PRIVATE LAWS

OF THE

STATE OF NORTH CAROLINA,

PASSED BY THE

GENERAL ASSEMBLY

AT ITS

SESSION 1872-'73,

BEGUN AND HELD IN THE

CITY OF RALEIGH,

ON MONDAY, THE EIGHTEENTH DAY OF NOVEMBER, A. D. 1872.

PUBLISHED BY AUTHORITY.

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1873.
CHAPTER I.

AN ACT TO INCORPORATE THE NORTH CAROLINA MEDICINAL COMPANY.

SECTION 1. The General Assembly of North Carolina do enact, That Hugh Waddell, John McRae, Hanke Vollers, Aldrich Adrian, William A. Cummings, Joshua G. Wright, Henry B. Short, William H. Farrar and such other person or persons as may hereafter be associated with them, they, their successors, associates or assigns, be and they are hereby created a body politic and corporate under the name and style of the "North Carolina Medicinal Company," and by that name they, and their successors and associates shall be capable of suing and being sued, shall have a common seal, shall have power to make by-laws for the government of this corporation, provide for the election of directors and other officers, and shall have power to purchase and hold all such property, real and personal, as may be required for the prosecution and successful carrying on of the business of the corporation, and the same to sell, convey or otherwise dispose of, and shall possess and enjoy all the privileges of a corporation or body politic.
Sec. 2. The general business to be transacted by said corporation shall be to manufacture and sell certain chemical compounds or medicines, for which patents have been or may be obtained, one of which is called Farrar's Electric, and another Farrar's Ague Cure, and any other chemical compounds or medicines, the same to be manufactured and sold in the city of Wilmington, State of North Carolina and elsewhere in this said State, and also in any of the States or Territories of the United States.

Sec. 3. The capital stock of said corporation shall be ($300,000) three hundred thousand dollars, in shares of one hundred dollars each, and the said corporation shall have authority to increase the said capital to ($500,000) five hundred thousand dollars in shares of one hundred dollars each: Provided, That holders of the capital stock subscribed shall so determine, at a meeting to be held for that purpose, of which meeting ten (10) days' notice, printed or written, shall be given to each stockholder, and of all other meetings of the stockholders, regular or special, five days' notice shall be given to each stockholder, and such notice mailed to the address of a stockholder five days before such meeting shall be deemed sufficient notice.

Sec. 4. That the subscription to the capital stock of such corporation shall be made at such times and places, and in such manner as the said Hugh Waddell, John McRae, Hanke Vollers, Aldrich Adrian, William A. Cummings, Joshua G. Wright, Henry B. Short and William H. Farrar, or a majority of them may determine, and that within twenty days after the ratification of this act, the said parties herein named shall call a meeting of the subscribers to the capital stock at such time and at such place, in the city of Wilmington, as they may designate, first giving ten days' notice in the mode and manner hereinbefore named; and if twenty per cent. of the capital stock named herein shall have been subscribed, and five per cent. of the amount so subscribed shall have
Organization.

been actually paid in, they shall proceed to organize the company and to elect directors; and the persons so elected shall hold their office until the next annual regular meeting, or until their successors are or shall be chosen; at this first meeting a majority of all the shares subscribed shall be represented in person or by proxy, and if a sufficient number do not attend, then those who do attend may adjourn from time to time until a majority be represented. At this meeting each share shall be entitled to a vote; but the company may, by its by-laws, determine what amount of stock shall, thereafter be necessary to constitute a quorum for the transaction of business in the regular or special meetings of the stockholders, and may adopt a scale of voting in said meeting.

Sec. 5. That the affairs of said corporation shall be managed by a board of six directors, who shall be chosen annually by the stockholders, which directors shall choose one of their number for president, and the president and directors thus chosen shall serve for one year, until others are elected as shall be provided for by the by-laws of the corporation. No one shall be a director who is not the owner of at least ten shares of the stock, and no one shall be president who is not the owner of at least ten shares of the capital stock of the corporation. The said president of the corporation and directors shall have all power and authority to manage the affairs of the corporation under such powers as may be given by the by-laws of the corporation.

Sec. 6. That this corporation hereby created shall exist for thirty years, and this act shall be in force from and after its ratification.

Ratified the 13th day of December, A. D. 1872.
CHAPTER II.

AN ACT TO AMEND CHAPTER EIGHTEEN, PRIVATE LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY AND ONE THOUSAND EIGHT HUNDRED AND SEVENTY-ONE, BEING AN ACT DEFINING AND AMENDATORY OF THE CHARTER OF THE WILMINGTON NORTH CAROLINA LIFE INSURANCE COMPANY, RATIFIED THE SIXTEENTH DAY OF FEBRUARY, ONE THOUSAND EIGHT HUNDRED AND SEVENTY-ONE.

Section amended.

Section 1. The General Assembly of North Carolina do enact, That section five, chapter eighteen, private laws of one thousand eight hundred and seventy and one thousand eight hundred and seventy-one, the said chapter being an act defining and amendatory of the charter of the Wilmington North Carolina Life Insurance Company, ratified sixteenth of February, one thousand eight hundred and seventy-one, be amended so as to read as follows, that is to say: "Section five. The capital stock subscribed of said corporation shall not be less than one hundred thousand dollars, and may at the pleasure of the directors of said corporation be increased from time to time to any further sum not exceeding one million of dollars, and books of subscription to such capital stock may be opened by the board of directors at such times and places and for such amounts within the limits aforesaid as to them may seem best. The capital stock shall be divided into shares of one hundred dollars each, and future subscribers thereto shall at the time of subscribing pay to the treasurer of said corporation or to such other person or persons as may be duly authorized to receive the same, five per centum on each share subscribed for by them respectively, and in addition thereto shall pay to the treasurer aforesaid fifteen per centum on each share so subscribed for at such time or times as the board of directors shall determine and require; and the payment of the remaining eighty per centum of such shares shall
be provided for by a promissory note, payable to said corporation, which shall be secured to the satisfaction of the board of directors by mortgage on real estate, or by good and sufficient personal security or otherwise, as the board of directors may determine, and all such notes given for the payment of the unpaid percentage on the shares of the capital stock of said corporation, whether the same may have been heretofore subscribed for or may be hereafter subscribed for, which may be at any time held by said corporation, shall be renewed and secured from time to time as the board of directors or any by-law of said corporation may require. All such notes held by said corporation, or all such assessments thereon as may be made and called for by the board of directors shall be payable thirty days after demand, and any surety or indorser on any such note shall for his indemnity have a lien on the share or shares of said capital stock on account of which the same was given. Any subscriber to the capital stock of said corporation, who shall fail to pay to the treasurer of said company the additional fifteen per centum as aforesaid on each share of the capital stock subscribed for by him at the time or times when such payments shall have been required by the board of directors, or who shall fail to secure the payment of the remaining eight per centum due thereon as before required, or any stockholder who shall fail to renew and secure any promissory note at any time given by him for the purpose aforesaid as may from time to time be required by the board of directors, or who shall fail to pay any assessment on any such note which at any time may be made and called for by the board of directors, shall, after twenty days' notice of any such default, forfeit all payments which may have been made on account of any such shares, and such shares may be canceled and wholly annulled: Provided, however, That if the board of directors shall elect to waive any such forfeitures, said corporation may sue for and recover from any such sub-
scriber or any such stockholder in default in any one of the cases aforesaid the amount due by him by reason of any such default."

Sec. 2. That section thirteen of said eighteenth chapter of the private laws of one thousand eight hundred and seventy and one thousand eight hundred and seventy-one be amended so as to read as follows, that is to say: "Section thirteen. The holders of the capital stock of said company shall be entitled to interest on all cash payments at any time made by them respectively on account of the shares of said stock severally held by them, and the same shall be paid during each year at such time or times as the board of directors shall determine, and said company at any future day, when it may be deemed beneficial to the interests of the company so to do, may pay off and cancel its capital stock in such manner as to the board of directors may seem best."

Sec. 3. That sections four and ten of said eighteenth chapter of private laws of one thousand eight hundred and seventy and one thousand eight hundred and seventy-one be and the same are hereby repealed, and this act shall be in force from its ratification.

Ratified the 18th day of January, A. D. 1873.

CHAPTER III.

AN ACT CONCERNING THE TOWN OF GOLDSBORO, IN WAYNE COUNTY.

Section 1. The General Assembly of North Carolina do enact, That the board of commissioners of the town of Goldsboro shall have power to prevent the erection of such wooden tenements or buildings on such streets and in such localites in said town as will, in their opinion, be prejudicial to the public interests or the safety of other property.
Sec. 2. That said board shall have power to pull down and remove such buildings on East and West Centre streets, Chestnut, Walnut, Mulberry and Ashe streets, from John to James streets, allowing the owners thereof a reasonable compensation, to be assessed by the board of assessors of real estate in said town of Goldsboro, and paid according to law.

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

Ratified the 27th day of January, 1873.

CHAPTER IV.

AN ACT TO CHANGE THE NAME OF THE HOLDEN HOOK AND LADDER COMPANY NUMBER ONE, OF NEWBERN.

Section 1. The General Assembly of North Carolina do enact, That the name of the Holden Hook and Ladder Company number one, of Newbern, North Carolina, be and the same is hereby changed to that of the Mechanics' Hook and Ladder Company number one. That all laws coming in conflict with this act be and the same are hereby repealed.

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

Ratified the 27th day of January, 1873.
CHAPTER V.

AN ACT TO AMEND AN ACT ENTITLED AN ACT TO INCORPORATE THE TOWN OF FARMVILLE, IN THE COUNTY OF PITTM, CHAPTER ONE HUNDRED AND THIRTY OF PRIVATE LAWS.

Section 1. The General Assembly of North Carolina do enact, That section two of the above act be amended to read as follows: Section two. The corporate limits of said town shall be as follows: Beginning at a stake five hundred yards west of Antioch Church and running north five hundred yards; then east one thousand yards; then south one thousand yards; then west one thousand yards; then north five hundred yards to the beginning.

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

Ratified the 28th day of January, 1873.

CHAPTER VI.

AN ACT TO AMEND CHAPTER THIRTY-NINE, SECTION FOUR, OF THE PRIVATE LAWS OF ONE THOUSAND EIGHT HUNDRED AND SIXTY-NINE AND ONE THOUSAND EIGHT HUNDRED AND SEVENTY, RATIFIED FIRST DAY MARCH, ONE THOUSAND EIGHT HUNDRED AND SEVENTY, ENTITLED AN ACT TO INCORPORATE THE TOWN OF MOUNT OLIVE, IN WAYNE COUNTY.

Section 1. The General Assembly of North Carolina do enact, That section four, chapter thirty-nine, of the private laws of one thousand eight hundred and sixty-nine and one thousand eight hundred and seventy be amended so as to read as follows: That an election shall be held in
each and every year on the first Monday of May, by the
inhabitants of said town, qualified to vote for members
of the General Assembly, for a mayor and five commis-
sioners, who shall hold their office for one year, or until
their successors are elected; and in case of a vacancy of
the office of mayor by death, resignation or otherwise,
the commissioners shall order an election to fill the
vacancy, giving ten days' notice of said election; and in
case of a vacancy in the board of commissioners by
death, resignation or otherwise, the mayor, upon like
notice, shall order an election to fill such vacancy.

Sec. 2. That the fifth section of said act be and the
same is hereby repealed.

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

Ratified the 5th day of February, 1873.

CHAPTER VII.

AN ACT TO AMEND THE CHARTER OF THE CAPE FEAR
IRON AND STEEL COMPANY.

Section 1. The General Assembly of North Carolina do
enact, That the power and authority granted in the char-
ter of the Cape Fear Iron and Steel company to build
roads for connecting the works and mines of said com-
pany with other roads, shall be construed to embrace the
power and authority requisite to enable said company to
construct any of said roads so as to connect their works
and mines at Battle Dam, Buckhorn, Endor or other
points, where their works may be established or mines
operated, with other roads or with Cape Fear or Deep
river, and the building of one of said roads shall not be
deemed to prevent the building of another kind of road if found expedient.

Sec. 2. This act shall take effect from and after its ratification.

Ratified the 7th day of February, 1873.

CHAPTER VIII.

AN ACT TO AMEND THE CHARTER OF THE NORTH CAROLINA SPOKE AND HANDLE MANUFACTURING COMPANY.

Section 1. The General Assembly of North Carolina do enact, That the first section of an act entitled an act to incorporate the North Carolina Spoke and Handle Manufacturing Company be so amended as to strike out the words “North Carolina Spoke and Handle Manufacturing Company,” and insert the words “North Carolina Handle Company,” so that the lines amended shall read “the name and style of the North Carolina Handle Company, and by that name shall.”

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

Ratified the 7th day of February, 1873.

CHAPTER IX.

AN ACT TO INCORPORATE THE NORTH CAROLINA STEEL RAIL COMPANY.

Section 1. The General Assembly of North Carolina do enact, George G. Lobdell, Peter M. Brennan, John M. Heck, John Hare, M. B. Calendine and Elias B. Heck,
their associates, successors and assigns, are created a body politic and corporate, under the name of "The North Carolina Steel Rail Company," with a capital stock of two hundred and fifty thousand dollars, with liberty to increase the same from time to time to any sum not exceeding ten millions of dollars, divided into shares of one hundred dollars each, said corporation to have the privileges specially granted, and also those belonging to like corporations under the twenty-sixth chapter of the Revised Code, entitled "Corporations," for sixty years.

Sec. 2. The stockholders shall have power to make all rules and regulations they may deem fit for the government of the corporation and transaction of their business. They may prescribe the number and powers of their directory and other officers, fix salaries and terms of service, regulate the time and place of general or special meetings of stockholders, and in general make such by-laws as they may deem fit, not inconsistent with the constitution and laws of this State or of the United States.

Sec. 3. Said corporation shall have power to engage in the manufacture of steel rails for railroads, and of iron and steel in any of their forms, and of other metals, metallic or other fabrics, in the mining of minerals or of manganese, copper, or other ores, in the transportation of persons or things to and from their works, by water or otherwise, and to that end may purchase, build and use steamboats and other craft, may make and operate rail, turnpike, tram or other roads, for the purpose of connecting their works or mines with other roads and navigation works, and for that purpose may have power of condemnation of land and other property, and other powers conferred on railroads and other companies in the sixty-first chapter of the Revised Code, entitled "Internal Improvements," and as incidental to their business may buy and sell merchandise.

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

Ratified the 7th day of February, 1873.
CHAPTER X.

AN ACT TO INCORPORATE THE TOWN OF JACKSON, IN THE COUNTY OF NORTHAMPTON.

Corporate name.

Section 1. The General Assembly of North Carolina do enact, That the town of Jackson, in the county of Northampton, be and the same is hereby incorporated under the name of the town of Jackson, and the limits of the same shall extend one-half mile north, east, south and west from the centre of the court-house of the said county, the outer lines to be parallel to the sides of the said court-house, and the said town to be in form a rectangle.

Sec. 2. That the officers of the town shall be a mayor, three commissioners and one marshal, to be elected in accordance with the general laws regulating the elections in cities and towns.

Sec. 3. That until the next election according to law, and until their successors shall be elected or appointed, the officers of said town shall be, for mayor, William Barrow; for commissioners, N. R. Odom, W. S. Copeland and R. A. Weaver, and for marshal, George Bowers.

Sec. 4. That except as far as the same shall be inconsistent with this act or in violation of the constitution and laws of this State or of the constitution and of the laws of the United States, the said town shall be governed in accordance with provisions of chapter three of the Revised Code, and all acts and parts of acts inconsistent herewith are hereby repealed.

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

Ratified the 10th day of February, 1873.
CHAPTER XI.

AN ACT FOR THE APPOINTMENT OF AN ADDITIONAL CONSTABLE FOR THE TOWN OF CHARLOTTE.

Section 1. The General Assembly of North Carolina do enact, That the county commissioners for Mecklenburg county shall appoint one more constable for the Charlotte township, who shall give his bond in the same amount that other constables are required to do.

Sec. 2. That the constable so appointed shall hold his office until the next regular election on the first Thursday in August, one thousand eight hundred and seventy-three, when the voters of said Charlotte township shall elect two constables instead of one, under the same rules and regulations now prescribed for the election of constables in said township, and the person so elected constable shall be bound by the law now in force in cases made and provided.

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

Ratified the 10th day of February, 1873.

CHAPTER XII.

AN ACT TO INCORPORATE SEATON GALES LODGE NUMBER SIXTY-FOUR, INDEPENDENT ORDER OF ODD FELLOWS, RALEIGH, NORTH CAROLINA.

Brown, W. P. Wetherell, and the noble grand and other officers and members of Seaton Gales Lodge, number sixty-four, of the independent order of Odd Fellows, located in the city of Raleigh, in the county of Wake, be and they are hereby incorporated into a body politic and corporate, under the name and title of "Seaton Gales Lodge, number sixty-four, Independent Order of Odd Fellows," and by that name may have succession and a common seal, sue and be sued, plead and be impleaded before any court of record, or before any justice of the peace in the State, contract and be contracted with, acquire, hold and dispose of real or personal property for the benefit of said lodge or its members, and the widows and orphans of its said members, and may have all such other rights and privileges as are incident to such corporations.

Sec. 2. The said corporation shall have power to pass all necessary by-laws and regulations for its own government which may not be inconsistent with the constitution and laws of the State or of the United States, or of the supreme jurisdiction of the order of which said lodge is a subordinate.

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

Ratified the 10th day of February, 1873.

CHAPTER XIII.

AN ACT TO INCORPORATE KING SOLOMON LODGE, NUMBER THREE HUNDRED AND THIRTEEN, FREE AND ACCEPTED MASONS, IN THE COUNTY OF ROBESON.

Section 1. The General Assembly of North Carolina do enact, That the worshipful master, wardens and members and their successors in office, of King Solomon Lodge,
number three hundred and thirteen, Free and Accepted Masons, of Robeson county, are hereby incorporated as such, and by that name shall have perpetual succession and a common seal, may sue and be sued, plead and be impeached, and in general to exercise and enjoy all such rights and privileges as are usually incident to corporate bodies of like nature.

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

Ratified the 10th day of February, 1873.

CHAPTER XIV.

AN ACT TO INCORPORATE THE CAPE FEAR AND PEOPLE'S STEAMBOAT COMPANY.

Whereas, The Cape Fear Steamboat Company and the People's Steamboat Company, two several corporations organized and existing by virtue of the laws of this State, severally and respectively own certain steamboats and other property, real and personal, and are employed on the Cape Fear river in the same general transportation business, which can be extended, improved and carried on with more economy and profit to the owners and with increased accommodation, security and advantage to the public under one management.

Section 1. The General Assembly of North Carolina do enact, That said two several corporations, the Cape Fear Steamboat Company and the People's Steamboat Company, their future associates, successors and assigns are hereby created and constituted a body politic, and incorporated for the term of one hundred years, by the name and style of the "Cape Fear and People's Steamboat Company," and as such corporation shall have all the...
rights, powers and privileges incident or belonging to corporations as the same are set forth and declared in the first, second and third sections of chapter twenty-six, entitled "Corporations," of the Revised Code of North Carolina.

Sec. 2. That the capital stock of the corporation hereby created shall not be less than fifty thousand dollars, and shall not exceed one hundred and fifty thousand dollars, and may be divided into shares of such amount each as may be determined by the subscribers to such capital stock at their first meeting, or as may be subsequently fixed by a by-law of said corporation, any real estate, steamboats, shares of stock in any incorporated company, securities, or any personal property of any kind, severally held by either of said two corporations aforesaid as part of its corporate property, which it would be to the advantage and benefit of the corporation hereby created to own, shall be valued in such way as may be agreed upon by said two several corporations, and the value so to be ascertained, shall upon the transfer of the property so valued to the corporation hereby created, be considered as cash in payment of the respective subscriptions of said two several corporations to the capital stock of the corporation hereby created.

