STATE OF NORTH CAROLINA

PRIVATE LAWS

EXACTED BY THE

GENERAL ASSEMBLY

AT ITS

EXTRA SESSION OF 1921

BEGUN AND HELD IN THE CITY OF RALEIGH

ON

TUESDAY, THE SIXTH DAY OF DECEMBER, A.D. 1921

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CHAPTER 1

AN ACT TO AMEND CHAPTER 357 OF THE PRIVATE LAWS OF 1909, RATIFIED 8TH DAY OF MARCH, 1909, AMENDING THE CHARTER OF NORTH CAROLINA COLLEGE, MOUNT PLEASANT, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

Section 1. That the act revising the charter of the trustees of North Carolina College, ratified eighth day of March, one thousand nine hundred and nine, chapter three hundred and fifty-seven, Private Laws of one thousand nine hundred and nine, be amended by striking out all of section two of said act and inserting in lieu thereof the following:

"Section 1. That it shall be the duty of the United Evangelical Lutheran Synod of North Carolina to nominate and elect a board of trustees for educational institutions at its annual convention in November, one thousand nine hundred and twenty-two, twenty-one members in groups of seven, for one, two, and three years respectively, and thereafter seven members annually, and such others as may be required to fill vacancies, who, together with the president of Synod and the president of the college, who are hereby made ex officio advisory members without a vote, shall constitute the board of trustees of this corporation. That the board of trustees of North Carolina College shall always be composed of the same individuals as those of the board of trustees for educational institutions of the United Evangelical Lutheran Synod of North Carolina, and that the board of trustees for educational institutions of the United Evangelical Lutheran Synod of North Carolina is hereby authorized and empowered to act for and in behalf of the board of trustees of North Carolina College. Any vacancies occurring among said trustees by death, resignation or otherwise, or by failure of election by said Synod, shall be filled by the said board of trustees, and such persons so elected shall only hold office until the following meeting of Synod subsequent to their election."

1—Private
Meetings of trustees.

SEC. 2. That said act revising the charter of the trustees of North Carolina College, ratified eighth day of March, one thousand nine hundred and nine, chapter three hundred and fifty-seven, Private Laws of one thousand nine hundred and nine, be amended by striking out the word "shall" in line one of section four of said act, and the word "may" substituted in lieu thereof.

SEC. 3. That section five of said act, ratified March eighth, one thousand nine hundred and nine, chapter three hundred and fifty-seven, Private Laws of one thousand nine hundred and nine, be amended by striking out the words in line three from top of page seven hundred and ninety-four "Evangelical Lutheran Synod and Ministerium of North Carolina," and substituting therefor the words "The United Evangelical Lutheran Synod of North Carolina."

SEC. 4. That section six of said act, ratified March eighth, one thousand nine hundred and nine, chapter three hundred and fifty-seven, Private Laws of one thousand nine hundred and nine, be amended by inserting in line four of said section after the words "North Carolina" and before the words "a school," the following words: "Or at such other place or places as may be hereafter designated by the United Evangelical Lutheran Synod of North Carolina."

SEC. 5. That section eight of said act, ratified March eighth, one thousand nine hundred and nine, chapter three hundred and fifty-seven, Private Laws of one thousand nine hundred and nine, be amended by striking out the words "Evangelical Lutheran Synod and Ministerium of North Carolina," in lines one and two of said section, and insert in lieu thereof the words "United Evangelical Lutheran Synod of North Carolina."

SEC. 6. That section nine of said act, ratified March eighth, one thousand nine hundred and nine, chapter three hundred and fifty-seven, Private Laws of one thousand nine hundred and nine, be amended by inserting at the end of said section after the words "North Carolina," the words: "Or at such other place or places as may be hereafter designated by the United Evangelical Lutheran Synod of North Carolina."

SEC. 7. That said act, ratified March eighth, one thousand nine hundred and nine, chapter three hundred and fifty-seven, Private Laws of one thousand nine hundred and nine, be amended by inserting between sections nine and ten the following section, to be known as section nine (a):

"Sec. 9. (a). That said corporation shall have the privilege of holding property for the carrying out of the purpose of its creation, not exceeding in value five million dollars."

SEC. 8. That all laws and clauses of laws in conflict with this act are hereby repealed.

SEC. 9. That this amendatory act shall be in force and effect from and after its ratification.

Ratified this the 8th day of December, A.D. 1921.
CHAPTER 2

AN ACT TO AMEND CHAPTER 58. PRIVATE ACTS OF 1891. RATIFIED 14TH DAY OF FEBRUARY, 1891. RELATIVE TO THE ACT INCORPORATING MOUNT AMÈNA FEMALE SEMINARY.

The General Assembly of North Carolina do enact:

Section 1. That section one of chapter fifty-eight, Private Laws of one thousand eight hundred and ninety-one, ratified February fourteenth, one thousand eight hundred and ninety-one, be amended by striking out the words in lines eight and nine from top of page seven hundred and ninety, "not exceeding the sum of one hundred thousand dollars," and insert in lieu thereof the following: "not exceeding five million dollars."

Sec. 2. That section three of chapter fifty-eight, Private Laws of one thousand eight hundred and ninety-one, ratified February fourteenth, one thousand eight hundred and ninety-one, be amended by striking out all of section three of said act and insert in lieu thereof the following:

"Sec. 3. That it shall be the duty of the United Evangelical Lutheran Synod of North Carolina to nominate and elect a board of trustees for educational institutions, at its annual convention in November, one thousand nine hundred and twenty-two, twenty-one members in groups of seven, for one, two, and three years respectively, and thereafter seven members annually, and such others as may be required to fill vacancies, who, together with the president of the Synod and president of the seminary, who are hereby made ex officio advisory members without a vote, shall constitute the board of trustees of this corporation. That the board of trustees of Mount Amœna Female Seminary shall always be composed of the same individuals as those of the board of trustees for educational institutions of the United Evangelical Lutheran Synod of North Carolina, and that the board of trustees for educational institutions of the United Evangelical Lutheran Synod of North Carolina is hereby authorized and empowered to act for and in behalf of the board of trustees of Mount Amœna Female Seminary. Any vacancies occurring among said trustees by death, resignation or otherwise, or by failure of election by said Synod, shall be filled by the said board of trustees, and such persons so elected shall only hold office until the next meeting of the Synod following their election."

Sec. 3. That section four of chapter fifty-eight, Private Laws of one thousand eight hundred and ninety-one, ratified fourteenth day of February, one thousand eight hundred and ninety-one, be amended by adding to said section after the words "Cabarrus County," the following words, "or at such other place or places
as may be hereafter designated by the United Evangelical Lutheran Synod of North Carolina."

Sec. 4. That section six of chapter fifty-eight, Private Laws of one thousand eight hundred and ninety-one, ratified February fourteenth, one thousand eight hundred and ninety-one, be amended by striking out all of section six and insert in lieu thereof the following:

"Sec. 6. That said trustees may meet annually in the town of Mount Pleasant, North Carolina, and at such other times and places as may be deemed expedient for the good of the seminary. They shall at the first meeting elect from their number a chairman, secretary and treasurer, and an executive committee of not fewer than five, or more than seven, the chairman of the board of trustees to be a member of the committee. It shall be the duty of said executive committee to carry out the rules, regulations, and orders of the said board of trustees, which the said board is authorized and empowered to make."

Sec. 5. That section eight of chapter fifty-eight, Private Laws of one thousand eight hundred and ninety-one, ratified February fourteenth, one thousand eight hundred and ninety-one, be amended by striking out the words in line one of said section, "the trustees of Mount Amaena Female Seminary," and insert in lieu thereof the words, "The United Evangelical Lutheran Synod of North Carolina."

Sec. 6. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 7. That this amendatory act shall be in full force from and after its ratification.

Ratified this the 8th day of December, A.D. 1921.

CHAPTER 3

AN ACT TO AMEND CHAPTER 307, PRIVATE LAWS OF 1905, RATIFIED MARCH 4, 1905, AMENDING CHARTER OF LENOIR COLLEGE AT HICKORY, CATAWBA COUNTY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

SECTION 1. That the act incorporating the trustees of Lenoir College, ratified March fourth, one thousand nine hundred and five, chapter three hundred and seven, Private Laws of one thousand nine hundred and five, be amended by striking out all of section three of said act, and inserting in lieu thereof the following:

"Sec. 3. That it shall be the duty of the United Evangelical Lutheran Synod of North Carolina to nominate and elect a board
of trustees for educational institutions at its annual convention in November, one thousand nine hundred and twenty-two, twenty-one members in groups of seven, for one, two, and three years, respectively, and thereafter seven members annually, and such others as may be required to fill vacancies, who, together with the president of Synod and the president of the college, who are hereby made ex officio advisory members without a vote, shall constitute the board of trustees of this corporation. That the board of trustees of Lenoir College shall always be composed of the same individuals as those of the board of trustees for educational institutions of the United Evangelical Lutheran Synod of North Carolina, and that the board of trustees for educational institutions of the United Evangelical Lutheran Synod of North Carolina is hereby authorized and empowered to act for and in behalf of the board of trustees of Lenoir College. Any vacancy occurring among said trustees by death, resignation, or otherwise, or by failure of election by said Synod, shall be filled by the said board of trustees, but such persons so elected shall only hold office until the next annual meeting of Synod following their election."

Sec. 2. That the said act incorporating the trustees of Lenoir College, ratified March fourth, one thousand nine hundred and five, chapter three hundred and seven, Private Laws of one thousand nine hundred and five, be amended by inserting after section three of said act, and immediately preceding section four, the following:

"Sec. 3 (a). That the said trustees may meet annually in the town of Hickory, North Carolina, or at such other times and places as may be deemed expedient for the good of the college. They shall, at the first meeting, elect from their number a chairman, secretary, and treasurer, and an executive committee of not fewer than five, nor more than seven, the chairman of the board of trustees to be a member of the committee. It shall be the duty of the said executive committee to carry out all the rules, regulations, and orders of the said board of trustees, which the said board is authorized and empowered to make."

Sec. 3. That section six of said act, ratified March fourth, one thousand nine hundred and five, chapter three hundred and seven, Private Laws of one thousand nine hundred and five, be amended by striking out in lines one and two of said section the words "two hundred thousand dollars cash," and insert in lieu thereof the words "five million dollars."

Sec. 4. That all laws and clauses of laws in conflict with this Repealing clause, act are hereby repealed.

Sec. 5. That this amendatory act shall be in full force and effect from and after its ratification.

Ratified this the 8th day of December, A.D. 1921.
CHAPTER 4

AN ACT TO AMEND CHAPTER 1 OF THE PRIVATE LAWS OF THE SESSION OF 1917, RELATING TO THE COLLECTION OF TAXES IN THE CITY OF WILMINGTON, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

Section 1. That the word “five” in line six of section three, before the word “years” and after the word “within,” be stricken out and the word “ten” be inserted in lieu thereof.

Sec. 2. That all laws and clauses of laws in conflict with this act be repealed.

Sec. 3. That this act shall be in force from and after its ratification.

Ratified this the 12th day of December, A.D. 1921.

CHAPTER 5

AN ACT TO FIX AND DEFINE THE CORPORATE LIMITS OF THE CITY OF WILMINGTON, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

Section 1. That the corporate limits and bounds of “The City of Wilmington” from and after the passage of this act shall be as follows: Beginning on the eastern bank of the northeast branch of the Cape Fear River at the southern edge of the mouth of Smith’s Creek, where Smith’s Creek enters into the northeast branch of the Cape Fear River, runs thence up Smith’s Creek along the southern edge of the same to the point at the southwestern confluence of Green’s Mill Creek and Smith’s Creek; thence directly across Green’s Mill Creek to the northeastern edge of Green’s Mill Creek at its mouth; thence along the eastern edge of Green’s Mill Creek to the point where the present city limits intersect the same; thence southwardly along the eastern line of Seventeenth Street, as the same is shown on the present official map or plan of the city of Wilmington to where said line again intersects the northeastern edge of Green’s Mill Creek; thence up the eastern edge of the same to a point opposite the mouth of Mineral Spring Branch, where the said Mineral Spring Branch empties into Green’s Mill Creek; thence across Green’s Mill Creek to the mouth of Mineral Spring Branch; thence up the thread of said branch to where the same runs under the embankment or bridge on the “Wilmington-Wrightsville Turnpike” road, formerly known as the “Old Shell Road”; thence in a southwardly direction in a direct line to the southeastern inter-
section of the rights of way of the old Wilmington Seacoast Railroad Company, now the Tidewater Power Company's right of way, and the old Wilmington, Onslow, and East Carolina Railroad Company's right of way, afterwards the Wilmington, New Bern, and Norfolk Railroad Company's right of way, and now the right of way of the Atlantic Coast Line Railroad Company, said point being the southeastern intersection of the right of way of the Tidewater Power Company's line leading to Wrightsville Beach and the Atlantic Coast Line Railroad Company's right of way near the point where the Tidewater Power Company's track crosses the Atlantic Coast Line Railroad Company's track above the same by embankment and trestle near what is known as Delgado; thence southwardly along the southern line of said right of way of the said Atlantic Coast Line Railroad Company to the eastern line of Seventeenth Street as laid down upon the present official map or plan of the city of Wilmington, which said right of way intersects said Seventeenth Street near Meares Street; thence southwardly along the eastern line of Seventeenth Street, as laid down upon the present official map or plan of the city of Wilmington, to the southern line of Greenfield Street, as laid down upon the present official map or plan of the city of Wilmington; thence the same course continued to the northern edge of a stream known as Jumping Run Branch; thence down the northern edge of the run of said Jumping Run Branch with various meanders to where the said Jumping Run Branch empties into Greenfield Lake, or mill-pond; thence along the northern edge of Greenfield Lake, or mill-pond, to the eastern edge of the dam thereof; thence southwardly along the eastern side of the said dam to a point opposite the center of the mill race; thence westwardly to the center of the said mill race just west of the mill house; thence down said mill race to where the said mill race reaches the eastern edge of the bridge over said race on the Federal Point Road; thence westwardly in a line parallel with the southern line of Greenfield Street three thousand nine hundred (3,900) feet; thence northwardly and parallel with Front Street eleven thousand six hundred and forty-three (11,643) feet to a point where the northern line of Brunswick Street would intersect were said Brunswick Street extended westwardly across the river and on the Eagles Island for a sufficient distance to intersect said last mentioned line; thence easterly and in a line which when run on the same course as the northern line of Brunswick Street runs as laid down upon the present official map or plan of the city of Wilmington to the western edge of the northeast branch of the Cape Fear River to a point directly opposite the beginning point on the southern bank of Smith's Creek at its mouth; thence directly across the river to the point of beginning.
Sec. 2. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 3. That this act shall be in force from and after its ratification.

Ratified this the 12th day of December, A.D. 1921.

CHAPTER 6

AN ACT TO AMEND CHAPTER 34, PRIVATE LAWS OF 1913, AND TO AUTHORIZE THE BOARD OF TRUSTEES OF RED SPRINGS GRADED SCHOOL DISTRICT TO LEVY AN INCREASED SPECIAL TAX.

The General Assembly of North Carolina do enact:

SECTION 1. That upon a majority of the qualified voters residing in Red Springs Graded School District in Robeson County, voting in favor of the levy of an increased special tax to provide increased and additional funds for the school uses and purposes of said district, the special and particular tax heretofore levied under authority of existing law shall be increased so that thereafter there shall be levied upon all taxable property and polls within said Red Springs Graded School District a particular and special tax on all persons and property within said district, not to exceed the sum of sixty cents on each one hundred dollars assessed valuation of property, and not more than one dollar and eighty cents on each taxable poll, which said special tax shall be over, above and in addition to the special or particular tax of fifteen cents on each one hundred dollars assessed valuation of property and forty-five cents on each taxable poll which was heretofore authorized to be levied under section six of chapter thirty-four, Private Laws of one thousand nine hundred and thirteen, as amended, said tax having been authorized to pay the interest and provide a sinking fund for the payment of the bonds issued under the provisions of said chapter thirty-four, Private Laws of one thousand nine hundred and thirteen.

Sec. 2. That the provisions of this act may be submitted to a vote of the qualified voters residing in said Red Springs Graded School District at an election to be held on the first Monday of February, one thousand nine hundred and twenty-two, or upon some other date fixed by the board of commissioners of Robeson County. Thirty days notice of such election, containing a brief synopsis of this act, shall be posted at at least five public places within said district, which said notice shall be signed by the registrar and judges of election. It shall be the duty of the board of commissioners of Robeson County to appoint a registrar...
and two judges of the election to conduct said election, who shall be qualified voters of the district. It shall be the duty of the registrar to make a new registration of all persons in said district entitled to vote for members of the General Assembly, and only such persons as may register for said election shall be deemed qualified voters within the purview of this act; and to that end the said registrar shall, beginning on the fourth Saturday before the election, attend regularly at some fixed place in the town of Red Springs for four successive Saturdays between the hours of eight o'clock a.m. and six o'clock p.m. for the purpose of registering such persons as may be entitled to register and as may offer to register for said election. All challenges of voters may be entered upon any registration day and shall be passed upon on the day of election. The registrar shall receive as compensation for his services three cents for each person registered by him and three dollars for his services on the day of election, and each judge of election shall be paid three dollars for his services, and all expenses connected with the election shall be paid by the county of Robeson. The registrar shall post at least five public places within the district a notice setting forth the days, hours, and place of registration. For the purpose of this act, the polls shall be opened at the regular voting place for the election of town officers in the town of Red Springs at the hour of eight o'clock a.m. and shall remain open until sundown. In case of the refusal or inability to act upon the part of any election officer, the remaining election officers shall designate his successor.

Sec. 3. At said election those who are in favor of the levy of said increased special tax shall vote a written or printed ballot with the words "For Special Tax" thereon, and those opposed shall vote a written or printed ballot with the words "Against Special Tax" thereon. The number of voters registered, the number voting, the number of votes cast for and against said special tax, shall be counted and the results shall be certified by the election officers and the returns shall be filed with the register of deeds of Robeson County.

Sec. 4. If at said election a majority of the qualified voters of said district shall vote in favor of the levy of said increased special tax, then the board of commissioners of Robeson County shall, annually and at the time of levying the regular county taxes, commencing with the year one thousand nine hundred and twenty-two, levy a special and particular tax on all persons and property subject to taxation within said district, not to exceed the sum of sixty cents on each hundred dollars assessed valuation of property, and not more than one dollar and eighty cents on each taxable poll, which said special tax shall be levied over and above, and shall be in addition to, the special tax of fifteen cents on the one hundred dollars valuation of property and forty-
five cents on the poll which has heretofore been levied under authority of chapter thirty-four, Private Laws of one thousand nine hundred and thirteen, said tax having been authorized to pay the interest and provide a sinking fund for the payment of the bonds issued under the provisions of said chapter thirty-four, Private Laws of one thousand nine hundred and thirteen. Said special tax shall be collected by the sheriff of Robeson County at the same time and in the same manner that county taxes are collected, and the amount collected shall be paid by him to the treasurer of the Red Springs School District, and shall be used only for the school uses and purposes of said district.

Sec. 5. If, at said election, a majority of the qualified voters of said district shall vote in favor of the levy of said special tax, then it shall be the duty of the board of trustees of Red Springs Graded School District, on or before the time fixed by law for the levy of county taxes, to annually ascertain and determine what rate of special tax is necessary to be levied and collected to provide sufficient funds for the uses and purposes of said district, and it shall be the duty of the chairman and secretary of said board of trustees to certify to the board of commissioners of Robeson County, under their hands and seal of said district, the rate of special tax necessary to be levied for the ensuing fiscal year to provide sufficient funds for the school uses and purposes of said district, and upon receipt of such certificate it shall be the duty of the said board of commissioners of Robeson County to levy and cause to be collected the rate of special tax set forth in said certificate: Provided, however, that in no event shall the rate of tax to be levied exceed the limitations contained in this act, to wit, the sum of sixty cents on the one hundred dollars assessed valuation of property, and one dollar and eighty cents on each taxable poll. This course shall be followed each year, and the rate of special tax to be levied and collected, within the limitations of this act, may be changed from year to year, as experience may demonstrate to be necessary, to provide sufficient funds for the school uses and purposes of said district.

Sec. 6. That nothing herein contained shall be construed as suspending, superseding or affecting the special bond tax of fifteen cents on the one hundred dollars valuation of property and forty-five cents on the poll heretofore levied under chapter thirty-four of the Private Laws of one thousand nine hundred and thirteen, but said tax shall continue to be levied and collected independent of this act. And in case a majority of the qualified voters of said district, at the election to be held under the provisions of this act shall vote “Against Special Tax,” then and in that event the said district shall continue to levy all taxes of whatever nature, character or amount, as has been heretofore levied under authority of existing law.
Sec. 7. In case, at the election to be held under the provisions of this act, a majority of the qualified voters of said district shall vote “Against Special Tax,” then another election may be held at any time after the expiration of a period of six months from the date of the holding of the first election, and such second election shall be held under the provisions of this act, and the board of commissioners of Robeson County shall designate the time for the holding of such election.

Sec. 8. That all laws and clauses of laws in conflict with the provisions hereof be and the same are hereby repealed.

Sec. 9. That subject to the holding of the election as herein-before provided, this act shall be in force from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 7

AN ACT AUTHORIZING THE BOARD OF COMMISSIONERS OF THE TOWN OF ELLERBE IN RICHMOND COUNTY TO ISSUE BONDS FOR THE BUILDING OF STREETS AND SIDEWALKS.

The General Assembly of North Carolina do enact:

Section 1. That the board of commissioners of the town of Ellerbe in Richmond County, shall have power to grade, widen, build, and complete good and sufficient streets and sidewalks in said town; and in order to provide funds for the said work the said board of commissioners is hereby authorized and empowered to issue bonds to an amount not exceeding twenty-five thousand dollars, under the stipulations, provisions and conditions provided by general statute.

Sec. 2. The said board of commissioners of said town of Ellerbe is hereby authorized and directed to levy and collect a tax on all taxable property and polls in said town of Ellerbe, sufficient to pay the interest on said bonds as the same may become due, and also before the principal of said bonds shall become due to levy and collect a further tax to pay for the same, or to provide a sinking fund for payment thereof. The tax so levied shall be an ad valorem tax in the proportion required by the Constitution of North Carolina, and shall be levied and collected in the same manner and at the same time as other taxes upon property and polls of said town.

Sec. 3. This act shall be in force from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.
CHAPTER 8

AN ACT TO AMEND THE CHARTER OF THE TOWN OF ELLERBE IN RICHMOND COUNTY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter twenty-five of the Private Laws of North Carolina of the session of one thousand nine hundred and eleven, entitled "An act to incorporate the town of Ellerbe in Richmond County, North Carolina," be amended by striking out section five thereof and inserting in lieu thereof the following:

"Sec. 5. That the board of commissioners of said town shall have authority to assess and collect annual taxes for municipal purposes on all persons and property within the corporate limits which are taxed for State and county purposes, under such rules and regulations as it may adopt: Provided, that the basis between persons and property shall be the same as established by the Constitution of the State and taxes so assessed and collected shall not exceed one dollar on the hundred dollars worth of property and two dollars on the poll."

Sec. 2. That all laws and clauses of laws in conflict with this act, in so far as they affect the town of Ellerbe, are hereby repealed.

Sec. 3. That this act shall be in force from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 9

AN ACT TO AUTHORIZE THE TOWN OF MARION TO ISSUE BONDS TO IMPROVE ITS STREETS.

The General Assembly of North Carolina do enact:

SECTION 1. That, for the purpose of providing funds for the improvement of the streets of the town of Marion, which improvement is necessary for the public welfare and health of the citizens of said town, the board of aldermen of the town of Marion is hereby authorized and empowered to issue bonds of the town of Marion in an amount not to exceed fifty thousand dollars. Subject to said restriction as to total amount, the said bonds may be issued at such time or times and in such amount and amounts as may be deemed expedient by said board of aldermen. The said bonds shall be in denominations of five hundred dollars each, each bond bearing interest from date thereof at a rate not to exceed six per cent per annum. Each of said bonds shall have attached thereto interest coupons payable semi-annually at such time and place as may be deemed advisable by
said board of aldermen, said bonds to be of such form and
Maturity.
tenor and transferable in such manner and the principal thereof
Recitals in bonds.
to be payble or redeemable at such time or times, not exceeding
Specific appropriation of
thirty years from the date thereof, and at such place or places
proceeds.
as the said board of aldermen shall determine.
Provido: expense of

SEC. 2. That each of the aforesaid bonds shall state on its
issue.
face that same was issued for the necessary expenses of the
Provido: obligation of purchaser
improvement of the streets of the said town of Marion. The funds
divested.
arising from the sale of said bonds shall be used for the purposes
Sale below par
set forth in this act and for no other purpose whatsoever: Pro-
forbidden.
vided, that all necessary costs and expenses incurred in the
Special tax.
preparation and sale of said bonds shall be paid out of the funds
Levy and
arising from the sale thereof; and Provided further, that the
collection.
purchaser or purchasers of said bonds shall not be required to
Funds kept
see to the application of the proceeds of said sale.
distinct.

SEC. 3. That the bonds issued under and by authority of this
Repealing clause.
act shall not be sold for less than par value.

SEC. 4. That the board of aldermen of the town of Marion
shall, after the issue of bonds under the provisions of this act,
Levy and
levy annually a special tax upon all property and subjects of
collection.
taxation on which the said board of aldermen are or may here-
Funds kept
after be authorized to levy taxes, which said special taxes shall
distinct.
be sufficient to pay the interest accruing on the said bonds as the
same becomes due, and to provide a sinking fund adequate to pay
Repealing clause.
the principal of said bonds at maturity. The said tax shall be
Levy and
levied and collected at the same time and in the same manner
collection.
as the other town taxes are levied and collected and shall be
Funds kept
accounted for separately and kept separate and apart from other
distinct.
town taxes. The proceeds arising from the collection of said
Levy and
special tax shall be applied exclusively for the purposes for which
collection.
they are levied and collected and for no other purpose whatso-
Levy and
ever.
collection.

SEC. 5. That all laws and clauses of laws in conflict with the
Repealing clause.
provisions of this act are hereby repealed.

SEC. 6. That this act shall be in force from and after its
ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 10

AN ACT AUTHORIZING THE CITY OF ROCKY MOUNT TO
ISSUE FUNDING BONDS.

Whereas the city of Rocky Mount had outstanding on Decem-
Preamble: amount of
ber one, one thousand nine hundred and twenty-one, and now
floating bonds.
has outstanding, a floating indebtedness of more than one hun-
dred and sixty thousand dollars, incurred in good faith for necessary expenses, and including sealed notes issued in anticipation of the collection of taxes and other municipal revenue for the fiscal year one thousand nine hundred and twenty-one; one thousand nine hundred and twenty-two, aggregating in amount one hundred and fifty thousand dollars ($150,000), and maturing on April ten and June three, one thousand nine hundred and twenty-two; and

Whereas it now appears that the revenue of the city of Rocky Mount from taxes and other than regular sources of income for the said fiscal year, together with all other municipal funds available therefor, over and above such part thereof as will be necessary for the payment of the ordinary expenses of said city for the remainder of the said fiscal year, will be sufficient for the payment of only a small part of said floating indebtedness; and

Whereas the board of aldermen of the city of Rocky Mount is desirous of issuing bonds of the said city in such amount as may be necessary for funding that part of said floating indebtedness, for the liquidation of which provision cannot otherwise be made, but finds itself without legal authority to do so: Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That for the purpose of funding such part of the aforesaid municipal floating indebtedness as may be necessary the board of aldermen of the city of Rocky Mount is hereby authorized and empowered to cause to be issued and sold negotiable, coupon, serial bonds of the city of Rocky Mount to the maximum principal amount of one hundred and fifty thousand dollars ($150,000), which shall bear interest from date at a rate not in excess of six per centum (6%) per annum, payable semi-annually, and shall mature within a period not exceeding fifteen (15) years, computed from April one, one thousand nine hundred and twenty-two; and that in all respects, except as herein otherwise provided, said bonds shall be issued and sold under and in accordance with the provisions of the Municipal Finance Act (subchapter three of the Consolidated Statutes) and acts amendatory thereof and supplemental thereto.

SEC. 2. That all floating and other indebtedness of the city of Rocky Mount, not evidenced by bonds, which was outstanding on December one, one thousand nine hundred and twenty-one, and which was incurred by said city in good faith for necessary municipal expenses, is hereby validated, notwithstanding any want of power or authority to incur such indebtedness for the purpose of which incurred, and notwithstanding any defect in the procedure for incurring such indebtedness, or any other defect or illegality whatsoever, including a failure to observe any debt limit prescribed by law.
Sec. 3. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 4. That this act shall be in full force and effect from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 11

AN ACT TO INCORPORATE THE TOWN OF BUNLEVEL
IN HARNETT COUNTY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

Section 1. That the town of Bunlevel, in the county of Harnett, be and the same is hereby incorporated and created a body politic under the name and style of the Town of Bunlevel.

Sec. 2. That the territory embraced within the corporate limits of said town shall be that territory embraced within a circle whose radius is one-quarter of one mile, and the center of which is located at the center of the intersection of the main line of the Norfolk and Southern Railroad track with the public road leading from the village of Duke, said road being designated as Duke Street on the map of the village of Bunlevel now appearing on record in the office of the register of deeds of Harnett County.

Sec. 3. That the town of Bunlevel through its board of commissioners and other officers shall possess all the powers, privileges and authorities, and be subject to all the limitations conferred upon and imposed upon cities and towns by chapter fifty-six of the Consolidated Statutes of North Carolina and laws amendatory of the same, not inconsistent with this act.

Sec. 4. That the following officers of said town be and the same are hereby appointed to hold their respective offices until the first Tuesday after the first Monday in May, one thousand nine hundred and twenty-three, and until their successors shall have been duly elected and qualified, to wit: L. A. Bethune, mayor, and J. McD. Parker, J. W. Byrd, and B. F. Truelove, commissioners, and thereafter biennially there shall be elected under the provisions of the general laws applicable to towns and cities a mayor and three commissioners subject to the power of said towns and cities to change the number of commissioners as provided by general law.

Sec. 5. That all laws and clauses of laws in conflict with this act be and the same are hereby repealed.

Sec. 6. That this act shall be in force from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.
CHAPTER 12

AN ACT TO RATIFY AND VALIDATE PROCEEDINGS OF THE TOWN OF CHADBOURN FOR THE ISSUANCE OF CERTAIN BONDS OF SAID TOWN AND TO AUTHORIZE A TAX FOR THE PAYMENT THEREOF.

The General Assembly of North Carolina do enact:

Section 1. That the proceedings heretofore taken for the issuance of fifty thousand dollars of water and street bonds of the town of Chadbourn, which were authorized by ordinance of the board of commissioners of said town and by vote of the people at an election held April fifth, one thousand nine hundred and twenty-one, including the issuance of serial in lieu of long-term bonds by the board of commissioners of said town, be and the same are hereby ratified and affirmed, and when the said bonds shall have been delivered and paid for at not less than par and accrued interest, they shall constitute valid obligations of said town, and for the payment of principal and interest of said bonds a direct annual tax shall be levied as provided in the Municipal Finance Act.

Sec. 2. This act shall be in force and effect from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 13

AN ACT TO AMEND THE CHARTER OF THE CITY OF HENDERSONVILLE, IN HENDERSON COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That section one of chapter three hundred and fifty-two of the Private Laws of one thousand nine hundred and thirteen, entitled "An act granting a charter to the city of Hendersonville, in Henderson County," be and the same is hereby amended by striking out everything after the word "corporation" in line three and inserting in lieu thereof the following, viz.: "and the boundary limits of said city of Hendersonville shall be as follows: Beginning at a point in the original boundary line of said city, one mile from a point in front of the county courthouse, where the center of the old courthouse used to be, and two hundred and twenty-five feet west of the center of Mud Creek, and runs thence north eighteen degrees and five minutes two thousand eight hundred and thirty feet to a point on the west margin of South Main Street; thence north thirty degrees and fifty minutes east one thousand six hundred and eighty feet to a point
about half way between the west bank of Mud Creek and the center line of the Southern Railway track; thence north fifty-three degrees and eighteen minutes east one thousand one hundred and ninety-two feet to a point in the center line of the Southern Railway Company's main line between Asheville and Spartanburg; thence north eleven degrees east one thousand five hundred and ninety-two feet to a point two hundred feet west of the center line of Mud Creek; thence north six degrees and ten minutes east one thousand one hundred and fifteen feet to a point one hundred feet west of the center line of Mud Creek; thence north eighteen degrees and forty-eight minutes west three hundred and ninety-one feet to a point in the southeastern margin of North Seventy Avenue, east, and about seventy-five feet southwest of the center line of Mud Creek; thence parallel with Mud Creek north thirty-nine degrees and ten minutes west one thousand eight hundred and fifteen feet to a point on the original boundary line of said city, just one mile from the point in front of the county courthouse, which was the center of the old courthouse; thence with said original line along the circumference of a circle with a radius of one mile and which has for its center a point in front of the county courthouse, which was the center of the old courthouse which was torn down in the year one thousand nine hundred and four; thence to the point of beginning.

Sec. 2. This act shall be in full force and effect from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 14

AN ACT TO VALIDATE A BOND ISSUE OF THE CITY OF KINSTON.

The General Assembly of North Carolina do enact:

Section 1. The electric light bonds heretofore issued by the city of Kinston, in the county of Lenoir, North Carolina, in the aggregate principal amount of three hundred thousand dollars, consisting of three hundred bonds of the denomination of one thousand dollars each, numbered from one to three hundred, inclusive, dated October fifteenth, one thousand nine hundred and twenty-one, maturing serially, viz.: six bonds on October fifteenth in each of the years one thousand nine hundred and twenty-three to one thousand nine hundred and forty-two, inclusive, and ten bonds on October fifteenth in each of the years one thousand nine hundred and forty-three to one thousand nine hundred and sixty, inclusive, and bearing interest at the rate of six per cent per annum, payable semianually, which bonds

2—Private
recite that they are issued pursuant to the Municipal Finance Act of the State of North Carolina (subchapter three of chapter fifty-six of the Consolidated Statutes) and pursuant to an ordinance adopted by the city council of said city on April fifth, one thousand nine hundred and twenty, as amended by an ordinance adopted November first, one thousand nine hundred and twenty, and further recite that they are issued for necessary expenses of said city, namely, for the purpose of providing a suitable plant or system for furnishing electric light to said city and its inhabitants, are hereby legalized and validated and made binding obligations of said city; and the officers of said city who are authorized to levy taxes for municipal purposes in said city, are hereby authorized and directed to levy annually on all taxable property of said city a tax sufficient to pay the principal and interest of said bonds at the times when said principal and interest fall due.

Sec. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 3. This act shall be in force from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 15

AN ACT TO AUTHORIZE THE TOWN OF SANFORD TO PAVE AND IMPROVE ITS STREETS, ASSESS COST ON ABUTTING PROPERTY, AND ISSUE BONDS THEREFOR.

The General Assembly of North Carolina do enact:

SECTION 1. That the board of aldermen of the town of Sanford, North Carolina, shall have and is hereby given and granted full power and authority to adopt by ordinance such system of creating and laying out, altering or changing districts or sections of streets and sidewalks in the town of Sanford, North Carolina, for paving and other permanent improvement, to assess, and provide for equalizing the assessment of all cost and charges of such improvement upon real estate and abutting property in said town as may be just and proper; and in order to more fully carry out the provisions of this act for permanent street improvement, said board of aldermen shall have full power and authority to pass ordinances assessing the entire cost of paving, curbing, repaving, installation of proper drainage facilities, or otherwise permanently improving all streets and sidewalks, or portion thereof paved, repaved, curbed, or otherwise improved in said town; and it shall be incumbent upon the owners of real
Assessments a lien on property.

Proviso: apportionment of cost.

Serial bonds.

Estimate of cost.

Cost prorated in proportion to frontage.

Lien for assessments.

Report of cost on completion of work.

Determination and assessment of cost.

Estate abutting on each side of the street or sidewalk, or part thereof so improved or repaired, to pay the amount so assessed for such improvement, and such cost, charges or assessment shall be a lien on all abutting property from the commencement of the work as provided for in this act: Provided, however, that two-thirds of the costs of such street improvement shall be assessed against and paid by the abutting property, or one-third of such costs assessed against the property abutting on each side of the street, and one-third of the cost to be paid by the municipality, the total costs of such improvements to be financed by the issuance of serial bonds as hereinafter provided.

Sec. 2. That in order to equalize the assessments on real estate for the purposes described herein, the board of aldermen shall before the commencement of such street work or improvement, estimate the total cost of such improvement to be made in any district created or laid out for such purpose, and shall then prorate the cost thereof on the real estate abutting thereon in proportion to the frontage on the street, or portion of street so improved, and charge to and assess upon the real estate on each side of the street upon which work is to be done, its pro rata share of the entire cost of all such improvements made under the provisions of this act. The cost of such improvements for special benefit of, or to, property, as estimated in the above manner, shall be financed by the issuance of bonds and the levy of special taxes and assessments to pay the principal and interest thereon, as hereinafter provided.

Sec. 3. That such assessments of estimated cost charged or assessed against abutting property, shall constitute a lien upon such abutting property from and after the date of the filing of a statement thereof by the street committee of the board of aldermen of said town in the office of the town clerk, payable and to be collected as hereinafter provided, and subject to such increase or reduction as may be necessary to make a just and equitable distribution of the actual cost of such improvement when ascertained as herein provided.

Sec. 4. That immediately upon the completion of the work in any district created, or section laid out, for permanent street improvement by said board of aldermen, as herein provided, the town engineer, or other person or committee of the board of aldermen, in charge of such work, shall make a report in writing to said board of aldermen showing the total actual cost of such improvement throughout the entire length of said district, or section, created or laid out, with the number and description of the lots abutting on said streets or portion thereof, so improved, together with the number of feet frontage of each of said lots and the owners thereof, and said board of aldermen shall ascertain, determine, and declare the actual cost of such permanent improvements in such district or section, and in order to
equalize the assessments on real estate for the purpose of paying therefor, shall take the total cost of such improvement throughout the entire district or section, and shall then pro rate the cost thereof and assess the same against the real estate abutting on the street therein, in proportion to the frontage on the street, or portion thereof, so improved, and charge to and assess against the real estate and each lot upon each side of the street upon which said work is done, its pro rata share of the cost of such improvement: Provided, however, that the total cost of such street improvement in such district or section, as determined and declared by said board of aldermen, shall be final and conclusive, subject only to impeachment for fraud or collusion, with the right of appeal as herein provided. And the charge or assessment made against the abutting property under the estimated cost of such street improvement work as herein provided, shall be corrected by the addition of the difference between it and the actual cost thereof, or the deduction of such difference, accordingly as the estimated cost thereof may be less or greater than such ascertained actual cost, and as thus corrected shall constitute a lien upon abutting property as herein provided: Provided, however, that in case any street or part of a street laid out as a district for permanent improvement is of such unequal width as to render the plan of equalization of assessments as set out in this act unjust to any abutting property, then and in that case the said board of aldermen are authorized to divide such district into subdivisions and to apply the rule of equalization of assessments prescribed herein to such subdivisions, instead of the entire district or section created or laid out. And said board of aldermen may make as many subdivisions of said districts or sections as may be necessary to effect a just distribution of the cost of permanent improvements to be made in the district or section.

SEC. 5. That the board of aldermen shall cause a written notice to be served on all owners of abutting property affected by improvements as provided by this act, at least ten days before the final assessments provided for in this act are made, which notice shall command the property owner to appear before the board of aldermen at a time and place stated therein and show cause, if any, why such assessment should not be made, which notice may be served by any policeman or constable of the town of Sanford, or other proper officer, and proved by the return of such officer thereon endorsed. In the event the owner or owners of any such lot or lots herein referred to, be an infant, idiot, lunatic, or incompetent, then his general guardian, if he has such, shall act for him; if he has none, it shall be the duty of the clerk of the Superior Court of Lee County, North Carolina, to appoint a guardian ad litem to act for him. Any person who shall feel aggrieved by the findings or assessments of said board
of aldermen with reference to such permanent improvements shall have the right within ten days after the findings and assessments by said board of aldermen have been filed with the clerk of the town of Sanford, and not thereafter, to file with said clerk his objections to such findings, and appeal from the decision of said board to the next term of the Superior Court for Lee County, North Carolina, by serving a notice in writing upon the mayor and town clerk of said town of his intention to do so, specifying in said notice the grounds of his objection to said findings, and by filing within the time above prescribed for taking appeals of a written undertaking in the sum of at least two hundred dollars, with sufficient surety to be justified and approved by said clerk, to the effect that said appellant will pay to said town all such costs and damages as it may sustain by reason of said appeal. In such cases of appeal from the board of aldermen, the ordinance laying out or creating the improvement district or section, the action of the board with reference to the special benefits, minutes of the proceedings of said board, the objections of the property owner with reference thereto, and all other documents with reference to the same, and material to the controversy, shall constitute the case on appeal, and be certified by the town clerk of Sanford to the clerk of the Superior Court for Lee County, and docketed as other civil causes for trial, and shall be tried at the next ensuing term of said court, with leave of either party to file such pleadings as he or it may be advised. If said issues or any of them, be found in favor of the town of Sanford, to any amount, then judgment shall be rendered for and in favor of said town for such amount, and the amount so found together with the costs of such appeal, to be assessed and taxed as costs in other civil actions, shall be and continue a lien against the property upon which the original assessment was placed, from the date of said original assessment, and shall be paid as herein provided, and by law provided, for the collection of judgments.

Sec. 6. That as soon as the amount assessed against such abutting property is determined in the estimated costs of such permanent improvements in any district or section created or laid out as herein provided by said board of aldermen, the said board may cause a notice to be published once a week for two weeks in some newspaper published in the town of Sanford, substantially in the form following:

STREET IMPROVEMENT NOTICE.

Notice is hereby given that a street improvement district has been created as follows: (describe limits of district), for the purpose of (describe improvement work contemplated), and that the improvement to be chargeable and assessed against abutting real estate has been estimated as to each parcel of said real
Notice of bond issue.

Election to pay cash.

Issue of improvement bonds authorized.

Limit of amount.

Execution of bonds.

Maturity.

Interest.

Sale of bonds.

Proviso: costs paid from proceeds.

Maturity by installments.

First installment.

Proportion of installments.

Specific appropriation of proceeds.

Proviso: contracts paid in bonds.

Proviso: obligation of purchaser divested.

Special assessments included in tax levy.

estate, and a statement of the same is on file at the office of the town clerk. Bonds will be issued to pay the special assessments and cost thereof except in cases where owners of the property file with the town clerk, within ten days from the date of this notice a written notice that they elect to pay in cash the special assessment against their property, describing the same.

SEC. 7. After the expiration of the time fixed for the filing of the notice of election of the property owner to pay the sum assessed as provided for in this act, the board of aldermen of the town of Sanford, North Carolina, is hereby authorized and empowered to issue improvement bonds covering all assessments and the costs of such permanent street improvements, except such assessment as property owners may elect to pay in cash, which bonds shall be known and designated as "street improvement bonds," not exceeding in the aggregate two hundred fifty thousand dollars, such bonds to be executed in the corporate name of the town of Sanford, by its mayor and town clerk, under its corporate seal with semiannual interest coupons thereto attached, bearing the facsimile signature of the town treasurer, maturing in series within twenty years from the date of issue, in such form and in such denomination and bearing such date and such rate of interest, not exceeding the legal rate per annum, as said board of aldermen shall determine, principal and interest payable at such time and place as said board of aldermen shall prescribe, and may be sold at either public or private sale for the best price that can be obtained therefor, not less than par: Provided, however, cost of printing and attorney's fees and expenses shall be paid from the proceeds of selling said bonds. The series of said bonds shall mature within the period of twenty years from date of issue, in installments, the first of which shall mature at the expiration of three or five years from the date of issue, and no one of which shall be greater than twice the amount of the preceding installment, and the proceeds from the sale of any of said bonds shall be used for the purpose of carrying out the provisions of this act, and disbursed as now provided by law for the disbursement of funds by the town treasurer: Provided, said board of aldermen may provide that any contractor for permanent improvement work constructed hereunder, shall take said bonds as payment on the contract price for such improvement at par value, and interest accrued thereon: Provided, however, the purchaser of said bonds need not see to the application of the purchase money paid for said bonds.

SEC. 8. At the date of each annual tax levy after the issuance of bonds hereunder, and thereafter until all bonds issued hereunder have been fully paid, when the tax levy for the year is prepared, sufficient special assessments of taxes on each parcel or lot of land abutting on the streets wherein such improvements are made, to pay the annual installments of principal and in-
terest on the amount of such special assessments then unpaid, shall be included in the tax levy for the said town as a special tax on said property, and thereafter such tax shall be treated in all respects as any other town tax, to be collected in the same manner and constitute a lien on the property affected, and in every other respect the same as other taxes; and in case the owner of the property fails or refuses to pay said special assessment, then the property shall be sold and in the same manner as real estate is sold for the collection of taxes thereon.

Sec. 9. That for the purpose of paying the principal and interest upon the bonds authorized by this act, the said board of aldermen of the town of Sanford is hereby authorized and empowered to levy and collect, at the same time, and in the same manner as other taxes are collected, in addition to the special assessments to be made and levied hereunder, a special tax not exceeding forty cents on the one hundred dollars valuation of taxable property, real and personal, within the corporate limits of the town of Sanford.

Sec. 10. That the assessments made and determined by the board of aldermen under the provisions of this act, against real estate for the purpose of paying the cost of such permanent street improvements, shall be due and payable in annual installments, to be fixed by said board of aldermen at not less than ten, nor more than twenty, each installment bearing interest at a rate not exceeding the rate paid on bonds issued for such district from the date of final findings by said board of aldermen as herein provided, and the total assessment so made shall be and remain a lien upon said lot or parcel of land, notwithstanding any sale thereof for the purpose of enforcing the collection of any annual installment, until paid in full.

Sec. 11. That the cost of making permanent improvements at the street intersections within said town of Sanford shall be assessed and paid as follows: one-eighth part thereof by the owner of each corner lot thereof, and one-half thereof by the town of Sanford, such assessment to be a lien upon such lot, chargeable and payable in installments as other assessments made hereunder.

Sec. 12. That said board of aldermen is hereby authorized and empowered to assess upon street railways and others using the streets of the said town for the purpose of maintaining tracks thereon, in any district or section created or laid out hereunder, the total cost of paving between the rails and for a space of eighteen inches on each side thereof, and, in addition thereto, two-thirds of the costs of such improvements made over and across railroad and street crossings in such district, to be assessed and collected as herein provided for assessments upon such abutting property, and the railroad tracks and rights of way occupied by tracks, lying adjacent to or abutting on or along the
streets of the town of Sanford, or section of streets, in any district created or laid out under this act, for street improvement work, shall be considered abutting property, and shall be subject to the lien of special assessments as provided for in this act, to the same extent and in the same manner as such assessment may be levied against abutting property, on or along the opposite side of such street or streets.

Sec. 13. That the board of aldermen of said town is hereby authorized and empowered to require by proper ordinance the owners of any vacant lots, or unoccupied real estate within any improvement district or section created or laid out hereunder, as a part of the improvement work therein, to make proper connection with the sewer lines and water pipes of said town, as now laid out and established, or hereafter changed or relocated, at the property line of such real estate and street, before and as a part of the street improvement work in such district, and upon failure of said owner to do so within ten days from the service of a notice upon such owner, or the agent of such owner, the said board of aldermen may order said connections made by the town and charge and assess the same against the abutting property benefited by such connection, and enforce the collection thereof, as herein provided for the payment of assessments made for other street improvements.

