**CAPTIONS OF THE PUBLIC-LOCAL LAWS**  
**SESSION 1931**

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AN ACT TO INCREASE THE MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF UNION COUNTY FROM THREE TO FIVE.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners of Union County is hereby increased from three to five members.

SEC. 2. That Robert L. Helms and M. K. Lee be and they are hereby appointed members of the Board of County Commissioners of Union County, term of office to begin on the first Monday in February, one thousand nine hundred and thirty-one, to serve until the first Monday in December, one thousand nine hundred and thirty-two, and until their successors are elected and qualified. The compensation of the additional members hereby appointed and their successors shall be the same as that received by the members of the present board.

SEC. 3. That at the next general election to be held in November, one thousand nine hundred and thirty-two, and biennially thereafter, there shall be elected five members of the Board of County Commissioners of Union County who shall serve for a term of two years and until their successors are elected and qualified.

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 That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

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

Ratified this the 20th day of January, A.D., 1931.
CHAPTER 2

AN ACT TO REPEAL CHAPTER FORTY-TWO, PUBLIC-LOCAL LAWS, NINETEEN HUNDRED TWENTY-NINE, RELATING TO THE ENFORCEMENT OF THE PROHIBITION LAWS IN LINCOLN COUNTY.

The General Assembly of North Carolina do enact:

SEC. 1. That chapter forty-two, Public-Local Laws, one thousand nine hundred and twenty-nine relating to the enforcement of the prohibition law in Lincoln County be and the same is hereby repealed.

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

Ratified this the 23rd day of January, A.D., 1931.

CHAPTER 3

AN ACT TO REPEAL CERTAIN LAWS RELATIVE TO THE ENFORCEMENT OF THE PROHIBITION LAW IN POLK COUNTY.

The General Assembly of North Carolina do enact:

SEC. 1. That Chapter one hundred eighty-seven, of the Public-Local Laws of the Extra Session of one thousand nine hundred twenty, entitled an Act to amend the Prohibition Law and to provide for the better enforcement of same in Polk County, be and the same is hereby repealed.

SEC. 2. That chapter three hundred sixty-six, of the Public-Local Laws of the Session of one thousand nine hundred twenty-one, entitled an Act to encourage the effective enforcement of the Prohibition Law of Polk County, be and the same is hereby repealed.

SEC. 3. That Chapter one hundred fourteen, of the Public-Local Laws of one thousand nine hundred twenty-five, entitled an Act to provide for the better enforcement of the Prohibition Law in certain counties in North Carolina, be and the same is hereby repealed as to Polk County.

SEC. 4. That all laws and clauses of laws in conflict with this Act are hereby repealed.

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

Ratified this the 23rd day of January, A.D., 1931.
CHAPTER 4

AN ACT TO REPEAL CHAPTER THREE HUNDRED AND NINETY-TWO, PUBLIC-Local LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE RELATING TO THE USE OF AUTOMATIC SHOT GUNS IN COLUMBUS COUNTY.

The General Assembly of North Carolina do enact:

SEC. 1. That chapter three hundred ninety-two Public-Local Laws of one thousand nine hundred twenty-nine, relating to the use of automatic shot guns in Columbus County, be, and the same is hereby, repealed.

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

Ratified this the 29th day of January, A.D., 1931.

CHAPTER 5

AN ACT TO FIX THE SALARIES OF THE JUDGE, CLERK AND SOLICITOR OF THE RECORDER'S COURT OF CASWELL COUNTY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

SEC. 1. That in the event of the establishment of a Recorder's Court for the County of Caswell by the Board of Commissioners of Caswell County, it may fix the salary of the Judge thereof not to exceed the sum of Seventy-Five ($75) Dollars per month, to be paid monthly by the Board of County Commissioners of Caswell County.

SEC. 2. That the Board of County Commissioners may fix the salary of the solicitor of the Recorder's Court at not more than Seventy-Five ($75) Dollars per month, under the following scheme:

There shall be taxed in each criminal case tried in said Recorder's Court, where there is a conviction, a solicitor's fee of Six ($6.00) Dollars, only one fee to be charged in each case, notwithstanding the fact that there is more than one defendant or the defendant or defendants are convicted of more than one count.

Where, during a particular month, there are not sufficient fees thus collected to meet the salary of the solicitor herein provided, then he is to receive for that month no more than the amount of fees so collected. If the amount of fees exceed the Seventy-Five ($75) Dollars in any particular month during the year, said excess shall go towards making the monthly salary

Salary of Judge of Caswell County Recorder's Court not to exceed $75 per month.

Salary of Solicitor not to exceed $75 per month.

Method of raising salary of Solicitor.

Fee of $6 to be taxed in cases of guilty plea or conviction.

Salary to be made uniform throughout year.
uniform throughout the year. If, at the end of said year, said fees thus collected amount to more than Nine Hundred ($900) Dollars, as compensation for the solicitor, such excess shall be turned into the county treasury for the benefit of the school fund of the county. If there is a deficiency, however, at the end of the year, there shall be no liability on the part of the county to make good such deficiency.

SEC. 3. The Clerk of said Recorder's Court, who may be elected by the Board of County Commissioners for the same term as that for which the solicitor is elected, shall receive not to exceed Two Hundred ($200) Dollars per annum. Said clerk shall collect, in all criminal and civil cases pending before the court, the same fees as allowed to the Clerk of the Superior Court, under the general statute relating to such fees (Section three thousand nine hundred three of the Consolidated Statutes of one thousand nine hundred nineteen) with amendments since that time, including those at the present session of the Legislature, and pay over said fees to the county treasurer, not later than the first Monday of the succeeding month in which they are collected. If, at the end of the year, there should be an excess of such fees beyond that necessary to pay his salary to Two Hundred ($200) Dollars, said excess shall be transferred to the school fund of the county.

SEC. 4. The Clerk of said court shall, in addition to fees collected by him as clerk of the court and reported the first Monday in each succeeding month, also report at that time to the Board of County Commissioners, an itemized statement of the amount collected the preceding month upon the tax fee allowed to the solicitor of said court, under section two of this act.

SEC. 5. All laws and parts of laws in conflict with this act are hereby repealed.

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

Ratified this the 30th day of January, A.D., 1931.

CHAPTER 6

AN ACT TO AMEND CHAPTER ONE HUNDRED FIFTY-ONE OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-ONE AND TO FIX THE SALARIES OF THE MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS AND THE MEMBERS OF THE BOARD OF EDUCATION OF MADISON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section three of chapter one hundred and fifty-one of the Public-Local Laws of nineteen hundred and
twenty-one be, and the same is, hereby repealed and the following be substituted in lieu thereof:

SEC. 2. That the members of the Board of County Commissioners and the members of the Board of Education of Madison County shall each draw three dollars per day and mileage at the rate of five cents per mile each way while in the actual performance of their official duties, and they shall not draw for more than twelve days during any calendar year of twelve months as members of said boards.

SEC. 3. That all laws and clauses of laws in conflict with this act are hereby repealed; that this act shall apply to Madison County only.

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

Ratified this the 30th day of January, A.D., 1931.

CHAPTER 7
AN ACT TO DECREASE THE MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF HAYWOOD COUNTY FROM FIVE TO THREE.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners of Haywood County is hereby decreased from five to three members, effective the first Monday in December, one thousand nine hundred and thirty-two.

SEC. 2. That at the next general election, to be held in November, one thousand nine hundred and thirty-two, and biennially thereafter, there shall be elected by the qualified voters of Haywood County three members of the Board of County Commissioners, one of whom shall be designated on the ballots "Chairman of the Board of County Commissioners," and the other two "County Commissioners," who shall serve for a term of two years and until their successors are elected and qualified.

SEC. 3. That effective the first Monday in December, one thousand nine hundred and thirty-two, the Chairman of the Board of County Commissioners of Haywood County shall receive a salary of six hundred dollars per annum, payable monthly, and the other two members of said Board shall each receive a salary of five hundred dollars per annum, payable monthly.

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

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

Ratified this the 30th day of January, A.D., 1931.
CHAPTER 8
AN ACT PROVIDING FOR A PEACE OFFICERS RELIEF FUND FOR THE CITY OF SALISBURY AND ROWAN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. Short Title. That this act shall be known and may be cited as the Salisbury and Rowan County Peace Relief Fund Act.

SEC. 2. Definitions. Peace officers shall be deemed to include all peace officers of the City of Salisbury or County of Rowan, North Carolina, or subdivisions thereof, who are required by the terms of their employment or election to give their full time to the preservation of public order, the protection of life and property, and the detection of crime; and all special officers who are injured or killed while aiding or assisting regular peace officers, or while acting as such peace officers.

SEC. 3. Creation of Association. An association to be known and designated as the Salisbury-Rowan County Peace Officers Protective Association shall be formed, the membership of which shall include all peace officers in Salisbury and Rowan County as defined above.

SEC. 4. Registration. Peace Officers who are entitled to membership in the Association, in order to share in the benefits provided for in this act, shall make application for membership in the Association on blanks to be furnished for that purpose, giving such information as may be required by said Association, and shall pay an initiation fee and annual dues to be fixed by the Executive Board, hereinafter provided for. Provided, however, that such initiation fee shall not exceed five dollars and such dues shall not exceed twelve dollars per annum. Provided further, that the provisions of this section shall not apply to Special Officers who have not had a reasonable time from date he was appointed, summoned or deputized to register with said Association. And provided further, that said reasonable time shall not exceed thirty days.

SEC. 5. Creation of Executive Board. That the Chairman of the Board of County Commissioners of Rowan County, the Mayor of the City of Salisbury, and the Attorney for the City of Salisbury, shall be and they are hereby made ex officio members of this executive board, and the remainder of said board shall be the Sheriff of Rowan County and the Chief of Police of the City of Salisbury, North Carolina. The said Board shall elect a Chairman at its first meeting in each year. A majority of the members of said Executive Board shall constitute a quorum for the transaction of business.
SEC. 6. Source of Revenue. That in all criminal actions in Rowan County, North Carolina, brought in courts other than courts of a Justice of the Peace, wherein the defendant shall enter a nolo contendere, a plea of guilty, or shall be adjudged guilty by the Court or found guilty by a jury, wherein the costs of the action are paid by the defendant, there shall be taxed in the bill of cost a fee of one dollar, to be known as the Officers Emergency Fee, and shall be collected, as all other costs in criminal cases are collected by the Clerk or other officers of the court authorized to receive costs; and such funds so received shall be accounted for monthly, a copy of which report shall be sent to the Chairman of the Executive Board, and such funds turned over to the Treasurer of Salisbury and Rowan County Protective Association, to be by him held and securely kept for the purpose of the association. Provided, however, that such Officers Emergency Fee of one dollar shall not be taxed in the costs in cases of violation of city ordinances, or in any case wherein a justice of the peace has final concurrent jurisdiction.

Donations and contributions to said Salisbury and Rowan County Peace Officers Relief Fund may be received from any source approved by the Executive Board.

SEC. 7. Application of Fund. The money so paid into the hands of the Treasurer of the Salisbury and Rowan County Officers Protective Association shall be known as the Salisbury and Rowan County Peace Officers Relief Fund, and shall be used as a fund for the relief of members of said Association who may be injured or rendered sick by disease contracted in the actual discharge of duty as a peace officer, and for the relief of their widows and children, and if there be no widows or children, then dependent mothers of such officers killed or dying from disease so contracted in such discharge of duty, and as a pension fund for peace officers grown old in the line of duty, and also for the benefit of special officers injured while acting as such peace officers, and for the further benefit of the widows and children of such officers who may be killed while acting as such peace officers. All persons entitled to benefits under this section shall make application to the Executive Board, above provided for, and said Executive Board shall investigate each such application and shall determine what benefits shall be paid. The decision of the Executive Board shall be final and conclusive as to what persons are entitled to benefits and as to the amount of benefits to be paid, and said Executive Board shall have power to increase or decrease monthly benefits at any time, and no action at law or suit in equity shall be maintained against said association to enforce any claim or recover any benefit under this article or under the Constitution or by-laws of said Association; but if any officer or committee of said Association omit or refuse
to perform any duty imposed upon him or them, nothing herein contained shall be construed to prevent any proceeding against said officer or committee to compel him or them to perform such duty.

SEC. 8. The Clerk of the Superior Court of Rowan County shall be Ex-Officio Treasurer of the Salisbury and Rowan County Peace Officers Protective Association, and shall give good and sufficient surety in a sum of not less than one thousand dollars ($1,000.00), such bond to be paid out of the funds of the Association, and shall make annual reports to the Executive Board showing the total amount of money in his hands at the time of the filing of the report and also an account of receipts and expenditures since his last report. The accumulated funds of the Association may be invested in bonds and securities unanimously approved by the Executive Board. All interest and other income received from investments or deposits shall be added to the principal of said fund. Expenditures shall only be made upon vouchers properly signed by the Chairman of the Executive Board and the Treasurer.

SEC. 9. Salaries and Expenses. All officers and members of the Executive Board shall serve without compensation, and no salaries shall be paid except an appropriation of not more than twenty-five dollars per month for a Secretary who shall be appointed by the Executive Board. The salary of the said Secretary shall be fixed and determined by the Executive Board. Necessary office and stationery supplies shall be paid for out of the funds of the Association.

SEC. 10. The Salisbury and Rowan County Peace Officers Protective Association shall adopt a constitution and by-laws, to be approved by the Executive Board, suitable for carrying out the provisions and purposes of this act.

SEC. 11. That all laws or clauses of law in conflict with this act are hereby repealed.

SEC. 12. That this act shall be in full force and effect from and after its ratification.

Ratified this the 30th day of January, A.D., 1931.

CHAPTER 9

AN ACT TO VALIDATE THE OFFICIAL ACTS OF D. W. JULIAN, A JUSTICE OF THE PEACE OF ROWAN COUNTY.

Whereas, D. W. Julian, a Justice of the Peace of Rowan County, continued to perform the acts of his office without having requalified after the expiration of the term for which he had been appointed; now, therefore,
The General Assembly of North Carolina do enact:

SECTION 1. That each and all of the official acts of the said D. W. Julian, a Justice of the Peace, done and had by him after December one, one thousand nine hundred and twenty-eight and before December one, one thousand nine hundred and thirty, including all judgments rendered, probates taken, marriages performed, and any and all other acts whatsoever, be and the same are hereby in all respects validated.

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

Ratified this the 30th day of January, A.D., 1931.

CHAPTER 10

AN ACT TO ABOLISH THE MONTGOMERY COUNTY HIGHWAY TRUSTEES AND TO TRANSFER THEIR DUTIES TO THE BOARD OF COUNTY COMMISSIONERS.

The General Assembly of North Carolina do enact:

SECTION 1. That the Montgomery County Highway Trustees, created by Chapter three hundred and forty-four, Public-Local Laws of one thousand nine hundred and twenty-one, be, and the same is hereby, abolished, and all of the powers, duties and privileges of said Montgomery County Highway Trustees are hereby transferred to the Board of County Commissioners of said Montgomery County.

Sec. 2. That from and after the ratification of this act all the public roads of Montgomery County shall be under the supervision, charge and control of the Board of County Commissioners of said county, and all the tax moneys now on hand or hereafter levied and collected in said county for road purposes shall be expended only under the direction and by the approval of said Board of County Commissioners.

Sec. 3. That on or before the first Monday in April, one thousand nine hundred and thirty-one, the Montgomery County Highway Trustees of said Montgomery County shall turn over and deliver to said Board of County Commissioners all their records, funds and moneys on hand, all machinery and equipment, together with all other property of every nature it may have belonging to said County; and the books and records of said Montgomery County Highway Trustees shall be audited under the direction of said Board of County Commissioners, and approved by them, and a report thereof entered upon the minutes of said board.
SEC. 4. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

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

Ratified this the 3rd day of February, A.D., 1931.

CHAPTER 11

AN ACT TO ALLOW THE COUNTY OF BUNCOMBE TO AID IN THE REOPENING OF CERTAIN BANKS.

Whereas, the County of Buncombe had on deposit funds in certain Banks in said County which have now suspended business, and

Whereas, the Corporation Commission of North Carolina has agreed with certain of these closed banks that they might reopen, provided the depositors would enter an agreement to suspend payment of their deposits for certain future periods; now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners of Buncombe County is hereby authorized to enter into any contract or contracts with any of such suspended Banks that might be permitted to reopen by the Corporation Commission, whereby the public funds on deposit in such bank or banks may remain therein and not be withdrawn except at certain stated times or intervals mutually agreed upon between such bank or banks and the Board of Commissioners of Buncombe County.