Sec. 3. That the corporation hereby created may purchase, hold and convey such real estate as may be deemed necessary for wharves, warehouses, offices, landings or any other purpose in any way connected with the operations or business of said corporation, may hold shares of the capital stock of any other corporation organized under the laws of this State, and may purchase or build, and own, use and employ such number of steamboats, towboats, flats or other boats, or other personal property of any kind whatsoever as may be considered judicious or necessary for the successful prosecution of its business of transporting passengers or freight.
Sec. 4. That nothing in this act contained shall be so
construed as to destroy or impair the franchise to be a
construction.
corporation, or any other right, privilege or franchise
which is or may be necessary to preserve and maintain
the corporate existence and organization of either of the
When act to be
two several corporations aforesaid, and this act shall take
in force.
effect and be in force from and after its ratification.

Ratified the 11th day of February, 1873.

CHAPTER XV.

AN ACT TO INCORPORATE THE HORSE FORD MANUFACTURING
COMPANY.

Section 1. The General Assembly of North Carolina Do
Corporators.
enact, That W. H. Ellis, A. N. Shufford, John L. Lyerly,
Name.
A. L. Ransier and A. M. Powell and their associates, suc-
cessors and assigns are hereby created and constituted a
Rights and privi-
body politic and corporate, by the name and style of the
leges.
" Horse Ford Manufacturing Company," for the purpose
Powers.
of manufacturing cotton and woolen goods and paper,
and may also purchase, hold, sell, lease or convey real or
personal property or estate, with a capital not to exceed
fifty thousand dollars.

Sec. 2. The said company may divide their stock into
shares of one hundred dollars each, and issue certificates
therefor, elect a president, directors and all other neces-
Ssary officers, and make and adopt rules, regulations and
by-laws for the government of said company, and be
entitled to all the rights, privileges and immunities, and
subject to all the restrictions contained in chapter twenty-
six of the Revised Code, entitled "Corporations."
Sec. 3. That this association may exist for ninety-nine years.

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

Ratified the 11th day of February, 1873.

CHAPTER XVI.

AN ACT TO INCORPORATE THE TOWN OF SELMA, IN THE COUNTY OF JOHNSTON.

Section 1. The General Assembly of North Carolina do enact, That the town of Selma, in the county of Johnston, be and the same is hereby incorporated by the name and style of the town of Selma, and be subject to the provisions contained in chapter one hundred and eleven of the Revised Code, not inconsistent with the constitution and laws of this State or of the United States, also subject to the general law in relation to corporations, passed by the General Assembly at the sessions of one thousand eight hundred and sixty-eight, one thousand eight hundred and sixty-nine and one thousand eight hundred and seventy, not inconsistent with the provisions of this act.

Sec. 2. That the corporate limits of said town shall be as follows: One half mile square, making the railroad warehouse the geographical centre.

Sec. 3. The officers of said corporation shall consist of a mayor, four commissioners and a marshal. It shall be the duty of the sheriff of Johnston county, within thirty days after the ratification of this act, after giving ten days' notice by advertisement at the court-house door and two other public places in the town of Selma, to open the polls for the election of mayor, four commissioners and a marshal under the same restrictions that other county and State elections are held. And upon the same day they shall vote upon the question of granting license to persons for the purpose of retailing spirituous-
liquors within said incorporate limits, those voting for the privilege to be granted shall have the word “License” written or printed on their ticket, and those opposed, “No License,” and if a majority of votes so cast shall say no license the commissioners shall have no power to grant license, and any person violating this law shall be subject to all the pains and penalties prescribed by law for persons selling spirituous liquor with authority of law.

Sec. 4. That it shall be the duty of the mayor and commissioners elected to meet within ten days after their election and take the same oath that is prescribed in the constitution for State officers.

Sec. 5. That said commissioners shall have power to pass all by-laws, rules and regulations for the government of the town, not inconsistent with the laws of this State or of the United States.

Sec. 6. That the commissioners shall have power to levy and collect a tax not to exceed fifty cents on the poll, and not to exceed sixteen and two-third cents (16½) on the one hundred dollars’ valuation of property. They shall have power to abate all nuisances, and for this purpose may impose such tax and fines as may be necessary to abate them: Provided, That lands which have not been laid off into town lots shall not be taxed for town purposes until so laid off.

Sec. 7. That it shall be the duty of the commissioners to spend all money levied and collected (after reasonable pay to the officers) to repair the streets and sidewalks and keep them in good and passable order: Provided, This shall not apply to the opening of new and unimproved streets.

Sec. 8. That it shall be the duty of the commissioners, when organized, to appoint a secretary, whose duty it shall be to keep a correct record of all the proceedings of the commissioners, and they shall also appoint a treasurer, who shall enter into a good and sufficient bond, payable to the State of North Carolina, in a sum to be fixed
from time to time by the commissioners and approved by them; and it shall be the duty of the commissioners to require of the marshal to enter into bond, payable to the State of North Carolina, in the sum of not less than five hundred dollars, with good and sufficient security, to be approved by the commissioners.

Sec. 9. The mayor shall be ex officio chairman of the board of commissioners, and the mayor, commissioners and marshal shall hold their offices until their successors are elected and qualified according to law: Provided, That vacancies that occur by resignation, death or otherwise may be filled by appointment of the mayor, a majority of the commissioners concurring.

Sec. 10. The first regular annual election shall be held on the first Monday in May, one thousand eight hundred and seventy-three, and each successive year thereafter, as provided in section three of this act.

Sec. 11. The marshal, before entering on the discharge of his duty, shall go before some one authorized by law to administer oaths and take an oath usually taken by constables.

Sec. 12. That all laws and clauses of laws coming in conflict with the provisions of this act are hereby repealed.

Sec. 13. This act shall be in force from its ratification.

Ratified the 11th day of February, 1873.

CHAPTER XVII.

AN ACT TO INCORPORATE THE CAPE FEAR WATER WORKS COMPANY.

Smith, W. A. Wright and Isaac B. Grainger, and all other persons who may associate with them in the manner prescribed, shall be a corporation and body politic, by the name of the “Cape Fear Water Works Company,” and they are hereby invested with all the privileges, rights and powers conferred upon bodies corporate and politic by the twenty-sixth chapter of the Revised Code.

Sec. 2. That the capital stock of said corporation shall be one hundred thousand dollars, which may be increased from time to time to two hundred thousand dollars, to be divided into shares of one hundred dollars each, and said company shall continue in existence sixty years.

Sec. 3. That the said corporation shall have power to erect all such houses, tanks, hydrants, pumps and other fixtures in the city of Wilmington and its vicinity necessary or convenient for the purposes of supplying the city of Wilmington or any part thereof with water, to lay pipes or other conductors for conveying water through, upon, over or under any or all of the streets, alleys or public lots or squares of the city of Wilmington; and also from time to time repair, reconstruct, maintain and preserve all such works, fixtures, pipes, machines and other property held by them, as shall be necessary for conducting the business of said company.

Sec. 4. That when twenty-five thousand dollars of the capital stock of said company is subscribed for, the persons named in the first section of this act, or any two of them, are hereby authorized to call a meeting of the stockholders of the company, after ten days' notice in some newspaper published in the city of Wilmington, of the time and place of said meeting, at which meetings said stockholders shall organize said company, by electing a president and five directors of said company to manage the affairs of the same until the next annual meeting of the stockholders, and until their successors be elected: Provided, No person shall be president or director in said...
company who does not own ten shares of the capital stock of the same.

Sec. 5. That in all elections, and upon all votes taken in any meeting of the stockholders upon any by-laws or any affairs of the company, each share of stock shall be entitled to one vote; any stockholder may vote by proxy, and proxies may be verified in such manner as the by-laws may prescribe.

Sec. 6. That if any person or persons shall negligently or wilfully, by any means whatsoever, injure or destroy any conduit, pipe, cock, machine, building or structure of any kind whatsoever, or anything appertaining to the works of said company, the person so offending shall forfeit and pay to the said company double the amount of said damages sustained by such injury; and the same may be recovered in the Superior Court of New Hanover county, and shall, moreover, be subject to indictment in said county, and upon conviction shall be fined and imprisoned at the discretion of the court.

Sec. 7. That said company may borrow money and may issue therefor such bonds or other evidences of debt, and at such rate of interest, as said company may authorize.

Sec. 8. That all laws and clauses of laws coming in conflict with or repugnant to this act be and are hereby repealed.

Sec. 9. That this act shall go into effect from and after its ratification.

Ratified the 11th day of February, 1873.
CHAPTER XVIII.

AN ACT TO INCORPORATE EDGECOMBE FEMALE SEMINARY.


Sec. 2. That said corporation shall be a joint stock company with a capital not exceeding one hundred thousand dollars, to be divided into shares of fifty dollars each.

Sec. 3. That said company shall have power to acquire and hold real and personal estate not to exceed one hundred thousand dollars.

Sec. 4. That the persons or any of them named above may open books of subscription, and when ten thousand dollars are subscribed may organize, and that the subscriptions made to M. Waddell, trustees, &c., shall be deemed and held to be valid subscriptions.

Sec. 6. That this act shall be in force from and after its ratification for ninety-nine years.

Ratified the 11th day of February, 1873.
CHAPTER XIX.

AN ACT TO CHANGE THE NAME OF THE TOWN OF BOON HILL, IN JOHNSTON COUNTY, AND PROHIBIT THE SALE OF SPIRITUOUS LIQUORS THEREIN.

SECTION 1. The General Assembly of North Carolina do enact, That the name of the town of Boon Hill, in Johnston county, shall be changed to Princeton.

SEC. 2. That it shall be unlawful for any person or persons to sell any kind of intoxicating liquors within the incorporated limits of the town of Princeton or within the two miles of the incorporated limits thereof.

SEC. 3. That any person or persons violating the provisions of this act shall on conviction thereof, be fined or imprisoned for each and every offence not exceeding fifty dollars nor more than thirty days, or both, at the discretion of the court; Provided, That this act shall not effect those who have obtained license to retail spirituous liquors in said town until the time for which they have obtained license shall have expired.

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

Ratified the 17th day of February, 1873.

CHAPTER XX.

AN ACT TO INCORPORATE THE MECHANICS' HOSE COMPANY OF WILMINGTON, NORTH CAROLINA.

SECTION 1. The General Assembly of North Carolina do enact, That J. J. O'Brien, Thomas Gordan, William Holland, R. Grant and H. King and such other persons as now are, or may hereafter become members, be and they
are hereby created and declared a body politic and corporate by the name and style of the "Mechanics' Hose Company, number one," and shall by that name sue and be sued, plead and be impleaded in any and all courts of law, and shall have perpetual succession and a common seal, and may purchase, hold and transfer such real and personal estate as may be necessary and convenient for the purpose of their association; and for government may make all necessary by-laws, rules and regulations not inconsistent with the constitution and laws of this State, or of the United States, and shall have and enjoy all other rights, privileges and franchises which belong to bodies corporate and politic.

Sec. 2. The members of said corporation shall be exempt from the ordinary militia duty and from serving on juries.

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

Ratified the 19th day of February, 1873.

CHAPTER XXI.

AN ACT TO INCORPORATE MOUNT PROSPECT CAMP GROUND, IN THE COUNTY OF UNION.

Section 1. The General Assembly of North Carolina do enact, That Mount Prospect Camp Ground, in the county of Union, be and the same is hereby incorporated by the name of "Mount Prospect Camp Ground."

Sec. 2. That the corporate limits of said camp ground shall be as follows, viz: Beginning at a pile of rocks, J. E. Irby's beginning corner, and running north sixty-nine and a half west thirty-one chains to a pine on a road, thence south seventy-eight west fifteen chains to a stump,
J. E. Irby's and Margaret Lowrey's corner, thence south eleven west twenty-eight chains to a post oak, thence south seventy-two, east twenty-nine chains to the beginning, containing one hundred and thirty acres.

Sec. 3. That the trustees of Mount Prospect Church, located on said camp ground and their successors shall be the commissioners of the said camp ground, one of whose number to be chosen by themselves shall be intendent.

Sec. 4. That until their successors are organized, the Rev. J. E. Irby, J. F. Starnes, E. W. Richardson, D. P. Beck and Jesse B. Melton shall be commissioners of said camp ground, with the said J. E. Irby as intendent.

Sec. 5. That the said commissioners shall have all the powers of a police force, and may make and establish such rules, regulations, by-laws and ordinances for the government of said camp ground, and for the maintenance of order and decorum thereon, and the removal of nuisances therefrom, as they may deem proper, not inconsistent with the constitution and laws of this State, and may appoint a sufficient police force to enforce the same.

Sec. 6. That it shall not be lawful for any person to sell or dispose of spirituous liquors on said camp ground or within two miles thereof during the time of religious exercises thereon, and every person so offending shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined or imprisoned, or both, at the discretion of the court.

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

Ratified the 21st day of February, 1873.
CHAPTER XXII.

AN ACT TO INCORPORATE THE SELMA LODGE OF ANCIENT, FREE AND ACCEPTED MASONS, AT SELMA, JOHNSTON COUNTY.

Section 1. The General Assembly of North Carolina do enact, That the master, wardens and members of Selma Lodge, number three hundred and twenty, at Selma, in the county of Johnston, be and they are hereby constituted a body politic and corporate, by the name and style of “Selma Lodge, number three hundred and twenty, of Free and Accepted Masons,” and by that name shall have perpetual succession, may sue and be sued, plead and be impleaded in any court of record or before any justice of the peace in this State, may contract and be contracted with, may acquire by purchase or otherwise, real and personal estate, and hold and dispose of the same for the benefit of the lodge, may have a common seal, and in general exercise of all such rights and privileges as are usually incident to corporations of a like nature.

Sec. 2. That the said corporation shall have power to pass all necessary by-laws and regulations for its own government, which may not be inconsistent with the laws and constitution of this State or of the United States.

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

Ratified the 21st day of February, 1873.
CHAPTER XXIII.

AN ACT TO INCORPORATE THE STONE SQUARE LODGE, NUMBER TEN, ANCIENT YORK MASONs, OF THE TOWN OF WARRENTON.

Section 1. The General Assembly of North Carolina do enact, That the master, wardens and members of Stone Square Lodge, number ten, of Free and Accepted Ancient York Masons, in the town of Warrenton, be and they are hereby constituted a body politic and corporate, by the name and style of Stone Square Lodge, number ten, of Free and Accepted Ancient York Masons, and by that name shall have perpetual succession, may sue and be sued, plead and be impleaded, have a common seal, and in general exercise and enjoy all such rights and privileges as are generally incident to a corporate body of like nature.

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

Ratified the 21st day of February, 1873.

CHAPTER XXIV.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO INCORPORATE THE TOWN OF CATAWBA VALE, IN THE COUNTY OF MCDOWELL.

Section 1. The General Assembly of North Carolina do enact, That wherever the words "Catawba Vale" occur in section one, chapter seventy, of the private laws of one thousand eight hundred and seventy-one and one thousand eight hundred and seventy-two, the same shall be stricken out, and the words, "Old Fort" inserted, so that the section as amended shall read, "That the town of
Old Fort, in the county of McDowell, be and the same is hereby incorporated by the name and style of Old Fort, and be subject to all the provisions contained in the third chapter of the Revised Code, not inconsistent with the constitution of this State, and subject to the general law in relation to corporations.

Sec. 2. That E. H. Chadwick, J. B. Burgin and D. C. Salisbury are hereby authorized and empowered to open polls and hold an election on the final Monday in May, one thousand eight hundred and seventy-three for town officers, in such manner as is prescribed by law.

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

Ratified the 21st day of February, 1873.

CHAPTER XXV.

AN ACT TO INCORPORATE THE TRUSTEES OF THE MARION BAPTIST CHURCH.

Section 1. The General Assembly of North Carolina do enact, That W. D. Justice, W. H. Malone, J. L. Berry, Wm. Dellinger, Richard Turner, M. B. Poteet, Rev. J. F. Pendergrass, Thomas F. Hawkins, and such person or persons as they may associate with them, are hereby incorporated, under the name and style of the "Trustees of the Marion Baptist Church," for the purpose hereinafter named, to-wit: That the said trustees shall have power to purchase and hold lands for the purpose of erecting a church and school-house, and all necessary powers to fill any vacancies that may occur in said board of trustees, and pass such by-laws as may be necessary for their government, and have perpetual succession.

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

Ratified the 21st day of February, 1873.
CHAPTER XXVI.

AN ACT TO AMEND THE CHARTER OF MILTON, IN CASWELL COUNTY.

Section 1. The General Assembly of North Carolina do enact, That the board of commissioners be and they are hereby authorized to fill by appointment from the qualified voters of the said town any vacancies that may occur in the said board; such appointment to hold good until the close of the official year wherein they are made.

Sec. 2. The board of commissioners are hereby authorized to appoint a number of special policemen, not to exceed six.

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

Ratified the 21st day of February, 1873.

CHAPTER XXVII.

AN ACT TO INCORPORATE THE OLD NORTH STATE LUMBER, MINING AND MANUFACTURING COMPANY.

Section 1. The General Assembly of North Carolina do enact, That Francis W. Hughes, William L. Helfenstien, John Hughes, Francis P. Deweese, Edward Sheets, J. J. Dull and others, their associates and successors, be and hereby are created a body politic and corporate by the name, style and title of the Old North State Lumber, Mining and Manufacturing Company, by which name said corporation and their successors shall have perpetual succession and enjoy all the franchises and privileges incident to a corporation.

Sec. 2. That the capital stock of said company shall be two hundred and fifty thousand dollars, divided into
shares of one hundred dollars each, with the privilege of increasing the same from time to time to an amount not exceeding one million dollars, said increase and all transfers of stock to be made at such time and in such manner as the by-laws of the company may prescribe.

Sec. 3. That the subscriptions to the capital stock of said company may be paid in real or personal estate appropriate to the business contemplated by this act, at such valuation to be agreed upon by a majority in interest of stockholders, and the said corporation may issue bonds bearing interest at a rate not exceeding eight per cent., secured by one or more mortgages or otherwise on their lands or railroads or either on any part thereof, or other property and corporate franchises, and sell the same at their market value notwithstanding it may be less than par, but no bond shall be issued for a less amount than one hundred dollars.

Sec. 4. That said corporation shall be able and capable in law to receive and hold in fee simple or for any less estate, lands and mineral rights with their appurtenances in Iredell, Alexander, Catawba, Lincoln, Caldwell, Burke, McDowell and Yancey counties, as may or shall be purchased by said company for any sum or sums not exceeding two hundred and fifty thousand dollars, with power to mortgage, sell, lease or otherwise dispose of the same, or any part thereof. And the said company may open mines to mine and prepare for market coal, iron, ore, fire clay and other minerals, or to use and consume the same to manufacture lumber, bricks and iron and other articles, and transport said articles or any of them to market, to erect saw mills, kilns, furnaces or rolling mills with appurtenances and improvements connected therewith, or useful and necessary in the working of the same; and do all other such acts and things as may be necessary or required in the prosecution of said business.

Sec. 5. That in addition to the powers hereinbefore granted, the said corporation shall be able and capable
in law for the purposes of its organization to take, receive and hold in fee simple or to lease five hundred acres of land in such counties as to the directors of said company may seem advisable, with power to mortgage, sell, lease or dispose of the same or any part thereof.

Sec. 6. That any bank, railroad or other incorporated company wherever situated, may have the power to subscribe to the capital stock or to purchase the bonds of said company or to guarantee the payment of the same and to pay for such subscription when desired, in bonds at such valuation as may be agreed upon, and such bank, railroad or other incorporated company may exchange their bonds or other obligations for the bonds and obligations of this company upon such terms as may be agreed upon by the parties interested.