Sec. 14. The said board of aldermen shall have full power and authority to determine, in the exercise of its discretion, the nature and kind of surfacing materials, whether concrete, asphalt, bitulithic, or other paving materials, to be used in said street improvements: Provided, however, streets shall be hard-surfaced from curb to curb.

Sec. 15. That the costs of installation of storm sewer, proper drainage facilities, and curbing, in any such district shall constitute a portion of the costs of such street improvement to be assessed under the provisions of this act.

Sec. 16. That any benefits accruing from the location or construction of the State highways, or from the disbursements of funds therefor by the State Highway Commission, within the corporate limits of the town of Sanford, shall be paid and inure to the benefit of said town of Sanford, and be applied to its portion of cost of any street improvement made hereunder.

Sec. 17. That all funds derived from the sale of any bonds, and from special assessments and taxies levied and collected hereunder shall constitute a separate fund, to be known as the street improvement fund, and a separate record thereof shall be kept by the town treasurer, and shall be expended only for street improvement work, extension of sewer and water lines, in said town, and the payment of interest upon the bonds hereby authorized, and to create a sinking fund sufficient to pay said bonds at maturity, as provided in this act.
SEC. 18. That said bonds herein authorized may be issued by
said board of aldermen in one or more issues, at such times, in
such sums and such aggregate amounts as said board may, in the
exercise of its discretion, deem necessary to pay for the street
improvement in any district created or laid out under the pro-
visions of this act.

SEC. 19. That all laws and clauses of laws in conflict with
any of the provisions of this act, so far as same may conflict
herewith, be and the same is hereby repealed: Provided, however,
that the methods for the construction of sidewalks in said town
of Sanford as provided in the charter of said town shall be and
remain in full force and effect.

SEC. 20. That the powers enumerated and conferred by this
act shall be concurrent with the powers and provisions of the
Municipal Finance Act of North Carolina, and acts of the Gen-
eral Assembly supplemental and amendatory thereto, except that
the portion of the bonds issued hereunder and assessed against
abutting property shall be excluded from the limitations in said
act placed upon authority to issue bonds, and proceeding relating
to the issuance and sale of said bonds may be had either under
the provisions of this act, or said Municipal Finance Act, or both
concurrently, as said board of aldermen may determine, and
wherever any conflict occurs, the provisions of this act shall
control.

SEC. 21. That this act shall be in force from and after its
ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 16

AN ACT TO AMEND THE CHARTER OF THE TOWN OF
WINTON, HERTFORD COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the citizens of the town of Winton shall be, Corporation.
and continue as heretofore, a body politic and corporate, and
shall bear the name and style of the town of Winton, and under
such name is hereby invested with all property and rights of
property, which now belong to the said town of Winton, under
any name whatsoever, and by this name may acquire and hold,
for the purpose of government, welfare, and improvement, all
such estate as may be devised, bequeathed, or conveyed to it;
and may purchase or sell any estate belonging to the town which
may be deemed for the best interest of the town, and shall be
liable for all debts, claims or obligations and duties which now
exist against the corporation of the town of Winton; to contract
and to be contracted with, sue and be sued, shall have per-
petual succession, use a common seal.
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Corporate limits. Sec. 2. That the corporate limits of the town of Winton shall be as follows: Commencing on Chowan River at a point, the center of Main Street, running southwardly on a line with said Main Street extending one thousand seven hundred and sixty (1,760) yards, and extending on the east from the center of Main Street four hundred and fifty-five (455) yards, and extending on the west from the center of Main Street three hundred and fifty-five (355) yards.

Town elections. Sec. 3. That on the first Tuesday after the first Monday in May, one thousand nine hundred and twenty-three, and on the first Tuesday after the first Monday in May, biennially thereafter, there shall be elected a board of commissioners, a mayor, and a chief of police, by the qualified voters of said town, and the said officers so elected shall hold office for a period of two years, or until their successors are duly elected and qualified, except such as may be removed for cause or otherwise.

Law governing elections. Sec. 4. That the annual election herein provided, and any and all elections herein authorized, or as may be deemed necessary for town purposes, shall be called, held, conducted, and concluded under the direction of the mayor and board of commissioners of said town, by officers so designated and appointed by them, in manner and form in every respect as near as may be, and under the same provisions of law and practice as near as may be, as elections for county officers are held and conducted, like county officials, under the general law relating to such elections in North Carolina in force at the time of such elections, including all the penalties and forfeitures prescribed for the violation of such law. That the board of commissioners and mayor may or are hereby authorized to call an election for any municipal purpose upon the presentation of a petition of one-fourth of the qualified voters of said town, such election to be held in the same manner as is prescribed for holding elections of town officers. All elections for all town officers and for all town purposes shall be held at one voting place, to be designated by the board of commissioners of said town.

Special elections. Sec. 5. That the board of commissioners shall consist of three commissioners, each commissioner shall be a qualified elector, and must have lived in the town when he is elected for a period of twelve months next preceding his election; and if any such commissioner shall, after election, move out of the limits of said town, his office shall be vacated thereby, and the same shall be filled as hereinafter provided, and the commissioners so elected shall constitute the commissioners of the town of Winton.

Voting place. Voting. Sec. 6. That on the second Tuesday in May, one thousand nine hundred and twenty-three, and biennially thereafter, the board of commissioners, after having taken an oath before some officer empowered to administer an oath, to support the Constitution of the United States of America, and the Constitution
of the State of North Carolina, and to well, faithfully, and truly perform the duties of the office of a commissioner of the town of Winton to the best of their ability, which oath shall be subscribed to and entered upon the minutes of the corporation and attested to by the said officer administering the oath, shall take their seats and remain in office for a period of two years and until their successors are elected and qualified, except such as may be removed for cause or otherwise. They shall organize by electing one of their members chairman, who shall act as mayor, pro tempore, in case of a vacancy, absence, or illness of the mayor. They shall proceed to elect members to fill such vacancies as may arise by death, or failure to elect in the town, whether by virtue of a tie or on certificate of a fraud, and shall fill any vacancies as may occur from time to time during their term of office, either elective or appointive offices. A majority of the commissioners shall constitute a quorum for the transaction of business. Said board of commissioners shall meet for the transaction of business at least once a month, and shall meet on the call of the mayor, or a majority of the board of commissioners, as often as may be necessary. Said board of commissioners at its first meeting after having been qualified, shall proceed to elect a town treasurer and sanitary officer. The chief of police shall act as tax collector. When necessary, employ an attorney or attorneys, and any and all other officers which may be deemed necessary to promote the general welfare of the people and for the good government of the town.

Sec. 7. That there shall be elected by the qualified voters of the town of Winton, on the first Tuesday after the first Monday in May, one thousand nine hundred and twenty-three, and on the first Tuesday (after the first Monday) in May biennially thereafter, in the same manner as provided for the election of a board of commissioners and mayor, a chief of police who shall serve for a period of two years or until his successor is duly elected and qualified, except he be removed for cause or otherwise.

Sec. 8. That the board of commissioners of the town of Winton shall have power to make and provide such ordinances for the government of the town as it may deem necessary or expedient, not inconsistent with the laws of the State of North Carolina, and it shall have power to make and provide all needful ordinances to secure health, order, quiet, and safety within the town limits and for one mile beyond; to take all necessary means to prevent and extinguish fires; to make ordinances and regulations for the observance of the Sabbath; to suppress and remove nuisances; to regulate the speed of riding and driving on the public streets; to keep and require to keep the streets and sidewalks clear of all obstructions; to cut and remove all limbs,
Ordinances as to animals and fowls.

Sec. 9. That the commissioners shall have power to make such ordinances as may be necessary, declaring all domestic animals, dogs, or fowls running at large within the corporate limits of the said town a nuisance, and shall have power to sell the domestic animals, dogs, or fowls; and the commissioners may treat the same as a nuisance and have it abolished in such way as it seems best in their discretion.

Sec. 10. That the board of commissioners shall have power to require and compel the abatement and removal of all nuisances within the town at the expense of the person causing the same, or the owner or tenant of the ground, wherever the same may be. Said board of commissioners shall have power to require the removal of all unsafe and dangerous buildings which may be within the corporate limits of the town, at the expense of the owner of the same. They shall have power to regulate the establishment of slaughter houses, or any and all other buildings which they may deem necessary to do so, or the exercise of any offensive or unhealthy trade, business, or employment within said town.

Sec. 11. That they shall establish fire limits and remove or prevent the erection, construction, or establishing of any building or structure built of wood or any other material which would increase the danger of fire; and shall have the right to refuse the building or erection of buildings except under certain rules and regulations adopted by them.

Sec. 12. That the board of commissioners shall have power to lay out and open streets within the limits of the town whenever it may be deemed necessary, and shall have power at any time to widen, change, extend, or discontinue any streets or any part or parts thereof, within the limits of said town; and shall have full power and authority to condemn, appropriate, or use any land necessary for any of the purposes named in this section:

Provided, such town shall make a reasonable compensation for any damages done and allotted to the owner or owners thereof upon the recommendation of a jury to allot the same. In each and every case of the kind there shall be summoned a jury of three disinterested men, who shall assess the amount of damages, and report the same to the board of commissioners. If the board of commissioners shall accept the report made it shall pay and tender to the landowner the amount in legal tender, and thereupon the title shall become vested in said town. If the landowner shall think the amount assessed below the value of such land taken, nothing herein shall be construed so as to deprive him of his rights to appeal and bring suit for damages against the corporation.
SEC. 13. That the board of commissioners shall have power to pass such ordinances as may be necessary to prevent vagrancy and street begging, to impose punishment or penalties on such persons as habitually refuse to follow some useful trade or occupation without adequate means of support.

SEC. 14. That all ordinances passed by the board of commissioners shall be entered on the minutes at the session at which they are passed and recorded in a book for that purpose, which record shall state the number of the ordinance and date of its passage; and that any ordinance so passed shall be in effect from the date of its passage.

SEC. 15. That the board of commissioners shall regulate the salaries of all elective or appointive officers, and shall decide the amount of salary each officer is to get.

SEC. 16. That the board of commissioners of said town shall have the power annually to levy taxes for town purposes on real and personal property, taxable polls, trades, license, and other subjects of taxation as provided in the Constitution of the State of North Carolina, and as further provided by the laws enacted by the General Assembly; and all property within said town shall be liable for taxation for the purposes of said town, and shall be the same as may be assessed thereon for State purposes. The rate of taxation shall not exceed fifty cents (50c) on the one hundred dollars worth of property.

SEC. 17. That in the collection of all town taxes on property or polls, the general law of the State regulating attachment and garnishment shall be applicable, and the mayor and chief of police, and assistant policemen, shall have the same power as that allowed by the general law to justices of the peace and sheriffs in such cases.

SEC. 18. That the citizens of the town of Winton, and all others liable to be taxed under this charter, shall on the first Monday in May, one thousand nine hundred and twenty-two, and on the first day of May thereafter, render on oath to the list-taker of the town, who is hereby constituted a commissioner of affidavits for that purpose, on a blank to be furnished by the board of commissioners, a list of their property and subjects for which they may be liable to be taxed under the rules and penalties as are prescribed by the general law or by the provisions of this charter.

SEC. 19. That if any person, company or corporation shall fail to render to the list-taker the lists of property and other taxables required to be rendered by this charter within the time prescribed for listing taxes as provided by this charter, such persons, company or corporation shall pay double the tax assessed on any subject for which such person, company or corporation is liable to be taxed.
Sec. 20. That from the returns and lists made as is prescribed by this charter the list-taker shall, within thirty days after the time for listing said taxes, make out in a book kept or provided for that purpose an alphabetical list of the persons, companies or corporations or owners of property who so have made their returns in the same manner as tax lists are made out for State and county purposes.

Sec. 21. That if any person liable for taxes on the subjects directed to be listed shall fail to pay them within the year prescribed for collection, the collector shall forthwith proceed to collect the same by distress and sale, all sales to be made on personal property, after public advertisement for ten days; on realty after public advertisement for twenty days in said town. The said collector shall have the right to sell any property situate outside the town, within the limits of Hertford County, belonging to a delinquent taxpayer of the town, in order to enforce the payment of taxes due the town by said delinquent.

Sec. 22. That all moneys arising from taxes, penalties, and forfeitures, or any other source whatsoever, shall be paid into the town treasury, for the town's use, and be its property, where they shall remain until properly appropriated by a majority of the board of commissioners in specific terms for the benefit and for the use of the town and the people resident therein, unless expressly provided for by this act.

Sec. 23. That the board of commissioners shall receive for their services not more than twenty-five dollars per year.

Sec. 24. That the violation of any of the ordinances of the town of Winton passed by the board of commissioners shall be deemed a misdemeanor and shall be punishable by a fine not to exceed fifty dollars or imprisonment for a period of thirty days.

Sec. 25. That the right to impeach any officer of the town of Winton for malfeasance, misfeasance or nonfeasance of any office for any offense that would disqualify any officer, shall rest with the board of commissioners, and any officer shall not be impeached without a majority of the commissioners so vote.

Sec. 26. The mayor shall be the chief executive of the town; he shall preside at all meetings of the board of commissioners, but shall have no vote except in case of a tie; he shall be active in enforcing the laws and ordinances of the town; he shall have the power and authority to appoint special policemen for any occasion; he shall, when it may be deemed expedient, issue a general statement of the condition of the town, relative to its government and improvement, and shall from time to time recommend to the board of commissioners all such measures connected with the police, security, health, and cleanliness of the town as he may deem expedient. He shall recommend all needed apparatus and improvements to the board of commissioners; he shall countersign all orders to the town; he shall have full
power and authority to administer oaths and affirmations; that the mayor shall receive for his services only such amount as the board of commissioners may allow; that he shall hold office for the period of two years unless removed for cause.

Sec. 27. That the mayor of the town of Winton is hereby constituted an inferior court with jurisdiction over all offenses arising from the violation of the provisions of this act, or of all violations of ordinances, by-laws, rules, and regulations of the board of commissioners made in pursuance of this act, within the corporate limits of said town; with jurisdiction, power, and authority which is now or may be given to the justice of the peace for the trial and determination of all criminal cases arising within the limits of the said town; and to this end he may issue warrants or other processes, and issue a warrant for the arrest of the defendant or defendants, and have the party or parties brought before him, hear, determine, and give judgment thereon, impose fines and imprisonment, and impose penalties and forfeitures, as the case may be, and direct the enforcement thereof, subject to the limitations of this act as to the amount of such penalties or punishment, with the right to appeal from the judgment or sentence of the mayor to the Superior Court of Hertford County, under the same provisions of law as govern an appeal from justices of the peace; that the mayor shall issue his precepts to the chief of police, assistant policemen, sheriff, or other lawful officer of Hertford County, and who shall have power to execute the same anywhere in Hertford County. That he shall well, truly, and faithfully keep a record of all his precepts and judicial proceedings.

Sec. 28. That the mayor shall be allowed such costs as are allowed by law in similar proceedings before justices of the peace as near as may be: Provided, however, that if the said mayor is allowed a salary by the board of commissioners, then all costs recovered and collected shall be turned over by the officer collecting the same, within ten days after said collection, to the town treasurer.

Sec. 29. That all penalties and costs which may be recovered before the mayor shall be kept in a book of records and an itemized statement of the same shall be furnished the clerk at the end of each fiscal year.

Sec. 30. That it shall be the duty of the clerk of the town to be present at all meetings of the board of commissioners; to keep and record in a book, provided therefor, regular and fair minutes of the proceedings of the board of commissioners, and when required, of the mayor's court; to issue all licenses and to collect all license taxes; to preserve all books, records, documents, papers, and other articles committed to his care or custody during his term of office, and deliver them in good order and condition to his successor, and generally to perform all such other duties
Salary.

Treasurer to receive and keep moneys and securities.

Disbursements.

Accounts.

Settlement with successor.

Annual statements.

Vouchers.

Approval of claims.

Pay of treasurer.

Duties of chief of police and policemen.

Arrests without warrant.

Precepts of mayor.

Power to summon assistance.

Monthly settlements.

Supervisor of streets.

Rights as constable.

as may be prescribed by this charter or by the board of commissioners. He shall receive as his compensation such amount as the board of commissioners shall decide that his salary should be:

SEC. 31. It shall be the duty of the treasurer of the town to call on all persons who may have in their hands any moneys or securities belonging to the town of Winton which ought to be paid or delivered into the treasury, to receive and safely keep the same for the use of the town, and to disburse funds on the appropriations of the board of commissioners, according to such orders as may be duly drawn on him, when countersigned by the mayor; he shall keep in a book provided for that purpose a correct and fair account of all moneys received and disbursed by him, together with the source from which they came and the purposes for which they were appropriated. During his continuance therein he shall perform all duties faithfully which are lawfully imposed upon him as town treasurer, and at the expiration of his term shall deliver to his successor all the moneys, securities, books of records, and other property entrusted to him for use, safe-keeping, disbursing, or otherwise. He shall render an annual statement of the financial condition of the town by advertising the same at one public place in said town, a statement of the receipts and disbursements, together with an account of all moneys on hand belonging to the town. That all warrants drawn on the treasurer issued on vouchers given therefor, by the board of commissioners, shall be signed by the mayor, and shall state the purpose for which the money was appropriated and the fund out of which the same is to be paid. That no claim against the town shall be paid until it is approved by the board of commissioners and a voucher as provided in this section is issued. That the town treasurer shall receive as his compensation such amount as the board of commissioners shall allow.

SEC. 32. That it shall be the duty of the chief of police and any assistant policeman to preserve the peace of the town by suppressing disturbances and apprehending all offenders; that they may arrest all disturbers of the peace and those violating the ordinances when committed in their presence or when it is apparent to them that the offenders will escape unless arrested at once; that the chief of police and assistant policemen shall serve and execute the precepts of the mayor when directed; they shall have the power to summons as many persons as may be necessary to assist them in the performance of their duties; the chief of police shall pay over to the town treasurer all the money that he may collect, to and for the use of the town, at least once every month. He shall act as supervisor of the streets of the town, and he shall be vested with the rights as allowed constables within the corporate limits of the town and one mile beyond, with such other duties as are prescribed by
this charter, or by law otherwise prescribed not inconsistent with this act. He shall receive as compensation for his services such salary as the board of commissioners may allow.

Sec. 33. That the tax collector of said town shall be under the control and direction of the board of commissioners; he shall give a bond as specified in this act for the diligent and faithful collection of taxes due the town of Winton and for the proper accounting for and paying over to the town treasurer of all moneys that come into his hands as tax collector of the town of Winton. He shall receive as his compensation such salary as the town commissioners may allow, not to exceed five (5) per cent.

Sec. 34. That it shall be the duty of the sanitary officer to inspect all public places which might endanger the health of the people, and to report as often as is deemed expedient to the board of commissioners, and make recommendations to the board of commissioners, in regard to the health of the town. Said officer shall receive as his compensation such amount as the board of commissioners may allow.

Sec. 35. All other offices created by the board of commissioners shall be governed by them as to duties and salaries of such offices so created.

Sec. 36. That each of the following officers shall give a bond in such sum as the board of commissioners shall deem sufficient for such officers: chief of police, town treasurer, and town tax collector.

Sec. 37. That the board of commissioners shall have power to take such methods for the enforcement of all ordinances of the town, all by-laws, rules, and regulations as the board of commissioners, and of all the laws provided for in this act, and shall have the power to put to work and keep at work on the streets of said town any person or persons who may fail to pay any tax or fine, penalty or forfeiture which may be imposed on said person or persons for the violation of any ordinance, by-law, rule or regulation of said town, and the said board of commissioners shall have authority by their ordinances and by-laws to confine, control, or manage such person until the said fines and penalties, together with the costs thereof, are fully paid and satisfied, under such rates for labor and board as deemed just and reasonable by the board of commissioners.

Sec. 38. That all questions arising in the administration of the government of the town of Winton and not provided for in this act, shall be governed by the laws of the State in such cases made and provided.

Sec. 39. That no levy shall be made on the property belonging to the town.

Sec. 40. That any officer of the town of Winton who shall, on demand, fail to turn over to his successor in office the property,
Punishment.

Records open for inspection.

Taxes validated.

Right to borrow money.

Light and water systems.

Liability devolved.

Rights of way and water rights.

Control of water and light systems.

Rates.

Collection of rents.

Discontinuance of supply.

Statements of receipts.

Preference in expenditures.

books, moneys or other effects of said town shall be deemed guilty of a misdemeanor and shall be fined or imprisoned in the discretion of the court.

Sec. 41. That all books, records, and proceedings of the said town shall be open to the citizens of the town at all times for inspection.

Sec. 42. That any and all taxes that have been levied by the board of commissioners of the town of Winton under the former charter, and which have been or may be collected under the former charter of the town of Winton, are hereby validated.

Sec. 43. That the board of commissioners shall have the right to borrow such sums as are sufficient to meet and take care of the running expenses of the town.

Sec. 44. That the town of Winton may own and maintain its own light and waterworks system to furnish water for fire and other purposes, and light to the town and its citizens, but shall in no case be liable for damages for a failure to furnish a sufficient supply of either water or light.

Sec. 45. That the board of commissioners shall have the right to acquire and hold right of way, water rights and other property, within and without the town limits.

Sec. 46. That the board of commissioners shall have the management and control of the waterworks and light system in charge, and fix such uniform rates for water and light as is deemed best. That said board of commissioners shall fix the times when said water and light rents shall become due and payable, and in case such rent is not paid within ten days after it becomes due and payable, the same may at any time thereafter be collected either by suit in the name of the town of Winton, or by the collector of taxes for the town. That upon the failure of the owner of property for which water or light is furnished under the rules and regulations of the said board of commissioners to pay said water or light rents when due, then the board of commissioners, or its agents or employees, may cut off the water or light from the said property; and when so cut off it shall be unlawful for any person, firm, or corporation, other than the said board of commissioners or its agents or employees to turn on said water or light to said property, or to use the same in connection with the said property, without first having paid said water or light rent and obtained permission to turn on said water or light.

Sec. 47. That it shall be the duty of the said town clerk or treasurer to keep a separate statement and account of the money received by the town from the water works and light system, and it shall be the duty of the said town clerk or treasurer to give preference to the waterworks and light system over the other departments of the town in such funds, and to provide for the proper upkeep of the waterworks and light system and an
amount necessary for the enlargement of the waterworks and light system before turning over to the other departments the money so received.

Sec. 48. That the officers of said town, until Tuesday after the first Monday in May, one thousand nine hundred and twenty-three, shall be vested in the following qualified voters of said town, who shall act in the following offices, to wit: Mayor, J. W. Boone; commissioners, T. V. Jenkins, W. A. Sykes, and W. M. Jordan; chief of police, P. H. Taylor; and they shall act as such officers until their successors are elected and qualified.

Sec. 49. That chapter eighty-two, Private Laws of one thousand eight hundred and seventy-three and one thousand eight hundred and seventy-four of North Carolina, and all laws and clauses of laws in conflict herewith are hereby repealed.

Sec. 50. That this act shall be in force from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 17

AN ACT TO VALIDATE A BOND ISSUE OF BAILEY WHITE SCHOOL DISTRICT NUMBER 2, IN NASH COUNTY.

Whereas at a special election held in the Bailey White School District Number Two of Nash County on May tenth, one thousand nine hundred and twenty-one, a majority of the qualified voters of said district voted in favor of the issuance of bonds of said district in an amount not exceeding eight thousand dollars ($8,000), for the purpose of buying an adequate building to be used as a dormitory for the teachers of said district, and in favor of levying a special tax for the payment of the principal and interest of said bonds, under the provisions of an act of the General Assembly of North Carolina entitled "An act to authorize an issue of bonds and the levy of a special tax to provide funds for the purchase of certain property for the use of the public schools of Bailey White School District Number Two, Nash County," ratified March fourth, one thousand nine hundred and twenty-one; and,

Whereas the said act ratified March fourth, one thousand nine hundred and twenty-one, erroneously uses the words "board of trustees," when the intention was to refer to the school committee of said school district: Now, therefore,

The General Assembly of North Carolina do enact:

Section 1. The said election held in the Bailey White School District Number Two of Nash County, on May thirty-first, one thousand nine hundred and twenty-one, and all acts and pro-
ceedings done or taken in or about the calling, holding, or determination of the result of said election, or in or about the registration of voters for said election, are hereby legalized and validated. The school committee of Bailey White School District Number Two of Nash County is hereby authorized to issue said bonds and the board of county commissioners of Nash County is hereby authorized and directed to levy an annual tax for the purpose of paying the principal and interest of said bonds in accordance with the proposition adopted by the voters of said election and in accordance with the provisions of said act ratified March fourth, one thousand nine hundred and twenty-one; and no further election shall be necessary in order to authorize the issuance of said bonds or the levying of said tax.

Sec. 2. The said act ratified March twenty-fourth, one thousand nine hundred and twenty-one, is hereby amended by striking out the words "board of trustees" wherever they occur in said act and inserting in lieu thereof the words "school committee."

Sec. 3. All acts or parts of acts inconsistent with this act are hereby repealed.

Sec. 4. This act shall be in force from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 18

AN ACT TO EXTEND THE CORPORATE LIMITS OF THE TOWN OF RUTHERFORD COLLEGE IN BURKE COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That the corporate limits of the town of Rutherford College be and the same is hereby extended as follows, to wit: By line commencing on the southwest corner of the present corporate line and running so as to enclose the land of J. F. Griffin and all the land bought of J. E. Contler by Rev. Jim H. Green and M. T. Hinshaw lying on the west side of the Rutherford College, Lenoir highway. Then commencing on the northwest corner of the Connelly Springs corporate limits and running east with the Connelly Springs line to T. E. Conrad's southeast corner, then northwest to the southeast corner of Mrs. M. E. Chapman land, it being the southeast corner of the present limits of the town of Rutherford College.

Sec. 2. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 3. That this act be in effect from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.
CHAPTER 19

AN ACT TO AUTHORIZE THE CITY OF GOLDSBORO TO ISSUE BONDS FOR NECESSARY EXPENSES.

The General Assembly of North Carolina do enact:

Section 1. The board of aldermen of the city of Goldsboro is hereby authorized to issue bonds of said city in an aggregate principal amount not exceeding sixty-five thousand dollars ($65,000), and to appropriate and apply the proceeds of the sale of said bonds for the purpose of paying any necessary expenses of said city, including current expenses. The said bonds shall be issued pursuant to and in accordance with the provisions of the Municipal Finance Act, one thousand nine hundred and twenty-one, except those provisions which relate to or affect the maximum period within which bonds shall mature. The said bonds shall mature within a period of not exceeding fifteen years from the date of said bonds.

Sec. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 3. This act shall be in force from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 20

AN ACT TO VALIDATE A BOND ISSUE OF BESSEMER CITY GRADED SCHOOL DISTRICT IN GASTON COUNTY.

Whereas at a special election held on July nineteenth, one thousand nine hundred and twenty-one, in Bessemer City Graded School District (which was created by chapter two hundred and forty-two of the Private Laws of one thousand nine hundred and thirteen of North Carolina), a majority of the qualified voters of said district voted in favor of the issuance of not exceeding thirty thousand dollars of serial bonds of Bessemer City Graded School District, and levying a sufficient annual tax to pay the same, for the purpose of erecting, enlarging, and equipping school buildings in said district, and acquiring land for school buildings in said district, under the provisions of chapter eighty-seven of the Public Laws of one thousand nine hundred and twenty of North Carolina: Now, therefore,

The General Assembly of North Carolina do enact:

Section 1. The said election held in Bessemer City Graded School District on July nineteenth, one thousand nine hundred and twenty-one, and all acts and proceedings done or taken in or
about the calling, holding or determination of the result of said election, or in or about the registration of voters for said election, are hereby legalized and validated. The board of trustees of Bessemer City Graded School District is hereby authorized to issue said bonds, and the board of county commissioners of Gaston County is hereby authorized and directed to levy annually a special tax *ad valorem* on all taxable property in said district for the purpose of paying the principal and interest of said bonds, as such principal and interest become due, in accordance with the proposition adopted by the voters at said election and in accordance with the provisions of chapter eighty-seven of the Public Laws of one thousand nine hundred and twenty of North Carolina; and no further election shall be necessary in order to authorize the issuance of said bonds or the levying of said taxes.

Sec. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 3. This act shall be in force from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.

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**CHAPTER 21**

**AN ACT TO EXTEND THE CORPORATE LIMITS OF THE TOWN OF HASSELL, MARTIN COUNTY.**

*The General Assembly of North Carolina do enact:*

**SECTION 1.** That section two of chapter ninety-six of the Private Laws, one thousand nine hundred and three, entitled "An act to incorporate the town of Hassell, in the county of Martin," be amended so as to read as follows: "That the corporate limits and bounds of said town shall be as follows: Beginning in the center of the Dogville cross roads in Hamilton Township and running along the Dogville road, south four degrees and thirty minutes east one thousand eight hundred and fifty-four feet to the road leading toward Robersonville, thence along said road, north sixty-eight degrees and thirty minutes west two thousand three hundred and ten feet to the line of the property of the East Carolina Land and Improvement Company, thence along the lines of the property of the said company, south three degrees west one thousand one hundred and ten feet and north sixty-nine degrees west one thousand three hundred and ten feet to a stake, thence north thirty-seven degrees west one thousand two hundred and sixty feet to the corner of the graded school lot in the Tarboro road, thence along the lines of the graded school lot north four degrees west two hundred and eighty-five feet and north eighty-nine degrees east three hundred and eighty-three feet to a stake, thence north four degrees and
thirty minutes east seven hundred and ninety feet to a stake
(formerly 'a large oak'), thence south seventy-six degrees and
thirty minutes east one thousand three hundred and twenty feet
to the Scotland Neck and Kinston branch of the Atlantic Coast
Line Railroad, thence along the said railroad, northerly, five
hundred and forty-seven feet, thence south seventy-three degrees
east one thousand eight hundred and fifty-four feet to the be-

Sec. 2. That this act shall be in force from and after its
ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 22

AN ACT TO VALIDATE A BOND ISSUE OF THE TOWN OF
EAST SPENCER IN ROWAN COUNTY.

Whereas at a special election held in the town of East Spencer
in Rowan County on July twelfth, one thousand nine hundred
and twenty-one, a majority of the qualified voters of said town
approved an ordinance passed by the board of aldermen of said
town on May twenty-third, one thousand nine hundred and
twenty-one, providing for the issuance of sixty thousand dollars
of bonds of said town for school purposes, and providing that a
tax sufficient to pay the principal and interest of said bonds
should be annually levied and collected as provided by the
Municipal Finance Act (chapter fifty-six, Consolidated Statutes
of North Carolina), and also approved the issuance of said bonds
and the levying of said tax: Now, therefore,

The General Assembly of North Carolina do enact:

Section 1. The said election held in the town of East Spencer
on July twelfth, one thousand nine hundred and twenty-one, and
all acts and proceedings done or taken in or about the calling,
holding or determination of the result of said election, or in or
about the registration of voters for said election, are hereby
legalized and validated, and the board of aldermen of said town
are hereby authorized to issue said bonds and to levy annually
a special tax in accordance with the proposition adopted by
the voters at said election and in accordance with the provisions
of the Municipal Finance Act as it existed on the date of said
election; and no further election shall be necessary in order to
authorize the issuance of said bonds or the levying of said tax.

Sec. 2. All acts and parts of acts inconsistent with this act
are hereby repealed.

Sec. 3. This act shall be in force from and after its ratifica-
tion.

Ratified this the 14th day of December, A.D. 1921.
CHAPTER 23

AN ACT TO VALIDATE AN ELECTION HELD IN ELLENBORO SCHOOL DISTRICT NO. 6-1, IN RUTHERFORD COUNTY, TO AUTHORIZE AN ISSUE OF BONDS.

The General Assembly of North Carolina do enact:

SECTION 1. That the election held in Ellenboro School District, Number Six-One, in Rutherford County, on the tenth day of September, one thousand nine hundred and twenty-one, to authorize an issue of bonds of the said school district, to an amount not exceeding twenty-five thousand dollars par value, and to mature in not exceeding twenty years from their date, for the purpose of erecting a schoolhouse in said school district, be, and the same is hereby validated, and the said bonds may be delivered accordingly pursuant to any sale thereof, public or private heretofore or hereafter made by the board of education of Rutherford County, the terms of said bonds, within the said limits above mentioned, being fixed by an order of the board of county commissioners of Rutherford County heretofore or hereafter adopted.

Sec. 2. This act shall be in force and effect from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 24

AN ACT TO RATIFY BONDS OF THE CITY OF CHARLOTTE.

The General Assembly of North Carolina do enact:

SECTION 1. That all proceedings taken by the board of commissioners of the city of Charlotte for the issuance of four hundred and fifty thousand dollars, five and one-fourth per cent, water and sewer bonds, dated August one, one thousand nine hundred and twenty-one, being a consolidation of three hundred thousand dollars waterworks extension, and one hundred and fifty thousand dollars sewerage extension bonds, authorized by ordinances passed October tenth, one thousand nine hundred and twenty-one, be and are ratified, and that notwithstanding the fact that said ordinances were published only once and were not published for four successive weeks as required by the Municipal Finance Act, said bonds shall be the valid and binding obligations of the city of Charlotte after they shall have been duly executed and payment of the purchase price, being more than par and accrued interest, shall have been paid to the city of Charlotte.

Sec. 2. That this act shall be in force and effect from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.
CHAPTER 25

AN ACT TO VALIDATE AN ELECTION HELD IN SPINDALE SCHOOL DISTRICT NUMBER 1-6, IN RUTHERFORD COUNTY, ON THE 15TH DAY OF OCTOBER, 1921, TO AUTHORIZE AN ISSUE OF SCHOOLHOUSE BONDS.

The General Assembly of North Carolina do enact:

SECTION 1. That the election held in Spindale School District, Number One-Six, in Rutherford County, on the fifteenth day of October, one thousand nine hundred and twenty-one, to authorize an issue of bonds of the said school district to an amount not exceeding twenty thousand dollars par value, and to mature in not exceeding twenty years from their date, to supplement an issue of nine thousand dollars of bonds voted in said school district on the twentieth day of December, one thousand nine hundred and nineteen, for the purpose of erecting a schoolhouse in said school district, be, and the same is hereby validated, and the said bonds may be delivered accordingly pursuant to any sale thereof, public or private, heretofore or hereafter made by the board of education of Rutherford County, the terms of said bonds, within the said limits above mentioned, being fixed by an order of the board of county commissioners of Rutherford County heretofore or hereafter adopted.

Sec. 2. This act shall be in force and effect from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 26

AN ACT TO VALIDATE A SPECIAL SCHOOL-TAX ELECTION HELD ON THE 12TH DAY OF NOVEMBER, 1921, IN OAKLAND CONSOLIDATED SCHOOL DISTRICT IN RUTHERFORD COUNTY.

Whereas on the twenty-sixth day of July, one thousand nine hundred and twenty, by a vote of the majority of the qualified voters of Frog Level Special School-tax District, numbered one-three, and of Mountain View Special School-tax District, numbered one-one and one-half, both of said school districts being located in Rutherford County, there was constituted and formed a consolidated school district known and designated as Oakland Consolidated School District in Rutherford County, and there was a special school-tax levy of not exceeding twenty cents on the one hundred dollars of valuation of property in that part of said consolidated school district, which formerly constituted Frog Level Special School-tax District, and a special school-tax levy
of not exceeding five cents on the one hundred dollars valuation of property in that part of said consolidated school district which formerly constituted Mountain View Special School-tax District; and,

Whereas on the twelfth day of November, one thousand nine hundred and twenty-one, upon petition duly made in accordance with law and by virtue of an order duly made by the board of commissioners of Rutherford County upon the request of the board of education of Rutherford County, as provided by law, an election was held in said Oakland Consolidated School District to ascertain whether there shall be levied a tax of not more than twenty-five cents on the one hundred dollars valuation of property in said consolidated school district, and at said election, out of a registration of one hundred and twenty qualified voters, eighty-two electors voted in favor of the levy of said tax; and,

Whereas it was the intention of the said election held upon said twelfth day of November, one thousand nine hundred and twenty-one, to make the said levy of not exceeding twenty-five cents on the one hundred dollars valuation of property in said consolidated district in lieu of the said heretofore existing taxes of five cents on the one hundred dollars valuation of property in Mountain View District, and twenty cents on the one hundred dollars valuation of property in Frog Level District, and to make the special school-tax levy uniform over the whole of said consolidated school district: Now, therefore.

The General Assembly of North Carolina do enact:

SECTION 1. That the said election held in Oakland Consolidated School District on the twelfth day of November, one thousand nine hundred and twenty-one, be and the same is hereby in all respects validated, and that the board of commissioners of Rutherford County shall hereafter, in obedience to the result of said election to that effect, at the time of levying taxes for Rutherford County, levy a special tax of not exceeding twenty-five cents on the one hundred dollars valuation of property in Oakland Consolidated School District in lieu of the special taxes heretofore voted and levied upon property in the Frog Level Special-tax District and the Mountain View Special School-tax District, which said special school-tax districts are the constituent members of the said Oakland Consolidated School District, and the said tax levy shall be the only and full special school-tax levy for said Oakland Consolidated School District, or the special school-tax districts which formerly existed within the territory composing said Oakland Consolidated School District.

Sec. 2. That this act shall be in full force and effect from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.
CHAPTER 27

AN ACT TO VALIDATE A BOND ISSUE OF THE BOARD OF TRUSTEES OF HENDERSON GRADED SCHOOLS IN VANCE COUNTY.

Whereas at a special election held in Henderson Township in Vance County on December fourteenth, one thousand nine hundred and twenty, a majority of the qualified voters of said township voted in favor of the issuance of not exceeding one hundred thousand dollars ($100,000) of bonds of the board of trustees of Henderson Graded School (which board was incorporated by chapter ninety-one of the Private Laws of one thousand nine hundred and one of the State of North Carolina), and the levying of a special tax to pay said bonds, under the provisions of chapter sixty-five of the Private Laws of one thousand nine hundred and twenty of North Carolina, entitled "An act to further amend chapter ninety-one, Private Laws of one thousand nine hundred and one, so as to authorize the trustees of Henderson Graded Schools to issue bonds for the erection, furnishing and equipping additional graded school buildings in the town of Henderson and Henderson Township, Vance County," ratified August twenty-fifth, one thousand nine hundred and twenty; and

Whereas the board of trustees of Henderson Graded Schools is about to issue said bonds: Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. The said election held in Henderson Township in Vance County on December fourteenth, one thousand nine hundred and twenty, and all acts and proceedings done or taken in or about the calling, holding, or determination of the result of said election, or in or about the registration of voters for said election, and also all acts and proceedings thereafter done and taken relating to the issuance of one hundred thousand dollars ($100,000) of bonds pursuant to said election, including the resolution adopted by the board of trustees of Henderson Graded School on August seventeenth, one thousand nine hundred and twenty-one, providing for the issuance of said bonds, and the resolution adopted November twenty-third, one thousand nine hundred and twenty-one, awarding said bonds at the price of one hundred and three thousand dollars ($103,000) flat (without interest), are hereby legalized and validated. The chairman and secretary of the board of trustees of Henderson Graded School are hereby authorized to execute and deliver said bonds to the purchaser thereof upon receipt of said purchase price; and the board of commissioners of Vance County are hereby authorized and directed to levy an annual tax for the purpose of paying

Preamble: election in favor of bond issue validated.

Election validated.

Acts and proceedings legalized.

Execution and delivery authorized.
the principal and interest of said bonds, in accordance with the provisions of said chapter sixty-five of the Private Laws of one thousand nine hundred and twenty.

Sec. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 3. This act shall be in force from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 28

AN ACT RELATING TO LOCAL IMPROVEMENTS IN THE TOWN OF WAYNESVILLE.

The General Assembly of North Carolina do enact:

SECTION 1. "Street improvements" includes the grading, re-grading, paving, repaving, or otherwise hard-surfacing of the public streets and alleys, and the construction, reconstruction, and altering of curbs, gutters, and drains in public streets and alleys;

"Side-walk improvements" includes the grading, construction, reconstruction, and altering of side-walks in public streets or alleys, and may include curbing and guttering;

"Local improvements" means any work undertaken under the provisions of this act, including “street improvements, side-walk improvements, or the laying of sewer lines,” the cost of which is to be specially assessed, in whole or in part, upon property abutting directly on the street where such work is done;

“Frontage,” when used in reference to a lot or parcel of land, abutting directly on a local improvement, means that side or limit of the lot or parcel of land which abuts directly on the street where such local improvement is made.

Sec. 2. The board of aldermen of the town of Waynesville shall have power to cause local improvements to be made and to defray the expense of such improvements by local assessments, by general taxation, and by borrowing as herein provided.

Sec. 3. Upon determining to make any local improvements, the board of aldermen shall pass a resolution to that effect, which resolution shall be published. Such resolution shall designate by general description the improvements to be made and the street or streets, or parts thereof, whereon the work is to be effected, and the proportion of the cost thereof to be assessed upon abutting property, and the terms and manner of payment. If the resolutions shall provide for a street or side-walk improvement, it may, but need not direct that the owners of all property abutting on the improvement shall connect their
several premises with water mains and sewer pipes located in the street adjacent to their several premises in the manner prescribed in such resolutions, and that unless such owners shall cause such connection to be made on or before a day specified in such resolution, the board of aldermen will cause the same to be made.

Sec. 4. The board of aldermen shall have power to determine the character and type of construction and of material to be used in making local improvement, and whether the work shall be done by the forces of the municipality or by contract.

Sec. 5. Two-thirds of the total cost of a street or side-walk improvement and sewer lines made by a municipality, exclusive of so much of the cost as is incurred at street intersections, shall be specially assessed upon the lots and parcels of land abutting directly on the improvements, according to the extent of their respective frontages thereon, by an equal rate per foot of such frontage, and the remainder of such cost shall be borne by the municipality at large. No lands in the municipality shall be exempt from local assessment.

Sec. 6. Upon the completion of any local improvement the board of aldermen shall compute and ascertain the total cost thereof. In the total cost shall be included the interest paid, or to be paid, on notes or certificates of indebtedness issued by the municipality to pay the expense of such improvement pursuant to section ........................of this act incident to the improvement and the assessment thereof. The board of aldermen must thereupon make an assessment of said total cost pursuant to the provisions of section ........................of this act, and for that purpose must make out an assessment roll in which must be entered the names of the persons assessed as far as they can ascertain the same, and the amount assessed against them respectively, with a brief description of the lots or parcels of land assessed. Immediately after such assessment roll has been completed the board of aldermen shall cause it to be deposited in the office of the clerk of the municipality for inspection by parties interested, and shall cause to be published a notice of the completion of the assessment roll, setting forth a description in general terms of the local improvement, and the time fixed for the meeting of the board of aldermen for the hearing of allegations and objections in respect of the special assessment, such meeting not to be earlier than ten days from the first publication or posting of said notice. Any number of assessment rolls may be included in one notice. At the time so appointed, or at some other time to which it may adjourn, for that purpose, the board of aldermen or a committee thereof must hear the allegations and objections of all persons interested who appear, and may make proof in relation thereto. The board of aldermen may thereupon correct such assessment roll, and either confirm the same or may set it aside.

Character, material and method of work.

Assessments on abutting property.

Assessments based on frontage.

No exemptions.

Assessment roll.

Deposit for inspection.

Notice to be given.

Time for hearing.

Hearing.

Correction of assessments.
and provide for a new assessment. Whenever the board of aldermen shall confirm an assessment for a local improvement the clerk of the municipality shall enter on the minutes of the board of aldermen the date, hour, minutes, and time of such confirmation, and from the time of such confirmation the assessments embraced in the assessment roll shall be a lien on the real property against which the same are assessed, superior to all other liens and encumbrances. After the roll is confirmed a copy of the same must be delivered to the tax collector or other officer charged with the duty of collecting taxes. If a person assessed is dissatisfied with the amount of the said charge, he may give notice within ten days after such confirmation that he takes an appeal to the next term of Superior Court of Haywood County, and shall within five days thereafter serve a statement of facts upon which he bases his appeal, but said appeal shall not delay or stop the said improvements. The said appeal shall at the said term of court be tried as other actions at law. The board of aldermen may correct, cancel, or remit any assessment for a local improvement, and may remit, cancel, or adjust the interest or penalties on any such assessment. The board of aldermen has the power, when in its judgment there is any irregularity, omission, error, or lack of jurisdiction in any of the proceedings relating thereto, to set aside the whole of the local assessment made by it, and thereupon to make reassessment. In such case there shall be included as a part of the costs of the public improvements involved, all interest paid or accrued on notes or certificates of indebtedness or assessment bonds issued by the municipality to pay the expenses of such improvement, and the proceeding shall be in all respects as in cases of local assessment, and such reassessment shall have the same valid and binding force as if it had originally been properly made.

Sec. 7. The property owner shall have the option and privilege of paying for said improvements hereinbefore provided for in cash, or if they should so elect, they shall have the option and privilege of paying said assessments in not less than three, nor more than ten, equal annual installments as may have been determined by the board of aldermen in the resolution authorizing such improvement. Said installments shall bear interest at the rate of six per centum per annum from the date of the confirmation of the assessment roll, and in case of the failure or neglect of any property owner to pay said installment when the same shall become due and payable, then and in that event all of said installments remaining unpaid shall at once become due and payable, and said property and franchises shall be sold by said municipality under the same rules, regulations, rights of redemption and savings as are now prescribed by law for the sale of
land for unpaid taxes. The whole assessment may be paid at
the time of paying any installment by payment of the principal
and all interest accrued to that date.

Sec. 8. That after the expiration of twenty days from the
confirmation of an assessment roll the tax collector, or such other
officer of the municipality as the governing body may direct so
to do, shall cause to be published in the newspaper published in
the municipality, or if there be no such newspaper, shall cause
to be posted in at least three public places therein, a notice that
any assessment contained in said assessment roll, naming and
describing it, may be paid to him at any time before the expiration
of thirty days from the first publication of said notice. In
the event said assessment be not paid within said time the same
shall bear interest at the rate of six per cent per annum from
the date of the confirmation of the assessment roll and shall
become due and payable on the date on which taxes are payable:
Provided, that where an assessment is divided into installments
one installment shall become due and payable each year on the
date on which taxes are due and payable. If any assessment or
installment thereof is not paid when due, it shall be subject to
the same penalties as are now, or may be, prescribed for unpaid
taxes, in addition to the interest herein provided for.

Sec. 9. That the board of aldermen may in their discretion
allow a two per centum discount for payment in cash of the
whole assessment, if paid within thirty days after the assessment
roll is placed in the hands of the tax collector.

Sec. 10. At any time before the cost of any local improvement
shall be computed and ascertained as provided in section eight
of this act, the board of aldermen may, from time to time, by
resolution, authorize the treasurer to borrow money to the extent
required to pay the cost of any such improvement, or to repay
any money borrowed under this section with interest thereon.
The resolution authorizing any such loan or loans may provide
for the issue of notes or certificates of indebtedness of the
municipality, or both, payable either on demand or at a fixed
time, not more than twelve months from the date thereof, and
bearing interest not exceeding six per centum per annum. Said
notes or certificates may be sold at public or private sale, or
pledged as security for temporary loans, as the governing body
may by such resolution direct. Any temporary indebtedness in-
curred under the authority of this section, with the interest
thereon, may be paid out of monies raised by the issue and sale
of "local improvement bonds" to be issued and sold as hereinafter
provided, or may be included in the annual tax levy.

