and one-half per cent."

"On the excess over ten thousand dollars, six per cent."

41. That the House concur in Senate amendment to section 311 1/2, which is as follows:

Amend section 311 1/2 of said bill by striking out the words "five per cent" in line 7 1/2 of said section and inserting in lieu thereof the words "six per cent."

41 1/2. That the House concur in Senate amendment by striking out article V, which is as follows:
Amend by striking out article V.
42. That the Senate recede from its amendment to section 107, which
is as follows:
"Amend section 107, by adding at the end of subsection “C” the follow-
ing: “Provided that carnival companies contracting with a regular organ-
ized agricultural fair association and exhibiting within the grounds of such
fair during the regular annual fair may exhibit for any part or part or all
of the week upon the payment of a tax of $100.00.”
43. That the Senate recede from its amendment to section 119, which
is as follows:
"Amend section 119, page 62, by striking out of line 25, the words “not
apply to sales to dealers for resale” and by substituting in lieu thereof the
words “be collected only one on the same articles.”
44. That the Senate recede from its amendment to section 121, which
is as follows:
"Amend section 121, subsection (g), by striking out the words “widows
with dependent children” which was inserted in line 73 after the word
“continuously.”
45. That the Senate recede from its amendment to section 138, which
is as follows:
"Amend section 138, by striking out subsection (b) and inserting in lieu
thereof the following: “(b) counties, cities and towns shall not levy a
license tax on the business taxed under this section.”
46. That the Senate recede from its amendment to section 142, which
is as follows:
Amend section 142 by striking out lines 11 to 18, inclusive, and inserting
in lieu thereof the following:

<table>
<thead>
<tr>
<th>Weight Range</th>
<th>Tax Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Less than 1,000,000 pounds</td>
<td>$25.00</td>
</tr>
<tr>
<td>1,000,000 pounds and less than 2,000,000 pounds</td>
<td>50.00</td>
</tr>
<tr>
<td>2,000,000 pounds and less than 3,000,000 pounds</td>
<td>150.00</td>
</tr>
<tr>
<td>3,000,000 pounds and less than 4,000,000 pounds</td>
<td>200.00</td>
</tr>
<tr>
<td>4,000,000 pounds and less than 5,000,000 pounds</td>
<td>300.00</td>
</tr>
<tr>
<td>For all in excess of 5,000,000 pounds</td>
<td>$500.00</td>
</tr>
</tbody>
</table>

47. That the Senate recede from its amendment to section 161, which
is as follows:
"Amend section 161, subsection (a), line 8, by striking out the word
“one-half,” and inserting in lieu thereof the word “one-fourth.”
48. That the Senate recede from Senate amendment, inserting a new
section designated “Section 164” and that a new section be adopted by the
Senate and House in lieu thereof and inserted in House Bill No. 102 as
section 164, reading as follows:
“Section 164. That in addition to the tax imposed by section 162 or by
any other section of this act, or by any other statute, there is hereby im-
posed a license tax at the rates and upon the terms as hereinafter in this
section set out upon wholesale and retail merchants for the privilege of
opening, establishing, operating, and/or maintaining any store, stores,
mercantile establishment, place or places of business for the purpose of
selling goods, wares or merchandise at wholesale or retail in this State.
(a) Definitions.
As used in this section—
1. The word "merchant" shall mean and include any individual, firm or corporation, domestic or foreign, selling goods, wares or merchandise at wholesale or retail, except those actually engaged in gardening and farming and selling garden and farm products raised by them in this State.
2. The words "wholesale merchant" shall mean and include every merchant who engages in the business of buying any articles of commerce and selling the same to other merchants for resale.
3. The words "retail merchant" shall mean and include every merchant who engages in the business of buying articles of commerce and selling the same at retail.
4. The words "gross sales" shall mean and include all the sales of all the goods, wares, and merchandise made by any wholesale or retail merchant at any one store, mercantile establishment or place of business conducted and controlled by such merchant; provided, however, that the word "gross sales" as used in this act shall not mean or include sales of guano or fertilizer made either at wholesale or retail.
(b) It is not the purpose of this section to impose a tax upon the business of producing, manufacturing, mixing, blending, or processing any articles of commerce, or upon the sale of such articles of commerce by anyone who engages in the business of producing, manufacturing, mixing, blending, or processing, but shall apply to anyone engaged in either of these businesses if, and to the extent that, articles of commerce are bought and sold in connection with such business in substantially the same form in which they are bought.
(c) Gross sales shall be reckoned at the price at which such sales were made, whether for cash or on time, and if on time, the price charged on the books for such sales, without any allowance for cash discount, and shall be reported as sales with reference to the time of delivery to the purchaser. Accounts found to be worthless and actually charged off for income tax purposes may at corresponding periods be deducted from gross sales, insofar as they represent taxable sales made after June 1, 1931, and to be added to gross sales if afterwards collected.
(d) When in the sale of a new article, a second-hand or used article is taken in part payment, the sale of the new article shall be reported at the full gross sales price. The resale of the second-hand or used articles, taken in part payment of the new articles or the resale of articles repossessed by the vendor, may be excluded from gross sales taxable under this act if separate record is kept of all such transactions in such manner as may be prescribed or approved by the Commissioner of Revenue.
(e) Tax imposed.
The privilege or license tax imposed by this section shall be at the following rates for each six months or half yearly period:

When the total gross wholesale sales of such merchant for the preceding six months or half-yearly period at each place where such business has been carried on has been:

- Not more than $50,000 ........................................ $12.50
- More than $50,000 and not more than $125,000 ................ 25.00
- More than $125,000 and not more than $250,000 ............. 50.00
More than $250,000 and not more than $375,000 ............... 150.00
More than $375,000 and not more than $500,000 ............. 200.00
More than $500,000 and not more than $625,000 ............ 250.00
More than $625,000 and not more than $750,000 ............ 300.00
More than $750,000 and not more than $875,000 ............ 350.00
More than $875,000 and not more than $1,000,000 ........... 400.00

When the total gross retail sales of such merchant for the preceding six months or half yearly period of each place where such business has been carried on has been:

Not more than $5,000 ........................................ $  5.00
More than $5,000 and not more than $12,500 ............... 12.50
More than $12,500 and not more than $25,000 .............. 25.00
More than $25,000 and not more than $50,000 .............. 50.00
More than $50,000 and not more than $125,000 ............. 125.00
More than $125,000 and not more than $250,000 ............ 250.00
More than $250,000 and not more than $375,000 ............ 375.00
More than $375,000 and not more than $500,000 ............ 500.00
More than $500,000 an additional tax of $250.00 for each $250,000 or major fraction thereof, of such gross retail sales.

(f) Every merchant as defined in this section shall, within the first ten days of the month of December 1931, and within the first ten days of the months of June and December thereafter, make report to the Commissioner of Revenue of such merchant's gross sales for the preceding six calendar months. Such reports shall be made upon forms prescribed and furnished by the Commissioner of Revenue. If the business is owned by an individual, such report shall be signed by the owner or manager; if owned by a partnership, by one of the partners or manager; if owned by a corporation, by a responsible officer of the corporation; and such report shall be sworn to. Beginning with June 1, 1931, it shall be the duty of every merchant to keep a record of sales conforming to the form of report by this section required to be made, and that will provide for a sufficient and accurate record of sales for every merchant, and such record shall not be destroyed for a period of three years or until checked and approved by a representative of the Department of Revenue. The Commissioner of Revenue may cancel the license of any merchant for failure to comply with the provisions of this section and may invoke any other penalties imposed in this act for violation of its provisions. It shall also be the duty of every merchant to keep a complete file of all invoices for a period of three years or until checked by a representative of the Department of Revenue.

(g) The taxes imposed by this section shall be first payable on or before December 10, 1931, and on or before the 10th day of June and December of each year thereafter. Upon the payment of such privilege or license taxes at each half-yearly period as provided for in this section the Commissioner of Revenue shall issue to the taxpayer a license in form to be prescribed by him, covering and authorizing the conduct of such business by such merchant for the next successive six months.

(h) The license taxes imposed by this section shall be and are of the same nature as those imposed by this article of the Revenue Act.
be unlawful for any merchant, subject to the provisions of this section, to engage in the business of selling goods, wares and merchandise in this state without procuring the license and paying the taxes at the time or times and in the amount or amounts as imposed in this section. The validity of the license issued by the Commissioner of Revenue under this section shall at all times be contingent upon compliance with all the provisions of this section as to accurate reports of gross sales and payment at each half-yearly period of the tax levied in this section on the merchandise subject thereto.

(i) Every merchant who fails to make the report required by this section within the time specified, or who fails to make remittance of the amount of the tax due and payable, or who shall make a false report, shall be liable for a penalty equal to the necessary expense of travel and per diem of a representative of the State Department of Revenue who shall be assigned to investigate such violation and to secure a correct report of sales and settlement of tax, and, in addition, every person, firm or corporation violating the provisions of this section shall be guilty of a misdemeanor, and upon conviction, shall be fined or imprisoned in the discretion of the court.

(j) It shall be the duty of the Commissioner of Revenue to administer this section and to have made a check of the books and records of every taxpayer under this act in such manner and at such periods as in his judgment may be necessary to secure a full and complete observance of the provisions of this section, and to this end the properly accredited representatives of the Commissioner of Revenue shall have the right to examine any of the books and records of every such taxpayer. If within a period of three years after the payment of the tax under this section it is found that any taxpayer has paid a tax in excess of the correct amount levied in this section, a refund of such overpayment shall be made by the Commissioner of Revenue; and, if it is found that an underpayment of the tax levied in this section has been made, the additional tax shall be collected, with interest at the rate of six per cent. The collection of underpayment of taxes shall be limited to a period of three years from the time such tax is due, but this limitation shall not apply to the assessment of additional taxes upon fraudulent returns. If such an additional assessment is contested, the taxpayer shall have thirty days in which to be heard and file exceptions to such additional assessment, whereupon the Commissioner of Revenue shall pass on any objections or exceptions made and determine the amount of tax, interest, and penalties, if any and such amount shall be due within ten days after notice thereof.

(k) No county, city or town shall levy any privileges or license tax under the provisions of this section, but this prohibition shall not limit or effect the right of any county, city or town to levy privilege or license tax as permitted under any other section of the Revenue Act or other statute.

49. That the House concur in Senate amendment to section 207, which is as follows:

Amend section 207 of said bill by striking out the words and figures "Four and one-half per cent (4½%)" in lines 14 and 15 of said section and inserting in lieu thereof the words and figures "five per cent (5%)."

50. That the Senate recede from its amendment to section 207, which is as follows:
Amend section 207, subsection (a), by striking out the words and figures "5 per cent" wherever they may appear and insert in lieu thereof the words and figures "four and one-half (4½) per cent."

51. That the Senate recede from its amendment to section 211, which is as follows:

"Amend House bill No. 102, section 211, by striking out the balance of the sentence in line 81, page 172, after the word "corporation" and inserting in place of the comma a period."

52. That the Senate recede from its amendment to section 502, which is as follows:

"Amend section 502, subsection (e) by inserting in line 34 after the words "United States" and before the word "or" the words "or any member of the General Assembly of North Carolina inquiring in the exercise of his official duties during the sitting of the General Assembly."