Sec. 7. That said company shall have the authority to construct a railroad or railroads with branches from their lands by such routes and to such points in connection with other railroads or navigable streams, and connect with such other railroad or railroads as to the directors may seem advisable, and the said company shall be entitled to all the privileges, and subject to all the provisions and restrictions of the general law of this State relating to railroads, and may increase their capital stock beyond the amount hereinbefore limited, to an amount not exceeding twenty-five thousand dollars for every mile of road the directors may deem it advisable to build.

Sec. 8. That the affairs of said company shall be managed and conducted by a board of not less than five or more than eight directors, one of whom shall be president; that they shall be elected immediately after five hundred shares of said stock shall be subscribed and twenty-five per centum thereof paid in, and annually thereafter at such time and places as the by-laws may prescribe; and if for any cause the election shall not take place at the time fixed, it shall be lawful to elect the same at any other time after two weeks' public notice,
and in the meantime and until their successors are duly qualified, the acting directors shall exercise their powers, and in all elections by the stockholders each share of stock shall entitle the holder to one vote in person or by proxy.

Sec. 9. That said company may establish their principal office at such point inside or out of this State, but within the United States, as may seem to the directors most advisable; that the said company shall have authority to enact and establish by-laws prescribing the number and duties of its officers, the manner of filling vacancies in the board of directors, the amount and times of declaring dividends, and all other needful rules and regulations not inconsistent with the laws of this State and the United States.

Sec. 10. That the corporation shall have the authority to hold and use a common seal, and the same to alter or amend at pleasure, and by the style and title aforesaid shall be capable in law to sue and be sued before any court in this State.

Sec. 11. That said company shall have all the powers, privileges and immunities heretofore granted to other corporations for like purposes.

Sec. 12. That this act shall not go into effect until not less than five hundred shares of capital stock shall have been subscribed, and at least twenty-five per centum thereof paid in.

Ratified the 24th day of February, 1873.

CHAPTER XXVIII.

AN ACT INCORPORATING THE CITY HALL COMPANY OF CHARLOTTE, NORTH CAROLINA.

Bynum, H. W. Guion, R. Y. McAden, R. M. Oates and S. B. Alexander, or a majority, shall and may open books in the city of Charlotte, at one or more places, for receiving subscriptions to the capital stock of a company to be known as the "City Hall Company," and keep open the same until five thousand dollars shall be bona fide subscribed by responsible persons. And upon the subscription of said sum, the books shall be closed, and the subscribers be notified by the said commissioners to assemble at a time and place to be designated in said notice, for the purpose of organization; and upon the assembling of said subscribers, or those owning a majority of the stock subscribed, and electing a chairman, the said subscribers shall thenceforth become a body politic and corporate, under the name aforesaid, with power to sue and be sued, plead and be imploated, have a perpetual succession and a common seal, hold such real and personal estate as may be necessary and convenient for the purposes of its creation.

Sec. 2. That the affairs of said company shall be managed by a board consisting of a president and seven directors, to be annually chosen; and those chosen at any election shall remain in office until their successors shall be elected at a regular meeting. Said board shall elect all subordinate officers, agents and servants that may be necessary, and dismiss them as occasion may require, and any vacancies that may occur in said board shall be filled by the said board.

Sec. 3. The corporation may by its by-laws and regulations provide for the collection of delinquent subscriptions, the transfer of stock, and sale of the same when unpaid, and all other matters whatsoever consistent with the purposes of this act and not repugnant to the laws of this State and of the United States.

Sec. 4. That said corporation shall have the power to purchase one or more lots or parts of lots in the city of Charlotte, and thereon erect one or more buildings, and
divide and arrange the same into rooms for offices, stores, large halls suitable for assemblies, or other purposes the said company may deem most advisable for profit, and may furnish and complete the same as may seem expedient.

Sec. 5. That if the said company shall select that part of the lot in the city of Charlotte north of the court-house, and on which the court-house stands, the board of commissioners for Mecklenburg county may convey by deed, signed by the chairman and two other members of the board, so much of said lot as may be necessary and agreed upon to the said corporation, and may demand and receive therefor a certificate of stock of said company, to the full value of the land so conveyed, which value may be ascertained by agreement between the parties or by the appraisement of indifferent persons, to be mutually selected by said corporation and the chairman of said board.

Sec. 6. That in case the sum subscribed shall be insufficient to complete the building or buildings as proposed, the board of directors may open books for additional subscription to the capital stock, or borrow such sum as may be necessary, and mortgage the property to secure the repayment of the same, the stockholders in general meeting first assenting to such loan and mortgage.

Sec. 7. That if the board of commissioners shall convey and receive the certificates of stock as aforesaid, the chairman of such board and his successor in office shall be ex-officio a member of the board of directors; and all dividends declared by said corporation upon the stock mentioned in this section shall be placed in the treasury of the county of Mecklenburg and be used for the benefit of the county.

Sec. 8. The capital stock of the company shall be divided into shares of fifty dollars each, for which certificates shall be issued to the respective stockholders when they
shall have paid for the same, and in the general meeting of the corporation each share shall be entitled to one vote.

Sec. 9. No person shall be elected president or director or proxy in any stockholders' meeting except stockholders, save only the chairman of the board of commissioners, and he may represent the county stock.

Sec. 10. This act shall take effect from and after its ratification.

Ratified the 24th day of February, 1873.

CHAPTER XXIX.

AN ACT TO INCORPORATE THE GOLDSBORO BANKING AND LOAN ASSOCIATION.

Section 1. The General Assembly of North Carolina do enact, That W. J. Exum, J. D. Spicer, R. C. D. Beaman, B. F. Arrington and D. H. Bridges, their associates and successors are hereby constituted and declared a body politic and corporate by the name and style of the Goldsboro Banking and Loan Association, and shall continue for the term of sixty years with capacity to take, hold and convey real and personal estate, and with all the powers, rights and privileges granted to any bank or banking institution, together with the rights, powers and privileges incident or belonging to corporations, as set forth in the first, second and third sections of the twenty-sixth chapter of Revised Code of North Carolina entitled "Corporations."

Sec. 2. The capital stock of said corporation shall not be less than twenty-five thousand dollars, in shares of one hundred dollars each; and such capital stock may be increased from time to time as said corporation may
elect, to a sum not exceeding five hundred thousand dollars.

Sec. 3. The corporators in the first section named or a majority of them, are hereby empowered to open books of subscription to the capital stock of said banking and loan association at such time or times, at such places and for such periods as they shall determine, and the stockholders at any general meeting, called after the due organization of said banking and loan association may, at their discretion, from time to time reopen books of subscription to said capital stock until the sum be wholly taken.

Sec. 4. Whenever twenty-five thousand dollars shall be subscribed and fifteen thousand dollars shall be paid into the capital stock of said banking and loan association, the before named corporators or a majority of them shall call a meeting of the subscribers to said stock, at such time and place, and on such notice as they may deem sufficient; and such stockholders shall elect such directors as they may think proper, who shall hold office for one year and until their successors shall be appointed; and said directors shall choose a president to serve during their continuance in office.

Sec. 5. The president and directors of the said banking and loan association may adopt and use a common seal, and alter the same at pleasure; may make and appoint all necessary officers and agents, fix their compensation and take security for the faithful discharge of their duties, prescribe the manner of paying for stock and other transfer thereof; may do a general banking business on such terms and rates of discount and interest as is now provided by law; and in general have the privileges conferred on corporations by the general laws of the State relating to corporations. The said corporation shall have a lien on the stock for debts due it by the stockholders, before and in preference to other creditors of the same dignity.
Sec. 6. The said banking and loan association may receive and pay out the lawful currency of the country, deal in exchange, gold and silver coin, uncurrent paper and public or other securities, may purchase and hold such real and personal estate and property as may be conveyed to secure debts to the said banking and loan association, or may be sold under execution to satisfy any debt due to said association, and may sell and convey the same, may purchase and hold real and personal estate, personal property, and at pleasure sell or exchange the same; may discount notes and other evidences of debt, and lend money on such terms as is now provided by law; it may receive deposits. The said association may receive on deposit money held in trust by administrators, executors, guardians or others, and issue certificates therefor bearing interest, which certificates may be assignable and transferable under such regulations as may be prescribed by the president and directors; and all certificates and evidences of deposit signed by the proper officers of the said association shall be as binding as under the seal of the same: Provided, That nothing herein contained shall be construed to relieve any guardian, trustee or other person acting in a fiduciary capacity from being liable as now prescribed by law, and that no greater rates of interest shall be charged than is allowed by law.

Sec. 7. If any subscriber shall fail to pay his stock or any part thereof as the same is required of him, the entire residue of his stock shall be deemed to be due, and may be recovered in the name of the association, either by motion to the court of the county where the delinquent may reside, upon giving him ten days' notice of the motion, or by civil action, or the entire stock may be sold by order of the directors for cash at the banking house in Goldsboro, after advertisement of sale for twenty days in a newspaper published in the town, and if at such sale the price should not be sufficient to discharge
the amount unpaid with all costs attending the sale, the subscriber shall be liable for the delinquency in a civil action.

Sec. 8. If any subscriber shall assign his stock before its full payment, he and his assignees and all subsequent assignees thereof shall be liable for its payment, and may be sued jointly or severally by motion as aforesaid, or by civil action; in every case of delinquency in a subscriber or others, the subscription shall be deemed a promissory note, payable to the association, as well in respect to the remedy for recovering the same as in the distribution of assets of any deceased subscriber.

Sec. 9. Agencies of the said banking and loan association may be established at such times and places as the president and directors may designate, and such agencies may be removed at any time, and shall be subject to such rules and regulations as may be prescribed by the president and directors of the said banking and loan association.

Sec. 10. The president and directors shall be capable of exercising all such powers and authority as may be necessary for the better governing of the affairs of the corporation, shall have power to prescribe the rules for the conduct of the association, the same being consistent with the by-laws, rules and regulations established by the stockholders, not inconsistent with the laws of this State, and may regulate the terms and rates on which discounts and loans may be made and deposits received by the association, and they shall direct where dividends of profits shall be made. They may call a meeting of stockholders whenever they may think proper, and any number of stockholders, holding together one-tenth of the stock, may call a special meeting on giving thirty days' notice in a newspaper published in Goldsboro. At all meetings stockholders may be represented by proxy, each share being entitled to one vote: Provided, No

Assignment of stock.
May loan or advance money.

Sec. 11. That to aid planters, miners, manufacturers and others, the said banking and loan association shall and may have power to advance or loan to any planter, farmer, miner, manufacturer or other person or persons any sum or sums of money, and to secure the repayment of same, taking in writing a lien or liens on the crop or crops to be raised, even before planting the same, or upon the present or prospective products of any mining operations, or upon any articles then existing or thereafter to be made, purchased, manufactured or otherwise acquired, and any liens so taken shall be good and effectual in law: Provided, The same is duly recorded under the existing laws of registration anterior to all other liens and mortgages for securing such loans or advances. And the said association shall have power to make loans upon mortgages of real and personal property, with power of sale inserted upon default of payment, and also to receive in storage or warehouse any cotton, wheat, corn or other produce, or any manufactured article whatever as a pledge or pledges for the repayment of money or moneys loaned upon the faith of the same, the said liens, pledges or mortgages being duly recorded and registered as in the case of mortgages and deeds of trust, and any sales made thereunder according to the terms therein recited shall be good and valid in law.

Sec. 12. All laws and clauses of laws coming in conflict with this act are hereby repealed.

Sec. 13. This act shall be in force from and after its ratification.

Ratified the 26th day of February, 1873.
CHAPTER XXX.

AN ACT TO INCORPORATE MONATAU LODGE, NUMBER THREE
HUNDRED AND EIGHTEEN, OF FREE AND ACCEPTED
MASONS.

Section 1. The General Assembly of North Carolina do enact, That the master, wardens and members of the Monatau Lodge, number three hundred and eighteen, of Free and Accepted Masons, in the county of Stokes, at Steeles' store, be and are hereby constituted a body politic and corporate, by the the name and style of Monatau Lodge, number three hundred and eighteen, of Free and Accepted Masons, and by that name shall have perpetual succession, may sue and be sued, plead and be impleaded, have a common seal, and in general exercise and enjoy all such rights and privileges as are now usually incident to corporate bodies of like nature.

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

Ratified the 26th day of February, 1873.

CHAPTER XXXI.

AN ACT TO AMEND CHAPTER FIFTY OF PRIVATE LAWS OF
ONE THOUSAND EIGHT HUNDRED AND SEVENTY-ONE AND
ONE THOUSAND EIGHT HUNDRED AND SEVENTY-TWO,
ENTITLED AN ACT TO INCORPORATE THE TOWN OF BOON,
IN WATAUGA COUNTY.

Section 1. The General Assembly of North Carolina do enact, That section two of chapter fifty, private laws of one thousand eight hundred and seventy-one and one
thousand eight hundred and seventy-two, be amended so as to read as follows: That the corporate limits of said town shall be as follows: Beginning at a stake one-half mile north of the court-house, and running thence to a stake one-half mile east of the court house, thence to a stake one-half mile south of the court house, thence to a stake one-half mile west of the court house, and thence to the beginning.

Sec. 2. This act shall take effect from and after its ratification.

Ratified the 26th day of February, 1873.

CHAPTER XXXII.

AN ACT TO INCORPORATE WHITE HILL LODGE, NUMBER THREE HUNDRED AND TWENTY-ONE, ANCIENT, FREE AND ACCEPTED MASONs, IN MOORE COUNTY.

Corporators.

Section 1. The General Assembly of North Carolina do enact, That the officers and members who are at present, or whomay be of White Hill Lodge, number three hundred and twenty-one of Ancient, Free and Accepted Masons, in the county of Moore, be and they are hereby incorporated into a body politic and corporate, under the name and style of White Hill Lodge, number three hundred and twenty-one, Ancient, Free and Accepted Masons, and by that name and style may have succession, and a common seal, sue and be sued, plead and be impleaded in any court of records or before any justice of the peace in this State, contract and be contracted with, acquire, hold and dispose of property both real and personal.

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

Ratified the 26th day of February, 1873.
CHAPTER XXXIII.

AN ACT TO INCORPORATE THE STOWE FALLS MANUFACTURING COMPANY.

SECTION 1. The General Assembly of North Carolina do enact, That Jasper Stowe, William Stowe, Edward B. Stowe, William Sloan, Thomas W. Dewey, Wade H. Motz, their associates, successors and assigns be and they are hereby created a body politic and corporate by the name and style of the Stowe Falls Manufacturing Company, and by that name and style may sue and be sued, plead and be impleaded in any court of this State, contract and be contracted with, have perpetual succession and a common seal, acquire, own and possess real and personal estate, and shall exist as a corporation for ninety-nine years.

Sec. 2. That said corporation shall have power to erect mills and manufacturing establishments for the manufacture of cotton, wool, flax, hemp, silk, iron, brass, steel, wood, meal and flour and other materials of like or kindred nature in their various forms.

Sec. 3. That the capital stock of said company shall not exceed the sum of seven hundred and fifty thousand dollars, and the capital shall be divided into shares of one hundred dollars each.

Sec. 4. That said corporation shall have power to enact, and at any time alter and amend all by-laws, rules and regulations it may deem necessary for the successful management of its affairs, provide for the sale and transfer of stock, levy and collect assessments, forfeitures, and sell delinquent shares of stock, prescribe the number of directors of said company, and the term of office of the same, and when and where the several meetings of said company shall be held.

Sec. 5. That the board of directors shall elect one of their body as president of the company, unless the cor-
porators shall themselves fill such office. The affairs of
the said company shall be managed by the president and
directors, who shall have power to fill any vacancies that
occur in the board, and shall have power to appoint all
subordinate officers or placemen, declare dividends as of-
ten as the profits will justify, and make reports to the
stockholders agreeable to the by-laws of the company.

Sec. 6. That said company shall have power at any
time to borrow money for the prosecution of its legiti-
mate business within the scope of this charter, and secure
the same by bond or note or mortgage, as the stockhold-
ers may direct.

Sec. 7. That upon the capital stock invested in the
creation of buildings, purchase of machinery, the raw
materials and the necessary expenditures for operating
the same, no additional assessment for taxation shall be
made for the term of five years from the commencement
of manufacturing; but the assessment of taxation during
said term, on the real estate and personalty connected
therewith, shall continue as at present.

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

Ratified the 26th day of February, 1873.

CHAPTER XXXIV.

AN ACT TO REPEAL CHAPTER SIXTY-ONE, PRIVATE LAWS OF ONE
THOUSAND EIGHT HUNDRED AND SEVENTY AND ONE THOUS-
AND EIGHT HUNDRED AND SEVENTY-ONE.

Section 1. The General Assembly of North Carolina do en-
act, That chapter sixty-one, private laws of one thousand
eight hundred and seventy and one thousand eight hun-
dred and seventy-one, ratified March thirty-first, A. D.
one thousand eight hundred and seventy-one, be and the same is hereby repealed.

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

Ratified the 26th day of February, 1873.

CHAPTER XXXV.

AN ACT TO INCORPORATE THE NORTH CAROLINA MICA MINING COMPANY.

SECTION 1. The General Assembly of North Carolina do enact, That John G. Heap and Elisha B. Clapp, their associates, and such other persons as may be hereafter associated with them, and their successors, be and they are hereby constituted a body corporate in fact and in name, under the style and title of the North Carolina Mica Mining Company; and by that name shall be and are hereby made able and capable in law to have, purchase, receive and possess, enjoy and realize to them and their successors, lands, rights, tenements, hereditaments, goods, chattels and effects of whatsoever kind, nature or quality, in any amount the body corporate may deem necessary to carry the objects of said corporation into full force and effect; which objects are to excavate, mine, transport and sell mica, lead, copper, silver, iron, and the same to sell, grant, devise, alien and dispose of; to sue and be sued, to plead and be impleaded, answer and be answered, defend and be defended in all courts having jurisdiction; to make, have and use a common seal, and the same to break, alter and renew at pleasure; to own and hold in perpetuity such quantity of land as may be sufficient to carry on the business of the said company.
Sec. 2. That said body corporate shall have the privilege of prescribing the capital stock and number of shares with which the capital of the said corporation shall be divided, the mode in which it shall be taken, paid, transferred or assigned; and also to prescribe the mode by which stockholders may vote, and the number of votes to which each shall be entitled: Provided, nevertheless, That the rules adopted shall be uniform, equally securing the rights of each stockholder; and also to provide for the election, by ballot, of such officer as may deemed necessary for the government of the affairs of the said corporation, and also to authorize, establish, and put into execution such by-laws, ordinances and resolutions as they shall deem necessary and expedient for the government of said corporation, and to alter, amend or repeal the same, or adopt new ones, not being inconsistent with the laws of the State of North Carolina and of the United States, and in general to do and execute all and singular the acts, matters and things which may be necessary for mining, excavating, or in any manner producing, transporting and selling mica or any other minerals or other products: Provided also, That no stockholder shall be held liable for more than the amount of his or her stock in said corporation.

Sec. 3. That if the officers are not elected by the stockholders of said company on the day fixed by the by-laws or ordinances, the corporation for that cause shall not be dissolved, and it shall be lawful to hold said election on some other day than that presented by the rules of the said corporation.

Sec. 4. That said corporation be empowered to establish and carry on their business in any or all of the counties of the State.

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

Ratified the 26th day of February, 1873.
CHAPTER XXXVI.

AN ACT TO INCORPORATE DANBURY LODGE, NUMBER THREE HUNDRED AND TWENTY-THREE, OF FREE AND ACCEPTED MASONs, AT DANBURY, STOKES COUNTY, NORTH CAROLINA.

SECTION 1. The General Assembly of North Carolina do enact, That the worshipful master and wardens of Danbury Lodge, number three hundred and twenty-three, of Free and Accepted Masons, and their associates and successors in the masonic fraternity of Danbury, in the county of Stokes, be and they are hereby incorporated into a body politic, under the name and style of Danbury Lodge, number three hundred and twenty-three, and by that name they may have a seal, may sue and be sued, plead and be imploaded in any court of record or before any justice of the peace of this State in the same manner as other corporate bodies, contract and be contracted with, acquire, hold and dispose of property, either real or personal, for the benefit of said lodge for the convenient transaction of its business.