Sec. 11. After the board of aldermen of said town of Waynes-
ville shall have levied said assessment against the property
abutting upon said street or streets, the city clerk or person
designated, shall have prepared from such assessment roll and
delivered to the tax collector or person designated, a well bound
book styled "Special Assessment Book," which shall be so ruled
as to conveniently show:

Sec. 12. Whenever an assessment for any local improvement
shall have been confirmed, the board of aldermen may by resolu-
tion direct that the amount of the expense of such improvement
shall be raised by the issuance of serial bonds of the municipality
to be known as "Local Improvement Bonds." Such bonds shall
be payable at such time or times not exceeding fifteen years from
their date, as the board of aldermen shall determine. There shall
be raised annually by tax upon all the taxable property of the
municipality, after the issuance of any such bonds, a sum suffi-
cient to meet and pay one-third the interest thereon, as the
same becomes due: Provided, however, that if such bonds be
made payable in annual installments substantially equal in
amount, the first of which installments shall be payable within
two years from the date of such bonds and the last within fifteen
years of such date, the board of aldermen authorizing such
bonds, in lieu of providing for a sinking fund to meet the prin-
cipal of such bonds, shall cause to be raised by taxation in each
year in which an installment or principal shall be payable, or in
the next preceding year, an amount sufficient to meet one-third
said installment in addition to one-third the annual tax during
the life of the bonds to provide for the payment of the interest
accruing thereon. Two or more improvements may be included
in a single issue of local improvement bonds.

Sec. 13. That it shall not be necessary for the board of alder-
men to wait for an assessment for any local improvements to be
confirmed, as provided in the preceding section, but the board of
aldermen may, in its discretion, cause an estimate to be made of
the cost of any local improvements contemplated on any street,
or streets of the said town, and may issue and sell the local
improvement bonds as provided in section........................in advance
of the resolution and assessments for said local improvements as
hereinafter provided, in amounts sufficient to cover the estimated
cost thereof.

Sec. 14. Bonds authorized to be issued by this act shall be of
such denomination, bear such rate of interest, not exceeding six
per centum per annum, and be payable at such places, and be
in such form as the governing body may by resolution provide.
Such bonds shall be signed by the mayor or other chief executive
officer, and the clerk of the town of Waynesville and shall bear
the seal of such municipality. Coupons attached to such bonds
shall bear the facsimile signature of one or more of said officers.
The bonds may be sold at public or private sale. They shall
recite that they are issued pursuant to the authority of this act
and of the resolution authorizing the issuance thereof, which shall be conclusive evidence of their validity, and of the regularity of their issuance.

Sec. 15. The full faith and credit of the town of Waynesville shall be pledged for the payment of the principal and interest of all of its local improvement bonds, notes, and other obligations issued under this act. For the purpose of paying Taxes, such principal and interest the governing body shall have the power to levy sufficient taxes upon all the taxable property in the municipality and to borrow money temporarily upon notes of the municipality in anticipation of taxes of the same or the succeeding fiscal year.

Sec. 16. That this act shall be in force from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 29

AN ACT TO PROVIDE FOR THE EXTENSION OF THE CORPORATE LIMITS OF THE CITY OF HIGH POINT.

The General Assembly of North Carolina do enact:

Section 1. That whenever in the judgment of the governing board of the city of High Point it appears desirable and for the best interest of said city to enlarge or extend the corporate limits thereof, and it also appears to said board that such extension is for the best interest of the citizens of the territory proposed to be annexed, then the said governing board may call an election to determine whether or not such territory shall be annexed to said city.

Sec. 2. That such election shall be called by ordinance, which ordinance shall be introduced at least one week before its final passage, and when called up one week after its introduction, may then be amended and adopted at any subsequent meeting. Said ordinance shall (a) describe with reasonable certainty the territory proposed to be annexed to the city; (b) provide that the matter of annexation of such territory shall be submitted to the vote of the qualified voters of said city and the territory proposed to be annexed voting together; (c) provide for a new or special registration of voters for said election; (d) designate the precincts and voting places for such election; (e) name the registrars and the judges of election; (f) and make all other necessary provision for the holding and conducting of such election, the canvassing of the returns, and the declaration of the result. Said ordinance shall be published in one or more newspapers of said city once a week for four weeks prior to said election.

4—Private
Sec. 3. That at any such election those voters who favor extending the city limits as provided by the ordinance calling such election shall vote ballots on which shall be written or printed the words, "For Extension"; and those opposed shall vote ballots on which shall be written or printed "Against Extension." If at any such election a majority of the registered voters shall vote "For Extension," then from and after the date of such election the territory described in the ordinance calling such election shall be a part of the corporate territory of said city; and such territory and its citizens and property shall be subject to all the laws, ordinances, and regulations in force in said city, and shall also be entitled to the same privileges and benefits as other parts of said city.

Sec. 4. That in the event that a majority of the registered voters shall vote for the extension of the corporate limits of the city of High Point, as hereinbefore provided, then the school board of the city of High Point, and the county board of education of Guilford County, are authorized and empowered to make such arrangements, agreements and contracts, as in their opinion may seem best, for providing school facilities for those children of school age that live in school districts outside the present limits of said city, and within districts that are included wholly or partially in the new limits of said city, and such arrangements and provisions may be continued from year to year as long as it shall, in the opinion of said boards, seem necessary or for the best interest of the children in such territory. Said school board and board of education are also authorized and empowered to consider and adjust the bonded indebtedness and transfer of property to the city or school districts wholly or partially included within the new limits of said city (and wholly outside the old city limits); and to this end they may by agreement determine what portion of the bonded indebtedness of any district shall be assumed by the city of High Point and what portion shall be assumed by the part of any such district not embraced in the new limits of said city; and any agreement entered into in relation to said bonded indebtedness or transfer of property shall be in writing and shall be submitted by said boards to the board of county commissioners of Guilford County and the governing board of the city of High Point, and when ratified by the two boards last named shall become binding upon said city and upon the portions of any district outside the new limits of said city; and thereafter any part of the principal or interest of said bonds so assumed by the city of High Point shall be paid by said city as the same falls due; while the portions of said bond issues and interest as are assumed by parts of districts outside of the new city limits shall be paid from school funds of said parts of districts, respectively: Provided, however, that if said school boards cannot agree upon an adjustment and division of liability
as to any of said bonded indebtedness or the amount to be paid
on account of the transfer of any school property to said city, or
if any agreement as to such matters shall not be approved by the
county commissioners or governing board of said city, then in
any such event, the question and matter in controversy shall be
submitted to arbitration, the county board of education choosing
one arbitrator, the city school board another arbitrator, and a
third arbitrator being chosen by the two arbitrators first named,
all of said arbitrators to be disinterested citizens of North Caro-
lina, residing outside of the county of Guilford and owning no
property in said county. Said arbitrators as soon as possible
after being chosen shall meet in the city of High Point, after
notice to said school board and board of education, and hear
the evidence with regard to the controversy submitted to them,
and render to each of said boards their decision in writing, which
shall be a final adjudication of such controversy.

Sec. 5. That if said city limits are extended as in this act
provided, there shall be levied and collected in the territory an-
nexed to said city the same school tax (and the same tax for
other purposes), that is collected in the old limits of said city;
but no local tax for schools shall be levied in such territory ex-
cept such as are levied in the whole city: Provided, that nothing
herein shall be construed to prevent the levy and collection by
the county of Guilford of any special tax or local school tax
theretofore authorized in such portions of any school districts as
are not embraced in the new limits of said city.

Sec. 6. All laws and clauses of laws in conflict with this act
are hereby repealed.

Sec. 7. This act shall be in full force and effect from and after
its ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 30

AN ACT TO AMEND CHAPTER 91 OF THE PRIVATE LAWS
OF NORTH CAROLINA, SESSION OF 1901, SO AS TO
AUTHORIZE AN ELECTION FOR INCREASING THE TAX
RATE FOR HENDERSON GRADED SCHOOL DISTRICT.

The General Assembly of North Carolina do enact:

That chapter ninety-one of the Private Laws of North
Carolina, session of one thousand nine hundred and one, and
the amendments thereto, be and the same is hereby amended by
adding after the word "poll" in line eleven of section four, chapter
ninety-one, Private Act of one thousand nine hundred and one,
the following: "Provided, that upon the application of the board

Hearing of arbitrators.

Taxes.

Local taxes.

Proviso: levy by county.

Repealing clause.

Proviso: election to be ordered.
of trustees of Henderson Graded School District, the board of commissioners of Vance County shall submit to the qualified voters of the said Henderson Graded School District, at an election to be held for said Henderson Graded School District at the City of Henderson, Vance County, State of North Carolina. The question whether the maximum tax rate, as provided in this section, shall be increased from twenty cents on the one hundred dollars valuation of property and sixty cents on the poll to such an amount as may be asked for in said application of said board of trustees, but in no case shall the maximum rate of taxation under this section exceed sixty cents (60c) on the one hundred dollars in valuation of property and the constitutional ratio for poll tax.

Such election shall be ordered, advertised and held in the same manner as is now or may be hereafter provided by law for election of members of the General Assembly, except that said election shall be called, the vote canvassed and result declared by the board of county commissioners of Vance County, North Carolina, and not the county board of elections.

At such election those who favor the levying and collection of said increased tax shall vote a ballot on which shall be written or printed the words, "For Special School Tax," and those who are opposed shall vote a ballot on which shall be written or printed the words "Against Special School Tax."

The board of county commissioners shall appoint the proper registrars and judges of election and in its discretion may order a new registration of the qualified voters of said Henderson Graded School District, upon giving notice thereof by publishing same in some newspaper published in Vance County thirty days before the closing of the registration books.

This act shall be in force from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 31

AN ACT RELATING TO STREET IMPROVEMENTS IN THE TOWN OF AYDEN.

The General Assembly of North Carolina do enact:

SECTION 1. The following described acts and proceedings of the town of Ayden, in the county of Pitt, are hereby legalized and validated, viz.: (a) the resolution entitled "A resolution authorizing the improvement of various streets in the town of Ayden, North Carolina," adopted by the board of commissioners of said town on June fourteenth, one thousand nine hundred and twenty-one; (b) the ordinance entitled "An ordinance authoriz-
ing the issuance of two hundred and twenty-five thousand dollars bonds for street improvements in the town of Ayden, North Carolina," adopted by the board of commissioners of said town on June fourteenth, one thousand nine hundred and twenty-one; (c) the special election held in said town on July eighteenth, one thousand nine hundred and twenty-one, at which election a proposition for the issuance of bonds pursuant to said ordinance was adopted by a majority of the qualified voters of said town voting at said election; and (d) all acts and proceedings taken pursuant to or for the purpose of carrying out the provisions of said ordinance and resolution.

Sec. 2. The board of commissioners of the town of Ayden is hereby authorized to improve streets and to levy special assessments to pay the cost of said improvements, pursuant to said resolution adopted June fourteenth, one thousand nine hundred and twenty-one, and in the manner provided by article nine, of subchapter one of chapter fifty-six of the Consolidated Statutes: Provided, however, that two-thirds of the cost of said improvements, exclusive of so much of said cost as is incurred at street intersections, shall be assessed upon the lots and parcels of land abutting directly on said improvements, according to the extent of their respective frontages thereon, by an equal rate per foot of such frontage: and, Provided, further, that road beds and rights of way of railroads or street railway companies in or abutting upon any street so improved, and all other real estate in or abutting upon any street so improved, shall be deemed and treated as lots or parcels of land abutting on such street, and shall be subject to assessment: and, Provided, further, that no petition of property owners shall be necessary for the making of said improvements or the levying of said assessments.

Sec. 3. The board of commissioners of the town of Ayden is hereby authorized to issue bonds of the town of Ayden in an amount not exceeding two hundred and twenty-five thousand dollars, pursuant to said ordinance entitled "An ordinance authorizing the issuance of two hundred and twenty-five thousand dollars bonds for street improvements in the town of Ayden, North Carolina," adopted June fourteenth, one thousand nine hundred and twenty-one, and to levy an annual tax on all taxable property in said town sufficient to pay the principal and interest of said bonds as such principal and interest fall due. The said bonds shall be issued pursuant to the provisions of subchapter three of chapter fifty-six of the Consolidated Statutes: Provided, however, that it shall not be necessary to pass any further bond ordinance or to resubmit to the voters the question of issuing said bonds; and no limitation prescribed by law upon the amount of bonds which the town of Ayden is authorized to issue shall prevent the issuance of said bonds. Neither the power to issue the said bonds nor the validity of said bonds shall be affected
To borrow money in anticipation of bond sales.

Powers additional.

Repealing clause.

by invalidity of any special assessment or by invalidity of any of the provisions of the second section of this act. The said board of commissioners is hereby further authorized to borrow money and issue notes of said town in anticipation of the receipt of the proceeds of the sale of said bonds, pursuant to the provisions of sections two thousand nine hundred and thirty-four and two thousand nine hundred and thirty-five of the Consolidated Statutes.

Sec. 4. The powers granted by this act are granted in addition to and not in substitution for existing powers of said town, and are not subject to any limitation or restrictions prescribed by any other law, except as herein otherwise provided.

Sec. 5. All acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 6. This act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 32

AN ACT TO VALIDATE BOND ISSUES OF SCHOOL DISTRICTS IN BLADEF COUNTY.

Whereas at a special election held in White Oak High School District in Bladen County on September twenty-seventh, one thousand nine hundred and twenty-one, a majority of the qualified voters of said district voted in favor of the issuance of six thousand dollars ($6,000) of bonds for school purposes and the levying of a tax to pay said bonds under the provisions of chapter fifty-five of Public Laws of one thousand nine hundred and fifteen of North Carolina, as amended; and,

Whereas at a special election held in Elizabethtown High School District in Bladen County on September twenty-seventh, one thousand nine hundred and twenty-one, a majority of the qualified voters of said district voted in favor of the issuance of fifteen thousand dollars ($15,000) of bonds for school purposes and the levying of a tax to pay said bonds under the provisions of chapter fifty-five of the Public Laws of one thousand nine hundred and fifteen of North Carolina, as amended; and,

Whereas at a special election held in Brown Marsh Township School District in Bladen County on July twelfth, one thousand nine hundred and twenty-one, a majority of the qualified voters of said district voted in favor of the issuance of twenty-five thousand dollars ($25,000) of bonds for school purposes and the levying of a tax to pay said bonds under the provisions of chapter fifty-five of the Public Laws of one thousand nine hundred and fifteen of North Carolina, as amended; and,
Whereas at a special election held in Frenches Creek Township School District in Bladen County on June eighteenth, one thousand nine hundred and twenty-one, a majority of the qualified voters in said district voted in favor of the issuance of ten thousand dollars ($10,000) of bonds for school purposes and the levying of a tax to pay said bonds under the provisions of chapter fifty-five of the Public Laws of one thousand nine hundred and fifteen of North Carolina, as amended: Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. The said elections held in said school districts and all acts and proceedings done and taken in or about the calling, holding or determination of the result of said elections, or in or about the registration of voters for said elections, and also all acts and proceedings thereafter done and taken relating to the issuance of the bonds authorized to be issued at said elections, are hereby legalized and validated, and the board of commissioners for the county of Bladen, and the county board of education of said county, are hereby authorized to issue said bonds in the manner provided by said chapter fifty-five of the Public Laws of one thousand nine hundred and fifteen, as amended, and the board of commissioners for the county of Bladen are hereby authorized and directed to levy an annual tax for the purpose of paying the principal and interest of said bonds pursuant to and in accordance with said elections.

SEC. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

SEC. 3. This act shall be in force from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 33

AN ACT TO VALIDATE MURFREESBORO SCHOOL DISTRICT BONDS.

Whereas by an election duly held, there have been authorized twenty-five thousand dollars of school bonds of Murfreesboro Graded School District in Hertford County, North Carolina, and the issuance and sale of said bonds were authorized by proceedings of the county commissioners and county board of education of said county, after the sale of said bonds had been previously advertised: Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the proceedings of the Hertford County board of commissioners, at their session held November seven, one thousand nine hundred and twenty-one, providing the form
and other details of said bonds, and selling the same, are hereby validated in all respects, and the said bonds as therein provided for shall be issued and delivered, and shall be incontestable after delivery.

Sec. 2. That this act shall be in effect from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 34

AN ACT TO AUTHORIZE ISSUANCE OF SCHOOL BONDS BY CITY OF THOMASVILLE.

The General Assembly of North Carolina do enact:

Section 1. The city council of Thomasville, Davidson County, North Carolina, shall within thirty days from date of ratification of this act, either in a special or regular meeting, order an election to be held in said city, and a new registration therefor, to determine the question of issuing school bonds of said city in the aggregate amount of one hundred thousand dollars.

Sec. 2. The said council shall cause to be published at least once in a newspaper in said city, a notice of election, setting forth the date thereof, the question to be determined, names of election officers, place or places for voting, and such other details as they may deem best, such notice to be published at least twenty days before the election.

Sec. 3. The registration books shall be kept open for the new registration for twenty days next preceding the election, not including Sundays, from nine a.m. to six p.m., and the polls shall be open on election day from seven a.m. to six p.m.

Sec. 4. Each person voting in said election favoring the issuance of said bonds, shall vote a ballot on which shall be printed the words "For School Bonds"; and those opposed to the issuance of said bonds shall vote a ballot on which shall be printed the words "Against School Bonds."

Sec. 5. If a majority of the qualified voters for said election shall vote "For School Bonds," the said council shall issue and sell school bonds of said city in the maximum amount of one hundred thousand dollars, bearing interest at the rate of six per centum per annum, for the purpose of improving the school buildings and equipment of said city, and buying land for building, but the purchaser and subsequent holders of said bonds shall not be in any way responsible for the application of the proceeds.

Sec. 6. All other matters not herein provided for in connection with the registration and election and bonds, shall be in the discretion of the said council.
Sec. 7. The said bonds shall cite this act on the face thereof, and shall be incontestable after delivery.

Sec. 8. If the election first called should fail to carry, the said council shall have authority to call another election under this act at any time within twelve months from date of said first election.

Sec. 9. This act shall not abridge any other rights as to issuance of bonds by said city, but shall be in addition thereto, and no limitation or restriction or requirement of any other law shall apply to the bonds herein authorized, nor to the election or registration therefor.

Sec. 10. The said council shall levy and collect annually a tax on all taxable property and polls in said city, sufficient to pay the principal and interest of said bonds, as same shall fall due.

Sec. 11. This act shall be in effect from and after its ratification.

Ratified this the 14th day of December, A.D. 1921.

CHAPTER 35

AN ACT TO AUTHORIZE THE ROCKINGHAM GRADED SCHOOL DISTRICT FOR WHITE AND COLORED CHILDREN, RICHMOND COUNTY, TO ISSUE BONDS AND TO PROVIDE FOR THE PAYMENT THEREOF.

The General Assembly of North Carolina do enact:

Section 1. Subject to a vote of the majority of the qualified voters of the Rockingham Graded School District for white and colored children, of Richmond County, the board of commissioners of the town of Rockingham is hereby authorized to issue, at one time or from time to time, not exceeding one hundred thousand dollars bonds of said district for the purpose of erecting and equipping school buildings within the said district. All of said bonds shall bear interest at not more than six per cent per annum, payable semiannually, and shall mature at such time or times not more than thirty years from their respective dates as said board may determine. No sale of any of the said bonds shall be made at less than par and accrued interest, nor until a notice for the date of receiving bids shall have been published in a newspaper published in the town of Rockingham, and in a newspaper published in the city of Raleigh, which publication shall be not less than ten days before the date for receiving bids, and no other or further notice shall be required.

Sec. 2. No bonds shall be issued hereunder unless a majority of the qualified voters of said school district shall vote in favor

Recitals of bonds.
Incontestable after delivery.
Subsequent election.
Bonds additional.
Limitations inapplicable.
Registration.

of the issuance of the same, at an election to be called by said board of commissioners after a petition requesting said election and signed by a majority of the board of trustees of the Rockingham Graded School District for the white and colored children, or their duly elected officers, has been filed with the said board of commissioners. It shall not be necessary to submit to the voters any other details of said bonds than the amount or maximum amount of the issue, with a statement of such purpose as stated herein and the fact that a tax for the payment of the bonds and interest will be levied. No other or further notice of said election shall be required except a publication, not more than forty days and not less than twenty days before said election, in a newspaper published in the town of Rockingham and circulating within the said district, such publication to state the question or questions as herein provided for, as well as the day of election and the place or places at which the polls will be open. The board of commissioners may order a new registration of voters if the petition of the board of trustees of said district requests same. No further or other notice of such new registration shall be required than a publication at least thirty days before the closing of the registration books, in a newspaper published in the town of Rockingham and circulating within said district, such publication to state the days on which the books of registration will be open and the place or places on which they will be open on Saturdays. The board of commissioners shall appoint the registrars and judges of election and fix the polling places and canvass the election and, except as herein otherwise provided, the provisions of the law then applicable to elections in the town of Rockingham, shall be applicable to the registration and election hereunder.

Sec. 3. If a majority of the qualified voters of said district shall vote in favor of the issuance of said bonds, then such bonds shall be forthwith issued; the said board of commissioners shall cause the bonds so to be issued to be prepared and executed in such manner as they may determine; said bonds shall be issued in coupon form and may be made subject to registration as to principal alone or as to both principal and interest under such conditions as said board may determine; the said board shall cause the said bonds to be delivered pursuant to any public or private sale thereof made by the said board of trustees of said district. The proceeds of said bonds shall be paid into the hands of the town treasurer for the credit of said school district.

Sec. 4. In each year while any of said bonds shall be outstanding, it shall be the duty of the board of commissioners to levy a tax upon all taxable property within said school district, over and above all other taxes authorized by law, sufficient to meet the principal and interest of said bonds in accordance with
AN ACT TO AUTHORIZE THE SANFORD GRADED SCHOOL DISTRICT TO ISSUE BONDS TO BUILD SCHOOLHOUSES.

The General Assembly of North Carolina do enact:

SECTION 1. The board of trustees of the Sanford Graded School District are hereby authorized to issue bonds of said school district for the purposes of erecting, enlarging, altering, and equipping school buildings and acquiring land for school buildings of the said school district, or for any one or more of said purposes, and the board of county commissioners of Lee County is hereby authorized and directed to levy annually a special tax ad valorem on all taxable property in said school district, for the purpose of paying the principal and interest of all bonds issued under this act, as such principal and interest become due, which special tax shall be in an amount sufficient for said purpose and shall be in addition to all other taxes authorized to be levied in said school district. No bonds shall be issued under this act, however, nor said special tax levied unless and until the question of such issue and levy shall have been submitted to the qualified voters of said Sanford Graded School District at a special election to be held for that purpose, and a majority of said qualified electors shall have voted in favor of issuing said bonds and levying said tax, as required by section seven of article seven of the Constitution of North Carolina.

SECTION 2. The said bonds shall be issued in the corporate name of the said Sanford Graded School District. They shall be issued...
Conditions.

in such form and denominations, and with such provisions as to
time, place and medium of payment of principal and interest, as
the board of trustees may determine, subject to the limitations
and restrictions of this act. They may be issued as one issue or
divided into two or more separate issues, and in either case may
be issued all at one time or in blocks from time to time. The
bonds shall run for a period not exceeding forty years, and
shall bear interest at a rate not exceeding six per centum per
annum, payable semiannually. They may be either coupon bonds
or registered bonds, and if issued in coupon form, may be made
registrable as to principal or as to both principal and interest.
They shall be signed by the chairman of said board of trustees
and the seal of the school district shall be affixed to, or impressed
on each bond, and attested by the secretary or clerk of said
board of trustees, and the coupons of such bonds shall bear the
printed, lithographed or etched facsimile signature of such chair-
man of office at the date of the bonds. The delivery of bonds as
aforesaid by officers in office at the time of such signing shall be
valid notwithstanding any changes in office occurring after such
signing.

SEC. 3. The said bonds shall be sold by the said board of
trustees in the manner provided in the Municipal Finance Act for
the sale of bonds of cities and towns. They shall not be sold
for less than par and accrued interest.

SEC. 4. The proceeds of the sale of said bonds shall be placed
in a separate fund and used only for the purposes for which they
were issued.

SEC. 5. The taxes provided for in section one of this act shall
be collected by the sheriff of the county in which the school
district is situated, and paid over by him to the treasurer of the
school district, to be applied solely to the payment of the prin-
cipal and interest of said bonds. The board of trustees may
require the said treasurer to give a bond or undertaking for the
faithful performance of his duties under this act in such amount
and with such sureties as the board may deem sufficient, and
may pay the premium on such bond out of the proceeds of the sale
of the bonds hereby authorized.

SEC. 6. Whenever the board of trustees of the Sanford Graded
School District shall so request, the board of county commis-
sioners of Lee County shall order a special election to be held in
the said school district at such time as the board of trustees may
designate for the purpose of voting upon the question of issuing
bonds and levying a tax under this act. Said election shall be
held under the supervision of the board of county commissioners
and in all particulars other than those specifically provided for
in this act, shall be held and conducted, and the qualifications of
voters at the election determined as nearly as may be practicable,
in accordance with the general law governing elections for mem-
bers of the General Assembly. For said election there shall be a new registration of the qualified voters of the school district. Notice of the election shall be given by publication at least twice in some newspaper published in the said school district, the first publication to be at least thirty days before the election. The question to be voted upon shall be stated in said notice as follows: "The question of issuing not exceeding $......................... of school bonds of the Sanford Graded School District and levying a sufficient annual tax to pay the same." The amount stated in said question shall be such amount as the board of trustees may determine and state in their petition to the said board of county commissioners. The board of county commissioners shall appoint the registrars and judges of election for said election and shall cause to be printed and distributed a sufficient number of ballots for use at the election. At said election the voters who are in favor of the issuance of said bonds and the levying of said special annual tax shall vote a ballot on which shall be written or printed the words "For Schoolhouse Bonds"; and the voters who are opposed to the issuance of said bonds and the levying of said tax shall vote a ballot on which shall be written or printed the words "Against Schoolhouse Bonds." At the close of the polls, the election officers shall count the votes and make returns thereof to the board of county commissioners, which board shall as soon as practicable after the election, and not later than its next regular meeting, judicially pass upon the returns and judicially determine and declare the result of said election, which determination shall be spread upon the minutes of said board. The returns shall be made in duplicate, one copy of which shall be delivered to the board of county commissioners as aforesaid, and the other filed with the clerk of the Superior Court of Lee County.

Sec. 7. Nothing in this act shall be construed as preventing more than one election under this act, but not more than one election shall be called during any one year thereafter.

Sec. 8. The total amount of bonds issued by the Sanford Graded School District under this act, including all other bonds issued for school purposes by the district, shall not exceed five per cent of the assessed valuation of taxable property in said school district.

Sec. 9. The funds derived from the sale of said bonds shall be paid out upon the order of the trustees of the Sanford Graded School District, and the expenses of holding said election shall be paid out of the school funds belonging to the said Sanford Graded School District.

Sec. 10. This act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.
AN ACT TO AMEND THE CHARTER OF THE CITY OF WINSTON-SALEM, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

SECTION 1. That the charter of the city of Winston-Salem, it being chapter one hundred and eighty of the Private Laws of one thousand nine hundred and fifteen, be and the same is hereby amended by adding at the end of section fifty-seven the following: "The board of aldermen are authorized to obtain land as provided above, without the owner's consent, notwithstanding that the same may be his dwellinghouse, yard, or kitchen."

SEC. 2. That said charter be and the same is hereby amended by adding the following at the end of section sixty-one thereof: "Except that such petition shall not be required with respect to the paving of any portion of a street, the entire length of which street is not less than one mile, either wholly or partly within or without the fire limits, when the board of aldermen have designated such street as a main thoroughfare and have found that the public welfare makes necessary the paving of such street or any portion thereof."

SEC. 3. That said charter be and the same is hereby amended by inserting in section sixty-eight thereof the following after the word "are" in line forty of said section: "Now or may hereafter be."

SEC. 4. That said charter be and the same is hereby amended by inserting after the word "peace" in the fifth line of section seventy-eight of said charter, the following: "Except a trial by jury shall not be had."

SEC. 5. That said charter be and the same is hereby amended by adding the following at the end of section eighty-four thereof: "He shall also, after the amount of bail bonds have been fixed, investigate and pass on the solvency of the surety or sureties thereon, and he shall be authorized to administer oaths relating thereto. Upon the entry of a final judgment for any time, forfeiture, or penalty, either against a principal or surety, the judge of the municipal court may direct the clerk of said court to make and transmit to the clerk of the Superior Court of Forsyth County a transcript thereof, which shall be entered thereon the judgment docket of the Superior Court, and the clerk of the Superior Court shall issue execution on the final judgment against the principal and his sureties for the collection of the amount thereof, as in case of judgments in behalf of the State. Judgments so docketed may be remitted by the judges of the Superior Courts in the manner provided by section four thousand five hundred and eighty-eight of the Consolidated Statutes."
SEC. 6. That section eighty-five of said charter be and the same is hereby repealed and the following enacted in lieu thereof: "The solicitor of the municipal court shall take and subscribe the oath required of solicitors of the Superior Courts. It shall be his duty to attend all sessions of the municipal court and prosecute on behalf of the State of North Carolina and the city of Winston-Salem all cases in the said court. He may advise the police officers of the city as to the amount of bail to be fixed and the clerk of the municipal court as to the sufficiency of sureties on bail bonds. There shall be taxed in each case as part of the costs, where costs are taxed, a fee not to exceed five dollars, which shall be designated as solicitor's fee, and shall be paid to the city treasurer and disbursed by the board of aldermen as they determine. In case the solicitor shall be absent or unable to attend to his duties, the judge shall appoint some one to take his place; that in the event of a vacancy the board of aldermen shall have the power to fill his place."

Sec. 7. This act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 38

AN ACT TO AUTHORIZE GREENVILLE GRADED SCHOOL DISTRICT, PITT COUNTY, TO ISSUE BONDS AND TO PROVIDE FOR THE PAYMENT THEREOF.

The General Assembly of North Carolina do enact:

SECTION 1. Subject to a vote of the majority of the qualified voters of Greenville Graded School District, Pitt County, the board of commissioners of Pitt County is hereby authorized to issue at one time or from time to time, not exceeding one hundred and thirty thousand dollars ($130,000) bonds of said school district for the purpose of erecting and equipping additional school buildings, and not exceeding seventy thousand dollars ($70,000) bonds of said school district for the purpose of paying the unpaid portion of the cost of the high school building, now represented by outstanding notes or accounts of approximately thirty-five thousand dollars ($35,000), and the unpaid portion of the cost of a teacherage heretofore purchased by the trustees of said school district from Mrs. C. C. Vines, for which notes of the school district are outstanding in approximately the amount of thirty-five thousand dollars ($35,000). All of said bonds shall bear interest at not more than six per cent per annum, payable semiannually, and shall mature at such time or times, not more than thirty years from their respective dates, as said board may determine. No sale of any of the said bonds shall be made at
less than par and accrued interest, nor until a notice for the
date of receiving bids shall have been published in a newspaper
published in Pitt County, and in a newspaper published in the
city of Raleigh, which publication shall be at least ten days
before the said date for receiving bids, and no other or further
notice of sale shall be required.

SEC. 2. No bonds shall be issued hereunder unless a majority
of the qualified voters of said school district shall vote in favor
of the issuance of the same, at an election to be called by said
board of commissioners after a petition requesting said election
and signed by a majority of the board of trustees of the Green-
ville Graded School District, or their duly elected officers, has
been filed with the said board of commissioners. It shall not be
necessary to submit to the voters any other details of said bonds
than the amount or maximum amount for each purpose, with a
statement of such purpose as stated herein and the fact that the
tax for the payment of the bonds and interest will be levied.
No other or further notice of said election shall be required ex-
cept a publication, not more than forty days nor less than twenty
days before said election, in a newspaper published in Pitt
County and circulating within the said district, such publication
to state the question or questions as herein provided for, as well
as the day of election and the place or places at which the polls
will be open. The board of commissioners may order a new
registration of voters if the petition of the board of trustees of
Greenville Graded School District requests same. No other or
further notice of such new registration shall be required than a
publication at least thirty days before the closing of the registra-
tion books, in a newspaper published in Pitt County and cir-
culating within said district, such publication to state the days
on which the books of registration will be open and the place or
places on which they will be open on Saturdays. The board of
county commissioners shall appoint the registrars and judges
of election and fix the polling places and canvass the election and,
except as herein otherwise provided, the provisions of the law
then applicable to school elections in school districts shall be
applicable to the registration and election hereunder.

SEC. 3. If a majority of the qualified voters of said district
shall vote in favor of the issuance of bonds for the payment of
the amounts due upon the high school building and the teacher-
age, such vote shall be deemed to be a ratification of the act of
the trustees of the Greenville Graded School District in the
purchase of the Vines Apartment building as a teacherage, and
such bonds shall thereupon be issued; if a majority of the
qualified voters of said district shall vote in favor of the issu-
ance of bonds for the erection and equipment of additional school
buildings, then such bonds shall be forthwith issued; the said
board of commissioners shall cause the bonds so to be issued, to
be prepared and executed in such manner as they may determine: said bonds shall be issued in coupon form, but may be made subject to registration as to principal alone or as to both principal and interest under such conditions as said board may determine: the said board shall cause the said bonds to be delivered pursuant to any public sale thereof, made by the said board of trustees of Greenville Graded School District. The proceeds of said bonds shall be paid into the hands of the county treasurer for the credit of said school district.

Sec. 4. In each year while any of said bonds shall be outstanding, it shall be the duty of the board of county commissioners to levy a tax upon all taxable property within said school district, over and above all other taxes authorized by law, sufficient to meet the principal and interest of said bonds in accordance with their terms; which tax when collected, shall be held by the county treasurer for the sole purpose of paying said principal and interest.

Sec. 5. The failure of the voters of said district to authorize the issuance of said bonds at the first election shall not prevent the submission of the question at other elections to be called and held in accordance with this act, but not more than one election shall be held hereunder in any one calendar year.

Sec. 6. The powers hereby conferred are in addition to all other powers conferred by law, and bonds may be issued hereunder notwithstanding any other law, general or special, heretofore enacted.

Sec. 7. The invalidity of this act as to any of the bonds authorized by it shall not affect its validity as to the remainder.

Sec. 8. That chapter fifty-three, Private Laws one thousand nine hundred and twenty-one, be and the same is hereby repealed.

Sec. 9. This act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 39

AN ACT TO VALIDATE AN ELECTION HELD IN BISCOE GRADED SCHOOL DISTRICT AND TO AUTHORIZE THE ISSUE OF BONDS THEREUNDER.

The General Assembly of North Carolina do enact:

Section 1. The election held in Biscoe Graded School District, sometimes called Biscoe Special-tax School District, on the third day of May, one thousand nine hundred and twenty-one, to authorize an issue of bonds of the said district to the amount of forty thousand dollars ($40,000), to run for thirty years and
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bearings interest at the rate of six per cent per annum, payable semiannually, is hereby confirmed, and the trustees of the said district are hereby authorized to issue said bonds and to sell them at public or private sale, but for not less than par and accrued interest. The board of county commissioners of Montgomery County is hereby authorized and directed to levy annually a special tax ad valorem on all taxable property in such school district for the purpose of paying the principal and interest of the said bonds, as such principal and interest become due, which special tax shall be in addition to all other taxes authorized to be levied in the said school district.

Sec. 2. No act passed at the present session of the Legislature shall be deemed to affect the provisions hereof, unless it shall refer expressly hereto.

Sec. 3. This act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 40

AN ACT TO AMEND CHAPTER 138, PRIVATE LAWS OF 1921, THE SAME BEING AN ACT RELATING TO TARBORO SCHOOL BOARD BONDS.

The General Assembly of North Carolina do enact:

Section 1. That section one, chapter one hundred and thirty-eight, of the Private Laws of one thousand nine hundred and twenty-one, be and the same is hereby amended by adding after the words "a school building" and before the words "a teacher-age" in line five thereof, the words "or school buildings."

Section 2. That section five, chapter one hundred and thirty-eight, of the Private Laws of one thousand nine hundred and twenty-one, be and the same is hereby amended by adding after the words "new school building" and before the words "and the" in line thirteen thereof, the words "or new school buildings."

That said section five, chapter one hundred and thirty-eight, of the Private Laws of one thousand nine hundred and twenty-one, be further amended by adding after the word "suitable" and before the word "for" in line fourteen thereof, the words "or sites."

Section 3. That all laws, or conflicts of laws, in conflict with this act are hereby repealed.

Section 4. That this act shall take effect from and after the date of its ratification.

Ratified this the 15th day of December, A.D. 1921.
CHAPTER 41
AN ACT TO VALIDATE CERTAIN BONDS OF THE TOWN OF KINGS MOUNTAIN.

The General Assembly of North Carolina do enact:

Section 1. The ordinance adopted by the board of commissioners of the town of Kings Mountain, in the county of Cleveland, on April seventh, one thousand nine hundred and nineteen, authorizing the issuance of not exceeding ninety thousand dollars ($90,000) of bonds of said town for the purpose of paying the cost of improving streets in said town, and the ordinance adopted by said board on March seventh, one thousand nine hundred and twenty-one, authorizing the issuance of not exceeding sixty thousand dollars ($60,000) of bonds of said town for the purpose of paying the cost of improving streets in said town, and the resolution adopted by said board on April fourth, one thousand nine hundred and twenty-one, providing for the issuance of fifty-six thousand dollars ($56,000) of street assessment bonds and thirty-six thousand dollars ($36,000) of local improvement bonds, pursuant to said ordinances, and all other resolutions, acts, and proceedings heretofore passed, done or taken by said board or by other officers of said town relating to the issuance or sale of said fifty-six thousand dollars ($56,000) of street assessment bonds, or of said thirty-six thousand dollars ($36,000) of local improvement bonds, are hereby legalized and validated. The said fifty-six thousand dollars ($56,000) of street assessment bonds, which have heretofore been sold and delivered, and are now outstanding, are hereby legalized and validated and made binding obligations of said town, the said bonds being fifty-six in number, numbered from one to fifty-six, inclusive, of the denomination of one thousand dollars each, dated May first, one thousand nine hundred and twenty-one, maturing serially, viz.: five bonds on May first in each of the years one thousand nine hundred and twenty-two to one thousand nine hundred and thirty-one, inclusive, and six bonds on May first one thousand nine hundred and thirty-two, rate of six per cent per annum, payable semi-annually, and reciting that they are issued pursuant to the Municipal Finance Act of the General Assembly of North Carolina and an ordinance duly adopted by the board of commissioners of the town of Kings Mountain for the purpose of paying the cost of street improvements in and for the town of Kings Mountain. The board of commissioners of said town is hereby authorized to issue said thirty-six thousand dollars ($36,000) of local improvement bonds (which have not yet been issued), pursuant to said ordinance adopted April seventh, one thousand nine hundred and nineteen, and said resolution adopted April fourth, one thousand nine hundred and twenty-one. The said board is hereby
further authorized to levy annually on all taxable property of said town a tax sufficient to pay the principal and interest of said fifty-six thousand dollars ($56,000) of street assessment bonds, and said thirty-six thousand dollars ($36,000) of local improvement bonds, as such principal and interest fall due.

Sec. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 3. This act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 42

AN ACT TO AMEND SECTION 1, CHAPTER V OF CHAPTER 136 OF THE PUBLIC LAWS OF 1917, RELATING TO THE OPERATION OF A ROCK QUARRY BY THE CITY OF DURHAM.

The General Assembly of North Carolina do enact:

That section one of chapter V of chapter one hundred and thirty-six of the Public Laws of North Carolina be amended as follows:

Section 1 (kk). To purchase, lease, or otherwise acquire lands in or outside of the corporate limits, for the purpose of excavating rock and to operate what is known as a rock quarry thereon.

Sec. 2. That this act shall be in force and effect from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 43

AN ACT TO AMEND CHAPTER 119, PRIVATE LAWS EXTRA SESSION 1913, AND TO AUTHORIZE THE ISSUE OF BONDS AND SPECIAL TAX FOR CERTAIN IMPROVEMENTS FOR THE TOWN OF BAKERSVILLE, MITCHELL COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That section three, chapter one hundred and nineteen, Private Laws extra session one thousand nine hundred and thirteen, be and the same is hereby amended by striking from line two thereof the words “three-fourths of one mile” and insert-
ing in lieu thereof the words "one mile"; and by striking from said section the words "three-fourths mile" wherever the said words occur and inserting in lieu thereof the word "mile."

Sec. 2. That the mayor and the board of aldermen of the town of Bakersville shall, immediately after the ratification of this act, cause the town lines as defined by this act to be surveyed and plotted and they shall cause permanent markers to be placed on the corners as shown by said survey, and permanent marks made along the lines in order that same may be at any time recognized.

Sec. 3. That chapter one hundred and nineteen, Private Laws extra session one thousand nine hundred and thirteen, be and the same is hereby amended by striking out section four complete.

Sec. 4. That the mayor and board of aldermen of the town of Bakersville shall, immediately after the ratification of this act, cause a sewer line to be laid in the town of Bakersville along the north side of Main Street from a point near Charles E. Green's residence, thence westerly along the north side of Main Street to Cane Creek. The pipe used in said sewer line shall be the standard cast-iron pipe, not less than fifteen inches in diameter, and with a four-inch opening for a connection with each piece or tract of property lying along said sewer line and adjacent to same on the north side of Main Street. The said mayor and board of aldermen of the town of Bakersville shall cause said work to be completed on or before March one, one thousand nine hundred and twenty-two, and the failure of the said mayor or said board of aldermen so to do shall constitute a misdemeanor.

Sec. 5. That the mayor and board of aldermen of the town of Bakersville shall leave a margin of four feet on the north side of Main Street along said sewer line, which shall not be paved at any time, and this section shall be construed to be amendatory to any prior law requiring all of said street to be paved.

Sec. 6. That in order to provide funds to carry on and complete the work required by section four of this act, the mayor and board of aldermen of the town of Bakersville shall issue the notes or bonds of the town of Bakersville in an amount not to exceed ten thousand dollars. The said notes or bonds shall bear interest at the rate of six per cent, and shall be for a term of not less than ten and not more than thirty years, and shall be secured by the pledge of all the property within the town of Bakersville as security. The said bonds shall, subject to the beforementioned restriction be of such form and tenor and in such amount as the said mayor and board of aldermen shall determine. They shall be issued and sold as other municipal bonds are issued and sold, and the proceeds arising from said sale shall be used for the purposes specified in section four of this act, and
Proviso: expense of issue and sale.

Proviso: obligation of purchaser divested.

Special tax.

Levy and collection. Proceeds kept separate.

Specific appropriation.

Repealing clause.

for no other purposes whatsoever: Provided, that the expenses incident to the issue and sale of said bonds may be deducted from the proceeds of said sale; and Provided further, that the purchaser or purchasers of said bonds shall not be required to see to the proper application of the proceeds of same.

SEC. 7. That the mayor and board of aldermen of the town of Bakerville shall levy annually, on all taxable property within the limits of said town of Bakersville, a special tax sufficient to pay the interest of said bonds as same become due and to create a sinking fund adequate to retire said bonds at their maturity. The said special tax shall be levied and collected as the other municipal taxes are levied and collected, and the proceeds arising from the collection of said special tax shall be kept separate and apart from the other municipal funds and shall be used for the purpose specified in this section, and for no other purpose whatsoever.

SEC. 8. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

SEC. 9. That this act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 44

AN ACT TO AUTHORIZE AN INCREASE IN THE RATE OF TAXATION FOR SCHOOL PURPOSES IN ASHEBORO GRADED SCHOOL DISTRICT.

The General Assembly of North Carolina do enact:

Section 1. Upon the written request of the board of graded school trustees of the Asheboro Graded School District, in Randolph County, North Carolina, the board of town commissioners of the town of Asheboro, which said town is coterminous with said Asheboro Graded School District, shall cause an election to be held in said school district to determine the will of the qualified voters therein with reference to the question of levying a special annual tax in an amount not to exceed twenty-five cents on each one hundred dollars of property as assessed for taxation to supplement the funds available from other taxes or sources for the maintenance of the public graded schools of said district. The election shall be ordered, advertised, and held in the same manner as is now or may hereafter be provided for municipal elections in said town. At said election those who favor the levy and collection of such tax shall vote a ballot on which shall be written or printed the words "For Special School Tax," and those who are opposed shall vote a ballot on which shall be written or
printed the words "Against Special School Tax." The returns of said election shall be made to the board of town commissioners, which shall, at the next regular meeting after said election, canvass said returns and determine and declare the result thereoff. If a majority of the qualified voters at said election shall vote in favor of said tax, the same shall be annually levied and collected in the manner provided for the levy and collection of other taxes in said district: Provided, that in case the board of graded school trustees shall find and report to the board of town commissioners at or within three months prior to the time the tax levy shall be made for any year, that the full amount thereof will not be required for the purpose of maintaining a nine months school in said district and paying all incidental expenses, and that a lesser rate will be sufficient for said purpose; then only such lesser rate shall be actually levied and collected for that year. All taxes levied and collected under the provisions of this act shall be placed to the credit of the board of trustees of said district to be by said board expended exclusively for the maintenance of public schools in said district, or for the payment of the principal or interest of obligations incurred for school purposes in said district.

Sec. 2. The board of town commissioners of the town of Asheboro shall have the right and authority, to be exercised or not at its discretion, to provide for a new registration for said election.

Sec. 3. All laws and clauses of laws in conflict herewith are hereby repealed.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 45

AN ACT TO AMEND CHAPTER 341, PRIVATE LAWS OF 1915, PERTAINING TO LICENSE TAXES IN ELIZABETH CITY.

The General Assembly of North Carolina do enact:

Section 1. That subsection twenty-six of section one hundred and twenty-five of chapter three hundred forty-one of Private Laws of one thousand nine hundred and fifteen, be and the same is hereby repealed, and the following be substituted in the place thereof: "On each person, firm, or corporation who conducts a so-called "pawnbrokers" or "loan-office," who carries on the business of loaning money on wearing apparel, household and kitchen furniture, or other personal property, by pledge, hypothecation, or otherwise, shall pay in advance an annual tax of two hundred and fifty dollars.
Sec. 2. That subsection fifty-four of section one hundred and twenty-five of said chapter three hundred and forty-one, Private Laws of one thousand nine hundred and fifteen, be and the same is hereby repealed, and the following substituted in lieu thereof:

“(a). Any person, firm or corporation, who shall carry from place to place any goods, wares, and merchandise, and sell, barter, or offer for sale said commodities, or any of them, shall be deemed to be a peddler, and shall pay a license tax as follows:

Each peddler on foot, fifty dollars per annum; each peddler with horse, mule, ox, with or without vehicle, or with vehicle propelled by any other power, a license tax of one hundred dollars per annum; each peddler of drugs, medicines, nostrums, etc., whether on foot or with horse, mule, ox or other mode of conveyance, shall pay a license tax of one hundred and fifty dollars per annum. All of said licenses shall be paid in advance.

“(b). Each itinerant merchant or dealer, whether as proprietor or as agent, who sells or offers to sell bankrupt or fire sales of any kind of goods, wares or merchandise, shall pay a license tax of one hundred dollars per week, in advance.

“(c). Any itinerant merchant, or salesman, selling or offering for sale as agent or principal, any kind of goods, wares, or merchandise, or shall exhibit the same for sale upon any of the streets, or sidewalks of the town, or upon any vacant lot, or in any alley, or in any show room, or under canvas, or in any other kind of structure, rented for that purpose, shall pay in advance an annual license tax of two hundred dollars.

“(d). For the purpose of interpreting and enforcing subsections (b) and (c) of this act, any person, firm, or corporation, that does not list his poll or property for taxation in Elizabeth City, North Carolina, shall be deemed to be an itinerant merchant, and subject to the license taxes stipulated in the two foregoing subsections (b) and (c) as they respectively apply, and each and every other class or kind of itinerant not hereinafter enumerated, or designated, shall pay an annual license tax of double the amount above mentioned in advance: Provided, nevertheless, none of the above provisions shall apply to the sale of periodicals, printed or sheet music, books, fuel, ice, coal, food, or the products of the farm, garden or dairy.”