53. That the House concur in Senate amendment to section 134, which is as follows:

"Amend Committee substitute for House Bill No. 102, section 134, as follows:

Substitute for subsection (b) the following:

"(b) Every person, firm, corporation, or association distributing, selling at wholesale, or jobbing bottled beverages as enumerated in subsection (a) of this section shall pay an annual license tax for the privilege of doing business in this State, as follows:

In cities or towns of 30,000 inhabitants or more .............. $350.00
In cities or towns of 20,000 inhabitants and less than 30,000 inhabitants ........................................ 300.00
In cities or towns of 10,000 inhabitants and less than 20,000 inhabitants ........................................ 250.00
In cities or towns of 5,000 inhabitants and less than 10,000 inhabitants ........................................ 200.00
In cities or towns of 2,500 inhabitants and less than 5,000 inhabitants ........................................ 150.00
In rural districts and towns of less than 2,500 inhabitants .... 100.00

Provided, that where the tax levied under subsection (a) of this section has been paid on any of the articles, machines, or equipment units enumerated therein, the tax levied under this subsection shall not apply."

54. The Senate recedes from its amendment to section No. 165 and both the conferees of the Senate and the Conferees of the House recommend concurrence in section No. 165 of Substitute House Bill No. 102 as it passed the House with the following amendment thereto:

Amend H. B. 102 as follows:

By striking out the Senate Committee amendment to section 165 on page 130.

Amend H. B. 102, page 132, lines 42 and 43, by striking out the words and figures "two dollars ($2.00)" and insert in lieu thereof the words and figures "one dollar and ninety cents ($1.90)."

Amend H. B. 102, section 165, page 132 by adding after line 51 and before line 52 a new subsection to be known as subsection 4, as follows:

(4) Short Haul Trucks: Every person, firm or corporation, their lessees, trustees, or receivers, engaged in the business of keeping property-
carrying automobiles or other property-carrying motor vehicles, trucks, tractors, trailers, or semi-trailers, for rent, lease and/or hire; or operating motor vehicles, trucks and/or tractors on call, pre-arrangement, contract, lease or other agreement or otherwise, for the transportation of property for compensation within a seventy-five mile radius of residence, shall apply for and obtain from the Commissioner of Revenue a "for hire" license tag for the privilege of engaging in such business, shall pay for such license the following annual tax:

For each such motor-propelled vehicle, truck, truck-tractor, trailer, or semi-trailer, at the following rate per hundred pounds weight as hereinafter determined:

Under 2 tons ................................... $1.00 per hundred
2 tons, under three tons ........................ 1.25 per hundred
3 tons and over ................................. 2.00 per hundred

Amend H. B. 102, page 132, line 52 by striking out the figure four (4) and inserting in lieu thereof the figure five (5), and inserting after said figure "(4)" and before the word "trucks" the words "long haul" and in line 57 strike out the word "hire" and insert in lieu thereof the word "either."

Amend H. B. 102, page 133 at the end of line 83, by adding a new paragraph as follows:

"The Commissioner of Motor Vehicles may allow any owner of a motor truck, truck-tractor, trailer, or semi-trailer to overload his vehicle by paying an additional fee, as set forth in the above schedules, for said overload."

Amend H. B. 102, section 165, page 135, by adding a new paragraph after line 140, as follows:

"The section shall not apply to motor vehicles used occasionally in transporting farm and dairy products from the place of production to the first market."

Amend section 165, by adding after line 17 the following:

This act shall not apply to motor vehicles operated by the owner thereof who may only transport his neighbor fellow-workmen between their homes and place of regular daily employment."

55. The Senate recedes from its amendment to section 202, reading as follows:

"Amend section 202 by striking out the words "eighty-five one-hundredths of one per cent" in lines 26 and 27 and inserting in lieu thereof the words "seventy one-hundredths of one per cent."

In lieu of section 202 as passed by the House, both Senate and House conferees recommend that section 202 as passed by the House be amended by striking out the words "eighty-five one-hundredth of one per cent" in lines 26 and 27 and inserting in lieu thereof the words "seventy-five one-hundredths of one per cent."

56. That House Bill 102, section 311, be amended by both House and Senate by striking out the word "five" in line 3 of said section and inserting in lieu thereof the words "five and one-half"; and that said section be further amended by striking out in line 7 of said section the word "five" and inserting in lieu thereof the word "five and one-half."
57. That House Bill 102 be further amended by both Senate and House by striking out section 492 of said House Bill and inserting in lieu thereof the following:

Sec. 492. **STATE TAXES.**

Amend by striking out section and substituting in lieu thereof the following:

"The taxes levied in this act are for the expenses of the State Government, the appropriations to its educational, charitable, and penal institutions, pensions for Confederate soldiers and widows, the interest on the debt of the State, for public schools, and other specific appropriations made by law, and shall be collected and paid into the general fund of the State Treasurer.

It is the intent and purpose of this act to provide the revenue for the purposes stated in this section, and, together with the tax on property hereinafter provided, to pay the expenses of operation of all the public schools of the State for the constitutional term of six months, and within the standards of cost to be provided in the public school law. To this end the joint committee on Public Education is instructed to report a bill for enactment by this General Assembly that will provide standards for the operation of all the public schools of the State for the six months term at a total cost not in excess of sixteen and a half million dollars per year for the ensuing biennium. The Boards of Commissioners of the several counties of the State shall levy, in each of the years of the next biennium, a tax upon all the taxable properties in each of such counties that will be equal to a levy of fifteen cents (15c) on each one hundred dollars ($100.00) of value on the total value of real and personal property listed and assessed in each such county in the year 1930, as shown in the official reports of such counties to the State. If in any county any lands have been taken over by the Federal Government since the tax listing period of 1930, the tax value of such lands shall be deducted from the total of real and personal property for such county.

The taxes so levied shall be collected in the same manner as other county taxes and accounted for in the same manner as other taxes under the Daily Deposit Act. The county treasurer or other officer receiving such taxes in each county shall remit to the Treasurer of the State on the first and fifteenth day of each month all taxes collected up to the time of such remittance under the levy herein provided for, and such remittance to the State Treasurer shall also include the proportion of all poll taxes collected required by the Constitution of the State to be used for educational purposes.

The tax levy herein provided for shall be subject to the same discounts and penalties as provided by law for other county taxes and there shall be allowed the same percentage for collecting such taxes as for other county taxes. The obligation to the State under the levy herein provided for shall run against all taxes that become delinquent; and with respect to any property that may be sold for taxes, any public officer receiving such delinquent taxes when and if such property may be redeemed or such tax obligations in any manner satisfied, shall remit such proportionate part of such tax levy to the State Treasurer within fifteen days after receipt of same. At the end of each fiscal year the county accountant shall furnish..."
the State Treasurer a statement of the total amount of taxes levied in accordance with the provisions of this section that are uncollected at the end of the fiscal year.

The joint committee on appropriations is instructed to include in its general appropriation bill an appropriation of $16,500,000 for each year of the next biennium for the cost of operation of schools of the State for the six months constitutional term, such appropriation to be reduced in actual expenditures by the amount of fines, forfeitures and penalties, as shown by the school budgets for the several counties as approved by the State Department of Education. The Joint Committee on appropriations is also instructed to include in the general appropriation bill an appropriation of $1,500,000 for each year of the next biennium to be apportioned to the several counties as state aid for the cost of operation of the extended term of its serveral schools beyond the six months constitutional term.”

Respectfully submitted,

FRANK L. DUNLAP,
J. H. FOLGER,
R. GRADY RANKIN,
HAYDEN CLEMENT,
L. L. GRAVELY,

Conferees on the part of the Senate.

U. L. SPENCE,
R. L. HARRIS,
R. G. CHERRY,
CLAUDE W. ALLEN,
GURNAY P. HOOD,

Conferees on the part of the House.

Senator Dunlap moves that the Conference Report be adopted and that such adoption shall constitute the first reading of all new matters to be made a part of and contained in H. B. 102, A bill to raise revenue.

Senator Johnson of Duplin calls for the ayes and noes.

The call is sustained.

The following pairs are announced: Senator Hendren, aye, with Senator McKee, no; Senator Whedbee, aye, with Senator Ward of Beaufort, no; Senator Johnson of Moore, aye, with Senator Uzzell, no.

The report is adopted, ayes 23, noes 17, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Burrus, Burt, Campbell, Clarkson, Clement, Dunlap, Folger, Gravelly, Grier, Gwyn, Hatchett, Hicks, Horton, Jones, Lawrence, Lovill, McLean, Nixon, Rankin, Umstead, Williams—23.

Those voting in the negative are: Senators Baggett, Blount, Clark, Dortch, Gower, Hardy, Harmon, Haywood, Hinsdale, Johnson of Duplin, Lynch, Peel, Powell, Pritchett, Rodwell, Ward of Craven, Zollicoffer—17.

The conference report having been adopted and all new matter to be contained in the bill, having passed its first reading, the report and the bill takes its place on the Calendar.

S. B. 500, A bill to provide for the listing and valuing of all property, real personal and mixed, at its real value in money.

Upon motion of Senator Whedbee, the Senate refuses to concur in the House amendments.
Senator Johnson of Duplin moves that a conference committee of three be appointed.
The motion prevails.
The President appoints Senators Whedbee, Johnson of Duplin and Pritchett as conferees on the part of the Senate to confer with the House Conferees upon the existing differences between the two Houses.
The following message is received from the House of Representatives:

**HOUSE OF REPRESENTATIVES,**

Monday night, May 25, 1931

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to your failure to concur in House Substitute for S. B. 500, and the appointment of a Conference Committee, the Speaker has appointed as Conferees on the part of the House to the end that the differences existing between the two Bodies may be adjusted, Messrs. Newman, McRae, Hanes of Forsyth, and Seawell.

Respectfully,

Thad Eure,
Principal Clerk of the House.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Ward of Craven: S. B. 646, A bill to validate service of Craven County summonses by the constable of Number Eight Township, Craven County, North Carolina, under Public-Local Laws, extra session, 1921.

Upon motion of Senator Ward of Craven, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Clark: S. B. 647, A bill supplemental to House Bill 1118, the same being a bill entitled an act to appoint justices of the peace for the several counties of North Carolina, ratified on the 24th day of April, 1931.

Upon motion of Senator Ward of Craven, the rules are suspended and the bill is placed upon its immediate readings.

Senator Hinsdale offers an amendment which is adopted.
The bill passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Lovill: S. B. 648, A bill to amend the charter of the town of Boone, Watauga County, North Carolina, and all amendments thereto and to repeal chapter 220 of the Private Laws of 1925, and chapter 223 of the Private Laws of 1927.

Upon motion of Senator Lovill, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.
By Senator Hinsdale: S. B. 649, A bill to authorize towns and cities in North Carolina to establish daylight saving time.

Upon motion of Senator Hinsdale, the bill is placed on the Calendar.

Senator Clark moves that the bill do lie upon the table.

The motion fails of adoption.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1006, A bill to repeal section 4103, Consolidated Statutes of North Carolina, and to substitute in lieu thereof a new act to protect inchoate right of dower and to prohibit the sale of the homesite by the husband without the written assent of the wife.

Upon motion of Senator Johnson of Moore, the bill is placed on the table. Senator Johnson of Duplin moves that the vote by which this bill was placed on the table be reconsidered and that this motion be placed on the table.

The motion prevails.

H. B. 572, A bill to make effective the constitutional provision for state maintenance of the six months school term.

The substitute bill offered by the Committee is adopted.