Sec. 2. That the said lodge shall have power to pass all necessary by-laws and regulations for its own government, which may not be inconsistent with the constitution and laws of this State or the United States.

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

Ratified the 26th day of February, 1873.
AN ACT TO INCORPORATE THE TRUSTEES OF OXFORD COLORED EDUCATIONAL ASSOCIATION OF GRANVILLE COUNTY.

SECTION 1. The General Assembly of North Carolina do enact, That Henry Hester, Lawson Wright, Grandison Young, Benjamin Ridley and Peter Hurst, and their successors are hereby created and constituted a body politic and corporate under the name and style of the Oxford Colored Educational Association; and in that name may sue and be sued, plead and be impled, contract and be contracted with, purchase and hold in their corporate capacity such real and personal property as may be necessary and suitable for maintaining a school for boys and girls at Oxford, in the county of Granville, with power to make all needful rules, by-laws and regulations for their own government and the government of their school: Provided, That no sectarian school shall be established under the provisions of this act.

SEC. 2. That said board of trustees may at their option increase their number by choosing others, not to exceed ten; and may likewise fill all vacancies occurring therein; and may have all the corporate powers of trustees of like associations.

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

Ratified the 26th day of February, 1873.
CHAPTER XXXVIII.

AN ACT TO INCORPORATE THE HAW RIVER AND NEW HOPE TRANSPORTATION AND MANUFACTURING COMPANY.

Section 1. The General Assembly of North Carolina do enact, That Benjamin I. Houze, L. R. Exline, John W. Scott, A. I. Berrium and Jonathan Farror be appointed commissioners, a majority of whom shall be a quorum to do business, whose duty it shall be to open books of subscription to the capital stock of the Haw River and New Hope Transportation and Manufacturing Company, at such time and place as they may deem best, and to appoint agents for that purpose at their discretion.

Section 2. The capital stock of said company shall be one hundred thousand dollars, with liberty to increase the same to any amount not exceeding one million dollars, and whenever ten thousand dollars shall be subscribed by solvent persons, the commissioners above named or a majority of them, may call a general meeting of the subscribers at such time and place as they may prefer, by first giving at least ten days' notice of the same in a newspaper published in Raleigh. To constitute said meeting a number of persons subscribing for a majority of one hundred shares shall be present in person or by proxy, and each solvent subscriber shall have one vote for every share subscribed by him. And if each member do not attend at the time and place designated then those who do attend may adjourn from time to time until a meeting shall be had.

Section 3. The capital stock of said company shall be divided into shares of one hundred dollars each, and each stockholder shall have one vote for every share owned by him.

Section 4. The subscribers, their executors, administrators and assigns shall be and they are hereby incorporated...
Corporate name. into a company by the name of "The Haw River and New Hope Transportation and Manufacturing Company," and by that name shall be capable of purchasing, holding, using, selling and conveying estate, real, mixed and personal, as far as they may be authorized by this charter; shall have perpetual succession, may sue and be sued, may have a common seal, and shall have and enjoy all the forms, rights and privileges for the purpose of this act, which other corporate bodies may lawfully have. They may make such by-laws, rules and regulations as may be required for conducting the affairs of the company, not inconsistent with the laws of the State or those of the United States.

Sec. 5. They shall have power to navigate Haw river to the North Carolina railroad, and New Hope to Prince's bridge, and to make use of the water power caused by the dams and canals on said streams, in the manufacture of wool, cotton, iron, steel and other fabrics, and contract for other water power on said streams either by taking it as stock or otherwise.

Sec. 6. It shall be the duty of the president and directors to open books for subscription of stock at such times and places as they may deem advisable, until the capital stock of one hundred thousand dollars shall be taken.

Sec. 7. Said company shall hold annual meetings at such times and places as they may designate; and the stockholders at the first general meeting held according to section two, and at every annual meeting thereafter, shall elect a president, and directors, not to exceed nine, who shall continue in office, unless sooner removed, until the next annual meeting after their election and until their successors are appointed; but the president or any of the directors may be at any time removed and the vacancy thereby occasioned may be filled by a majority of the votes given at any general meeting. The president and a majority of the directors, or in the absence, sick-
ness or disability of the president, a majority of the directors, who shall appoint one of their body president pro tem., shall constitute a board for the transaction of business. In case of a vacancy in the office of president or director, from death, resignation or disability, such vacancy may be supplied by appointment of the board until the next annual meeting.

Sec. 8. The president and directors shall be and they are hereby invested with all the rights and powers necessary for the construction and repair of as many dams, locks and canals as they or a majority of them may deem necessary, and for making and completing all works that may be required for fully carrying out the purposes of this act. They shall also have power to contract with any person or persons, on behalf of the company, for constructing said work, and to require from the subscribers of stock, from time to time, such advances of money on their respective shares as the wants of the company may demand, until their subscriptions shall be fully paid. They may, on an emergency, call a general meeting of the stockholders by giving thirty days' previous notice thereof in some newspaper published in Raleigh; may appoint a treasurer, secretary and such other officers as they may require, with such bonds as they may deem advisable, and may generally transact all the business of the company in the interval between the meetings of the stockholders.

Sec. 9. If any stockholders shall fail to pay the assessments required of him or them by the president and directors, or a majority of them, within one month after the same shall have been advertised in one of the newspapers in Raleigh, it shall be lawful for them to sell at public auction and to convey to the purchaser the share or shares of such stockholder, after giving thirty days' previous notice of the time and place of sale, and after retaining the sum due and all charges of the sale out of the proceeds, to pay the surplus to the former owner or his or
their legal representative; and if the sale shall not produce the sum required, with the incidental charges, then they may recover the remainder from the original proprietor or his assignee, or from his or her executor or administrator, by action in any court having jurisdiction thereof; and any purchaser of stock at such sale shall be subject to the same rules, regulations and laws as the original proprietor.

Sec. 10. The president and directors, their officers and servants shall have full power and authority to enter upon any lands or tenements through which they may desire to conduct their works, and may lay out the same at their discretion, so that no yard, mill-house or other building of any person be invaded without his consent, and they may enter on and lay out such contiguous lands as they may wish to occupy as sites for depots, toll-houses, warehouses, work-shops and other buildings for the proper accommodation of their officers, agents, horses and other stock, and for the protection of the property of the company: Provided, That the lands so laid out shall not exceed five acres in any one parcel, except as may be specially allowed by this act: Provided, Said company shall not obtrude any public road without making another good and convenient road.

Sec. 11. That when any land or right of way may be required by said company for any purposes set forth in this act, and for want of agreement or for any other cause the same cannot be purchased from the owner, the same may be taken at a valuation to be made by five freeholders selected by the Superior Court of the county in which the same is located. In making said valuation the freeholders shall take into consideration the loss or damage that may accrue to the owner or owners in consequence of the land or right of way being surrendered, and the benefits and advantage, general or special, which said owner or owners may receive by the general increased value of the land, or any special benefit which
may arise in any way whatsoever by the construction of said works, or the location of a depot or otherwise, and shall state particularly the value and amount of each, and the excess of the loss and damage over and above the advantage and benefit, shall form the measure of valuation of said land or right of way: Provided, If said owner or the company may be dissatisfied with the valuation of the freeholders, then the party so dissatisfied may have an appeal to the judge of the Superior Court of the county in which the land or right of way lies, under the same rules, regulations and restrictions as in other cases of appeal. The proceedings of the said freeholders, with a full description of the said land or right of way shall be returned under the bonds and seals of a majority of them to the court from which the order was issued, there to remain a matter of record, and the land or right of way so valued shall vest in said company so long as the same may be used for the purposes of this act whenever the said valuation shall have been completed and paid for, or the payment of the same shall be tendered and refused: Provided, That an application for the appointment of freeholders under this section it shall be made to appear to the satisfaction of the court that at least ten days' previous notice to the owner or owners of the land or right of way so proposed to be condemned, or if the owner or owners be infants or non compos mentis, then the guardian of such owner or owners, if such guardian can be found in this State, and if not, the notice of such application shall have been published at least thirty days next preceding in some newspaper as convenient as may be to said county, and shall have been posted at the court-house door of said county for the same time preceding the application: Provided, also, That said valuation shall be made on oath by the said freeholders, which oath any justice of the peace in the county or clerk of the Superior Court may administer: and provided further, That right of condemnation shall not extend to the dwell-
ing-house, yard, garden or burial ground of any one without his consent. In addition to the lands and right of way above referred to, the said company may condemn as above set forth, one hundred feet on each side of canal or canals as they may deem it advisable to cut, measuring from the centre of such canal, unless in case of deep cuts, when they may condemn as much more as may be necessary for the purposes of such canals.

Sec. 12. Be it further enacted, That if any land or right of way be taken and used by said company under the provisions of this act without a contract with said company, signed by the owner or his agent, or a claimant or a person in possession thereof which may be confirmed by the owner, it shall be presumed that said land or right of way has been granted to said company by the owner thereof, and the said company shall have good right and title thereto, and shall hold and enjoy the same so long as the same may be used for the purpose of this act, and no longer, unless the person or persons owning said lands or right of way at the time that works of said company on the same were finished or those claiming under him, her or them shall apply for an assessment of the value of said land or right of way as herein directed, within two years next after the part of said works which may be on said land was finished, and in case the said owner or those claiming under him, her or them shall not apply within two years next after said part was finished, he, she or they shall be forever barred from recovering said lands or right of way or having any assessment or compensation for the same: Provided, That nothing herein contained shall effect the rights of feme coverts, infants or persons non compos mentis until two years after the removal of their respective disabilities.

Sec. 13. That said company, for the purpose of constructing and repairing their works, shall be at liberty to enter upon any adjacent land and to take therefrom any wood, stone, gravel or earth which they may need: Pro-
They shall not cut any fruit trees or trees preserved in a field or left for shade or ornament, nor take any material which is part of a fence or building. And all damages under this section may be ascertained as in case of damages for land or right of way.

Sec. 14. Said company shall have the exclusive right to navigate said river when improved according to this act, and their canals, with suitable boats for transporting persons and property and mails.

Sec. 15. They shall be authorized to build dams and open one or more canals, so as to make connection with the Raleigh and Augusta Air-Line Railroad at or near Haywood; and they shall be the owners of any water power caused by the dams and canals in this section mentioned, and may sell and convey the same or any portion thereof in fee simple or otherwise: Provided, Said right of water power shall not interfere with any right of water power now in existence or now or recently in use, but they may contract for such by taking it as stock or otherwise.

Sec. 16. Said company may purchase in payment of stock or otherwise by contract, real estate not exceeding five hundred acres, at or near the point or points of connection with the Raleigh and Augusta Air-Line Railroad, and may hold and rent the same or lay it off more or less into town lots, which they may improve and rent or lease and sell in fee simple or otherwise.

Sec. 17. The Raleigh and Augusta Air-Line Railroad, the Raleigh and Gaston Railroad, or any other incorporated company, may subscribe to the capital stock of this company to an amount agreed upon by the representative authorities of the same.

Sec. 18. Said company may use the water power which it may acquire under this act in the manufacture of iron, steel, cotton, wool and other fabrics, and they may purchase and hold such estate, real, personal and mixed, as may be required for such purpose, and may construct the
necessary works and buildings, or they may rent, lease or sell said water power or any portion thereof.

Sec. 19. Said company may declare dividends upon their receipts, at their discretion, to be paid to the proprietors of stock in proportion to their respective shares, and the shares of stock shall be personal property.

Sec. 20. It shall be the duty of the company to keep proper boats and other requisites for the transportation of persons and property, for which they may charge reasonable tolls; and upon the payment or tender of lawful tolls it shall be their duty to transport persons and property to and from any depot along their works, and to deliver the same at such depots as they may be legally required.

Sec. 21. The works hereby authorized shall be executed with due diligence, and the company may retain their rights and franchises only over such portions of the streams herein mentioned as may be improved under this act within five years from its ratification.

Sec. 22. If any person shall wilfully injure, obstruct or impair any of the works of the company, such person shall be deemed guilty of a misdemeanor, and upon conviction in a court having jurisdiction of the same, shall be fined and imprisoned at the discretion of the court. And the company shall in the same way be indictable for any wilful damage to persons or property by its authority beyond the provisions of this act, and on conviction thereof may be fined at the discretion of the court.

Sec. 23. This act shall be in force from and after its ratification.

Ratified the 28th day of February, 1873.
CHAPTER XXXIX.

AN ACT TO INCORPORATE THE FARMERS' LOAN BANK.

WHEREAS, There is a necessity for the protection of the farming interests of the country, and for the co-operation of farmers by a combination of the small amounts they are able to save from each crop, in order that they may aid and protect each other, as well as to furnish a place from which, in times of need, they may expect aid and assistance, and for this purpose to own and control a bank with capital sufficient to supply in part their immediate wants, as well as to enable them to withhold their crops from market until remunerative prices can be obtained therefor, therefore,

Section 1. The General Assembly of North Carolina do enact, That Almond A. McKoy, Luke A. Powell, Dr. C. T. Murphy, Dawson Durham, Isaac B. Kelly, Isham R. Faison, William E. Hill, Adolphus G. Mosely, Dr. J. B. Leavy, Jonathan Evans, James R. Maxwell, Thomas S. Memory, V. V. Richardson, John A. McDowell, Duncan Cromartie, John D. Currie, John D. Taylor, James C. Swayne, Alexander McRae, C. W. McClammy, Dugald McMillan, Dr. J. R. Hames, Thomas H. Leak, H. C. Rockwell, Charles Duffy, Jr., C. Stephens, Berly Godwin, M. McKimmon, R. Tait, B. F. Little, R. L. Steele, Dr. F. W. Potter, Shade Wooten and F. M. Wooten, their present and future associates and successors, are hereby constituted and declared a body politic and corporate, by the name and style of the Farmers' Loan Bank, and shall so continue for the term of sixty years, with capacity to take, hold and convey real or personal estate, and with all the powers, rights and privileges granted to any bank or banking institution, together with the rights, powers and privileges incident or belonging to corporations asset forth in the first, second and third sections of the twenty-sixth (26) chapter of the Revised Code of North Carolina, entitled Corporations.
Sec. 2. The capital stock of said corporation shall not be less than fifty thousand dollars ($50,000), in shares of twenty-five dollars ($25) each, and such capital stock may be increased from time to time as said corporation may elect, to a sum not exceeding one million of dollars.

Sec. 3. The corporators in the first section named, or any five of them, are hereby empowered to open books of subscription to the capital stock of said bank, at such time or times, at such places and for such periods as they shall determine, and the stockholders at any general meeting called after the due organization of said bank may, at their discretion, from time to time, reopen books of subscription to said capital stock until the same be wholly taken.

Sec. 4. Whenever fifty thousand dollars shall be subscribed and twenty-five thousand dollars shall be paid into the capital stock of said bank, the before-named corporators, or five of them, shall call a meeting of the subscribers to said stock at such time and place, and on such notice, as they may deem sufficient; and such stockholders shall elect such directors as they may think proper, who shall hold office for one year, and until their successors shall be appointed; and said directors shall choose a president and vice president, to serve during their continuance in office.

Sec. 5. The president and directors of the bank may adopt and use a common seal and alter the same at pleasure, may make and appoint all necessary officers and agents, fix their compensation, and take security for the faithful discharge of their duties; prescribe the manner of paying for stock and the transfer thereof; may do a general banking business on such terms and rates of discount and interest as may be agreed on; and in general have the privileges conferred on corporations by the general laws of the State relating to corporations. The bank shall have a lien on the stock for debts due it by the
stockholders before and in preference to other creditors of the same dignity.

Sec. 6. The said bank may receive and pay out the lawful currency of the country, deal in exchange, gold and silver coin, bullion, uncurrenet paper and public or other securities; may purchase and hold such real and personal estate and property as may be conveyed to secure debts to the bank, or may be sold under execution to satisfy any debt due to said bank, and may sell and convey the same; may purchase and hold real estate for the transaction of business, and at pleasure sell or exchange the same, may discount notes and other evidences of debt and lend money on such terms as may be agreed on. It may receive on deposit moneys on terms to be agreed on between the officers and depositors. The bank may receive on deposit money held in trust by administrators, executors, guardians or others, and issue certificates thereof bearing such rates of interest as may be agreed on between the parties, which certificates may be assignable and transferable under such regulations as may be prescribed by the president and directors, and all certificates and evidence of deposit signed by the proper officers of the bank shall be as binding as under seal of the bank: Provided, That nothing herein contained shall be construed to relieve any guardian, trustee or other person acting in a fiduciary capacity from being liable as now prescribed by law, and that no greater rate of interest shall be charged than is allowed by law.

Sec. 7. If any subscriber shall fail to pay his stock or any part thereof, as the same is required of him, the entire residue of his stock shall be deemed to be due, and may be recovered in the name of the bank, either by motion to the court of the county, where the delinquent may reside, upon giving him two days' notice of the motion, or by civil action, or the entire stock may be sold by order of the directors for cash at the banking house after advertisement of sale for twenty days in a
newspaper published in the State; and if at such sale the price should not be sufficient to discharge the amount unpaid, with all costs attending the sale, the subscriber shall be liable for the deficiency in a civil action.

Sec. 8. If any subscriber shall assign his stock before its full payment, he and his assignee and all subsequent assignees thereof shall be liable for its payment, and may be sued jointly or severally by motion as aforesaid, or by civil action, and in every case of delinquency in a subscriber or others, the subscription shall be deemed a promissory note payable to the bank, as well in respect to the remedy for recovering the same as in the distribution of the assets of any deceased subscriber.

Sec. 9. Agencies of the bank may be established at such times and places as the president and directors may designate, and such agencies may be removed at any time, and shall be subject to such rules and regulations as may be prescribed by the president and directors of the bank.

Sec. 10. The president and directors shall be capable of exercising all such powers and authority as may be necessary for the better governing of the affairs of the corporation, shall have power to prescribe the rules for the conduct of the bank, the same being consistent with by-laws, rules and regulations established by the stockholders, not inconsistent with the laws of this State, and may regulate the terms and rate in which discounts and loans may be made, and deposits received by the bank, and they shall direct when dividends of profits shall be made, they may call a meeting of stockholders whenever they may think proper; and any number of stockholders holding together one-tenth of the stock may call a special meeting on giving thirty days' notice in a newspaper published in the State; at all meetings stockholders may be represented by proxy, each share being entitled to one vote: Provided, No greater rate of interest shall be charged than that allowed by law.
Sec. 11. That to aid planters, miners, manufacturers and others, the said bank shall, and may have power to advance or loan to any planter, farmer, miner, manufacturer or other person or persons any sum or sums of money, and to secure the payment of same, taking in writing a lien or liens on the crop or crops to be raised, even before planting the same, or upon the present or prospective products of any mining operations, upon any article or articles then existing, or thereafter to be made, purchased, manufactured or otherwise acquired, and any lien so taken shall be good and effectual in law, provided the same is duly recorded under the existing laws of registration, anterior to all other liens and mortgages for securing such loans or advances, and the said bank shall have power to make loans upon mortgages of real and personal property, with power of sale inserted upon default of payment, and also to receive in storage or warehouse any cotton, wheat, corn, other produce or any manufactured article whatever as a pledge or pledges for the repayment of money or moneys loaned upon the faith of the same, the said liens, pledges or mortgages being duly recorded and registered as in the case of mortgages and deeds of trust, and any sales made thereunder according to the terms therein recited shall be good and valid in law.

Sec. 12. This act shall be in force from its ratification. Ratified the 28th day of February, 1873.

CHAPTER XL.

AN ACT TO INCORPORATE THE WILMINGTON TRUST COMPANY AND SAVINGS BANK.