SEC. 2. That the County Commissioners shall retain the collateral it now holds to secure any of the deposits in any of said bank or banks, provided however, that as such collateral is collected by the County Commissioners and turned into cash, the amount thereof shall be charged against the said deposits and the bank or banks shall charge the same to the account of the County. Provided, however, that nothing in this section shall relieve any of said Banks from its duty to allow withdrawal of deposits in accordance with the terms of the contract entered into pursuant to this act.

SEC. 2A. Provided that this act shall apply only to contracts made with Swannanoa Bank & Trust Company of Swannanoa, Bank of West Asheville of Asheville, and Farmers and Traders Bank of Weaverville.

SEC. 3. All laws or parts of laws inconsistent with this act shall be repealed.

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

Ratified this the 3rd day of February, A.D., 1931.
CHAPTER 12

AN ACT TO AMEND CHAPTER THREE HUNDRED THIRTY-FIVE OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-SEVEN, IN SO FAR AS IT AFFECTS THE COUNTY OF MACON.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter three hundred and thirty-five of the Public-Local Laws of nineteen hundred and twenty-seven, be and the same is hereby repealed in so far as said act affects the County of Macon, and that section two thereof be amended by striking out, at the end of said section, the words “and Macon.”

Sec. 2. That no compensation shall be allowed any officer of Macon County for the seizure of any vehicle, automobile or other conveyance in which liquor is being transported or for producing evidence to convict any person or persons for the violation of the prohibition laws in the County of Macon, except their regular fees for arresting offenders or for seizing distilleries as provided by section three thousand four hundred one of the Consolidated Statutes.

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

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

Ratified this the 4th day of February, A.D., 1931.

CHAPTER 13

A BILL TO BE ENTITLED AN ACT RELATIVE TO THE COMPENSATION OF THE SHERIFF OF GRAHAM COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Sheriff of Graham County shall receive for serving summons in civil actions one dollar and fifty cents; a subpoena fifty cents; for serving warrant or order of arrest in either criminal or civil action one dollar and fifty cents, which fees shall be in lieu of the fees heretofore allowed for serving same. All other fees shall be and remain the same as heretofore allowed the sheriff.

Sec. 2. All laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

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

Ratified this the 5th day of February, A.D., 1931.
CHAPTER 14

AN ACT TO REPEAL CHAPTER FIFTY-FOUR OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, RELATIVE TO SALARIES AND FEES OF CERTAIN COUNTY OFFICIALS OF MACON COUNTY, AND RESTORING THE FEE SYSTEM.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter fifty-four of the Public-Local Laws of nineteen hundred and twenty-nine, be and the same is hereby repealed.

SEC. 2. That the Clerk of the Superior Court, Register of Deeds, Tax Collector and Treasurer of Macon County, in lieu of any fixed salary, shall receive the regular fees now allowed or to be allowed by law in full compensation for their services.

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

SEC. 4. That this act shall be in force from and after the first day of February, nineteen hundred and thirty-one.

Ratified this the 5th day of February, A.D., 1931.

CHAPTER 15

AN ACT TO ENLARGE THE POWERS AND DUTIES OF THE CONSTABLE OF ELIZABETH CITY TOWNSHIP, PASQUOTANK COUNTY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

SECTION 1. That the constable of Elizabeth City Township, Pasquotank County, is hereby authorized and directed to serve and execute all writs, summons, process, pleadings, executions, warrants, attachments and all other process and orders, directed to him under his official title by any Court of Justice of the Peace, Recorder's Court, Trial Justice's Court, Superior or other properly constituted Court, in the same manner and with the same power and authority as is now possessed by the Sheriff of Pasquotank County. For the convenience of parties and the expedition of legal business, it is the purpose of this act to invest the Constable of Elizabeth City Township with the same power and authority as the Sheriff of Pasquotank County in the service of all process, pleadings, executions, in the advertising and holding of sales under the latter, and all other orders whatsoever issuing from any State Court and directed to said Constable, and particularly, said Constable shall have full authority to do any and all things connected with the service of execution,
levy thereunder, the holding of sales, execution of bills of sale and deeds in consequence thereof, and any and all things necessary to perfect said sales.

SEC. 2. That said Constable shall receive the same fees for serving both criminal and civil writs as is now allowed by Law to said Constable. In the event no provision is now made for a fee in connection with the service of any writ or order, said Constable shall receive the same fee for the service thereof as is now or may hereafter be received by the sheriff of Pasquotank County.

SEC. 3. That said Constable shall take the same oath as is now required and shall give a bond for the faithful performance of his duties in the sum of two thousand, five hundred dollars.

SEC. 4. That said Constable be, and he is hereby, given full authority to effectually dispose of all writs, process and orders referred to herein, and the service thereof, and all other acts in connection therewith shall be as valid and effective as if the same had been made by the Sheriff of Pasquotank County.

SEC. 5. That all laws and clauses of laws in conflict with this act are hereby repealed to the extent of said conflict.

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

Ratified this the 5th day of February, A.D., 1931.

CHAPTER 16

AN ACT TO AMEND CHAPTER FORTY-ONE OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN, RELATING TO THE SALARY OF THE TREASURER OF TRANSYLVANIA COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter forty-one, Public-Local Laws of one thousand nine hundred and twenty-seven, be amended by striking out the words and figures “Two Thousand and Six Hundred Dollars ($2,600.00)” in lines seven and eight of Section one, and inserting in lieu thereof the words “One Thousand and Eight Hundred Dollars ($1,800.00), the treasurer to pay the premium on his official bond out of said sum.”

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

SEC. 3. That this act shall be in full force and effect from and after the first Monday in December, one thousand nine hundred and thirty-two.

Ratified this the 5th day of February, A.D., 1931.
CHAPTER 17
AN ACT VALIDATING OFFICIAL ACTS OF J. M. WEAVER, JUSTICE OF THE PEACE OF PINEY CREEK TOWNSHIP, ALLEGHANY COUNTY, NORTH CAROLINA.

Whereas, J. M. Weaver has, for several years, been an acting Justice of the Peace in Piney Creek Township, Alleghany County, North Carolina, and has performed his duties in an honorable and conscientious manner; and

Whereas, his term of office expired on December first, one thousand nine hundred and thirty, and the said J. M. Weaver continued, in good faith, to perform the ordinary duties of a Justice of the Peace after the expiration of his term.

The General Assembly of North Carolina do enact:

SEC. 1. That all the official acts of the said J. M. Weaver, executed by him from December first, one thousand nine hundred and thirty to January the fifteenth, one thousand nine hundred and thirty-one, are hereby validated, confirmed and made legal, regular and binding in all respects.

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

Ratified this the 5th day of February, A.D., 1931.

CHAPTER 18
AN ACT TO VALIDATE THE ACTS OF J. D. BARDIN, A FORMER CLERK OF THE SUPERIOR COURT OF WILSON COUNTY.

Whereas, J. D. Bardin was appointed Clerk of the Superior Court by the resident judge of the district on August fourteenth, one thousand nine hundred sixteen, to fill the unexpired term of S. G. Newborn, and

Whereas, Upon a misinterpretation of the laws applicable, J. D. Bardin was elected Clerk of the Superior Court for a term of four years from November, one thousand nine hundred sixteen, and was re-elected at the general elections of one thousand nine hundred twenty, one thousand nine hundred twenty-four and one thousand nine hundred twenty-eight, each for a term of four years, and

Whereas, During all this period he continued to perform the duties and exercise the functions of Clerk of the Superior Court, and

Whereas, said J. D. Bardin, on the first Mondays in December one thousand nine hundred sixteen, one thousand nine hundred
The General Assembly of North Carolina do enact:

SECTION 1. That all the acts done by J. D. Bardin, as Clerk of the Superior Court, where they were in accordance with the laws and statutes in such cases made and provided, during the period from his induction into office on the first Monday in December one thousand nine hundred sixteen to the end of his incumbency of said office, on or about the first Monday in December, one thousand nine hundred thirty, be, and the same are, in all particulars validated and made effective to the same degree as they would have been so valid had there been no defect in the title of the said J. D. Bardin to the office of Clerk of the Superior Court of Wilson County.

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

Ratified this the 5th day of February, A.D., 1931.

CHAPTER 19

AN ACT TO AMEND CHAPTER TWO HUNDRED AND TWO, PUBLIC-LOCAL LAWS NINETEEN HUNDRED AND TWENTY-NINE, ENTITLED AN ACT TO CREATE A JURY COMMISSION FOR THE COUNTY OF JACKSON.

The General Assembly of North Carolina do enact:

SECTION 1. That that part of section six, chapter two hundred and two, Public-Local Laws, nineteen hundred and twenty-nine, beginning with the word "that" in line six (6) and ending with the word "court" in line fifteen (15) of said section be stricken out and in lieu thereof the following be substituted:

"That for each of the February and October terms of court there shall be drawn sixty-six (66) names respectively, the first forty-two of which, in each instance, shall be subject to jury service for the first week of each term, respectively, and the remaining twenty-four (24) shall in each instance be subject to jury service for the second week of said terms respectively. That for the May term there shall be drawn forty-eight (48) names, twenty-four (24) of whom shall be subject to jury service for the first week of said term and the remaining twenty-four (24) for the second week of said term."
SEC. 2. All laws and parts of laws in conflict with this act are hereby repealed.

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

Ratified this the 5th day of February, A.D., 1931.

CHAPTER 20

AN ACT TO REPEAL CHAPTER THREE HUNDRED NINETY-EIGHT, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, RELATING TO CLOSING OF SERVICE STATIONS ON SUNDAY IN YADKIN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter three hundred and ninety-eight, Public-Local Laws, One Thousand Nine Hundred and Twenty-nine be and the same is hereby repealed.

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

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

Ratified this the 6th day of February, A.D., 1931.

CHAPTER 21

AN ACT TO REPEAL CHAPTER THREE HUNDRED EIGHTY-SIX, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED TWENTY-FIVE, RELATING TO RURAL POLICE FOR BLADEN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter three hundred and eighty-six of the Public-Local Laws of one thousand nine hundred and twenty-five, be and the same is hereby repealed.

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

Ratified this the 6th day of February, A.D., 1931.

CHAPTER 22

AN ACT TO REGULATE THE REGISTRATION OF PLATS IN GASTON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That all plats which shall hereafter be registered in the office of the register of deeds for Gaston County shall be
on linen paper and of a size not greater than eighteen (18) inches by twenty-four (24) inches: Provided, however, that plats may be made in different sections, each section conforming to the above specifications.

SEC. 2. That the board of county commissioners of Gaston County in their discretion may order any or all plats which have heretofore been registered in said county to be copied by a civil engineer or surveyor to be designated by said board, in such manner as to conform with section one of this act. The said civil engineer or surveyor shall certify on the margin of each plat so copied that it is a true and correct copy of the original, or of a section of the original, referring to the book and page where the original is recorded, which certificate shall be signed by him and witnessed by the register of deeds, and such new plat or plats shall thereupon be pasted or securely attached in the plat book in the office of the register of deeds for said county without further order or probate, and the register of deeds shall make the usual certificate of registration. Such new plats, when so registered, shall be competent as evidence in the same manner and to the same extent as the original plats now are.

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

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

Ratified this the 6th day of February, A.D., 1931.

CHAPTER 23

AN ACT TO REPEAL CHAPTER THREE HUNDRED AND TWENTY-SIX, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, RELATING TO THE GATHERING OF GALAX LEAVES IN AVERY, MITCHELL AND WATAUGA COUNTIES.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter three hundred and twenty-six, Public-Local Laws, one thousand nine hundred and twenty-nine, be and the same is hereby repealed.

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

Ratified this the 6th day of February, A.D., 1931.
CHAPTER 24

AN ACT AUTHORIZING THE BOARD OF COMMISSIONERS OF CAMDEN COUNTY TO APPOINT RURAL POLICEMEN FOR SAID COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners of Camden County may, if they deem it advisable and for the best interests of the County, appoint such number of rural policemen, not exceeding three, for said County as in their judgment may be necessary to carry out the provisions of this Act. The person or persons appointed under this Act shall be able-bodied men of good character and known to be in favor of law enforcement. The said Commissioners shall fix the term for which said policemen shall serve, not exceeding two years from the date of appointment, not to extend beyond the first Monday in December next following a general election, and said Commissioners may remove either or all of said policemen at any time, that in their judgment, they may desire so to do.

SEC. 2. That said policemen appointed under this Act shall be authorized to serve all criminal processes and make any arrests for the violation of any and all criminal laws, with the same authority and power as the sheriff of Camden County, and shall at all times obey and carry out the orders of the Sheriff and Board of Commissioners of said County not inconsistent with this Act.

SEC. 3. That said policemen shall have authority, for any suspected or committed crime, whether upon view or on prompt information and complaint, to arrest without warrant and shall have the right and authority to summons any person or persons to assist in enforcing the laws and in arresting violators thereof. When any arrest is made without warrant, the person so arrested shall be forthwith carried before a magistrate or recorder of said County and a warrant of arrest procured and disposed of as the magistrate or recorder shall direct.

SEC. 4. That it shall be the duty of each policeman provided for under the provisions of this Act to collect the fees for all process work rendered by him in criminal cases and the fees so collected shall be the same as now provided by law plus an additional fee of not more than three dollars in each case where there is a conviction, and all such fees so collected shall be retained by said policeman as compensation for his services.

SEC. 5. That any policeman appointed under this Act shall, before entering upon the discharge of his duties and before being commissioned by the County Commissioners, enter into a bond in the sum of two hundred and fifty dollars ($250.00), surety to be approved by said Commissioners conditioned for the
faithful performance of his duties and shall take and subscribe
the oath pertaining to such officers of the law in North Caro-

Sec. 6. That all laws and clauses of laws in conflict herewith
are hereby repealed to the extent of such conflict only.
Sec. 7. That this Act shall become effective from and
after its ratification.
Ratified this the 6th day of February, A.D., 1931.

CHAPTER 25
AN ACT TO LICENSE DOG KENNELS IN DURHAM
COUNTY.
The General Assembly of North Carolina do enact:
Section 1. That any person or persons, firms or corporations,
owning ten or more dogs and kept confined during the closed
season, may pay kennel license tax of ten dollars in lieu of one
dollar for males and two dollars for females.
Sec. 2. That this act shall apply only to Durham County.
Sec. 3. That all laws and clauses of laws in conflict with the
provisions of this act are hereby repealed.
Sec. 4. That this act shall be in full force and effect from and
after its ratification.
Ratified this the 10th day of February, A.D., 1931.

CHAPTER 26
AN ACT RELATIVE TO THE SALARIES OF THE RE-
CORDER, PROSECUTING ATTORNEY AND CLERK OF
THE RECORDER'S COURT OF THE CITY OF MONROE.
The General Assembly of North Carolina do enact:
Section 1. That on and after April first, one thousand nine
hundred and thirty-one, the salaries of the officials of the Rec-
corder's Court of the City of Monroe and Union County shall
be as follows: The Recorder shall receive a salary of twelve
hundred dollars per annum, the Prosecuting Attorney a salary
of one thousand dollars per annum, and the Clerk of the Rec-
corder's Court a salary of three hundred dollars per annum, all
salaries to be paid monthly, one-half of each of which shall be
paid by the City of Monroe, and the remaining half by the
County of Union, and by the treasurers thereof respectively.
Sec. 2. That the terms of office of the Recorder and Prosecut-
ing Attorney of said Recorder's Court, who were elected at the
election in November, one thousand nine hundred and thirty,
CHAPTER 26—27—28

CHAPTER 27

AN ACT TO VALIDATE THE ACTS OF J. F. BARWICK, JUSTICE OF THE PEACE FOR AYDEN TOWNSHIP, PITT COUNTY.

Whereas, at the Special Session of nineteen hundred twenty-four, J. S. Ross of Ayden Township, Pitt County, was appointed a Justice of the Peace for a term of six years; and
Whereas, the said J. S. Ross resigned said office as Justice of the Peace in December, nineteen hundred twenty-six; and
Whereas, J. F. Barwick was duly appointed by the Clerk of the Superior Court of Pitt County to fill the unexpired term of the said J. S. Ross, resigned, on the twentieth day of December, nineteen hundred twenty-six; and
Whereas, the said J. F. Barwick duly qualified for said office and has since acted in said capacity up to and including January first, nineteen hundred thirty-one; now therefore,
The General Assembly of North Carolina do enact:

SECTION 1. That the acts of J. F. Barwick as Justice of the Peace for Ayden Township, Pitt County, since the twentieth day of December, nineteen hundred twenty-six, be and the same are hereby approved and ratified and made valid in all respects.