Senator Pritchett offers an amendment.

Senator Baggett offers an amendment which is adopted.

Senator Johnson of Duplin offers amendments.

Senator Baggett offers an amendment.

Senator McLean offers an amendment.

Senator Lindsay offers an amendment.

Upon motion of Senator Johnson of Moore, the bill and amendments are ordered mimeographed.

H. B. 710, A bill for reducing ad valorem taxes in the county-wide special charter and local school tax districts of the state, upon second reading.

The bill passes second reading, ayes 37, noes 1, as follows.


Those voting in the negative are: Senator Gower—1.

H. B. 1373, A bill to amend Consolidated Statutes, section 4516, relating to attorneys' fees in pauper cases.

Senator Gower moves that the bill do lie upon the table.

The motion fails of adoption.

Senator Gwyn offers an amendment which is adopted.

Upon the second reading of the bill, Senator Gravely calls for the ayes and noes.

The call is sustained.

The bill fails to pass its second reading, ayes 19, noes 20, as follows:

Those voting in the affirmative are: Senators Baggett, Blount, Campbell, Clarkson, Clement, Dortch, Harmon, Hinsdale, Horton, Johnson of

Those voting in the negative are: Senators Bernard, Burrus, Burt, Clark, Dunlap, Folger, Gower, Gravely, Gwyn, Hardy, Hatchett, Haywood, Hicks, Jones, Lawrence, Lovill, Peel, Rankin, Umstead, Williams—20.

H. B. 1320, A bill to make uniform the pleading and practice of all courts, except courts of justices of the peace, inferior to the Superior Court when summons from such inferior courts is issued to run outside the county of such inferior court.

Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 632, An act to amend House Bill Number 1039, ratified April fifteenth, one thousand nine hundred and thirty-one, relating to length of term of the members of the board of education of Randolph County.

H. B. 1408, An act supplemental to House Bill 1118, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina," ratified on the twenty-fourth day of April, 1931.

H. B. 1407, An act to repeal chapter 174, Public-Local Laws, 1925, relating to disorderly conduct in Robeson County.

S. B. 642, An act permitting municipalities and counties to provide for making bonds and notes become due before maturity.

H. B. 1411, An act to increase the board of commissioners of the town of Star, Montgomery County, from three to five members.

S. B. 638, An act to provide further clerk hire for the clerk of the Superior Court of Stokes County.

H. B. 1392, An act to amend House Bill Number 743, which is entitled "An act to amend section 1443 of the Consolidated Statutes of North Carolina so as to provide for additional terms of the Superior Court of Durham County in the tenth judicial district."

Upon motion of Senator Dortch, the Senate adjourns until tomorrow at 12 o'clock M.

ONE HUNDRED NINTEENTH DAY

SENATE CHAMBER,

Tuesday, May 26, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. A. Corey, Engrossing Clerk of the Senate.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct, and the same stands approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:
H. B. 1406, A bill to place Mrs. Amander Eller of Wilkes County on the pension roll.
   Placed on the Calendar.
H. B. 1421, A bill to amend Senate Bill 395, being the charter of the city of Asheville.
   Upon motion of Senator Bernard the rules are suspended and the bill is placed on its immediate readings.
   Passes its second and third readings and is ordered enrolled.
H. B. 1423, A bill to amend chapter 216 of the Public Laws of the session of 1923 and the several acts amendatory thereof relating to general county courts.
   Upon motion of Senator Williams the rules are suspended and the bill is placed on its immediate readings:
   Passes its second and third readings and is ordered enrolled.
H. B. 1424, A bill to amend section 3366 (h) of the Consolidated Statutes, validating certain acknowledgments of deeds taken by notaries, so as to make it apply also to acknowledgments taken by justices of the peace in like cases.
   Referred to Committee on Judiciary No. 2.
H. B. 1425, A bill to authorize the board of county commissioners of Gaston County to grant to the State Highway Commission the right to the use and enjoyment of certain lands and premises belonging to Gaston County.
   Upon motion of Senator Rankin the rules are suspended and the bill is placed on its immediate readings.
   Passes its second and third readings and is ordered enrolled.
S. B. 641, A bill to fix a limit to the cutting of salaries of teachers in the public schools and to stabilize conditions affecting employment therein.
   Placed on the Calendar for concurrence in House amendment.
H. B. 1428, A bill to amend section 1443 of volume 3 of the Consolidated Statutes, transferring Watauga County from the seventeenth to the sixteenth judicial district and fixing the terms of court for said county.
   Upon motion of Senator Lovill the rules are suspended and the bill is placed on its immediate readings.
   Passes its second and third readings and is ordered enrolled.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:
By Senator Clark, for the Committee on Counties, Cities and Towns:
H. B. 811, A bill to amend chapter 252, Public-Local Laws of 1925, relating to commission allowed sheriff of Avery County for collecting taxes, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Burrus: S. B. 650, A bill to amend chapter 256 of the Public Laws of 1927 entitled, "An act to provide for the distribution of
equalizing funds for certain counties so as to provide for an additional member on account of the new congressional district created at this session."

Upon motion of Senator Burrus the rules are suspended and the bill is placed on its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Lovill: S. B. 651, A bill to place Mrs. W. H. Hampton, widow of W. H. Hampton, a Confederate veteran of Watauga County, on the pension roll.

Upon motion of Senator Lovill, the rules are suspended and the bill is placed on its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Lovill: S. B. 652, A bill to place Mrs. William Payne, widow of William Payne, a Confederate veteran of Watauga County, on the Pension roll.

Upon motion of Senator Lovill, the rules are suspended and the bill is placed on its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Baggett: S. B. 653, A bill to amend section 1864 of the Consolidated Statutes, relative to depredations of domestic fowls in certain counties.

Upon motion of Senator Baggett the rules are suspended and the bill is placed on its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1320, An act to make uniform the pleading and practice of all courts, except courts of justices of the peace, inferior to the Superior Court, when summons from such inferior courts is issued to run outside the county of such inferior court.

H. B. 1418, An act to amend House Bill number one thousand three hundred forty-nine which authorized the city of Asheville to lease public parks, playgrounds, municipal golf links, auditorium and other property owned by said city.

H. B. 1419, An act to enable city of Hickory to lease a lot in its park.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Upon motion of Senator Lovill, H. B. 536, A bill to repeal chapter 91, Public-Local Laws, 1927, relating to the election of the board of county commissioners of the county of Ashe, is taken from the unfavorable Calendar and placed on the Calendar.

The substitute offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate substitute.

H. B. 754, A bill to permit fishing with trot lines and baskets, for all kinds of fish except game fish in the French Broad River in Madison County after having procured a fishing license for the season.

The amendment offered by the Committee is adopted.

Senator Johnson of Duplin offers an amendment which fails of adoption.

Senator Dunlap offers an amendment which fails of adoption.

Senator McSwain offers an amendment which fails of adoption.

Senator Bagget offers an amendment which fails of adoption.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 102, A bill to raise revenue, accompanied by Conference Report, upon second reading.

The following pairs are announced: Senator Grier, aye, with Senator Dortch, no; Senator Hendren, aye, with Senator McKee, no; Senator Whedbee, aye, with Senator Ward of Beaufort, no.

The bill passes second reading, ayes 24, noes 18, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Burrus, Burt, Campbell, Clarkson, Clement, Dunlap, Folger, Gravely, Gwyn, Hatchett, Hicks, Horton, Johnson of Moore, Jones, Lawrence, Lovill, McLean, McSwain, Nixon, Rankin, Umstead, Williams—24.

Those voting in the negative are: Senators Bagget, Blount, Clark, Gower, Hardy, Harmon, Haywood, Hinsdale, Johnson of Duplin, Lindsay, Lynch, Peel, Powell, Pritchett, Rodwell, Uzzell, Ward of Craven, Zollicoffer—18.

H. B. 572, A bill to make effective the constitutional provisions for the state maintenance of the six months school term.

Senator Horton offers an amendment which is adopted.

Senator Johnson of Duplin offers an amendment which is adopted.

Senator Pritchett offers an amendment which is adopted.

Senator McLean offers an amendment which fails of adoption.

Senator Johnson of Duplin offers an amendment which is adopted.

Senator Dunlap offers an amendment which fails of adoption.

Senator Dunlap offers an amendment which is adopted.

Senator Johnson of Duplin offers an amendment which is adopted.

Senator Pritchett offers an amendment which is adopted.

Senator Johnson of Duplin offers an amendment which is adopted.

Senator Jones offers an amendment which fails of adoption.

Senator McLean offers an amendment which is adopted.

Senator Pritchett offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate substitute.

Upon motion of Senator Grier, the Senate takes a recess until 4:00 o'clock P. M.
The Senate meets pursuant to recess and is called to order by Lieutenant-Governor R. T. Fountain.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator McLean: S. B. 654, A bill to require the county board of commissioners of Polk County to conform to the State Revenue Bill in levying of ad valorem taxes for current expenses of the six months school.

Upon motion of Senator McLean, the rules are suspended and the bill is placed upon its immediate readings.

Senator McSwain offers an amendment which is adopted. Senator Gower offers an amendment which is adopted.

The bill passes its second reading and upon objection to its third reading by Senator Johnson of Duplin, takes its place on the Calendar.

By Senator Lovill: S. B. 655, A bill to establish and construct a State highway in Watauga and Ashe Counties, connecting State highway No. 60 and No. 69.

Upon motion of Senator Johnson of Moore, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

CONFERENCE REPORT

The Joint Conference Committee, appointed by the House and the Senate, to consider the differences between the House and Senate on Senate Bill 500, entitled "An act to provide for the listing and valuing of all property, real, personal and mixed at its true value in money," respectfully report that they have agreed as follows:

We recommend the adoption of the House substitute with the following amendments: Section 523, subsection 8, division (f), to be amended by striking out the words and figures, in line four (4), "year 1931", and by inserting in lieu thereof the words and figures, "years 1931 and 1932", and by adding at the end of said section, after the word "property" the following: "Provided that in any county where revaluation has been undertaken in 1931, the commissioners of said county are authorized to pay the necessary expenses incurred in same; and provided, further, that no horizontal reductions or increases shall be made in real property valuations by townships or for the county as a whole, but equalization may be made as between particular pieces of real property provided such equalization shall not affect the total values of real property in said county to a greater extent than ten per cent of the values of real property in said county for 1930, and in making such equalization, the commissioners may consider the values reported by the appraisers."

Amend section 710, in line 13, by adding after the word "extend", the following: "Provided the total value of street railways, electric light,
power and gas companies, as determined in section 708 to be certified to each county, shall be the proportion of the assessed value of the physical property in each county bears to the total assessed value of the physical property in the State."

Amend section 713 by striking out, in line 25, all after the words "right-of-way" down to and including the words "State Board of Assessments", in line 33.

Amend section 805 by adding a new section to be numbered subsection 8, to read as follows: "Should any tax payer desire to make a prepayment of his taxes between July first and October first, of any year, he may do so by making payment to the county of city accountant, city clerk, auditor or treasurer, as the governing body may determine, and shall be entitled to the following discounts: If paid on or before July first, a deduction of 3%; if paid on or before August first, a deduction of 2½%; if paid on or before September first, a deduction of 2%; if paid on or before October first, a deduction of 1½%. Whenever any such payments are made, the auditor or county accountant shall certify the same to the clerk of the board of county commissioners, and the same shall be credited, together with the discount, to the taxes levied to the person, firm or corporation, which credit shall include the discount upon the above basis.