Section 1. The General Assembly of North Carolina do Corporators. enact, That E. E. Burress, Edward Kidder, Donald Mc-
Rae, Silas N. Martin and George Chadburn and their associates, successors and assigns, be and are hereby created a body corporate and politic, under the name and style of the "Wilmington Trust Company and Savings Bank," and by such name may acquire, hold and convey real and personal property, sue and be sued, plead and be impaled in any of the courts of this State, and have perpetual succession and a common seal for the purposes indicated in the title.

Sec. 2. That the capital stock of said corporation shall not be less than twenty thousand dollars, which may be increased from time to time to a sum not exceeding five hundred thousand dollars, in shares of one hundred dollars each.

Sec. 3. That the persons named in the first section of this act shall be and remain directors of this corporation for one year or until their successors are chosen: Provided, That no person shall be a director in said corporation without having first subscribed and taken at least ten shares of stock therein.

Sec. 4. That it shall be the duty of the board of directors of said corporation to prescribe rules, regulations and by-laws for the government thereof, to choose officers, fix salaries, fill vacancies and generally do and perform such duties as the rules, regulations and by-laws of said corporation shall prescribe, when the same shall have been duly ratified by a majority in number and value of the stockholders of said corporation voting therein in person or by proxy.

Sec. 5. That said corporation shall have power to receive and pay out the lawful currency of the country, deal in exchange, gold and silver coin, stocks, bonds, notes and other securities, to lend money to or receive deposits of money or other evidence of debt, from minors, apprentices, feme covert or other persons on such terms and rates as may be agreed upon between the parties, free from all other control, contract or liability whatever, to
invest in the stocks of this or of any other State or of the United States, or of any corporations under the laws thereof, and to take such real and personal security conditioned in such terms and form for the payment of the principal and interest of money borrowed as may be deemed most safe, expedient and beneficial: Provided, that nothing herein contained shall authorize said corporation to issue any bill or note in the nature of and intended to pass as a bank note. That the rate of interest to be charged by the said company shall not exceed eight per centum per annum.

Sec. 6. That administrators, executors, guardians, receivers, assignees and all other persons acting in a fiduciary capacity are authorized and empowered to make deposits of funds in their hands in the company or to lend the said funds to said company: Provided, That nothing herein contained shall authorize administrators, executors, guardians, receivers, assignees or other fiduciaries to deposit or lend the funds in their hands to this company at a rate of interest less than six per centum: Provided, That no deposit made according to this section shall relieve the depositor of any liability to his cestui que trust; Provided further, Nothing herein contained shall be construed to relieve executors, administrators or guardians or any other person acting in a fiduciary capacity from the liabilities imposed upon them by law.

Sec. 7. If any subscriber shall fail to pay his subscription for his stock or any part thereof as the same is required of him, the entire residue of his stock or subscription for the same shall be deemed to be due, and may be recovered in the name of the corporation by civil action, or the entire stock may be sold at the court-house in Wilmington after advertisement of time and place of sale for twenty days in a newspaper published in the city of Wilmington; and if at such sale the amount realized should not be sufficient to discharge the amount unpaid with all costs attending the sale and advertise-
ment, the subscriber shall be liable for the deficiency in a civil action.

Sec. 8. If any subscriber shall assign his stock before its full payment, he and his assignee and all subsequent assignees thereof shall be liable for its payment, and may be sued jointly or severally by motion as aforesaid or by civil action, and in every case of delinquency in a subscriber or others, the subscription shall be deemed a promissory note, payable to the corporation as well in respect to the remedy for recovering the same as in the distribution of the assets of any deceased subscriber.

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

Ratified the 28th day of February, 1873.

CHAPTER XLI.

AN ACT TO INCORPORATE THE TOWN OF PINEVILLE, IN THE COUNTY OF MECKLENBURG.

Section 1. The General Assembly of North Carolina do enact, That the town of Pineville, in the county of Mecklenburg, is hereby incorporated into a body politic and corporate, by the name and style of the town of Pineville.

Sec. 2. That the corporate limits of said town shall be as follows: Beginning at a stake one-half mile north of Younts' store, thence west to Big Sugar Creek, and east to Little Sugar Creek, on the south to a point one-half mile from said store, thence east to Little Sugar Creek, and west to Big Sugar Creek, and bounded on the east by Little Sugar Creek, and on the west by Big Sugar Creek, subject to the above lines.

Sec. 3. That the corporate powers of said town shall vest in four commissioners and one intendent, to be
el ected annually on the first Monday of May by the qualified voters of said town, and until the first election shall occur, Samuel Younts, John W. Morrow, M. L. Wallis and A. C. Williamson shall act as commissioners, with power to appoint one of their number intendent.

Sec. 4. That said corporation shall be subject to and governed by the provisions contained in chapter one hundred and eleven, Revised Code, or so much of said chapter as does not conflict with the constitution of the State or the United States.

Sec. 5. That the commissioners appointed under this act may at any time after its ratification take upon themselves the duties of their office, by taking the required oath of office before any justice of the peace for said county.

Sec. 6. That the commissioners of said town shall have the power, upon giving thirty days' notice at any time to submit to the qualified voters of said town the question of license or no license, and if a majority of said votes shall be cast for no license, then until said vote shall be reversed, it shall not be lawful for any person to retail any spirituous liquors within said corporation or within one mile of the limits thereof, under a penalty not exceeding a fine of fifty dollars or imprisonment for thirty days.

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

Ratified the 28th day of February, 1873.

CHAPTER XLII.

AN ACT TO INCORPORATE THE ROANOKE IRON COMPANY.

Section 1. The General Assembly of North Carolina do corporators; enact, That W. W. Lobdell, M. G. Harmon, Elias P. Heck,
P. S. Brennan, George G. Lobdell and John M. Heck, their associates, successors and assigns, are created a body politic and corporate, under the name of "The Roanoke Iron Company," with a capital stock of one hundred thousand dollars, with liberty to increase the same from time to time to any sum not exceeding one million dollars, divided into shares of one hundred dollars each; said corporation to have the privileges specially granted, and also those belonging to like corporations under the twenty-sixth chapter of the Revised Code, entitled "Corporations," for sixty years.

Sec. 2. The stockholders shall have power to make all rules and regulations they may deem fit for the government of the corporation and transaction of their business. They may prescribe the number, powers of their directors and other officers, fix salaries and terms of service, regulate the time and place of general or special meetings of stockholders, and in general make such by-laws as they may deem fit, not inconsistent with the constitution and laws of this State or of the United States.

Sec. 3. Said corporation shall have power to engage in the manufacture of iron and steel in any of their forms, and of other metals, metallic or other fabrics, in the mining of minerals, or of iron, manganese, copper or other ores, in the transportation of persons or things to and from their works and intermediate points by water or otherwise; may make and operate rail, turnpike, train or other roads for the purpose of connecting their works or mines with other roads and navigation works, and for that purpose may have power of condemnation of land and other property, and other powers conferred on railroads and other corporations in the sixty-first chapter of the Revised Code, entitled "Internal Improvements;" may purchase, hold, sell and lease or otherwise convey real estate, not to hold at any one time exceeding fifty thousand acres; and as incident to their business may buy and sell merchandise.
CHAPTER XLIII.

AN ACT TO INCORPORATE THE TOWN OF ASHBORO, IN THE COUNTY OF RANDOLPH,

SECTION 1. The General Assembly of North Carolina do enact, That the town of Ashboro, in the county of Randolph, is hereby created and incorporated a town, and Berry Moffitt, D. W. Porter, J. A. Blair and A. J. Burns and their successors, are hereby created a body politic under the style of "The Commissioners of the Town of Ashboro," to have perpetual successions with the usual powers of such corporations, to sue and be sued, plead and be impleaded, contract and be contracted with, and to make all needful rules and regulations, by-laws and ordinances for the government of said town, not inconsistent with the constitution and laws of this State and of the United States.

Sec. 2. That the corporate limits of said town shall be as follows: Beginning at the corner of the township line east of the court-house and running west on said line to a white oak on the Salisbury road, thence south one and a half miles to a black jack, thence east to the township line, thence north on said line to the beginning.

Sec. 3. That the above-named commissioners shall only hold their offices till their successors are duly elected at the next election, which shall be on the first Monday of May next, and annually on that day of the month thereafter.

Sec. 4. That said commissioners may appoint a town constable, and may also choose one of their number to be
Election.

Sec. 4. That the election shall be held at such place and on such day as the commissioners shall direct, and the mayor of said town until the next regular election, at which an election shall be held for mayor, three commissioners, a town constable, treasurer and clerk and so on annually.

Tax.

Sec. 5. That the commissioners shall have power, if they deem it necessary, to levy a tax not exceeding thirty cents on each poll and ten cents on each hundred dollars worth of real estate in said town, to affix penalties and forfeitures for violation of their laws and ordinances, and to enforce collection of the same, which taxes, forfeitures and penalties when collected shall go to the exclusive use of the streets, sidewalks and public squares, or in such other mode as the said commissioners may deem best to promote the health, comfort, prosperity and advancement of the same.

Work on roads and streets.

Sec. 6. That the commissioners may, if they deem it necessary, require all persons living within the said town who are liable to work on public roads to perform such numbers of days' work (not exceeding five in any one year) on the roads and streets as they may think proper, and a failure to perform such, subject the delinquent to the same fines and penalties as are imposed for a failure to work on the public roads in the different counties of the State.

Government.

Sec. 7. That said town and commissioners shall be subject to all the provisions contained in the one hundred and eleventh chapter of the Revised Code, not inconsistent with the constitution and laws of this State and of the United States.

When act to be in force.

Sec. 8. That this act shall be in force thirty days after its ratification.

Ratified the 28th day of February, 1873.
CHAPTER XLIV.

AN ACT TO INCORPORATE THE TOWN OF HUNTERSVILLE, IN THE
COUNTY OF MECKLENBURG.

Section 1. The General Assembly of North Carolina do enact, That the town of Huntersville, in the county of Mecklenburg, is hereby incorporated into a body politic and corporate, by the name and style of the "Town of Huntersville."

Sec. 2. That the corporate limits of said town shall be as follows: Beginning at a stake one-half mile south of Hunter's depot, running thence west one-half mile, thence north one mile, thence east one mile, thence south one mile to the beginning.

Sec. 3. That the corporate power of said town shall vest in four commissioners and one intendent, to be elected annually on the first Monday of May by the qualified votes of said town, and until the first election shall occur J. N. Hunter, L. C. McKay, R. B. Hunter and J. J. Ransom shall act as commissioners, with power to appoint one of their number intendent.

Sec. 4. That said corporation shall be subject to and governed by the provisions contained in chapter one hundred and eleven, Revised Code, or so much of said chapter as does not conflict with the constitution of the State or the United States.

Sec. 5. That the commissioners appointed under this act may at any time after its ratification take upon themselves the duties of their offices by taking the required oath of office before any justice of the peace for said county.

Sec. 6. That the commissioners of said town shall have the power, upon giving thirty days' notice at any time to submit to the qualified voters of said town the question of "license" or "no license," and if a majority of said
votes shall be cast for "no license," then until such vote shall be reversed, it shall not be lawful for any person to retail any spirituous liquors within said corporation, or within one mile of the limits thereof, under a penalty not exceeding a fine of fifty dollars or imprisonment for thirty days.

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

Ratified the 28th day of February, 1873.

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CHAPTER XLV.

AN ACT TO INCORPORATE THE TRUSTEES OF EL BETHEL METHODIST EPISCOPAL CHURCH, SOUTH, IN THE COUNTY OF CLEAVELAND.

Trustees incorporated.

Section 1. The General Assembly of North Carolina do enact, That Dr. J. W. Tracy, John D. Weir, John G. Harmon, John M. Patterson, H. D. Fulton, L. J. Dickson, Robert A. Rhea, H. J. Allison and David Whisnant, and their successors, shall be and are hereby declared a body politic and corporate in deed and in law, by the name and style of the Trustees of El Bethel Methodist Episcopal Church, South, in the county of Cleaveland; and said corporation shall have power to purchase and hold real and personal estate, and to acquire the same by gift or otherwise, shall have perpetual succession, and sue and be sued, plead and be impleaded in any court of the State having competent jurisdiction, and may have and use a common seal, and have power to elect their officers, consisting of a chairman, a secretary and treasurer.

Sec. 2. That in case of death or refusal to act, or removal, or from any other cause, there becomes a vacancy, the remaining trustees shall have power to fill the va-
cancy: Provided, Their number shall not be less than five or more than ten trustees.

Sec. 3. That it shall not be lawful for any person to sell, give away or dispose of spirituous liquors at or within half a mile of the said El Bethel Church; and any person violating said prohibition shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall, for each offence, be fined not less than ten nor more than twenty-five dollars, or imprisoned not less than one nor more than three months, at the discretion of the court.

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

Ratified the 28th day of February, 1873.

CHAPTER XLVI.

AN ACT CONCERNING STANLEY CREEK CAMP GROUND, IN GASTON COUNTY, AND TO INCORPORATE A BOARD OF TRUSTEES THEREOF.

Section 1. The General Assembly of North Carolina do enact, That Richard Rankin, W. F. Shipp, Robert Rutledge, Henry Rhyne, John Moore, James Rankin, A. W. Davenport, S. P. Sherrill, J. C. Jerkins and F. F. Wilharson and their successors be and they are hereby declared to be a body politic and corporate, to be known and distinguished by the name and style of the "Trustees of the Stanley Creek Camp Ground," situated in the county of Gaston, State of North Carolina, and the said trustees shall have succession and a common seal, and be capable in law to sue and be sued, plead and be impleaded in all the courts of this State, and may take, demand, receive and possess all lands and tenements, moneys, goods and chattels which may be given to them by will or other-
Election of officers.

Sec. 2. That the said trustees shall have power to elect their officers, consisting of chairman, secretary and treasurer, and to establish such rules and regulations for the observance of order, decorum and for the removal of any nuisance from said camp ground while occupied for worship, and at all other times, not inconsistent with the constitution and laws of this State.

Sec. 3. That it shall not be lawful for any person to sell or dispose of spirituous liquors at or within two miles of said camp ground during the time of religious exercises thereat, and any person violating said prohibition shall be guilty of a misdemeanor, and upon conviction thereof shall for each offence be fined not less than ten nor more than twenty-five dollars, or imprisoned for one month, at the discretion of the court.

Sec. 4. That in case of death, or refusal to act, or removal from the State of any of the persons named as trustees in this act, then the remaining trustees shall have power to fill the vacancy: Provided, That not less than five nor more than ten persons shall be trustees under this act.

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

Ratified the 28th day of February, 1873.

CHAPTER XLVII.

AN ACT TO INCORPORATE THE VILLAGE OF D U P L I N R O A D S, IN D U P L I N COUNTY.

Incorporation of town.

Section 1. The General Assembly of North Carolina do enact, That the town of Duplin Roads, in Duplin county,
be and the same is hereby incorporated, by the name and style of the Town of Duplin Roads, and shall be subject to all of the provisions contained in the one hundred and eleventh chapter of the Revised Code, not inconsistent with the constitution and laws of this State and of the United States.

Sec. 2. That the corporate limits of said town shall be as follows: The railroad warehouse to be the centre, and the limits to extend westward one-half mile, eastward one-half mile, north one-fourth of one mile, and south one-fourth of one mile.

Sec. 3. The officers of said incorporation shall consist of a mayor, three commissioners and constable, and the commissioners shall also have the power to appoint a secretary and treasurer.

Sec. 4. That the commissioners shall have power to pass all by-laws, rules and regulations for the good government of said town not inconsistent with the laws of the State or of the United States, and shall have power to tax all taxables within the incorporation, not to exceed one-fourth the State taxes.

Sec. 5. That it shall be unlawful for any person or persons to sell any spirituous liquors within the corporate limits of said town; and if any persons shall violate this provision of this act they shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined not exceeding fifty dollars, or imprisoned not exceeding thirty days for each and every offence.

Sec. 6. That until their successors are elected under the laws of the State, N. J. Beney, J. E. Pigford and Lafayette Southerland shall act as commissioners, and shall have power to appoint some person to act as mayor.

Sec. 7. That it shall be the duty of persons elected under the laws of the State to go before some justice of the peace for said county and take the oath prescribed by law within five days after their election, and shall ap-
When act to be in force.

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

Ratified the 28th day of February, 1873.

CHAPTER XLVIII.

AN ACT TO CHARTER THE RALEIGH BUCKET COMPANY, NUMBER ONE.

Corporators.

SECTION 1. The General Assembly of North Carolina do enact, That A. L. Gorham, J. W. Winslow, J. W. Butler, Ephraim Johnston, G. E. Lane and others who shall be associated with them for the object intended, and their successors duly elected and chosen according to the by-laws and charter of the city of Raleigh, shall constitute a body corporate and politic by the name and style of the Raleigh Bucket Company, number one, for the purpose of more united and efficient action in the extinguishment of fires in the city of Raleigh, and by said name and style shall have authority to organize a fire company, own apparatus, have succession, sue and be sued, plead and be impleaded, have a common seal and alter the same at pleasure, and make all necessary by-laws and rules for the proper government of the company and management of its funds and property, not inconsistent with the laws of the State, and in all matters to do and perform what is customary and proper for fulfilling the objects of the association.

Sec. 2. The members in the actual service of the company performing duties as firemen when required shall be exempted during the continuance of said service from militia duty.
Sec. 3. This act shall be in force from and after its ratification.

Ratified the 28th day of February, 1873.

CHAPTER XLIX.

AN ACT TO INCORPORATE CLEAVELAND LODGE, NUMBER TWO HUNDRED AND TWO, FREE AND ACCEPTED MASON.

Section 1. The General Assembly of North Carolina do enact, That the worshipful master, wardens and members of Cleaveland Lodge, number two hundred and two of Free and Accepted Masons, at Shelby, in the county of Cleaveland, be and the same is hereby constituted a body politic and corporate, under the name and style of "Cleaveland Lodge, number two hundred and two, of Free and Accepted Masons," and by that name may have perpetual succession, sue and be sued, plead and be impleaded in any courts of record or before any justice of the peace in the State, may contract and be contracted with, may acquire by purchase or otherwise real and personal estate, and hold and dispose of the same for the benefit of the lodge, may have a common seal, and in general exercise all such rights and privileges as are usually incident to corporations of a like nature.

Sec. 2. That the said corporation shall have power to pass all necessary by-laws and regulations for its own government, which may not be inconsistent with the constitution of this State or of the United States, and enforce the same.

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

Ratified the 28th day of February, 1873.
CHAPTER L.

AN ACT TO REVIVE AN ACT TO INCORPORATE THE BANK OF RALEIGH, RATIFIED THE FIRST DAY OF MARCH, ONE THOUSAND EIGHT HUNDRED AND SEVENTY.

Act of 1870 re-enacted.

Section 1. The General Assembly of North Carolina do enact, That an act entitled an act to incorporate the bank of Raleigh, ratified the first day of March, one thousand eight hundred and seventy, be and the same is hereby re-enacted: Provided, That nothing herein contained shall be construed to allow said bank of Raleigh to charge any greater rate of interest than that fixed by law: Provided further, That nothing herein contained shall be construed so as to relieve any guardian, administrator or other person acting in a fiduciary capacity from any obligation or penalty contained in their bonds given in accordance with laws of the State.

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

Ratified the 28th day of February, 1873.

CHAPTER LI.

AN ACT TO INCORPORATE THE TOWN OF ROCKINGHAM, IN THE COUNTY OF RICHMOND.

Town incorporated.