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

Ratified this the 10th day of February, A.D., 1931.

CHAPTER 28

AN ACT TO PLACE THE OFFICERS OF GRAHAM COUNTY ON SALARY AND FOR OTHER PURPOSES.

The General Assembly of North Carolina do enact:

SECTION 1. That the Tax Collector of Graham County shall receive a salary of two thousands dollars per annum as full compensation for his services as Tax Collector, which salary

shall terminate on the first Monday in December, one thousand nine hundred and thirty-two, at which time the terms of office of the Recorder and Prosecuting Attorney of said Recorder's Court to be chosen at the election to be held in November, one thousand nine hundred and thirty-two, shall begin and take effect.

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

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

Ratified this the 10th day of February A.D., 1931.
shall be in lieu of all commissions now allowed for the collection of taxes.

The sheriff of Graham County shall receive the fees and emoluments now provided by law and shall receive three dollars per day, each, for two deputies to assist in holding courts during the terms thereof.

The Sheriff and Tax Collector shall collect all taxes levied by the County Commissioners of Graham County, all corporations and privilege taxes, and any other taxes which may be hereinafter levied for collection for the compensation set out above. All taxes to be collected and settled by said Sheriff and Tax Collector as required by Chapter two hundred and thirteen, Section number six of the Public Laws of North Carolina, Session nineteen hundred and twenty-seven.

Sec. 2. That the Clerk of the Superior Court of Graham County shall receive a salary of twelve hundred dollars per annum payable monthly by the Board of County Commissioners from the General County Funds in lieu of all fees collected by him by virtue of his office, and he shall keep an accurate record thereof and account to the Board of County Commissioners of Graham County on the first Monday of each month for the fees provided by Section Number three thousand nine hundred and three of Consolidated Statutes of North Carolina, received by him in the preceding Month which money shall be credited to the General County Funds of Graham County.

That the Clerk of the Superior Court shall keep his office open every day, except Sundays and holidays, from nine a. m., to four p. m., for the transaction of business.

Sec. 3. That the Register of Deeds of Graham County for his duties as Register of Deeds and Ex-Officio Clerk of the Board of County Commissioners and all duties performed by him pertaining to said office shall receive a salary of twelve hundred dollars per annum, to be paid from the General County Funds of the County by the Board of County Commissioners, on the first Monday of every month; and that the said Register of Deeds shall keep a true and accurate account of the fees received, according to Section Number three thousand, nine hundred and six of Consolidated Statutes, by him by virtue of his office and shall account and turn over to the Board of County Commissioners on the first Monday of every Month the fees received during the preceding month, which sum shall be credited to the General County Funds; and that the said Register of Deeds shall keep his office open for the transaction of business, except on Sundays and holidays, from nine a. m., to four p. m.

Sec. 4. That the County Accountant of Graham County shall receive a salary of Twelve hundred dollars per annum, to be paid from the General County Funds of Graham County by the
Board of County Commissioners, on the first Monday of every month and to conduct his office as is required by the Fiscal Control Act, Chapter one hundred and forty-six of the Public Laws of North Carolina, Session nineteen hundred and twenty-seven, provided that if the Register of Deeds and the Clerk of the Board of County Commissioners is appointed County Accountant as provided by Section three of said Act; that he shall receive for his duties as County Accountant a sum not exceeding five hundred dollars in addition to his salary as Register of Deeds and Clerk to the Board of County Commissioners, same to be paid as hereinbefore provided for the payment of the salary of the County Accountant.

SEC. 5. That it shall be the duty of the Board of County Commissioners of Graham County on the first Monday of July of each year to select and designate, by recorded resolutions, some Bank or Trust Company in Graham County as Treasurer of the funds for the County, and the County Commissioners shall require of such Treasurer a bond in some surety company authorized to do business in North Carolina or a good and sufficient personal bond to be appraised and approved by the State Sinking Fund Commission in an amount sufficient to protect the funds of Graham County, but in no event not less than the average daily bank balance of the County for the preceeding year. Provided, that if there is no Bank or Trust Company in Graham County to be designated as Treasurer under the foregoing provision; that it shall be the duty of the Chairman of the State Sinking Fund Commission to appoint some qualified and reputable citizen of Graham County as Treasurer thereof, and require of him a good and sufficient bond as above provided; and that he shall receive for his services as acting as said Treasurer a sum not exceeding one per cent of the gross receipts of monies paid into his office from taxes and shall settle with the Board of County Commissioners of Graham County biennially on the first Monday of July and the First Monday of January of each year after his appointment; and at any and such other times as he may be required to do by the Board of County Commissioners of Graham County.

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

SEC. 7. That this act shall take effect insofar as it refers to the Tax Collector on the first Monday of October, nineteen hundred and thirty-three. That as to the Sheriff, Register of Deeds and Clerk of the Superior Court, the same shall take effect on the first Monday of December, nineteen hundred and thirty-two, and as to the County Accountant on the First Monday of April, nineteen hundred and thirty-three.

Ratified this the 10th day of February. A.D., 1931.
CHAPTER 29

AN ACT DECREASING THE BOARD OF COUNTY COMMISSIONERS OF TRANSYLVANIA COUNTY FROM FIVE TO THREE MEMBERS.

The General Assembly of North Carolina do enact:

SECTION 1. That on and after the first Monday in December, one thousand nine hundred and thirty-two, the Board of County Commissioners of Transylvania County be and it is hereby decreased from five to three members.

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

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

Ratified this the 10th day of February, A.D., 1931.

CHAPTER 30

AN ACT TO PROVIDE FOR THE APPOINTMENT OF THE SCHOOL COMMITTEE FOR GREEN CREEK SCHOOL DISTRICT IN GREEN CREEK TOWNSHIP, POLK COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the manner of electing the school committee of Green Creek School District in Green Creek Township, Polk County, at an annual public election on the first Saturday in February be and the same is hereby abolished.

SEC. 2. That the school committee of said school shall be appointed for a period of six (6) years as hereinafter provided.

SEC. 3. That beginning with the first Saturday in February nineteen hundred thirty-one, the following committee shall be appointed:

For a term of six (6) years ... D. F. Shields, Passion, N. C.
For a term of four (4) years ... B. E. Hinsdale, Passion N. C.
For a term of two (2) years ... Melvin Swain, Passion, N. C.

At the expiration of the two (2) year term each two (2) years thereafter, the County Board of Education of Polk County shall appoint a member for the expired term, provided, that upon petition of three-fourths of the qualified electors of said school district an election may be ordered by said County Board of Education to be held in said school district to fill the vacancy of the expired term.
Application of Act.

Conflicting laws repealed.

Preamble.

Need of electric current throughout Beaufort County.

Washington Electric Service District created.

Boundaries comprise Beaufort County.

SEC. 4. That the provisions of this Act shall apply only to the election of the school committee of the Green Creek School District in Green Creek Township, Polk County.

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

Ratified this the 10th day of February, A.D., 1931.

CHAPTER 31

AN ACT TO ESTABLISH WASHINGTON ELECTRIC SERVICE DISTRICT.

Whereas, general development of farms and homes in Beaufort County beyond the corporate limits of the several towns requires the use of electric current which is now not available to them; and

Whereas, the general welfare of Beaufort County, and especially Washington, its County Seat, and the other incorporated towns therein, can be promoted by the general distribution of electric current throughout Beaufort County; and

Whereas, Washington and other towns within Beaufort County, for the primary purpose of supplying its citizens, homes therein, and general needs, adequate at all times, electric current, own and operate large electric current producing plants which necessitate stand-by or duplicate machinery and equipment seldom used more than four hours out of the twenty-four, to-wit, between the hours of six and ten o'clock P. M., thus causing much of such equipment, under present conditions, to be idle approximately twenty hours out of each twenty-four; and

Whereas, the general development of homes and farms within Beaufort County can be materially promoted by the use of electric current of said town, which may be produced and distributed without loss or burden on such town, mainly during the twenty hours out of each twenty-four when surpluses thereof do exist and the machinery for the production thereof is mostly idle; that such promotion of welfare will be materially beneficial to such towns and Beaufort County generally, now therefore, the General Assembly of North Carolina do enact:

SECTION 1. That there is hereby established WASHINGTON ELECTRIC SERVICE DISTRICT as an amendment to the charter of the Town of Washington.

SEC. 2. That the boundaries of Washington Electric Service District are hereby established and are as follows: to-wit, the boundaries of Beaufort County as the same exist on this day in detail as specifically as if the boundaries of Beaufort County were herein copied.
Sec. 3. That the City of Washington and other towns within the boundaries of Washington Electric Service District, through their respective agencies, are hereby permitted, authorized and empowered in the exercise of their discretion, expressed by proper resolution, to build and maintain efficient lines and auxiliaries thereto for the transmission of electric current and operate the same beyond the corporate limits of Washington and other towns within the boundaries of said District and any other adjoining county, for the purpose of transmitting and selling electric current throughout Beaufort County and any other adjoining county, for the purpose of transmitting and selling electric current throughout Beaufort County and any other adjoining county, for the purpose of promoting the development of homes and farms and the general welfare of the people within said territory and to charge therefor reasonable compensation as municipal corporations, political subdivisions of the Government of the State of North Carolina, with all the privileges and immunities existing in favor of municipalities operating within the boundaries herein mentioned.

Sec. 4. Nothing in this Act shall be construed to empower the furnishing, sale or transmission of electric current for the objects herein expressed unless such electric current shall be directly furnished, provided or sold by the City of Washington or by some other town within the boundaries of Beaufort County.

Sec. 5. That all acts by the towns within said District relative to property tending to accomplish the purpose of this Act are hereby ratified, confirmed and validated and made legal acts of the respective towns.

Sec. 6. That all laws and clauses of laws in conflict herewith are hereby repealed.

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

Ratified this the 10th day of February, A.D., 1931.

CHAPTER 32

AN ACT TO AMEND CHAPTER ONE OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, RELATING TO PUBLIC DRUNKENNESS IN MACON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter one of the Public-Local Laws of nineteen hundred and twenty-nine, be amended by striking out the words "twenty-five dollars" in line three of section two, and inserting in lieu thereof the words "ten dollars."
Sec. 2. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

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

Ratified this the 10th day of February, A.D., 1931.

CHAPTER 33

AN ACT AUTHORIZING THE BOARD OF COMMISSIONERS OF DARE COUNTY TO APPOINT RURAL POLICEMEN FOR SAID COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That the Board of County Commissioners of Dare County may, if they deem it advisable and for the best interests of the County, appoint such number of rural policemen, for said County as in their judgment may be necessary to carry out the provisions of this Act. The person or persons appointed under this Act shall be able-bodied men of good character and known to be in favor of law enforcement. The said Commissioners shall fix the term for which said policemen shall serve, not exceeding two years from the date of appointment, nor to extend beyond the first Monday in December next following a general election, and said Commissioners may remove either or all of said policemen at any time, that in their judgment, they may desire so to do.

Sec. 2. That said policemen appointed under this Act shall be authorized to serve all criminal processes and make any arrests for the violation of any and all criminal laws, with the same authority and power as the sheriff of Dare County, and shall at all times obey and carry out the orders of the Sheriff and Board of Commissioners of said County not inconsistent with this Act.

Sec. 3. That said policemen shall have authority, for any suspected or committed crime, whether upon view or on prompt information and complaint, to arrest without warrant and shall have the right and authority to summons any person or persons to assist in enforcing the laws and in arresting violators thereof. When any arrest is made without warrant, the person so arrested shall be forthwith carried before a magistrate or recorder of said County and a warrant of arrest procured and disposed of as the magistrate or recorder shall direct.

Sec. 4. That it shall be the duty of each policeman provided for under the provisions of this Act to collect the fees for all
process work rendered by him in criminal cases and the fees so collected shall be the same as now provided by law plus an additional fee of not more than three dollars in each case where there is a conviction, and all such fees so collected shall be retained by said policeman as compensation for his services. In cases where it becomes necessary to incur extra expense in the arrest and transportation of criminals within said County, upon conviction, the said necessary expense shall be included in the bill of costs; and where same is not paid by the defendant, or in case there be an acquittal, the said essential and necessary expense shall be provided for by the County Board of Commissioners, as in other cases tried in the Superior Court of said County.

Sec. 5. That any policeman appointed under this Act shall, before entering upon the discharge of his duties and before being commissioned by the County Commissioners, enter into a bond in the sum of two hundred and fifty dollars ($250.00), surety to be approved by said Commissioners conditioned for the faithful performance of his duties and shall take and subscribe the oath pertaining to such office of the law in North Carolina.

Sec. 6. That all laws and clauses of laws in conflict herewith are hereby repealed to the extent of such conflict only.

Sec. 7. That this Act shall become effective from and after its ratification.

Ratified this the 10th day of February, A.D., 1931.

CHAPTER 34

AN ACT TO AUTHORIZE PAYMENT OF SALARIES AND EXPENSES OF FARM DEMONSTRATION AGENT AND HOME DEMONSTRATION AGENT OF ROCKINGHAM COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That whereas a farm demonstration agent and a home demonstration agent are employed in Rockingham County and engaged in the performance of the duties of their respective offices; and, whereas funds to pay such farm demonstration agent and home demonstration agent were not directly provided for in the county budget, the board of commissioners of Rockingham County is authorized and empowered to appropriate and use for the payment of such farm demonstration agent and home demonstration agent salaries and expenses for the fiscal
year one thousand nine hundred thirty-one out of the excess or surplus of any funds that may accrue to Rockingham County from taxes levied for any purpose and that such excess or surplus to the extent necessary, if sufficient, shall be applied to the payment of said salaries and expenses; \textit{provided}, that this act shall not authorize the diverting of any funds from taxes levied for the payment of bonded indebtedness or interest thereon.

\textbf{SEC. 2.} That this act shall be in force and effect from and after its ratification.

Ratified this the 10th day of February, A.D., 1931.

\textbf{CHAPTER 35}

\textbf{AN ACT TO REPEAL CHAPTER SEVENTEEN OF THE PUBLIC-LOCAL LAWS OF NINETEEN HUNDRED AND TWENTY-FIVE, SAID ACT BEING AN ACT FOR THE RELIEF OF THE COMMISSIONERS OF MADISON COUNTY AND TO SET ASIDE FIVE PERCENT OF THE TAXES COLLECTED FOR ALL PURPOSES IN SAID COUNTY OF MADISON TO PAY THE SALARY OF THE OFFICERS AND DIVERT CERTAIN SINKING FUNDS OF THE COUNTY TO PAY OFFICERS AND OTHER EXPENSE.}

\textit{The General Assembly of North Carolina do enact:}

\textbf{SECTION 1.} That chapter seventeen of the Public-Local Laws of one thousand nine hundred and twenty-five be and the same is hereby repealed.

\textbf{SEC. 2.} That this act shall be in force from and after its ratification.

Ratified this the 10th day of February, A.D., 1931.

\textbf{CHAPTER 36}

\textbf{AN ACT AUTHORIZING THE PUBLIC SCHOOL COMMITTEE OR TRUSTEES OF MILTON SCHOOL DISTRICT TO CONVEY CERTAIN LANDS TO THE COUNTY BOARD OF EDUCATION OF CASWELL COUNTY.}

That whereas, GEORGE W. THOMPSON, did on August, ninth, eighteen hundred and sixty-nine, make, execute and deliver a deed to Green Jackson, Nat Wooding, Albert Johnston, Moses Donoho, Lewis Tryon and Abram Tryon, Trustees of Freeman's Union School for the colored race, at Milton, North Carolina, which deed is duly recorded in the office of the Register of Deeds for Caswell County, in Book "JJ", on page seven hundred and forty; and
Whereas, the said Trustees and the Public School Committee of Milton School District have had the use and control of the lands and buildings thereon since the execution of said deed, and it has been used for school purposes for the colored race; and

Whereas, the Trustees mentioned in said deed are dead, the Public School Committee of said District have continued control and possession of said lands for Public School purposes for the colored race; and

Whereas, the Board of Education for Caswell County has recently purchased a lot adjoining said property and built thereon a school building for the use of the colored race; and

Whereas, the Public School Committee of said District desire to convey to the Board of Education of Caswell County, North Carolina the lands mentioned and described in said deed with buildings thereon, now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the Public School Committee, or Trustees of Milton School District be, and they are hereby authorized and empowered to convey to the Board of Education of Caswell County the lands and buildings mentioned and described above.