Sec. 3. Any person, firm, or corporation violating any of the provisions of this section, or any subsection thereof, shall upon conviction be fined fifty dollars, and each sale without license shall constitute a separate offense.

Sec. 4. All laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 5. This act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.
CHAPTER 46

AN ACT TO AMEND CHAPTER 516 OF THE PRIVATE LAWS OF 1907, RELATING TO THE CORPORATE LIMITS OF CERRO GORDO, COLUMBUS COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter five hundred and sixteen, Private Laws one thousand nine hundred and seven, be and the same is hereby amended by striking from said chapter section two complete, and inserting in lieu thereof the following:

"Sec. 2. That the corporate limits of the said town of Cerro Gordo shall be and are hereby declared to be included within the following boundaries, to wit: Beginning at a stake one thousand six hundred feet north of the center of the track of the Atlantic Coast Line Railway where said track crosses Wolf Trap branch, runs thence east six thousand three hundred and thirty-five feet to a stake; thence south three thousand two hundred feet to a stake; thence west six thousand three hundred and thirty-five feet to a stake; thence north three thousand two hundred feet to the point of beginning."

"Sec. 3. That all laws and clauses of laws in conflict with the Repealing clause, provisions of this act are hereby repealed.

"Sec. 4. That this act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 47

AN ACT AMENDING THE GAME LAWS FOR LINCOLN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. The closed season of each year for the county of Lincoln, during which no rabbits shall be hunted with gun or dogs, shall be from February first to December first.

"Sec. 2. Any person who hunts rabbits in said county with a gun or dog during such closed season shall be guilty of a misdemeanor and fined not more than fifty dollars or imprisoned not more than thirty days for each offense.

"Sec. 3. This act shall take effect from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.
CHAPTER 48

AN ACT TO INCREASE THE SCHOOL COMMITTEE OF WALLACE SCHOOL DISTRICT, DUPLIN COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That from and after the regular January meeting of the county board of education of Duplin County, the school committee of Wallace Special-tax District, Duplin County, shall consist of five members.

Sec. 2. That at its regular meeting in January the county board of education of Duplin County shall elect two additional school committeemen for Wallace Special-tax District to serve for a term of three years and until their successors are elected and qualified. The said school committee shall be in addition to and in excess of the three members now in office, and with their election and qualification the said school committee of Wallace Special-tax District, Duplin County, shall consist of five members.

Sec. 3. That this act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 49

AN ACT TO AUTHORIZE THE CITY OF CHARLOTTE TO CONDEMN LAND FOR SCHOOL PURPOSES.

The General Assembly of North Carolina do enact:

Section 1. That the commissioners of the city of Charlotte shall have the right, power, and authority upon the request of the board of school commissioners of said city to condemn lands for school buildings and grounds, and for school purposes generally, not only for the erection of new buildings, but also for additional grounds to be used in connection with building now or hereafter erected, such condemnation to be made in the same manner and under the same rules and regulations and procedure as provided for the condemnation of lands by said city in sections one hundred and forty-eight to one hundred and fifty-nine, inclusive, of chapter three hundred and forty-two of the Private Laws of one thousand nine hundred and seven: Provided, however, that the right of condemnation granted herein shall not extend to land embraced in public parks in said city of Charlotte.

Sec. 2. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 3. That this act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.
CHAPTER 50

AN ACT AUTHORIZING THE TOWN OF LINCOLNTON TO SELL REAL ESTATE BELONGING TO SAID TOWN.

The General Assembly of North Carolina do enact:

Section 1. That the board of aldermen of the town of Lincolnton, may, in its discretion, and it is hereby empowered and authorized to sell, either publicly or privately, any and all lots or land belonging to said town of Lincolnton.

Sec. 2. That upon confirmation of sale by the board of aldermen, and the payment in full of the purchase price, the mayor is hereby directed to convey title for such lot or lots of land, in his official capacity, to the purchaser in fee simple.

Sec. 3. That the proceeds arising from the sale or sales above provided for shall be paid to the treasurer of said town of Lincolnton, and the moneys coming into his hands therefrom shall be held by him as general funds to be expended upon order of the board of aldermen for general purposes or expenses of said town as in their discretion they deem best and proper.

Sec. 4. That all laws and clauses of laws and parts of laws inconsistent with the provisions of this act be and the same are hereby repealed.

Sec. 5. That this act shall be in force and effect from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 51

AN ACT PROVIDING FOR THE ACQUISITION OF A STREET RAILWAY SYSTEM BY THE CITY OF GOLDSBORO, AND PROVIDING FOR AN ELECTION ON THE QUESTION OF SUCH ACQUISITION.

The General Assembly of North Carolina do enact:

Section 1. The city of Goldsboro is hereby authorized (1) to acquire, construct, improve, enlarge, equip, and operate an electric street railway system in and for said city; (2) to issue, not exceeding forty thousand dollars ($40,000), of bonds of said city pursuant to the Municipal Finance Act, one thousand nine hundred and twenty-one, for any one or more of said purposes, and (3) to levy a sufficient annual tax pursuant to the Municipal Finance Act, one thousand nine hundred and twenty-one, for the purpose of paying the principal and interest of said bonds. Provided, however, that the city of Goldsboro shall not exercise any of the powers aforesaid unless and until the board of aldermen of the city of Goldsboro is thereby authorized to make such acquisitions and provide such funds by ordinance (1) to acquire electric street railway system, (2) to issue bonds, and (3) to levy special tax.

Proviso: ordinances to be adopted by aldermen and ratified by vote of people.
said city shall have adopted an ordinance pursuant to the Municipal Finance Act, one thousand nine hundred and twenty-one, providing for the issuance of bonds for one or more of the purposes aforesaid, and providing for the levy of a tax to pay said bonds, and said ordinance shall have been approved by a majority of the qualified voters of said city at an election as provided by the Municipal Finance Act, one thousand nine hundred and twenty-one. The powers hereby conferred shall be exercised by the board of aldermen of said city, except as herein otherwise provided.

Sec. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 3. This act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

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CHAPTER 52

AN ACT AUTHORIZING THE COMMISSIONERS OF THE TOWN OF YOUNGSVILLE, NORTH CAROLINA, TO SELL A CERTAIN BOND ISSUE OF SAID TOWN KNOWN AS "YOUNGSVILLE ELECTRIC LIGHT BOND ISSUE" FOR LESS THAN PAR.

Whereas the town of Youngsville has in hand a certain bond issue known as the "Youngsville Electric Light Bond Issue," and it appearing to the commissioners of said town that these bonds cannot be sold at their par value at this time, and it appearing that said commissioners have borrowed money on the faith and credit of said town to install said electric light system, amounting to twenty thousand dollars ($20,000); and it further appearing that the said town is greatly in need of funds to be derived from said bond issue at this time: Now, therefore,

The General Assembly of North Carolina do enact:

Section 1. That it shall be lawful for the board of commissioners of the town of Youngsville to sell their twenty thousand dollar bond issue known as "Youngsville Electric Light Bond Issue," for less than its par value, should it appear necessary that same be sold for the best interest of said town to take up certain notes which have heretofore been issued on the faith and credit of said town by the said board of commissioners.

Sec. 2. That all laws and clauses of laws in conflict with this act be and the same are hereby repealed.

Sec. 3. That this act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.
CHAPTER 53

AN ACT TO AUTHORIZE AND DIRECT AN ELECTION TO
BE HELD IN BOOMER LOCAL SCHOOL-TAX DISTRICT,
NUMBER 1, WILKES COUNTY, UPON THE QUESTION OF
REPEAL OF SPECIAL SCHOOL TAX.

The General Assembly of North Carolina do enact:

Section 1. That it shall be the duty of the board of county
commissioners of Wilkes County to order an election to be held
in Boomer Local School-tax District, Number One, Wilkes County,
at such time not later than six months after the ratification of
this act as the said board of county commissioners may designate,
to determine the question whether the special tax which is at
present authorized and levied in said district shall be repealed,
abolished and no longer levied. The said board of county com-
missioners shall, at least thirty days preceding said election, give
notice of such election by publication in one or more newspapers
having circulation in said school district, and by posting it in at
least three public places in said school district.

Sec. 2. That the said election shall be held and conducted in
the same manner and under the same requirements of law as are
now in force and prescribed for holding elections of the members
of the General Assembly, as near as may be. The board of
county commissioners of Wilkes County shall provide, prior to
said election, a new registration of all qualified voters in said
Boomer Local School-tax District, Number One, and for this
purpose the said board of county commissioners is hereby author-
ized to prescribe and make such rules and regulations for the
opening and closing of said registration books as it may see fit
and proper, conforming as near as possible to the general election
laws of this State, regarding the registration of voters.

Sec. 3. That at the said election the qualified electors, who
shall be in favor of the repeal and abolition of the said special
school tax in said school district, shall vote a ballot on which
shall be written or printed the words “For Special Tax Repeal,”
and those opposed shall vote a ballot on which shall be written
or printed the words “Against Special Tax Repeal.” The ballots
cast at this said election shall be counted at the close of the polls
and the return of said election shall be made to the said board
of county commissioners of Wilkes County at its first regular
meeting next following the election, and the said board shall
canvass, tabulate, and declare the result of the election, which
shall be recorded in the minutes of the board, and no other
recording and declaring of the result of said election shall be
necessary.

Sec. 4. That if a majority of the votes cast at said election Effect of election.
shall be “For Special Tax Repeal,” then the said special school
tax in said Boomer Local School-tax District, Number One, Wilkes County, shall be deemed to be repealed, abolished, revoked, and shall be no longer levied. But if the majority of the votes cast at said election shall be "Against Special Tax Repeal," then the said special tax shall continue to be levied as it is at present.

Sec. 5. That this act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 54

AN ACT TO VALIDATE A BOND ISSUE OF THE FREMONT GRADED SCHOOL DISTRICT IN WAYNE COUNTY.

Whereas at a special election held in the Fremont Graded School District in Wayne County on August tenth, one thousand nine hundred and twenty-one, on the question of issuing, not exceeding one hundred and fifty thousand dollars, of serial bonds of the Fremont Graded School District and levying a sufficient annual tax to pay the same, in accordance with the provisions of chapter forty-three of the Private Laws of one thousand nine hundred and twenty extra session, of North Carolina (the said bonds to bear interest at the rate of six per cent per annum, to run for a period of not more than thirty years, and to be issued for the purpose of erecting, enlarging, altering, and equipping school buildings, and acquiring land for school buildings, of the Fremont Graded School District), a majority of the qualified voters of said school district voted in favor of issuing said bonds and levying said tax, as required by section seven of Article VII of the Constitution of North Carolina; and

Whereas said chapter forty-three of the Private Laws of one thousand nine hundred and twenty, extra session, was not enacted with all of the formalities required by the Constitution of North Carolina for the enactment of laws authorizing the issuance of bonds or the levying of taxes, and the said election and the proceedings leading up to said election may not have been held and taken in all respects in conformity with the requirements of law: Now, therefore,

The General Assembly of North Carolina do enact:

Section 1. The said election held in the said Fremont Graded School District in Wayne County on August tenth, one thousand nine hundred and twenty-one, and all acts and proceedings done or taken in or about the calling, holding or determination of the result of said election, or in or about the registration of voters for said election, are hereby legalized and validated, not-
withstanding any defect in said chapter forty-three of the Private Laws of one thousand nine hundred and twenty, extra session, or in said acts or proceedings. The board of trustees of the graded schools of the Fremont Graded School District in Wayne County is hereby authorized to issue not exceeding one hundred and fifty thousand dollars of bonds of said district, and the board of county commissioners of Wayne County is hereby authorized and directed to levy annually a sufficient special tax ad valorem on all taxable property in said school district for the purpose of paying the principal and interest of said bonds, in accordance with the provisions of said chapter forty-three of the Private Laws of one thousand nine hundred and twenty, extra session, and in accordance with the proposition adopted by the voters of the said school district at said election, and no further election shall be necessary in order to authorize the issuance of said bonds or the levying of taxes to pay the same.

Sec. 2. The said chapter forty-three of the Private Laws of one thousand nine hundred and twenty, extra session, entitled "An act to authorize the board of trustees of the graded schools of the Fremont Graded School District to issue bonds for school purposes," ratified August twenty-fourth, one thousand nine hundred and twenty, is hereby reënacted. The said act shall have the same force and effect as if it were originally enacted in conformity with all requirements of the Constitution of North Carolina for the enactment of laws authorizing the issuance of bonds or the levying of taxes.

Sec. 3. All acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 4. This act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 55

AN ACT AUTHORIZING ELM CITY IN WILSON COUNTY TO ISSUE BONDS.

The General Assembly of North Carolina do enact:

Section 1. The board of commissioners of Elm City in Wilson County, is hereby authorized to issue bonds of said city, in an aggregate principal amount not exceeding twenty-five thousand dollars ($25,000), for the purpose of constructing, installing or equipping an electric light system, for furnishing electric light to said town and its inhabitants, or for the purpose of paying or funding indebtedness heretofore or hereafter incurred for said purpose. All indebtedness heretofore incurred for said purpose

Special tax. is hereby legalized and validated. The said board of commissioners is hereby further authorized to levy a sufficient annual tax on all taxable property in said town for the purpose of paying the interest on said bonds and providing a sinking fund sufficient to pay the principal of said bonds at maturity, which tax shall be in addition to all other taxes authorized by law to be levied in said city.

Sec. 2. The said bonds shall be authorized by resolution of the said board of commissioners; which resolution shall be in full force and effect immediately upon its passage. The said bonds shall be in such form and denomination, shall be executed in such manner, shall be payable at such time or times, not more than thirty years after their date, and shall bear interest at such rate, not exceeding six per cent per annum, as said board of commissioners may by resolution direct. They may be sold at public or private sale, with or without published notice thereof, at not less than par.

Powers additional. Sec. 3. The powers conferred by this act are conferred in addition to and not in substitution for the existing powers of said town, and are not subject to any limitations or restrictions imposed by any other law. Nothing herein shall prevent the said town from issuing bonds under the Municipal Finance Act of one thousand nine hundred and twenty-one.

Sec. 4. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

Sec. 5. That this act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 56

AN ACT TO AUTHORIZE THE ISSUE OF BONDS AND THE LEVY OF A SPECIAL TAX FOR THE TOWN OF SILER CITY, CHATHAM COUNTY, TO PROVIDE WATER WORKS AND SEWERAGE.

The General Assembly of North Carolina do enact:

Call for election. Section 1. That the board of town commissioners of the town of Siler City, Chatham County, is hereby authorized and empowered to call an election to be held in the town of Siler City, Chatham County, at such time within eighteen months after the ratification of this act as the said board shall designate, to determine the question "Shall bonds, in amount not to exceed one hundred thousand dollars, be issued to provide a system of water works and sewerage for the town of Siler City, and shall a special tax be levied upon all property in the town of Siler City to pay the interest on said bonds and retire same?" The
said board of town commissioners shall, at least thirty days preceding any such election, give notice of such election by publication in one or more newspapers having circulation in said town of Siler City, Chatham County, and by posting notice of said election in at least three public places in said town.

Sec. 2. That the said election shall be held and conducted in the same manner and under the same requirements of law as are now in force or may hereafter be prescribed for holding elections of the members of the General Assembly, as near as may be. The said board of town commissioners shall provide, prior to said election, a new registration of all qualified electors of the town of Siler City, Chatham County, and for this purpose the said board of town commissioners is hereby authorized and empowered to prescribe and make such rules and regulations for the opening and closing of said registration books as it may see fit and proper, conforming as nearly as possible to the general election laws of this State regarding the registration of voters.

Sec. 3. That at the said election the qualified electors who shall be in favor of this issue of bonds and the levy of taxes as prescribed in section one of this act, shall vote a ballot on which shall be written or printed the words "For Water-works Bonds and Taxes," and those opposed shall vote a ballot on which shall be written or printed the words "Against Water-works Bonds and Taxes." The ballots cast at this said election shall be counted at the close of the polls and the return of said election shall be made to the said board of town commissioners at its first regular meeting next following the election, and the said board shall canvass, tabulate and declare the result of the election, which shall be recorded in the minutes of the board, and no other recording and declaring of the result of said election shall be necessary.

Sec. 4. That if a majority of the votes cast at the said election shall be "For Water-works Bonds and Taxes," then the board of town commissioners of the town of Siler City, Chatham County, is hereby authorized, empowered and directed to issue and sell the bonds of the town of Siler City in an amount not to exceed one hundred thousand dollars ($100,000).

Sec. 5. That the proceeds from the sale of said bonds shall be used by said board to construct, or cause to be constructed for the town of Siler City, an adequate system of water works and sewerage, and shall be used for no other purpose whatsoever: Provided, that the expense incident to the issue and sale of said bonds may be deducted from the proceeds of said sale; and, Provided further, that the purchaser or purchasers of said bonds shall not be required to see to the application of the said proceeds of said bonds.

Sec. 6. That the bonds authorized by this act shall be serial bonds, which shall mature in annual installments or series, the Maturity of bonds.

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last of which shall be payable not more than thirty years after the date of issue. No such installment or series shall be more than two and one-half times as great in amount as the smallest prior installment of the same bond issue. If any bonds of any one issue are not delivered simultaneously, the bonds outstanding at any one time shall mature as aforesaid.

Sec. 7. That the said bonds shall be issued in such form and denomination, and with such provisions as to time, place, and medium of payment of principal and interest as the said board of town commissioners of Siler City may determine, subject to the limitations and restrictions of this act. They shall bear interest at a rate not exceeding six per cent per annum, payable semi-annually. They may be coupon bonds or registered bonds, and if issued in coupon form may be made registerable as to principal, or as to both principal and interest. The said bonds shall be signed by the chairman of the said board of town commissioners of the town of Siler City, and countersigned by the secretary of said board, and the seal of said town shall be affixed to each of said bonds. The said coupons on said bonds shall bear the printed or lithographed or engraved facsimile signature of the said chairman of the said board and the said secretary of the said board. The delivery of bonds signed as aforesaid by officers in office at the time of such signing shall be valid notwithstanding any changes in officers occurring after such signature.

Sec. 8. Said bonds shall be sold upon sealed proposals at a price not less than par and accrued interest. Before any such sale there shall be published in a newspaper having circulation in the town of Siler City, a notice containing a description of the bonds to be sold, the place of sale, and the time limited for the receipt of sealed proposals, which time shall be not less than ten days after the first publication of such notice. The said board of town commissioners may cause such further publication of such notice to be made as said board may deem expedient. All proposals submitted pursuant to such notice shall be opened, in public, and the bonds shall be awarded to the highest bidder, unless all bids are rejected.

Sec. 9. The amount of the bonds issued under the provisions of this act shall be determined by the said board, but may not exceed the sum of one hundred thousand dollars.

Sec. 10. That in case any bonds are issued under the authority of this act, the board of town commissioners of the town of Siler City, Chatham County, is hereby authorized, empowered, and directed to levy annually a special tax upon all taxable property in said town for the special purpose of paying the principal and interest of all said bonds issued under this act, as such principal and interest become due, which tax shall be in an amount sufficient for said purpose and shall be in addition to all other taxes authorized to be levied by said board of town com-
missioners. The said special tax shall be levied and collected at the same time and in the same manner as the other town taxes are levied and collected, and the proceeds arising from said collection of said special tax shall be kept separate and apart from the other town funds and shall be used for the purpose specified in this section and for no other purpose whatsoever.

Sec. 11. This act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 57

AN ACT AUTHORIZING THE TOWN OF STANTONSBURG, IN WILSON COUNTY, TO ISSUE BONDS.

The General Assembly of North Carolina do enact:

Section 1. The board of commissioners of Stantonsburg in Wilson County is hereby authorized to issue bonds of said town in an aggregate principal amount not exceeding twenty thousand dollars ($20,000), for the purpose of constructing, installing or equipping an electric light system for furnishing electric light to said town and its inhabitants, or for the purpose of paying or funding indebtedness heretofore or hereafter incurred for said purpose. All indebtedness heretofore incurred for said purpose is hereby legalized and validated. The said board of commissioners is hereby further authorized to levy a sufficient annual tax on all taxable property in said town for the purpose of paying the interest on said bonds and providing a sinking fund sufficient to pay the principal of said bonds at maturity, which tax shall be in addition to all other taxes authorized by law to be levied in said town.

Sec. 2. The said bonds shall be authorized by resolution of the said board of commissioners, which resolution shall be in full force and effect immediately upon its passage. The said bonds shall be in such form and denomination, shall be executed in such manner, shall be payable at such time or times, not more than thirty years after their date, and shall bear interest at such rate, not exceeding six per cent per annum, as said board of commissioners may by resolution direct. Said bonds may be sold at public or private sale, with or without published notice thereof, at not less than par.

Sec. 3. The powers conferred by this act are conferred in addition to and not in substitution for the existing powers of said town, and are not subject to any limitations or restrictions imposed by any other law. Nothing herein shall prevent the said town from issuing bonds under the Municipal Finance Act of one thousand nine hundred and twenty-one.
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[Extra Sec. 4. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

Sec. 5. That this act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

Chapter 58

AN ACT TO AMEND CHAPTER 74, PRIVATE LAWS OF 1901, IN REGARD TO THE TOWN OF EAST SPENCER.

The General Assembly of North Carolina do enact:

Section 1. That sections twenty-one (21) and twenty-two (22) of chapter seventy-four, Private Laws of one thousand nine hundred and one, be and the same are hereby stricken out and repealed.

Sec. 2. That in lieu of "sections twenty-one and twenty-two" of chapter seventy-four, Private Laws one thousand nine hundred and one, the following is hereby substituted, to wit: "That the Municipal Finance Act of the State of North Carolina shall apply in all cases where loans are obtained, indebtedness incurred, or bonds issued or to be issued."

Sec. 3. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 4. That this act shall be in full force and effect from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

Chapter 59

AN ACT TO EMPOWER THE TOWN OF LOUISBURG TO CONVEY AN ABANDONED STREET.

Whereas on the seventh day of March, one thousand nine hundred and five, Miss Mary T. King conveyed to the town of Louisburg a street forty-five feet in width extending from Elm Street to the eastern boundary of the power-house property, owned by said town "to be kept up and maintained as the other streets of the town"; and the said town opened up and used said street until the twenty-ninth day of March, one thousand nine hundred and thirteen, when the commissioners of said town, without the joinder of the mayor, by their deed attempted to convey to J. A. Turner the said street forty-five feet in width in exchange for another street running parallel thereto and owned by said J. A. Turner, which deed is recorded in book one hundred and ninety, page two hundred and fifty-two, Franklin registry; and
Whereas said J. A. Turner, after having conveyed lots situate on what was formerly situate said street to numerous people who have erected dwellings thereon, is now dead; and

Whereas under the provisions of section two thousand six hundred and eighty-eight of the Consolidated Statutes, section two thousand nine hundred and seventy-eight of The Revisal of one thousand nine hundred and five, the said town was without authority to convey property which had been dedicated to public use and used for a street without a special act of the General Assembly of North Carolina; and

Whereas by section two thousand six hundred and ninety of the Consolidated Statutes, section two thousand nine hundred and eighty of The Revisal of one thousand nine hundred and five, it is provided that the mayor of such municipalities shall make such conveyances after being duly thereto authorized by special act of the General Assembly: Therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the town of Louisburg, through its mayor, be and it is hereby authorized and empowered to make conveyances in fee simple of the property formerly a street leading from Elm Street to the eastern boundary of the powerhouse property of the town of Louisburg, but exchanged for another street parallel thereto and now abandoned, to the several purchasers of lots upon said lands and now owned and occupied by them, without reservation of any rights therein to the said town.

Sec. 2. This act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 60

AN ACT RELATING TO A BOND ISSUE OF GUILFORD COUNTY FOR A COUNTY TUBERCULOSIS HOSPITAL.

The General Assembly of North Carolina do enact:

SECTION 1. All acts and proceedings heretofore done or taken by the board of commissioners of Guilford County, or by an officer of said county relating to the calling or holding of a special election to be held in said county on December twentieth, one thousand nine hundred and twenty-one, on the question of issuing not exceeding one hundred thousand dollars par value of bonds of said county, for the purpose of securing lands and erecting or altering a building, and equipping the same, to be used as a hospital for the treatment of persons suffering with the disease known as tuberculosis, and also on the question of levying a special annual tax not to exceed five cents on the one
hundred dollars valuation of property, and fifteen cents on the
poll, to be used as a maintenance fund for said hospital, or rela-
ting to the registration of voters for said election, including the
publication of notice of said election and registration, are hereby
legalized and validated. If it shall be determined by the board
of commissioners of Guilford County that a majority of the
qualified voters of Guilford County, voting at said election, have
voted in favor of issuing said bonds, then said board shall issue
said bonds and shall levy annually on all taxable property in said
county a tax for the special purpose of paying the principal and
interest of said bonds as said principal and interest fall due,
which tax shall be sufficient for said purpose and in addition to
all other taxes authorized by law and to be levied in said county.
If it shall be determined by said board of county commissioners
that a majority of the qualified voters of Guilford County, voting
at said election, have voted in favor of the levying of said special
annual tax to be used as a maintenance fund for said hospital,
the said board shall levy for said purpose a special annual tax
on all taxable property in said county at a rate not exceeding
five cents on the one hundred dollars valuation of said property.

Sec. 2. The said bonds shall be in such form and denomina-
tion, shall be executed in such manner, shall be payable at such
time or times, not exceeding forty years after the date of said
bonds, and shall bear interest at such rate, not exceeding six per
cent per annum, payable semiannually, as said board of county
commissioners may by resolution direct. They shall be sold at
not less than par.

Sec. 3. All acts and parts of acts inconsistent with this act are
hereby repealed.

Sec. 4. This act shall be in force from and after its ratifica-
tion.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 61

AN ACT RELATING TO STREET IMPROVEMENTS IN THE
TOWN OF ROCKINGHAM.

The General Assembly of North Carolina do enact:

Section 1. The town of Rockingham, in Richmond County,
shall have power to cause local improvements to be made upon
streets and parts of streets, and to defray the expense thereof
by local assessments and by general taxation in all respects as
provided by article nine of chapter fifty-six of the Consolidated
Statutes of North Carolina, as amended, except that the persons
signing the petition for any such local improvement need not

Powers as to local
improvements.

Local assessments
and general
taxation.

Petition for
improvements.
represent a majority of all of the lineal frontage of the land abutting upon the street or streets or part of a street or streets proposed to be improved.

Sec. 2. For the purpose of paying the cost of any local improvement or improvements made or to be made as aforesaid, bonds of the town of Rockingham to an aggregate amount not exceeding two hundred and twenty-five thousand dollars are hereby authorized to be issued pursuant to the Municipal Finance Act, as said act shall exist at the time the proceedings for the issuance of said bonds are taken, except that it shall not be necessary to file with the clerk of said town the financial statement required by the Municipal Finance Act to be filed prior to the passage of bond ordinances, and it shall not be necessary to recite in any bond ordinance that any such financial statement has been filed; and no limitation or restriction imposed by the Municipal Finance Act upon the amount of bonds which a town may issue shall prevent the issuance of the full amount of bonds hereby authorized.

Sec. 3. The powers conferred by this act are conferred in addition to and not in substitution for existing powers of the town of Rockingham; and nothing herein shall prevent the issuance of bonds of said town under the Municipal Finance Act or other acts applicable to said town.

Sec. 4. This act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 62

AN ACT TO REVOKE THE CHARTER OF THE SAINTS’ ARK AND TO PROVIDE FOR THE RETURN OF ITS PROPERTY TO THE DONORS THEREOF.

The General Assembly of North Carolina do enact:

Section 1. That chapter three hundred and seventy-five (375), of the Private Laws of one thousand eight hundred and ninety-three, be and the same is hereby repealed, and the charter of the corporation thereby created under the name and style of the “Saints’ Ark” is hereby abrogated, revoked, and annulled, and said corporation abolished.

Sec. 2. That the property of said Saints’ Ark is hereby declared to have reverted to the donor or donors of same, or to the donor or donors of the money or property with which, or the proceeds of which, the present property was purchased, regardless of the number of times the original property may have been converted, and the proceeds reinvested, and for the purpose

Sheriff appointed trustee.
of winding up the affairs of said corporation and returning its property to the proper persons, the sheriff of Granville County is hereby appointed and constituted trustee of the property of said Saints’ Ark, and he is hereby authorized and directed to turn over any of the personal property of said corporation to any person proving to his satisfaction that he or she was the donor of same or of the funds or property with which same was purchased, but he may require said person to execute a bond to indemnify him against loss in case any other person should within three years after the ratification of this act prove that he or she was in fact the donor of said property or any part thereof.

Sec. 3. That any person whose claim shall be disallowed by said sheriff, and any person claiming to be the donor of any of the real property of said corporation or of the money or property with which same was acquired, may at any time within three years after the ratification of this act, bring an action in the Superior Court of Granville County against the sheriff of said county as trustee of said corporation for the recovery of said property or any part thereof, the issues in said action to be tried by a jury. But before bringing any such action any person claiming any of the property of said corporation shall first publish, at least once a week for four successive weeks, in some newspaper published in Granville County, a notice of his or her intention to bring such action, specifying the property sought to be recovered, and such action must be commenced within sixty days after the last publication of said notice. Any other person also claiming the property or any part of same in respect to which an action shall have been brought, shall be allowed to intervene in said action and assert his or her rights to said property or any part thereof.

Sec. 4. That in any action brought as provided in the preceding section, the court shall by its judgment declare whether any claimant is the owner of the property claimed or any part thereof, and the court is hereby authorized to make any and all such orders and decrees with respect to said property as may be just. Any judgment rendered by the court declaring any person to be entitled to any of the real property of said corporation, shall have the force and effect of a deed conveying said real property to said person and may be recorded in the office of the register of deeds of said Granville County as well as on the judgment docket of said court.

Sec. 5. That any of the property of said corporation to which no claim shall have been asserted within three years after the ratification of this act shall be deemed to have escheated to the State.

Sec. 6. That this act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.
CHAPTER 63

AN ACT TO PROVIDE FOR THE EXTENSION OF THE CORPORATE LIMITS OF THE CITY OF LEAKSVILLE.

The General Assembly of North Carolina do enact:

SECTION 1. That whenever, in the judgment of the governing board of the city of Leaks ville, it appears desirable and for the best interests of said city to enlarge or extend the corporate limits thereof, and it also appears to said board that such extension is for the best interest of the citizens of the territory proposed to be annexed, then the said governing board may call an election to determine whether or not such territory shall be annexed to said city.

Sec. 2. That such election shall be called by ordinance, which ordinance shall be introduced at least one week before its final passage, and when called up one week after its introduction, may then be amended or adopted at any subsequent meeting. Said ordinance shall (1) describe with reasonable certainty the territory proposed to be annexed to the city; (2) provide that the matter of annexation of such territory shall be submitted to the vote of the qualified voters of said city and the territory proposed to be annexed voting together; (3) provide for a new or special registration of the voters for said election; (4) designate the precincts and voting places of such election; (5) name the registrars and the judges of election; (6) and make all other necessary provisions for the holding and conducting of such election, the canvassing of the returns, and the declaration of the result. Said ordinance shall be published in a newspaper of said city once a week for four weeks prior to said election: Provided, that only one election shall be held under this act.

Sec. 3. That at any such election those voters who favor extending the city limits as provided by an ordinance calling such election shall vote ballots on which shall be written or printed the words, "For Extension," and those opposed shall vote ballots on which shall be written or printed "Against Extension." If at any such election a majority of the qualified voters shall be "For Extension," then from and after the date of such election the territory described in the ordinance calling such election shall be a part of the corporate territory of said city, and such territory and its citizens and property shall be subject to all laws, ordinances, and regulations in force in said city, and shall also be entitled to the same privileges and benefits as other parts of said city.

Sec. 4. That if the said city limits are extended as in this act provided, there shall be levied and collected in the territory annexed to said city, the same tax for all purposes that is collected in the old limits of said city.
Repealing clause. Sec. 5. All laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 6. This act shall be in full force and effect from and after ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 64

AN ACT TO REVISE, CONSOLIDATE AND AMEND THE CHARTER OF THE TOWN OF PINETOPS, EDGECOMBE COUNTY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

SECTION 1. That the inhabitants of the town of Pinetops, Edgecombe County, North Carolina, as the boundaries and limits of said town have heretofore been established, shall be and continue as heretofore they have been, a body politic, incorporated under and to be known by the name and style of the “Town of Pinetops,” with all such powers, rights and duties as are herein provided, and as are provided by general laws and particularly by chapter fifty-six of the Consolidated Statutes, except wherein the same are contrary to or inconsistent with the provisions of this act.

Sec. 2. That all corporate powers and authority granted to said town shall be vested in and exercised by a mayor and board of commissioners of five members; that no person shall be eligible to the offices of mayor or commissioners unless he or she be a legally qualified voter and bona fide resident of said town. The mayor shall preside at all meetings of the commissioners and vote in case of a tie only.

Sec. 3. That an annual election shall be held in the said town on the first Monday in May of each and every year, and that at such election the mayor and said five commissioners shall be elected, and when qualified shall hold their office for the ensuing year and until their successors are elected and qualified.

Sec. 4. That the annual election for officers for said town herein provided for, and all other municipal elections whatsoever, hereafter held in said town shall be under the supervision and control of the said board of commissioners, and shall be held under and in accordance with the provisions of article three of chapter fifty-six of the Consolidated Statutes, in so far as the same shall not be inconsistent with this act.

Sec. 5. That in case of a vacancy in the board of commissioners or the office of mayor, caused by death, removal or otherwise, the vacancy shall be filled by the board of commissioners until the successor in said office shall be duly elected and qualified.
SEC. 6. That at the first meeting of the board of commissioners after the annual election, which shall not be longer than ten days thereafter, the said board shall proceed to elect from among its members a mayor pro tempore, and a clerk to said board, who shall each hold said respective office for a term of one year. And said board at said meeting shall likewise elect a chief of police, and such other policemen as they may deem necessary, for such term or terms as said board may prescribe. The clerk to said board shall also be the treasurer of said town and also tax collector of said town, and shall have the same power and authority, by sale of real and personal property, and otherwise, and under same regulations, to collect the taxes imposed by the board of commissioners of said town, as the sheriffs now have or may hereafter have to collect State and county taxes, and on or before the first day of February of each year he shall pay over and account for in full the taxes of the year preceding; Provided, the board may extend the time for final settlement until the first day of May succeeding. The said board of commissioners is likewise authorized and empowered to create such other offices as may be deemed necessary, to define the powers and limit the terms of the holders thereof, to prescribe their duties and qualifications, and to fill said offices from time to time, and to abolish the same when deemed no longer necessary.

SEC. 7. That the said mayor and commissioners shall, before they enter upon the duties of their respective offices, each take the oath prescribed for public officials in the State of North Carolina; and in case any of said officers, or any other officer or employee of said town, shall be guilty of misconduct, inability, or willful neglect of the performance of the duties of said office, he may be removed from his said office by the said board of commissioners.

SEC. 8. That the mayor of the said town of Pinetops is hereby constituted an inferior court, and as such shall, within the corporate limits of said town and one-half mile thereof, have all power, jurisdiction and authority of a justice of the peace to preserve and keep the peace and try and punish all criminals committing offenses within said jurisdiction. The said mayor shall hear and determine all causes of action which may arise upon the ordinances or by-laws of said town, and enforce penalties by issuing execution upon any adjudged violation thereof, and shall execute and enforce all the rules and regulations made by the said board of commissioners. The said mayor shall have power to either fine or imprison, in his discretion, persons convicted before him of offenses over which he has jurisdiction. For the violation of any ordinance or by-law, made by the said board of commissioners, the said board may prescribe penalties not to exceed a fine of two hundred dollars or imprisonment not to exceed four months for each offense, and any person so convicted
Right of appeal. may be imprisoned in the town calaboose or county jail for the term specified in the order of the court. If the defendant in any case heard by the said mayor shall be dissatisfied with the judgment of said mayor or the court, he may appeal in like manner as provided for appeals from judgments of a justice of the peace.

Sec. 9. That the board of commissioners shall have the general custody or supervision and control of all property of said town, of every description whatever, and may make and adopt such orders, rules and regulations respecting the same as may be deemed necessary and proper. Said board is hereby authorized and empowered to prescribe, adopt and enact all such ordinances, rules and regulations as may be necessary and proper for the government and good order of said town and for the maintenance of the public peace, quiet and good order and public health within said town and for a distance of one-half mile around and beyond the corporate limits thereof; and it may, whenever deemed necessary or proper, repeal, modify, or change the same, and said board shall have power to provide for the enforcement of all such ordinances, rules, and regulations by the imposition of a fine of not more than two hundred dollars, or imprisonment of not more than four months, in each instance, for the violation thereof.

Sec. 10. That the said board of commissioners shall have the power to acquire by purchase, or otherwise, all such property as may be necessary for municipal purposes, both within and without the corporate limits, and may lease, acquire or purchase easements and rights of way, and for such purpose is hereby granted the right of eminent domain and may enforce the same by condemnation proceedings, and may use such property for municipal purposes including an adequate electric light and power system, water supply system, and sewerage system, and to that end said board may establish, operate and maintain all necessary light, power, water, and sewerage plants and systems, both within and without the corporate limits of said town, and in addition to supplying light, power, water, and sewerage for municipal purposes and use, may sell the same to its citizens, property owners, and others, under such rules, charges, and regulations as may be prescribed by said board.

Sec. 11. That the said board of commissioners shall have the power to provide for the maintenance and repair of all public streets, sidewalks, and alleys of said town, and to regulate and establish the width and grade of such public streets, sidewalks, and alleys, and to change the same when deemed advisable; to establish new streets, side-walks, public alleys, and parks when deemed a public necessity, and to discontinue and close the same when deemed no longer a public necessity; to provide for the paving of the streets and sidewalks of said town, and to prohibit
any obstruction or nuisance therein; and to own and regulate by all necessary ordinances a public burying ground or cemetery within or without the corporate limits of said town.

Sec. 12. That the said board of commissioners shall have power and authority, by ordinances duly passed, to regulate and license all public places of business and amusement, and to make all such other rules and regulations as may appear beneficial to the public welfare, and for the good government and best interests of said town.

Sec. 13. That the board of commissioners shall have the power and is hereby authorized to annually levy and collect, for municipal purposes, an *ad valorem* tax on all real and personal property within the corporate limits of said town, and on all personal property owned by a resident of said town, including money on hand and solvent credits, and upon all subjects of taxation upon which an *ad valorem* tax is or may be imposed by the General Assembly, a tax not exceeding sixty-six and two-thirds cents on every one hundred dollars of valuation, and also a capitation tax of not more than two dollars on every taxable poll of male persons residing within the corporate limits of said town on the first day of May of each year.

Sec. 14. That the citizens of Pinetops and others liable to be taxed under this charter shall, on the day prescribed for listing State and county taxes, render on oath to the clerk of the town or to such other person as the board of commissioners may select, who is hereby constituted a commissioner of affidavits for that purpose, on a blank to be prepared and furnished by the board of commissioners, a list of their property and subjects for which they may be liable to be taxed.

Sec. 15. That if any person shall fail to render to the tax lister the list of property and other taxable required to be rendered by this charter within the time prescribed for listing State and county taxes, then the board of commissioners is fully empowered to place the same on the tax lists and assess same, and such person or company shall pay double the tax assessed on any subject for which said person or company is liable to be taxed.

Sec. 16. That from the returns and lists made, as provided by this charter, the tax lister shall within thirty days after the expiration of the time for taking such lists, make out in a book kept or provided for that purpose an alphabetical list of the persons, companies and owners of property who have so made their returns, in the same manner as tax lists are made out by law for the State and county taxes; and the tax lister shall copy in the said book the assessments on file in the register's office for Edgecombe County of all property within the said town limits.

Sec. 17. That the said board of commissioners may annually levy and collect a license tax upon all trades, professions, and franchises carried on or enjoyed within the said town, unless...
otherwise provided by law, and may license, tax, and regulate merchants, commission merchants, hotel and innkeepers, brokers, real estate and insurance agents or brokers, restaurants, barber shops, sellers of every kind of ciders, bitters or beverages, bowling alleys, billiard, pool, or bagatelle tables, boarding houses, banks, or banking agencies, drays, garages, liverymen, peddlers, photographers, auctioneers, express and telegraph offices, all entertainments for pay, except for religious or charitable purposes, circuses, shows, menageries, dealers in lightning rods, horse dealers, all dogs kept and owned within the corporate limits, and telephone companies; to license, tax, and regulate itinerant and transient vendors of goods, wares, or merchandise of every description whatever, second-hand dealers in goods, wares, and merchandise, and all other businesses or occupations whatsoever, which in the opinion of said board of commissioners should be proper subjects for police regulation. Any person, firm, or corporation desiring to engage in any business or occupation, or to do any act upon which a special or license tax is imposed by the said board, shall before engaging therein obtain a license from the mayor of said town, and any person, firm, or corporation engaging in any such business or occupation without first obtaining said license, shall be guilty of an offense against said town, and may be punished as provided in said ordinances. No license shall be issued for a longer period than one year, and shall not be assignable, except by permission of said board of commissioners.

Sec. 18. The mayor and the police officers of said town shall be entitled to the same fees as are now allowed or shall hereafter be allowed to justices of the peace and constables in the State of North Carolina; and the chief of police and other policemen of said town shall have the power to execute, anywhere within the limits of Edgecombe County, any writ, precept, or process, either civil or criminal, which shall be directed to them, generally, or to any one of them in his own proper name or in the name of his office, by any court of record, or not of record, organized and existing under the laws of this State.

Sec. 19. That chapter fifty-six of the Consolidated Statutes of North Carolina, and all powers and authority therein contained, so far as not inconsistent with this charter, be and the same is hereby incorporated and made a part of this charter.

Sec. 20. That all laws and clauses of laws inconsistent with this charter are hereby repealed.

Sec. 21. That this act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.
CHAPTER 65

AN ACT TO AMEND THE CHARTER OF THE TOWN OF HOPE MILLS IN CUMBERLAND COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That the word “three” in the first line of section two (2) of the charter of the town of Hope Mills, in Cumberland County, as ratified on the ninth day of March, one thousand eight hundred and ninety-one, be stricken out and the word “five” inserted in lieu thereof; and that at the end of said section two (2) the following be added, to wit: “That all that territory embraced within the corporate limits of said town that lies on the west side of the track of the Atlantic Coast Line Railroad Company shall be and constitute Ward Number One (1), and from such ward there shall hereafter be elected at the time and in the manner of electing other town officials three (3) commissioners of said town; that all that territory embraced within the corporate limits of said town that lies on the east side of the track of the Atlantic Coast Line Railroad Company shall be and constitute Ward Number Two (2), and from said ward there shall hereafter be elected at the same time and in the manner of electing other officers of said town two (2) commissioners of the said town.

Sec. 2. That all laws and clauses of laws in conflict herewith are hereby repealed.

Sec. 3. That this act shall be in full force and effect from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 66

AN ACT TO AUTHORIZE THE TOWN OF TRYON TO ISSUE BONDS FOR THE IMPROVEMENT OF STREETS AND SIDE-WALKS, AND TO IMPROVE AND EXTEND THE SEWERAGE SYSTEM.

The General Assembly of North Carolina do enact:

Section 1. That the board of commissioners of the town of Tryon be and it is hereby authorized to issue bonds, to an amount not to exceed one hundred thousand dollars ($100,000), par value, for the purpose of improving and paving the streets and sidewalks of the town, and improving and extending the sewerage system therein. The bonds authorized by this act, both principal and interest, shall be payable at such times and places and bear such rate of interest, not exceeding six per cent, and in such denominations as the board of commissioners of said town authorized.
Denominations. may determine. Said bonds shall be coupon serial bonds and shall mature within the maximum period of twenty years. The interest on said bonds shall be payable semianually. Said bonds shall be sold for not less than their par value, after advertisement for two weeks in a newspaper published in said town, and after such other advertisement as the board of commissioners of said town shall deem advisable. Said bonds shall be signed by the mayor and clerk of said town, and shall have affixed thereto the corporate seal of said town. The coupons attached to such bonds shall bear either the real, engraved, or lithographed signatures of the mayor and clerk of said town.

SEC. 2. The ordinance providing for the issue of bonds shall contain the amount of bonds to be issued, the maximum rate of interest they shall bear, and the purpose for which said bonds are to be issued, and said ordinance shall be published once a week, for at least two weeks, in a newspaper published in said town. A notice substantially in the following form (the blanks being first properly filled in), with the printed or written signature of the clerk appended thereto, shall be published with the ordinance:

The foregoing ordinance was passed on the....................day of...................., 19........, and was first published on the....................day of...................., 19.........

Any action or proceeding questioning the validity of said ordinance must be commenced within thirty days after its first publication.

...........................................................................

Clerk.

SEC. 3. No bonds shall be issued under the provisions of this act until the ordinance authorizing issue of bonds shall have been submitted to the vote of the qualified voters of said town of Tryon, at an election which shall be called and held at such time as the board of commissioners shall determine. Upon the calling of an election under this act, notice of such election shall be published for at least two weeks in a newspaper published in said town, but publication of the bond ordinances shall be sufficient notice: Provided, said ordinance contains the call of said election and the time and place in which it is to be held. The board of commissioners may order a new registration of the voters and it shall appoint a registrar and two judges for said election. When a new registration is ordered notice of such new registration shall be published for two weeks in a newspaper published in said town, but publication of the bond ordinance shall be sufficient publication: Provided, said ordinance contains notice of such new registration, the name of the registrar and the day for opening and closing the registration books. If a new registration is ordered the registration books shall be kept open for the registration of voters for ten days, excluding Sundays.
and holidays, immediately preceding the day for closing said registration books, and said books shall be closed for registration on the second Saturday preceding said election. During said period of registration, to wit, ten days preceding the second Saturday before said election, the registration books shall be kept open by the registrar from the hours of nine o'clock a.m. to five o'clock p.m. for the registration of all persons, residents of said town, qualified to register. On each Saturday during said registration period between said hours of nine o'clock a.m. and five o'clock p.m. the registrar shall be at the voting place in said town, with the registration books, for the purpose of registering the voters. On the second Saturday before said election the registrar shall have the books at the voting place in said town, between said hours of nine o'clock a.m. and five o'clock p.m. so that said books may be inspected and objection may be made to the registration of any persons whose names may appear on said books, as provided in case of general municipal elections.

Sec. 4. At said election those favoring the issue of bonds shall vote a ballot on which shall be written or printed the words “For Bonds,” and those opposed to the issue of bonds shall vote a ballot on which shall be written or printed the words “Against Bonds.”

Sec. 5. On the day of said election the polls shall be open between the hours of eight o'clock a.m. and six o'clock p.m. After the polls have closed the votes shall be counted by the registrar and judges of the election, and the result announced. They shall make a return in writing to the clerk of said town within twenty-four hours after the close of the polls, which return shall be recorded by said clerk on the minutes of the board of commissioners. If the vote is in favor of said bonds the board of commissioners may, at any meeting after said election, enact an ordinance providing for the issue of said bonds.

Sec. 6. That for the purpose of paying the principal and interest on said bonds as the same may become due and payable, the board of commissioners of said town shall annually compute and levy, at the time of levying other town taxes, a sufficient tax on all property, polls, and other subjects of taxation, which are now and hereafter subject to taxation under the laws of this State, and said taxes shall be collected by the officers of said town charged with the collection of other town taxes in the same manner as other taxes are collected.