Section 1. The General Assembly of North Carolina do enact, That the town of Rockingham, in Richmond county, be and the same is hereby incorporated by the name and style of the town of Rockingham; shall be subject to all the provisions contained in the one hundred and eleventh chapter of the Revised Code.
Sec. 2. That the corporate limits of the said town of Rockingham shall be as follows, i. e.: commencing at a point on Washington street, or what is known as the Fayetteville road, east, or nearly east, of the court-house, and three-fourths of a mile from the court-house door in said town, and running from said point south to Falling Creek; thence down Falling Creek to the Wilmington, Charlotte and Rutherford Railroad; thence in an easterly direction with said railroad to the pond of the Great Falls Cotton Mills; thence down said pond and Falling Creek to where said creek runs into Hitchcock Creek; thence up said Hitchcock Creek to a point directly north of the beginning point herein specified; thence south to the beginning.

Sec. 3. An election shall be held on the first Monday of May, one thousand eight hundred and seventy-three, and each successive year for five commissioners of said town; and persons living within the corporate limits of said town and qualified to vote for members of the General Assembly shall vote in the election for commissioners of said town.

Sec. 4. All persons within the corporate limits of said town that are liable to work on public roads are liable to work on the streets in the aforesaid town, and are hereby exempted from working on all other roads.

Sec. 5. For the good government of said commissioners and their successors in office shall have all the powers, rights and privileges, and be governed by the rules, regulations and restrictions conferred upon and to which commissioners of incorporation are subject.

Sec. 6. This act shall take effect from and after its ratification.

Ratified the 28th day of February, 1873.
AN ACT TO INCORPORATE THE TOWN OF APEX, IN THE COUNTY OF WAKE.

Section 1. The General Assembly of North Carolina do enact, That the town of Apex, in the county of Wake, be and the same is hereby incorporated, by the name and style of the Town of Apex, and shall be subject to all the provisions of laws now existing in reference to incorporated towns.

Sec. 2. That the corporate limits of said town shall be as follows: One-half mile east, west, north and south from the centre of the warehouse of the Chatham Railroad Company, and shall run with the four cardinal points of the compass.

Sec. 3. That the officers of the said incorporation shall consist of a mayor, four commissioners and a marshal, and the following named persons shall fill said offices until the first Monday of May, one thousand eight hundred and seventy-three: Mayor, H. C. Olive; commissioners, A. A. Betts, W. L. Ellington, Q. Q. Hudson, J. McC. Ellington; marshal, W. F. Utley.

Sec. 4. There shall be an election held for officers mentioned in this act on the first Monday of May, one thousand eight hundred and seventy-three, and each succeeding year thereafter, under the same restrictions that State and county elections are held under, and all citizens within said corporation who have resided twelve months in the State and ninety days in the corporate limits previous to the day of election shall be entitled to vote at said election.

Sec. 5. It shall be the duty of the commissioners to meet and organize within ten days after their election and take and subscribe the following oath: I, A B, do solemnly swear, or affirm, that I will faithfully act as commissioner.
to the best of my knowledge and ability for the ensuing year. So help me God."

Sec. 6. That the said commissioners shall have power to pass all by-laws, rules and regulations for the good government of the town, not inconsistent with the laws of the State and the United States, and levy and collect a tax on all subjects of State taxation, not to exceed one-half of the State tax, and to impose fines for violation of town ordinances, and collect the same.

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

Ratified the 28th day of February, 1873.

CHAPTER LIII.

AN ACT TO INCORPORATE EUREKA LODGE NUMBER TWO HUNDRED AND EIGHTY-THREE, ANCIENT YORK MASONs.

Section 1. The General Assembly of North Carolina do enact, That the worshipful master, wardens and members of Eureka Lodge number two hundred and eighty-three of Ancient York Masons, located near China Grove, in the county of Rowan, be and they are hereby incorporated into a body politic and corporate under the name and title of Eureka Lodge number two hundred and eighty-three, Ancient York Masons, and by that name may have succession and a common seal, sue and be sued, plead and be impleaded before any court of record or before any justice of the peace in the State, contract and be contracted with, hold and dispose of personal property and real estate for the benefit of said lodge as may be required for the convenient transaction of business and in general exercise, and enjoy all the rights and
privileges as are usually enjoyed and are incident to corporate bodies of like nature.

Sec. 2. That the said corporation may have a common seal and have power to pass all necessary by-laws and regulations for its own government, which may not be inconsistent with the constitution and laws of this State or the United States.

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

Ratified the 28th day of February, 1873.

CHAPTER LIV.

AN ACT TO ABOLISH THE SCOTCH FAIR NEAR LAUREL HILL, IN RICHMOND COUNTY.

Scotch Fair abolished. Section 1. The General Assembly of North Carolina do enact, That the fair meeting semi-annually on the second Tuesday in May and November of each year near Laurel Hill, in Richmond county, North Carolina, is hereby abolished; and it shall be unlawful to hold any such fair meeting at that place, or at any other place in said county, at any time during the year.

Sec. 2. If any person shall, in violation of this act, assemble for like purposes as the said fair, he or they shall be guilty of a misdemeanor; and all laws and acts chartering or authorizing said fair are hereby repealed.

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

Ratified the 28th day of February, 1873.
CHAPTER LV.

AN ACT TO INCORPORATE LANE FIELD ACADEMY, IN DUPLIN COUNTY, NEAR WARSAW.

Section 1. The General Assembly of North Carolina do enact, That William M. Kennedy, Channey W. Carlton, William H. Winders, George W. Meddleton, David C. Meddleton, Halstead Bowden, Levi Moore and Thomas M. Moore and their successors are incorporated a body politic for educational purposes, under the name and style of "Lane Field High School," near Warsaw, in the county of Duplin, and as such may have all the corporate powers of trustees of like institutions; the said trustees may plead and be impleaded, may sue and be sued.

Sec. 2. That all vacancies occurring in said board of trustees by death, resignation or removal from the county shall be filled by the board of trustees, five of whom shall constitute a quorum for the transaction of business.

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

Ratified the 28th day of February, 1873.

CHAPTER LVI.

AN ACT TO AMEND AN ACT TO INCORPORATE THE PEOPLE'S BUILDING AND LOAN ASSOCIATION OF ASHEVILLE, RATIFIED THE TWENTY-FIRST DAY OF MARCH, ONE THOUSAND EIGHT HUNDRED AND SEVENTY-ONE.

Section 1. The General Assembly of North Carolina do enact, That the said act be so amended as to allow the said corporation to open books of subscription semi-annually or annually as the board of directors may direct,
for the purpose of creating new and other series of stocks
from time to time as they may deem proper, and that
said new and additional series of stocks shall be subject
to all laws, by-laws and regulations of the company gov-
erning the original stocks of said company.

SEC. 2. That the said corporation shall be authorized
to take such security as they deem proper, for any sum
advanced or paid in the redemption of shares either real
or personal or mixed, and that the same may be secured
by bills, bonds, notes, mortgages or collaterals satisfactory
to the board of directors.

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

Ratified the 28th day of February, 1873.

CHAPTER LVII.

AN ACT TO EXTEND THE CORPORATE LIMITS OF THE TOWN
OF WADESBORO, IN THE COUNTY OF ANSON.

SECTION 1. The General Assembly of North Carolina do
enact, That the corporate limits of the town of Wades-
boro, in the county of Anson, be and are hereby extended
one-fourth of a mile beyond the present boundaries.

SEC. 2. This act shall take effect from its ratification.
Ratified the 28th day of February, 1873.
CHAPTER LVIII.

AN ACT TO AMEND CHAPTER TWENTY-SEVEN, PRIVATE LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-ONE AND ONE THOUSAND EIGHT HUNDRED AND SEVENTY-TWO, AND TO RE-ENACT SECTIONS EIGHT AND ELEVEN OF CHAPTER ONE HUNDRED AND TWENTY-THREE, PRIVATE LAWS OF ONE THOUSAND EIGHT HUNDRED AND SIXTY-NINE AND ONE THOUSAND EIGHT HUNDRED AND SEVENTY.

SECTION 1. The General Assembly of North Carolina do enact, That section one, two and three of chapter twenty-seven, private laws of the General Assembly of North Carolina be and the same are hereby repealed.

Sec. 2. That sections eight and eleven of chapter one hundred and twenty-three, private laws of one thousand eight hundred and sixty-nine and one thousand eight hundred and seventy be and the same are hereby re-enacted.

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

Ratified the 28th day of February, 1873.

CHAPTER LIX.

AN ACT TO AMEND CHAPTER TWENTY-SEVEN, PRIVATE LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY AND ONE THOUSAND EIGHT HUNDRED AND SEVENTY-ONE.

SECTION 1. The General Assembly of North Carolina do enact, That section three of chapter twenty-seven, private laws of one thousand eight hundred and seventy and one thousand eight hundred and seventy-one be amended.

Chapter amended
When to be in force.

by striking out in lines fourteen of said section the words, "except for medicinal purposes."

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

Ratified the 28th day of February, 1873.

CHAPTER LX.

AN ACT TO INCORPORATE THE CRANBERRY IRON AND COAL COMPANY.

Incorporators.

Section 1. The General Assembly of North Carolina do enact, That Robert F. Hoke, Thomas J. Sumner, Charles W. Russell, Moses L. Holmes, William Murdock, Samuel H. Wiley and Matthew O. Beatty, and such other persons as shall be associated with them, their successors and assigns, be and they are hereby created a body politic and corporate, by the name and title of the Cranberry Iron and Coal Company, by which name said corporation and their successors may sue and be sued, plead and be imploadded in any court of this State, and shall have power to make such by-laws and regulations, not inconsistent with the laws of this State, as may be deemed necessary for the government of said company, and which shall be binding on them, and requisite to carry on the business; it shall have perpetual succession and enjoy all the rights and privileges, powers, liberties, immunities and franchises usually pertaining to a corporation.

Sec. 2. Be it further enacted, That the capital stock of said company may be divided into such number of shares and of such amount for each share as the stockholders in general meeting may determine: Provided, That the capital stock of said company shall not exceed five millions of dollars, and that said shares be personal property and
transferable, and liable to assessment, as the by-laws may determine.

Sec. 3. *Be it further enacted,* That a general meeting of the stockholders may be held at any time determined by the by-laws, and that to constitute a meeting there must be present in person, or by proxy, a number holding a majority of the stock, each share of which shall be entitled to one vote, and all acts shall require the sanction of a majority of the votes present.

Sec. 4. *Be it further enacted,* That said company shall have power to purchase, lease or otherwise, mineral lands, and to work the same for the extraction of iron ore, coal or other minerals or products; to manufacture iron and all products of iron or other minerals and transport the same to market.

Sec. 5. That the affairs of said company shall be managed by a board of not less than three nor more than seven directors, who shall all be stockholders, and one of whom shall always be a resident of this State. They shall be elected by ballot within one year from the passage of this act and annually thereafter, at such times and places as the by-laws may prescribe, and hold their office for one year and until their successors are elected. If from any cause said election shall not take place at the time fixed, it shall be lawful to elect the same at any other time, after twenty days' notice being given. Each share of stock shall entitle the holder to one vote, in person or by proxy, and a majority of the directors shall constitute a quorum for the transaction of business. Said directors shall elect one of their number to be president of the board; they shall fill all vacancies occurring in their own body until the next annual election. At any general meeting of the stockholders they may appoint such other officers and agents as they may deem necessary to manage the affairs of the company, remove the same at pleasure, and establish offices at such places as the wants of their business may require, and perform all such other acts.
Organization.

Powers.

Regulations.

Acquiring land for purposes of company.

which they may find the successful prosecution of their business demands. And this charter shall be organized by any one of the resident corporators giving twenty days' notice to the other corporators to meet in Salisbury, in person or by proxy, within one year from the passage of this act; and a majority of the corporators shall constitute a quorum for the transaction of business.

Sec. 6. That said company shall have the right, power and authority to lay out, build and construct roads, whether rail train, plank or turnpike, for the successful transportation of iron ore, coal, coke, iron, mineral and all products found upon their land, and also to construct such dams as shall be needful for the supply of water to their mills, manufactories and furnaces, the drainage of their mines, or for any other purpose found necessary; to erect bridges over streams of water whenever necessary, and to connect such with the railroads of any company now incorporated, or which may be hereafter incorporated by the laws of this State, at any point the said company may select for such connection, and such roads shall be open to the use of the public upon the payment of such reasonable tolls and subject to such rules and regulations as said company may establish.

Sec. 7. That where any land or right of way may be required by said company for constructing said roads and drains, and for want of agreement as to the value thereof, or for any other cause the same cannot be purchased of the owners, the same may be taken and the value thereof ascertained as follows, viz: on application by the company to any justice of the peace for the county where the said land or right of way may be situated, it shall be his duty to issue his warrant to the sheriff of said county to summon a jury of five freeholders to meet on the day named in said warrant, not less than ten nor more than twenty days thereafter, and the sheriff, on receipt of said warrant, shall summon the jury and notify the owners of the land of the time and place at which he
has summoned the jury to meet, and when met, he shall administer an oath or affirmation to three of them that they will impartially value the land and right of way in question. The proceedings of said jurors, accompanied by a description of the land, shall be returned under their hands and seals by the sheriff to the clerk of the Superior Court, there to remain as a matter of record, and on the payment of said valuation the lands and right of way so valued shall vest in said company: Provided, That the location of same shall not interfere with any graveyard, house lot or garden without the consent of the owners, and that no more land than thirty feet width on either side from the centre of said roads or drains shall be condemned for the purpose aforesaid: And provided further, That if either party shall be dissatisfied with the valuation aforesaid they may appeal to the Superior Court of the county in which the land lies, and whose decision shall be final; but such appeal shall not delay or interrupt the use and possession of said land and right of way by said company.

Sec. 8. That said company shall have power to adopt and use a common seal with such device and inscription as they shall deem proper, and to change, alter and amend the same at pleasure, and certificates of stock and other official acts shall be authenticated by affixing the same.

Sec. 9. Be it further enacted, That this charter shall take effect and be in force from and after its ratification. Ratified the 28th day of February, 1873.
CHAPTER LXI.

AN ACT TO INCORPORATE THE BELLE COVE OYSTER COMPANY.

Corporators.

Name.

Rights.

Object of corporation.

Boundaries of operations.

Section 1. The General Assembly of North Carolina do enact, That Michael F. Arendell, James R. Doughty, William F. Bell and Willie L. Arendell, of the county of Carteret, in this State, and their successors in office, be and they are hereby created a body politic and corporate, by the name and style of the "Belle Cove Oyster Company," and by that name may sue and be sued, plead and be impleaded, may purchase, acquire, hold and transfer real and personal estate sufficient to enable them to carry out the objects of the incorporation, and may adopt such rules and regulations for their government as they may deem necessary and proper, and may do all other acts and things which in law a body politic and corporate may of right do, not inconsistent with the constitution and laws of the United States or of this State.

Sec. 2. The object of the company being to develop the oyster planting and oyster growing interest in Carteret county: The General Assembly do further enact, That said company shall have the exclusive privilege of planting and raising oysters for the space of fifty years at any point within the following boundaries: Beginning at the eastermost end of Long Island in Bogue Sound, at low water mark, and running on the south side of said island with the low water mark, a westerly course to the west end of said island, thence a westwardly course to the eastermost end of Piney Island, and along the south side of the said Piney Island with the low water mark, to the westermost end of said island, thence a southwardly course to the head of Piney Island Creek, thence with the said creek on its east bank to its mouth, thence eastwardly with the low water mark with various courses of the shore to a point from which a due north course will lead to the be-
ginning, containing eighty acres more or less of marsh and water.

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

Ratified the 28th day of February, 1873.

CHAPTER LXII.

AN ACT TO AUTHORIZE THE EMPLOYMENT OF A POLICE FORCE IN THE TOWN OF STATESVILLE.

Section 1. The General Assembly of North Carolina do enact, That in addition to the powers heretofore given to the mayor and commissioners of the town of Statesville, by an act entitled "An act to amend the charter of the town of Statesville," ratified the twelfth day of April, A. D. one thousand eight hundred and sixty-nine (1869), the said commissioners shall have power to employ a police force for said town, which may be increased or diminished in the discretion of the commissioners, whose duty it shall be to see that the laws, ordinances and the orders of the commissioners are enforced, and to report all breaches thereof to the mayor, to preserve the peace of the town, by suppressing disturbances and apprehending offenders; and for that purpose they shall have all the powers and authority vested in sheriffs and county constables, and receive the same fees for like services, and also such other compensation for their services, as policemen, as the commissioners may allow.

Sec. 2. That the sheriff or jailor of the county of Iredell is hereby required, without a mitamus, to receive into the jail of the county, as his prisoner, any person taken up in the night by the police, and to keep such person safely until the morning, when the offender shall be
brought before the mayor or some magistrate resident in the town, and be lawfully dealt with; and for such services the jailor shall be entitled to such fees as he is in other like cases.

Sec. 3. This act shall be in force thirty days after its ratification.

Ratified the 1st day of March, 1873.

CHAPTER LXIII.

AN ACT TO INCORPORATE THE WELDON AND GARYSBURG ROAD AND FERRY COMPANY.

Corporators.

Section 1. The General Assembly of North Carolina do enact, That B. W. Spilman, George D. White, J. W. Barham, J. S. Pur, B. F. Sledge, B. A. Jones and J. R. Bailey are hereby declared a body corporate under the name and style of the Weldon and Garysburg Road and Ferry Company, and by that name shall sue and be sued, plead and be impleaded, have a common seal; shall have all the privileges of a body corporate for the purpose of opening a road from Weldon to Garysburg, and establishing a ferry across Roanoke River, said road to run as follows: starting from Weldon, in the county of Halifax, at the intersection of First street with street; thence running northeasterly to the canal, crossing the canal by bridge; thence along an old road through the lands of Messrs. Morehead and McIlwain to a point on the Roanoke river, known as Buzzard Island landing; thence by boat across a part of the Roanoke river to Buzzard Island; thence northeasterly across Buzzard Island; thence by boat across another branch of the Roanoke river to the main land in Northampton side to a point near the head of Bridge Island; thence through Bell's farm
to Presson's stables; thence along the old road to Garysburg, in the county of Northampton.

Sec. 2. That the capital stock of said company shall be one thousand dollars, and shall be divided into shares of twenty-five dollars a share, and the company shall open books of subscription at such time and place as the company shall deem fit.

Sec. 3. That the said company shall have the privilege of twenty feet each side from the centre of their road track from Weldon to Garysburg.

Sec. 4. That the said company shall keep the road in good passable order, and shall build and keep good and substantial boats for the ferry.

Sec. 5. That so soon as the road and ferry shall be ready for use, the company shall receive tolls, to be paid at the ferry, for road and ferry not exceeding the following amounts: For a six-horse wagon, eighty cents; for a four-horse wagon, sixty-five cents; for a three-horse wagon, fifty-five cents; for a two-horse wagon, forty-five cents; for a one-horse wagon, thirty-five cents; for man and horse, twenty-five cents; for loose horses and mules, fifteen cents each; when in lots over three, cattle, sheep and hogs, ten cents; when in lots over five, for a man fifteen cents.

Sec. 6. That the said corporation shall continue for the term of twenty years from the passage of this act.

Sec. 7. That if any person after crossing said ferry shall refuse to pay the tolls, not exceeding amounts before mentioned, he or they shall forfeit and pay to the said Weldon and Garysburg Road and Ferry Company the sum of twenty dollars, to be recovered before a magistrate in either of the counties of Halifax or Northampton, one-half to be equally divided between the two counties for the benefit of the poor.

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

Ratified the 1st day of March, 1873.
CHAPTER LXIV.

AN ACT TO INCORPORATE THE TOWN OF CASTALIA, IN THE COUNTY OF NASH.

Section 1. The General Assembly of North Carolina do enact, That the town of Castalia, Nash county, be and the same is hereby incorporated, by the name and style of the "Town of Castalia," and shall be subject to all the provisions contained in the one hundred and eleventh chapter of the Revised Code, not inconsistent with this act.