SEC. 2. That all laws, clauses of laws in conflict with this Act are hereby repealed.

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

Ratified this the 10th day of February, A.D., 1931.

CHAPTER 37

AN ACT TO AMEND CHAPTER FOUR HUNDRED NINETY-EIGHT OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-THREE SO AS TO CHANGE THE COMPENSATION OF THE SHERIFF OF BRUNSWICK COUNTY, AND TO CREATE THE OFFICE OF TAX COLLECTOR, AND TO PROVIDE FOR SECURITY TO BE FURNISHED BY THE FISCAL AGENT OF SAID COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section one of chapter four hundred and ninety-eight of the Public-Local Laws of one thousand nine hundred and twenty-three be and the same is hereby amended by substituting a period for the colon after the word “executions” in line five of said section and by striking out the following words in line five, six and seven thereof: “Provided, nothing herein shall excuse the sheriff from serving executions and accounting for all fees and commissions thereon.”
Law again amended.

New section 2, fees of Sheriff.

Law again amended.

New section 3, salary of Sheriff $1,800.

Sec. 2. That chapter four hundred ninety-eight of the Public-Local Laws of one thousand nine hundred and twenty-three be and the same is hereby amended by striking out all of section two and substituting therefor the following:

"Sec. 2. That the sheriff of Brunswick County shall be entitled to all fees, commissions, profits and emoluments as part of his compensation for his services which he may hereafter, by virtue of his office, collect."

Sec. 3. That chapter four hundred ninety-eight of the Public-Local Laws of one thousand nine hundred and twenty-three be and the same is hereby amended by striking out all of section three and substituting therefor the following:

"Sec. 3. That the sheriff of Brunswick County shall receive a salary at the rate of one thousand eight hundred ($1,800.00) dollars per annum payable in equal monthly installments out of the General Fund of the county."

Sec. 4. That the sheriff of Brunswick County shall be allowed to appoint a deputy in each township, which deputy shall be entitled to process fees as compensation for his services.

Sec. 5. That the sheriff of Brunswick County shall be hereby relieved of all duties and powers relating to the collection of taxes and the board of county commissioners shall appoint some person who is a resident of the county as tax collector upon whom shall be hereafter imposed and conferred all the duties and powers relating to the collection of taxes now imposed and conferred by general law upon sheriffs, said tax collector to hold office at the will of the board of county commissioners, or until the appointment of his successor.

Sec. 6. That the tax collector of Brunswick County shall maintain an office at the courthouse and serve full time. He shall keep such office open at all times for the purpose of receiving taxes, except that it shall be his duty to collect taxes at some public place in each township for one day during the months of October, November and December after having posted notice at least three public places in a township specifying the day and place where he shall appear for the purpose of collecting and receiving taxes of that township. His office hours shall be fixed by the board of county commissioners, whose order he shall follow accordingly. He shall receive as compensation for his services a commission on all taxes collected by him or any of his deputies or assistants computed upon collections of each year's levy at the following rates: one per centum of the first one hundred thousand dollars, two per centum of the next fifty thousand dollars and three per centum of the balance of collections: Provided, however, if privileged (Schedule "B") license taxes are levied in the county, he shall collect the same and shall receive
a commission of five per centum of such collections, and said tax collector shall be entitled to no other compensation whatsoever than as provided in this Act.

Sec. 7. That the tax collector of Brunswick County shall daily deposit all collections of taxes with the fiscal agent to the credit of the county, and to assure the faithful performance of all the duties imposed upon said tax collector, the board of county commissioners shall require him to furnish bond of not less than twenty thousand ($20,000) dollars in some surety company authorized to do business in North Carolina. As soon as the tax collector has qualified and has been inducted into office, the sheriff shall make full and complete settlement for the taxes of the levy of the year one thousand nine hundred and thirty and shall deliver the uncollected tax receipts to said tax collector.

Sec. 8. That such bank as may have been or may hereinafter be appointed as fiscal agent of Brunswick County shall furnish for the protection of county money deposited therewith such bonds or notes as have been approved by the board of county commissioners and the county attorney, and such bonds or notes shall be placed in a safe deposit box with said fiscal agent and subject to the order of the board of county commissioners: Provided, however, the board may, in its discretion, require at any time additional bonds, notes or other security.

Sec. 9. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

Sec. 10. That this act shall be in force and effect from and after ten days after its ratification.

Ratified this the 10th day of February, A.D., 1931.

CHAPTER 38

AN ACT TO AMEND CHAPTER TWO HUNDRED SIXTY-SEVEN OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-ONE RELATING TO THE ENFORCEMENT OF THE PROHIBITION LAW IN RUTHERFORD COUNTY, ETC.

The General Assembly of North Carolina do enact:

SECTION 1. That section one, of chapter two hundred sixty-seven of the Public-Local Laws of nineteen hundred twenty-one be and the same is hereby repealed.
SEC. 2. That section two, of said chapter two hundred sixty-seven Public-Local Laws of nineteen hundred twenty-one be and the same is hereby amended by striking out the period after the word "convicted" in line four and inserting in lieu thereof a comma, and adding thereto the following "but this tax or forfeiture is limited to the manufacture of spirituous liquors and shall not apply to vinous or malt liquors."

SEC. 3. That section three, chapter two hundred sixty-seven, of the Public-Local Laws of nineteen hundred twenty-one be and the same is hereby amended by striking out the word "transporting" at the beginning of line two of said section and before the word "spirituous" and by striking out the words "in his possession for sale" after the word "liquors," and before the word "the," line two section three, and by striking out the period after the word "convicted", line five section three, and inserting in lieu thereof a comma and by adding the following: "Provided such conviction is for a bona-fide sale."

SEC. 4. That section four, of said chapter two hundred sixty-seven of the Public-Local Laws of nineteen hundred twenty-one be amended by striking out the words "a fee of five dollars ($5.00)" following the word "allowed" in line five of said section and inserting in lieu thereof the words "fifty per cent (50%) of the fees authorized by Sections two and three of said Act."

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

Ratified this the 11th day of February, A. D. 1931.

CHAPTER 39

AN ACT TO AMEND CHAPTER EIGHTY-FOUR, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-FIVE, AND FIX THE SALARIES OF THE CLERK OF THE SUPERIOR COURT, DEPUTY CLERK OF THE SUPERIOR COURT, REGISTER OF DEEDS AND DEPUTY REGISTER OF DEEDS FOR UNION COUNTY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

SECTION 1. That section four, chapter eighty-four, Public-Local Laws of one thousand nine hundred twenty-five, be and the same is hereby amended by striking out after the word "of" in line two of said section the words "two thousand seven hundred and fifty" in line three and inserting in lieu thereof the words "two thousand five hundred".

SEC. 2. That section four, chapter eighty-four, Public-Local Laws of one thousand nine hundred and twenty-five, be and the
same is hereby amended by striking out after the word “of” in line six the words “one thousand three hundred and fifty” and inserting in lieu thereof the words “one thousand two hundred”.

Sec. 3. That section five, of chapter eighty-four, Public-Local Laws of one thousand nine hundred and twenty-five, be and the same is hereby amended by striking out between the words “of” in line two and “Dollars” in line three the words “two thousand seven hundred and fifty”, and inserting in lieu thereof the words “eighteen hundred”.

Sec. 4. That section five, chapter eighty-four, Public-Local Laws of one thousand nine hundred and twenty-five, be and the same is hereby amended by striking out between the words “of” in line five and “dollars” in line six the words “one thousand two hundred” and inserting in lieu thereof the words “nine hundred”.

Sec. 5. That the Board of County Commissioners shall have no authority to grant any additional allowances for any clerical assistance to the Register of Deeds.

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

Sec. 7. That this act shall be in full force and effect from and after the first day of April, one thousand nine hundred and thirty-one.

Ratified this the 11th day of February, A. D. 1931.

CHAPTER 40

AN ACT TO AMEND CHAPTER SEVENTY-FOUR, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND ELEVEN, CHAPTER ONE HUNDRED AND TWELVE, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND THIRTEEN, CHAPTER ONE HUNDRED, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY, AND CHAPTER TWO HUNDRED AND EIGHTY-SEVEN, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, RELATING TO THE RECORDER’S COURT IN THE CITY OF WASHINGTON.

The General Assembly of North Carolina do enact:

SECTION 1. That section seven, chapter seventy-four, Public-Local Laws of one thousand nine hundred and eleven, be and the same hereby is amended by striking out the word “recorder” in the first line of subsection (e) and inserting in lieu thereof the word “clerk”, the purpose and intent of this amendment being that warrants shall be issued by the clerk of said court instead of by the recorder.
Sect. 1. That section two, chapter one hundred and twelve, Public-Local Laws of one thousand nine hundred and thirteen, as amended by section two, chapter one hundred, Public-Local Laws of one thousand nine hundred and twenty, be and the same hereby is amended by striking out the word "thirty" in line four and inserting in lieu thereof the word "sixty".

Sect. 2. That section one, chapter two hundred and eighty-seven, Public-Local Laws of one thousand nine hundred and twenty-nine, relating to payment of fees to the prosecuting attorney in said Recorder's Court, be and it hereby is amended to read as follows:

Section 1. That chapter seventy-four of Public-Local Laws of one thousand nine hundred and thirty and acts amendatory thereof and supplementary thereto be and the same is hereby amended by adding thereto the following: The Board of Commissioners of Franklin County are hereby authorized and empowered in their discretion to appoint a prosecuting attorney to prosecute in said Court and who shall appear for the State in all cases in said Court. Said attorney shall receive for his services a fee of two dollars for each and every case in said Court in which one or more defendants are convicted or convicted, to be paid as part of the costs, and the same fee of two dollars shall be allowed for each and every defendant who submits or is convicted, provided no compensation in said cases shall be paid to said attorney unless the costs are taxed against and collected from the defendants or defendants. In all cases appealed to the Superior Court, or heard over in that Court in which defendants are convicted or submit there shall be included and taxed the same incurred in the Recorder's Court, excluding a fee of two dollars to said prosecuting attorney.

Sect. 4. That all laws and clauses of laws in conflict herewith are hereby repealed, whether specific or general.

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

Ratified this 10th day of February A. D. 1901.

CHAPTER 41

AN ACT TO ALLOW THE COUNTY COMMISSIONERS OF MACON COUNTY TO AID IN REOPENING THE BANK OF FRANKLIN

The General Assembly of North Carolina do enact:

Section 1. That the Board of County Commissioners and the Board of Education of Macon County be and they are hereby fully authorized and empowered to make and enter into a contract with the Bank of Franklin, its directors and stock-
holders. to seize or not demand the public funds or school funds of Macon County now on deposit in said bank for a like period of time and under the same conditions that other deposits may agree to, which depositors' agreement shall be approved by the Corporation Commission of North Carolina.

Sec. 2. That nothing in this act shall in any way impair any bonds, collateral papers, notes or other securities held by Macon County or any officer thereof or other person for said county to secure the deposits of said county in said bank.

Sec. 3. That the County Commissioners of Macon County, and they are hereby authorized and empowered to collect all notes or other securities held by them or any person for them for the purpose of securing the deposits of said county in said bank and apply the proceeds derived from the collection in repayment to said county of the amount due it on the deposits of said county in said bank up to the full amount for which said security was put up to secure, and so further.

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

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

Ratified this the 11th day of February, A. D. 1892.

CHAPTER 42

AN ACT TO MAKE IT UNLAWFUL TO OPERATE A FILLING STATION, STORE, SHOP OR PLACE OF AMUSEMENT WITHIN THREE MILES OF CHARITY METHODIST CHURCH IN DUPLIN COUNTY ON SUNDAY BETWEEN THE HOURS OF NINE-THIRTY A. M. AND TWELVE-THIRTY P. M.

The General Assembly of North Carolina to enact.

Sec. 1. That it shall be unlawful for any person, firm or corporation to operate any filling station, store, shop or place of amusement on the Lord's day commonly called Sunday between the hours of nine-thirty A. M. and twelve-thirty P. M. within a radius of three miles of Charity Methodist Church (Episcopal) at Island Creek Township, Duplin County.

Sec. 2. That the operation of any filling station, store, shop or place of amusement during the hours herein mentioned in violation of this act shall constitute a misdemeanor, and each and every act shall constitute a new and separate offense.
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Punishment.

Act effective April 1, 1931.

Sec. 3. That any person, firm or corporation violating the provisions of this act shall upon conviction thereof be fined not exceeding fifty dollars or imprisoned not exceeding thirty days.

Sec. 4. That this act shall be in force from and after the first day of April, nineteen hundred and thirty-one.

Ratified this the 11th day of February, A.D. 1931.

CHAPTER 43

AN ACT TO AMEND SECTION FIVE OF CHAPTER FOUR HUNDRED AND EIGHTY-NINE OF PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, RELATIVE TO THE REAL ESTATE COMMISSION BY STRIKING OUT WILSON AND NEW HANOVER COUNTIES FROM THE PROVISIONS THEREOF.

The General Assembly of North Carolina do enact:

Section 1. That section five of chapter four hundred eighty-nine of Public-Local Laws of one thousand nine hundred and twenty-nine be amended by striking out the words "Wilson" and "New Hanover" in the fourth line of said section.

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

Ratified this the 11th day of February, A.D. 1931.

CHAPTER 44

AN ACT TO VALIDATE THE OFFICIAL ACTS OF J. W. JACKSON, A NOTARY PUBLIC OF PERQUIMANS COUNTY.

Whereas, J. W. Jackson, a Notary Public of Perquimans County, continued to perform the acts of his office without having requalified after the expiration of the term for which he had been appointed; now, therefore,

The General Assembly of North Carolina do enact:

Section 1. That each and all of the official acts of the said J. W. Jackson, a Notary Public, of Perquimans County, done and had by him after September 18th and before December 29th, one thousand nine hundred and thirty, be and the same are hereby in all respects validated.

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

Ratified this the 12th day of February, A.D. 1931.


Preamble.

Official acts of J. W. Jackson, Perquimans County Notary, validated.
CHAPTER 45
AN ACT TO AMEND CHAPTER FOUR HUNDRED AND EIGHTY-NINE, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, AMENDING CHAPTER TWO HUNDRED AND FORTY-ONE, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN, RELATING TO THE REAL ESTATE COMMISSION.

The General Assembly of North Carolina do enact:

SECTION 1. That section five of chapter four hundred and eighty-nine of the Public-Local Laws of one thousand nine hundred and twenty-nine, amending chapter two hundred and forty-one of the Public-Local Laws of one thousand nine hundred and twenty-seven, be and the same is hereby amended by striking out the word "Mecklenburg" in line four of said section, it being the purpose of this act to exempt Mecklenburg County from the provisions of said acts.

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

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

Ratified this the 12th day of February, A. D. 1931.

CHAPTER 46
AN ACT TO AUTHORIZE THE ISSUE OF WARRANTS BY CERTAIN OFFICERS IN DARE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Clerk of the Recorder's Court of Dare County is hereby empowered and authorized to appoint one or more deputy clerks in each township in said county to issue warrants and processes for the apprehension of persons charged with any offense, which warrants shall be made returnable before the Judge of the Recorder's Court in Dare County, or Justice of the Peace in the township of issue; and shall be authorized to fix and accept security or bond for the appearance of any and all defendants, except in capital offenses, before the Recorder's Court of said county or Justice of the Peace.

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

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

Ratified this the 12th day of February, A. D. 1931.
CHAPTER 47

AN ACT TO REPEAL CHAPTER THREE HUNDRED AND TWENTY-ONE OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN RELATING TO A BUDGET SYSTEM.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter three hundred and twenty-one of the Public-Local Laws of nineteen hundred and twenty-seven, relating to a budget system, is hereby repealed.

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

Ratified this the 12th day of February, A. D. 1931.

CHAPTER 48

AN ACT TO PLACE THE REGISTER OF DEEDS, CLERK OF THE SUPERIOR COURT AND SHERIFF OF MADISON COUNTY ON FEES.