Amend section 805 further by adding a new subsection 9, to read as follows: "The county commissioners of any county may order and direct the payment of taxes in installments of not less than 25% of the amount due, at such time as the county commissioners may determine; the final installment to be made payable not later than May first, subject to the discounts and penalties as herein provided.

Charles Whedbee,
J. A. Pritchett,
Conferees on the part of the Senate.

R. N. Hanes,
J. A. McRae,
A. A. F. Seawell,
Conferees on the part of the House.

Senator Whedbee moves that the report be adopted.

Upon the adoption of this report, Senator Gower calls for the ayes and noes.

The report is adopted, ayes 20, noes 18, as follows:

Those voting in the affirmative are: Senators Bennett, Burt, Campbell, Clarkson, Folger, Grier, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Lawrence, Lovill, McSwain, Nixon, Pritchett, Umstead, Whedbee, Williams—20.

Those voting in the negative are: Senators Baggett, Blount, Clark, Dortch, Dunlap, Gower, Hardy, Harmon, Hinsdale, Johnson of Duplin, Lindsay, Lynch, McLean, Peel, Rodwell, Uzzell, Ward of Craven, Zollicoffer—18.

Senator Johnson of Duplin presents the following statement in writing with respect to the conference report as shown above:

Statement of Senator Rivers D. Johnson, one of the Conferees on the part of the Senate on the Machinery Act, to be entered in the Senate Journal.
I am sorry that I cannot agree with my brethren on the Committee on the report on the Machinery Act, but I must enter my protest to the adoption of the report, because it contains a provision that will render inoperative the quadrennial assessment of property and not permit a decrease of over ten per cent in the adjustment of values, which in my opinion is inequitable and unjust to the real estate owners of the State, and that the Act is retroactive in effect.

The substitute bill as passed by the House is adopted.

The bill passes its second reading.

Senator Johnson of Duplin objects to the third reading of the bill.

Senator Whedbee moves that the rules be suspended and the bill be placed upon its immediate readings.

Upon this motion Senator Johnson of Duplin calls for the ayes and noes. The motion fails of adoption, ayes 21, noes 15, as follows:

The following pair is announced: Senator Burrus, aye, Senator Blount, no.

Those voting in the affirmative are: Senators Bennett, Burt, Campbell, Clarkson, Folger, Grier, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Lawrence, Lovill, McSwain, Nixon, Pritchett, Umstead, Whedbee, Williams, Zollicoffer—21.

Those voting in the negative are: Senators Baggett, Dortch, Dunlap, Gower, Hardy, Harmon, Hinsdale, Johnson of Duplin, Lindsay, Lynch, McLean, Peal, Rodwell, Uzzell, Ward of Craven—15.

S. B. 591, A bill relating to the appointment and election of county superintendents of public instruction and district school committeemen.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1393, A bill to amend S. B. 447, so as to make uniform in said act the references therein to the administrative head of a division in the Department of Labor.

Passes its second and third readings and is ordered enrolled.


The bill passes second reading, ayes 28, noes 5, as follows:


Those voting in the negative are: Senators Baggett, Clarkson, Gower, McLean, McSwain—5.

H. B. 1412, A bill to authorize the board of commissioners of Wilson County to levy a special tax for the purpose of securing, caring for and working county prisoners, upon second reading.

The bill passes second reading, ayes 28, noes 5, as follows:

Those voting in the affirmative are: Senators Bennett, Blount, Burt, Campbell, Dortch, Dunlap, Folger, Grier, Hardy, Harmon, Hatchett, Hay-

Those voting in the negative are: Senators Baggett, Clarkson, Gower, McLean, McSwain—5.

S. B. 649, A bill to authorize towns and cities in North Carolina to establish daylight saving time.

The bill fails to pass.

S. B. 125, A bill to amend section 4 of article 11 of the Constitution of North Carolina, relative to membership of the State Senate, upon second reading.

The bill failing to receive the three-fifths vote of all the Senators required by the Constitution, fails to pass its second reading, ayes 25, noes 8, as follows:

Those voting in the affirmative are: Senators Baggett, Blount, Campbell, Clark, Dortch, Dunlap, Folger, Gower, Grier, Hardy, Harmon, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Lindsay, Lovill, Lynch, Nixon, Peel, Pritchett, Umstead, Uzzell, Ward of Craven, Zollicoffer—25.

Those voting in the negative are: Senators Bennett, Burt, Clarkson, Hendren, Hicks, McLean, McSwain, Williams—8.

Upon motion of Senator Johnson of Moore, the Senate adjourns to meet tomorrow morning at ten o'clock.

ONE HUNDRED TWENTIETH DAY

SENATE CHAMBER,

Wednesday, May 27, 1931.

The Senate meets pursuant to adjournment and is called to order by Lieutenant-Governor R. T. Fountain.

Prayer is offered by Rev. Paul H. Fields, Jenkins Memorial Methodist Church, Raleigh, N. C.

Senator McLean reports that he has examined the Journal of yesterday, finds it correct and same stands approved.

Upon motion of Senator Ward of Craven, H. B. 1402, A bill to create and establish a board of navigation and pilotage for the harbors of Morehead City and Beaufort and Old Topsail Inlet, and to organize a pilots association thereunder; is taken from the Calendar and re-referred to the Committee on Counties, Cities and Towns.

Upon motion of Senator Whedbee, H. B. 1107; A bill to amend section 6088 of the Consolidated Statutes, relating to the reapportionment of the members of the House of Representatives of the General Assembly of North Carolina as provided for in the Constitution of the State; is taken from the Committee on Senatorial Districts and placed on the Calendar.

Upon motion of Senator Gravely, this bill is placed on the table.

Upon motion of Senator Horton, H. B. 708, A bill to apply the sum of $62,500.00 from the agricultural fund to apply on the salaries of the farm demonstration agents in the several counties of the State; is taken from the Committee on Agriculture and placed on the Calendar.

Senator Hinsdale moves that H. B. 1265, A bill supplementary to H. B. 1039, "An act to appoint certain members of the boards of education of the
respective counties of North Carolina, to fix their term of office and limit the compensation at State expense", ratified April 15, 1931; be taken from the unfavorable calendar and placed on the Calendar.

The motion fails of adoption.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
May 27, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the Conference Report on S. B. 500, A bill to provide for the listing and valuing of all property, real, personal, and mixed at its real value in money, and sends you this information to the end that the bill may be enrolled for ratification.

Respectfully,

THAD EURE,
Principal Clerk of the House.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1422, A bill to add the name of Mrs. Nannie C. Waldrop of Henderson County, widow of a Confederate veteran, to the pension roll.

Upon motion of Senator Hicks, the rules are suspended and the bill is placed upon its immediate readings.

Senator Pritchett offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1371, A bill to refund to Mrs. James E. Cotton the amount overcharged her for automobile license tags.

Referred to Committee on Finance.

S. B. 637, A bill to pay the necessary expenses of the commission authorized by Senate resolution 624.

Upon motion of Senator Hicks, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 1432, A bill to repeal H. B. 287, ratified May 13, 1931, the same being "A bill to amend section 5033 of Consolidated Statutes of North Carolina as amended by chapter 251, Public Laws of 1927, relating to employment of children under sixteen years of age".

Referred to Committee on Public Welfare.

H. B. 1440, A bill to permit the sheriff of Wake County to appoint special deputy at Lake Myra in Mark's Creek Township.

Upon motion of Senator Hinsdale, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1427, A bill to amend chapter 15, Private Laws of 1923, relative to the charter of the city of Elizabeth City, North Carolina.
Upon motion of Senator Whedbee, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1429, A bill with reference to the appointment and classification of deputies in the office of the clerk of the recorders court of Durham County.

Upon motion of Senator Umstead, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1430, A bill to repeal chapter 504, Public-Local Laws of session of 1915, relative to the municipal court in the city of High Point, and to amend section 20, of chapter 569, Public-Local Laws of 1913, relative to the municipal court of the city of High Point.

Upon motion of Senator Burrus, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1431, A bill supplemental to H. B. 1118, the same being "A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina", ratified on the 24th day of April, 1931.

Upon motion of Senator Burt, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1433, A bill to prohibit the board of commissioners of Madison County from levying a special tax.

Upon motion of Senator Harmon, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1435, A bill to amend chapter 258 of the Public Laws of 1929, relating to nonresident automobile owners.

The bill is placed on the Calendar.

H. B. 1434, A bill creating an agricultural and breeder's association commission for the county of McDowell, and to amend chapter 39 and article 34, subchapter 12 of chapter 82 of the Consolidated Statutes of North Carolina, insofar as same are in conflict therewith.

The bill is placed on the Calendar.

Senator Hinsdale moves that the bill do lie upon the table.

Upon this motion Senator Clarkson calls for the ayes and noes.

The motion prevails, ayes 25, noes 6, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burrus, Burt, Clarkson, Dunlap, Folger, Grier, Hardy, Haywood, Hicks, Hinsdale, Johnson of Moore, Lawrence, Lovill, Lynch, Nixon, Peel, Pritchett, Rankin, Rodwell, Whedbee, Williams, Zollicoffer—25.

Those voting in the negative are: Senators Bennett, Campbell, Hendren, Jones, McLean, Umstead—6.

H. B. 1436, A bill to amend H. B. 1118, ratified April 24, 1931, being the Omnibus Justice of the Peace Bill, adding a justice of the peace in Wayne County.

Upon motion of Senator Hardy, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.
H. B. 1438, A bill to increase the school committee of LaGrange Graded School District from five to seven members.

Upon motion of Senator Hardy, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 572, A bill to make effective the constitutional provision for State maintenance of the six months school term.

Upon the motion of Senator Whedbee, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 1437, A bill authorizing the board of county commissioners of Lenoir County in their discretion, to pro rate securities held by it so as to include in such secured amounts, not exceeding two thousand dollars, held by the clerk of the Superior Court of Lenoir County as such clerk and receiver.

Upon motion of Senator Hardy, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Horton, for the Committee on Judiciary No. 2:

H. B. 1286, A bill to amend section 1331 of the Consolidated Statutes, relative to the auditing of county accounts, with a favorable report.

H. B. 1424, A bill to amend section 3366 (h) of the Consolidated Statutes, validating certain acknowledgments of deeds taken by notaries, so as to make it apply also to acknowledgments taken by justices of the peace in like cases, with a favorable report.

By Senator Powell, for the Committee on Election Laws:

H. B. 1029, A bill to amend section 6054 of the Consolidated Statutes, placing Sampson County under the primary law, with a favorable report.

Upon motion of Senator Campbell, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CONFERENCE REPORT

To the Senate and House of Representatives:

The Conferees on the part of the Senate and the House, appointed to consider the differences between those two bodies on substitute for committee substitute for House Bill No. 60, beg to report as follows:

I.

The Senate recedes from its amendment to Section 1, article IV, subsection 10.

II.

The House concurs in the Senate amendment adding section 9 at the end of article 5. Both Senate and House concur in the following amendment by adding at the end of said section 9 the following:
“Provided, the total amount spent for this purpose shall not exceed the $15,000.00 authorized by chapter 293, Public Laws of 1929”.

III.

The House concurs in Senate amendment to article 11, subsection 2.

IV.