Sec. 2. The corporate limits of said town shall be as follows: Beginning at the store of John A. Harrison, near the centre, thence one-half mile up the Warrenton road to a store, six hundred yards from said store up the Peachtree road, three hundred yards from said store in a northeast direction, half mile down the road towards Nashville from said store, making the corporate limits of said town one mile long and one-half mile wide.

Sec. 3. Until commissioners shall be elected as herein provided, the government of said town shall be vested in the following-named commissioners: James Harrison, John S. Terry and R. A. Harrison; and William T. Taylor, for mayor, and Berry Cox, for town constable.

Sec. 4. An election shall be held at the time appointed by law for municipal elections each succeeding year for three commissioners, one mayor and a constable of said town, and persons living within the corporate limits of said town and qualified to vote for members of the General Assembly shall vote in the election for the above said officers.

Sec. 5. All persons within the corporate limits of said town that are liable to work on public roads are liable to work on the streets in the aforesaid town, and are hereby exempt from working on all roads.
Sec. 6. For the good government of said town the said officers herein mentioned and their successors in office shall have all the powers, rights and privileges, and be governed by the rules, regulations and restrictions conferred upon, and to which said officers of incorporated towns are subject by chapter three Revised Code.

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

Ratified the 1st day of March, 1873.

CHAPTER LXV.

AN ACT TO INCORPORATE TOWN OF COLERAIN, IN THE COUNTY OF BERTIE.

Section 1. The General Assembly of North Carolina do enact, That the town of Colerain, Bertie county, be and the same is hereby incorporated by the name and style of the town of Colerain, and shall be subject to all the provisions contained in the one hundredth chapter of the Revised Code, not inconsistent with this act.

Sec. 2. The corporate limits of said town shall be as follows: Beginning at a pine, "a corner," on the line of T. T. Ellyson's, Josiah Mizell's and J. H. Etheredge's land; thence an easterly course five hundred yards to a stake in a ditch in said Etheridge's field; thence south six hundred yards to a stake in a ditch in said Etheredge's field; then west five hundred yards to a stake in said Ellyson's line; thence north six hundred yards along said Ellyson's line to the first station.

Sec. 3. That an election shall be held by the sheriff or any one of his deputies of the county of Bertie, on the first Monday of May, one thousand eight hundred and seventy-three, and each successive year, for five commis-
sioners of said town, and persons living within the corporate limits of said town, and qualified to vote for members of the General Assembly shall vote for commissioners of said town.

**Sec. 4.** All persons within the corporate limits of said town that are liable to work on public roads are liable to work on the streets in the aforesaid town, and are hereby exempted from working on all other roads.

**Sec. 5.** For the good government of said town, the said commissioners and their successors in office shall have all the powers, rights and privileges, and be governed by the rules, regulations and restrictions conferred upon and to which commissioners of incorporated towns are subject by chapter three Revised Code.

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

Ratified the 1st day of March, 1873.

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**CHAPTER LXVI.**

**AN ACT TO INCORPORATE THE TOWN OF MADISON, IN ROCKINGHAM COUNTY, NORTH CAROLINA.**

**Section 1.** The General Assembly of North Carolina do enact, That the inhabitants of the town of Madison, Rockingham county, North Carolina, may be a body politic and corporate, by the name and style of the Town of Madison, and under such style and name may acquire and hold such estate as may be conveyed to it, and the same may from time to time sell, dispose of and invest, as shall be deemed advisable by the proper authorities of the corporation.

**Sec. 2.** The corporate limits shall be as follows: Beginning at the ford of Dan river, including the ferry, and
running north with Water street half a mile; thence west in a direct line three-fourths of a mile; thence south one-half mile; thence east three-fourths of a mile to the beginning.

Sec. 3. Be it further enacted, That W. R. D. Lindsay, commissioners, W. P. Reynolds, W. W. Oliver, Frank G. Reid, W. F. Andrews, W. S. Lindsay and P. A. Hay shall be commissioners to carry into effect this act of incorporation, and may appoint the time for holding the first election of commissioners and mayor, and may name the day for the annual elections, at which there shall be an annual election of mayor and six commissioners, who shall hold office until their successors are qualified.

Sec. 4. Be it further enacted, That all the sections of the Extent of charter act entitled "An act to charter the city of Greensboro" be considered as applicable to this act of incorporation, except sections one, two, three, forty, forty-one, forty-two, forty-three, forty-four and seventy-eight, and that the word "Madison" be read when the word "Greensboro" occurs, and that "Rockingham" be read when the word "Guilford" occurs.

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

Ratified the 1st day of March, 1873.

CHAPTER LXVII.

AN ACT TO INCORPORATE THE TOWN OF AVERASBORO, IN THE COUNTY OF HARNETT.

Section 1. The General Assembly of North Carolina do enact, That the town of Averasboro, in the county of Harnett, be and the same is hereby incorporated by the name and style of Averasboro, and shall be subject to all the provisions contained in the one hundred and elev-
enth chapter of Revised Code, not inconsistent with the constitution and laws of this State or of the United States.

Sec. 2. That the corporate limits of said town shall be as follows, to-wit: Beginning at a stake on the hill of McAllister's Creek, thence north twenty, east thirty-six chains and forty links to a stake, thence south seventy, east thirty-six chains and forty links to a stake, thence south twenty, west thirty-six chains and forty links to a stake, thence north seventy, west thirty-six chains and forty links to the beginning.

Sec. 3. That the officers of said town shall consist of a mayor, three commissioners, a treasurer and a constable, and that the following are hereby appointed until their successors are elected under the laws of the State, viz: Neill S. Steward, W. S. Rhodes and Thomas Fowler, commissioners, and H. C. Avera, mayor, and Calvin Clements constable of said town.

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

Ratified the 1st day of March, 1873.

CHAPTER LXVIII.

AN ACT TO AMEND THE CHARTER OF THE CITY OF RALEIGH.

Section 1. The General Assembly of North Carolina do enact, That if any owner or lessee of lands in the city of Raleigh on being notified to repair his sidewalks according to law, shall avow his intention not to repair as ordered, the commissioners may have such repairs made immediately at the expense of the said owner or lessee. A notice of ten days by any officer of the city in writing shall be sufficient in any event.

Sec. 2. Where there are no sidewalks, and has never been in existence in convenient walking order along any
lot in said city, the owner shall be required to pay such portion of the expense of making a sidewalk along said lot as three assessors unconnected with the owner, and disinterested, to be appointed by the commissioners, may estimate that said property is benefitted by the improvement; such expense to be a lien on the property, enforceable as liens for repairing side walks under existing laws: Provided, That there shall be right of appeal by either party to Superior Courts.

Sec. 3. Before making such apportionment the assessors shall appoint a day when they shall hear parties interested on the subject, giving at least three days' notice of the time and place of their sitting. From their decision the city lot owners may appeal to the Superior Court of Wake, but the commissioners may, notwithstanding any appeal under this or any other act, proceed with the work of opening and grading the new street.

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

Ratified the 1st day of March, 1873.

CHAPTER LXIX.

AN ACT TO INCORPORATE THE TOWN OF STANTONSBURGH, IN WILSON COUNTY.

Section 1. The General Assembly of North Carolina do enact, That the town of Stantonsburgh, in the county of Wilson, is hereby incorporated by the name of the town of Stantonsburgh, and shall be subject and entitled to and enjoy all provisions, privileges and powers contained in the various sections of chapter one hundred and eleven of the Revised Code, together with such laws as have
since been passed for the regulation and government of incorporated towns.

Sec. 2. That the corporate limits of said town of Stantonsburg shall be included in the following boundaries, viz: Beginning at a stake in the Black Creek road at Lewis Cox's line; thence with said line southwest to Edwin Barnes' line; thence with said line to Henry W. Thompson's line; thence with said line to Contentnea Creek; thence south with said creek to John A. Laws' line; thence with said line nearly east to the Tarboro' road; thence with said road nearly southwest to the Black Creek road; thence with said road to the beginning.

Sec. 3. That Dr. C. C. Peacock, H. M. Thompson, Lewis Cox, W. S. Dunn and J. W. Peacock are hereby constituted, appointed and declared to be commissioners for the said town of Stantonsburg; and they and their successors are hereby invested with all the rights, privileges, powers and immunities conferred upon and secured to commissioners of incorporated towns by the one hundred and eleventh chapter of the Revised Code, or any other law in force for the government of incorporated towns.

Sec. 4. That an election shall be held in each and every year at such time as is provided by law for the election of municipal officers by the inhabitants of said town, qualified to vote for members of the General Assembly, for five commissioners and one marshal, who shall hold their offices until their successors are elected.

Sec. 5. That the duties and powers conferred by law upon mayors shall be vested in the township magistrate, who shall act as mayor for the said town of Stantonsburgh.

Sec. 6. That all male persons over twenty-one years of age who own property in the said town of Stantonsburgh shall be allowed to vote for commissioners of said town, and that any three of said commissioners shall constitute a quorum.
Sec. 7. This act shall take effect from and after its ratification. Ratified the 1st day of March, 1873.

CHAPTER LXX.

AN ACT TO INCORPORATE THE FLAT ROCK CAMP GROUND, IN GUILFORD COUNTY.

Section 1. The General Assembly of North Carolina do enact, That the Flat Rock camp ground, in the county of Guilford, is hereby incorporated into a body politic and corporate, by the name and style of the Commissioners of Flat Rock Camp Ground.

Sec. 2. That the corporate limits of said camp ground shall be as follows: Beginning at a stake one mile north of said camp ground and running thence to a stake one mile east; thence to a stake one mile south; thence to a stake one mile west; thence to the beginning.

Sec. 3. That William P. Williams, Raber A. Williams, Jere Highfield, E. M. Woodburn and John S. Ogburn, be appointed commissioners of said camp ground, and shall hold office of commissioners until their successors shall be elected and qualified.

Sec. 4. That the said corporators shall have power to make such by-laws as may be necessary for the government of the same, to elect all necessary officers.

Sec. 5. That the officers herein named and their successors shall have all the powers and immunities, and be subject to all the restrictions and liabilities, as are enunciated in chapter one hundred and eleven of the Revised Code, except that the county commissioners shall be substituted for a county court named in that chapter.
Sec. 6. That it shall not be lawful for any person to sell spirituous liquors within one mile or less of said corporation during the time of holding meeting; and any person violating the provisions of this act shall be guilty of a misdemeanor, and on conviction shall be fined or imprisoned, at the discretion of the court.

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

Ratified the 1st day of March, 1873.

CHAPTER LXXI.

AN ACT TO INCORPORATE THE VILLAGE OF MOORESVILLE, IN THE COUNTY OF IREDELL.

Section 1. The General Assembly of North Carolina do enact, That the village of Mooresville, in the county of Iredell, is hereby created an incorporate town, and John F. Moore, Isaac Harris, Robert McFerson, John V. Melchar, Joseph A. Templeton and J. R. McNeeby and their successors are hereby created a body corporate, under the name and style of the commissioners of the town of Mooresville, to have perpetual succession and a common seal, with the usual powers of such corporations, to sue and be sued, plead and be impleaded, contract and be contracted with, and to make all needful rules, regulations, by-laws and ordinances for the government of said town, not inconsistent with the laws and constitution of this State and of the United States.

Sec. 2. That the above named commissioners shall only hold their office till their successors shall be duly elected at the next regular municipal election for the towns of this State on the first Monday in May, one thousand eight hundred and seventy-three.
Sec. 3. That said commissioners may appoint a town constable, and may also choose one of their own members to be mayor of said town until the first Monday in May, one thousand eight hundred and seventy-three, at which date an election shall be held for mayor, six commissioners and a town constable, and town clerk, and so on annually thereafter according to general laws on the subject.

Sec. 4. That the corporate limits of said town shall be one mile every way from Moore's depot, on the Atlantic, Tennessee and Ohio Railroad, making said depot the centre of the town.

Sec. 5. That it shall be unlawful for any person or persons to sell or retail any spirituous liquors within the corporate limits of the town of Mooresville, in the county of Iredell, and for one mile and a half all around, measuring from the said depot, and any person or persons violating the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in a sum not to exceed twenty-five dollars, or to be imprisoned a term not to exceed one month, or both, at the discretion of the court: Provided, This act shall be in force until the question of prohibition or no prohibition shall be submitted to the qualified voters residing within the boundary prescribed in this act.

Sec. 6. The town commissioners named in this act are hereby authorized to hold said election at any time fixed upon by themselves, after the passage of this act, by giving ten days' notice of this election to the qualified voters by advertising at four different places in the boundary, for which said election is to be held, and said election shall be held subject to the rules and regulations for holding elections for members of the General Assembly.

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

Ratified the 3d day of March, 1873.
CHAPTER LXXII.

AN ACT TO INCORPORATE THE MECHANICS' AND LABORERS' MUTUAL AID SOCIETY OF NORTH CAROLINA.

Corporators.

Richard Hyman, John Sutton, Forney Moore, James Lewis and Limbo Lewis, of Newbern, North Carolina, their associates, successors and assigns, are hereby created a body politic and corporate in law under the name, style and title of "The Mechanics' and Laborers' Mutual Aid Society of North Carolina," and by that name shall have perpetual succession, shall have a corporate seal and be able to sue and be sued, plead and be impleaded in all courts of record and elsewhere, to receive and invest all moneys in stocks, bonds, mortgages or other security, as the said corporation, their successors or assigns may deem proper, and to sell, mortgage and re-invest the same according to the laws of this State.

Sec. 2. That it shall be lawful for the said corporation to purchase, hold and convey real estate as follows: First, such as shall be requisite for its immediate accommodation in the convenient transaction of its business, or, second, such as shall have been mortgaged to it in good faith by way of security for loans previously contracted, or for moneys due, or, third, such as shall have been conveyed to it in satisfaction of debts previously contracted in the course of its dealings, or, fourth, such as shall have been purchased at sales upon judgment decrees or mortgages obtained or made for such debts.

Sec. 3. That any person under the age of sixty-five years may become a member of such association under such rules and regulations as shall be adopted by the by-laws of said company, and by signing an agreement to pay a pro rata proportion on the death of any member, which each member shall be liable for, and in default of payment thereof, after thirty days' notice, shall cease to be a member, and shall forfeit all right, title and interest in said company, together with the amount he or she may have previously paid.

Sec. 4. The corporators aforesaid shall have the power to appoint a president, vice-president, secretary and treasurer and such other officers as may be required to
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chosen, they shall cause a third inspection to be made by another inspector, and a certificate from either two of such inspectors shall be final. The fees for such reinspection shall be half rates, and shall be borne alike by the seller and buyer, and any inspector who shall refuse to serve when called upon as above provided shall forfeit his license.

Sec. 2. That no timber unless it contains more than twenty per centum of defective or unmerchantable parts at either end or middle shall be classed refused, but shall be subject to a private deduction for such defective parts. The owner or agent of any raft may clamp up and remove from any pen such refuse timber, provided he and the owner of such pen cannot agree upon the price for same.

Sec. 3. That this act shall go into effect the first day of March, one thousand eight hundred and seventy-three. Ratified the 3d day of March, 1873.

CHAPTER LXXIV.

AN ACT TO INCORPORATE THE CUMBERLAND SAVINGS BANK.

Rights and privileges.

Directors.

hold and possess both real and personal property, sue and be sued, plead and be impleaded in any of the courts of this State, and have perpetual succession and a common seal, which they may alter at pleasure.

Sec. 2. That seven directors shall be chosen by ballot out of the above named incorporators, who shall manage the affairs of said bank until the first Monday in May next, at which time a general meeting of the stockholders shall be held in the town of Fayetteville, and a majority of the stock of said corporation being represented by the members owning the same, either in person or by proxy, seven directors shall be chosen to manage the affairs of the corporation for twelve months, and until their successors shall be chosen, and the directors shall be annually elected at such time and place and under such rules and regulations as in the by-laws may be provided and prescribed. And the directors shall elect one of their number president for one year, and if any vacancy shall occur in said directory they shall fill the same, until the next regular election by selecting some stockholder of said bank.

Sec. 3. That the directors for the time being, or a majority of them, shall have power to appoint a treasurer or cashier, and all such officers, agents and servants as they may deem necessary to conduct and expedite the affairs of the corporation, to fix their compensation and remove them at pleasure, to provide for taking bonds payable to said corporation, with security, to be approved by them, in such sums as they may deem necessary, from any or all of the officers, agents or servants by them appointed, conditioned in such form as they shall prescribe for the faithful execution of their several duties, and to secure the corporation from loss, to regulate the time of making and receiving deposits, the form of certificate to be issued to the depositor, the manner of transferring stock in said corporation, to provide for the investment of the funds of said corporation in such manner as they shall deem most safe and beneficial, to provide for the admission of mem-
bers and furnish proof of such incurred in conducting the affairs of the corporation, and generally to pass all such by-laws as shall be deemed necessary to the exercise of the powers vested in said corporation by this charter, and the same by-laws to alter and repeal at pleasure.

Sec. 4. That the said corporation shall have power to receive from any person or persons or corporate bodies any deposits of money, and all moneys so received may be invested in stocks, securities or otherwise at the discretion of the directors: Provided, That nothing herein contained shall authorize said corporation to issue any bill or note or any other device in the nature of and intended to pass as bank note.

Sec. 5. That certificates of deposit shall be issued to each depositor for the sum deposited by him, promising to pay the amount of such certificate at such times and with such interest, and on such terms as may be agreed on between the depositors and the directors, and under such regulations as the directors shall from time to time prescribe, which regulations shall not be altered so as to effect any one who was a depositor previous to such alteration, and all certificates or evidences of deposits issued by the proper officers shall be as effectual to bind the said corporation as if under the seal thereof, and the directors when they deem it necessary so to do shall have power to make special contracts with depositors.

Sec. 6. That upon demand of payment of any certificate of deposit issued or prescribed in section five (5), the proper notice having been given, and terms of deposits having been complied with by the depositor of the same, shall be refused or neglected, the said corporation shall pay the owner of such certificate two per centum damages upon the amount therein per month until such certificate shall be paid.

Sec. 7. That said corporation shall have power to receive deposits or other evidences of debt from minors and married women in their own names, and to their own
separate use, which shall be free from the debts of their husbands; and the said corporation may pay to such depositors, from time to time, all such sums as may be due them according to the provisions of this charter, and the receipt of such minors and married women shall be valid acquittances in law and equity without the intervention or assent of either parent, guardian or husband.

Sec. 8. That the capital stock of said corporation shall not exceed five hundred thousand dollars, and shall be divided into shares of fifty dollars each, and each member shall pay fifty cents per month on each share of stock subscribed by him until such share shall be paid in full.

Sec. 9. That in all discounts or loans made by said corporation it shall not take more than the rate of interest allowed by the general laws of the State on the subject of interest on money lent, which interest shall be taken in advance at the time the money is loaned, and the repayment of the sum lent shall be secured by the pledge of property, with the power of sale thereof, or such other security as may be agreed upon by the parties.

Sec. 10. That a committee of five stockholders shall be appointed once in six months to examine the affairs of said bank and report fully the general condition of the same, which report shall be spread upon the minutes of the directory, and shall at all times be open to the inspection of any member of the corporation.

Sec. 11. That the directors of said corporation shall declare a dividend of the profits of the same after paying all expenses, either annually or semi-annually, as they may think best.

Sec. 12. This act shall go into effect when ratified.

Ratified the 3d day of March, 1873.
CHAPTER LXXV.

AN ACT TO INCORPORATE THE HAW RIVER IRON COMPANY.

Section 1. The General Assembly of North Carolina do enact, The following named, viz: George G. Lobdell, J. M. Heck, Peter M. Brennan, John Hare, M. Calendine and Elias B. Heck, their associates, successors and assigns, are created a body politic and corporate, under the name of "The Haw River Iron Company," with a capital stock of two hundred and fifty thousand dollars, with liberty to increase the same, from time to time, to any sum not exceeding ten millions of dollars, divided into shares of one hundred dollars each; said corporation to have the privileges specially granted, and also those belonging to like corporations under the twenty-sixth chapter of the Revised Code, entitled "Corporations," for sixty years.