The General Assembly of North Carolina do enact:

SECTION 1. That the Register of Deeds of Madison County, shall receive in lieu of his present salary of one thousand eight hundred dollars, the fees of his said office, as are now or hereafter may be prescribed by law, in full and complete compensation for his services as Register of Deeds.

SEC. 2. That the Clerk of the Superior Court of Madison County, shall receive in lieu of his present salary of one thousand eight hundred dollars, the fees of his said office, as are now or hereafter may be prescribed by law, in full and complete compensation for his services as Clerk of the Superior Court; Provided, the Clerk of the Superior Court shall not receive or be entitled to a fee or fraction of any fee to be paid by or chargeable against Madison County.

SEC. 3. That the Sheriff of Madison County shall receive, in lieu of his present salary of one thousand eight hundred dollars, the fees of his said office as are now or hereafter may be prescribed by law, in full and complete compensation for his services as sheriff of Madison County. Provided, the Sheriff of Madison County shall from and after March first, nineteen hundred and thirty-one, receive full fees in each and every case wherein the County of Madison is liable.

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

SEC. 5. That this Act shall apply to Madison County only.

SEC. 6. That this Act shall be in force and effect from and after March first, nineteen hundred and thirty-one.

Ratified this 12th day of February, A. D. 1931.
CHAPTER 49

AN ACT TO REPEAL CHAPTER THREE HUNDRED AND SIXTY-THREE OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN, RELATING TO THE PREPARATION OF THE TAX BOOKS.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter three hundred and sixty-three of the Public-Local Laws of nineteen hundred and twenty-seven is hereby repealed.

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

Ratified this the 12th day of February, A. D. 1931.

CHAPTER 50

AN ACT TO REQUIRE THE AUDITOR OR COUNTY ACCOUNTANT OF RUTHERFORD AND DAVIDSON COUNTIES TO ENTER DEEDS ON TAX ASSESSOR'S RECORD.

The General Assembly of North Carolina do enact:

SECTION 1. That from and after the first day of April, one thousand nine hundred and thirty-one, the Register of Deeds of Rutherford and Davidson Counties shall each day present to the Auditor or County Accountant of his County all deeds which have been filed in his office for registration during the previous twenty-four hours whereby the title to any land situated in said county, is conveyed in fee, and upon such presentation of any such deed it shall be the duty of the Auditor or County Accountant forthwith to enter such transfer of title upon a record to be kept by him showing the names of the owners of all real estate in said counties.

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

SECTION 3. That this act shall be in full force and effect from and after the first day of April, one thousand nine hundred and thirty-one.

Ratified this the 12th day of February, A. D. 1931.
CHAPTER 51
AN ACT TO ABOLISH THE COUNTY RECORDER'S COURT OF SWAIN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the County Recorder's Court of Swain County be and the same is hereby abolished.

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

SEC. 3. That this act shall be in force and effect from and after February first, one thousand nine hundred and thirty-one.

Ratified this the 14th day of February, A. D. 1931.

CHAPTER 52
AN ACT TO REPEAL CHAPTER ONE HUNDRED AND FOURTEEN OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-SEVEN RELATING TO SHIPPING VEAL CALVES.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter one hundred and fourteen of the Public-Local Laws of nineteen hundred and twenty-seven relating to shipping veal calves is hereby repealed.

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

Ratified this the 14th day of February, A. D. 1931.

CHAPTER 53
AN ACT REQUIRING COUNTY OFFICIALS OF AVERY COUNTY TO PAY THE PREMIUMS ON SURETY BONDS GIVEN BY THEM.

The General Assembly of North Carolina do enact:

SECTION 1. That the county officials of Avery County who now or hereafter may be required to give bonds in a surety company shall pay the premiums on said bonds, and the commissioners of said county are hereby prohibited from paying any part of said premiums.

SEC. 2. That anyone violating the provisions of this act shall be fined or imprisoned in the discretion of the court.

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

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

Ratified this the 14th day of February, A. D. 1931.
CHAPTER 54
AN ACT TO ENABLE THE COMMISSIONERS OF JACKSON COUNTY TO REGULATE THE RECORDER'S COURT OF THE COUNTY OR TO ABOLISH IT AT THEIR DISCRETION.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Commissioners for the County of Jackson, with reference to the Recorder's Court heretofore established therein, shall be, and they are hereby clothed and invested with the following powers and discretion:

(a) To remove at their discretion the Judge or Solicitor of said Recorder's Court in Jackson County.
(b) To fill all vacancies occurring by reason of the removal, resignation or death of the Judge or Solicitor of said Court.
(c) To determine and fix the salary of the Judge of said Court, and fix the fees of the Solicitor of said Court.
(d) To change, at any time, the salary and fees of the Judge and Solicitor of said Court.
(e) To abolish said Court at any time at their discretion.

SEC. 2. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.
SEC. 3. That this act shall be in full force and effect from and after its ratification.

Ratified this the 14th day of February, A. D. 1931.

CHAPTER 55
AN ACT TO PROHIBIT PUBLIC DRUNKENNESS IN AVERY COUNTY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be unlawful for any person to be drunk or disorderly in any public place or on any public road or street in Avery County, North Carolina. That any person convicted of the violation of this act shall be guilty of a misdemeanor, and, upon conviction, shall be fined not more than fifty dollars or imprisoned not exceeding thirty days, in the discretion of the court.
SEC. 2. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.
SEC. 3. That this act shall be in full force and effect from and after its ratification.

Ratified this the 14th day of February, A. D. 1931.
CHAPTER 56
AN ACT TO REPEAL CHAPTER FOUR HUNDRED AND FIFTY-EIGHT, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, PROVIDING FOR THE WORKING OF PRISONERS OF AVERY COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter four hundred and fifty-eight, Public-Local Laws of one thousand nine hundred and twenty-nine, providing for the working of prisoners of Avery County, be and the same is hereby repealed.

SEC. 2. That all laws and clauses of laws in conflict herewith be and the same are hereby repealed.

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

Ratified this the 14th day of February, A. D. 1931.

CHAPTER 57
AN ACT TO REPEAL CHAPTER ONE HUNDRED NINETY-SIX, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-ONE AND ALL AMENDMENTS THERETO PROVIDING FOR RURAL POLICEMEN FOR RUTHERFORD COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter one hundred and ninety-six of the Public-Local Laws of nineteen hundred twenty-one and all amendments thereto be and the same is hereby repealed.

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

Ratified this the 14th day of February, A. D. 1931.

CHAPTER 58
AN ACT TO AMEND CHAPTER TWO HUNDRED AND TWELVE, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, CREATING THE OFFICE OF TAX COLLECTOR OF HAYWOOD COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter two hundred and twelve, of the Public-Local Laws of one thousand nine hundred and twenty-nine, be amended by adding at the end of section two thereof the following: "Provided, that at the next general election to be
held in November, one thousand nine hundred and thirty-two, and biennially thereafter, the said tax collector shall be elected by a vote of the duly qualified voters of Haywood County for a term of two years beginning the first Monday in May, one thousand nine hundred and thirty-three."

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

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

Ratified this the 14th day of February, A. D. 1931.

CHAPTER 59

AN ACT TO AUTHORIZE AND EMPOWER THE BOARD OF COMMISSIONERS OF NORTHAMPTON COUNTY TO REGULATE THE OPENING AND CLOSING OF FILLING STATIONS ON THE SABBATH DAY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Commissioners of Northampton County is hereby authorized and empowered to make by-laws, rules and regulations relating to the opening and closing of filling stations within said county and outside of the incorporated towns in said county on the Lord's day, commonly known as Sunday; and may prohibit the opening of same altogether on said day, or prescribe certain hours in which they may remain open, and may enact any such other rules, regulations and by-laws for the enforcement of the provisions of this act.

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

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

Ratified this the 14th day of February, A. D. 1931.

CHAPTER 60

AN ACT TO ABOLISH THE OFFICE OF COUNTY TREASURER OF HOKE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That from and after the expiration of the term of office of the present incumbent, December 1, one thousand nine hundred and thirty-two, the office of county treasurer of Hoke County be and the same is hereby abolished.
Deposit of funds by other County officials.

General law applicable.

Duties of County accountant.

Conflicting laws repealed.

SEC. 2. That all county officials who are authorized to receive public money shall deposit such funds collected by them to the credit of the county in some bank or banks designated by the county commissioners in accordance with the provisions of section nineteen of chapter one hundred and forty-six of the Public Laws of one thousand nine hundred and twenty-seven and amendments thereto; provided, the county accountant shall be authorized and empowered to receive and/or collect any money for the county which no other officer is now authorized and empowered to receive and/or collect by law, and said county accountant shall deposit said money in accordance with the provisions of this section.

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

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

Ratified this the 14th day of February, A. D. 1931.

CHAPTER 61

AN ACT GOVERNING THE ELECTION OF THE COMMISSIONERS OF FRANKLIN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter five hundred and six of the Public Local Laws of nineteen hundred and twenty-nine, be and the same is hereby repealed.

SEC. 2. That whereas, for the purpose of having the County Commissioners of Franklin County a body representative for the entire County, the nomination and election of County Commissioners for said Franklin County shall be governed as follows:

SEC. 3. For effectuating the purpose of this act, the County of Franklin shall be divided into five districts, each of said districts to comprise two townships as follows: Harris and Dunn townships shall constitute district number one; Youngsville and Franklinton townships shall constitute district number two; Hayesville and Sandy Creek townships shall constitute district number three; Gold Mine and Cedar Rock townships shall constitute district number four, and Cypress Creek and Louisburg townships shall constitute district number five.

SEC. 4. That in the general primary or primaries hereafter held, preceding the general election, one candidate from each of the five districts created by section three of this Act shall be nominated by the qualified voters of the County as a whole participating in the said general primary or primaries of each of the recognized political parties, and should there be more
than one candidate for such nomination of any of the said recognized political parties from any one of the aforesaid five districts, the candidate from said respective district, receiving the highest number of votes throughout the County in his respective district shall be declared the nominee of his party from such district for election in the general elections as now by law provided, provided, that should any party fail to nominate a candidate from each of the aforesaid districts as above provided, then the executive committee of such party shall name the nominee from said district and such nominee shall be voted on in the general election as the nominee of such party.

SEC. 5. That there shall be elected three county commissioners in nineteen hundred and thirty-two; one from district number one, one from district number two, and one from district number three as above set out; these commissioners to be elected to serve for a term of two years and thereafter said commissioners shall be elected to serve from said respective districts for a term of four years.

SEC. 6. That there shall be elected two county commissioners in the general election of nineteen hundred and thirty-two, one from district number four, and one from district number five; these two commissioners to be elected for a term of four years and new election shall be held every four years thereafter for said two commissioners, it being the purpose and intention of this act to have at least two old members on said board of commissioners of Franklin County at all times, by an alternation of the election of the aforesaid commissioners.

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

SEC. 8. That this act shall be in full force and effect from and after its ratification.

Ratified this the 14th day of February, A. D. 1931.

CHAPTER 62

AN ACT RELATING TO THE ELECTION OF COUNTY COMMISSIONERS OF AVERY COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the terms of office of John F. Hampton and Smith Eggers, County Commissioners of Avery County, be and the same are hereby extended for a period of two years from the date of the expiration of their present terms, to-wit the first Monday in December, one thousand nine hundred and thirty-two, and at the election to be held in November, one thousand nine hundred and thirty-four, and each and every four years thereafter, their successors shall be elected for a term of four years.
SEC. 2. That at the general election to be held in November one thousand nine hundred and thirty-two, and each and every four years thereafter, there shall be elected one commissioner for the County of Avery for a term of four years.

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

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

Ratified this the 14th day of February, A. D. 1931.

CHAPTER 63

AN ACT TO PREVENT LOSSES TO GENERAL MUNICIPAL TAXPAYERS IN CATAWBA COUNTY.

The General Assembly of North Carolina do enactment:

SECTION 1. That all assessments heretofore levied on property for street and sidewalk improvements by the board of aldermen, city council or other governing body of any city, town or incorporated village, including all proceedings taken by such governing body prior to the assessments, are hereby legalized and validated.

SEC. 2. That this act shall apply only to the cities, towns and incorporated villages located in Catawba County.

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

Ratified this the 14th day of February, A. D. 1931.

CHAPTER 64

AN ACT TO AMEND CHAPTER ONE HUNDRED AND THIRTY-TWO, OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN, RELATING TO THE AUDITOR'S REPORT.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter one hundred and thirty-two of the Public-Local Laws of one thousand nine hundred and twenty-seven, be and the same is hereby amended by striking out the first eight sections, and inserting in lieu thereof the following sections:

“Sec. 1. That the Auditor of Madison County shall make an itemized monthly statement of the financial condition of Madison County and each and every subdivision thereof, showing the total amount of receipts to the credit of each subdivision and total amount of disbursements, and furnish a carbon copy or mimeographed copy to any taxpayer applying for same, to be paid for at the rate of ten cents per copy sheet.
Sec. 2. That the Auditor of Madison County shall upon written request properly signed by any taxpayer of said county, requesting any information about the financial condition of Madison County or any of its subdivisions or any of the funds of the county, its obligations or disposition of any fund, said Auditor shall within five days after receipt of such request furnish as shown by the public records, vouchers or minute dockets a statement showing the answer to any and all questions, provided the person applying for said information shall deposit with said Auditor, money at the rate of ten cents per copy sheet to pay for said statement.

Sec. 3. It is further provided that the Auditor of Madison County shall prepare for publication and furnish to the business manager of some newspaper published in Madison County, as hereinafter set out, a statement showing the total receipts and disbursements of the county and each and every subdivision thereof and any amounts paid to the officials of Madison county in excess of their regular salary or commissions as provided by law.

Sec. 4. That the County Superintendent of Public Schools of Madison County is empowered and directed and shall designate monthly some newspaper published in Madison County, to publish the reports of the county, its subdivisions, and all legal advertisements of Madison County or any of its subdivisions of whatsoever nature or kind, including the Sheriff's office, Clerk of the Superior Court, Register of Deeds, Pension Board, Board of Education, County Commissioners, Election Board, County Attorney or Delinquent Tax Collector or any other person whose duty it is or may hereafter be to have published any article of any kind whatsoever for or in behalf of the County of Madison or any of its subdivisions or agents, and the county commissioners shall pay all bills for publishing reports as provided in this act when approved by the Auditor and County Superintendent of Public Schools.

Sec. 5. The Auditor is empowered and directed to O. K. bills for printing or advertising by any newspaper or printing establishment designated by the County Superintendent of Schools as the official publication of Madison County at the rate of twenty-five cents per inch for one publication of small type and at the rate of twenty-two and a half cents for each edition where four editions are required.

Sec. 6. That if no newspaper in the County of Madison will do the work at the price herein set out in section two of this act, the Auditor shall hang a copy of the monthly report in the Clerk of the Court and Register of Deeds offices, and that at the end of the fiscal year the Auditor may have the audit of the county and its subdivision published as directed by the
County Superintendent of Schools for Madison County, but said audit shall not be published or reports displayed in the Clerk of the Court's Office and Register of Deeds, provided the monthly report as herein described in this act shall have been published in some newspaper in the county monthly."

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

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

Ratified this the 14th day of February, A. D. 1931.

CHAPTER 65

AN ACT TO REPEAL CHAPTER FIVE HUNDRED AND THIRTY-EIGHT, PUBLIC-LOCAL* LAWS OF ONE THOUSAND NINE HUNDRED AND FIFTEEN, RELATING TO THE COLLECTION OF TAXES IN ROBESON AND OTHER COUNTIES, IN SO FAR AS THE SAME APPLIES TO BLADEN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter five hundred and thirty-eight Public-Local Laws of one thousand nine hundred and fifteen, be and the same is hereby amended by striking out the words "Bladen County" in section two of said act.

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

Ratified this the 14th day of February, A. D. 1931.

CHAPTER 66

AN ACT TO AUTHORIZE THE COUNTY COMMISSIONERS OF TRANSYLVANIA COUNTY TO DISBURSE FUNDS DERIVED FROM A TAX LEVIED TO MAINTAIN THE GENERAL COUNTY COURT OF TRANSYLVANIA COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the General County Court of Transylvania County has been duly abolished and the cost of maintaining same has thereby been removed.

Sec. 2. That certain tax levy was duly made prior to the abolishment of said court for the maintenance of said court and certain moneys hereby collected by the tax collector of Transylvania County under said levy.