The Senate recedes from its amendment to section 20 and the Senate and the House agree to adopt in lieu thereof the following:

“Section 20. That the total of all salaries, wages, fees or other compensation paid out of or under any of the appropriation made in sections 1, 2, and 3 of this Act to any and all officers, employees or agents of the State or any of its spending agencies, other than compensation paid to those officers whose election to office and compensation are subject to provisions of the Constitution and/or Statutes, be and they are hereby reduced to amounts to be fixed by the Division of Personnel or other body upon which is conferred the duties and powers of fixing and regulating salaries, wages, fees or other compensation; that it is the intent of this section that the total expenditures for such salaries, wages, fees or other compensation shall be reduced in the aggregate for each spending agency by at least ten per cent of the amount of such salaries, wages, fees or other compensation paid, received or in effect on the first day of July, 1930, and that such adjustments as may be necessary to make effective this reduction shall be made by the heads of the various departments, institutions or other agencies in accordance with and under the direction of the Division of Personnel or other body upon which is conferred the duties and powers of fixing and regulating salaries, wages, fees and other compensation; Provided, that in no event shall a greater percentage reduction be made in the salaries paid by the educational institutions for instructional services than is made in the salaries of public school teachers under the School Machinery Act.”

V.

The House and Senate recede from subsection 2, section 5, article IV, and adopt in lieu thereof the following:

“2. There is hereby appropriated for each of the two years of the biennium, the sum of $15,700,000 for the support of the six months school term; this sum to be supplemented by an additional sum of approximately $1,300,000 to be derived from fines, forfeitures, penalties, and poll taxes and the further sum of $1,500,000 for support of or contribution to the extended term, which said sums are to be expended, respectively, in accordance with the laws enacted at this session of the General Assembly relative to said six months term and extended term.”

“2½. There is hereby appropriated the sum of $150,000 as an emergency fund to be used and expended by the State Board of Equalization as provided for in the School Machinery Bill.”

VI.

The Senate recedes from its amendment to section 16 and the House and Senate agree to insert in lieu thereof the following: “section 16. The State Hospital at Raleigh is hereby authorized to reimburse Albert An-
derson in the sum of $1,300.00 and James Adams in the sum of $1,300.00
or a total of $2,600.00 for the expenses in certain prosecutions in the
Superior Court of Wake County in 1928 and the Director of the Budget is
authorized and directed to make such allotments as may be necessary to
provide for the payment of these reimbursements out of the appropriation
to the State Hospital at Raleigh for the fiscal year 1930-31 under chapter
280 of the Public Laws of 1929."

VII.

The House concurs in the Senate amendment to article VII, section 3.

VIII.

The Senate and House agree to the following amendments to article
VII.

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<th>Item</th>
<th>University of North Carolina</th>
<th>North Carolina College for Women</th>
<th>Cooperative Extension State College</th>
<th>Negro Agriculture and Technical College</th>
<th>Appalachian State Teachers College</th>
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</table>

IX.

The Senate recedes from its amendment to section 5, article VII.

X.

The Senate recedes from its amendment to section 7, article VII.

XI.

The Senate and House agree to amend the figures in subsection 2, section
1, article III, so as to read $7,035.00 for each year of the biennium.

XII.

The Senate and House agree to amend the figures in section 1, article
IV, so as to read $117,000 for each year of the biennium and further amend
said section by striking out the printed matter therein and insert in lieu
thereof the following: "(of which at least $25,000 is to be used each year
of the biennium for Armory Drill pay)".

XIII.

The Senate and House agree to amend section 3, article IV by changing
the figures therein as follows: For the year 1931-32—$53,720. For the
year 1932-33—$55,975.

XIV.

The House and Senate agree to amend article IV, section 5, subsection
1, to read as follows: "Administration and Supervision, 1931-32—$100,-
000. 1932-33—$100,000."

XV.

The Senate and House agree to amend article IV, section 7, subsection
1, "Board of Health, by changing the figures therein to $352,000 for each
year of the biennium.
XVI.
The Senate and House agree to amend article IV, section 8, to read as follows: “Historical Commission—1931-32—$30,000. 1932-33—$27,000.

XVII.
The Senate and House agree to amend article IV, section 10, subsection 2, by striking out the figures $62,600 and inserting in lieu thereof the figures $60,000.00 for each year of the biennium and to amend subsection 3 of said section 10, by striking out the words “Child Welfare Commission” and inserting in lieu thereof the words “Division of Standards & Inspection” and to further amend subsection 3, by striking out the figures $25,900 under the appropriation for the year 1932-33 and insert in lieu thereof the figures $23,400.

XVIII.
The Senate and House agree to amend article IV, section 11, “State Library, to provide as follows: For the year 1931-32—$8,000. For 1932-33—$8,060.

XIX.
The Senate and House agree to amend article IV, section 12, Department of Revenue, by changing the figures $192,600 to the figures $232,600 for each year of the biennium.

XX.
The Senate and House agree to amend section 15, Local Government Commission, by striking out the figures $60,000 and inserting in lieu thereof the figures $57,000 for each year of the biennium.

XXI.
The Senate and House agree to strike out section 12 and insert in lieu thereof a new section as follows:

“Section 12. The appropriation for Cooperative Extension work provided for in Title VII-4 of this Act is made to meet the State’s share of the funds provided by the Smith-Lever Act of Congress and to further promote agricultural work. In cooperating with the counties in cooperative extension work the efforts of the counties to reduce expenses shall be recognized and given full weight and cooperation shall be continued with all counties on a basis of reduced expenses for extension in line with reduced expenses of other county activities and to the end that the aggregate cost of personal service be reduced at least ten percent”.

The Senate and House agree to further amend substitute for Committee substitute for House Bill No. 60, by inserting at the end of section 21, a new section as follows:

“Section 21½. That of the appropriation of $7,035.00 made to the Executive Counsel’s office for each year of the biennium not more than $5,000.00 per year shall be paid for the salary of the Executive Counsel and from and after July 1, 1931, the salary of said Executive Counsel is hereby fixed at said sum of $5,000.00 per year”.

XXII.
The House and Senate further agree to amend substitute for Committee substitute for House Bill No. 60, by adding at the end of section 22 thereof a new section as follows:
“Section 22½. That the State Board of Health in cooperation with the counties in county public health work shall recognize the efforts of county authorities to reduce expenses and shall authorize and allow State aid to the counties on any reasonable basis in this respect. It is the intent of this section that the cost of public health work to the counties be reduced in a manner commensurate with the reductions in other county costs recognizing an aggregate reduction in the cost of personal service of at least ten per cent. That counties desiring part time health officers shall be entitled to and receive the same aid in proportion to the county expenses for county health work as counties having a whole time health officer.”

XXIII.

The Senate and House agree to further amend substitute for Committee substitute for House Bill No. 60, as follows:

“Amend article XII, section 7, in the printed matter by inserting after the word ‘titles’ and before the figure ‘5’ the figure ‘3’.”

Respectfully submitted,

L. L. Gravely,
Hayden Clement,
William F. Ward,
Mrs. E. L. McKee,
Conferees on the part of the Senate.

R. L. Harris,
W. C. Woodard,
R. E. Hipps,
Thomas A. Cox,
Henry B. Edwards,
Thomas Turner, Jr.
Conferees on the part of the House.

Senator Peel moves that the Conference report be adopted.

Upon this motion, Senator Gravely calls for the ayes and noes.

The call is sustained and the report is adopted, ayes 31, noes 8, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burrus, Campbell, Clark, Clement, Dortch, Dunlap, Folger, Gravely, Grier, Gwyn, Hardy, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Lawrence, Lovill, McLean, McSwain, Nixon, Peel, Powell, Rankin, Ward of Craven, Whedbee, Williams, Zollicoffer—31.

Those voting in the negative are: Senators Clarkson, Gower, Johnson of Duplin, Jones, Lynch, Pritchett, Umstead, Uzzell—8.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Wednesday, May 27, 1931.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the Conference Report on H. B. 60, to make appropriations for the maintenance of the State’s institutions, etc.;
and upon receipt of a similar message from your Body with the information
that your Body has adopted a like report, the bill will be ordered enrolled.

Respectfully,

THAD EURE,
Principal Clerk of the House.

A message is ordered sent to the House of Representatives advising that
Body that the Senate has adopted the report, to the end that the bill may
be ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of
as follows:

By Senator Hinsdale: S. B. 656, A resolution relative to pay of colored
laborer.

Upon motion of Senator Hinsdale, the rules are suspended and the reso-
lution is placed upon its immediate readings.

The resolution is adopted.

By Senator Hinsdale: S. B. 657, A bill providing for revaluation of
property made in certain counties.

Upon motion of Senator Dunlap, the rules are suspended and the bill is
placed upon the Calendar.

By Senator McSwain: S. B. 658, A bill to require the county board of
commissioners of Cleveland County to conform to the State revenue bill in
levying of ad valorem taxes for current expenses of the six months school.

Upon motion of Senator McSwain the rules are suspended and the bill is
placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of
Representatives.

By Senator Johnson of Duplin: S. R. 659, A joint resolution providing
for adjournment sine die of the General Assembly.

Upon motion of Senator Grier, the rules are suspended and the resolution
is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of
Representatives.

By Senator Gower: S. B. 660, A bill to require the county board of com-
missioners of Johnston County to conform to the State Revenue Bill in
levying of ad valorem taxes for current expenses of the six months school.

The bill is placed on the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as
follows:

H. B. 1043, A bill to provide for payment by the board of county com-
missioners of Rowan County to the towns of Rockwell and Granite Quarry,
North Carolina, certain sums of money advanced in the construction of
State Highway No. 80.

The substitute offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of
Representatives for concurrence in the Senate substitute.

H. B. 1201, A bill to prescribe certain powers and duties of the North
Carolina Corporation Commission with respect to public service corpora-

tions.

Senator Bennett moves that the bill do lie upon the table.
Upon this motion, Senator Hinsdale calls for the ayes and noes.
The following pair is announced: Senator Price, aye, with Senator Clarkson, no.
The motion fails of adoption, ayes 10, noes 28, as follows:
Those voting in the affirmative are: Senators Bennett, Campbell, Haywood, Horton, Lindsay, McLean, McSwain, Rankin, Umstead, Zollicoffer—10.
Those voting in the negative are: Senators Baggett, Bernard, Blount, Clark, Clement, Dortch, Dunlap, Folger, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Hendren, Hicks, Hinsdale, Johnson of Duplin Johnson of Moore, Jones, Lawrence, Lynch, Nixon, Peel, Pritchett, Uzzell, Ward of Craven, Williams—28.
The substitute offered by the Committee is adopted.
The bill passes its second reading.
Senator Gravely offers an amendment which fails of adoption.
Senator Gravely offers an amendment which is adopted.
Upon the third reading of the bill, Senator Gravely calls for the ayes and noes.
The call is sustained.
The following pair is announced: Senator Clarkson, aye, with Senator Price, no.
The bill passes third reading, ayes 32, noes 9, as follows:
Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Clark, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Hendren, Hicks, Hinsdale, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, Nixon, Peel, Pritchett, Rankin, Uzzell, Ward of Craven, Whedbee, Williams, Zollicoffer—32.
Those voting in the negative are: Senators Bennett, Burrus, Campbell, Haywood, Horton, Lindsay, McLean, McSwain, Umstead—9.
The bill is ordered sent to the House of Representatives.
H. B. 1422, A bill to add the name of Mrs. Nannie C. Waldrop of Henderson County, widow of a Confederate veteran, to the pension roll.
Senator Pritchett offers an amendment which is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
S. B. 654, A bill to require the county board of commissioners of Polk County to conform to the State Revenue Bill in levying of ad valorem taxes for current expenses of the six months school.
The substitute offered by Senator McLean is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives.
H. B. 1415, A bill supplemental to House Bill 1118, the same being “A bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina,” ratified on the 24th day of April, 1931.
Passes its second and third readings and is ordered enrolled.
H. B. 1235, A bill to amend section 1864 of the Consolidated Statutes, relating to depredations of domestic fowls in certain counties.
The amendment offered by the Committee is adopted.
Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 1406, A bill to place Mrs. Amander Eller of Wilkes County on the pension roll.
Passes its second and third readings and is ordered enrolled.