Sec. 7. That for the purpose of more effectually carrying out the provisions and purposes of this act, the board of commissioners of said town be and they are hereby authorized and empowered to assess the real estate on the side of the street and abutting the side-walk to be paved, or repaved, in an amount not to exceed one-half of the cost of paving said side-walks, including necessary curbing, and such assessment shall be a lien on
the real estate abutting on said side-walks so improved. After the cost of such improvements have been ascertained, notice of the amount assessed against each lot or parcel of real estate shall be served on the owner, or owners, thereof, personally, or by publication for two weeks in a newspaper published in said town. Said notice shall require the owners of such real estate to appear at the office of the board of commissioners of said town on a day and hour named in the notice and file objections, if any they have, to such assessments, on which day said board of commissioners may change, modify or confirm any or all of the assessments made. Any landowner may appeal from the board of commissioners to the Superior Court of Polk County. Any and all assessments made against property under the provisions of this act may be paid in cash, at the option of the owner or owners, within thirty days from confirmation of such assessments, but if not paid in cash all such assessments shall be paid in equal installments of one, two, three, four, and five years, and such assessments shall be levied, collected, and paid at the same time and in the same manner as the taxes on said property are levied, collected and paid. All assessments shall bear interest at the rate of six per cent from the date of confirmation of such assessments.

Sec. 8. No petition shall be necessary to levy assessments under the provisions of this act.

Sec. 9. This act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 67

AN ACT TO VALIDATE THE FLOATING DEBT AND BOND ISSUE OF THE TOWN OF MOREHEAD CITY, NORTH CAROLINA.

Whereas, pursuant to the Municipal Finance Act of the Public Laws of one thousand nine hundred and seventeen, and amendments thereto, the board of aldermen of the town of Morehead City, on August eighth, one thousand nine hundred and twenty-one, passed an ordinance authorizing bonds by said town in the aggregate sum of forty thousand dollars ($40,000); and

Whereas the board of aldermen of the said town have heretofore borrowed money in anticipation of the receipt of the proceeds from the sale of the said bonds, and the money has been, or is now, being used for making improvements contemplated by the said ordinance, and an immediate sale of said bonds is necessary: Now, therefore,
The General Assembly of North Carolina do enact:

Section 1. That all the proceedings and acts heretofore done or taken by the said board of aldermen of the town of Morehead City in any way relating to said ordinance, proceedings, or other acts of said board in any way relating to the issue of said bonds, be and the same hereby are in all respects legalized, ratified, approved, and confirmed, notwithstanding any provision in the Municipal Finance Act, or amendments thereto, to the contrary.

Sec. 2. That all floating indebtedness outstanding on the first day of December, one thousand nine hundred and twenty-one, incurred by the town of Morehead City, in good faith, for necessary expenses thereof, is hereby validated, notwithstanding any want of power or authority to incur the said indebtedness for the purpose for which said indebtedness was incurred, and notwithstanding any defect in the procedure for incurring the indebtedness, or any other defect or illegality, including a failure to observe any debt limit prescribed by law.

Sec. 3. Said bonds to be in coupon form and signed by the mayor and the clerk, and the coupons shall have the facsimile signature of either the mayor, the clerk, or the treasurer of said town. Said bonds shall bear the corporate seal, and they shall be payable at such place as the board of aldermen may determine. Such bonds may be designated as "Improvement Bonds," or such other name or title as the said board may determine.

Sec. 4. Said bonds may be issued and sold as provided by ordinance authorizing the same notwithstanding anything to the contrary contained in the said Municipal Finance Act, as herefore adopted, or as the same may hereafter be adopted, amended, or reenacted at the present session of the General Assembly, and notwithstanding any limit, condition, or restriction contained in said act or in other acts, general or special.

Sec. 5. The said bonds, when issued, shall constitute the full, direct and valid obligations of said town of Morehead City.

Sec. 6. That the board of aldermen of said town shall levy and collect annually at the time other taxes are levied and collected, a special tax upon all the taxable property of said town, of sufficient rate and amount to pay the principal and interest of said bonds, as the same becomes due.

Sec. 7. Said bonds may be disposed of at public or private sale, at such price as may be deemed by said board for the best interests of said town.

Sec. 8. That all laws and parts of laws, general or special, in conflict with the provisions of this act, be and the same are hereby repealed.

Sec. 9. This act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.
CHAPTER 68

AN ACT TO PROHIBIT PUBLIC DRUNKENNESS ON THE SOUTHERN ASSEMBLY PROPERTY.

The General Assembly of North Carolina do enact:

Section 1. That if any person shall be found drunk or intoxicated, or shall use profane and indecent language, or shall be guilty of disorderly conduct within the grounds of the Southern Assembly in Haywood County, or in any public place within one-half of a mile of the lands or grounds of said Southern Assembly, he shall be guilty of a misdemeanor and shall be fined or imprisoned, or both, within the discretion of the court.

Sec. 2. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 3. That this act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 69

AN ACT TO AUTHORIZE THE BOARD OF COMMISSIONERS OF THE CITY OF WILMINGTON TO EXPEND FUNDS DERIVED FROM THE SALE OF CERTAIN BONDS OF SAID CITY.

Whereas the city council of the city of Wilmington, being authorized so to do, have sold certain bonds of the city of Wilmington to the amount of fifteen thousand dollars, for the purpose of constructing a bridge over Smith's Creek on the Castle Hayne road, then located within the corporate limits of the city of Wilmington; and

Whereas by special act of the Legislature said Smith's Creek is now located in the county of New Hanover and without the corporate limits of the city of Wilmington, and the board of commissioners of the city of Wilmington are not now responsible for the construction or maintenance of the said bridge; and

Whereas said bridge has not been constructed and the proceeds from the sale of the said bonds, amounting to the sum of fifteen thousand dollars, is now held by the city of Wilmington; and

Whereas the board of commissioners of the city of Wilmington are desirous of expending said moneys for other purposes: Now, therefore,

The General Assembly of North Carolina do enact:

Section 1. That the board of commissioners of the city of Wilmington be, and they hereby are, authorized and empowered
to use the proceeds from the sale of the said bonds above referred to, or any part thereof, for general bridge purposes and for the construction of or repairs of any and all bridges now located within the corporate limits of the city of Wilmington.

Sec. 2. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 3. That this act shall be in full force and effect from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 70

AN ACT TO RATIFY ADVANCEMENTS MADE BY GOLDSBORO TO THE GOLDSBORO ELECTRIC RAILWAY COMPANY.

The General Assembly of North Carolina do enact:

Section 1. That the expenditures heretofore made by the city of Goldsboro for or on account of the Goldsboro Electric Railway Company are hereby ratified.

Sec. 2. That all laws in conflict with this act are hereby repealed.

Sec. 3. That this act shall be in force and effect from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 71

AN ACT AMENDING CHAPTER 38, PRIVATE LAWS, EXTRA SESSION 1920, MAKING THE OFFICE OF CITY SOLICITOR OF THE CITY OF ASHEVILLE ELECTIVE BY A VOTE OF THE PEOPLE.

The General Assembly of North Carolina do enact:

That chapter thirty-eight, Private Laws, extra session one thousand nine hundred and twenty, of the General Assembly of North Carolina, be and the same is hereby amended by striking out all of said act which provides for the appointment of a city solicitor, or prosecuting attorney for said city by the mayor and board of commissioners, and in lieu thereof providing that there shall be elected by the people of said city, at the next general city election in the city of Asheville, and at each succeeding regular general city election thereafter, a city solicitor or prosecuting attorney for the police court of the city of Asheville. Said solicitor or prosecuting attorney shall in all respects be.
nominated, voted for, and elected in the same manner and under
the same rules and regulations as are provided for and apply
to the election of the mayor and other elective officers of said
city, and his term of office shall begin and expire at the same
time as the terms of the mayor and other elective officers of said
city.

That this act shall be in force from and after its ratification.
Ratified this the 15th day of December, A.D. 1921.

CHAPTER 72

AN ACT CONFERRING THE JURISDICTION OF A MAGIS-
TRATE UPON THE RECORDER OF THE TOWN OF
ROANOKE RAPIDS, HALIFAX COUNTY, NORTH CARO-
LINA.

The General Assembly of North Carolina do enact:

Section 1. That the present recorder of the town of Roanoke
Rapids, and his successors in office as recorder of the town of
Roanoke Rapids, shall have, and they are hereby given, all the
jurisdiction and powers which are or may hereafter be given to
justice of the peace.

Sec. 2. That this act shall be in full force from and after its
ratification.
Ratified this the 15th day of December, A.D. 1921.

CHAPTER 73

AN ACT TO CHANGE THE BOUNDARIES OF THE CITY OF
WILMINGTON, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

Section 1. That all of that portion of land within the
boundaries of the city of Wilmington, North Carolina, bounded
and described as follows: Beginning at low water mark at a
point on Smith's Creek, where the southeastern abutment to the
bridge of the Atlantic Coast Line Railroad Company is now
located, and running thence along the eastern line of said right
of way of the Atlantic Coast Line Railroad Company's property,
southwardly and along the western line of Weldon Street to the
center of Newbern Street, then eastwardly and along the center
of Newbern Street to Green's Creek, thence northwardly with
the meanderings of Green's Creek to where it intersects Smith's
Creek, thence westwardly and along the meanderings of Smith's
Creek to the beginning, the same being known as a part of Love
Grove, be and the same is hereby declared to be no longer within the limits of the city of Wilmington, and is hereby declared to be eliminated from the corporate limits of the said city of Wilmington, North Carolina.

Sec. 2. This act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 74

AN ACT VALIDATING THE APPOINTMENT OF A SCHOOL ADVISORY BOARD BY THE BOARD OF COMMISSIONERS OF THE CITY OF ASHEVILLE.

Whereas the qualified voters of the city of Asheville, or a majority thereof, have voted for the issuance of five hundred and fifty thousand dollars city of Asheville school bonds; and

Whereas the board of commissioners of the city of Asheville agreed with said qualified voters to, and did, appoint a school advisory board to act with it in the expenditure of such funds as were authorized at said election, and other school matters; and

Whereas on the thirteenth day of September, one thousand nine hundred and twenty-one, in the office of the mayor-commissioners of public accounts and finances in the city hall, a resolution was unanimously adopted as follows: "It was moved by Mayor Roberts, seconded by Commissioner Fitzpatrick, that the members of the school advisory committee be clothed with equal powers with the board of commissioners in the expenditure of the five hundred and fifty thousand dollars school bonds voted by the people, and that the vote of the majority of the board of commissioners and advisory committee rule on all questions in connection with the expenditure of said funds. This motion, on being put to a vote, was unanimously adopted, all members of the board of commissioners voting aye": Therefore,

The General Assembly of North Carolina do enact:

Section 1. That R. H. McDuffie, W. M. Smathers, C. G. Worley, W. Vance Brown, and Mrs. Curtis Bynum, be and the same are hereby appointed as members of and constitute an advisory board to the mayor and commissioners of the city of Asheville, and each member of said advisory board shall be entitled to one vote and shall have equal voice and power in all matters pertaining to the expenditure of the five hundred and fifty thousand dollars school bonds, and in all other school matters pertaining to the public schools of the city of Asheville.

Sec. 2. That a majority of said advisory board and the mayor and the board of commissioners shall constitute a quorum for...
the purpose of transacting any and all business pertaining to the public schools of the city of Asheville, and a majority of the vote cast in joint session in favor of any measure shall govern.

Sec. 3. That the term of office of such advisory board shall be coterminous and shall expire with the term of office of the mayor and board of commissioners from whom they receive their appointment: Provided, that in the event of a vacancy on such advisory board from any cause, the mayor-commissioner of public accounts and finances of the city of Asheville is hereby authorized and empowered to fill the vacancy by appointment.

Sec. 4. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 5. That this act shall be in force from and after its ratification.

Ratified this the 15th day of December, A.D. 1921.

CHAPTER 75

AN ACT TO AUTHORIZE THE APPOINTMENT OF A SPECIAL POLICE OFFICER FOR PUBLIC SCHOOL DISTRICT NO. 19, WANCHESE, DARE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the board of county commissioners of Dare County is hereby authorized, empowered, and directed to appoint and designate a special police officer who shall be authorized and directed to keep the peace, make arrests, enforce the criminal law, and serve civil and criminal process within the boundaries of Public School District, Number Nineteen, Wanchese, Dare County. The said police officer shall hold office until December, one thousand nine hundred and twenty-two.

Sec. 2. In the performance of his duties as above stated, said officer is authorized, empowered, and directed to immediately arrest all parties violating any of the criminal laws of the State in his immediate presence or upon reliable information of the violation of said laws within twelve hours thereafter, and shall at once take the party so arrested to the nearest justice of the peace and obtain proper warrant for said arrest, whereupon the case shall be disposed of in the manner required by existing laws.

Sec. 3. That in case of the death or resignation of any persons serving as said special police officer, the vacancy so created shall be filled for the unexpired term by the board of county commissioners of Dare County.

Sec. 4. That the said special officer shall wear a badge stamped with the word "Wanchese Special Police," and shall receive as compensation for his services in serving civil or criminal process,
fifty per cent in addition to the fees now prescribed by law for such services, and, in addition thereto, such other compensation as the board of county commissioners of Dare County may see fit to pay.

Sec. 5. The said special police officer, as appointed by the said board of commissioners, shall hold his office until the first Monday of December, one thousand nine hundred and twenty-two, and until his successor shall have been duly elected and qualified, and his successor shall be elected at the regular election of one thousand nine hundred and twenty-two and biennially thereafter, in the same manner as provided by law for the election of town officers.

Sec. 6. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 7. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 76

AN ACT TO AUTHORIZE THE BOARD OF CEMETERY COMMISSIONERS OF THE TOWN OF DUNN TO REMOVE CERTAIN BODIES BURIED IN GREENWOOD CEMETERY.

The General Assembly of North Carolina do enact:

Section 1. That the board of cemetery commissioners of the town of Dunn, or any persons acting under their authority, be and they are hereby authorized to take up and remove from Lot Number Four, in Block "B" in Greenwood Cemetery, the body of an unknown person buried on said lot, said body having been buried thereon without the permission of the town of Dunn or of the board of cemetery commissioners of said town, or E. L. Parker, the present owner of said lot, and to rebury said body in some other suitable portion of said cemetery.

Sec. 2. That the board of cemetery commissioners of the town of Dunn, or any persons acting under their authority, be and they are hereby authorized to take up and remove from Lot Number Eleven, Block "C" in Greenwood Cemetery, the body of an unknown person buried on said lot, said body having been buried thereon without the permission of said town, or Mrs. W. F. Person, the present owner of said lot, and to rebury said body in some other suitable portion of said cemetery.

Sec. 3. That the board of cemetery commissioners of the town of Dunn shall keep a permanent record of the removal and reinterment of said bodies and of the location where said bodies are reinterred, and shall take care of and protect the place where

Term of office.

Election of successor.

Repealing clause.

Protection of graves.
said bodies are reinterred in the same manner as other portions of Greenwood Cemetery are taken care of and protected by them.

Sec. 4. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 5. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 77

AN ACT TO REPEAL CHAPTER 83 OF THE PRIVATE LAWS 1919, INCORPORATING THE TOWN OF BURNSVILLE.

The General Assembly of North Carolina do enact:

Section 1. That chapter eighty-three of the Private Laws of North Carolina, one thousand nine hundred and nineteen, be and the same is hereby repealed, and any other act of the General Assembly heretofore passed, whether specifically referred to or not, tending to incorporate the town of Burnsville, is hereby repealed.

Sec. 2. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 78

AN ACT TO FIX THE CORPORATE LIMITS OF THE TOWN OF HAYESVILLE, CLAY COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That chapter thirty-five, Private Laws, extra session one thousand nine hundred and twenty, and chapter sixteen, Private Laws one thousand nine hundred and nineteen, be and the same are hereby repealed.

Sec. 2. That the corporate limits of the town of Hayesville, Clay County, shall be determined by a line running as follows: Beginning at the mouth of O. L. Anderson's ditch on Hiawassee River, runs thence up said ditch to Mrs. McClure's line; thence along the same course to Town Creek, thence up said creek to the public road running from Hayesville to Hiawassee, Georgia, thence east with said road to the southeast boundary line of the Hayesville Graded School property, thence with said line to T. C. Scrogg's south boundary line, thence with T. C. Scrogg's south boundary line to Ed. L. Anderson's south boundary line, thence with said line to Town Creek, thence down said creek to the
mouth of D. B. Kitrou’s branch, thence up said branch to D. B. Kitrou’s woodland, thence through to W. L. Matheson’s gate, thence east to the branch in Mrs. McClure’s pasture, thence down said branch to Hiawassee River, thence up said river to the point of beginning.

Sec. 2 (a). That the board of aldermen of the town of Hayesville is hereby authorized and empowered to submit to the qualified electors of the town of Hayesville the question: “Shall the provisions of this act be enforced?” If at said election a majority of the qualified electors of the town of Hayesville vote for the enforcement of the aforesaid provisions, then the said provisions shall be in full force and effect. But the aforesaid provisions of section one and section two of this act shall not be effective until same shall have been approved by such vote of a majority of the qualified electors.

Sec. 3. That all laws and clauses in conflict with the provisions of this act are hereby repealed.

Sec. 4. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

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CHAPTER 79

AN ACT TO AUTHORIZE THE BOARD OF COMMISSIONERS OF THE TOWN OF WILLIAMSTON, NORTH CAROLINA, TO USE THE MONEY DERIVED FROM THE SALE OF STREET IMPROVEMENT BONDS, FOR OTHER PURPOSES.

The General Assembly of North Carolina do enact:

Section 1. That the board of commissioners of the town of Williamston, North Carolina, is hereby authorized to use, for any purpose or purposes which it may deem proper, the twenty-five thousand dollars ($25,000) now on hand in the city treasury realized from the sale of twenty-five thousand dollars ($25,000) street improvement bonds, dated June first, one thousand nine hundred and nineteen: Provided, however, that said money shall be used only for the payment of necessary expenses of said town, or for the payment of indebtedness incurred for necessary expenses.

Sec. 2. All laws and clauses of laws in conflict are hereby repealed.

Sec. 3. This act shall be in full force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.
CHAPTER 80

AN ACT TO AMEND SECTION 1, OF CHAPTER 86, OF THE PRIVATE LAWS OF 1919, AND CHANGE THE BOUNDARY OF THE CITY OF NEW BERN.

The General Assembly of North Carolina do enact:

SECTION 1. That the first twelve lines of section one of chapter eighty-six of the Private Laws of one thousand nine hundred and nineteen, be amended so as to read as follows: "That the boundary of the city of New Bern be, and the same hereby is, extended so as to include therein the territory bounded and described as follows, viz.: Beginning at a point in the channel of Neuse River, where the northern line of Avenue B, as shown on the map of the city of New Bern, its subdivisions and additions, compiled by Raymond Eagle, C. E., in the year one thousand nine hundred and thirteen, will intersect said channel, and running thence southwestwardly with the northern line of Avenue B, extended, and with the northern line of Avenue B to the eastern line of Griffith Street; thence northwesterly with the eastern line of Griffith Street to the southern line of North Avenue; thence southwestwardly with the southern line of North Avenue to the eastern line of National."

Sec. 2. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 3. This act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 81

AN ACT TO ENABLE THE CITY OF BURLINGTON TO RAISE AND APPROPRIATE MONEY FOR SCHOOL PURPOSES.

The General Assembly of North Carolina do enact:

SECTION 1. That in the manner and subject to the limitations now or hereafter provided by the Constitution and laws of the State, the city of Burlington may, from time to time, raise and appropriate money for erecting, enlarging, altering, repairing, and equipping school buildings, and acquiring land or land and buildings for school purposes.

Sec. 2. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 3. That this act shall be in force and effect from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.
CHAPTER 82

AN ACT TO VALIDATE SCHOOL BONDS OF THE TOWN OF LINCOLNTON.

The General Assembly of North Carolina do enact:

Section 1. That all acts and proceedings, including the election proceedings, leading up to and including the sale of two hundred thousand dollars ($200,000) school bonds of the town of Lincolnton, dated May first, one thousand nine hundred and twenty-one, are hereby ratified, and when said bonds shall have been duly executed, delivered, and paid for at not less than their par value, they shall constitute valid and binding obligations of said town.

Sec. 2. This act shall be in force and effect from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 83

AN ACT TO AUTHORIZE THE MOORESVILLE GRADED SCHOOL DISTRICT TO ISSUE BONDS.

The General Assembly of North Carolina do enact:

Section 1. That for the purpose of building, rebuilding, improving, and maintaining the graded school buildings and constructing a school auditorium in connection with the graded school building in the Mooresville Graded School District, and furnishing the same with suitable equipment, the board of trustees of the Mooresville Graded School District shall issue and sell bonds in the sum of fifty thousand dollars ($50,000), the same being first authorized by a majority vote of the qualified voters of the Mooresville Graded School District, and the board of commissioners of the town of Mooresville and their successors in office shall have the power, and it shall be their duty, when requested in writing by the board of trustees of Mooresville Graded School District, to call an election for the Mooresville Graded School District in order that the voters therein may vote upon the question of whether there shall be issued bonds of the said school district amounting to fifty thousand dollars, or not, for the purposes herein set out. The election herein provided for shall be held under the general law governing municipal elections. The board of commissioners of the town of Mooresville may, in their discretion, order an entirely new registration. At said election those favoring the issuance and sale of bonds as herein provided for, shall vote a ballot upon which shall be writ-
Effect of election.

The word "For School Bonds," and those opposed shall vote a ballot upon which shall be written or printed the words "Against School Bonds." If a majority of the qualified voters in said election shall vote "For School Bonds," the board of trustees of said school district shall be authorized to issue bonds in the sum of fifty thousand dollars; but if a majority of the qualified voters of the graded school district shall vote "Against School Bonds," the said board shall not have authority to issue said bonds.

SEC. 2. For the purpose of paying the interest on all bonds issued and sold under this act, there shall be levied and assessed each year at the time of levying and assessing taxes, a tax sufficient to pay the interest on said bonds so issued and sold and the cost of collecting and disbursing said taxes: Provided, that in the levy and assessment of such taxes the constitutional equation shall be preserved between the property and polls.

SEC. 3. The bonds provided for in this act shall not be sold for less than par value; shall be issued in denominations of not less than one hundred dollars each, nor more than one thousand dollars each, and shall be interest-bearing coupon bonds, bearing interest at the rate of six per cent per annum, payable semi-annually, and maturing thirty years from the date of issue. Said bonds shall be prepared and issued by order of the board of trustees of the Mooresville Graded School District, and shall be signed by the chairman of the board of trustees of the Mooresville Graded School District, and attested by the clerk of said board.

SEC. 4. All laws and clauses of laws in conflict with this act are hereby repealed.

SEC. 5. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 84


The General Assembly of North Carolina do enact:

SECTION 1. That section seven of chapter four hundred and thirty-one of the Public-Local Laws of one thousand nine hundred and twenty-one, be and the same is hereby repealed.

SEC. 2. That chapter sixteen of the Private Laws of the extra session of one thousand nine hundred and twenty, being an act
entitled "An act to authorize the board of school commissioners of Gastonia Graded School District, Gastonia, North Carolina, to issue bonds for school purposes," be and the same is hereby reenacted in its entirety.

Sec. 3. That all resolutions or proceedings had, and all acts and things done or performed, by the Gastonia Graded School District, or the board of commissioners of the Gastonia Graded School District, or by the city council of the city of Gastonia, under the provisions of said chapter sixteen of the Private Laws of extra session of one thousand nine hundred and twenty, since the twentieth day of August, one thousand nine hundred and twenty, are hereby validated and ratified, and declared to be properly had and done.

Sec. 4. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 5. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 85

AN ACT RELATING TO LOCAL IMPROVEMENTS IN THE TOWN OF HAZELWOOD, HAYWOOD COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. "Street improvements" includes the grading, regrading, paving, repaving, or otherwise hard-surfacing of the public streets and alleys, and the construction, reconstruction and altering of curbs, gutters, and drains in public streets and alleys;

"Side-walk improvements" includes the grading, construction, reconstruction, and altering of side-walks in public streets or alleys, and may include curbing and guttering;

"Local improvements" means any work undertaken under the provisions of this act, including "street improvements, sidewalk improvements, or the laying of sewer lines," the cost of which is to be specially assessed, in whole or in part, upon property abutting directly on the street where such work is done;

"Frontage" when used in reference to a lot or parcel of land, abutting directly on a local improvement, means that side or limit of the lot or parcel of land, which abuts directly on the street where such local improvement is made.

Sec. 2. The board of aldermen of the town of Hazelwood shall have power to cause local improvements to be made and to defray the expense of such improvements by local assessments, by general taxation.
SEC. 3. Upon determining to make any local improvements, the board of aldermen shall pass a resolution to that effect, which resolution shall be published. Such resolution shall designate by general description the improvements to be made and the street or streets, or parts thereof, whereon the work is to be effected, and the proportion of the cost thereof to be assessed upon abutting property, and the terms and manner of payment. If the resolution shall provide for a street or side-walk improvement, it may, but need not, direct that the owners of property abutting on the improvement shall connect their several premises with water mains, and sewer pipes located in the street adjacent to their several premises in the manner prescribed in such resolution, and that unless such owners shall cause such connection to be made on or before a day specified in such resolution, the board of aldermen will cause the same to be made.

SEC. 4. The board of aldermen shall have power to determine the character and type of construction and of material to be used in making local improvements, and whether the work shall be done by the forces of the municipality or by contract.

SEC. 5. That one-half of the total cost of sidewalk improvements made by the municipality shall be specially assessed upon the lots and parcels of land abutting directly on the improvements, according to the extent of their respective frontages thereon, by an equal rate per foot of such frontage, and the remainder of such cost shall be borne by the municipality at large. No lands in the municipality shall be exempt from local assessment. That one-fourth of the total cost of any street improvement made by the municipality shall be assessed upon the lots and parcels of land abutting on each side of said street improvements according to the extent of their respective frontages thereon: Provided, the board of aldermen shall, by resolution, at the time of authorizing said improvements, specify and state that the adjacent lots and parcels of land shall be assessed with one-fourth of such cost, and if said board shall not, at said time, so declare, then the municipality shall bear all the expense of said street improvement.

SEC. 6. Upon the completion of any local improvement the board of aldermen shall compute and ascertain the total cost thereof. In the total cost shall be included the interest paid, or to be paid, on notes or certificates of indebtedness issued by the municipality to pay the expenses of such improvement pursuant to this act incident to the improvement and the assessment therefor. The board of aldermen must thereupon make an assessment of said total cost pursuant to the provisions of this act, and for that purpose must make out an assessment roll in which must be entered the names of the persons assessed as far as they can ascertain the same, and the amount assessed against them respectively, with a brief description of the lots or parcels.
of land assessed. Immediately after such assessment roll has been completed, the board of aldermen shall cause it to be deposited in the office of the clerk of the municipality for inspection by parties interested, and shall cause to be published a notice of the completion of the assessment roll, setting forth a description in general terms of the local improvements, and the time fixed for the meeting of the board of aldermen for the hearing of allegations and objections in respect to the special assessment, such meeting not to be earlier than ten days from the first publication or posting of said notice. Any number of assessment rolls may be included in one notice. At the time so appointed, or at some other time to which it may adjourn, for that purpose, the board of aldermen or a committee thereof must hear the allegations and objections of all persons interested who appear, and may make proof in relation thereto. The board of aldermen may thereupon correct such assessment roll, and either confirm the same or may set it aside, and provide for a new assessment. Whenever the board of aldermen shall confirm an assessment for a local improvement, the clerk of the municipality shall enter on the minutes of the board of aldermen the date, hour, minutes and time for such confirmation, and from the time of such confirmation the assessments embraced in the assessment roll shall be a lien on the real property against which the same are assessed, superior to all other liens and encumbrances. After the roll is confirmed a copy of the same must be delivered to the tax collector or other officer charged with the duty of collecting taxes. If a person assessed is dissatisfied with the amount of the said charge, he may give notice, within ten days after such confirmation, that he takes an appeal to the next term of Superior Court of Haywood County, and shall, within five days thereafter, serve a statement of facts upon which he bases his appeal, but said appeal shall not delay or stop the said improvements. The said appeal shall at the said term of court be tried as other actions at law. The board of aldermen may correct, cancel, or remit any assessment for a local improvement, and may remit, cancel or adjust the interest or penalties on any such assessment. The board of aldermen has the power, when in its judgment there is any irregularity, omission, error, or lack of jurisdiction in any of the proceedings relating thereto, to set aside the whole of the local assessment made by it, and thereupon to make reassessment. In such case there shall be included as a part of the costs of the public improvements involved, all interest paid or accruing on notes or certificates of indebtedness or assessment bonds issued by the municipality to pay the expenses of such improvements, and the proceeding shall be in all respects as in cases of local assessment and such reassessment shall have the same valid and binding force as if it had originally been properly made.
Sec. 7. The property owner shall have the option and privilege of paying for said improvements hereinbefore provided for in cash, or if they should so elect, they shall have the option and privilege of paying said assessments in not less than three nor more than ten, equal annual installments, as may have been determined by the board of aldermen in the resolution authorizing such improvements. Said installments shall bear interest at the rate of six per centum per annum from the date of the confirmation of the assessment roll, and in case of the failure or neglect of any property owner to pay said installment when the same shall become due and payable, then and in that event all of said installments remaining unpaid shall at once become due and payable, and said property and franchises shall be sold by said municipality under the same rules, regulations, rights of redemption, and savings as are now prescribed by law for the sale of land for unpaid taxes. The whole assessment may be paid at the time of paying any installment by payment of the principal and all interest to that date.

Sec. 8. That after the expiration of twenty days from the confirmation of an assessment roll the tax collector or such other officer of the municipality as the governing body may direct so to do, shall cause to be published in the newspaper published in the municipality, or if there be no such newspaper, shall cause to be posted in at least three public places therein, a notice that any assessment contained in said assessment roll, naming and describing it, may be paid to him at any time before the expiration of thirty days from the first publication of said notice. In the event said assessment be not paid within said time the same shall bear interest at the rate of eight per cent per annum from the date of the confirmation of the assessment roll, and shall become due and payable on the date on which taxes are payable: Provided, that where an assessment is divided into installments one installment shall become due and payable each year on the date on which taxes are due and payable. If any assessment or installment thereof is not paid when due, it shall be subject to the same penalties as are now, or may be, prescribed for unpaid taxes, in addition to the interest herein provided for.

Sec. 9. That the board of aldermen may in their discretion allow a two per cent discount for payment in cash of a whole assessment, if paid within thirty days after the assessment roll is placed in the hands of the tax collector.

Sec. 10. At any time before the cost of any local improvement shall be computed and ascertained as provided in section eight of this act, the board of aldermen may, from time to time, by resolution, authorize the treasurer to borrow money to the extent required to pay the cost of any such improvement or to repay any money borrowed under this section with interest thereon. The resolution authorizing any such loan or loans may provide
for the issue of notes or certificates of indebtedness of the municipality, or both, payable either on demand or at a fixed time, not more than twelve months from the date thereof and bearing interest not exceeding six per centum per annum. Said notes or certificates may be sold at public or private sale, or pledged as security for temporary loans, as the governing body may by such resolution direct. Any temporary indebtedness incurred under the authority of this section, with the interest thereon, may be paid out of moneys raised by the issue and sale of "Local Improvement Bonds" to be issued and sold as hereinafter provided or may be included in the annual tax levy.

SEC. 11. After the board of aldermen of said town of Hazelwood shall have levied said assessment against the property abutting upon said street or streets, the city clerk or person designated, shall have prepared from such assessment roll and delivered to the tax collector or person designated, a well bound book styled "Special Assessment Book," which shall be so ruled as to conveniently show:

SEC. 12. Whenever an assessment for any local improvement shall have been confirmed, the board of aldermen may, by resolution direct that the amount of the expense of such improvement shall be raised by the issuance of serial bonds of the municipality to be known as "Local Improvement Bonds." Such bonds shall be payable at such time or times not exceeding fifteen years from their date, as the board of aldermen shall determine. There shall be raised annually by tax upon all the taxable property of the municipality, after the issuance of any such bonds, a sum sufficient to meet and pay one-third the interest thereon, as the same becomes due: Provided, however, that if such bonds be made payable in annual installments, substantially equal in amount, the first of which installments shall be payable within two years from the date of such bonds and the last within fifteen years of such date, the board of aldermen authorizing such bonds, in lieu of providing for a sinking fund to meet the principal of such bonds, shall cause to be raised by taxation in each year in which an installment or principal shall be payable, or in the next preceding year, an amount sufficient to meet one-third of said installment in addition to one-third the annual tax during the life of the bonds to provide for the payment of the interest accruing thereon. Two or more improvements may be included in a single issue of local improvement bonds.

SEC. 13. That it shall not be necessary for the board of aldermen to wait for an assessment for any local improvement to be confirmed, as provided in the preceding section, but the board of aldermen may, in its discretion, cause an estimate to be made of the cost of any local improvements contemplated on any street, or streets, of the said town, and may issue and sell the local
improvement bonds, as provided in this act, in advance of the resolution and assessments for said local improvements, as hereinafter provided, in amounts sufficient to cover the estimated cost thereof.

**SEC. 14.** Bonds authorized to be issued by this act shall be of such denomination, bear such rate of interest, not exceeding eight per cent per annum, and be payable at such places, and be in such form as the governing body may by resolution provide. Such bonds shall be signed by the mayor or other chief executive officer, and the clerk of the town of Hazelwood, and shall bear the seal of such municipality. Coupons attached to such bonds shall bear the facsimile signature of one or more of said officers. The bonds may be sold at public or private sale. They shall recite that they are issued pursuant to the authority of this act and of the resolution authorizing the issuance thereof, which shall be conclusive evidence of their validity, and of the regularity of their issuance.

**SEC. 15.** The full faith and credit of the town of Hazelwood shall be pledged for the payment of the principal and interest of all of its local improvement bonds, notes, and other obligations issued under this act. For the purpose of paying such principal and interest the governing body shall have the power to levy sufficient taxes upon all the taxable property in the municipality and to borrow money temporarily upon notes of the municipality in anticipation of taxes of the same or the succeeding fiscal year.

**SEC. 16.** That the total indebtedness created by virtue of this act shall at no time exceed five per cent (5%) of the total assessed valuation of all real and personal property in the town of Hazelwood.

**SEC. 17.** That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

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**CHAPTER 86**

AN ACT TO PERMIT THE COMMISSIONERS OF HILLSBORO TO CONVEY A CERTAIN LOT OF LAND TO THE HILLSBORO LIBRARY ASSOCIATION.

The General Assembly of North Carolina do enact:

**SECTION 1.** The commissioners of the town of Hillsboro are hereby authorized and empowered to convey the lot of land with such boundaries as said commissioners may deem necessary on which the present library building is situated, to the Hillsboro Library Association immediately upon its incorporation, said lot
being situated at the northwest intersection of Tryon and Churton Streets in the town of Hillsboro, said lot, however, to be used only for the purpose of erecting thereon a building for the library.

Sec. 2. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 3. This act shall be in force and effect from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 87
AN ACT TO REPEAL CHAPTER 218 OF THE PRIVATE LAWS OF 1921, RELATING TO THE TOWN OF ROSEBORO, Sampson County, North Carolina.

The General Assembly of North Carolina do enact:

Section 1. That chapter two hundred and eighteen of the Private Laws of one thousand nine hundred and twenty-one, be and the same is hereby repealed.

Sec. 2. That the boundaries of the town of Roseboro shall be those boundaries fixed by chapter one hundred and twenty-three of the Private Laws of one thousand nine hundred and eleven.

Sec. 3. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 4. This act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 88
AN ACT TO RATIFY AND TO VALIDATE CERTAIN PROCEEDINGS OF THE TOWN OF CHERRYVILLE FOR THE MAKING OF LOCAL IMPROVEMENTS AND THE LEVYING OF ASSESSMENTS THEREFOR.

The General Assembly of North Carolina do enact:

Section 1. That the proceedings heretofore taken by the board of commissioners of the town of Cherryville for the making of local improvements within said town by the construction of certain side-walks therein, which work as undertaken upon the petition of property owners, be and the same are hereby ratified in all respects, and when the said board of commissioners shall assess one-third of the cost of such side-walk work upon the lots or parcels of land abutting directly on the improvements according to the extent of their respective frontages thereon, by an
equal rate per foot of such frontage, in the manner prescribed by chapter forty-six, Public Laws one thousand nine hundred and fifteen, the said assessments shall be a lien on the real property against which the same are assessed; and in the issuance of bonds for the purpose of making such local improvements, the amount of the bonds equal to the amount of the assessments shall be treated as being issued for the payment of such assessments.

SEC. 2. This act shall be in force and effect from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 89

AN ACT TO GIVE THE ASSENT OF THE GENERAL ASSEMBLY OF NORTH CAROLINA FOR THE SALE AND CONVEYANCE OF A SMALL TRACT OF ITS REAL ESTATE BY THE CHARLOTTE PARK AND RECREATION COMMISSION.

Whereas the Charlotte Park and Recreation Commission cannot sell and convey its real estate without the assent of the General Assembly of North Carolina, and the governing body of the city of Charlotte; and

Whereas it appears that the said park and recreation commission desires to exchange a small strip of its land hereinafter described for another small strip of land hereinafter described, belonging to the vestry of St. Martin’s Episcopal Church, which exchange appears to be advantageous to the said park and recreation commission: Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the Charlotte Park and Recreation Commission of Charlotte, North Carolina, is hereby empowered and authorized to make, execute, and deliver to the vestry of St. Martin’s Episcopal Church, its successors and assigns, a deed in fee simple (upon the execution and delivery to said commission for lands hereinafter described of a deed in fee simple), conveying the following described tract of land, lying contiguous to Independence Park: From a cross mark within a circle cut into the asphalt pavement in the intersection of Independence Park Drive, said mark being in the edge of East Seventh Street as originally laid out, fifty feet wide and twenty-five feet southwesterly from the center line of East Seventh Street as now constructed, and three hundred and twelve feet measured southeasterly parallel to said center line, the original corner on said street between lots thirteen and fourteen of block twenty-two of
Piedmont, according to the plot thereof recorded in book two hundred and two, page four hundred and eighty-five, in the Mecklenburg County registry, and being the original southeasterly corner of said block, formerly marked by a stone; runs thence with the original line of Independence Park (said line being at an angle of thirty-six degrees fifty-five minutes to the left from the original southeasterly edge of East Seventh Street, produced, northwesterly thirteen and three-tenths feet to an iron stake, the present southeasterly corner of said block twenty-two, in the new southeasterly edge of East Seventh Street since its improvement and widening to the width of sixty-six feet, said iron stake being three hundred and one and sixty-five-one hundredths feet measured southeasterly along said new edge of street from the new corner between said lots thirteen and fourteen in said block twenty-two, and being the point of beginning of this description; and runs thence continuing the same course on the old line of Independence Park two hundred and ten feet to an iron stake; thence southeasterly parallel to East Seventh Street seventy feet to an iron stake in the northeasterly edge of the thirty-foot Independence Park driveway as now graded; thence with the said edge of driveway one hundred and sixty feet to the point of beginning, containing as described four thousand four hundred and thirty-five square feet, more or less, and being a portion of Independence Park.

As the consideration for the conveyance of the above described property, the vestry of St. Martin's Episcopal Church, or the body of said church which holds legal title to the tract herein-after described, is to make, execute and deliver to the said Charlotte Park and Recreation Commission a deed in fee simple conveying property described as follows:

Beginning at an iron stake, the rear corner between lots thirteen and fourteen of block twenty-two of Piedmont, according to the plat thereof recorded in book two hundred and two, page four hundred and eighty-five of the office of the register of deeds of said Mecklenburg County, and running thence southeasterly, parallel to East Seventh Street, forty-five feet to a point in the old line of Independence Park; thence with the said old line of Independence Park (at an angle of thirty-six degrees and fifty-five minutes to the left from the forward prolongation of the last named line) sixty-nine and ninety-two-one hundredths feet to an iron stake; thence northwesterly, parallel to East Seventh Street, one hundred and nine-tenths feet to an iron stake in the old line between lots thirteen and fourteen of said block twenty-two; thence with the line of said lot thirteen northwesterly forty-two feet to the point of beginning; containing as described three thousand one hundred square feet, more or less.

If the said park and recreation commission may desire ownership of the same, there may also be included in the above

Consideration for conveyance.

Description of land to be conveyed to commission.

Additional land.
described tract of land to be conveyed by the said church a
small tract containing one thousand and five square feet, more
or less, lying contiguous to the said tract on its northeasterly
side.

Sec. 2. That this act shall be in force and effect from and
after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 90

AN ACT TO IMPOSE A LICENSE TAX UPON DEALERS IN
SECOND-HAND CLOTHING IN ELIZABETH CITY.

The General Assembly of North Carolina do enact:

Section 1. That the board of aldermen of Elizabeth City is
hereby authorized, empowered, and directed to levy, impose, and
collect each year a license tax of fifty dollars upon every person,
firm or corporation engaged within the corporate limits of Eliza-
beth City in the business of selling used or second-hand suits,
overcoats, shirts, or underwear, or any other used or second-hand
clothing of any description.

Sec. 2. That all licenses or permits required under section one
of this act shall be applied for and the license paid to the city
auditor before the person, firm, or corporation engages in the said
business of selling second-hand clothing.

Sec. 3. That each license issued under the provisions of this
act shall be dated September first of each year, and shall expire
on the thirty-first day of August, next succeeding its issuance.

Sec. 4. That it shall be unlawful for any person to carry on
the trade or business of selling second-hand clothing in Elizabeth
City without having in his actual possession at the time of carry-
ning on said trade or business the said license or the duly
authenticated duplicate thereof.

Sec. 5. Any person, firm, or corporation violating the pro-
visions of this act shall be guilty of a misdemeanor, and upon
conviction shall be fined not more than fifty dollars, or imprisoned
not more than thirty days, within the discretion of the court.

Sec. 6. That this act shall not be applicable to the sale of
second-hand clothing for charitable purposes only, or to the sale
of second-hand clothing which has been the personal wearing
apparel of the person selling same.

Sec. 7. That all laws and clauses of laws in conflict with
the provisions of this act are hereby repealed.

Sec. 8. That this act shall be in force from and after its
ratification.

Ratified this the 19th day of December, A.D. 1921.
CHAPTER 91
AN ACT TO AMEND CHAPTER 104 OF THE PRIVATE LAWS OF 1913, AND CHAPTER 8 OF THE PRIVATE LAWS OF 1917, SAME BEING THE CHARTER OF THE TOWN OF MORGANTON.

The General Assembly of North Carolina do enact:

Section 1. That section three of article one of chapter one hundred and four of the Private Laws of one thousand nine hundred and thirteen, be and the same is hereby stricken out, and in lieu thereof the corporate limits of the town of Morganton shall include all the territory situate within one and one-eighth miles of the center of the courthouse, excepting from said boundary any land belonging to the Western Hospital for the Insane and School for the Deaf; and, Provided, when said corporate limits reach the Catawba River it shall run with the meanders of said river.

Sec. 2. That section one of chapter eight of the Private Laws of one thousand nine hundred and seventeen, be stricken out, and in lieu thereof it is hereby ordained that the territory embraced within the corporate limits, as provided within section one of this act, shall be divided into four wards, to be known as Ward Number One, Ward Number Two, Ward Number Three and Ward Number Four.

Ward Number One shall contain the territory within the following boundaries, to wit: Beginning at the center of Union Street where intersected by Sterling Street and running thence with Sterling Street, in a northwestern direction to the street in front of the First Presbyterian Church, and thence with the street in front of said church, passing the residence of Hugh Howard, to Green Street, and thence in the same direction as Green Street runs to the McDowell Ford road and thence with McDowell Ford road to the corporation line, thence in an easterly direction with the corporation line as it meanders to Union or East Union Street, thence a westerly course, with said Union Street to the beginning.

Ward Number Two shall contain the territory within the following boundaries, to wit: Beginning at the center of Union Street where intersected by Sterling Street, and running thence with Sterling Street, a southeastwardly direction, to the tracks of the Southern Railway Company, thence with the road leading to the State Hospital for the Insane to the corporation line, thence a northwardly direction with the corporation line as it meanders to Union or East Union Street, thence with said Union Street to the beginning.

Ward Number Three shall contain the territory within the following boundaries, to wit: Beginning at the center of Union Street,
Repealing clause.

Ward number four.

Ward Number Four shall contain the territory within the following boundaries, to wit: Beginning at the center of Union Street where intersected with Sterling Street and running thence up Union or West Union Street as it meanders to the old Asheville road, thence with said road to Union or West Union Street, thence with said street to the beginning.

Sec. 3. That all laws and clauses of laws in conflict with this act be and the same are hereby repealed.

Sec. 4. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 92

AN ACT EXTENDING THE CORPORATE LIMITS OF THE TOWN OF SOUTHERN PINES.

The General Assembly of North Carolina do enact:

SECTION 1. That section two of chapter two hundred and fourteen of the Private Laws of one thousand nine hundred and five, be and the same is hereby amended as follows: Strike out lines sixty-five, sixty-six, sixty-seven, sixty-eight, sixty-nine, and the first two words on line seventy of section two of said chapter two hundred and fourteen, reading as follows: "thence as the line of the said old hedge-row south fifty-five degrees fifty-one minutes forty seconds west six thousand one hundred and fifty-one feet to the old Morganton road; thence as the said old Morganton road north seventy-eight degrees twenty minutes thirty seconds west nine hundred and thirty-four and one-tenth feet," and inserting in lieu thereof the following: "thence as the line of said old hedge-row south fifty-five degrees fifty-one minutes forty seconds west three thousand five hundred and one feet to the northerly line of Connecticut Avenue and Raeford road as shown on the plan entitled 'subdivision plan of Weymouth...
Heights' and filed in the office of the register of deeds of Moore County, North Carolina; thence with the northerly line of the said Raeford road one thousand four hundred and twenty-nine feet to the south corner of lot number eighty-four in Southern Bell Telephone Company's line, as shown on above mentioned plan of Weymouth Heights; thence south forty-six west with said telephone line seven hundred and eighty-two feet to the south corner of lot number seventy-nine; thence with said telephone line south fifty-seven west two thousand four hundred and thirty feet to the south corner of lot number nineteen, in the boundary line of Weymouth Heights, as shown on above mentioned map of Weymouth Heights; thence with said boundary line north thirty-three west one thousand nine hundred and sixty-seven feet to the old Morganton road; thence on the said old Morganton road north seventy-eight degrees twenty minutes thirty seconds three hundred and seventy-five feet": Provided, that nothing herein contained shall be construed to authorize or empower the board of aldermen of the town of Southern Pines, or any officer, or department of said town, to lay out, establish, change, alter, or interfere with any of the streets, side-walks, alleys, parks, driveways, or public places now existing in the new portion of the corporate limits of said town of Southern Pines, known as Weymouth Heights, as designated or delineated on the map of said Weymouth Heights, as recorded in the office of the register of deeds for Moore County.

Sec. 2. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 93

AN ACT PROVIDING FOR THE ISSUANCE OF BONDS OF SALUDA SCHOOL DISTRICT IN POLK COUNTY IN EXCHANGE FOR AN EXISTING SCHOOL BUILDING.

The General Assembly of North Carolina do enact:

Section 1. That the twenty thousand dollars bonds heretofore voted in Saluda School District at an election held on the twentieth day of February, one thousand nine hundred and twenty, for the purpose of building and equipping a public school-house in and for said school district, may, at the option of the board of education of Polk County, be exchanged for an existing building in said district and the lot on which the same is situated: Provided, said existing building is determined by said county board of education to be adapted to use as a school building and to be of the value of not less than the par value
of the bonds for which it is exchanged and the accrued interest thereon, if any: *Provided*, that the judgment of the county board of education shall be conclusive as to the value of the building and the lot so taken in exchange.

**Sec. 2.** Any and all proceedings heretofore taken by the board of education of Polk County in the matter of acquiring such existing building in exchange for bonds of the school district are hereby validated and confirmed.