Sec. 3. That the said County Commissioners of Transylvania County are hereby authorized and empowered to apply any and all such moneys as are now or may be hereafter collected under
such levy for the maintenance of said County Court, to such other costs of government of said County, as to said Board of Commissioners may seem right and proper.

Sec. 4. That all laws and clauses of laws in conflict herewith are hereby repealed.

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

Ratified this the 14th day of February, A. D. 1931.

CHAPTER 67

AN ACT TO AMEND CHAPTER SEVENTY-SIX, PUBLIC-LOCAL LAWS OF NORTH CAROLINA, ONE THOUSAND NINE HUNDRED TWENTY-THREE, RELATIVE TO COMPULSORY SCHOOL ATTENDANCE OF CHEROKEE INDIANS.

The General Assembly of North Carolina do enact:

SECTION 1. That section one of chapter seventy-six, Public-Local Laws of North Carolina of one thousand nine hundred and twenty-three, be and the same is hereby amended by adding the words "Swain and Jackson" after the word "Graham" and before the word "counties" in line two thereof.

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

Ratified this the 14th day of February, A. D. 1931.

CHAPTER 68

AN ACT TO ABOlISH THE OFFICE OF TAX COLLECTOR OF ROBESON COUNTY, AND TO AMEND CHAPTER FIVE HUNDRED AND EIGHTY-EIGHT, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-THREE; TO REPEAL CHAPTER THREE HUNDRED AND EIGHTY, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-FIVE; AND CHAPTER FOUR HUNDRED AND SIXTY-FIVE, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN; AND CHAPTER FORTY-SEVEN, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE; AND TO AMEND CHAPTER THREE HUNDRED AND SIXTY, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE.

The General Assembly of North Carolina do enact:

SECTION 1. That section two, chapter five hundred and eighty-eight, Public-Local Laws of one thousand nine hundred
and twenty-three, be and the same is hereby stricken out and the following substituted in lieu thereof:

"SEC. 2. The County Commissioners of Robeson County shall not pay or allow to be paid to the Sheriff of Robeson County, nor to anyone for him, any money to be used for clerk hire of any kind in his office. But the said sheriff shall perform all the duties of his office and shall pay for any assistance he may need out of his salary, as provided for in this act."

SEC. 2. That chapter three hundred and eighty, Public-Local Laws of one thousand nine hundred and twenty-five, be and the same is hereby repealed. That chapter four hundred and sixty-five of the Public-Local Laws of one thousand nine hundred and twenty-seven, be and the same is hereby repealed. That chapter forty-seven of the Public-Local Laws of one thousand nine hundred and twenty-nine, be and the same is hereby repealed.

SEC. 3. That chapter three hundred and sixty, Public-Local Laws of one thousand nine hundred and twenty-nine, be and the same is hereby amended by striking out entirely the last paragraph of section three, which reads as follows: "The said county manager shall also receive from the tax collector the taxes and see that the same are properly and legally divided among the different funds of the county and make the computation for the turn-over of said funds by the tax collector and the county treasurer of said county."

SEC. 4. That the salary of the sheriff of Robeson County shall be fixed at thirty-six hundred dollars ($3,600.00) per annum, to be paid monthly out of the general fund of the county.

SEC. 5. That the tax collector of Robeson County shall continue his duties in regard to the collection of taxes and under his bond until Friday, the twentieth day of February, one thousand nine hundred and thirty-one. Before the tax collector and his bondsmen are relieved of liability for the collection and settlement of taxes, there shall be had a settlement between the tax collector and the board of county commissioners of Robeson County; and when it appears unto the satisfaction of the board of commissioners that the tax collector has accounted for all taxes and receipts up to the time when his duties are turned over to the sheriff, then the tax collector and his bondsmen shall be notified of such action by having transferred to them a copy of the minutes, showing that they have been discharged from all liability.

SEC. 6. That before the county commissioners of Robeson County shall turn over to such sheriff the tax books the said sheriff shall execute a bond payable to the State of North Carolina with some surety company approved by the State of
North Carolina to execute bonds in North Carolina as surety, the said bonds being conditioned upon the collection and settlement of all county and other local taxes according to law. This bond shall not exceed the amount of county and local taxes assessed for the previous year. The board of commissioners is hereby authorized to pay the premium on said bond out of the general fund of said county.

Sec. 7. That the said sheriff of Robeson County shall collect and settle for all taxes which he is authorized to collect, under the general laws of the State of North Carolina, and he is, in addition thereto, vested with all authority conferred upon the sheriff of the county in chapter two hundred and thirteen, Public Laws of one thousand nine hundred and twenty-seven, and amendments thereto; and the said sheriff shall see that all taxes collected are properly and legally divided among the different funds of the county and shall make the computations for the turn-over of said taxes which are collected to the proper funds of the county.

Sec. 8. That the sheriff shall have authority to call to his assistance in collecting taxes when needed the rural police of the county, who shall serve without additional pay.

Sec. 9. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

Sec. 10. That this act shall be in full force and effect from and after fifteen days from date of ratification.

Ratified this the 14th day of February, A.D. 1931.

CHAPTER 69

AN ACT TO AMEND CHAPTER ONE HUNDRED AND FORTY-SEVEN, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED AND TWENTY-FIVE, PROVIDING FOR BETTER LAW ENFORCEMENT IN CATAWBA COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section ten of chapter one hundred and forty-seven, Public-Local Laws, one thousand nine hundred and twenty-five, be and the same is hereby amended by striking out the words “the Superior Court of” in lines one and two of said section and inserting in lieu thereof the words “in any court in.”

Sec. 2. That section ten of chapter one hundred and forty-seven, Public-Local Laws, one thousand nine hundred and twenty-five, be and the same is hereby further amended by adding at the end thereof the following: “Provided, the county shall not be required to pay any part of the sums above mentioned in the event the defendant fails to pay the costs taxed against him.”
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SEC. 3. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

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

Ratified this the 16th day of February, A. D. 1931.

CHAPTER 70

AN ACT TO EXCEPT HENDERSON COUNTY FROM THE PROVISIONS OF CHAPTER TWO HUNDRED AND FORTY-ONE PUBLIC-LOCAL LAWS SESSION OF ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN RELATING TO REAL ESTATE BROKERS.

The General Assembly of North Carolina do enact:

SECTION 1. That article seventeen of chapter two hundred and forty-one of the Public-Local Laws of North Carolina, session one thousand nine hundred and twenty-seven, entitled, “an act to define, regulate, and license real estate brokers and real estate commission and to provide a penalty for a violation of the provisions hereof” be amended by striking out the word “Henderson” in line two of said section seventeen of said act so as to except Henderson County from the provisions of said chapter.

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

Ratified this the 16th day of February, A. D. 1931.

CHAPTER 71

AN ACT TO VALIDATE THE OFFICIAL ACTS OF N. J. MINTON, A JUSTICE OF THE PEACE OF HERTFORD COUNTY.

Whereas, N. J. Minton, a Justice of the Peace of Hertford County, continued to perform the acts of his office without having requalified after the expiration of the term for which he had been appointed; now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That each and all of the official acts of the said N. J. Minton, a Justice of the Peace, done and had by him after April first, one thousand nine hundred and twenty-seven and before April first, one thousand nine hundred and thirty, including all judgments rendered, probates taken, marriages performed, and any and all other acts whatsoever, be and the same are hereby in all respects validated.

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

Ratified this the 16th day of February, A. D. 1931.
CHAPTER 72
AN ACT TO VALIDATE THE OFFICIAL ACTS OF JOHN C. BELL, A JUSTICE OF THE PEACE OF BERTIE COUNTY.

Whereas, John C. Bell, a Justice of the Peace of Bertie County, continued to perform the acts of his office without having requalified after the expiration of the term for which he had been appointed: now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That each and all of the official acts of the said John C. Bell, a Justice of the Peace, done and had by him after April first, one thousand nine hundred and twenty-nine and before November seventeen, one thousand nine hundred and thirty, including all judgments rendered, probates taken, marriages performed, and any and all other acts whatsoever, be and the same are hereby in all respects validated.

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

SEC. 3. Providing that this action shall not affect pending litigation.

Ratified this the 16th day of February, A. D. 1931.

CHAPTER 73
AN ACT REGULATING THE SALARIES OF THE CLERK OF THE SUPERIOR COURT AND REGISTER OF HYDE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section one of chapter three hundred sixty-eight of the Public-Local Laws of nineteen hundred and twenty-nine be, and the same is, hereby amended by striking out the last eight lines of the section and substituting therefor the following:

"That the board of commissioners of Hyde County are authorized and directed to pay to the clerk of the Superior Court the sum of one hundred dollars for holding each term of court; to pay to the register of deeds not more than seven hundred dollars for preparing the county tax books, said allowance to be in addition to the compensation for the register fixed in section one chapter three hundred ninety-eight of the Public-Local Laws nineteen hundred and twenty-five."

SEC. 2. All laws and clauses of laws in conflict with this act are hereby repealed.

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

Ratified this the 17th day of February, A. D. 1931.
CHAPTER 74

AN ACT IN RELATION TO THE SALARY OF THE SHERIFF OF CAMDEN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the salary provided for the sheriff of Camden County, in chapter fifty-eight, Public-Local Laws of one thousand nine hundred and twenty-nine, to-wit, two thousand four hundred be effective only from and after July first, one thousand nine hundred and thirty-one.

SEC. 2. That from and after July first, one thousand nine hundred and thirty-one, the sheriff of Camden county shall collect the commissions upon all collection of taxes, as defined in section eight thousand forty-two of the Consolidated Statutes of one thousand nine hundred and nineteen, keeping an account of the same and on the first Monday of each month, succeeding, he shall account for such commissions to the county fiscal agent, accompanying said account by a verified statement showing the amount of said commissions and the same, thus reported, shall be credited by the county fiscal agent to the general funds of the county.

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

Ratified this the 18th day of February, A. D. 1931.

CHAPTER 75

AN ACT RELATING TO THE COMPENSATION OF THE MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF NEW HANOVER COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That in lieu of all per diem or compensation heretofore provided for, each member of the board of county commissioners of New Hanover, except the chairman, whose compensation shall be fixed by said board, shall receive for his services and expenses in attending the meetings of the board and performing the other duties of his office the sum of forty dollars ($40.00) per month.

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

SEC. 3. That this act shall be in full force and effect from and after April first, one thousand nine hundred and thirty-one.

Ratified this the 18th day of February, A. D. 1931.
CHAPTER 76
AN ACT TO AMEND CHAPTER FOUR HUNDRED AND THIRTY-THREE, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN, RELATING TO JOHNSTON COUNTY HIGHWAY COMMISSION.

The General Assembly of North Carolina do enact:

SECTION 1. That section four of chapter four hundred thirty-three, Public-Local Laws of one thousand nine hundred twenty-seven, be, and the same is hereby, amended by adding a sentence at the end thereof as follows:

"The terms of office of the members of said county highway commission elected under the provisions of this section, including those elected at the general election of one thousand nine hundred thirty, shall begin on the first Monday in December immediately following their election, or as soon thereafter as said members so elected shall appear before the clerk of the Superior Court of Johnston County and qualify by taking and subscribing the general oath of office required of public officers, and the terms of office of all persons heretofore chosen or elected as members of said county highway commission prior to the general election of one thousand nine hundred thirty are hereby declared to be at an end."

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

Ratified this the 19th day of February, A. D. 1931.

CHAPTER 77
AN ACT TO REGULATE CERTAIN DUTIES OF PLUMBING INSPECTOR.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be unlawful for any person, firm or corporation to employ or contract with any person, firm or corporation to do any plumbing or steam-fitting work, unless the said person, firm or corporation doing plumbing or steam-fitting have paid the state, county and city license for such work for the current year.

SEC. 2. That no plumbing inspector shall issue a permit to any person, firm or corporation to do any plumbing or steam-fitting unless such person, firm or corporation shall have paid the state, county and city license, for doing plumbing or steam-fitting, and the receipts of same being exhibited to said inspector.
Punishment for violation.

Constitutional parts of act upheld.

Applicable only to New Hanover County.

Conflicting laws repealed.

SEC. 3. That any person, firm or corporation violating any section of this act shall be guilty of a misdemeanor, and upon conviction shall be fined not more than fifty dollars ($50.00) or imprisoned not more than thirty (30) days.

SEC. 4. That if any provision of this act should be declared unconstitutional, such declaration shall not in any way affect the remaining provisions of this act.

SEC. 5. That this act shall apply to New Hanover County only.

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

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

Ratified this 19th day of February, A. D. 1931.

CHAPTER 78

AN ACT TO PROVIDE FOR THE APPOINTMENT OF THE SCHOOL COMMITTEE OF THE GARNER HIGH SCHOOL AND MT. AUBURN ELEMENTARY SCHOOL LOCATED IN GARNER-MT. AUBURN SCHOOL DISTRICT.

The General Assembly of North Carolina do enact:

SECTION 1. That from and after the ratification of this act the school committee of the Garner High School and Mt. Auburn Elementary School located in Garner-Mt. Auburn school district, St. Mary's Township, Wake County, shall consist of seven members, whose names and terms of office shall be as follows: S. T. Mitchiner and N. L. Broughton, whose terms shall expire on the first day of April, one thousand nine hundred and thirty-three; Exum Sturdivant, L. C. Whitaker and C. L. Wrenn, whose terms of office shall expire on the first day of April, one thousand nine hundred and thirty-four; C. N. Allen and B. R. Buffaloe, whose terms of office shall expire on the first day of April, one thousand nine hundred and thirty-five. At the expiration of the terms of office of the above-named committeemen their successors shall be appointed by the county board of education of Wake County as now provided by law.

SEC. 2. That all laws and clauses of laws and all rules and regulations now in effect relative to the appointment of committeemen for the said school district in conflict with the provisions of this act are hereby repealed.

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

Ratified this the 19th day of February, A. D. 1931.
CHAPTER 79
AN ACT TO PERMIT THE COUNTY BOARD OF EDUCATION OF GUILFORD COUNTY TO DEED CERTAIN PROPERTY TO THE BOARD OF COUNTY COMMISSIONERS OF GUILFORD COUNTY.

Whereas, the board of county commissioners of Guilford county through its road force has improved the yards of a number of the public schools of Guilford County, and

Whereas, the two pieces of public school property known as Sandy Ridge and Elm Grove have been abandoned by the county board of education in its program of consolidation, now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That permission is hereby granted to the county board of education of Guilford County to execute deeds for the old Sandy Ridge school property and the Elm Grove school property to the board of county commissioners of Guilford County without advertising same for sale at public auction.

SEC. 2. All laws or parts of laws in conflict with this act are hereby repealed.

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

Ratified this the 19th day of February, A. D. 1931.

CHAPTER 80
AN ACT TO AMEND CHAPTER EIGHTY-FOUR OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-FIVE, FIXING THE SALARY OF THE SHERIFF AND PROVIDING FOR THE APPOINTMENT OF TAX COLLECTOR AND TAX SUPERVISOR FOR UNION COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter eighty-four of the Public-Local Laws of one thousand nine hundred and twenty-five, be and the same is hereby amended by striking out all of section two and substituting in lieu thereof the following:

"SEC. 2. That the sheriff of Union County shall receive in lieu of all other compensation a salary at the rate of three thousand ($3,000.00) dollars per annum, payable in equal monthly installments out of the general fund of the county. He shall be allowed to appoint one deputy who shall receive a salary at the rate of one thousand eight hundred ($1,800.00) dollars per annum, payable in equal monthly installments out of the general fund of the county, said deputy to serve at the will of
the sheriff or until his successor is appointed. The board of county commissioners may in its discretion allow such amount as it may deem necessary for the expenses of the sheriff and such deputy as provided above herein and for maintaining the office of the sheriff. That the sheriff may hire an office clerk to collect the balance of the one thousand nine hundred and thirty taxes at a salary not to exceed one hundred dollars ($100.00) per month. The sheriff of Union County shall hereby be relieved of all duties and powers relating to the collection of taxes after he has settled for the nineteen hundred and thirty taxes."

SEC. 2. That section three of chapter eighty-four, Public-Local Laws of one thousand nine hundred and twenty-five, be and the same is hereby amended by striking out the word "deputies" in line one and inserting in lieu thereof the word "deputy".