H. B. 811, A bill to amend chapter 252, Public-Local Laws of 1925, relating to commission allowed sheriff of Avery County for collecting taxes.

Passes its second and third readings and is ordered enrolled.

H. B. 102, A bill to raise revenue, with report of Conferees attached, upon third reading.

The following pairs are announced: Senator Grier, aye, with Senator Dortch, no; Senator Hendren, aye, with Senator McKee, no; Senator Whedbee, aye, with Senator Ward of Beaufort, no; Senator Johnson of Moore, aye, with Senator Uzzell, no.

The bill passes third reading, ayes 23, noes 16, as follows:

Those voting in the affirmative are: Senators Bennett, Bernard, Burrus, Burt, Campbell, Clarkson, Clement, Dunlap, Folger, Gravely, Grier, Hatchett, Hicks, Horton, Jones, Lawrence, Lovill, McLean, McSwain, Nixon, Rankin, Umstead, Williams—23.

Those voting in the negative are: Senators Baggett, Blount, Clark, Gower, Hardy, Harmon, Haywood, Hinsdale, Johnson of Duplin, Lindsay, Lynch, Peel, Pritchett, Rodwell, Ward of Craven, Zollicoffer—16.

The bill is ordered enrolled.

H. B. 1412, A bill to authorize the board of commissioners of Wilson County to levy a special tax for the purpose of securing, caring for and working county prisoners, upon third reading.

The bill passes third reading, ayes 35, noes 1, as follows:

Those voting in the affirmative are: Senators Baggett, Bernard, Blount, Burrus, Burt, Campbell, Clarkson, Dortch, Dunlap, Folger, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Haywood, Hendren, Hicks, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lovill, Lynch, McLean, McSwain, Nixon, Powell, Pritchett, Rankin, Whedbee, Williams, Zollicoffer—35.

Those voting in the negative are: Senator Gower—1.

The bill is ordered enrolled.

H. B. 710 A bill for reducing ad valorem taxes in the county-wide, special charter and local school tax districts of the state, upon third reading.

The bill passes third reading, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burrus, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Hendren, Hicks, Hinsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McLean, McSwain, Nixon, Peel, Powell, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Zollicoffer—40.

The bill is ordered enrolled.

S. R. 640, A resolution relative to service of Lindsey Knott, a page of the Senate, Session 1931.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 644, A joint resolution concerning the telephone operator.

Senator Gwyn offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 580. A bill providing for certain special taxes in Duplin, Avery, Dare, Tyrrell, Pender, Clay, Warren, Alleghany, Cherokee, Edgecombe, Graham, Granville, Halifax, Harnett, Iredell, Jackson, Lincoln, Macon, Mont-
The bill passes third reading, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Baggett, Bennett, Blount, Burrus, Burt, Campbell, Clarkson, Clement, Dortch, Dunlap, Folger, Gower, Gravely, Grier, Gwyn, Hardy, Harmon, Hatchett, Hendren, Hicks, Hindsdale, Horton, Johnson of Duplin, Johnson of Moore, Jones, Lawrence, Lindsay, Lovill, Lynch, McLean, McSwain, Nixon, Peel, Powell, Pritchett, Rankin, Rodwell, Umstead, Ward of Craven, Zollicoffer—40.

The bill is ordered enrolled.

H. B. 1424, A bill to amend section 3366 (h) of the Consolidated Statutes, validating certain acknowledgments of deeds taken by notaries, so as to make it apply also to acknowledgments taken by justices of the peace in like cases.

Passes its second and third readings and is ordered enrolled.

H. B. 1286, A bill to amend section 1331 of the Consolidated Statutes, relative to the auditing of county accounts.

Passes its second and third readings and is ordered enrolled.

S. B. 630, A bill to extend the provisions of section seven of chapter 204 of the Public Laws of 1929, so as to relate to taxes due prior to 1930.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1237, A bill to amend chapter 144, Public Laws, 1915, and all amendments thereto, which is "An act to provide for the incorporation and maintenance of co-operative organizations."

Passes its second and third readings and is ordered enrolled.

S. B. 500, A bill to provide for the listing and valuing of all property, real, personal and mixed, at its real value in money, upon third reading.

The bill passes third reading, ayes 24, noes 17, as follows:

Those voting in the affirmative are: Senators Bernard, Campbell, Clarkson, Clement, Folger, Grier, Gwyn, Harmon, Hatchett, Haywood, Hendren, Hicks, Horton, Johnson of Moore, Lawrence, Lovill, McSwain, Nixon, Powell, Pritchett, Rankin, Umstead, Whedbee, Williams—24.

Those voting in the negative are: Senators Baggett, Blount, Burrus, Dortch, Dunlap, Gower, Gravely, Hardy, Hindsdale, Johnson of Duplin, Lindsay, Lynch, McLean, Peel, Uzzell, Ward of Craven, Zollicoffer—17.

The bill is ordered enrolled.

S. B. 657, A bill providing for revaluation of property made in certain counties.

Senator Grier offers a substitute bill which is adopted.

The bill passes its second reading.

Senator Jones offers an amendment which fails of adoption.

The bill passes its third reading and is ordered engrossed.

H. B. 1384, A bill to repeal House Bill Number 287, ratified May 13, 1931, the same being a bill to amend section 5033 of the Consolidated Statutes of North Carolina as amended by chapter 251, Public Laws of 1927, relating to employment of children under sixteen years of age.

Upon motion of Senator Dunlap the bill is referred to the Committee on Finance.

Upon motion of Senator Nixon, H. B. 1432, A bill to repeal House Bill 287, ratified May 13, 1931, the same being a bill to amend section 5033 of the Consolidated Statutes of North Carolina as amended by chapter 251,
Public Laws of 1927, relating to employment of children under 16 years of age; is taken from the Committee on Public Welfare and placed on the Calendar.

Senator Baggett moves that the bill do lie upon the table.

The motion prevails.

Senator Pritchett moves that the motion by which this bill was placed on the table be reconsidered and that that motion do lie upon the table.

The motion prevails.

S. B. 641, A bill to fix a limit to the cutting of salaries of teachers in the public schools, and to stabilize conditions affecting employment therein.

The Senate adopts the House substitute.

Senator Pritchett offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 660, A bill to require the county board of commissioners of Johnston County to conform to the State Revenue Bill in levying ad valorem taxes for current expenses of the six months school.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1330, A bill to amend chapter 148 of the Public Laws of 1927, relating to markers in streets on the State Highway System.

Senator Gravely moves that the bill do lie upon the table.

The motion fails of adoption.

Senator Gravely offers an amendment which fails of adoption.

The bill passes its second reading.

Senator Burrus objects to the third reading of the bill.

Senator Johnson of Moore moves that the rules be suspended and that the bill be placed on its third reading.

The motion fails of adoption.

H. B. 1435, A bill to amend chapter 258 of the Public Laws of 1929, relating to reciprocity extended to non-resident automobile owners.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Dortch, the Senate goes into executive session for the purpose of considering certain nominations sent in by the Governor.

To the Senate of the General Assembly of North Carolina:

I respectfully submit herewith for your confirmation the following as members of the State Equalization Board, for terms expiring March 8th, 1935:

A. McL. Graham ..............Clinton ..............3rd Cong. Dist.
F. P. Spruill ..............Rocky Mount ..............4th Cong. Dist.
John A. Folger ..............Mount Airy ..............5th Cong. Dist.
Walter H. Powell ..............Whiteville ..............7th Cong. Dist.
H. L. Price ..............Monroe ..............8th Cong. Dist.
B. B. Daugherty ..............Boone ..............9th Cong. Dist.
A. E. Waltz ..............Gastonia ..............10th Cong. Dist.
J. E. Coburn ..............Bryson City ..............11th Cong. Dist.

Respectfully submitted,

O. Max Gardner,
Governor.
Upon motion of Senator Johnson of Duplin, the above nominations are approved and confirmed for the terms and positions specified.

Upon motion of Senator Dortch, the executive session is dissolved.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 647, An act supplemental to House Bill 1118, the same being a bill entitled "An act to appoint justices of the peace of the several counties of North Carolina," ratified on the twenty-fourth day of April, 1931.

H. B. 1423, An act to amend chapter two hundred and sixteen of the Public Laws of the session of 1923 and the several acts amendatory thereof relating to general county courts.

S. B. 645, An act relative to the election of the county superintendent of public welfare for Iredell County.

S. B. 648, An act to amend the charter of the town of Boone, Watauga County, North Carolina, and all amendments thereto and to repeal chapter two hundred twenty of the Private Laws of 1925, and chapter two hundred twenty-three, Private Laws, 1927.

H. B. 1428, An act to amend section 1443 of volume 3 of the Consolidated Statutes, transferring Watauga County from the Seventeenth to the Sixteenth Judicial District and fixing the terms of court for said county.

H. B. 1425, An act to authorize the board of county commissioners of Gaston County to grant to the State Highway Commission the right to the use and enjoyment of certain lands and premises belonging to Gaston County.

H. B. 1421, An act to amend Senate Bill 395, being the charter of the city of Asheville.

S. B. 646, An act to validate service of Craven County summonses by the constable of Number Eight Township, Craven County, North Carolina, under Public-Local Laws, extra session, 1921.

S. B. 650, An act to amend chapter two fifty-six of the Public Laws of 1927, entitled "An act to provide for the distribution of equalizing funds for certain counties", so as to provide for an additional member on account of the new congressional district created at this session.

S. B. 643, An act relative to the nomination and election of the county superintendent of public instruction for Iredell County.

H. B. 1393, An act to amend Senate Bill 447 so as to make uniform in said act the references therein to the administrative head of a division in the Department of Labor.

H. B. 102, An act to raise revenue.

REPORT OF SPECIAL COMMITTEE

In Re: Senate Resolution No. 624.

To the Honorable, the Senate of the State of North Carolina:

Pursuant to Senate Resolution 624, adopted on the 11th day of May, 1931, your committee met on the morning of May 12, 1931, in the Revenue Building, Room 414, (Courts and Judicial Districts) at which time Senator Ward of Beaufort was elected Chairman. This meeting and all subse-
sequent meetings of this committee were open to the public. Subpoenas were issued for witnesses connected with all matters and things which it was the duty of your committee to investigate, or concerning matters of alleged bribery brought to our attention. Other persons mentioned in the evidence voluntarily came before the committee and requested to be sworn and examined and they were sworn and examined by your committee. All the testimony taken by your committee is filed herewith and made a part of this report and marked exhibit "A".