**Sec. 3.** Any and all proceedings of the board of county commissioners of Polk County, and the election officers appointed by them in calling, giving notice of, holding, and canvassing said election, be and the same are hereby ratified and confirmed, and the said bonds when delivered in exchange as herein provided are declared to be the valid obligations of said Saluda School District, and the tax provided by said election shall annually be levied on all subject to taxation within the district so long as any of said bonds shall be outstanding.

**Sec. 4.** All acts and parts of acts in conflict with this act are hereby repealed.

**Sec. 5.** This act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

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**CHAPTER 94**

AN ACT TO RE-ENACT AN ACT TO AUTHORIZE THE BOARD OF GRADED SCHOOL TRUSTEES OF GRANITE FALLS TO ISSUE BONDS AND TO VALIDATE AND RATIFY AN ISSUE OF $75,000 BONDS OF GRANITE FALLS SCHOOL DISTRICT, AND THE ACTS AND PROCEEDINGS AUTHORIZING SAID BONDS, AND TO PROVIDE FOR THE LEVY OF TAXES TO PAY SAID BONDS.

Whereas the General Assembly at its regular session of one thousand nine hundred and twenty-one, did enact or attempt to enact an act to authorize the board of graded school trustees of Granite Falls to issue bonds, which act was enrolled and ratified the twenty-eighth day of February, one thousand nine hundred and twenty-one; and

Whereas the Journal of the Senate of said session failed to show that a certain amendment made by the House of Representatives was concurred in by the Senate; and

Whereas the question of issuing seventy-five thousand dollars bonds of said district was submitted to the qualified voters there-of at an election held on the twelfth day of April, one thousand nine hundred and twenty-one, as provided in said act, after a
new registration, and a majority of all the registered voters voted in favor of the issuance of said bonds: Now, therefore, in order that all defects in the enactment of said law and in the authorization of said bonds may be cured.

The General Assembly of North Carolina do enact:

SECTION 1. That the act entitled “An act to authorize the board of graded school trustees of Granite Falls to issue bonds,” as enrolled and ratified on the twenty-eighth day of February, one thousand nine hundred and twenty-one, be reënacted in all its parts, including sections one, two, three, four, five, six and seven, but such reënactment shall not be construed as requiring another election to be held on the question of the issue of the bonds authorized thereby, an election which determined such question in the affirmative having already been held.

SEC. 2. That notwithstanding any alleged lack of authority for the holding of an election to authorize said bonds, either under the aforesaid act or under the general acts authorizing the issuance of school bonds, all the acts and proceedings of the board of trustees of Granite Falls School District and of the board of elections of Caldwell County and of the registrar and judges of said election in calling, holding, and canvassing the same, and in authorizing the issuance of, advertising, and selling said bonds be and hereby are validated, ratified, and confirmed, and the said bonds when delivered and paid for, pursuant to said proceedings, shall be the valid and legally binding obligations of said school district.

SEC. 3. In case the said bonds shall not be accepted and paid for by the purchaser to whom they were heretofore awarded by said board of trustees within thirty days after the ratification of this act, said board of trustees may sell said bonds at private sale, at not less than par and accrued interest, and in making such sale may, if it deem best, pass new resolutions providing for the issuance of the bonds with maturities and other details differing from those heretofore fixed.

SEC. 4. That neither in the enactment nor in the reënactment of said act shall this General Assembly be deemed to have intended to establish or change the lines of said district, the boundaries of said district having been established prior to the tenth day of January, one thousand nine hundred and seventeen, and if the boundaries of said district as established prior to said tenth day of January, one thousand nine hundred and seventeen, shall be found to differ in any respect from the boundaries as set forth in the aforesaid act, then the statement of boundaries in said act shall be deemed to be incorrect and to be of no effect.

SEC. 5. This act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.
CHAPTER 95

AN ACT TO AUTHORIZE THE BOARD OF GRADED SCHOOL TRUSTEES OF THE TOWN OF CHAPEL HILL TO ISSUE BONDS AND LEVY A TAX FOR THE PURPOSE OF BUYING LAND TO ENLARGE THE SCHOOL SITE, CONSTRUCTING AND EQUIPPING ADDITIONS TO THE PRESENT SCHOOL BUILDING, AND CONSTRUCTING AND EQUIPPING A BUILDING FOR PHYSICAL EDUCATION; AND AMENDING SECTION 2 OF CHAPTER 2, PRIVATE LAWS OF 1909.

The General Assembly of North Carolina do enact:

SECTION 1. That for the purpose of raising money to buy land for enlarging the school site, for erecting and equipping additions to the graded school building of the town of Chapel Hill, and for erecting and equipping a building for physical education, the board of graded school trustees of the town of Chapel Hill is hereby authorized and empowered to issue bonds to an amount not exceeding forty thousand dollars, payable at such time and place as it may designate, which bonds shall bear interest not exceeding six per cent per annum, payable semiannually at such time and place as the said board may designate, and evidenced by coupons attached to said bonds. Said bonds shall be signed in the name of the board of graded school trustees of the town of Chapel Hill, under its corporate seal, by the chairman of said board and attested by its secretary, and shall mature serially, in such amounts as may be determined by said board, within a period not exceeding thirty years from the date of their issue.

Sec. 2. That none of said bonds shall be disposed of by sale, exchange, hypothecation, or otherwise for less price than their par value, nor shall said bonds or their proceeds be used for any other purposes than those declared in section one of this act: Provided, that this shall not be construed to prevent said board of graded school trustees of the town of Chapel Hill from using a part of said proceeds for the payment of obligations already assumed for permanent improvements such as additions to the building and equipment of said school plant.

Sec. 3. That for the purpose of providing for the payment of said bonds at their maturity, the board of aldermen of the town of Chapel Hill shall, annually, at the time of levying the municipal taxes, commencing with the fiscal year beginning the first Tuesday in May next following the election provided for in this act, levy and lay a special tax on all polls and on all real and personal property subject to taxation within said graded school district, sufficient to meet the annual accruing interest on said bonds and to retire such serial bonds of this issue as may fall due each year.
Sec. 4. That such taxes shall be collected by the town tax collector as other municipal and public graded school taxes are collected; and the said tax collector shall pay over the same to the treasurer of the board of graded school trustees of the town of Chapel Hill, and the treasurer of the said board of trustees shall pay out said taxes only upon warrant of said trustees, signed by the chairman and secretary of said board of trustees, and exclusively for the purpose for which they are collected: Provided, that the said tax collector and said treasurer shall enter into bond in such amounts as the said board of trustees may direct; that of the tax collector conditioned upon the faithful collection and paying over of said taxes and other funds which may come into his hands for the use of said graded schools, and that of the treasurer for the proper disbursement and safe-keeping of the same; and the said tax collector and treasurer shall be allowed such compensation as the board of trustees may fix.

Sec. 5. That the provisions of this act with reference to the issuing of said bonds and the levying of said taxes shall be submitted to the qualified voters of Chapel Hill Graded School District for ratification or rejection at an election to be called by the board of aldermen of the town of Chapel Hill, and such election shall be held as elections for mayor and aldermen are held in said town, and all of the provisions of the law governing the holding of such municipal elections shall apply thereto, unless otherwise herein provided. Notice that such an election has been called shall be published for not less than thirty days in some newspaper published in Chapel Hill, which notice shall state the purpose of such election and the time and place at which it is to be held, and shall recite, in full or in substance, sections one, two, and three of this act. At such election those qualified voters in said Chapel Hill Graded School District, favoring the issuing of said bonds and the levying of the particular taxes herein provided for, shall vote a written or printed ballot containing the words "For School Bonds," and those opposing the issue of said bonds and the levying of such taxes shall vote a ballot containing the words "Against School Bonds." It shall be the duty of the registrar and judges of election to count and declare the result thereof; and if it shall be found that a majority of the qualified voters voted "For School Bonds," it shall be deemed and held that a majority of the qualified voters of said graded school district are in favor of the provisions of this act, and the same shall immediately be in full force and effect. Said registrar and judges of election shall prepare and file with the town clerk an abstract setting forth the number of votes cast, and how cast, in the graded school district at such election: the number of qualified voters therein, and the result of such election as judicially determined and declared by them. The
Copy to school trustees.

Issue and sale of bonds.

Further elections.

Sale of bonds.

Custody of proceeds.

Bond of treasurer.

Proviso: obligation of purchaser divested.

Tax rate.

Levy of school tax.

town clerk shall forthwith furnish to the said board of graded school trustees of the town of Chapel Hill a copy thereof, to the correctness of which he shall certify over his hand and the corporate seal of the town of Chapel Hill.

Sec. 6. That should the result of such election be favorable to such bond issue, said board of graded school trustees of the town of Chapel Hill shall without unnecessary delay proceed to issue the same in an amount not exceeding the sum of forty thousand dollars, and make sale thereof in such manner and upon such time as said board of trustees shall deem most advantageous, subject, however, to the provisions of this act. Should the result of this election be unfavorable to the bond issue, then the board of aldermen of the town of Chapel Hill may at any time thereafter call another election and again submit the same question as herein involved to the qualified voters of Chapel Hill School District, under the same rules and regulations as provided for this election, including a new registration as provided for in section nine of this act; and if at any subsequent election the majority of votes cast shall be "For School Bonds," it shall have the same force and effect as if no election had previously been held.

Sec. 7. That the said bonds may be sold at private or public sale, with or without notice, subject, however, to the provisions of this act, as the board of graded school trustees of the town of Chapel Hill may direct, and the proceeds turned over to the treasurer of the board of graded school trustees of the town of Chapel Hill, who shall give such bond for the safe-keeping and disbursement of said fund as shall be required of him by said board: Provided, that the purchasers of said bonds shall in no case be required to see to the application of the proceeds of the sale thereof.

Sec. 8. That section two of chapter two, Private Laws of one thousand nine hundred and nine, entitled "An act to establish graded schools in the town of Chapel Hill," be and the same is hereby amended by striking out the words "thirty-three and one-third cents" whenever they occur in said section, and substituting in lieu thereof the words "fifty cents," and further by inserting the words "and fifty cents" immediately after the words "one dollar" in said section, so that this section, as amended, shall read as follows: "That for the purpose of defraying the expenses of the public graded schools provided for in this act, the board of aldermen of the town of Chapel Hill shall, annually, and at the time of levying the municipal taxes, commencing with the fiscal year beginning the first day of June, one thousand nine hundred and nine, levy a particular tax on all subjects of taxation within the limits of said graded school district on which said board of aldermen may now or hereafter be authorized to lay and levy taxes for any purpose whatsoever; said particular
tax to be such percentage on all real and personal property and on all other subjects of taxation as the board of graded school trustees herein provided for shall recommend; the rate in no case, however, to be less than twenty-five nor more than fifty cents on the one hundred dollars valuation of real and personal property, and not less than seventy-five cents nor more than one dollar and fifty cents on each taxable poll."

Sec. 9. That a new registration of the qualified voters of the said graded school district shall be required for the purpose of said special tax election, and said registration shall be conducted in accordance with the requirements for election of mayor and aldermen of said town of Chapel Hill.

Sec. 10. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 11. That this act shall be in force and effect from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 96
AN ACT TO AMEND CHAPTER 10, PRIVATE LAWS OF NORTH CAROLINA, EXTRA SESSION OF 1920.

The General Assembly of North Carolina do enact:

Section 1. That chapter ten (10), Private Laws of North Carolina, session of one thousand nine hundred and twenty, be and the same is hereby amended by adding at the end of section four of said act the following: "The said bonds and coupons, or notes issued in anticipation of the sale of said bonds, or for the payment of the interest thereon, shall be exempt from all State, county, and municipal taxation or assessments, direct or indirect, general or special, which may be imposed for general revenue or otherwise, and the interest thereon shall not be subject to taxation as for incomes, nor shall said bonds and coupons or notes issued in anticipation of the sale of said bonds, or for the payment of the interest thereon, or installment of principal, be subject to taxation when constituting a part of the surplus of any bank, trust company, or other corporation."

Sec. 2. That chapter ten (10), Private Laws of North Carolina, extra session of one thousand nine hundred and twenty, be and the same is hereby amended by adding a new section thereto to be designated as section nine (9) of said act, the said new section to read as follows:

"Sec. 9. Nothing herein contained shall prevent the county board of education of Warren County, or other lawful authority, from hereafter enlarging, extending, or increasing the boundaries

9—Private
of said district, or from taking more territory into the limits of said district, or from consolidating said district and other districts or parts of districts into a consolidated district, in the manner as provided by section five thousand four hundred and seventy-three of the Consolidated Statutes of North Carolina, or acts supplementary thereto or amendatory thereof, or otherwise as is or may hereafter be allowed and authorized by law."

Sec. 3. That all laws and clauses of actions in conflict with the provisions of this act be and the same are hereby repealed.

Sec. 4. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 97

AN ACT TO INCORPORATE THE CHILDREN'S HOME OF UNION COUNTY AND TO PROVIDE FOR SAME.

The General Assembly of North Carolina do enact:

SECTION 1. That a charitable corporation without any capital stock, to be known and designated as the Children's Home of Union County, be and the same is hereby created, and as such corporation it is authorized and empowered to accept and use donations and appropriations, and to do all other things necessary and requisite to be done in the furtherance of the purpose of its organization and existence as hereinafter set forth.

Sec. 2. That said corporation shall have the right to buy and sell and own real and personal property, to sue and be sued, to adopt and use a common seal, and in general to do any and all acts necessary and proper in the conduct and management of a home for indigent or orphan children of Union County.

shall serve for one year. This board shall have the right to fill vacancies and to be a self-perpetuating body with the right on its part to increase or reduce the members constituting the board: Provided, that one-third of the members shall always serve for one year, one-third for two years, and one-third for three years, and until their successors are appointed.

Sec. 4. The board of managers shall appoint from among its members a president, a vice-president, a secretary, and a treasurer, who shall hold office for one year from the date of their appointment and until their successors are appointed. The office of secretary and treasurer may be combined in one. The board shall also appoint a superintendent and fix the compensation and duties thereof. The entire management and control of the institution shall be regulated and supervised by the board of managers and to this end the board may adopt such by-laws and rules as it may deem advisable and alter the same at will.

Sec. 5. The judge of the juvenile court of Union County is hereby authorized to designate this institution as a home for such children as may be brought before him for disposition in the exercise of his duties, but no child shall be entered or cared for at said institution except by approval of the board of managers thereof, or by the authority designated by them, and the duration of the custody of such child shall also be determined by said board.

Sec. 6. The board of county commissioners for Union County are hereby authorized and required to pay to the treasurer of said institution each month after the passage of this act, not less than eight and not exceeding twelve dollars per capita per month, to assist in the care and maintenance of each child ordered to the custody of said institution by the juvenile court as authorized by section five under this act.

Sec. 7. This act shall go into effect immediately upon its passage.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 98

AN ACT RELATING TO A BOND ISSUE OF THE CITY OF HIGH POINT FOR A MUNICIPAL BUILDING.

The General Assembly of North Carolina do enact:

Section 1. All ordinances, resolutions, and other acts and proceedings passed, done or taken by the city council of the city of High Point or by any officers or official board of said city after the first day of December, one thousand nine hundred and twenty-one, and before the ratification of this act, relating to

Board self-perpetuating. Number of members. Proviso: terms of office.

Organization. Secretary-treasurer.

Superintendent.

By-laws and rules.

Designation as home for delinquent children.

Approval of board of managers.

Duration of custody.

Appropriation from county.

Ordinances, acts and proceedings validated.
the issuance of bonds of the city of High Point for the purpose of constructing or equipping a municipal building for said city, or acquiring land for said purpose, or relating to the issuance of notes of said city in anticipation of the sale of said bonds, are hereby legalized and validated. All of said ordinances and resolutions shall be in full force and effect immediately upon the ratification of this act, and the city council of the city of High Point is hereby authorized to issue said bonds or notes immediately, notwithstanding that any such ordinance or resolution provided that it shall take effect at a future time, or that the taking effect thereof shall depend upon the happening of a future event.

Sec. 2. All acts and parts of acts inconsistent with this act, including acts passed at the present session of the General Assembly, are hereby repealed.

Sec. 3. This act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 99

AN ACT TO VALIDATE $20,000 BONDS, FOR PUBLIC IMPROVEMENT OF THE TOWN OF FRANKLIN, ISSUED APRIL 1, 1921, UNDER CHAPTER 189 OF THE PRIVATE LAWS OF 1915, AND TO AUTHORIZE THE TOWN OF FRANKLIN TO ISSUE BONDS FOR A MUNICIPAL BUILDING, AND FOR OTHER PURPOSES.

The General Assembly of North Carolina do enact:

Section 1. That all proceedings of the town of Franklin in Macon County, and of the board of aldermen thereof for the issuance of twenty thousand dollars public improvement bonds, issued on the first day of April, one thousand nine hundred and twenty-one, under and by virtue of chapter one hundred and eighty-nine of the Private Laws of one thousand nine hundred and fifteen, are hereby ratified and legalized, and said bonds are valid and binding obligations of the said town of Franklin.

Sec. 2. That there shall be raised annually by a special tax upon all taxable property in the said town of Franklin, in the same manner as other taxes are levied and collected, a sum of money sufficient to pay the interest on said bonds as the same may accrue, and there shall also be levied and collected in the same manner a sum which shall be paid into a sinking fund, which will, together with the accumulations thereof, provide a fund sufficient to pay the principal of said bonds at maturity. That the issuance of said bonds as validated under this act and
the levying and collection of taxes for the payment of the interest on said bonds, and also for the payment of the principal of said bonds, shall not be subject to any limitations imposed by any other law upon the amount of the indebtedness of said town, or upon the amount or rate of taxes levied and collected thereon.

Sec. 3. That the said town of Franklin is hereby authorized and empowered to build a fire house and municipal building for the use of said town, and the board of aldermen of the said town of Franklin is hereby authorized to issue and sell bonds of said town, in addition to the bonds hereinbefore validated, in an amount not exceeding ten thousand dollars, for the purpose of purchasing necessary lots and for constructing, building, and equipping the said fire house and municipal building, said bonds to be issued in such denominations and in such proportion as the board of aldermen of said town may deem advisable, said bonds to bear interest from the date thereof at a rate not exceeding six per cent per annum, with interest coupons attached, interest to be payable semiannually at such time and place as may be deemed advisable by said board, said bonds to run for a period not exceeding thirty years, and the principal thereof payable or redeemable at such time or times not exceeding thirty years from the date thereof, and at such place or places as the board of aldermen may determine. And said bonds, when so issued, are hereby declared to be a valid lien and charge upon all the taxable property within the corporate limits of the town of Franklin, and there shall be raised annually by special tax upon all the taxable property in said town of Franklin, in the same manner as other taxes are levied and collected, a sum sufficient to pay the interest on said bonds as the same accrues; and there shall be also levied and collected in the same manner, a sum which shall be paid into a sinking fund, which will, together with the accumulations thereof, provide a fund sufficient to pay the principal of said bonds at maturity. The issuance of said bonds under this act and the levying and collection of taxes for the payment of the interest on said bonds, and also for the payment of the principal of said bonds, shall not be subject to any limitation imposed by other laws upon the amount of the indebtedness of said town or upon the amount or rate of taxes levied and collected thereon.

Sec. 4. That the board of aldermen of the said town of Franklin are hereby authorized and empowered, if deemed expedient by them, to build such fire houses and municipal building in connection either with the board of county commissioners of Macon County, or the Macon County Memorial Association, its successors or assigns or both, and, if deemed expedient, to convey to the county of Macon or the Macon County Memorial Association, its successors or assigns, a specific portion or story of said building, or the said board of aldermen may build said fire house and
Obligation of bond-holders divested.

Special tax for streets.

Limit of rate.

Repealing clause.

Sec. 5. That for the purpose of constructing, maintaining, and repairing the streets of the town of Franklin, the board of aldermen of the town of Franklin are hereby authorized, directed and empowered to levy annually a special tax on the taxable property within the corporate limits of said town, which tax shall not exceed twenty cents on the one hundred dollars valuation of property, which tax shall be levied and collected annually as other taxes of said town are collected.

Sec. 6. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

Sec. 7. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 100

AN ACT TO AUTHORIZE THE BOARD OF TRUSTEES OF BISCOE GRADED SCHOOL DISTRICT TO BORROW MONEY IN ANTICIPATION OF THE SALE OF BONDS, AND ISSUE NOTES THEREFOR.

The General Assembly of North Carolina do enact:

Section 1. That the board of trustees of Biscoe Graded School District, sometimes called Biscoe Special-tax School District, are hereby authorized and empowered to borrow money in anticipation of the sale of bonds heretofore authorized by vote, and issue a note or notes therefor in an aggregate amount not exceeding twenty thousand dollars ($20,000). Said note or notes issued in renewal thereof shall mature not later than January one, one thousand nine hundred and twenty-three. All notes issued hereunder, with interest thereon, shall be paid out of the proceeds of the sale of said bonds.

Sec. 2. Any notes heretofore issued by the board of trustees in anticipation of the sale of said bonds, and not in excess of the aggregate amount herein specified, are hereby validated and confirmed.

Sec. 3. This act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.
CHAPTER 101

AN ACT TO AMEND CHAPTER 338, PRIVATE LAWS OF 1893, RELATING TO SUPREME LODGE, KNIGHTS OF HARMONY.

The General Assembly of North Carolina do enact:

Section 1. That section one (1) of chapter three hundred and thirty-eight (338) of the Private Laws of one thousand eight hundred and ninety-three (1893), be and the same is hereby amended by striking out the words "thirty" in line six (6) thereof, and inserting in lieu thereof the words "sixty."

Sec. 2. That this act shall be in force from and after its ratification.

Sec. 3. That all laws and clauses of laws in conflict with this act are hereby repealed.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 102

AN ACT TO RATIFY AND VALIDATE BONDS OF THE CONSOLIDATED SCHOOL OF CANDOR, MONTGOMERY COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That all proceedings heretofore taken from the creation of the Consolidated School of Candor, Montgomery County, and all proceedings heretofore taken by the board of commissioners of Montgomery County for the issuance of forty thousand dollars bonds of said Consolidated School of Candor, which bonds were authorized by vote of the people at an election held June fourteenth, one thousand nine hundred and twenty-one, be and the same are hereby ratified, and when the said bonds shall have been delivered and paid for at not less than par and accrued interest, they shall constitute valid obligations of said school district, and for the payment of principal and interest of said bonds, a direct annual tax not exceeding forty cents on the one hundred dollars valuation of property, and one dollar and twenty cents on the poll, as authorized by the voters at said election, shall be annually levied and collected; for the issuance of said bonds, the said school district is hereby created a body corporate and politic.

Sec. 2. This act shall be in force and effect from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.
CHAPTER 103

AN ACT TO AUTHORIZE THE TOWN OF CLINTON TO ISSUE AND SELL BONDS TO PAY OFF ITS FLOATING DEBT AND PROVIDE AGAINST DEFICIT IN ITS GENERAL FUND.

The General Assembly of North Carolina do enact:

Section 1. In order to provide money to pay the floating indebtedness and deficits in the general fund of the town of Clinton, North Carolina, incurred for the necessary general expenses of said town, the board of commissioners of said town is hereby authorized and empowered to issue and sell bonds of said town to such amount, not to exceed in the aggregate fifty thousand dollars ($50,000), and to be of such form, tenor, and denominations, and to bear such rate of interest not exceeding six per centum per annum, payable semiannually or annually, and with the principal thereof payable at such time or times not exceeding thirty years from date of issue, and at such place or places within or without this State, as said board of commissioners shall by appropriate resolution or resolutions direct and provide.

Sec. 2. Said bonds shall be numbered serially and consecutively beginning with number one, and shall be signed by the mayor, attested by the town clerk, and impressed with the corporate seal of said town, and upon delivery when so executed, shall become the valid and binding obligations of said town of Clinton, for the payment of the principal and interest of which the full faith and credit of said town is hereby pledged, notwithstanding any changes of the officers or corporate seal of said town after said bonds, or any part thereof, are delivered, and if coupons be attached to said bonds, said coupons may be executed by either the genuine or lithographed signature of the mayor of said town of Clinton.

Sec. 3. Said bonds shall be sold at not less than par, but may be sold either publicly or privately, in the discretion of said board of commissioners, and in case of public sale thereof such sale shall be made after such advertisement as said board of commissioners prescribe. Said bonds may be issued and sold from time to time during the period of five years next after the ratification of this act, and in such quantities, numbers, and installments as said board of commissioners in their discretion may elect.

Sec. 4. No limitation of the taxing powers of said board of commissioners of said town, or other governmental authority invested with the powers of taxation shall prevent the levying of sufficient tax to pay the principal and interest of the bonds issued and sold under this act, and the board of commissioners of said town of Clinton is hereby authorized, empowered, and re-

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quired to levy from time to time sufficient tax to pay the principal and interest of said bonds according to their tenor: Provided, however, that in levying said tax the constitutional equation between property and polls shall be observed: Provided further, that said tax, so levied upon the taxable property and polls in said town, shall be levied at the same time, and collected and accounted for in such manner, as other ad valorem and poll taxes of said town are levied, collected, and accounted for.

Sec. 5. Said bonds, prior to their maturity, shall be exempt from taxation by said town of Clinton, and if coupons be attached thereto, such coupons, when past due, shall be at all times receivable in payment of taxes due to said town for any purpose whatsoever.

Sec. 6. All laws, and clauses of laws, in conflict with this act, in so far as this act is concerned, are hereby repealed.

Sec. 7. This act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 104

AN ACT AUTHORIZING THE TOWN OF BAILEY, IN NASH COUNTY, TO ISSUE BONDS FOR ELECTRIC LIGHT SYSTEM.

The General Assembly of North Carolina do enact:

Section 1. The board of commissioners of the town of Bailey, in Nash County, is hereby authorized to issue bonds of said city in an aggregate principal amount not exceeding twenty thousand dollars ($20,000), for the purpose of constructing, installing or equipping an electric light system for furnishing electric light to said town and its inhabitants, or for the purpose of paying or funding indebtedness heretofore or hereafter incurred for said purpose. All indebtedness heretofore incurred for said purpose is hereby legalized and validated. The said board of commis-
sioners is hereby further authorized to levy a sufficient annual tax on all taxable property in said town for the purpose of pay-
ing the interest on said bonds and providing a sinking fund suf-
ficient to pay the principal of said bonds at maturity, which tax shall be in addition to all other taxes authorized by law to be levied in said city.

Sec. 2. The said bonds shall be authorized by resolution of said board of commissioners, which resolution shall be in full force and effect immediately upon its passage. The said bonds shall be in such form and denomination, shall be executed in such manner, shall be payable at such time or times, not more than
Interest. tenth years after their date, and shall bear interest at such rate, not exceeding six per cent per annum, as said board of commissioners may by resolution direct. Said bonds may be sold at public or private sale, with or without published notice thereof, at not less than par.

Sec. 3. The powers conferred by this act are conferred in addition to and not in substitution for the existing powers of said town, and are not subject to any limitations or restrictions imposed by any other law. Nothing herein shall prevent the said town from issuing bonds under the Municipal Finance Act of one thousand nine hundred and twenty-one.

Sec. 4. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

Sec. 5. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 105

AN ACT TO AMEND CHAPTER 68, PRIVATE LAWS OF 1903, RELATING TO THE BOARD OF TRUSTEES OF SWAN QUARTER SCHOOL DISTRICT, HYDE COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That chapter sixty-eight, Private Laws one thousand nine hundred and three, be and the same is hereby amended by striking out section nine and inserting in lieu thereof the following: “That the county board of education of Hyde County shall, at its first regular meeting in July, one thousand nine hundred and twenty-two, elect three citizens of Hyde County as trustees for the public schools of said graded school district, and the said three trustees shall constitute a board of trustees for said district. The said trustees shall take office on the first Monday in August, one thousand nine hundred and twenty-two, and hold office for a term of two years and until their successors are elected and qualify. Vacancies occurring in said board, by reason of the expiration of the term of office of any said trustee or by reason of the death or resignation of any said trustee, shall be filled by election by the county board of education of Hyde County. The said county board of education of Hyde County at its first regular meeting in July, one thousand nine hundred and twenty-two, and each two years thereafter, shall elect three trustees as is prescribed above: Provided, that the position of said trustees shall not constitute an office within the meaning of article seven, section fourteen of the Constitution of this State.”
Sec. 2. That the board of trustees of Swan Quarter School District, Hyde County, as said board is now constituted, shall continue to hold office and to constitute said board and to exercise the powers and be subject to the duties of members of said board until the first Monday in August, one thousand nine hundred and twenty-two, and until their successors shall be elected, as is provided in this act, and shall properly qualify for office.

Sec. 3. This act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 106

AN ACT TO AMEND THE CHARTER OF THE TOWN OF ANDREWS, CHAPTER 135, PRIVATE LAWS OF 1905.

The General Assembly of North Carolina do enact:

Section 1. That chapter one hundred and thirty-five of the Private Laws of one thousand nine hundred and five, be and the same is hereby amended as follows:

(1) By striking out the "period" at the end of section twenty-five and inserting in lieu thereof a "semicolon," and by adding at the end of said section the following: "And to do all things and have all the powers that are now or may hereafter be given by law to cities and towns."

(2) That section twenty-six be amended by inserting a new sentence after the word "nuisances" and before the word "for" in line twenty of said section, as follows: "And the said board of aldermen is hereby given, in addition to the foregoing powers, all powers that are now or may hereafter be given to cities and towns by the Constitution or the General Assembly of the State of North Carolina."

(3) That the word "shall" in line seven of section twenty-seven be stricken out and the word "may" be inserted in lieu thereof. And by adding at the end of said section the following: "That in case the board of aldermen shall appoint a tax collector, other than the chief of police, the person so appointed shall have the same power and be required to do the same things as are now or may hereafter be given the chief of police for the town of Andrews, in connection with the collection of taxes."

(4) That the words "eighty-three and one-third cents" in subsection one of section thirty-four be stricken out and the words "one dollar" be inserted in lieu thereof; and the words "two dollars and fifty cents" in subsection two of said section...
thirty-four be stricken out and the words "three dollars" be inserted in lieu thereof; and by striking out and repealing subsections four and five of said section thirty-four.

(5) That section forty-one, together with subsections one to eight, inclusive, be and the same is hereby repealed, and the following is substituted in lieu thereof: "That the board of aldermen, in order to provide expenses incident to the proper government of Andrews, and all other expenses which may be by law authorized, may annually levy and collect license or privilege taxes on all businesses, trades, and professions, except such as are prohibited by the general laws covering the collection of license and privilege taxes in the State of North Carolina. The said board of aldermen shall have the power to fix the amount of such privilege taxes or license on the various businesses, trades, and professions, and provide for the method of levying and collecting the same. That said license or privilege taxes shall be levied annually before May thirty-first, and shall become effective on the first day of June, and said levy shall not require advertising before becoming effective."

Sec. 2. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 3. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 107

AN ACT TO ESTABLISH LOVE MEMORIAL GRADED SCHOOL DISTRICT IN LINCOLNTON TOWNSHIP, LINCOLN COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That all the boundary of territory lying in Lincolnton Township and Howard's Creek Township, heretofore known and designated as the "Hanes Special-tax School District," and described as follows, to wit: Beginning at the Massey-Lackey line on the west bank of South Fork River, then with the river as it meanders to the mouth of the old Hanes Schoolhouse branch, then with the said branch as it meanders to the old Dallas road, then with said road to Warren Beatty's line, then with his line to the Crouse Graded School District line, then with said line to the old Shelby road, then with said road to the old Dallas road, then with said road to the Massey-Lackey line, then with said line to the beginning, be and the same is hereby incorporated as the "Love Memorial Graded School District," in memory of the lamented Edgar Love, late of Lincoln County.
SEC. 2. That the graded school trustees for said district hereinafter provided for shall have entire and exclusive control of the graded school interests and property in the said district; shall prescribe rules and regulations for their own government, not inconsistent with the provisions of this act; shall elect their own chairman and secretary from their own number, for a term of two years each; shall employ and fix the compensation of teachers, and do all other acts and things that may be just, lawful, and advantageous, to conduct and manage the graded school interests in said district: Provided, that all children residents in the said district between the ages of six and twenty-one years resident children, upon the payment of reasonable tuition charges Provided further, that said trustees may receive as students nonresident children, upon the payment of reasonable tuition charges to be fixed by said trustees: Provided further, that said trustees may in their discretion charge a reasonable tuition for teaching any branches of study of a higher grade than those prescribed by the Legislature, or which may hereafter be so prescribed, to be taught in the public schools of the State.

SEC. 3. That Frank Love, T. S. Ramsey, S. P. Houser, A. E. Weaver, R. G. Epps, and Mrs. Lela Rudisill are hereby appointed trustees for the said graded school district, and they shall meet and qualify and organize within thirty days after the ratification of this act. That R. G. Epps and Mrs. Lela Rudisill shall hold their offices for two years after the first Monday in June, one thousand nine hundred and twenty-one; that S. P. Houser and A. E. Weaver shall hold their offices for four years after the first Monday in June, one thousand nine hundred and twenty-one; and that Frank Love and T. S. Ramsey shall hold their offices for six years after the first Monday in June, one thousand nine hundred and twenty-two. That on the first Monday in June, one thousand nine hundred and twenty-four, and biennially thereafter there shall be elected in the manner hereinafter set forth, two trustees of said district to succeed the two members of said board of trustees whose terms then expire, who shall hold office for six years. Should a vacancy occur then the remaining trustees shall elect some patron to fill the unexpired term.

SEC. 4. That for the purpose of electing trustees of said graded school district, there shall be held in the graded school building in said district, at noon on the first Monday in June, one thousand nine hundred and twenty-three, and biennially thereafter, a mass meeting of all the previous resident patrons of said district, of the age of twenty-one years and over, said meeting to be advertised in some newspaper of the county for two weeks prior to said date, and said meeting to be called to order and presided over by the chairman of said board of trus-
Distribution of blank ballots. Tellers.

Canvass of votes. Declaration of result.

Record of election. Trustees-elect to qualify.

Special taxes.

Apportionment from general school fund.

Incorporation. Corporate name. Corporate powers.

tees. That at said mass meetings the chairman shall cause to be distributed blank ballots, and that every resident patron present as above qualified, shall have the right to write the names of two taxpayers of said district on a ballot, which names shall indicate his choice for trustees for the ensuing six years. That the chairman shall name tellers who shall distribute the ballots and collect same, and said tellers, together with the secretary of the board, who shall also be secretary of said meetings, shall canvass the ballots and the secretary shall announce the names of those voted for and the number of votes received by each, and the chairman shall in open meeting declare the two resident patrons receiving the highest number of votes to be duly elected trustees of said graded school district for the ensuing six years to succeed the two members whose terms then expire. And the result of said election shall be entered by the secretary of the board in the minute book to be kept by said board. The persons so declared elected shall present themselves at the next meeting of the board of trustees and take the oath of office, from which time they shall be deemed to be members of said board of trustees.

Sec. 5. That the moneys arising from the special taxes here-tofore levied and collected for the purpose of running the public schools in said district shall be levied and collected in the manner prescribed in the general school law of the State, and placed to the credit of the said board of trustees of Love Memorial Graded School District; and the said rate of levy shall remain as heretofore levied for said district under the name of the Hanes Special-tax District, namely, twenty-five cents on each hundred dollars worth of property and seventy-five cents on each poll, in said district, which levy has been heretofore authorized by special election held under provisions of the general school law of the State, until the trustees may, at their best judgment after petition of two-thirds of resident patrons, reduce said levy as low as five cents on the hundred dollars, but no reduction on the poll.

Sec. 6. That to the said Love Memorial Graded School District shall be apportioned each school year its equitable and pro rata portion of the general public school fund for Lincoln County, and said money so apportioned to said district, together with the special district tax as above specified, shall be turned over to the county treasurer for said special school district.

Sec. 7. That the school trustees of said district shall be a body corporate by the name and style of "The Trustees of Love Memorial Graded School District," and by that name shall be capable of receiving gifts and grants; of purchasing and holding real and personal estate, or selling, mortgaging, and transferring the same for school purposes; of prosecuting and defending suits
for or against the corporation hereby created, of erecting buildings for school purposes, and of doing all things necessary and proper for the operation of a graded school in said district.

Sec. 8. That the said school trustees shall make an annual report to the board of education in Lincoln County of the receipts and disbursements of all school funds under their control; and they shall also make all reports to the said board of education as now or which may hereafter be required of public school committeemen of the various public school districts.

Sec. 9. That the board of education of Lincoln County are hereby authorized and directed to transfer, by execution of proper deed of conveyance, all public property, both real and personal, of every description, now belonging to the public schools in the territory hereby constituted the Love Memorial Graded School District, to the “Trustees of Love Memorial Graded School District,” as heretofore specified.

Sec. 10. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 11. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 108

AN ACT TO VALIDATE AN ELECTION HELD IN FOUR OAKS SCHOOL DISTRICT AND TO AUTHORIZE THE ISSUE OF BONDS THEREUNDER.

The General Assembly of North Carolina do enact:

SECTION 1. The election held in Four Oaks School District, sometimes called Ingrams Number Eight, in Johnston County, on the twelfth day of April, one thousand nine hundred and twenty-one, to authorize an issue of bonds of the said district to the amount of seventy-five thousand dollars ($75,000) to run for twenty years, and bearing interest at the rate of six per cent per annum, payable semiannually, is hereby confirmed, and the board of county commissioners of said county are hereby authorized to issue said bonds and turn same over to the county board of education, which board is hereby authorized to sell them at public or private sale, but for not less than par and accrued interest. The board of county commissioners of Johnston County is hereby authorized and directed to levy annually a special tax ad valorem on all taxable property in such school district for the purpose of paying the principal and interest of said bonds, as such principal and interest become due, which special tax
shall be in an amount sufficient for the said purpose and shall be in addition to all other taxes authorized to be levied in the said school district.

Sec. 2. No act passed at the present session of the Legislature shall be deemed to affect the provisions hereof, unless it shall refer expressly hereto.

Sec. 3. This act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 109

AN ACT TO AMEND ARTICLE 21, PART 1, CHAPTER 84, OF THE CONSOLIDATED STATUTES OF NORTH CAROLINA, AND CHAPTER 349, PRIVATE LAWS OF NORTH CAROLINA OF 1913, RELATING TO CHARTER OF NORTH CAROLINA AGRICULTURAL SOCIETY.

The General Assembly of North Carolina do enact:

Section 1. That section four thousand nine hundred and thirty-six (4936) of the Consolidated Statutes, be amended by striking therefrom after the word "estate," in line five, the following: "to the value of fifty thousand dollars ($50,000), and no more," and substituting in lieu thereof the following: "Provided, however, that upon a dissolution of said corporation, for any cause, all of its property, real or personal, after applying so much thereof as may be required to pay its debts and obligations, shall escheat to the State of North Carolina, except such property rights as may belong to the city of Raleigh."

Sec. 2. That section four thousand nine hundred and thirty-seven (4937) of the Consolidated Statutes be amended by inserting after the word "elect" in the first line thereof, the following: "from its membership," and by inserting after the word "necessary" in line three thereof the following: "or deemed advisable."

Sec. 3. That, in addition to the powers granted in article twenty-one, of chapter eighty-four of the Consolidated Statutes, the said North Carolina Agricultural Society shall have the power, through its governing body, to borrow money and make and issue its promissory notes, bills of exchange, bonds, and evidences of indebtedness for the purpose of said society, and to secure the payment of the same by deed of trust, mortgage, pledge, or otherwise upon its property, real and personal; should it be deemed necessary by the governing body of said society, for the purposes of said society and the furtherance of the objects thereof, and all such bonds, and all interest or income therefrom, shall be exempt from taxation in the hands of the holder
thereof. Said North Carolina Agricultural Society may, under that name, sue and be sued, plead and be impleaded in the courts, may purchase, hold, accept, and convey real and personal property, may have and use a common seal, and do all other things necessary or convenient for carrying forward the business and affairs of the society not inconsistent with the laws of the State.

Sec. 4. Said society shall, in addition to all the powers herefofore enumerated, have the right and power, and it shall be its duty, to encourage and promote agriculture, domestic science, domestic manufactunes, stock raising, poultry raising, mechanics, arts and crafts, and any and all other things conducive to the improvement and development of the State, and use any moneys it has at its disposal to promote, foster, and encourage all such matters and things as to the governing body of said society may seem proper and conducive to the accomplishment of the objects of said society.

Sec. 5. The membership of said society shall consist of such persons as may have heretofore been duly elected and qualified as life members thereof, and such other persons as may be elected to membership and qualify by the payment to the society of such dues as may be fixed by the society: Provided, however, that, except in cases of life members, any person ceasing to pay such dues, shall cease to be a member of said society.

Sec. 6. Any county, city, or town, may appropriate such moneys as may be deemed advisable by the governing authorities of such county, city, or town, to aid and cooperate in the objects of said society.

Sec. 7. That such portions of chapter three hundred and forty-nine (349), of the Private Laws of one thousand nine hundred and thirteen as are in conflict with this act are herewith repealed.

Sec. 8. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 110

AN ACT TO VALIDATE AN ELECTION HELD IN GILKEY CONSOLIDATED SCHOOL DISTRICT IN RUTHERFORD COUNTY ON THE 12TH DAY OF NOVEMBER, 1921.

The General Assembly of North Carolina do enact:

Section 1. That the election held in Gilkey Consolidated School District in Rutherford County on the twelfth (12th) day of November, one thousand nine hundred and twenty-one, to levy a tax of not more than twenty-five cents on the one hundred
dolars valuation of property in said district, for the purpose of building a schoolhouse and maintaining a school in said consolidated school district, pursuant to an order made by the board of commissioners of Rutherford County, upon the petition of the board of education of Rutherford County, be and the same is hereby in all respects validated and the board of commissioners of Rutherford County is hereby authorized and empowered to annually levy at the time of levying taxes of said Rutherford County a tax of not more than twenty-five cents on the one hundred dollars valuation of property in said consolidated school district in accordance with the orders heretofore or hereafter made by the said board of commissioners pursuant to the petition filed with said board for said election.

Sec. 2. That this act shall be in full force and effect from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 111

AN ACT TO VALIDATE, RATIFY, AND APPROVE AN ISSUE OF $30,000 OF BONDS BY THE TOWN OF ANDREWS, CHEROKEE COUNTY, FOR PAYING FOR AND FENCING WATERSHED OF SAID TOWN.

Whereas by ordinance of the board of aldermen of the town of Andrews, adopted July nineteenth, one thousand nine hundred and twenty, it was found necessary that the watershed from which the inhabitants of the town of Andrews secure their drinking water, be owned and controlled by the said town of Andrews; and

Whereas the Beaver Creek Lumber Company owned said lands and were willing to dispose of same, provided an agreement of price could be reached; and

Whereas an agreement as to price was reached between the parties on the first day of January, one thousand nine hundred and twenty-one, for the sum of twenty-five thousand dollars, and interest on said sum at six per cent per annum from May first, one thousand nine hundred and twenty, aggregating the sum of twenty-six thousand dollars, and with the further agreement that said Beaver Creek Lumber Company would accept notes of said town of Andrews for the purchase price, which notes were to bear date of January first, one thousand nine hundred and twenty-one, and run not longer than twelve months, in order to give said town of Andrews sufficient time in which to issue and market bonds to take care of said indebtedness; and

Whereas by ordinance by said board of aldermen, said notes were executed and delivered as aforesaid, and the said Beaver
Creek Lumber Company did execute and deliver to the said town of Andrews its deed in fee simple for lands covered by said watershed, which deed is on record in the office of the register of deeds for Cherokee County; and

Whereas by ordinance of the board of aldermen of the town of Andrews, adopted February twenty-eighth, one thousand nine hundred and twenty-one, entitled "An ordinance authorizing the issue of thirty thousand dollars of bonds of the town of Andrews, North Carolina, to pay for and fence the watershed of said town." and by resolution passed March seventeenth, one thousand nine hundred and twenty-one, "Watershed Bonds" of the town of Andrews to the amount of thirty thousand dollars, to be dated February twenty-eighth, one thousand nine hundred and twenty-one, and payable in thirty years, at six per cent per annum, payable semiannually, were advertised March seventeenth, one thousand nine hundred and twenty-one, to be sold April eighteenth, one thousand nine hundred and twenty-one; and

Whereas said bonds were not sold on the eighteenth day of April, one thousand nine hundred and twenty-one; and

Whereas said bonds were again advertised to be sold on the fourteenth day of November, one thousand nine hundred and twenty-one; and

Whereas the said bonds were not sold on said fourteenth day of November, one thousand nine hundred and twenty-one, but were sold by private sale to Hanchett Bond Company of Chicago, Illinois, on the..............................day of December, one thousand nine hundred and twenty-one; and

Whereas the authority and validity of said issue of bonds has been questioned; and

Whereas it is necessary for the town of Andrews to redeem the notes issued to said Beaver Creek Lumber Company by January first, one thousand nine hundred and twenty-two, or as soon thereafter as possible; and

Whereas it is of grave importance to the public that the sale of said bonds to Hanchett Bond Company be made: Therefore,

The General Assembly of North Carolina do enact:

Section 1. That the issue by the town of Andrews of thirty thousand dollars of watershed bonds authorized by ordinance of the board of aldermen of said town, adopted February twenty-eighth, one thousand nine hundred and twenty-one, and by resolution of said board passed March seventeenth, one thousand nine hundred and twenty-one, and again passed on the day of October, one thousand nine hundred and twenty-one, said bonds being dated February twenty-eighth, one thousand nine hundred and twenty-one, and payable in thirty years, and advertised to be sold on the eighteenth day of April, one thousand nine hundred and twenty-one, and again on the fourteenth day of

Preamble: ordinance authorizing bond issues.

Sale of bonds authorized.

Preamble: bonds not sold.

Preamble: re-advertisement.

Preamble: sale of bonds.

Preamble: validity of bonds questioned.

Preamble: redemption of notes necessary.

Preamble: sale important.

Issue of bonds ratified.
November, one thousand nine hundred and twenty-one, said bonds bearing interest at six per cent per annum, payable semiannually, are hereby in all respects fully authorized, ratified, and confirmed and declared to be valid and binding obligations of said town of Andrews, and the said sale to Hanchett Bond Company on the fifth day of December, one thousand nine hundred and twenty-one, be and the same is hereby in all respects validated, and is declared to be a valid sale of said bonds.

Sec. 2. That the board of aldermen for said town of Andrews may, by ordinance regularly adopted, change the date of said bonds to December first, one thousand nine hundred and twenty-one, and the validity of same will in no wise be affected thereby.

Sec. 3. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 4. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 112

AN ACT TO AUTHORIZE AND DIRECT THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF MURPHY TO ISSUE BONDS FOR THE PURPOSE OF PROVIDING A FUND SUFFICIENT TO PAY OFF THE OUTSTANDING INDEBTEDNESS OF SAID TOWN, AND TO GRADE AND IMPROVE CERTAIN STREETS IN SAID TOWN.

The General Assembly of North Carolina do enact:

Section 1. That the mayor and the board of aldermen of the town of Murphy, Cherokee County, be and they are hereby authorized, empowered and directed to order an election to be held in said town at such time as may be fixed in said order, to determine the question whether the said town of Murphy, in Cherokee County, shall issue the bonds of said town in a sum sufficient to pay off the outstanding indebtedness of the said town.