SEC. 3. That the board of county commissioners of Union County shall appoint some person as tax collector for the County upon whom shall be imposed and conferred all duties and powers provided by law and relating to the collection of taxes. The tax collector shall be paid a salary not to exceed the rate of two thousand ($2,000.00) dollars per annum, payable in equal monthly installments out of the general fund of the County. The tax collector shall also be the tax supervisor of the County and shall list all property for taxes in Monroe township and supervise and make out the tax books of the County, and shall assume his duties as tax supervisor on the first day of April, one thousand nine hundred and thirty-one. As tax collector, he shall assume his duties on the first Monday of October, one thousand nine hundred and thirty-one, and shall collect the taxes of the County for the levy of each year thereafter, and is subject to removal by the county commissioners for inefficiency or neglect to perform his duties as tax collector.

SEC. 4. That the tax collector shall appoint one deputy who shall be paid a salary not to exceed one thousand ($1,000.00) dollars per annum, payable in equal monthly installments out of the general fund of the County. The county commissioners shall appoint at a salary not to exceed one thousand ($1,000.00) dollars per annum, payable monthly, a purchasing agent of the County, who shall purchase all supplies, materials and equipment for the county home, the county roads, the office of the county and for the schools of the county.

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

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

Ratified this the 20th day of February, A. D. 1931.
CHAPTER 81

AN ACT TO AUTHORIZE THE COMMISSIONERS OF CHATHAM COUNTY TO APPOINT A TAX COLLECTOR FOR SAID COUNTY, AND TO PROVIDE COMPENSATION FOR THE TAX COLLECTOR OF SAID COUNTY.

The General Assembly of North Carolina do enact:

Section 1. The Commissioners of Chatham County are hereby authorized and empowered to appoint a Tax Collector for said County, whose term of office shall begin on the first Monday in December following the General Election of officers for the County, and be for two years, and until his successor has been appointed and qualified; and the appointment shall be made biennially on the first Monday in December or as soon thereafter as may be practicable; provided, however, that the said Commissioners may appoint the first Tax Collector hereunder at any time prior to the first Monday in December, one thousand nine hundred and thirty-one, who shall hold his office for the remainder of the two-year period as above defined, and until his successor is appointed and qualified; provided, further, that nothing in this act shall in any manner abridge the powers, duties and liabilities of the present Tax Collector or the Sheriff as to the taxes and tax lists in their hands for collection.

Sec. 2. That the salary of the Tax Collector appointed hereunder is hereby fixed at TWO THOUSAND DOLLARS per year, which sum shall be deducted from the amount allowed the Sheriff of said County for collecting the taxes; provided, however, that the said Commissioners may allow in their discretion the Tax Collector an additional sum, whenever it may appear necessary, with which to pay for clerical help and assistance in carrying on the business of his office.

Sec. 3. The Tax Collector, before entering upon the discharge of his office shall take and subscribe an oath, as is taken by officers of the County, and to truly and faithfully and impartially discharge the duties of Tax Collector to the best of his skill and ability; and shall give the bonds now by law required of the Sheriff as Collector of Taxes. Upon his appointment all of the powers, and duties, and liabilities now pertaining to the Sheriff of the County as Tax Collector regarding the collection, custody, and disposition of the taxes, turning over and accounting for the same, distraint, advertisement, sale, and in all other respects pertaining to said matters which are now given or shall hereafter be given, designated or required of Sheriffs in the performance of similar duties shall be conveyed upon, given to, and required of said Tax Collector. He
shall make the reports now required of the Sheriff as Tax Collector, and be subject to the same rules and regulations.

SEC. 4. All laws in conflict herewith are hereby repealed.

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

Ratified this the 20th day of February, A. D. 1931.

CHAPTER 82

AN ACT TO REPEAL CHAPTER FOUR HUNDRED SEVENTY-SEVEN OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-FIVE, DESIGNATED AS "AN ACT TO CREATE AN AUDITOR FOR UNION COUNTY", AND TO PROVIDE FOR APPOINTMENT OF A COUNTY ACCOUNTANT.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter four hundred seventy-seven of the Public-Local Laws of one thousand nine hundred twenty-five, entitled “An Act to Create an Auditor for Union County” be and the same is hereby repealed.

SEC. 2. That the board of county commissioners of Union County shall appoint some person as county accountant in accordance with the requirements of Section three of Chapter one hundred forty-six, Public Laws of one thousand nine hundred twenty-seven, and any amendments which may be hereafter made thereto, and said county accountant shall perform such duties as are imposed upon that office by said act or by such other subsequent general acts prescribing duties and powers of the county accountant. The county accountant shall be appointed for a term of two years to hold such office at the will of the board or until his successor is appointed and qualified: Provided, however, that the board shall appoint Robert S. Houston as county accountant after July first, one thousand nine hundred and thirty-one in accordance with the terms as herein above provided.

SEC. 3. That the salary of the county accountant shall be not less than one thousand eight hundred ($1,800) dollars per annum, payable in equal monthly installments out of the general fund of the county.

SEC. 4. That all laws and clauses of laws in conflict with the provisions of this act shall be and the same are hereby repealed.

SEC. 5. That the provisions of this act shall be in force and effect from and after the first day of July, one thousand nine hundred and thirty-one.

Ratified this the 20th day of February, A. D. 1931.
CHAPTER 83

AN ACT TO AMEND CHAPTER ONE HUNDRED AND TWENTY, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, RELATIVE TO THE TIME OF HOLDING MEETINGS OF THE BOARD OF COMMISSIONERS OF NEW HANOVER COUNTY.

The General Assembly of North Carolina do enact:

SEC. 1. That Section one of Chapter one hundred and twenty, Public-Local Laws of one thousand nine hundred and twenty-nine, be and the same is hereby amended by striking out all of lines four and five in said section and inserting in lieu thereof the following: “and on each Monday of each week thereafter during said month”.

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

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

Ratified this the 20th day of February, A. D. 1931.

CHAPTER 84

AN ACT TO ABOLISH THE HIGHWAY COMMISSION OF PASQUOTANK COUNTY.

The General Assembly of North Carolina do enact:

SEC. 1. That except as hereinafter limited, chapter one hundred and twenty-six, Public-Local Laws, one thousand nine hundred and fifteen, and all acts supplementary thereto or amendatory thereof are hereby repealed and the Pasquotank County Highway Commission be and the same is hereby abolished.

SEC. 2. That the powers and duties and authority contained in the laws set forth in section one hereof and conferred upon said Pasquotank County Highway Commission or any agency thereof be and they are hereby conferred upon the Board of County Commissioners of Pasquotank County in so far as they may be necessary to the proper upkeep, maintenance and construction of the county roads and bridges of said county.

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

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

Ratified this the 20th day of February, A. D. 1931.
CHAPTER 85

AN ACT TO REQUIRE THE SHERIFF OF CUMBERLAND COUNTY AND THE TAX COLLECTORS OF ALL MUNICIPALITIES IN SAID COUNTY TO ACCEPT PARTIAL PAYMENTS ON TAXES.

The General Assembly of North Carolina do enact:

SECTION 1. That the sheriff of Cumberland County and the tax collectors of each and every municipality in said county be and they are hereby authorized, directed and required to accept partial payments on taxes which may be paid from time to time by the taxpayers on taxes due said county or municipality; provided, however, that such partial payment shall be not less than twenty-five per cent of the original tax due.

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

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

Ratified this the 21st day of February, A. D. 1931.

CHAPTER 86

AN ACT TO PLACE THE OFFICERS OF MECKLENBURG COUNTY ON SALARIES.

The General Assembly of North Carolina do enact:

SECTION 1. That on and after the first Monday of December, 1931, the Sheriff, Register of Deeds, Clerk of the Superior Court, and the Treasurer of Mecklenburg County be and they are hereby placed on salaries to be paid from the general county fund as follows:

The Sheriff shall receive the sum of: FOUR THOUSAND AND TWO HUNDRED DOLLARS ($4,200.00) per annum.

The Register of Deeds shall receive the sum of: FOUR THOUSAND AND TWO HUNDRED DOLLARS ($4,200.00) per annum.

The Clerk of the Superior Court shall receive the sum of: FOUR THOUSAND AND EIGHT HUNDRED DOLLARS ($4,800.00) per annum.

The Treasurer shall receive the sum of: THREE THOUSAND AND SIX HUNDRED DOLLARS ($3,600.00) per annum.

All of said salaries shall be paid in equal monthly installments.

SEC. 2. That all expenses incident to the above offices including the hire and pay of deputies, supplies for the several offices,
premiums on bonds, and necessary traveling expenses, shall be paid out of the general county fund, when approved by the County Commissioners.

Sec. 3. That the compensation paid to said officers as provided in Section one shall be in lieu of all other compensation including fees and commissions of every kind collected, and every other emolument of said offices that the said officers shall collect. All fees and commissions which are now and may be in effect hereafter provided by law, shall be and belong to the county of Mecklenburg, and shall be accounted for daily by the said officers collecting same and at the close of business of each day or the following day shall be turned over to the Treasurer of the county with a memorandum of the amount and the source from which said fees are collected, and that the fees and commissions which are now charged by law for the registration of deeds and other instruments, the probate of wills, the commissions on estates, in the hands of the Clerk as receiver, all fees for the services of all processes and all other fees and commissions of every kind as are now and may hereafter be provided by law, be and the same are hereby ratified and are to belong to the county and are to be collected by the said officers as aforesaid and remitted daily to the Treasurer of the county as aforesaid: Provided, the Board of County Commissioners may, in their discretion, authorize monthly instead of daily reports of fees.

Sec. 4. That the Clerk of the Superior Court is hereby made the Agent of the county for the purpose of receiving the fees for the Sheriff and Register of Deeds to the end that the Clerk’s office shall be the place where all fees are to be paid, said fees to be paid to the said Clerk as Agent for the county, and the Board of County Commissioners are hereby authorized, directed and empowered to make such reasonable rules and regulations as may be necessary to carry out this provision and all other provisions of this act, and the said Board of County Commissioners shall require a bond of the said Clerk as Agent of the county, in the collection of said fees in an amount sufficient to properly protect the county, and may employ such additional help by and with the advice and consent of the Clerk to properly carry out this and all other provisions of the act to the end that the said fees shall be efficiently collected at one central place and properly accounted for and protected.

Sec. 5. The Sheriff shall appoint a jailor and fix his salary, which salary shall be subject to approval by the Board of County Commissioners, to be paid out of the general county fund, and that the feeding of the prisoners shall be in the hands of the County Commissioners who shall in their discretion provide for the same. The Sheriff shall appoint sufficient

proval of Com- Salaries paid in
missioners.

Fees and commis- provided.

Daily reports required.

Monthly reports may be ordered by Commissioners.

Clerk of Court named Agent of
County for receiv-
ing fees collected.

Bond of Clerk as
Agent.

Additional help
provided.

Sheriff to appoint
jailor; salary.

Feeding of
prisoners.

Deputies
provided.
deputies to properly carry on the work of his office and fix their salaries, which said salaries and the number of deputies employed shall be provided in the discretion of the Board of County Commissioners.

SEC. 6. That the Clerk of the Superior Court, and the Register of Deeds shall appoint the deputies and clerks to properly carry on the respective duties of their said offices and fix their salaries, which said salaries and the number of deputies and clerks shall be in the discretion of and subject to approval by the County Board of Commissioners.

SEC. 7. The officers hereinafore mentioned shall faithfully perform all the duties of their said offices, and shall receive no other compensation or allowances whatsoever for any extra or additional services rendered to the county or state or other governmental agencies, and they shall be liable to all the pains and penalties now or hereafter provided for failure to perform the duties of their several offices.

SEC. 8. That all monies coming into the hands of the Treasurer of Mecklenburg County by virtue of this act, shall be paid in to the general county fund of Mecklenburg County, and the said Treasurer shall keep a separate account of the monies received from the several offices as provided in this act, and the amount expended for the salaries of deputies, clerks and the expenses of said offices separately and make a quarterly report to the Board of County Commissioners of said receipts and disbursements and showing balance on hand in the county fund after paying the expenses herein provided for, for maintaining said offices.

SEC. 9. That the officers mentioned in this act shall themselves keep accurate accounts of the amounts received and from what sources, and shall keep their books and accounts open to the end that the County Commissioners, or any other citizen may at any reasonable time require said officers to exhibit to them all books and accounts showing the monies received and turned over to the Treasurer under the provision of this act.

SEC. 10. That nothing in this act shall be construed to in any manner abolish or invalidate the office of Assistant Clerk of the Superior Court as now provided by law, and the said Assistant Clerk of the Superior Court shall be appointed by the Clerk of the Superior Court who shall also fix his salary which said salary shall be subject to approval by the Board of County Commissioners as herein provided for other clerks and deputies.

SEC. 11. That any officer, deputy, deputy clerk, or assistant, herein mentioned, who shall wilfully fail or refuse to collect the full fee, commission or emolument of any kind belonging to any of the said offices mentioned herein, shall be guilty of a misdemeanor, and that any officer named in this act failing or
refusing to make the verified settlement required by this act shall be guilty of a misdemeanor, and that any officer named in this act who shall wilfully make a false statement as to the amounts received by him as required by this act shall be guilty of a felony, and upon conviction shall be punished as provided in cases of misdemeanors and felonies as the case may be.

SEC. 12. This act shall take effect from and after the first Monday in December, one thousand nine hundred thirty-one.

SEC. 13. That all laws and clauses of laws in conflict with this act be and are hereby expressly repealed.

Ratified this the 21st day of February, A. D. 1931.

CHAPTER 87
AN ACT TO AMEND CHAPTER ONE HUNDRED FORTY-ONE, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, FORBIDDING BORROWING ADDITIONAL FUNDS FOR HIGHWAY CONSTRUCTION AND IMPROVEMENTS IN CRAVEN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That authority to borrow money conferred upon the Board of Commissioners of Craven County, by chapter one hundred forty-one, Public-Local Laws of one thousand nine hundred and twenty-nine, and to issue notes and bonds therefor for the purpose of construction and improvement of highways in said county is hereby withdrawn so far as borrowing any additional amounts or issuing notes for any additional amount after ratification of this act. Provided, however, nothing in this act shall be construed to impair or invalidate any notes or bonds heretofore issued under provisions of chapter one hundred and forty-one, Public-Local Laws of one thousand nine hundred twenty-nine, or in any way interfere with the renewing, funding or refunding any notes or bonds heretofore issued under provisions of chapter one hundred and forty-one, Public-Local Laws of one thousand nine hundred and twenty-nine, the purpose of this amendment being to prevent borrowing of additional amounts or issuing notes for additional amounts under said chapter one hundred forty-one, Public-Local Laws of one thousand nine hundred twenty-nine, and with this exception said chapter one hundred forty-one, Public-Local Laws of one thousand nine hundred twenty-nine, is to remain in full force and effect.

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

Ratified this the 21st day of February, A. D. 1931.

Failure to make verified settlement made misdemeanor.
Making false statement made felony.
Effective December, 1931.
Conflicting laws repealed.

Ch. 141, Public-Local Laws 1929, amended, withdrawing from Craven County Commissioners power to borrow additional funds for highway construction.

Outstanding obligations unimpaired.

Funding present notes and bonds unaffected.
CHAPTER 88

AN ACT TO EMPOWER THE SHERIFFS OF WASHINGTON AND HYDE COUNTIES TO SELL THE LANDS IN WASHINGTON COUNTY DRAINAGE DISTRICT NO. FOUR FOR DELINQUENT DRAINAGE ASSESSMENTS.

The General Assembly of North Carolina do enact:

SECTION 1. The sheriff of Washington County and the sheriff of Hyde County or tax collector, as the case may be, are hereby authorized and empowered to sell for delinquent drainage assessments, general or special, the land lying in Washington County Drainage District Number Four, said district being situate in Washington and Hyde Counties, especially the special assessment levied in one thousand nine hundred and twenty-five to clean out canals, and the special assessment levied in one thousand nine hundred and twenty-nine, and one thousand nine hundred and thirty to pay balance on drainage bonds, and that the time for making said sales is hereby limited to the first day of January, one thousand nine hundred and thirty-two.

Sec. 2. That the sales for delinquent drainage assessments by sheriffs or tax collectors of Washington and Hyde Counties of the lands in Washington County Drainage District Number Four be and the same are hereby validated.

Sec. 3. The special assessments levied by the drainage commissioners of Washington County Drainage District Number Four for the purpose of cleaning out canals in one thousand nine hundred and twenty-five, and to pay balance due on drainage bonds in one thousand nine hundred and twenty-nine, and one thousand nine hundred and thirty be and the same are hereby validated.