Upon considering the evidence we do not find any competent testimony tending to show that W. N. Reynolds or S. Clay Williams made any efforts to bribe any Senator. We do find a conflict between the testimony of Senator John W. Hinsdale and D. H. Pope, and that this evidence should be called to the attention of the Solicitor of the Seventh Judicial District.

After consideration of all the evidence your Committee does not find that any Senator has violated his oath of office, and does not find necessity for further investigation.

Respectfully submitted,

W. R. Lovill,
Kemp B. Nixon,
F. J. Haywood,
J. A. Pritchett,
H. S. Ward,

Committee.

Upon motion of Senator Nixon, the report is adopted.

Senator Ward of Beaufort files a supplemental report which, upon motion of Senator Jones, is referred to the Special Investigating Committee.

Upon motion of Senator Dortch, the Senate takes a recess until 4:00 P. M.

AFTERNOON SESSION

Senate Chamber, Wednesday, May 27, 1931.

The Senate meets pursuant to recess and is called to order by Lieutenant-Governor R. T. Fountain.

Senator Grier moves that H. B. 1432, A bill to repeal H. B. 287, ratified May 13, 1931, the same being a bill to amend section 5033 of the Consolidated Statutes of North Carolina as amended by chapter 251, Public Laws of 1927, relating to employment of children under sixteen years of age; be taken from the unfavorable calendar and placed on the Calendar.

The motion fails of adoption.

Upon motion of Senator Horton, H. B. 1297, A bill to prevent the larceny of shrubbery, is taken from the Committee on Judiciary No. 2 and placed on the Calendar.

Senator Powell moves that the bill do lie upon the table.

The motion prevails.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:
H. B. 1441, A bill to amend section 5758, Consolidated Statutes, volume 3, relating to compulsory attendance.
Upon motion of Senator Burrus, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled.
H. B. 1444, A bill to repeal House Bill 345, ratified April 25, 1931, entitled "An act to fix certain fees of sheriff and other officers authorized to serve process in Johnson County."
Upon motion of Senator Dortch, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered enrolled.
S. B. 491, A bill to amend chapter 392, Public-Local Laws, 1929, relating to the prisoners of Duplin County, for concurrence in the House amendment.
The Senate concurs in the House amendment and the bill is ordered enrolled.
S. R. 659, A joint resolution providing for adjournment sine die of the General Assembly.
Upon motion of Senator Peel, the Senate concurs in the House amendment and the resolution is ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:
By Senator Jones: S. B. 661, A bill to amend chapter 327 of the Private Laws of 1913, relating to the town of Hamlet.
Upon motion of Senator Jones, the rules are suspended and the bill is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Pritchett: S. R. 662, A resolution relative to the appropriation for the operation of the six months school term.
Upon motion of Senator Pritchett, the rules are suspended and the resolution is placed upon its immediate readings.
Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Clarkson: S. B. 663, A bill to prohibit the director of the budget from cutting or reducing the appropriations for the biennium 1931-33.
Upon motion of Senator Clarkson, the rules are suspended and the bill is placed upon its immediate readings.
Upon motion of Senator Haywood, the bill is placed on the table.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
H. B. 1401, A bill to authorize the board of commissioners of Harnett County to place the sheriff and all of his deputies on a salary basis.
Passes its second and third readings and is ordered enrolled.
H. B. 1045, A bill to provide for a study by the Tax Commission and/or its successors of the question of listing and assessing property for taxation.
The amendment offered by the Committee is adopted.
Senator Gravely moves that the bill do lie upon the table.
The motion fails of adoption.
Senator Hardy offers an amendment which fails of adoption.
Senator Dunlap offers an amendment which is adopted.
Senator Dunlap offers a second amendment which is adopted.
Senator Dunlap offers a third amendment which is adopted.
Upon the second reading of the bill, Senator Gravely calls for the ayes
and noes.
The call is sustained.
The bill passes second reading, ayes 25, noes 12, as follows:
Those voting in the affirmative are: Senators Bernard, Burrus, Burt,
Clarkson, Clement, Dunlap, Folger, Grier, Gwyn, Hatchett, Haywood,
Hendren, Hicks, Horton, Jones, Lawrence, Lovill, McLean, Nixon, Peel,
Powell, Pritchett, Rankin, Umstead, Whedbee—25.
Those voting in the negative are: Senators Baggett, Blount, Dortch,
Gower, Gravely, Hardy, Hinsdale, Johnson of Duplin, Lynch, McSwain,
Ward of Craven, Zollicoffer—12.
Senator Gravely objects to the third reading of the bill and it takes its
place on the Calendar.

ENROLLED BILLS

Senator Lovill, for the Committee on Enrolled Bills, reports the follow-
ing bills and resolutions properly enrolled, and they are duly ratified and
sent to the office of the Secretary of State:
H. B. 536, An act to repeal chapter 91, Public-Local Laws, 1927, rel-
ating to the board of county commissioners of the county of Ashe.
H. B. 1436, An act to amend House Bill 1118, ratified April twenty-
fourth, one thousand nine hundred thirty-one, being the Omnibus justice
of the peace bill, adding a justice of the peace in Wayne County.
H. B. 1429, An act with reference to the appointment and classification
of deputies in the office of the clerk of the recorder's court of Durham
County.
H. B. 1427, An act to amend chapter 15, Private Laws of 1923, relative
to the charter of the city of Elizabeth City, North Carolina.
H. B. 811, An act to amend chapter 252, Public-Local Laws of 1925, rel-
ating to commission allowed sheriff of Avery County for collecting taxes.
S. B. 652, An act to place Mrs. William Payne, widow of William Payne,
a Confederate veteran of Watauga County, on the pension roll.
H. B. 1406, An act to place Mrs. Amander Eller of Wilkes County on
the pension roll.
H. B. 1235, An act to amend section 1864 of the Consolidated Statutes,
relating to depredations of domestic fowls of certain counties by adding
Rockingham County.
H. B. 1430, An act to repeal chapter 504, Public-Local Laws of session of
one thousand nine hundred and fifteen, relative to the municipal court in
the city of High Point, and to amend section twenty of chapter 569, Public-
Local Laws of 1913, relative to the municipal court of the city of High
Point.
H. B. 1415, An act supplemental to House Bill 1118, the same being "A
bill to be entitled an act to appoint justices of the peace for the several
counties of North Carolina," ratified on the twenty-fourth day of April, 1931.

H. B. 1433, An act to prohibit the board of commissioners of Madison County from levying a special tax.

H. B. 1438, An act to increase the school committee of La Grange Graded School District from five to seven members.

S. B. 564, An act to promote the standardization of transportation systems for school children, and to provide for the economical operation of the same.

S. R. 637, A joint resolution to pay the necessary expenses of the commission authorized by Senate resolution six hundred and twenty-four.

H. B. 1424, An act to amend section three thousand three hundred and sixty-six (h) of the Consolidated Statutes, validating certain acknowledgments of deeds taken by notaries, so as to make it apply also to acknowledgments taken by justices of the peace in like cases.

H. B. 1435, An act to amend chapter two hundred and fifty-eight of the Public Laws of one thousand nine hundred and twenty-nine, relating to reciprocity extended to nonresident automobile owners.

H. B. 710, An act for reducing ad valorem taxes in the county-wide, special charter and local school tax districts of the State.

H. B. 754, An act to permit fishing with trot lines, for all kinds of fish except game fish, in the French Broad River in Madison County, after having procured a fishing license for the season.

H. B. 1437, An act authorizing the board of county commissioners of Lenoir County in their discretion, to pro rate securities held by it so as to include in such secured amounts, not exceeding two thousand dollars, held by the clerk of the Superior Court of Lenoir County as such clerk and receiver.

S. B. 580, An act providing for certain special taxes in Duplin, Avery, Dare, Tyrrell, Pender, Clay, Alleghany, Cherokee, Edgecombe, Graham, Granville, Halifax, Harnett, Iredell, Jackson, Lincoln, Macon, Montgomery, Person, Polk, Rutherford, Swain, Watauga, and Wilson.

H. B. 1431, An act supplemental to House Bill one thousand one hundred and eighteen, the same being "A bill to be entitled an Act to appoint justices of the peace for the several counties of North Carolina," ratified on the twenty-fourth day of April, one thousand nine hundred and thirty-one.

S. B. 653, An act to amend section one thousand eight hundred and sixty-four of the Consolidated Statutes, relative to depredations of domestic fowls in certain counties.

H. B. 1422, An act to add the name of Mrs. Nannie C. Waldrop of Henderson County, widow of a Confederate veteran to the pension roll.

H. B. 1286, An act to amend section one thousand three hundred thirty-one of the Consolidated Statutes, relative to the auditing of county accounts.

S. B. 639, An act to amend section two thousand three hundred sixty-six of the Consolidated Statutes of North Carolina so as to make the provisions thereof applicable to Moore County.

H. B. 1237, An act to amend chapter one hundred and forty-four, Public Laws one thousand nine hundred and fifteen, and all amendments thereto, which is "An Act to provide for the incorporation and maintenance of cooperative organizations."
H. B. 1065, An act to revise the law as to the establishment of cartways to make the same conform to changes in the public road law.

H. B. 1440, An act to permit the sheriff of Wake County to appoint a special deputy at Lake Myra in Mark's Creek Township.

S. B. 651, An act to place Mrs. W. H. Hampton, widow of W. H. Hampton, a Confederate veteran of Watauga County on the pension roll.

H. B. 1029, An act to amend section six thousand and fifty-four of the Consolidated Statutes placing Sampson County under the primary law.

S. B. 634, An act to repeal the judicial conference.

H. B. 1412, An act to authorize the board of commissioners of Wilson County to levy a special tax for the purpose of securing, caring for and working county prisoners.

Senator Umstead moves that the vote by which S. B. 663, A bill to prohibit the Director of the Budget from cutting or reducing the appropriations for the biennium 1931-33, was placed on the table, be reconsidered.

Upon this motion, Senator Johnson of Duplin calls for the ayes and noes.

The call is sustained.

The motion fails of adoption, ayes 18, noes 19, as follows:

Those voting in the affirmative are: Senators Burrus, Clarkson, Folger, Grier, Hatchett, Hendren, Hinsdale, Horton, Johnson of Moore, Jones, Lawrence, Lovill, McSwain, Nixon, Pritchett, Umstead, Uzzell, Whedbee—18.

Those voting in the negative are: Senators Baggett, Bernard, Burt, Clement, Dortch, Dunlap, Gower, Gwyn, Hardy, Harmon, Haywood, Hicks, Johnson of Duplin, Lynch, McLean, Peel, Powell, Rankin, Ward of Craven—19.

Senator Grier moves that no further bills except those that come from the House of Representatives will be considered at the session tonight.

The motion prevails.

Upon motion of Senator Dortch, the Senate takes a recess until 8:00 o'clock P. M.

EVENING SESSION

SENATE CHAMBER, Wednesday, May 27, 1931.

The Senate meets pursuant to recess and is called to order by Lieutenant-Governor R. T. Fountain.

Senator Horton moves that the vote by which the motion of Senator Grier to limit the consideration of bills was carried be reconsidered.

The motion prevails.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1445, A bill supplemental to H. B. 895, the same being "A bill to be entitled an act to amend section 1443, volume 3 of the Consolidated Statutes, providing an extra term for Cleveland County".
Upon motion of Senator McSwain, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

**H. B. 1045**, A bill to provide for a study by the Tax Commission and/or its successors for the question of listing and assessing property for taxation.