Sec. 2. That the mayor and board of aldermen of the town of Murphy, Cherokee County, are hereby authorized and empowered to order an election to be held in said town, at such time as may be fixed in said order, to determine the question whether the said town of Murphy, in Cherokee County, shall issue the bonds of said town in a sum sufficient to grade and macadamize or hard-surface the street leading from Tennessee Street in said town to the Southern depot; and to grade and macadamize or hard-surface the street leading from the Southern depot by the wholesale houses to the Louisville and Nashville depot, connecting
with the macadam at that point; and also to grade and macadam or hard-surface that part of Tennessee Street between the lower Valley River bridge and the end of the macadam opposite Sword's livery stable.

Sec. 3. That the election for the purposes mentioned above shall be held at such time as may be fixed in the order of election: that the board of aldermen of said town shall, at least thirty days preceding such election, give public notice thereof by publication in a newspaper published in said town.

Sec. 4. That the board of aldermen of said town of Murphy, Cherokee County, are hereby authorized and empowered to levy a tax sufficient to pay the interest on said bonds and retire the same at maturity.

Sec. 5. That said election shall be held and conducted in the same manner and under the same rules and regulations as are now in force, or may hereafter be provided by law, for the holding of election for municipal officers of said town.

Sec. 6. That at said election all qualified voters in favor of the bond issue and the levy of special tax, as provided herein for paying the outstanding indebtedness of said town, shall vote a ballot on which is written or printed the words “For bonds to pay off the indebtedness,” and all qualified voters who are opposed to same shall vote a ballot on which is written or printed the words “Against bonds to pay off indebtedness.” And at said election all qualified electors in favor of the bond issue and the levy of a special tax as provided herein for grading, macadamizing or hard-surfacing the streets as herein provided, shall vote a ballot on which is written or printed the words “For Street Bonds,” and all qualified voters who are opposed to the same shall vote a ballot on which is written or printed the words “Against Street Bonds.” The votes cast at said election shall be counted, canvassed, and the result declared in the same manner as is now provided by law for counting, canvassing, and declaring the results of elections held for municipal officers for said county.

Sec. 7. That if at said election a majority of the votes cast shall be “For bonds to pay off indebtedness,” then the board of aldermen of said town shall issue and sell the bonds of said town of Murphy in such amount as was fixed by said board in its order calling said election, and of such denominations as said board may determine, said bonds to bear interest at a rate not to exceed six per cent per annum, payable semiannually or annually as fixed by said board, and the principal thereof to become due at the time or times not exceeding thirty years from the date of issue, as may be fixed by said board; that the said bonds shall be signed by the mayor and the secretary or treasurer of the town of Murphy, and shall have affixed thereto the official seal of said town.
Sec. 8. That upon the sale of said bonds of said board of aldermen, the funds received therefrom shall be delivered to the treasurer of said town, that none of said bonds shall be sold for less than their par value; and the proceeds derived therefrom shall be used exclusively for the purposes herein set out.

Sec. 9. That if in the election ordered in this act the majority of the votes cast shall have been "For bonds to pay off indebtedness" and the said bonds shall have been issued and sold thereafter, the board of aldermen or the governing body authorized to levy taxes for said town is hereby authorized and required, at the same time of levying the general taxes of said town, to annually levy upon all the taxable property of said town of Murphy a special tax sufficient to provide funds for the payment of the interest on all said bonds so issued and sold, and to create a sinking fund sufficient to retire said bonds at their maturity. And if at said election ordered in this act the majority of the votes cast shall have been "For Street Bonds" and the said bonds shall have been issued and sold thereafter, the board of aldermen of the town of Murphy, or the governing body authorized to levy taxes for said town, is hereby authorized and required at the same time as levying the general taxes of said town, to annually levy upon all the taxable property of said town of Murphy a special tax sufficient to provide funds for the payment of the interest on all of said bonds so issued and sold, and to create a sinking fund sufficient to retire said bonds at their maturity. That said special tax shall be collected as other taxes of said town of Murphy, and shall be turned over to the treasurer of said town and kept as a separate fund and applied to the purposes for which same was levied and collected and to no other purpose.

Sec. 10. That the total amount of the bonds provided for in this act shall not exceed fifty thousand dollars.

Sec. 11. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 113

AN ACT TO AMEND THE CHARTER OF THE CITY OF HENDERSONVILLE.

The General Assembly of North Carolina do enact:

Section 1. That chapter three hundred and fifty-two of the Private Laws of one thousand nine hundred and thirteen, the same being an act entitled "An act granting a charter to the
city of Hendersonville, in Henderson County," and the several acts amendatory thereof, be and the same is hereby amended by adding thereto the following:

Sec. 2. That C. E. Brooks, K. G. Morris, and J. W. Bailey, be and they are hereby constituted the board of water commissioners for the city of Hendersonville, whose terms of office shall begin January first, one thousand nine hundred and twenty-two. The said C. E. Brooks shall hold office for a term of eight years, the said K. G. Morris shall hold office for a term of six years, and the said J. W. Bailey shall hold office for a term of four years, and until their successors are appointed and qualified. In case of a vacancy in said board, due to death, resignation or otherwise, said vacancy shall be filled by the remaining members of the board, and the person appointed to fill such vacancy shall be of like political faith as the member so succeeded. It shall be the duty of the General Assembly, at its regular sessions in the year one thousand nine hundred and twenty-five and in the year one thousand nine hundred and twenty-seven and in the year one thousand nine hundred and twenty-nine, and in each four, six, and eight years, respectively, thereafter, to appoint a member of the board to succeed the members whose term so expires, and each member so appointed shall be of the same political faith as those whom he may succeed.

Sec. 3. That the commissioners appointed by this act, and their successors in office, shall take an oath to faithfully discharge the duties of said office, said oath to be administered by the mayor of the city of Hendersonville, and the said board when organized shall be known as "The Board of Water Commissioners of the City of Hendersonville," and under such name shall be a corporation, and shall have power to sue and be sued, to hold real estate, both within and outside the limits of the city of Hendersonville, and shall enjoy all the privileges relating to water and sewer systems as are now enjoyed by municipal corporations pursuant to the laws of the state of North Carolina.

Sec. 4. That a majority of said board shall constitute a quorum for the transaction of business, and all contracts and engagements, acts and doings of said board, within the scope of their duty or authority, shall be obligatory upon and be in law considered as if done by the city of Hendersonville. The said board of water commissioners shall take and hold all the land, real estate, rights, franchises, and property of every kind now owned by the commissioners of the city of Hendersonville, in so far as the same relate to the water and sewer systems of said city, or that may hereafter be purchased or acquired in any way whatsoever for the purpose of operating and maintaining a system of water works and sanitary sewers; that said board of water commissioners shall have the power to acquire such additional property, either within or without the limits of the city of Hendersonville.
Hendersonville, and make such additional improvements thereon as may be necessary to supply the city of Hendersonville with a sufficient supply of good and wholesome water; and to erect and equip, if the commissioners deem advisable for said city, a new plant or system of water works and sewers for said purposes.

Sec. 5. That in case it becomes necessary to purchase additional lands, or water rights, or rights of way, either within or without the limits of the city of Hendersonville, or to lay pipes, or in any other way necessary to the operation of said system of water works and sewers, or any new system of water works directed by said commissioners to be erected, and should there be a disagreement between the owner or owners of such lands or water rights or rights of way and the board as to the price to be paid therefor, or for damages incurred, it shall be lawful for either party to apply to the clerk of the Superior Court of Henderson County, who shall thereupon appoint three disinterested persons to examine said property and assess the value thereof or the damages done to the same, who, after taking an oath before said clerk to administer the same impartially, shall proceed to assess the same and make return of their action and doings to the said clerk of the Superior Court, who shall enter the same upon the minutes of the court and enter judgment according to said report: Provided, however, that in case either party is dissatisfied with said award, he, or they, may appeal to the Superior Court of said county at term time, and have said case tried, as is provided upon cases of appeal from the clerk of the court in other cases: Provided, however, that neither party desiring to appeal from the judgment of the clerk shall give the opposite party at least ten days notice thereof from the rendition of said judgment: Provided, however, that no such appeal shall have the effect of staying the operations or improvements proposed to be made by said board, and said board may enter upon such lands as they may deem necessary and proceed to make said improvements while said appeal is pending.

Sec. 6. That the said board shall have the right to do everything which they deem necessary in order to properly perform their duties and prosecute the works authorized by this act, and may employ such assistants and attorneys as they may deem necessary to properly carry out the provisions of this act, and shall have power to let contracts and make such additions, enlargements, repairs, and improvements to the present system of water works and sewers as they deem necessary, and may in their judgment erect and establish an entirely new water system for said city.

Sec. 7. That the said board of water commissioners, and all persons acting under their authority, shall have the right to use the ground or soil of any road, street, railroad, highway, lane or
alley for the purpose of enlarging or improving the plant or system of water works and sewers owned by said city, or any new system erected by said board: Provided, that it shall be the duty of the water commissioners to restore any of the public streets, alleys, or lanes of the city of Hendersonville in as good condition, and with the same quality of material, as the same were in before such change or alteration was made.

Sec. 8. That the said board shall regulate the distribution and use of water for all places and for all purposes where the same may be required, and, from time to time shall fix the price for the use thereof, and the time of payment therefor; and the said board shall have power and authority to require the payment in advance for the use or rent of water furnished by them in or upon any building, place or premises, and in case of the failure to make prompt payment of the same, according to the rules and regulations of said commission, they may shut off the water from such building, place or premises after five days notice, and shall not be compelled again to supply said premises, building or place with water until the arrears, with interest thereon, shall have been paid in full.

Sec. 9. That if any person or persons shall maliciously divert the water, or any portion thereof, from said water works, or shall corrupt or render the same impure, or shall destroy or injure any aqueduct, pipe, or other property used or acquired for procuring or distributing the water, such person or persons shall be guilty of a misdemeanor, and upon conviction shall be fined, not exceeding fifty dollars, or imprisoned not exceeding thirty days, at the discretion of the court.

Sec. 10. That the said board shall have power to make rules and regulations with respect to the introduction of water into or upon any premises, and, from time to time, regulate the use thereof in such manner as shall seem to them necessary and proper, and the members of said board and all engineers, superintendents, or inspectors, and their servants, are hereby authorized and empowered to enter, after demand made and refusal, at all reasonable hours, any dwellings or other places where such water is taken and used where unnecessary waste thereof is known or suspected, and to examine and inquire into the cause thereof, and if any person refuses to permit such examination, or opposes or obstructs such officer in the performance of such duty, he, she, or they, so offending, shall be guilty of a misdemeanor, and may be fined not exceeding fifty dollars, or imprisoned not exceeding thirty days, and the supply of water may also be cut off until the required examination is made and the required alteration and repairs are made.

Sec. 11. That the said board of water commissioners shall cause to be collected all rents, forfeitures, or emoluments arising
Accounts.

Annual reports.

Report to be published.

Warrant for payment.

Clerk and treasurer to board.

Officers to qualify and give bond.

Collection of water rents.

Disbursements.

Accounts.

Pay of clerk and treasurer.

from the operation of said system of water works of the city of Hendersonville, and they shall cause accurate accounts to be kept of all receipts and expenditures of money coming into their hands, and shall, at least once in each year, make a detailed report thereof to the board of commissioners of the city of Hendersonville, which said report the commissioners of the city of Hendersonville shall cause to be published at the front door of the city hall, or such other publication as they deem necessary, in order that the citizens of said city may have knowledge of the operation of said water and sewer systems, and the cost and expenses and income derived therefrom. Said board of water commissioners shall pay, or cause to be paid, such money as shall come into their hands to the treasurer of the board only upon warrant of said board of water commissioners.

Sec. 12. That said board of water commissioners shall elect a clerk and treasurer to said board, who shall hold their offices at the pleasure of said commissioners. Either the treasurer or the clerk may be one of the commissioners, or if the commissioners deem necessary they may appoint some suitable persons not members of the board as either clerk or treasurer; the said clerk and treasurer before assuming the duties of their offices shall take an oath, to be administered by the mayor of the city of Hendersonville, to discharge faithfully the duties of their said offices, and shall give bond, with sureties approved by the board of water commissioners, in such sum as they deem necessary; said bond to be payable to the board of water commissioners of the city of Hendersonville, and their successors in office, and conditioned that they shall keep accurate minutes of the proceedings of the meetings of said commissioners, and safely keep all books, paper, and property, and moneys committed to their custody during their continuance in office, and their delivery to their successors, and the faithful performance of all other duties imposed upon them by said commissioners.

Sec. 13. The said clerk shall collect all water rents, dues and demands which may be payable by any person or corporation on account of water supplied or sewer connections, or in any way due said water commissioners under this or any other act, and he shall faithfully keep all moneys which shall come into his hands by virtue and power of said office, and disburse the same only upon the warrant of said board of water commissioners; and he shall keep a fair and correct accounting of all moneys so received and disbursed by him, and that he shall submit said accounts to said water commissioners whenever required to do so, and that he shall pay his successor, on demand by him, all moneys held by virtue of his said office.

Sec. 14. That the clerk and the treasurer shall receive such compensation as the said board of water commissioners may determine.
Sec. 15. That all the income derived from said water system on account of the use and rent of water in excess of the amount necessary to defray the expenses of operation and overhead, and to make necessary alterations, repairs, and additions to said system, shall be held and kept by said board in a separate fund to be known as the “Water Bonds Sinking Fund,” and shall be used solely for the purpose of paying the interest and creating a sinking fund to retire the principal of bonds heretofore issued or hereafter to be issued for water works purposes. All such money shall be kept separate and apart from all other funds, and shall be invested only on security approved by said commissioners, and shall be so invested as to yield the highest rate of interest which is consistent with the safety of the principal.

Sec. 16. That for the purpose of making alterations, extensions, enlargements, repairs, and additions to the present water works system, or for the purpose of erecting a new water works system, or for the purpose of providing sewers or sewer extensions, or for one or more or all of said purposes, for said city of Hendersonville, the board of commissioners of the city of Hendersonville are hereby authorized and empowered to issue bonds by the city of Hendersonville in the sum of not exceeding four hundred thousand dollars ($400,000), which said bonds shall draw interest at not exceeding six per cent per annum, payable semiannually, which said bonds shall be payable at such time or times, not exceeding forty years from their date, and at such place or places as the board of commissioners of the city of Hendersonville may determine. Said bonds may be issued all at one time, or in suitable blocks, from time to time. Said bonds shall be in such denominations and in such form and tenor as the board of commissioners of the city of Hendersonville may determine, and shall be signed by the mayor of the city of Hendersonville, and have impressed thereon the seal of said city, to be attested by the clerk of said city, said bonds shall be coupon bonds and shall have attached thereto the proper number of coupons, which coupons shall bear the facsimile signature of the treasurer of said city: Provided, however, that none of said bonds shall be issued until written demand has been made upon the board of commissioners of the city of Hendersonville by the said water commissioners, and when the said board of water commissioners have demanded in writing of the city commissioners to issue bonds, it shall forthwith be the compulsory and mandatory duty of the said board of city commissioners to forthwith issue and execute bonds to the amount demanded by said commissioners not to exceed the amount mentioned in said demand, and said commissioners of said city shall turn over said bonds to the said water commissioners.

Sec. 17. The said water commissioners are hereby authorized to sell the said bonds after first advertising the same in some
newspaper published in the city of Hendersonville, and such advertisement shall appear in said newspaper at least one time ten days prior to the date of sale, but the said water commissioners may give such other notice of the sale of said bonds as to them may seem wise to insure the best sale of said bonds: Provided, that in the event the said water commissioners receive no satisfactory bid for said bonds, pursuant to advertisement, as above mentioned, they may proceed to sell the bonds at private sale at such price as to them may seem most advantageous and practicable.

Sec. 18. Whenever any bonds are issued pursuant to this act it shall be the duty of the mayor and board of commissioners of the city of Hendersonville to levy annually, at the time other taxes are levied and collected, a special tax of sufficient rate and amount to pay the interest of said bonds as the same becomes due, and the principal thereof at maturity.

Sec. 19. In the event bonds are issued pursuant to this act it shall be the duty of said water commissioners to annually, not later than the first day of May in each year, certify to the board of commissioners of the city of Hendersonville, the amount of sinking fund held by them available for the payment of the interest and principal of bonds issued under this act, and to certify to the said board of city commissioners, the amount of taxes necessary and requisite to pay the interest and principal of bonds becoming due for the current year next after the date of such certification. And it shall be the mandatory duty of the board of city commissioners to levy a tax (taking into consideration the amount of sinking fund available) necessary and sufficient to pay the principal and interest of such bonds, which said tax shall be kept separate and apart from all other taxes, and shall be turned over to the treasurer of said water commissioners.

Sec. 20. It shall be the duty of said water commissioners to pay promptly all the principal and interest of any bonds issued pursuant to this act punctually as the same become due. Any willful neglect of this section shall constitute a misdemeanor, punishable by fine not exceeding fifty dollars, or imprisonment not exceeding thirty days, or both, in the discretion of the court.

Sec. 21. The proceeds from the sale of bonds issued under section sixteen of this act shall be turned over to the treasurer of said water commissioners, who shall be required to give an additional bond to protect the same, and the said funds shall only be used for the purposes for which said bonds are issued.

Sec. 22. The board of commissioners of the city of Hendersonville are hereby authorized and empowered to issue, in addition to the bonds authorized by section sixteen hereof, bonds of the city of Hendersonville in an amount not exceeding thirty thousand
dollars ($30,000), the proceeds of which are to be used to repay
Use of proceeds.
a loan heretofore made by said city commissioners from the
proceeds of the sale of two hundred and fifty thousand dollars
Denominations.
denomination, form, and tenor, and payable at such
Maturity.
time or times not to exceed thirty years from their date, and at
Interest.
such place as the board of city commissioners may determine. and
Authentication.
shall draw interest at the rate not to exceed six per cent, payable
Sale of bonds.
semiannually, and shall be signed by the mayor of the city
Advertisement of
of Hendersonville, and have impressed thereon the seal of said
city, to be attested by the clerk; said bonds shall be coupon
Private sale.
bonds, and shall have attached thereto the proper number of
Special tax.
coupons, which coupons shall bear the facsimile signature of the
treasurer of said city. The said bonds shall be sold by the city
Pay of water
commissioners, after advertising the same for at least ten days
Obligation of
in some newspaper published in the city of Hendersonville, said
bonds.
advertisement to appear at least one time in said newspaper. In
the event the said city commissioners should fail to receive a
satisfactory bid pursuant to said advertisement, they are hereby
authorized and empowered to sell the said bonds at public or
private sale, at such price as to them may seem best advisable.

Sec. 23. That the said board of commissioners of the city of
Hendersonville are hereby authorized and directed to levy annually, at the
time other taxes are levied and collected, a special tax upon all the taxable
property in the city of Hendersonville, of sufficient rate and amount to pay
the interest and principal of said bonds authorized by the preceding section twenty-
two.

Sec. 24. That the members of said board of water commis-
Pay of water
sioners appointed by section two of this act, shall receive as their
commissioners.
full compensation for services performed under this act, the
same compensation as is now allowed to members of the board
of commissioners of the city of Hendersonville.

Sec. 25. That all bonds issued under and by virtue of this act
Obligation of
shall constitute the full, direct, valid, and binding obligations of
bonds.
the city of Hendersonville.

Sec. 26. That the powers to issue the bonds mentioned in this
Powers additional.
act are deemed to be additional powers to those conferred by any
other act, general or special, and shall not be affected by any
condition, limitation, or restriction contained in any other act,
general or special, including acts passed at the present session
of the General Assembly, and particularly shall not be affected by any
condition or restriction contained in the "Municipal
Finance Act," as the same now exists, or may be reënacted, amended, or passed at the present session of the General Assembly.

Sec. 27. That all laws, and parts of law, inconsistent with the provisions of this act, be and the same are hereby repealed.

Sec. 28. That this act shall take effect on and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 114

AN ACT TO AMEND CHAPTER 300 OF THE PRIVATE LAWS OF NORTH CAROLINA, SESSION 1915, RELATING TO THE ELECTION AND INSTALLATION OF THE OFFICERS OF THE CITY OF SALISBURY.

The General Assembly of North Carolina do enact:

SECTION 1. That section one of chapter three hundred of the Private Laws of North Carolina, session one thousand nine hundred and fifteen, be and the same is hereby amended by striking out the word "two" in line one of said section, and inserting in lieu thereof the word "three."

Sec. 2. That this act shall be in force and effect from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 115

AN ACT TO VALIDATE ELECTION HELD IN SLADESVILLE HIGH SCHOOL DISTRICT, HYDE COUNTY, ON THE QUESTION OF ISSUING HIGH SCHOOL BONDS.

The General Assembly of North Carolina do enact:

SECTION 1. That the election held in Sladesville High School District, Hyde County, on the fifth day of November, one thousand nine hundred and twenty-one, to authorize an issue of bonds of said district in an amount not exceeding six thousand dollars value, is hereby validated notwithstanding any failure to comply with any statute regarding the due and proper advertisement of said election, and the said bonds may be delivered accordingly pursuant to any proper issue and sale thereof.

Sec. 2. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.
CHAPTER 116

AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARRBORO, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

SECTION 1. That section eight of chapter three hundred and fifteen of Private Laws of North Carolina of one thousand nine hundred and eleven be, and the same is hereby amended by striking out the word "ten" in line three after the word "exceed" and before the word "cents" and substituting instead the word "fifty," and by striking out the word "thirty" in line four after the word "exceed" and before the word "cents," and substituting instead the words "one dollar and fifty cents."

Sec. 2. That section five of chapter two hundred and thirteen of Private Laws of North Carolina of one thousand nine hundred and fifteen, be and the same is hereby amended by striking out the word "ten" in line three after the word "exceed" and before the word "cents," and substituting instead the word "fifty," and by striking out the word "thirty" in line five after the word "exceed" and before the word "cents," and substituting instead the words "one dollar and fifty cents."

Sec. 3. That section ten of chapter three hundred and fifteen of Private Laws of North Carolina of one thousand nine hundred and eleven, be and the same is hereby amended by striking out everything after the period after the word "ordinance" in line seven and before the word "The" beginning line eleven.

Sec. 4. That section fourteen of chapter three hundred and fifteen of Private Laws of North Carolina of one thousand nine hundred and eleven, be and the same is hereby repealed, and the following substituted instead:

"Sec. 14. All ordinances adopted by the commissioners shall be in force and effect from their adoption."

Sec. 5. That section two of chapter two hundred and thirteen of Private Laws of North Carolina of one thousand nine hundred and fifteen, is hereby repealed.

Sec. 6. That in addition to the powers specifically granted to the town of Carrboro in the act creating it, and its acts amendatory thereof, the said town is hereby vested with all of the powers contained in the general laws of the State of North Carolina relating to cities and towns now in force, or that may be hereafter enacted.

Sec. 7. All laws and parts of laws in conflict with this act are hereby repealed in so far as they are in conflict with it.

Sec. 8. This act shall be in force and effect from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.
CHAPTER 117
AN ACT TO AMEND CHAPTER 344, PRIVATE LAWS OF NORTH CAROLINA, SESSION OF 1907, RELATING TO THE CHARTER OF THE CITY OF CONCORD.

The General Assembly of North Carolina do enact:

Section 1. That section one of chapter three hundred and forty-four of the Private Laws of North Carolina, session one thousand nine hundred and seven, be amended by striking out all after the word "road" in line eight down to and including the word "Street" in line thirteen, and inserting in lieu thereof the following: "thence north seven west one thousand seven hundred and eighty-seven feet to a stone on Lacey Street; thence north forty-six west nine hundred and fifty-two feet to the public road or East Depot Street extended; thence north forty-six west two thousand two hundred and forty-five feet to a stone; thence north sixty-nine west one thousand seven hundred and eighty feet to St. Charles Street."

Sec. 2. That the territory hereby taken into the corporate limits of the city of Concord lying between East Corbin and East Depot Streets, shall be included in and constitute a part of Ward Number Three; and the territory hereby taken into the corporate limits of the city of Concord lying between East Depot and St. Charles streets, shall be included in and constitute a part of Ward Number Two.

Sec. 3. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

Sec. 4. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 118
AN ACT TO AUTHORIZE THE APPOINTMENT OF A SPECIAL POLICE OFFICER FOR PUBLIC SCHOOL DISTRICT NO. 19, WANCHESE, DARE COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That the board of county commissioners of Dare County is hereby authorized, empowered, and directed to appoint and designate a special police officer who shall be authorized and directed to keep the peace, make arrests, enforce the criminal law, and serve civil and criminal process within the boundaries of Public School District Number Nineteen, Wanchese, Dare County. The said police officer shall hold office until December, one thousand nine hundred and twenty-two.
Sec. 2. In the performance of his duties, as above stated, said officer is authorized, empowered, and directed to immediately arrest all parties violating any of the criminal laws of the State in his immediate presence or upon reliable information of the violation of said laws within twelve hours thereafter, and shall at once take the party so arrested to the nearest justice of the peace and obtain proper warrant for said arrest, whereupon the case shall be disposed of in the manner required by existing laws.

Sec. 3. That in case of the death or resignation of any persons serving as said special police officer, the vacancy so created shall be filled for the unexpired term by the board of county commissioners of Dare County.

Sec. 4. That the said special officer shall wear a badge stamped with the word "Wanchese Special Police," and shall receive as compensation for his services in serving civil or criminal process fifty per cent in addition to the fees now prescribed by law for such service, and in addition thereto such other compensation as the board of county commissioners of Dare County may see fit to pay.

Sec. 5. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 6. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 119

AN ACT TO AMEND THE CHARTER OF THE TOWN OF TRINITY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

Section 1. That the charter of the town of Trinity, Randolph County, North Carolina, be and the same is hereby amended so as to give the town police jurisdiction for one mile beyond the corporate limits in each direction: Provided, however, that any fines or penalties collected in such additional territory shall be paid to the county board of education.

Sec. 2. That the town of Trinity shall have authority to provide for the improvement of streets and the maintenance of the same within the limits defined in section one of this act, by and with the agreement of the board of county commissioners or county highway commission of Randolph County, or by the town acting alone.

Sec. 3. The present officials of the said town are hereby confirmed in the offices they now hold, until their successors shall be duly elected and qualified, to wit, Mayor, W. C. Massey, and Com-
missioners, D. C. White, J. Parkin, J. C. Pepper, and B. Craven; and these shall have power to fill vacancies in said offices until the next regular town election in May, one thousand nine hundred and twenty-three.

SEC. 4. Penalties and fines collected in the mayor's court for violation of town ordinances within the corporate limits of the town shall be expended for the improvements of the streets and side-walks of the town, and in the town shall have power to fix costs to be assessed in convicted cases.

SEC. 5. That all laws and clauses of laws in conflict with this act are hereby repealed in so far as they affect the act.

SEC. 6. That this act shall be in effect from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 120

AN ACT RELATING TO BONDS OF THE TOWN OF LITTLETON, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

SECTION 1. Whereas the town of Littleton, pursuant to an election held in the said town on the twenty-fifth day of October, one thousand nine hundred and twenty-one, authorizing the issuance of one hundred and forty thousand dollars water, sewer, street, and electric light bonds, after due advertising, as required by the Municipal Finance Act, offered for sale one hundred and forty thousand dollars of its bonds; and

Whereas no legally acceptable bid was received for said bonds; and

Whereas it is to the interest of the town of Littleton that said bonds be sold so that the improvements authorized at said election can be carried out,

Now, therefore, the governing body of said town is hereby authorized to sell said bonds at public or private sale at a price not less than par and accrued interest, and to pay a commission or allowance of not more than five per cent of the par value of said bonds to the purchaser thereof: Provided, that such sale shall be made within ninety days after the expiration of the time fixed or limited by said advertisement for the submission of bids; and, Provided further, that it shall be determined as a fact by the governing body of the town of Littleton that an immediate sale of said bonds is necessary.

SEC. 2. This act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.
CHAPTER 121
AN ACT RELATING TO THE TOWN OF MURPHY IN CHEROKEE COUNTY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

Section 1. That the board of aldermen or town commissioners of Murphy shall not collect to exceed one dollar and fifty cents of tax on each one hundred dollars worth of property in said town, for the year one thousand nine hundred and twenty-one. Nor shall said aldermen or commissioners remit any per cent of said tax because paid before a certain date nor add or collect any penalty for failure to pay same before a certain time. This shall apply only to the taxes of one thousand nine hundred and twenty-one.

Sec. 2. This act shall be in full force and effect from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 122
AN ACT TO AMEND CHAPTER 647 OF THE PUBLIC-LOCAL LAWS OF 1911, AND CHAPTER 304 OF THE PUBLIC-LOCAL LAWS OF 1913, RELATIVE TO THE RECORDER'S COURT OF THOMASVILLE.

The General Assembly of North Carolina do enact:

Section 1. That section three of chapter six hundred and forty-seven of the Public-Local Laws of one thousand nine hundred and eleven, be and the same is hereby amended by striking out the words “Not to exceed fifty dollars per month” in lines six and seven thereof.

Sec. 2. That section five of chapter six hundred and forty-seven of the Public-Local Laws of one thousand nine hundred and eleven, be and the same is hereby amended by adding after the word “Thomasville” and before the word “as” in line three thereof, the following: “and original and concurrent jurisdiction with justices of the peace of all misdemeanors occurring or committed within a radius of one mile of the corporate limits thereof.”

Sec. 3. That section six of chapter six hundred and forty-seven of the Public-Local Laws of one thousand nine hundred and eleven, be and the same is hereby amended by adding after the word “Thomasville” and before the word “wherein” in line four thereof, the following: “and original and concurrent jurisdiction.”
with justices of the peace of all offenses committed outside the corporate limits of said municipality and within a radius of one mile thereof."

Sec. 4. That section nine of chapter six hundred and forty-seven of the Public-Local Laws of one thousand nine hundred and eleven be and the same is hereby amended by adding at the end of said section the following: "In all cases which are not violations of the city ordinances from which no costs are collected on account of acquittals the county shall pay one-half the costs as is now provided by law, except the fees of the solicitor."

Sec. 5. That section ten of chapter six hundred and forty-seven of the Public-Local Laws of one thousand nine hundred and eleven be and the same is hereby amended by striking out the words "Lexington Township" in line five thereof, and inserting in lieu thereof the following: "Davidson County: Provided, such sentence may be made to work on the streets or other public works of the city of Thomasville."

Sec. 6. That section twelve of chapter six hundred and forty-seven of the Public-Local Laws of one thousand nine hundred and eleven be and the same are hereby amended by striking out the words "Lexington Township" in line ten thereof and inserting in lieu thereof the words "Davidson County."

Sec. 7. That section fourteen of chapter six hundred and forty-seven of the Public-Local Laws of one thousand nine hundred and eleven be and the same is hereby amended by adding at the end of said section the following: "Provided, the police of the city of Thomasville may make arrest and serve process issued to them from the court outside the corporate limits of the municipality, but within the radius of one mile thereof."

Sec. 8. That section twenty of chapter six hundred and forty-seven of the Public-Local Laws of one thousand nine hundred and eleven be and the same is hereby amended by striking out the words "Lexington Township" in line two thereof and inserting in lieu thereof the words "Davidson County."

Sec. 9. That section one of chapter three hundred and four of the Public-Local Laws of one thousand nine hundred and thirteen, be and the same is hereby amended by striking out the word "one" in line seven of said section, and inserting in lieu thereof the word "two," and by striking out the word "two" in line nine of said section and inserting in lieu thereof the word "four."

Sec. 10. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

Sec. 11. That this act shall be in force from and after its ratification.

Ratified this the 10th day of December, A.D. 1921.
CHAPTER 123

AN ACT TO AMEND CHAPTER 382, PUBLIC LAWS, SESSION 1903, RELATIVE TO FAYETTEVILLE GRADED SCHOOLS.

The General Assembly of North Carolina do enact:

Section 1. That section twenty-two (22), chapter three hundred and eighty-two (382), Public Laws, session one thousand nine hundred and three, be amended to read as follows:

"Sec. 22. That said trustees may elect a principal for the graded schools for white children, (who may be superintendent), and may elect a principal for the graded schools for colored children. annually, at such time as may be deemed best for the interests of the schools. The teachers for both white and colored schools may also be elected at such time or times as the best interests of the schools may require. In the election of teachers, preference shall be given to those applicants who have attended schools for the training of teachers."

Sec. 2. That all laws and parts of laws in conflict with this act are hereby repealed.

Sec. 3. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 124

AN ACT REGULATING DISCOUNTS AND PENALTIES ON TAXES IN THE TOWN OF WAYNESVILLE, HAYWOOD COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That all taxes levied against property and polls by the town of Waynesville, Haywood County, shall be due the first Monday in October of each year, and on all taxes paid to said town in the months of October and November a discount shall be given to the taxpayer of one per cent (1%). All taxes paid to said town in the months of December and January shall be paid at the net amount charged, and from and after the first day of February interest at the rate of one per cent (1%) per month shall be charged and collected by the tax collector for said town, that is to say, that all taxes paid in the month of February, after the first day of February, interest at the rate of one per cent (1%) shall be added on the taxes paid; and in the month of March, after the first day of March, interest at the rate of two per cent (2%) shall be added, and additional interest at the rate of one per cent (1%) for each additional month of
delay in settlement of same. Upon all taxes paid to the treasurer of said town by the tax collector of said town, on or before the second day of December, the said town treasurer shall allow credit against the total amount of taxes charged against such tax collector a discount of one per cent (1%), and upon all payments made by such tax collector to said town treasurer between the second day of December and the second day of February, payments shall be credited at the net amount of such payments. Upon all taxes charged against such town tax collector and remaining unpaid on the first day of February, interest at the rate of one per cent (1%) per month shall be added to so much of said taxes as remain charged against such town tax collector of the town of Waynesville and unpaid on the second day of each succeeding month thereafter until paid.

Sec. 2. All laws and parts of laws in conflict with this act are hereby repealed.

Sec. 3. That this act shall be in force from and after its ratification and shall apply to the uncollected taxes now in the hands of the tax collector for said town of Waynesville.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 125

AN ACT TO PERMIT THE BOARD OF COMMISSIONERS OF THE TOWN OF ROXBORO TO IMPOSE A PENALTY FOR FAILURE TO PAY TOWN TAXES AND TO ALLOW DISCOUNTS.

The General Assembly of North Carolina do enact:

Section 1. That the board of commissioners of the town of Roxboro is hereby empowered in the exercise of its discretion and by resolution duly adopted by it to impose a penalty of not exceeding one per cent per month upon all the taxes which are due and remain unpaid after February the first next, after the same are levied in any year, and the authorities of said town shall have the power and authority to collect said penalties in the same manner as the regular taxes are now collected.

Sec. 2. That said board of commissioners is further empowered in the exercise of its discretion and by resolution duly adopted by it may allow a discount of one per cent upon all town taxes which are due and paid on or before December first after the same become due.

Sec. 3. This act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.
AN ACT TO REPEAL CHAPTER 216 OF THE PRIVATE LAWS OF 1921, RELATIVE TO POLICE PENSION FUND IN THE CITY OF WILMINGTON, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

Section 1. That chapter two hundred and sixteen of the Private Laws of the session of one thousand nine hundred and twenty-one, be and the same is hereby repealed.

Sec. 2. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 3. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 127

AN ACT REQUIRING THE GOVERNING BOARD OR BOARD OF COMMISSIONERS OF THE TOWN OF MURPHY TO AUDIT THE BOOKS AND ACCOUNTS OF SAID TOWN.

The General Assembly of North Carolina do enact:

Section 1. That the board of commissioners or governing body of the town of Murphy, in Cherokee County, North Carolina, are hereby required to have the books and accounts of the town of Murphy duly and properly audited, by a duly licensed and certified accountant.

Sec. 2. When said books and accounts are audited, such accountant shall make separate statements showing the receipts and disbursements from each fund or source, also receipts and disbursements from bond sales, if any, showing the price at which said bonds were sold and disbursements from each bond issue; the cost of different improvements, then after making separate statements said accountant shall recapitulate same and make a final general balance sheet.

Sec. 3. That said accountant shall, and is hereby authorized to go back for any number of years he may deem necessary, in order to make an intelligent showing of the affairs of the town.

Sec. 4. That the members of said board or any of them who fail to provide for and have said books audited shall be guilty of a misdemeanor and punished in the discretion of the court by fine or imprisonment not exceeding two hundred dollars, or two years imprisonment, or both, and in addition thereto be liable to a penalty of five hundred dollars, recoverable at the suit of any.
taxpayer in Murphy, one-half of which penalty shall go to the party suing for same, and the other half to the general fund of the town of Murphy.

Sec. 5. The auditing of said books and accounts shall be begun not later than February first, one thousand nine hundred and twenty-two, and completed as soon as practicable: Provided, however, if said commissioners cannot secure the services of a duly licensed and certified accountant to begin such work at the time herein provided, then the same shall be begun as soon thereafter as the services of a duly licensed and certified accountant can be secured.

Sec. 6. That when said audit is completed the same shall be filed in the office of secretary or clerk of said town, and by him recorded, not pasted or fastened, in the record of minutes of said town, and at all times be open to inspection of any citizen of Murphy.

Sec. 7. That the commissioners of said town of Murphy shall cause to be kept a full and complete set of books of accounts showing receipts and disbursements; also showing separate accounts of all funds and sources from which any and all funds come; also full and complete accounts of all purchases, keeping purchases, receipts and disbursements of each department separately, and shall monthly balance the books and all accounts.

Sec. 8. That it shall be unlawful for any clerk or secretary or any person to paste or otherwise fasten papers to sheets of minute book or other record book of the town of Murphy, and any person guilty of pasting or fastening any paper to pages or sheets of any minute or record book of said town shall be guilty of a misdemeanor.

Sec. 9. That all expenses incident to such auditing shall be paid for by the town of Murphy.

Sec. 10. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 128

AN ACT TO AUTHORIZE THE BOARD OF ALDERMEN OF THE CITY OF NEW BERN TO OPEN, AND, IF NECESSARY, TO CONDEMN LAND, IN SAID CITY, FOR THE USE OF A RAILROAD SIDE-TRACK.

The General Assembly of North Carolina do enact:

SECTION 1. That the board of aldermen of the city of New Bern is hereby authorized and empowered to lay off, establish, and open, in, over, through, and across the territory in said city bounded by Hancock Street, South Front Street, Neuse River
and Trent River, for the use of a railroad side-track and convenience of industries already established or to be established in said territory, a right of way, not less than twenty feet in width, and extending from the main track of the Atlantic and North Carolina Railroad company in Hancock Street to Union Point on Neuse River, in the same manner as said board is authorized by section fifty-three of chapter eighty-two of the Private Laws of one thousand eight hundred and ninety-nine to lay off and establish new streets, and all the provisions of said section shall apply if condemnation be necessary to acquire such right of way.

Sec. 2. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 3. This act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 129

AN ACT TO AUTHORIZE AND EMPOWER THE TOWN OF HOT SPRINGS TO TRANSFER REAL ESTATE BELONGING TO SAID TOWN, KNOWN AS WATERSHED TRACT.

Whereas the town of Hot Springs was authorized and empowered to create, establish, maintain, and operate a water system for said town under a private act of the General Assembly, chapter ................. of the Private Laws of one thousand nine hundred and .........................; and

Whereas by virtue of said act, the said town of Hot Springs through its officers acquired a one-half undivided interest in a certain boundary of land, purchased from George E. Brighten, and known as the interest of J. C. and Mrs. Florence B. Rumbough, consisting of about nine hundred acres, and further known as the watershed tract; and

Whereas said town of Hot Springs is unable to acquire a title to the other one-half undivided interest in said tract of land; and

Whereas the United States Government, through its Agricultural Department, contemplates acquiring and taking over said tract of land for the purpose of its forest reserve; and

Whereas said government and its officials have expressed its willingness to allow the said town of Hot Springs the right to use the whole of said tract of land of nine hundred acres for watershed purposes; and

Whereas it appears to the board of aldermen of said town of Hot Springs that it will be to the best interest of the town to transfer the town's one-half interest to the Agricultural Depart-
The General Assembly of North Carolina do enact:

SECTION 1. That the town of Hot Springs, through its officers, be and it is hereby authorized and empowered to transfer its one-half interest in the tract of land consisting of about nine hundred acres, and known as the watershed tract, and being the same purchased from George E. Brighten, to the United States Government, or its Agricultural Department, or in any other way that the said government may direct, reserving the right to said town to use said tract of land as a watershed and the waters therefrom for its water system as contemplated by this act.

SEC. 2. That all laws and clauses of laws in conflict with the provisions of this act be, and the same are hereby repealed.

SEC. 3. That this act shall be enforced from and after its ratification.

SEC. 4. Upon the ratification of this bill the Secretary of State shall certify two copies of this act to the mayor of the town of Hot Springs.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 130

AN ACT CONFERRING CERTAIN POWERS UPON THE CITY OF GREENSBORO.

The General Assembly of North Carolina do enact:

SECTION 1. That in addition to the powers heretofore granted to the city of Greensboro in its charter and under the general laws of the State, the said city in its corporate capacity, in the interest of public health, safety, and general welfare, is authorized by ordinance:

(a) To regulate and limit the height and bulk of buildings hereafter erected or altered, and, for these purposes, to divide the city into districts, of such number, shape, and area as it may deem best suited for the purposes: Provided, that said regulations and limits shall be uniform for each class or grade of buildings throughout each district, and that the regulations in one or more districts may differ from those of other districts.

(b) To regulate and determine the area of yards, courts, and other open spaces in connection with buildings hereafter erected or altered, and for these purposes to divide the city into dis-
dists. of such number, shape, and area as it may deem best suited to
the purposes: Provided, that said regulations and determina-
tions shall be uniform for each class or grade of buildings
throughout each district, and that the regulations in one or more
districts may differ from those of other districts.

(c) To regulate and restrict the locations of trades and in-
dustries, the location of buildings designed for specified uses, and
to divide the city districts of such number, shape, and area as
it may deem best suited for the purposes; and for each such
district, regulations may be imposed, designating the trades and
industries which shall be excluded or subjected to special regula-
tions and designating the use for which buildings may not be
erected or altered.

(d) To create special assessment districts whenever it is pro-
posed to open any new street, or widen, alter, or change the lines
of any existing street, the district to be created to include such
property as will, in the opinion of the governing board, be bene-
fited by said new street, or extension, widening or changing of
any old street, and that said ordinance shall define the proposed
new street or extension or change in any old street, and also
define the lines of the district embracing property which will be
benefited by said street improvement, and shall further provide
for the appointment by the governing board of three disinterested
freeholders of said city to assess the benefits and damages that
will accrue to property owners by the opening, extending, widen-
ing, or otherwise changing said street. Said governing board is
authorized to pass suitable ordinances to carry into effect the
provisions of this subsection, that whenever the amounts and
benefits ascertained against the respective property in such dis-

Assessment districts.

Assessments.

Ordinances.

Lien of assessment.

Payment in installments.

Considerations governing assessments.

Effect of confirmation of report.

Right of appeal.

Case on appeal.
of the Superior Court a certified copy of the necessary part of the proceedings, and the same shall be docketed and heard by the judge of the court at term. The money received from such assessments shall be used in paying for the lands and other costs of said street improvements.

Sec. 2. This act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 131

AN ACT TO IMPROVE THE STREETS IN THE TOWN OF BAKERSVILLE.

The General Assembly of North Carolina do enact:

SECTION 1. That the board of road commissioners of Mitchell County shall have the right to construct the paving and hard-surfacing of the Toecane-Bakersville road through the streets of Bakersville, according to the map, plans, and specifications furnished them by W. F. Deneen, civil engineer, under date of November first, one thousand nine hundred and twenty-one.

SECTION 2. That this act shall be in effect from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 132

AN ACT TO AUTHORIZE THE BOARD OF COMMISSIONERS OF THE TOWN OF MOCKSVILLE, IN DAVIE COUNTY, TO ISSUE BONDS OF SAID TOWN TO FUND A FLOATING INDEBTEDNESS.

Whereas the board of commissioners of the town of Mocksville in Davie County, or the duly constituted authorities thereof, did on the first day of October, one thousand nine hundred and twenty-one, borrow the sum of forty thousand dollars for the purpose of defraying the expense of providing a system of water and sewer for said town and issue the note of said town therefor; and

Whereas said note falls due October first, one thousand nine hundred and twenty-two, and is a valid obligation of said town, and was issued for a necessary expense thereof. Therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the board of commissioners of the town of Mocksville in Davie County, is hereby authorized to issue bonds
of said town in an aggregate principal amount not exceeding the sum of forty-two thousand four hundred dollars ($42,400), to be styled "Town of Mocksville funding bonds of one thousand nine hundred and twenty-two." That said bonds may be issued in such denominations as said board of commissioners may determine, shall be executed in such manner, shall be payable at such time or times not more than thirty years after their respective dates, and shall bear interest at such rate or rates not exceeding six per cent per annum, payable semianually, as said board of commissioners may by resolution direct.

Sec. 2. The only procedure necessary for the issuance of said bonds shall be the passage of an appropriate resolution for said board of commissioners providing for the issuance thereof, the advertising of said bonds for sale, the award of said bonds, the execution thereof by such officers as may be authorized so to do by said board of commissioners, and the delivery of said bonds to the purchaser upon payment of the purchase price. Said bonds shall be sold at not less than par and interest after advertising them for sale in some newspaper published in Davie County: Provided, however, if no bid of par and interest is received pursuant to such advertisement the said board may within sixty days thereafter sell said bonds at private sale at not less than par and interest. Said board may cause such further advertisement to be made of such sale as it may deem advisable.

Sec. 3. That the proceeds derived from the sale of said bonds shall be used only for the specific purpose of paying off, liquidating, and discharging the said note of forty thousand dollars ($40,000), and interest mentioned in the preamble of this act: Provided, however, the purchaser of said bonds shall not be charged with the duty of seeing after the proper application of said funds.

Sec. 4. The board of commissioners of the town of Mocksville is hereby further authorized to levy annually a special tax ad valorem on all taxable property in said town for the purpose of paying the interest on said bonds issued under the provisions of this act, as said interest falls due, and for the purpose of paying the principal of said bonds as it falls due, which special tax shall be in an amount sufficient for said purpose, and shall be in addition to all other taxes authorized by law to be levied in said town.

Sec. 5. This act shall not be deemed to be repealed by any subsequent act passed at the present session of the General Assembly, and particularly by any act amending or reenacting the Municipal Finance Act.

Sec. 6. That this act shall be in force and after its ratification.

Ratified this the 19th day of December, A.D. 1921.
CHAPTER 133

AN ACT TO VALIDATE SCHOOL BONDS IN THE TOWN OF MOUNT-AIRY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

Section 1. That a certain issue of school bonds in the aggregate amount of forty thousand dollars ($40,000), and bearing six per cent (6%) interest, ordered to be issued by the town of Mount Airy, dated July first, one thousand nine hundred and twenty-one, and maturing July first, one thousand nine hundred and fifty-one, for the purpose of erecting school buildings in said town, are hereby validated in all respects, including the sale of same, which has been contracted after advertising, and that the said bonds shall now be issued and delivered in accordance with the regulations previously made by the officials of said town of Mount Airy, and the said bonds shall be incontestable after delivery, notwithstanding any omission in the details of any advertising or other proceedings, or any default therein.

Sec. 2. All acts and parts of acts in conflict with this act are hereby repealed insofar as they affect this act.

Sec. 3. This act shall be in effect from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 134

AN ACT TO VALIDATE THE ISSUANCE AND SALE OF CERTAIN SCHOOL BONDS FOR BENSON GRADED HIGH SCHOOL DISTRICT, NUMBER 1, OF BANNER TOWNSHIP, JOHNSTON COUNTY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

Section 1. That the issuance and sale of school bonds by the board of trustees of the Benson Graded High School District, Number One, White, Banner Township, Johnston County, North Carolina, in the sum of twenty thousand dollars ($20,000), dated June one, one thousand nine hundred and twenty-one, for the purpose of enlarging, altering, improving, and equipping the graded school building and grounds in said district, be and the same are hereby validated, as to the issuance, maturity, form, and sale thereof, and as to the levying and collecting of taxes for the retirement of said bonds as therein provided for.