Sec. 2. The stockholders shall have power to make all rules and regulations they may deem fit for the government of the corporation and transaction of their business. They may prescribe the number and powers of their directory, and other officers, fix salaries and terms of service, regulate the time and place of general or special meetings of stockholders, and in general make such by-laws as they may deem fit, not inconsistent with the constitution and laws of this State or the United States. Said corporation shall have power to engage in the manufacture of steel and other rails for railroads, and of iron and steel in any of their forms, and other metals, metallic or other fabrics, in the mining of minerals or of iron, manganese, copper or other ores, in the transportation of persons and things, or either of them, to and from their works, by water or otherwise, and to that end may purchase, build and use steamboats and other craft, may make and operate rail, turnpike, tram and other roads, or any of them, for the purpose of connecting their works and mines, or
any of them, with other roads and navigation works; and for that purpose may have power of condemnation of land and other property, and other powers conferred on railroad and other companies in the sixty-first chapter of the Revised Code, entitled "Internal Improvements," and as incidental to their business may buy and sell merchandise.

Sec. 3. This act shall be in force from its ratification. Ratified the 3d day of March, 1873.

CHAPTER LXXVI.

AN ACT TO INCORPORATE THE LOCKVILLE LOCOMOTIVE AND CAR COMPANY.

Section 1. The General Assembly of North Carolina do enact as follows; The following named, viz: George C. Lobdell, J. M. Heck, Peter Brennan, John Hare, M. Calendine, Elias B. Heck, their associates, successors and assigns are hereby created a body politic and corporate, under the name of the Lockville Locomotive and Car Company, with a capital stock of two hundred and fifty thousand dollars, with liberty to increase the same from time to time to any sum not exceeding ten millions of dollars divided into shares of one hundred dollars each, said corporation to have the privileges specially granted, and also those belonging to like corporations under the twenty-sixth chapter of the Revised Code, entitled corporations for sixty years.

Sec. 2. The stockholders shall have power to make all rules and regulations they may deem fit for the government of the corporation and transaction of their business. They may prescribe the number and power of their directory and other officers, fix salaries and terms of ser-
vice, regulate the time and place of general or special meetings of stockholders, and in general make such by-laws as they may deem fit, not inconsistent with the constitution and laws of this State or the United States.

Sec. 3. Said corporation shall have power to engage in the manufacture of locomotives and cars for railway, tram, turnpike and other roads, stationary and other engines, and of iron and steel in any of their forms, and of other metals, metallic or other fabrics; in the mining of minerals, or of iron, manganese, copper or other ores; in the transportation of persons and things to and from their works, by water or otherwise; and to that end may purchase, build and use steamboats and other craft, may make and operate rail, turnpike, tram and other roads, or any of them, for the purpose of connecting their works or mines with other roads and navigation works, and for that purpose may have power of condemnation of land and other property, and other powers conferred on railroad and other companies in the sixty-first chapter of the Revised Code, entitled "Internal Improvements," and as incidental to their various business may buy and sell merchandise.

Sec. 4. This act shall be in force from its ratification. Ratified the 3d day of March, 1873.

CHAPTER LXXVII.

AN ACT TO INCORPORATE SHALLOTTE BAPTIST CHURCH, IN BRUNSWICK COUNTY.

Section 1. The General Assembly of North Carolina do enact, That Samuel Frinks, Samuel J. Stanaland and Robert R. Millikin and their successors are hereby created a body politic, under the name and style of the Trustees incorporated
of Shallotte Baptist Church, and by that name may sue and be sued, plead and be impleaded, and shall have all the power of corporate trustees of like institutions for the term of ninety-nine years.

Sec. 2. Said trustees shall have control of the church and building, land and properties situated at Shallotte Baptist Church, in Brunswick county, heretofore used for church purposes, with full force to make all rules and regulations necessary to the good order and management of said church.

Sec. 3. Said trustees shall meet at their pleasure, elect one of their number chairman and one secretary, who shall hold their offices for ten years; the trustees shall fill vacancies by a majority vote at any meeting of the board.

Sec. 4. Any person selling spirituous liquors within two miles of said church shall be deemed guilty of a misdemeanor, and on conviction thereof by any court of competent jurisdiction shall be fined not less than fifty dollars, and imprisoned in the county jail for not less than thirty days for each separate offence, at the discretion of the court.

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

Ratified the 3d day of March, 1873.

CHAPTER LXXXVIII.

AN ACT TO INCORPORATE THE MERCHANTS' BANK OF FAYETTEVILLE.

associates and successors, are hereby constituted and declared to be a body politic and corporate, by the name and style of "The Merchants' Bank of Fayetteville," and shall so continue for the term of sixty years, with capacity to take, hold and convey real or personal estate, and with all the powers, rights and privileges granted to any bank or banking institution, together with the rights, powers and privileges incident and belonging to corporations as set forth or referred to in the first, second and third sections of the twenty-sixth chapter of the Revised Code of North Carolina, entitled, "Corporations."

Sec. 2. The capital stock of said corporation shall not be less than twenty-five thousand dollars, in shares of one hundred dollars each, and such capital stock may be increased from time to time as said corporation may elect, to a sum not exceeding one hundred and fifty thousand dollars.

Sec. 3. The corporators in the first section named, or a majority of them, are hereby empowered to open books of subscription to the capital stock of said bank at such time or times, at such places and for such periods as they shall determine, and the stockholders at any general meeting, called after the due organization of said bank, may at their discretion from time to time re-open books of subscription to said capital stock until the same be wholly taken.

Sec. 4. Whenever twenty-five thousand dollars ($25,000) shall be paid into the capital stock of said bank, the before-named corporators, or a majority of them, shall call a meeting of the subscribers to said stock at such time and place and on such notice as they may deem sufficient, and such stockholders shall elect such directors as they may think proper, who shall hold office for one year and until their successors shall be appointed; and said directors shall choose a president and vice-president to serve during their continuance in office.
Powers of president and directors.

Sec. 5. The president and directors of the bank may adopt and use a common seal and alter the same at pleasure; may make and appoint all necessary officers and agents, fix their compensation and take security for the faithful performance of their duties; prescribe the manner for paying for stock and the transfer thereof; may do a general banking business on such terms and rates of discount and interest as may be agreed on: Provided, That the rate of interest allowed in this act shall be subject to the restrictions of the general laws of the State which may be hereafter enacted, and in general have the privileges conferred on corporations by the general laws of the State relating to corporations. The bank shall have a lien on the stock for debts due it by the stockholders before and in preference to other creditors of the same dignity as now provided by law.

Sec. 6. The said bank may receive and pay out the lawful currency of the country; deal in exchange, gold and silver coin, bullion, uncurrennt paper and public or other securities; may purchase and hold such real and personal estate and property as may be conveyed to secure debts to the bank, or may be sold under execution to satisfy any debt due to said bank, and may sell and convey the same; may purchase and hold real estate for the transaction of business, and at pleasure sell or exchange the same; may discount notes and other evidences of debt, and lend money on such terms as may be agreed on; it may receive and deposit moneys on terms to be agreed on between the officers and depositors. The bank may receive on deposit moneys held in trust by administrators, executors, guardians or others, and issue certificates therefor, bearing such rates of interest as may be agreed on between the parties, which certificates may be assignable and transferable under such regulations as may be prescribed by the president and directors, and all certificates and evidences of deposit signed by the proper
officers of the bank shall be as binding as under seal of
the bank.

Sec. 7. If any subscriber shall fail to pay his stock or
any part thereof, as the same is required of him, the
entire residue of his stock shall be deemed to be due, and
may be recovered in the name of the bank, either by mo-
tion to the court of the county where the delinquent may
reside, upon giving him ten days' notice of the motion, or
by civil action, or the entire stock may be sold by order
of the directors for cash at the banking house in Fayette-
ville, after advertisement of sale for twenty days in a
newspaper published in the town; and if at such sale the
price should not be sufficient to discharge the amount
unpaid, with all costs attending the sale, the subscriber
shall be liable for the deficiency in a civil action.

Sec. 8. If any subscriber shall assign his stock before
its full payment, he and his assignee, and all subsequent
assignees thereof, shall be liable for its payment, and
may be sued jointly or severally, by motion as aforesaid,
or by civil action; and in every case of delinquency in a
subscriber or others, the subscription shall be deemed a
promissory note, payable to the bank, as well in respect
to the remedy for recovering the same as in the distribu-
tion of the assets of any deceased subscriber.

Sec. 9. The president and directors shall be capable of
exercising any such powers and authority as may be ne-
cessary for the better governing of the affairs of the cor-
poration; shall have power to prescribe the rules for the
conduct of the bank, the same being consistent with the
by-laws, rules and regulations established by the stock-
holders, and may regulate the terms and rates on which
discounts and loans may be made, and deposits received
by the bank; and they shall direct when dividends of
profits shall be made. They may call a meeting of stock-
holders whenever they may think proper; and any num-
ber of stockholders holding together one-tenth of the
stock may call a special meeting, on giving thirty days'
notice in a newspaper published in Fayetteville. At all meetings stockholders may be represented by proxy, each share being entitled to one vote.

Sec. 10. That to aid planters, miners, manufacturers and others, the said bank shall and may have power to advance or loan to any planter, farmer, miner, manufacturer or other person or persons any sum or sums of money, and to secure the repayment of same, taking in writing a lien or liens on the crop or crops to be raised, even before planting the same, or upon the present or prospective products of any mining operations, or upon any article or articles then existing or thereafter to be made, purchased, manufactured or otherwise acquired; and any lien so taken shall be good and effectual in law: Provided, The same is duly recorded under the existing laws of registration anterior to all other liens and mortgages for securing such loans or advances. And the said bank shall have power to make loans upon mortgages of real and personal property, with power of sale inserted upon default of payment, and also to receive in storage or warehouse any cotton, wheat, corn, other produce or any manufactured article whatsoever, as a pledge or pledges for the repayment of money or moneys loaned upon the faith of the same. The said liens, pledges or mortgages being duly recorded and registered, as in the case of mortgages and deeds of trust, any sales made thereunder according to the terms therein recited, shall be good and valid in law.

Sec. 11. This act shall be in force from its ratification. Ratified the 3d day of March, 1873.
CHAPTER LXXIX.

AN ACT TO INCORPORATE THE LADIES' CO-OPERATIVE ASSOCIATION OF WILMINGTON.

That for the relief and care of the poorer classes of the people of the city of Wilmington, such as those that only the kindly attentions of the ladies can look after, protect and assist, therefore,

Section 1. The General Assembly of North Carolina do enact, That Anna L. Taylor, Mary Thurber, Hester Whiting, Mary Jane Hill, Lucy Bradley, Laura Hill, Betsy McLaurin, Eliza Telfair, Fannie Jackson, Sarah Davis, Rachel Lavender, Mary Lynch, Laura Cutlar and Harriet A. Walker are hereby declared and created a body politic and corporate, by the name and style of "The Ladies' Co-operative Association of Wilmington," and by that name and style shall continue as such corporation for fifty years (50), with all the rights, powers and privileges incident or belonging to corporations as set forth in the twenty-sixth (26) chapter of the Revised Code of North Carolina, entitled, "Corporations."

Sec. 2. That said corporation shall have the power and capacity to purchase, hold, lease and convey all such property as may be by it considered necessary or convenient for its business or in aid of the purpose of its organization.

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

Ratified the 3d day of March, 1873.
CHAPTER LXXX.

AN ACT TO AMEND AN ACT TO INCORPORATE THE NEWBERN CO-OPERATIVE LAND AND BUILDING ASSOCIATION.

Section 1. The General Assembly of North Carolina do enact, That an act to incorporate the Newbern Co-operative Land and Building Association, ratified the twelfth day of April, A. D. one thousand eight hundred and sixty-nine, be and the same is hereby amended so as to allow said corporation to establish one or more additional classes of shares, under the same rules, regulations and restrictions as apply by existing law to the shares here-tofore issued.

Sec. 2. This act shall take effect from and after its ratification.

Ratified the 3d day of March, 1873.

CHAPTER LXXXI.

AN ACT TO AMEND AN ACT ENTITLED AN ACT TO CHARTER THE TOWN OF DALLAS, RATIFIED THE TWENTY-THIRD DAY OF JANUARY, A. D. ONE THOUSAND EIGHT HUNDRED AND SEVENTY-TWO.

Section 1. The General Assembly of North Carolina do enact, That an act to amend the town of Dallas be amended by striking out in section two of said act "the same as at present laid out, that is," and insert "half" between "one" and "mile;" and by striking out "half" in the second line of said section, and insert "one-fourth of" after the word "running."
CHAPTER LXXXII.

AN ACT TO INCORPORATE THE CROSS CREEK BENEVOLENT SOCIETY, OF FAYETTEVILLE.

Section 1. The General Assembly of North Carolina do enact, That George Scurloch, Edward Beebee, Daniel W. Evans, Chimers Comer, and such other persons as may be associated with them, they and their successors, be and they are hereby constituted a body politic, under the name of the Cross Creek Benevolent Society, of Fayetteville, North Carolina.

Section 2. The said corporation shall have power to purchase and hold real and personal property, to sue and be sued by the corporate name, to use a common seal and make such rules and by-laws as may be necessary for their good government.

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

Ratified the 3d day of March, 1873.

CHAPTER LXXXIII.

AN ACT TO AMEND THE CHARTER OF THE TOWN OF MONROE, IN THE COUNTY OF UNION.

Section 1. The General Assembly of North Carolina do enact, That the commissioners of the town of Monroe, in
the county of Union, for the purpose of extending the streets and alleys of said town, and for the purpose of laying out and establishing other new streets and alleys therein, be and they are hereby authorized and empowered to acquire by donation or purchase all land necessary to that end, and when said streets and alleys shall have been so extended, or when said new streets and alleys shall have been laid out and established, the same shall be kept up, worked and maintained, free from obstructions and nuisances in all respects, as other streets in said town are now.

**Sec. 2.** That the said commissioners shall have power to condemn and sell all useless alleys within the limits of the old corporation, and the proceeds to apply to the purposes indicated in the first section of this act, or otherwise, for the use of said town; and also to employ and organize a sufficient police force to maintain order and suppress riots and disorderly conduct therein.

**Sec. 3.** That the said commissioners shall have power to levy and collect the following taxes, that is to say: An *ad valorem* tax upon the real and personal estate of the citizens of said town not to exceed twenty-five cents on the one hundred dollars value thereof, and seventy-five cents on each resident poll: *Provided, however,* That they shall have no power to tax any farming lands within the limits of said town, or any dwellings, buildings, or other structures thereon, or the residents thereof, or their dogs, or other lands within the limits of said corporation, until the same be laid out into town lots, which shall be done only with the consent of the owner in writing.

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

Ratified the 3d day of March, 1873.
CHAPTER LXXXIV.

AN ACT TO INCORPORATE THE TOWN OF FAIR BLUFF, IN THE COUNTY OF COLUMBUS.

Section 1. The General Assembly of North Carolina do enact, That the town of Fair Bluff, in the county of Columbus, be and the same is hereby incorporated, by the name and style of the "Town of Fair Bluff," and shall be subject to all the provisions contained in the one hundred and eleventh chapter of the Revised Code, not inconsistent with the constitution and laws of this State or of the United States.

Sec. 2. That the corporate limits of said town shall be as follows, viz.: Beginning at a large pine in Lumber river, running south thirty-seven and a half east thirty chains to a stake in a field belonging to the estate of Abigail Powell, then north sixty-six and a half east eighty chains to a stake in Augustus Smith's field, then north thirty-seven west fifty chains to a stake in River swamp, then fifty and a half west forty-four and a half chains to a pine near old saw mill, then Lumber river to the beginning.

Sec. 3. That the officers of said town shall consist of a mayor, five commissioners, a treasurer and a constable, and that the following persons shall be commissioners until their successors are elected under the laws of the State, viz.: Thomas F. Toon, Henry Coleman, J. M. Powell, Augustus Smith and R. Q. Powell, and they shall appoint some suitable person to act as mayor, and also shall appoint a constable and a treasurer.

Sec. 4. It shall be the duty of the commissioners to provide for a registration of the voters of said town, and an election on the first Monday in May, one thousand eight hundred and seventy-three, and annually thereafter,
according to the laws of this State, who shall serve until their successors are elected.

Sec. 5. It shall be the duty of the commissioners elected to meet within five days after their election and take the same oath that is prescribed in the constitution for the State officers.

Sec. 6. It shall be the duty of said commissioners to elect some suitable person to act as mayor, and shall also appoint a constable and treasurer, and the mayor, before entering upon the discharge of his duties, shall take the oath usually prescribed for said officer.

Sec. 7. The constable, before entering into office, shall go before some justice of the peace and take the oath usually taken by constables, and enter into bond in the sum of two hundred and fifty dollars, to be approved by the commissioners; and they are also authorized to demand of the treasurer such bond as they may deem proper.

Sec. 8. In the event of a vacancy occurring in the board of commissioners the remaining members shall fill the vacancy.

Sec. 9. That the commissioners shall have power, if they deem it necessary, to levy a special tax not exceeding twenty cents on the one hundred dollars' worth of real and personal property, and sixty cents on the poll, in said town; also to impose such tax on pedlars and retailers of all kinds and upon capital in trade within the same as they may deem just, to affix penalties and forfeitures for violation of these laws and ordinances, and to enforce collection of the same, which taxes, forfeitures and penalties when collected shall go to the exclusive use of the streets, sidewalks and public squares, or in such other mode as the said commissioners may deem best to promote the health, comfort, prosperity and advancement of the same.

Sec. 10. That the commissioners may, if they deem it necessary, require all persons living within the said town
who are liable to work on public roads to perform such number of days' work, not exceeding five in any one year, on the streets of said town as they may think proper, and a failure to perform such, subjects the delinquent to the same fines and penalties as are imposed for a failure to work on the public roads in the different counties in this State.

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

Ratified the 3d day of March, 1873.

CHAPTER LXXXV.

AN ACT TO INCORPORATE METHODIST EPISCOPAL CHURCH, SOUTH, COLD SPRING CAMP GROUND AND CHURCH, AND BETHEL CAMP GROUND AND CHURCH, IN THE COUNTY OF CABARRUS.

Section 1. The General Assembly of North Carolina do enact, That Paul B. C. Smith, Daniel Baugh, Monroe Dore, Jacob Barnhardt, Joseph Bost, J. Madison Tucker and Timothy Tucker, of Cold Spring Church, and John H. Newell, R. B. Blutts, Charles P. Dejarnett, William B. Black, Isaac Howell, C. M. White and W. J. Morrison, and their successors in office, shall be and are hereby declared corporate bodies, politic in deed and law, by the name and style of the Trustees of Cold Spring Church and Camp Ground, and Bethel Church and Camp Ground respectively, and aforesaid, in the county of Cabarrus, and said corporations shall have all the powers usually granted to corporations of like nature, with power to receive real or personal property by purchase, gift or otherwise.
Sec. 2. In case of a vacancy in either of said boards of trustees, the church in which said vacancy may occur may in twelve months thereafter fill such vacancy, after which it shall be the duty of the remaining trustees to fill the same: Provided, That the number of trustees for each church shall not be less than five nor more than ten.

Sec. 3. It shall be unlawful for any person to retail any intoxicating liquors within one and one-half miles of either church herein named, and upon conviction before a justice of the peace shall be fined for each offence not more than twenty-five dollars, and imprisoned not more than one month, at the discretion of the court: Provided, That all fines shall be paid into the county school funds.

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

Ratified the 3d day of March, 1873.

STATE OF NORTH CAROLINA,
Office Secretary State,
Raleigh, March 19, 1873.

I, William H. Howerton, Secretary of State, hereby certify that the foregoing are true copies of the original acts and resolutions on file in this office.

William H. Howerton,
Secretary State.
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