Senator Dunlap offers an amendment which is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

**ENROLLED BILLS**

Senator Lovill, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

**H. B. 572**, An act to make effective the Constitutional provision for State maintenance of the six months school term.

**H. B. 1043**, An act to provide for payment by the board of county commissioners of Rowan County to the towns of Rockwell and Granite Quarry, North Carolina, certain sums of money advanced in the construction of State highway number eighty.

**S. B. 591**, An act relating to the appointment and election of county superintendents of public instruction and district school committeemen.

**S. B. 491**, An act to amend chapter three hundred twenty-two, Public Local Laws, one thousand nine hundred twenty-nine, relating to the finances of Duplin County.

**S. B. 661**, An act to amend chapter three hundred twenty-seven of the Private Laws of one thousand nine hundred thirteen, relating to the town of Hamlet.

**H. B. 1444**, An act to repeal House Bill three hundred forty-five, ratified April twenty-fifth, one thousand nine hundred thirty-one, entitled "An act to fix certain fees of sheriff and other officers authorized to serve process in Johnston County".

**H. B. 1441**, An act to amend section five thousand seven hundred and fifty-eight, Consolidated Statutes, volume three, relating to compulsory attendance.

**S. B. 641**, An act to fix a limit to the cutting of salaries of teachers in the public schools, and to stabilize conditions affecting employment therein.

**H. B. 1261**, An act to prescribe certain powers and duties of the North Carolina Corporation Commission with respect to public service corporations.

**S. B. 500**, An act to provide for the listing and valuing of all property, real, personal and mixed, at its real value in money.

**H. B. 1401**, An act to authorize the board of commissioners of Harnett County to place the sheriff and all of his deputies on a salary basis.

**H. B. 60**, An act to make appropriations for the maintenance of the State's institutions, the various departments, bureaus and agencies of the
State government and providing for the reduction of salaries of all officers, employees and agents of the State.

S. R. 659, Joint resolution providing for adjournment sine die of the General Assembly.

H. B. 1445, An act supplemental to House Bill eight hundred and ninety-five, the same being "A bill to be entitled an act to amend section one, thousand four hundred and forty-three, volume three of the Consolidated Statutes, providing an extra term of court for Cleveland County", ratified April second, one thousand nine hundred and thirty-one.

H. B. 1045, An act to provide for a study of the Tax Commission of the question of listing and assessing property for taxation.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Wednesday, May 27, 1931.

MR. PRESIDENT:

You are respectfully advised that the business of the House of Representatives has been concluded, and will be ready to open the doors of the House immediately upon receipt of information from your Honorable Body that you are ready to open your doors that the gavels may fall simultaneously and adjournment declared.

Respectfully,

THAD EURE,
Principal Clerk of the House.

Pursuant to the information submitted above, the Senate, having completed the business before it, a message is ordered sent to the House of Representatives informing that Honorable Body that the Senate stands ready for final adjournment.

The doors of the House and Senate are thrown open; the Speaker of the House is perceived standing ready to let fall the gavel; the hour for adjournment fixed by joint resolution passed by the two Houses having arrived, the President of the Senate declares the Senate of the General Assembly of the Session of 1931 adjourned sine die.

R. T. FOUNTAIN,
Lieutenant-Governor and President of the Senate.

LEROY MARTIN,
Principal Clerk.
APPENDIX

SENATE RESOLUTIONS


Whereas it has come to the attention of the Rules Committee of the Senate that on the 8th of January articles appeared in many newspapers in the State, in the form of News Items sent from Raleigh, that the Rules Committee "Is undersood to have put the screws on Lieutenant-Governor Fountain to see that he does not run wild again this year in employing clerks, pages and laborers"; and further stating that "When the Rules Committee met yesterday it called in Lieutenant-Governor Fountain and informed him that he could not be as lavish with his political patronage this session as he was in 1929", and Whereas the Rules Committee did not do either of the things set forth in the articles reported, but with the concurrence and approval of the President of the Senate determined to submit to the Senate certain rules and amendments looking to the observance of economy as far as possible and as thorough as might be in keeping with reasonably efficient service in the transaction of the business of the Senate, and Whereas the Committee feels that public correction of this report should be made, Now, therefore Be it Resolved: That so much of the article referred to as is above quoted is condemned as incorrect; inaccurate and unfair to our Presiding Officer; that while we welcome publicity of all things done by the Senate and its Officers and Committees and are content to have fair criticism of their acts and conduct, we suggest the observance of care, to a reasonable degree, in the reports of the actions of the General Assembly and its Officers and members.

Senate Resolution Relating to the Employment of Clerks in the Senate.

Resolved, by the Senate upon recommendation of the Rules Committee, that in order to expedite the business of the Senate and of the various committees, that two (2) additional pages, King and Batts be added to the list of the Senate's pages, and S. C. Conyers and John McLaughlin, be added to the force of the Senate employees; and that the Committee on Courts and Judicial Districts, and the Committee on Congressional Districts be each given a clerk,

Resolved, further, that all employees of the Senate be paid as of January 7th.

Senate Resolution in Regard to Furnishing of Consolidated Statutes and Public Laws of the Senate.

Be It Resolved by the Senate:

Section 1. That the Secretary of State be and he is hereby requested, authorized and directed to furnish to and on application of the Principal Clerk of the Senate such volumes of the Consolidated Statutes and also Public, Public-Local and Private Laws as may be desired for the use of the Senators and officers of the Senate while the Senate is in Session.

Section 2. This resolution shall be effective from and after its adoption and passage.
Resolutions on the Death of Honorable Lee Slater Overman, a Member of the U. S. Senate.

Resolved, That the General Assembly of North Carolina has heard with profound sorrow of the death of Honorable Lee Slater Overman, in the City of Washington, D. C., on December 12, 1930, late a Senator from the State of North Carolina.

Resolved, That his life was one of service to his State and Nation. That from March 4, 1903, until the time of his death, he was a Senator of great distinction and marked ability. Esteemed and honored by his associates, he leaves a record which is a source of pride to this State and of gratification to the Nation. He was firm and sincere in his friendships. He was ever generous in according praise; most modest in receiving it. He was a Southern gentleman of the old school, which is a synonym of honor, integrity and character. We possessed these attributes to such a preeminent degree that he was affectionately known and called, "The grand old man of the South". No lie ever soiled his lips; no scandal ever besmirched his fair name; no stain ever followed his footsteps. With charity he judged the race of men; and multitudes from plane, plateau and mountain, from beach to peak, from Pamlico to Pisgah, will hold him in the gentlest memory.

Resolved, That the Clerk of the Senate transmit a copy of these resolutions to the family of the deceased.

Resolved, That as a further mark of respect to the memory of the deceased, the General Assembly when it adjourns sine die, adjourn in respect to the memory of Lee Slater Overman.

Substitute for House Resolution Number 615.

Be it resolved by the Senate that the conferees on the part of the Senate are hereby instructed to delete from the conference report all items heretofore included in the so-called commodity or nuisance luxury tax and to refrain from further consideration of either a general sales or nuisance luxury tax and to vote for and urge the adoption of a Revenue Bill which levies a minimum property tax to supplement funds derived from other forms of taxation heretofore considered by the conferees.


Whereas, a member of the Senate arises at his place in the open Senate while engaged in its deliberation and solemnly announces that rumors from a most credible source believed by him to be genuine and truthful, have come to his attention, containing statements of fact which if true will show direct overt acts of corruption on the part of certain persons in this State, and directed to a member of this Senate, touching his official duties and,

Whereas, the said Senator declares himself offended and believes the dignity and integrity of the Senate has been grossly insulted and calls upon the Senate to create at once a committee of investigation.

Now, Therefore, be it Resolved:

1. That a commission of investigation to consist of five Senators be and
is hereby authorized and created out of the membership of the Senate, such members to be appointed by the Lieutenant-Governor with full authority and power to sit at any place in the State and to investigate any and all reasonable and credible charges of corruption on the part of any person towards any Senator, whether the acts so investigated shall have been consummated or shall have been attempted to the extent of showing a readiness and willingness and effort on the part of such person or persons.

2. That the said commission, or any one member thereof by its authority, shall have the right to subpoena witnesses and compel the production of books and papers, and records and any and all officers of this State are required to serve such process as may be directed to them in any county of the State, the fees for which—and all necessary charges and expenses created by the commission—to be paid out of the contingent fund of the Senate.

3. No person shall be convicted in the courts of this State upon evidence of statements and admissions made by him before said commission and any person refusing to answer any question pertinent to such investigation and the matters and things involved therein shall be guilty of a contempt of the Senate and may be fined, or imprisoned, by order of the Senate in the same manner and to the same extent as if said contempt was practiced in and upon the Superior Courts of this State. The commission is authorized to sit and pursue the investigation, if necessary, beyond the session of the General Assembly. If so sitting and investigating as aforesaid after the expiration of the General Assembly, its report shall be made to the Governor. If the report can be completed during the session of the General Assembly, same shall be made to the Senate, signed and ratified.

Resolution Relative to Pay of Colored Laborer.

Whereas, George Burroughs, a colored man, has performed faithful service in attending to the toilets, and,

Whereas, the said George Burroughs has not been on the pay roll and has not been paid for his services, and,

Whereas, a month ago the laborers of the Senate were reduced in number by ten,

Now Therefore be it Resolved, that the said George Burroughs be placed on the Senate pay roll as of May 1, as a laborer and paid the same per diem as other laborers.
INVENTORY OF OFFICE FURNITURE, DESKS, FIXTURES, AND OTHER PROPERTY OF THE STATE MADE IN ACCORDANCE WITH SECTION 6110 (a), CONSOLIDATED STATUTES, VOLUME III.

Principal Clerk’s Office:
1 roll top desk.
2 flat top desks.
3 typewriter desks.
3 small tables, or desks.
1 steel filing section.
1 revolving oak desk chair.
3 large revolving chairs.
3 plain chairs.
1 typewriter chair.
3 wire baskets.
7 bill files.
4 clip boards.
1 steel combination bill case, with keys.
A supply of rubber stamps.
A small supply of blank forms.
Pen points, pen stocks, rubber bands.
Paper clips and stenographers’ notebooks.
1 costumer.
Folders and index for filing case.
A small supply of typewriter paper, second sheets and onion skin paper, notebooks and expansion envelopes.

In Journal Clerk’s Office, above Principal Clerk:
1 small table.
3 typewriters.
1 bowl.
1 pitcher.
3 waste baskets.
1 costumer.
1 wire basket.
1 bucket.

Lieutenant-Governor’s Office:
1 book case.
1 costumer.
1 flat top desk.
1 plain chair.

In Front Lobby, used by Disbursing Clerk:
1 flat top desk.
1 office chair, with cushion.
AMOUNTS PAID SENATORS, OFFICERS AND EMPLOYEES OF
THE SENATE

Lieutenant Governor's Office

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<tr>
<th>Name</th>
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Principal Clerk's Office

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Engrossing Department

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**Sergeant-At-Arms Department**

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**Printed Bill Department**

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**Committee Clerks**

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**Total**

$4,872.00 | $125.20
$2,538.00 | $162.20
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**Membership**

50 Senators @ $600.00 ........................................... $30,000.00

Grand Total ................................................... $76,592.80

Respectfully submitted,

*LeRoy Martin, Principal Clerk.*
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