Sec. 2. That this act shall be in full force and effect from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.
CHAPTER 135

AN ACT TO REPEAL CHAPTER 57 OF THE PRIVATE LAWS OF 1920, RELATING TO THE TOWN OF WAYNESVILLE.

The General Assembly of North Carolina do enact:

Section 1. That chapter fifty-seven of the Private Laws for the year one thousand nine hundred and twenty, relating to publishing statement of the finances of the town of Waynesville, be and the same is hereby repealed.

Sec. 2. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 136

AN ACT TO AMEND CHAPTER 409 OF THE PUBLIC LAWS OF NORTH CAROLINA OF 1899, ENTITLED "AN ACT TO ESTABLISH GRADED SCHOOLS IN THE TOWN OF WASHINGTON."

The General Assembly of North Carolina do enact:

Section 1. That section one of chapter four hundred and nine of the Public Laws of North Carolina, session of one thousand eight hundred and ninety-nine, entitled "An act to establish graded schools in the town of Washington," be amended by striking out section one and inserting in lieu thereof the following:

"Section 1. That the following territory in Beaufort County be and is hereby created a public school district for the white and colored children and shall be known as 'Washington Public School District,' namely: 'Beginning at the mouth of Kennedy's Creek and thence up said creek to a point where the Grimes-Simmons line intersects said creek; thence with the said Grimes-Simmons line to the old Washington and Greenville County road; thence with said road to Cypress Branch and with said branch to Cherry's Run; thence up said run to the Washington and Williamston road; thence continuing up the run to the south fork of said run; thence with the south fork of said Cherry's Run to Hoyt's lead ditch and with said lead ditch to Hoyt's road; thence with said road to its intersection with the Havens-Rodman line; thence with said Havens-Rodman line to Rodman's wire fence (the course and location of said fence to be determined by survey); thence with said fence to the Washington-Jamesville road; thence with said road to the corner between the Baughman line and the old Parker place; thence with said line to its intersection with the old Smallwood line; thence with the old Smallwood-Baughman line to the county home line; thence with said line
to the concrete Bath road; thence with said road to the old Brick Kiln road; thence eastwardly with said Brick Kiln road to the River road; thence across and with said River road to the corner of the property of the "Washington Collegiate Institute"; thence in a southwestwardly direction with said property line to Pamlico River; and thence up and with said river to Kennedy's Creek. That within the boundaries aforesaid are included the city of Washington, and also certain territory lying outside of and contiguous to the boundaries of said city."

Sec. 2. That the corporate name of "The Board of School Trustees of the town of Washington" be and the same hereby is changed to "The Board of School Trustees of the city of Washington," and they shall exercise the same jurisdiction and powers within the school district herein enlarged as they formerly exercised in the original school district created by the act herein amended and all amendments thereto. That the board shall consist of seven members as heretofore, that the existing members shall serve the enlarged district until the expiration of their term, and their successors shall be elected by the board of aldermen of the city of Washington, and be divided into classes and serve for the same term as heretofore provided.

Sec. 3. That the treasurer of the city of Washington shall by virtue of his office be, and he is hereby, constituted the treasurer of the enlarged school district herein created: Provided, that the board of school trustees of the city of Washington may in their discretion elect another to act independently as treasurer of the Washington Public School District, whose term of office shall begin at the beginning of the ensuing fiscal school year, and who shall be elected annually, and shall execute bond with sufficient surety in such sum as the board shall determine for the faithful discharge of his duties. That the tax collector of the city of Washington, by whatever title designated, be and he is hereby constituted the tax collector of the enlarged school district herein created, and he is hereby authorized and directed to collect all taxes imposed on persons and property in said district at the same time and in the same manner and with the same liability as provided by law for the collection of city taxes, and shall pay over the same as collected to the treasurer of the Washington Public School District. That the treasurer and tax collector aforesaid shall execute such bonds or additional bonds as may be required by the board of aldermen of the city of Washington or the board of school trustees, respectively, the former for the safe-keeping and lawful expenditure of all funds which may come into his hands for the use of said schools, and the tax collector for the faithful collection and paying over of such school funds as belong to such school district. Both the treasurer and tax collector shall keep said school funds separate from all other
Sec. 4. That for all the purposes and benefits of this act and the administration thereof, the provisions of all laws governing the assessment of real and personal and other property, the levy and collection of municipal taxes, and the holding of municipal elections in the city of Washington, shall be and are hereby made applicable to all that portion of the said Washington Public School District lying outside of the municipal boundaries of the city, as fully as if the same lay within said boundaries, and that in all elections held in said school district the board of aldermen of the city of Washington may create into a ward or wards or attach to any ward or wards the whole or any part of the territory lying outside of said boundaries. That in the execution of the powers conferred upon them by this act, the municipal authorities of the city of Washington are hereby vested with the same powers within the entire school district as they now possess within the boundaries of the city of Washington, the intent of this act being to confer upon the mayor and board of aldermen the same authority regarding the public school district hereby created which they have heretofore exercised when the Washington Public School District was coterminus with the boundaries of the city.

Sec. 5. That a special tax to maintain and support the public schools in the above described territory, not exceeding forty-five cents (45c) on each one hundred dollars ($100) worth of real and personal property and other property taxed by the laws of North Carolina, and not exceeding one dollar and thirty-five cents ($1.35) upon each poll, shall be levied in said school district and collected annually by the municipal authorities of the city of Washington in the manner herein provided, this being the maximum tax authorized by vote of the people. If for any reason the municipal authorities of the city of Washington shall determine that they are not lawfully authorized herein to levy and collect such taxes upon the property and polls in that part of the school district lying outside of the municipal limits for the support of the schools of the district; or, if they shall be lawfully enjoined or prevented from so doing by any court of competent jurisdiction, then in either of such events, the board of aldermen of the city of Washington are hereby required forthwith to submit to the qualified voters of that part of said school district lying outside of the municipal boundaries, the question of whether an annual tax not exceeding forty-five cents (45c) on each one hundred dollars ($100) valuation of taxable property and one dollar and thirty-five cents ($1.35) on the poll, shall be levied and collected for the support of the public schools of the Washington
Law governing election. Public School District. Such election shall be held and the result ascertained and with the same effect as provided under the general school law for submitting the question of a special school tax in school districts, except that the election shall be held in the same manner as provided by law for holding municipal elections in said city.

Sec. 6. That chapter four hundred and nine of the Public Laws of North Carolina, session of one thousand eight hundred and ninety-nine, entitled "An act to establish graded schools in the town of Washington," and all the provisions thereof, shall remain in full force and effect, and shall be applicable to the Washington Public School District, as herein enlarged, except insofar as the same is modified by this act or by other acts.

Sec. 7. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 8. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 137

AN ACT TO VALIDATE SCHOOL BONDS OF WEST HICKORY.

Whereas an election has been duly held in the incorporated town of West Hickory, North Carolina, under the provisions of the Municipal Finance Act, authorizing sixty thousand dollars of school bonds of the said town, and there are certain minor defects in the proceedings: Now, therefore,

The General Assembly of North Carolina do enact:

Section 1. The sixty thousand dollars of school bonds of West Hickory dated January first, one thousand nine hundred and twenty-two, authorized by election duly held and carried, are hereby validated in all respects and shall be issued and sold according to the requirements of the Municipal Finance Act, by the officials of the town of West Hickory, and the proceeds of said bond issue shall be immediately turned over to the treasurer of the board of school trustees of West Hickory and be used by them for the purpose of erecting and equipping the school building in said town.

Sec. 2. That the tax collector of West Hickory shall collect all taxes levied for school purposes and turn the same over on the last day of each calendar month to the treasurer of the said board of school trustees of West Hickory.
Section 3. That the said trustees at the proper time in each year shall certify to the town officials the tax levy necessary for school purposes and said town officials shall then levy the taxes certified.

Section 4. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

Section 5. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 138

AN ACT TO AUTHORIZE THE TOWN OF HAZELWOOD TO LEVY AND COLLECT TAXES.

The General Assembly of North Carolina do enact:

Section 1. That the board of aldermen of the town of Hazelwood shall have the power to levy and collect a tax of seventy-five cents (75c) on the one hundred dollars valuation of all property, both real and personal, each year, if in the judgment of said board, the same is necessary.

Section 2. That all laws in conflict with this act are hereby repealed.

Section 3. That this act shall be in force and effect from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 139

AN ACT VALIDATING THE PROCEEDINGS AND ACTS OF THE COUNTY BOARD OF EDUCATION OF JOHNSTON COUNTY, THE BOARD OF COUNTY COMMISSIONERS OF SAID COUNTY, AND THE BOARD OF TRUSTEES OF BENSON GRADED SCHOOL DISTRICT NUMBER 1, IN BANNER TOWNSHIP, IN SAID COUNTY, RELATING TO THE ISSUANCE AND SALE OF BONDS OF SAID SCHOOL DISTRICT IN THE SUM OF $20,000, AND AUTHORIZING AND EMPOWERING SAID BOARD OF TRUSTEES TO ISSUE SAID BONDS.

Whereas pursuant to petition of the county board of education of Johnston County, and the request of the board of trustees of Benson Graded School District in Banner Township in said county, the board of county commissioners of said county did order a special election to be held in said school district on August two, one thousand nine hundred and twenty-one, for the purpose of voting upon the question of issuing bonds in the sum
of twenty thousand dollars, for the purpose of completing and equipping the graded school building and grounds in said school district, making necessary repairs on same, and renting or purchasing athletic grounds and for the annual levying of a tax sufficient to pay same; and

Whereas at said election a majority of the qualified voters in said school district voted in favor of the issuance of said bonds and the levying of such tax; and

Whereas in said proceedings it is provided that said bonds run twenty years, maturing on June one, one thousand nine hundred and forty-one; and

Whereas said bonds have been advertised for sale and sold by the board of trustees of said school district for par and accrued interest: Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the proceedings and acts of the county board of education, the board of county commissioners, and the board of trustees of said school district, relating to the election on August two, one thousand nine hundred and twenty-one, and the issuance and sale of said twenty thousand dollars school bonds, and the levying of a tax to pay same, be and the same hereby are validated and approved.

SEC. 2. That the board of trustees of said school district, and they hereby are authorized and empowered to execute said bonds in the tenor and form provided in said proceedings, and to deliver same to the purchaser thereof on receipt of the purchase price.

SEC. 3. This act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.

CHAPTER 140

AN ACT TO AMEND CHAPTER 113 OF THE PRIVATE LAWS OF 1909, RELATING TO THE CHARTER OF THE TOWN OF GREENVILLE.

The General Assembly of North Carolina do enact:

SECTION 1. That section two of chapter one hundred and thirteen of the Private Laws of the General Assembly of North Carolina of the year one thousand nine hundred and nine, be and the same is hereby amended by striking out the words "nine hundred" where they occur in the last line of said section, and inserting in lieu thereof the words "twelve hundred."

SEC. 3. That this act shall be in force from and after its ratification.

Ratified this the 19th day of December, A.D. 1921.
CHAPTER 141

AN ACT TO AUTHORIZE WASHINGTON PUBLIC SCHOOL DISTRICT TO ISSUE SCHOOL BONDS.

The General Assembly of North Carolina do enact:

Section 1. That the board of school trustees of the city of Washington, by a majority vote, are hereby authorized to submit a petition to the board of aldermen of the city of Washington, to call an election in said Washington Public School District at a time and place to be specified by said school trustees, at any time within the years one thousand nine hundred and twenty-one and one thousand nine hundred and twenty-two, to determine the question whether the board of school trustees of the city of Washington may issue bonds in a sum not exceeding five hundred thousand dollars ($500,000), bearing interest at a rate not exceeding six per cent per annum, to provide funds for the construction and equipment of public school buildings in said district and to pay for lands necessary for said schools.

Sec. 2. That upon the submission of said petition, it shall be the duty of the board of aldermen of the city of Washington to order an election to be held in said school district, at such time and place as may be specified by the board of school trustees, to determine whether the board of school trustees of the city of Washington shall be authorized to issue school bonds of a par value not exceeding the sum of five hundred thousand dollars ($500,000) for the said school district, bearing interest not exceeding six per cent per annum, with interest coupons attached, to aid in the construction and equipment of public school buildings, and in paying for necessary lands for the use of the public schools in said districts. That the said board of aldermen shall, at least thirty (30) days preceding this election, give notice of said election and the purposes thereof by publication in one or more newspapers published in said school district.

Sec. 3. That said election shall be held and conducted in the same manner and under the same requirements of law as may be provided for municipal elections in the city of Washington: Provided, that there shall be a new registration of all the qualified voters residing in the Washington Public School District, and for this purpose the said board of aldermen are empowered to prescribe the rules and regulations for the opening and closing of said registration books: Provided further, that the board of aldermen shall appoint the necessary registrars and judges of election; and the registration of voters, except as herein provided, and the challenge of voters, shall be conducted in the same manner as is now or may hereafter be provided for the election of members of the General Assembly. That the votes shall be counted and return of votes.
counted at the close of the polls and return of the count made
to the board of aldermen within one week next following the
election and at a time to be fixed by the mayor of the city, and
at said meeting the board of aldermen shall canvass, tabulate,
and declare the result of the election, which shall be recorded in
the minutes of said board of aldermen, and no other record or
declaration of said election shall be necessary.

Sec. 4. That at the said election, those who are in favor of issu-
ing said bonds and levying the taxes herein provided for, shall
vote ballots with the words written or printed thereon "For School
Bonds," and those opposed to issuing said bonds shall vote ballots
with the words "Against School Bonds," written or printed there-
on.

Sec. 5. That if at said election a majority of the qualified
voters shall cast their ballots "For School Bonds," and the result
shall be declared and recorded as aforesaid, then it shall be the
duty of the board of aldermen of the city of Washington to pre-
pare bonds in the usual form, in denominations not exceeding one
thousand dollars ($1,000) and not less than one hundred dollars
($100), and the total amount of bonds to be issued shall not ex-
ceed five hundred thousand dollars ($500,000), which said
bonds shall bear interest at a rate not exceeding six per cent
per annum, interest coupons being attached thereto, payable semi-
annually on the first days of January and July in each year.
The principal of said bonds shall be payable or redeemable at
such time or times, not exceeding thirty (30) years from the
date of issue, as the said board of aldermen may determine. That
said bonds shall be signed by the board of school trustees of the
city of Washington, by its chairman and attested by the secretary
of the said board of school trustees, who shall also attach the
prime seal of the said board of school trustees to each of
said bonds. Said bonds shall be styled "Bonds in aid of the
construction and equipment of public school buildings and the
purchase of lands for sites therefor, in Washington Public School
District, Washington, North Carolina."

Sec. 6. That upon the preparation, signing, and execution of
said bonds, the said board of school trustees of the city of Wash-
ington, shall deliver the same to the treasurer of the Washington
Public School District, who shall sell said bonds at such times
and in such manner and at such price as the board of school
trustees may direct. That none of said bonds or the proceeds
thereof shall be used by the said board of school trustees for
any other purpose than is provided in this act.

Sec. 7. That said bonds shall be numbered consecutively and
the coupons attached shall bear the number of the bonds to
which they are attached, and the said coupons shall bear the
printed or engraved facsimile of the autograph signature of the
treasurer of the Washington Public School District. The bonds and coupons shall state the time and place when they are due and by what authority issued. The board of school trustees of the city of Washington shall record all the proceedings in respect to said bonds, including the denominations and the number attached to each bond and the date of maturity and the place where payable, in the minutes of the board, and, when sold, the board shall likewise record the denomination and number of each bond, to whom sold and the number of coupons attached. The same data and information regarding the said bonds shall be transcribed upon the minutes of the board of aldermen of the city of Washington. The bonds herein authorized shall not be sold for less than their par value.

Sec. 8. That when the said bonds shall have been issued and sold, the proceeds thereof shall be deposited with the treasurer of Washington Public School District. The proceeds of said bonds shall be expended only under the direction of the board of school trustees of the city of Washington, and said board may only expend the proceeds of said bonds in the payment for lands for the use of said school district hereafter or heretofore acquired, and in the construction and equipment of additional school buildings and in repairs to existing school buildings. In addition the board of school trustees may expend thereof not exceeding one thousand dollars ($1,000) toward the reimbursement of any losses sustained by citizens of said school district in heretofore attempting to provide a home for teachers, and such reimbursement shall be made pro rata in proportion to the losses sustained. That the treasurer of Washington Public School District shall keep the proceeds of said bonds which may come into his hands, separate from all other funds and shall keep separate accounts of the same, and for the faithful performance of his duties in respect to the proceeds of this bond issue, the said treasurer shall execute an official bond payable to the board of school trustees of the city of Washington in the usual form and in such amount as the board of school trustees may direct.

Sec. 9. That after said bonds shall have been issued, the board of aldermen of the city of Washington shall levy annually, at the same time of the levying of city taxes, a tax in sufficient amount on the property and polls within Washington Public School District to provide for payment of the interest on the said bonds and a surplus to be applied toward a sinking fund for the purpose of paying the principal of said bonds. The taxes so levied shall be collected as other taxes and with the same penalties, and shall be safely kept by the treasurer of the school district as a separate fund, and applied, first to the payment of the semiannual installments of interest upon the said bonds, and, secondarily to the creation of a sinking fund as aforesaid. That
the board of aldermen shall provide for the appointment of a commissioner of the sinking fund for said bonds, and it shall be his duty to keep the said funds invested in safe securities to be approved by the mayor and board of aldermen of the city of Washington. That the board of aldermen may impose the duties of commissioner of the sinking fund upon said existing commissioner in said city for other sinking funds, whose duties shall thereby be combined, but every safeguard shall be provided for the protection and investment of said sinking fund. The said commissioner of said sinking fund shall be required to execute such bond and in such amount as the board of aldermen may direct. That the said bond shall be at all times sufficient to protect the said school district. And the said commissioner shall make such reports from time to time as the board of aldermen or the board of school trustees of the city of Washington may require.

Sec. 10. That the bonds authorized to be issued by this act, and their coupons, shall not be subject to taxation by the said city for the raising of revenues until after they shall have become due and tender of payment made; and if the holder of any said bonds or coupons shall fail to present the same for payment at the time or times and at the place or places therein named, he shall not be entitled to any interest thereon after maturity.

Sec. 11. That chapter four hundred and nine of the Public Laws of North Carolina, session of one thousand eight hundred and ninety-nine, entitled "An act to establish graded schools in the town of Washington," and all the provisions thereof, shall remain in full force and effect and shall be applicable to the Washington Public School District, except insofar as the same is modified by this act or by other acts.

Sec. 12. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 13. That this act shall be in force from and after its ratification.

Ratified this the 20th day of December, A.D. 1921.

CHAPTER 142

AN ACT TO AMEND THE CHARTER OF THE FAYETTEVILLE GRADED SCHOOLS.

The General Assembly of North Carolina do enact:

Section 1. That the charter of the Fayetteville Graded Schools, being chapter three hundred and eighty-two (382) of Public Laws, session one thousand nine hundred and three, as amended by chapter two hundred and ninety-seven (297) of
Public Laws, session one thousand nine hundred and nine, by chapter fifty (50) of Private Laws, session one thousand nine hundred and eleven, and other amending acts, be and the same is hereby further amended by adding to the end of section nine (9), chapter three hundred and eighty-two (382), of Public Laws, session one thousand nine hundred and three, the following words: "The said board of trustees is authorized and empowered, from time to time, by a majority vote of the entire membership of the board, to borrow money and issue the note or notes of the Fayetteville Graded Schools, signed by the chairman and secretary, and under its corporate seal, in an amount not to exceed seventy-five per centum (75%) of the estimated tax money of the fiscal year; the proceeds to be used for payment of salaries of officers, teachers, and employees, and for other current expenses.

Sec. 2. That all laws or parts of laws in conflict with this act are hereby repealed.

Sec. 3. That this act shall be in force from and after its ratification.

Ratified this the 20th day of December, A.D. 1921.

CHAPTER 148

AN ACT TO AMEND CHAPTER 138 OF THE LAWS OF 1901, INCORPORATING THE TRUSTEES OF LINCOLN HOSPITAL.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter one hundred and thirty-eight of the laws of one thousand nine hundred and one, incorporating the trustees of the Lincoln Hospital, be so amended as to read as follows:

"SECTION 1. That the board of trustees of Lincoln Hospital elected as hereinafter provided, and their successors, be and they are hereby created a body politic and corporate, under the name and style of ‘Trustees of Lincoln Hospital,' by which name they may contract and be contracted with, sue and be sued, have perpetual succession, and a common seal, which they may alter at pleasure. As such corporation they may establish, conduct, and maintain a hospital in the county of Durham, for the reception and treatment of persons of the colored race who may need medical or surgical attendance, during temporary or permanent sickness or injury, under such rules and regulations as they may from time to time establish, and in their discretion may provide for the training of nurses as a separate department or as a part of the hospital, and under such rules and regulations as they may from time to time establish."

Board of trustees incorporated.

Corporate name.

Corporate powers.

To establish, conduct and maintain hospital.

Nurse training.
Number of trustees. Term of office.

Election of trustees.

Sec. 2. That the board of trustees of Lincoln Hospital shall consist of fifteen members and shall hold office for two years and until their successors are elected and qualified, elected as follows: One by the board of aldermen of the city of Durham and one by the county commissioners of Durham County; one by Mr. James Buchanan Duke during his life, and after his death by his nearest blood relative, who is above seventeen years of age; one by Mr. Benjamin N. Duke during his life, and after his death by his nearest blood relative over seventeen years of age; one by the white Medical Society of the city of Durham; one by the faculty of the National Training School; one by the members of the graded schools of the city of Durham; one by the colored Ministerial Association of Durham; two by the directors of the North Carolina Mutual Insurance Company; two by the directors of the Royal Knights of King David, and three by the colored Medical Society of the city of Durham. That the trustees shall serve from January following their election, which election shall take place not later than December thirty-first. In the event that either of the various bodies or organizations hereinbefore designated shall fail to elect a trustee or trustees as above required and requested, the board of trustees of Lincoln Hospital shall elect such trustees as they may see fit.

Sec. 4. That said corporation may acquire, receive, take, sell, and dispose of all real and personal estate without restriction as to quantity or value thereof, which may from time to time be given, granted, bequeathed, devised or sold to it and accepted by it for the purposes and uses of the said hospital: Provided, always that both the principal and the income thereof shall be appropriated, and the property held, according to the terms of the donation, devise, or bequest.

Term of office. Vacancies.


Contracts or deeds. Sec. 5. That the persons named in section two of this act shall hold office as trustees as long as they faithfully perform the duties of said office. Whenever a trustee shall die, resign, refuse to act or become incompetent to discharge the duties of his trust or shall be found by said trustees to be guilty of gross immoral conduct, or acting in bad faith towards the hospital, his office shall be declared vacant by a two-thirds vote of the trustees then in office. It is further provided, that in the selection of such trustees there shall be no discrimination against or in favor of any religious sect or denomination. The said trustees shall elect from their number at each annual meeting to be held on the first Monday night in February of each year, a president, vice-president, secretary, treasurer, and such other officers as they may deem fit, whose term of office shall be for one year, and until their successors are elected and qualified.

Sec. 6. That all contracts or deeds of said corporation shall be made in the name of the trustees of Lincoln Hospital and signed
by such officers thereof as may now by law execute deeds of other corporations within the State; that no trustee shall be personally or individually liable for any of the debts, obligations, contracts, engagements, torts, acts, or omissions of the corporation.

SEC. 7. That said trustees shall have power to make all such rules, regulations, by-laws, and ordinances as they may deem necessary or useful for the conduct and management of said hospital, and the management of its affairs, and may alter, amend or repeal the same at pleasure by the vote of a majority of the trustees. They especially have the power to provide and enforce regulations for the selection, admission, treatment, and dismissal of patients. They may provide for the duties and services of all officers, committees, attendants, and employees.

SEC. 8. That any number of persons may associate themselves together under the name and style of the Lincoln Hospital Association for the purpose of aiding in the maintenance of said hospital, and may collect from each member of said association annual dues not exceeding ten dollars, which shall be regularly paid to the treasurer of said trustees.

SEC. 9. That the city of Durham and the county of Durham is hereby authorized to annually or oftener donate money to said trustees of Lincoln Hospital in aid of the maintenance and support of said hospital.

SEC. 10. That the board of trustees of Lincoln Hospital shall have power to conduct a school independent of the hospital for the purpose of training nurses of the standard grade for nurses training, and may make such rules and regulations in establishing and maintaining said school as are necessary.

SEC. 11. This act shall be in force from and after its ratification.

Ratified this the 20th day of December, A.D. 1921.

CHAPTER 144

AN ACT TO AUTHORIZE THE TOWN OF NORTH WILKESBORO TO ISSUE BONDS TO FUND ITS GRADED SCHOOL DEBT.

Whereas there is a deficit of approximately five thousand three hundred dollars in the cost of the construction of the graded school building in the North Wilkesboro Graded School District, a further deficit of four thousand dollars in the operating expenses of the North Wilkesboro Graded Schools for the year one thousand nine hundred and twenty-one, and a still further indebtedness of approximately six thousand dollars incurred by the present board of trustees of North Wilkesboro Graded School for the necessary running expenses and teachers' salary for the
current school year, all of which indebtedness is now floating and
is being carried by the banks in the town of North Wilkesboro;
and
Whereas the said banks are refusing to carry said floating
indebtedness longer; and
Whereas unless said floating indebtedness is funded, the cur-
rent session of the graded schools of North Wilkesboro will face
the necessity of suspending for all or the greater portion of the
spring term: Therefore.

The General Assembly of North Carolina do enact:

SECTION 1. That for the purpose of paying off and discharging
the floating indebtedness of the North Wilkesboro Graded School
District, the boundaries of which are coterminous with the
boundaries of the town of North Wilkesboro, as set forth in the
preamble of this act, and amounting approximately to sixteen
thousand dollars, and which is hereby declared to be a valid
obligation on the town of North Wilkesboro, it shall be the duty
of the governing board of the town of North Wilkesboro, and
they are hereby directed upon the written request of the board
of trustees of the North Wilkesboro Graded School, accompanied
by a petition signed by one-third of the voters of the town, im-
mediately to call a special election in said town at which special
election the question of the issue of bonds of said town, in an
amount not exceeding sixteen thousand dollars, shall be sub-
mitted to the qualified voters of said town, said election to be
held, as nearly as may be, in accordance with the laws governing
municipal elections in said town, except as herein otherwise
provided.

SEC. 2. In their written request to the governing board of the
town of North Wilkesboro, the trustees of the North Wilkesboro
Graded School shall state the amount of bonds to be voted for,
their denomination or denominations, the time during which they
shall run, the rate of interest which they shall bear, which rate
shall not exceed six per centum per annum, and the general
purpose for which they are to be issued: and the governing board
of said town shall incorporate the substance of these statements
in the notice of the time and place of said election and cause
said notice to be published once a week for four successive weeks
immediately preceding said election in some newspaper published
in the town of North Wilkesboro. There shall be a new registra-
tion for said special election and this requirement shall also be
incorporated in the notice of said election.

SEC. 3. That upon the receipt of the request from the board
of trustees of the North Wilkesboro Graded School to call said
election, it shall be the duty of the governing board of said town,
either at a regular or call meeting, to appoint a registrar and two judges of said election. The registrar shall provide for himself a new registration book and shall keep the same open for the registration of all persons in said town who may apply to him for registration, and who may be qualified under the general election laws of this State to register and vote in any general election. Said election shall be held on such Monday as may be designated in the notice thereof, and the registration books shall be open at nine o'clock a.m. on the third Saturday preceding the day of election and close at nine o'clock p.m. on Friday next preceding the day of election. The registrar during said period shall keep the registration books open either at his residence or place of business on all week days except Saturdays, and on each Saturday during the period for registration he shall keep the book open at the polling place from nine o'clock a.m. until sunset. On the Saturday next preceding the day of election the registrar and two judges shall meet at the polling place at nine o'clock a.m. for the purpose of hearing and determining challenges, if any shall be made.

Sec. 4. It shall be the duty of the registrar and judges to conduct said election, canvass the votes and declare the result thereof and certify the result and returns to the governing board of the town of North Wilkesboro, which returns shall be recorded by the town clerk in the records of the town.

Sec. 5. That at said election those electors in favor of the issue of said bonds shall vote a ticket on which shall be written or printed the words, "For Bonds and Schools," and those electors opposed to the issue of said bonds shall vote a ticket on which shall be written or printed the words "Against Bonds and Schools."

Sec. 6. In case a majority of the voters in said election shall vote in favor of the issue of said bonds, it shall become the duty of the governing board of the town of North Wilkesboro, without unnecessary delay, to issue bonds in such amount as may be requested in writing by the board of trustees of North Wilkesboro Graded School, not to exceed sixteen thousand dollars, said bonds to be in such denominations, of such form and tenor, payable at such time or times not exceeding thirty years from date thereof, and at such place or places as the board of trustees of the North Wilkesboro Graded School shall determine and certify to the governing board of the town of North Wilkesboro. They shall bear a rate of interest not exceeding six per cent per annum, Interest, payable semiannually, which interest shall be evidenced by coupons attached to said bonds. Said bonds shall be signed by the mayor of said town and countersigned by the town clerk, and shall bear the corporate seal of said town, and the coupons
shall be signed by the clerk of said town or his signature may be lithographed thereon, and the coupon need not bear the corporate seal of said town.

Sec. 7. Upon the issue of said bonds it shall be the duty of the governing board of the town of North Wilkesboro to deliver them to the chairman of the board of trustees of the North Wilkesboro Graded School, and said board of trustees may sell them at either purposes expressed in this act: Provided, the purchasers thereof shall not be responsible for the application of the proceeds of said bonds: Provided further, said bonds shall not be sold for less than their par value.

Sec. 8. That said bonds and their coupons shall not be subject to taxation by the town of North Wilkesboro or for the benefit of the North Wilkesboro Graded School.

Sec. 9. That for the purpose of paying the annual interest on said bonds as the same may accrue, and paying the principal thereof as the same matures, the governing body of the town of North Wilkesboro shall annually, and at the time of levying municipal taxes, levy a tax on all subjects of taxation within the town of North Wilkesboro on which said governing board may now or may hereafter be authorized to levy taxes for other municipal purposes, sufficient in rate and amount to pay said interest as it accrues and the principal of said bonds at their maturity.

Sec. 10. That in the event that the registrar or judges of the election authorized by this act shall refuse to act or become incapacitated to act, it shall become the duty of the mayor of the town of North Wilkesboro to appoint other electors to serve in their places.

Sec. 11. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 12. That this act shall be in force and effect from and after its ratification.

Ratified this the 20th day of December, A.D. 1921.

CHAPTER 145

AN ACT CONCERNING THE ESTABLISHING OF HIGH SCHOOL DISTRICTS IN ALAMANCE COUNTY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

Section 1. The county board of education of Alamance County is authorized and empowered to establish, create, and by and with the assent of the qualified voters of said territory provide
Sec. 2. That when said district shall be so established it shall be and constitute a body corporate and shall be subject to all the laws and regulations governing other high schools and high school districts and the trustees or directors therein shall have all the power and authority of the trustees of other high school districts.

Sec. 3. That upon the petition of one-fourth of the qualified voters resident in said high school district and upon such petition being approved by the county board of education of Alamance County, the board of commissioners of Alamance County shall order held and shall provide for the holding of a special election in such high school district to determine whether there shall be issued by such district bonds, and whether there shall be levied in such district a tax to pay the interest upon said bonds; to create a sinking fund for the retiring of said bonds at maturity and to maintain such high school: Provided, that bonds shall not be issued in excess of the par value of twenty-five thousand dollars, and that the tax to be levied shall not exceed thirty cents on the one hundred dollars valuation of property in said district. The amount of the bonds issued and the amount of the tax to be levied shall be as fixed in the petition for said election, subject to the foregoing limitation. The petition may ask only for an election as to tax without bonds, and in such event the election shall be so held.

Sec. 4. That in the event the election is ordered and held for bonds or tax, or both, provided for in the next preceding section hereof is ordered and held, then it shall be held in all respects as by law provided for elections in special school tax districts upon the question of levying a special tax for schools. There shall be a new registration for the purposes of said election.

Sec. 5. In the event such election is ordered and held, the ballots shall contain the words as provided for in the petition. In the event the election held for bonds and a majority of the qualified voters shall vote in favor of issuing said bonds, then the same shall be issued and sold for not less than par under the supervision and direction of the county board of education, but the proceeds thereof shall be exclusively used for building and other purposes connected with the high school in said district. In the event the election is held for levying of the tax herein provided for, and if the proposition to levy said tax should carry by a majority of the qualified voters in said district, then
the county commissioners of Alamance County, at the time of levying other taxes shall levy and cause to be collected the special tax so voted in said district, and the same shall be placed to the credit of the trustees of said school district as are other school funds to other trustees of other local tax districts in Alamance County. That such funds shall be used as provided by law and in this act.

Sec. 6. That if said district shall be so established, the county board of education shall name a board of trustees of not more than five nor less than three, who shall be residents of said district.

Sec. 7. That the trustees of said high school are authorized and empowered to permit pupils from other districts in Alamance County, or from other counties, to attend such high school under such conditions and subject to such restrictions and upon such terms as they may see fit; Provided, that such terms, restrictions, and conditions shall be approved by the county board of education of Alamance County.

Sec. 8. All laws and parts of laws in conflict with the provisions of this act are hereby repealed.

Sec. 9. That this act shall be in force and effect from and after its ratification.

Ratified this the 20th day of December, A.D. 1921.

CHAPTER 146

AN ACT TO AMEND THE CHARTER OF THE TOWN OF HOT SPRINGS, MADISON COUNTY, NORTH CAROLINA, AUTHORIZING THE TOWN TO SELL ITS REAL ESTATE.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter two hundred and fifty-nine, Private Laws of North Carolina, session of one thousand nine hundred and eleven, be amended by adding at the end of section ten of said chapter the following: "Provided further, when lands are so acquired, the board of aldermen are hereby authorized and empowered to make sale of its lands or any part thereof in any manner or under any conditions, as in their opinion may be advisable, and in making such sales the mayor of said town shall execute and deliver a deed therefor in the name of the town of Hot Springs, under its corporate seal."

SEC. 2. That all laws and clauses of laws in conflict with this act be and the same are hereby repealed.

SEC. 3. That this act shall be in force from and after its ratification.

Ratified this the 20th day of December, A.D. 1921.
CHAPTER 147

AN ACT TO AUTHORIZE THE AYCOCK GRADED SCHOOL DISTRICT OF WASHINGTON COUNTY TO ISSUE BONDS FOR THE PURPOSE OF ERECTING A BUILDING FOR PUBLIC SCHOOLS.

The General Assembly of North Carolina do enact:

Section 1. That upon written petition signed by the majority of the trustees of the Aycock Graded School District, Washington County, requesting an election in said district on the subject of the bond issue described herein, it shall be the duty of the county commissioners of Washington County to order an election to be held in the Aycock Graded School District to determine the question: Shall the Aycock Graded School District issue bonds of the said district in an amount not to exceed ten thousand dollars ($10,000) to provide a fund for the erection of a building for the accommodation of the public schools of said district, and shall said district levy taxes sufficient to retire said bonds? The said board of county commissioners shall at least thirty days preceding such election give public notice of such election by publication in one or more newspapers having circulation in said district, and by posting in at least three public places in said district.

Sec. 2. That the said election shall be held and conducted in the same manner and under the same requirements of law as are now in force or may hereafter be prescribed by law for holding elections for members of the General Assembly: Provided, that prior to said election there shall be new registration of all qualified voters residing in said district, and for this purpose the board of county commissioners is hereby empowered and directed to prescribe such rules and regulations for the opening and closing of said registration books as may seem fit and proper.

Sec. 3. That at said election the ballots tendered and cast shall have written or printed thereon "For School Bonds and Taxes" or "Against School Bonds and Taxes," and all qualified electors in favor of this issue of bonds and the levy of a special tax to retire same, shall vote a ticket upon which shall be written or printed the words "For School Bonds and Taxes," and all qualified electors who may oppose the issue of bonds and levy of said tax shall vote a ticket on which shall be written or printed the words "Against School Bonds and Taxes." The votes cast at this election shall be counted at the close of the polls and the return of the said election made to the said board of commissioners at its first regular meeting next following the election, and the said board shall canvass, tabulate, and declare the result of the election.
tion, which shall be recorded in the minutes of the board, and no other recording and declaration of the result of said election shall be necessary.

Sec. 4. That if a majority of the qualified voters of the said school district shall vote "For School Bonds and Taxes," then the board of trustees of said district shall prepare bonds of the said district to an amount not to exceed ten thousand dollars ($10,000) and in such denomination as the said board may determine, which bonds shall bear a rate of interest not to exceed six per cent per annum, and the principal of said bonds shall be payable or redeemable at such time not to exceed thirty years from the date of issue, as said board of trustees may determine. The said bonds shall be signed by the chairman of the said board, countersigned by the clerk of the said board, and shall have upon them the seal of said district.

Sec. 5. That upon the preparation, signing, and execution of said bonds the said board of school trustees shall deliver the same to the treasurer of Washington County, who shall sell said bonds at such times and in such manner as the said board of trustees may direct: Provided, that none of the said bonds may be sold for less than their par value; and, Provided further, that none of said bonds, or of the proceeds of said bonds, shall be used for any purpose other than is herein specified. The proceeds arising from the sale of said bonds shall be deposited with the treasurer of Washington County, shall be kept separate from all other funds of said county, and shall be paid out only upon the order of the trustees of the Aycock Graded School District.

Sec. 6. It shall be the duty of the treasurer of Washington County to execute an official bond conditioned upon the faithful performance of his duties imposed herein and payable to the State of North Carolina for the use of said school trustees in the usual manner and in such amount as the said school trustees shall require.

Sec. 7. That the proceeds arising from the sale of said bonds shall be expended by the trustees of the Aycock Graded School District for the erection in said district of a suitable building for the accommodation of the public schools of the said district: Provided further, that the said trustees are hereby authorized to determine the site and location of such building; and, Provided further, that the said trustees are hereby authorized to expend a part of said proceeds for the purchase of a site for said building should such expenditure be necessary.

Sec. 8. That if, in the election provided for in this act, a majority of the qualified voters of said district shall have voted "For School Bonds and Taxes," and the said bonds shall have been issued and sold, the board of county commissioners of Washington County is hereby authorized and directed to levy annually
upon the property and polls of said Aycock Graded School District a special tax sufficient to provide for the payment of the interest on such bonds and to create a sinking fund sufficient to retire such bonds at their maturity: Provided, that in all taxes levied under the authorization of this section, the constitutional equation between taxes on property and taxes on polls shall be observed. The aforesaid tax shall be levied and collected as the other taxes of the county of Washington are levied and collected, and shall be turned over to the treasurer of said county and kept by him as a separate fund to be applied to the purpose mentioned in this section and to no other purpose.

Sec. 9. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

Sec. 10. That this act shall be in force from and after its ratification.

Ratified this the 20th day of December, A.D. 1921.

CHAPTER 148

AN ACT TO VALIDATE CERTAIN BOND ISSUES AGGREGATING $500,000 OF THE CITY OF WILMINGTON AND THE SALE THEREOF.

Whereas the city of Wilmington, in the State of North Carolina, did, during the year one thousand nine hundred and twenty-one, issue its refunding bonds in the sum of three hundred thousand dollars and its street improvement bonds in the sum of two hundred thousand dollars, both of said issues aggregating the sum of five hundred thousand dollars, and all of said bonds being serial bonds and having been issued pursuant to the provisions contained in the Municipal Finance Act of North Carolina, and under duly authorized ordinances and resolutions duly adopted by the governing body of said city of Wilmington; and

Whereas the said bonds have been sold by said city of Wilmington to the Wilmington Savings and Trust Company, of Wilmington, North Carolina, and it is proposed by this act to validate the same and the said sale: Now, therefore,

The General Assembly of North Carolina do enact:

Section 1. That all the proceedings and acts heretofore done or taken by said governing body of the city of Wilmington, in any way relating to the said ordinances, resolutions, proceedings, or other acts of said governing board, or any way relating to the issue of said bonds, be, and the same are hereby, in all respects legalized, ratified, approved, validated, and confirmed, and the sale validated.
Company, of Wilmington, North Carolina, be and the same is hereby ratified, legalized, validated, approved, and confirmed in all respects, both the said issuance of bonds and the sale thereof being legalized, ratified, approved, validated, and confirmed, notwithstanding any provision in the Municipal Finance Act or amendments thereof to the contrary.

Sec. 2. That this act shall be in full force and effect from and after its ratification.

Ratified this the 20th day of December, A.D. 1921.

CHAPTER 149

AN ACT TO VALIDATE AN ELECTION HELD IN MOCKSVILLE SCHOOL DISTRICT AND BONDS VOTED FOR BY THE CITIZENS OF SAID DISTRICT AT AN ELECTION HELD THEREIN ON THE 6TH DAY OF SEPTEMBER, 1921.

Whereas on the first day of August, one thousand nine hundred and twenty-one, the board of education of Davie County, North Carolina, by and with the consent, endorsement, and approval of the trustees of "The Mocksville Graded School," cut off of and consolidated with the said graded school portions of Bethel School District, Oak Grove School District, Wholman's School District, Center School District, and Jerico School District (all of the same being nonspecial-tax school districts), and formed one school district known and styled "Mocksville School District," containing twenty-five square miles territory; and

Whereas upon a petition of one-fourth of the freeholders of the said Mocksville School District duly endorsed by the board of education of Davie County and filed with the board of commissioners of said county, August first, one thousand nine hundred and twenty-one, asking for an election to ascertain the will of the people within the said district whether there be levied therein a special annual tax of not more than thirty cents on the one hundred dollar's valuation of property to supplement the public school fund apportioned to said district by the county board of education in case a special tax should be voted; and

Whereas on said date, August first, one thousand nine hundred and twenty-one, upon the petition and request of the board of trustees or governing body of Mocksville School District, formed as above mentioned, duly signed and endorsed by the board of education of Davie County, and filed with the board of commissioners of Davie County petitioning for an election to ascertain whether the voters in said district were in favor of issuing bonds in the amount of forty-five thousand dollars and levying a suf-
ficient annual tax to pay the same and interest, on the one hundred dollars valuation of property, for the purpose of erecting, enlarging, altering, and equipping school buildings and furnishing the same with suitable equipment; and

Whereas said election was duly ordered to be held by said board of commissioners in said Mocksville School District according to the prayer of the petitioners, on September the sixth, one thousand nine hundred and twenty-one; and

Whereas at said election a majority of the qualified voters in said school district cast their votes in favor of said special school tax and in favor of said bond issue: Now, therefore.

The General Assembly of North Carolina do enact:

SECTION 1. That all acts and proceedings done or taken by the board of education of Davie County in the formation of the said Mocksville School District and the consent and approval of the board of trustees of Mocksville Graded School, consenting, approving, and endorsing the action of the said board of education, be and the same are hereby ratified, approved, and confirmed.

Sec. 2. That all acts and proceedings done or taken in or about the calling, holding, or conducting of the election at which said vote was cast for said special tax and said bond issue are hereby legalized and validated; and the said tax and bonds so voted are hereby authorized to be levied or issued in accordance with the propositions so adopted at said election and in accordance with the statute under which said votes, acts, and proceedings were had and done.

Sec. 3. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 4. That this act shall be in force and effect from and after its ratification.

Ratified this the 20th day of December, A.D. 1921.

CHAPTER 150

AN ACT TO AUTHORIZE BELHAVEN GRADED SCHOOL OF BELHAVEN, NORTH CAROLINA, TO ISSUE BONDS FOR THE PURPOSE OF BUILDING A HIGH SCHOOL, TEACHERAGE, AND TO PURCHASE EQUIPMENT THEREFOR.

The General Assembly of North Carolina do enact:

SECTION 1. That for the purpose of erecting a high school building, teacherage, and purchasing equipment therefor in the town of Belhaven, the board of trustees of Belhaven Graded School is hereby authorized to issue bonds not exceeding sixty

Preamble: election ordered.
Preamble: vote in favor of tax.
Acts and proceedings validated.
Acts and proceedings in holding election validated.
Election validated.
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Purpose of bond issue.
Bond issue authorized.
Amount.
thousand dollars at different times and in such installments as it may elect; Provided, the amount of each installment is submitted to the qualified voters of Belhaven Graded School District as defined and bounded in section one (1), chapter three hundred and forty-nine, Private Laws of North Carolina, for their approval.

Sec. 2. That upon request of the board of trustees of Belhaven Graded School the board of aldermen of the town of Belhaven shall order a new registration of the voters of the Belhaven Graded School District, and such registration shall be sufficient for any and every installment of bonds that may be voted on as required by this act; that the said board of aldermen shall appoint a registrar and two pollholders who shall serve for each installment of bonds that may be submitted to the voters under this act, and shall qualify and act in each and every election authorized herein in accordance with the existing school law.

Sec. 3. That when the new registration is called the board of trustees of Belhaven Graded School shall publish said election by posting notice thereof at the courthouse door of Beaufort County, and three other public places in said county, for thirty days immediately preceding said election, and by publishing said notice in the Belhaven Journal, a weekly newspaper published in the town of Belhaven, once a week for four weeks, setting forth the amount of the bond issue, its purpose and the time and place where said election shall be held; that tickets shall be provided by the board of trustees of Belhaven Graded School and shall be printed in accordance with the laws governing town elections of the town of Belhaven; that those favoring the said bond issue shall vote a ballot “For Bond Issue,” and those against it shall vote a ballot “Against Bond Issue.”

Sec. 3 (a). That the vote shall be canvassed and certified to the board of trustees of Belhaven Graded School in accordance with laws governing town elections of the town of Belhaven, and if a majority of votes cast shall be “For Bond Issue,” the board of trustees of Belhaven Graded School shall have authority to issue bonds as set forth in its notice of election as hereinafter set forth.

Sec. 4. That such bonds as may be authorized may be issued by the board of trustees of Belhaven Graded School. They shall be in denominations of one thousand dollars each, numbered serially, and issued in such form as the board of trustees of Belhaven Graded School shall elect, payable not exceeding thirty years after date, with interest payable semiannually, principal and interest to be paid at such banking institution as it may elect. The bonds shall be coupon bonds and shall bear interest at a rate not exceeding six per cent per annum; they shall be signed
by the chairman of the board of trustees and attested by its secretary, and the interest coupons shall bear the facsimile signature of the said chairman and the said secretary.

Sec. 5. That such bonds as may be authorized may be sold by the board of trustees of Belhaven Graded School at public or private sale, and in such manner as it may determine; the proceeds derived from the sale thereof shall be used for no other purpose than that specified in this act; that the board of trustees shall request, and upon such request the board of aldermen of the town of Belhaven shall levy an annual tax sufficient to take care of the bonds that may be issued under this act; that a sinking fund shall be provided by the board of trustees of Belhaven Graded School, and the taxes levied and collected under this act shall be placed in said sinking fund by the treasurer of said Belhaven Graded School, and shall be used for no other purpose than paying the interest and principal of said bonds for which the levy was made.

Sec. 6. That all laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 7. That this act shall become effective from and after its ratification.

Ratified this the 20th day of December, A.D. 1921.

STATE OF NORTH CAROLINA,
OFFICE OF SECRETARY OF STATE,
RALEIGH, JANUARY 6, 1922.

I, J. Bryan Grimes, Secretary of State of the State of North Carolina, hereby certify that the foregoing (manuscript) are true copies of the original acts and resolutions on file in this office.

J. BRYAN GRIMES,
Secretary of State.
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