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

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

Ratified this the 21st day of February, A. D. 1931.

CHAPTER 89

AN ACT TO REQUIRE SHERIFF OR TAX COLLECTOR OF CRAVEN COUNTY TO ACCEPT PARTIAL PAYMENTS IN COLLECTION OF TAXES.

The General Assembly of North Carolina do enact:

SECTION 1. That, under such rules and regulations as may be prescribed by Board of Commissioners of Craven County, the Sheriff of Craven County or Tax Collector, be required under law, to collect any taxes due said County, is hereby required
to accept partial payments and issue receipts therefor, to the taxpayers, for the current year's taxes; and when said taxes are paid in full by partial payments or otherwise, said tax collecting official shall issue final receipts to taxpayers.

Sec. 2. That the Board of Commissioners of Craven County are hereby required to furnish the Sheriff or tax collector with suitable tax receipts and copy of rules and regulations adopted by said board in reference to collection of taxes by partial payments.

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

Ratified this the 21st day of February, A. D. 1931.

CHAPTER 90

AN ACT TO REGULATE THE FEES OF THE RECORDER'S COURT FOR UNION COUNTY AND THE CITY OF MONROE AND TO FIX THE PAY OF JURORS AND WITNESSES IN THE RECORDER'S COURT.

The General Assembly of North Carolina do enact:

Section 1. That the fees allowed in the Recorder's Court for Union County and the City of Monroe shall be fixed as follows: issuing warrant, including affidavit and precept, one dollar; trial and judgment in cases of submission and nolo contendere, seventy-five cents; trial and judgment when issue, one dollar; docketing warrant and judgment and cross-indexing the same a total of seventy cents; for issuing subpoena in cases where magistrate has jurisdiction, ten cents each; for issuing subpoena where magistrate has not jurisdiction, fifteen cents each; issuing capias, one dollar; issuing search warrant, including affidavit and precept, one dollar; for each continuance on defendant's motion, thirty cents; Recorder's seal, each, twenty-five cents; Solicitor's fee, each defendant, two dollars; filing and indexing all names in the same warrant, twenty cents; judgment nisi each defendant, twenty-five cents; notice, each defendant, twenty-five cents.

Sec. 2. In all cases where process is issued by and/or returnable before the Recorder's Court and served by the Sheriff of Union County, or the police of the City of Monroe, or the police of the Town of Benton Heights, or the police of the Town of West Monroe, or the police of the Town of Icemoorlee, the following fees shall be taxed: for the arrest of each defendant on a warrant or capias, two dollars; for service of search warrant, each defendant, one dollar; for service of scire facias or order, each defendant, one dollar; for service of each subpoena, thirty cents; taking bond, including justification, sixty
Salaried officers to surrender fees collected.

Fees of witnesses.

Limitation on number of witnesses.

Recorder to specify number.

Deposit required of defendant demanding jury trial.

Fees of jurors.

Conflicting laws repealed.

Effective April 1, 1931.

Allowing domestic fowls to run at large prohibited.

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cents; committing defendant to jail, sixty cents; Provided, further, that where the officer serving the process is on a salary for his services as such, the fees so taxed shall be held and disposed of by the Clerk as heretofore provided in the statutes relating to the Recorder's Court.

Sec. 3. Witnesses subpoenaed to appear before the Recorder's Court to testify in cases before the court, when sworn and tendered, in all cases where justices of the peace have concurrent jurisdiction, shall be allowed the sum of fifty cents per diem without mileage; where magistrates have not concurrent jurisdiction, witnesses shall be allowed the sum of one dollar per diem, with mileage at the rate of ten cents per mile one way from their residence in the county to the court; Provided, further, that not more than two witnesses shall be subpoenaed to testify before the court as to any one material fact or set of facts; Provided further, that at the trial of the cause, the Recorder shall specify such witnesses as may be allowed to prove their attendance in each case tried before him.

Sec. 4. In all cases before the Recorder's Court where the defendant demands a jury trial, he shall deposit the sum of nine dollars with the Clerk of the Recorder's Court before the jury is drawn; and thereupon a jury shall be drawn as heretofore provided in the acts relating to the Recorder's Court; and each juror sitting on the trial of the cause shall be allowed the sum of one dollar per diem for his services; and the sum of fifty cents shall be allowed the jurors not sitting in the trial of the case.

Sec. 5. All laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

Sec. 6. That this act shall be in full force and effect on and after the first day of April, one thousand nine hundred and thirty-one.

Ratified this the 21st day of February, A. D. 1931.

CHAPTER 91

AN ACT TO PREVENT DEPREDATIONS OF DOMESTIC FOWLS IN THE COUNTY OF CHEROKEE.

The General Assembly of North Carolina do enact:

Section 1. That it shall be unlawful for any person to permit any turkeys, geese, chickens, ducks or other domestic fowls to run at large after being notified to keep them up, on land other than that belonging to the owner of the domestic fowls while such lands are under cultivation in any kind of grain or feed-stuff, or while being used for garden or ornamental purposes.
SECTION 2. Any person permitting his domestic fowls to run at large, after having been notified to keep them up, shall be guilty of a misdemeanor, and upon conviction shall be fined not exceeding five dollars or imprisoned not exceeding five days, or if it shall appear to any Justice of the Peace that after two days' notice any person persists in allowing his fowls to run at large or refuses to keep them on his own premises, then the said Justice of the Peace may, in his discretion, order any Sheriff, Constable or other officer to kill said fowls when so depredating.

SECTION 3. That this act shall apply only to Cherokee, Hertford, and Rockingham Counties.

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

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

Ratified this the 21st day of February, A. D. 1931.

CHAPTER 92

AN ACT TO PROVIDE FOR THE PAYMENT, IN INSTALLMENTS, OF PROPERTY TAXES DUE TO NEW HANOVER COUNTY AND THE CITY OF WILMINGTON.

The General Assembly of North Carolina do enact:

SECTION 1. That any person, firm or corporation owing real and/or personal property taxes to New Hanover County and/or the City of Wilmington shall be permitted to pay said taxes in installments subject to the conditions provided in this Act.

SECTION 2. Any taxpayer whose aforesaid property taxes amount to five dollars or more shall be permitted to pay:

One-fourth or more of said tax on or before November thirtieth of the year in which said tax was assessed and levied;

One-fourth or more on or before January thirty-first, next;

One-fourth or more on or before March thirty-first, next;

And the remainder, if any, on or before April thirtieth, next.

SECTION 3. No discount shall be allowed on any of said items of taxes, any part of which has been paid in installments as provided in Section two of this Act.

SECTION 4. No penalty for delayed payment shall be charged against any of said items of taxes paid in installments, provided said partial payments have been made in accordance with Section two of this Act. Any partial payment not made within the times specified in Section two of this Act shall be subject to penalties imposed by general law.
Sec 5. Any property on which the taxes have not been paid in full shall be sold for the amount of the taxes and penalties due on the same, at the time and in the manner provided by general law.

Sec 6. Nothing in this Act shall prevent the levy on property for the collection of taxes, or in any way interfere with the tax liens on property as provided by general law.

Sec 7. That all laws and clauses of laws in conflict herewith, to the extent of such conflict, are hereby repealed.

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

Ratified this the 21st day of February, A. D. 1931.

CHAPTER 93

AN ACT TO PERMIT THE COUNTY COMMISSIONERS OF CASWELL COUNTY TO TRANSFER CERTAIN FUNDS FROM THE SALARY FUND TO THE GENERAL COUNTY FUND.

Whereas, taxes were levied for the year nineteen hundred and thirty, to pay salaries of the officials of Caswell County, and

Whereas, some of the offices have been abolished and the salaries of other offices may be reduced. Now, therefore:

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners be and they are hereby authorized to transfer any funds derived from taxes levied during the year nineteen hundred and thirty, for salaries of the county offices which have been or may be not expended for that purpose to the General County Fund.

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

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

Ratified this the 21st day of February, A. D. 1931.

CHAPTER 94

AN ACT TO INCREASE THE DUTIES OF THE BOARD OF EDUCATION IN MADISON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the board of education of Madison County at its regular monthly meeting on the first Monday in April, one thousand nine hundred and thirty-one and annually thereafter shall appoint a school committee composed of only three
members, in each special taxing school district and a committee of only three members in non-local taxing districts, and the different school committees of the County shall serve one year only.

Sec. 2. That the term of office of all school committees now serving in Madison County in special taxing and non-local special taxing districts shall expire on the first Monday in April, one thousand nine hundred and thirty-one.

Sec. 3. That the board of education in Madison County is hereby empowered and directed to name the qualifications and duties of school committeemen before making appointments, and thereafter be governed accordingly in making each and every appointment.

Sec. 4. That this act shall apply to Madison County only.

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

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

Ratified this the 23rd day of February, A. D. 1931.

CHAPTER 95

AN ACT TO AMEND CHAPTER TWO HUNDRED NINETY-THREE OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-FIVE KNOWN AS AN ACT TO CREATE A ROAD COMMISSION FOR HARNETT COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section three of said act be, and the same is hereby repealed, and the following substituted therefor: "That from and after the first Monday in April, one thousand nine hundred and thirty-one, the board of county commissioners of Harnett County shall, ex-officio, constitute the Road Commission of Harnett County, and shall thereupon succeed to all the powers, authority, duties and privileges imposed upon the said Road Commission or with which the said Road Commission has been invested by virtue of said chapter two hundred ninety-three of the Public-Local Laws of one thousand nine hundred twenty-five, and all amendments thereto".

Sec. 2. That section four of said act be, and the same is hereby repealed, and the following substituted in lieu thereof: "The chairman of the board of county commissioners of Harnett County shall, ex-officio, be the chairman of the Road Commission of Harnett County as created in said chapter two hundred ninety-three of the Public-Local Laws of one thousand nine hundred twenty-five, and amendments thereto".

Term of office.
Present terms expire April, 1931.
Qualifications.
Applicable only to Madison County.
Conflicting laws repealed.

Ch. 293, Public-Local Laws 1925, amended, abolishing Harnett County Road Commission. County Commissioners succeed to powers and duties as of April, 1931.

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

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

Ratified this the 23rd day of February, A. D. 1931.

CHAPTER 96

AN ACT TO CHANGE SITE OF JAIL IN FORSYTH COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That the Board of County Commissioners of Forsyth County, at their discretion, may change the site of the present jail from its present site at the corner of North Main Street and West Fifth Street in the City of Winston-Salem, North Carolina, to the site of the Forsyth County Farm, or any other site in Forsyth County and may discontinue the present jail at their discretion.

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

Ratified this the 23rd day of February, A. D. 1931.

CHAPTER 97

AN ACT FOR THE RELIEF OF ROBERT L. PURNELL, JR., OF WARREN COUNTY ON ACCOUNT OF INJURIES RECEIVED WHILE IN THE COURSE OF THE PERFORMANCE OF HIS DUTIES AS DEPUTY SHERIFF.

Whereas, on May third, one thousand nine hundred twenty-eight, Robert L. Purnell, Jr., of Warren County, while engaged in the performance of his duties as deputy sheriff in and for said county, in attempting to arrest one John Macon for the crime of murder, was dangerously and permanently wounded and injured;

And Whereas, on account of said wound and injury the said Robert L. Purnell, Jr., in addition to suffering the permanent injuries as aforesaid, incurred hospital and physicians' bills amounting in the aggregate to the sum of four hundred dollars;

And Whereas, it is proper and just that the said Robert L. Purnell, Jr., should be reimbursed by public authority for the expenditure so incurred; now, therefore,

The General Assembly of North Carolina do enact:

Section 1. That the board of commissioners of Warren County be, and they are hereby, authorized, empowered and directed to appropriate and pay to the said Robert L. Purnell,
Jr., the sum of four hundred dollars out of the general fund of said County as reimbursement to him for the expenditure on account of said physicians' and hospital bills so incurred; said sum to be paid two hundred dollars on April the first, one thousand nine hundred and thirty-one, and two hundred dollars on December first, one thousand nine hundred and thirty-one.

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

Ratified this the 23rd day of February, A. D. 1931.

CHAPTER 98

AN ACT TO AMEND CHAPTER EIGHTY-FOUR OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-FIVE, RELATING TO ASSISTANT CLERK OF SUPERIOR COURT OF UNION COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter eighty-four of the Public-Local Laws of one thousand nine hundred and twenty-five be and the same is hereby amended by striking out the word “deputy” in line five of section four and inserting in lieu thereof the word “assistant”.

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

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

Ratified this the 23rd day of February, A. D. 1931.

CHAPTER 99

AN ACT TO RE-ESTABLISH THE OFFICE OF TREASURER OF ROWAN COUNTY.

Whereas, the office of treasurer of Rowan County was abolished, and

Whereas, the banks of Salisbury have declined to act as financial agents of Rowan County, now, therefore.

The General Assembly of North Carolina do enact:

SECTION 1. The office of treasurer of Rowan County be, and the same is, re-established.

Sec. 2. The county auditor of Rowan County shall be ex-officio county treasurer and shall perform all the duties of county treasurer without compensation.
SEC. 3. The county treasurer shall give a bond in an amount to be fixed by the board of county commissioners conditioned for the faithful performance of his duties as treasurer of the County school fund, and a separate bond in an amount to be fixed by the board of county commissioners conditioned for the faithful performance of his duties as county treasurer as is required by law of the county treasurer. The penalty of each of said bonds shall be in an amount not less than twenty-five thousand (\$25,000.00) dollars, and the board of county commissioners may increase it at any time.

SEC. 4. All laws or parts of laws in conflict with this act are hereby repealed.

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

Ratified this the 23rd day of February, A. D. 1931.

CHAPTER 100

AN ACT TO AMEND CHAPTER ONE HUNDRED AND EIGHTEEN, PUBLIC LAWS OF NORTH CAROLINA, SESSION ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, HENDERSON COUNTY ROAD LAW.

The General Assembly of North Carolina do enact:

SECTION 1. That sections six, seven, twelve, and twenty-four of chapter one hundred and eighteen Public Laws of North Carolina, session one thousand nine hundred and twenty-nine, known as the Henderson County Road Law, be and the same are hereby repealed.

SEC. 2. That chapter one hundred and eighteen Public Laws of North Carolina, session one thousand nine hundred and twenty-nine, known as the Henderson County Road Law, be further amended and made to read as set out in the remaining sections of this act hereafter, to-wit:

(A) All roads, bridges and cartways that have been laid out or appointed by virtue of any act of the General Assembly, or any order of any Court in Henderson County, are hereby declared to be public roads, bridges and cartways.

(B) That the commissioners of the County of Henderson shall have exclusive supervision, power and authority over all public roads in the County, to maintain, to pave or otherwise surface the same, and shall also have exclusive power and authority to lay out all new roads, to locate, change, relocate, widen or discontinue any old roads or parts thereof, and to lay out, make or discontinue any and all cartways or parts thereof in said county, and for these purposes they are hereby vested
with the right and power of eminent domain and condemnation. Said new roads, changes or discontinuances shall be made in the following manner, to-wit: When the said board of county commissioners shall be of the opinion that it is necessary and for the public good that a new road or cartway shall be made, or that any old road or cartway shall be changed or relocated or discontinued, said board shall so declare and shall appoint one or more of its members who, together with the road engineer or a competent engineer or surveyor to be designated for that purpose, shall view the premises and lay out the same, and they shall make report of their action to the board of commissioners who shall either approve or disapprove said report at its next regular meeting, not exceeding thirty days thereafter, and if said board approve the same, it shall immediately order and direct the making and laying out of said road, or the making of any change or discontinuance, and the same shall be done under the direction of the board of county commissioners and those under its charge, either with free or convict labor or by letting the same to contract. Any property owner whose land is affected by any new road or change or relocation of any old road, may within thirty days after such new road or change in old road is completed, claim damages therefor, if they make demand for same of said board of commissioners in writing within said thirty days. A failure to so present his or their claim within said time shall bar any claim thereafter, and if said board and said owner or owners cannot agree upon the amount of said damages, if any, then said board, within not more than sixty days after the completion of said road, shall order a jury of three disinterested freeholders who shall not be a resident in the immediate vicinity of said new road to be summoned by the sheriff, who shall give the land owner or owners, or their legal representatives, three days notice of the time when said jury will view the premises, which jury after being duly sworn to act impartially and justly, shall after taking into consideration the benefit, if any, to the owner or owners of the land, by reason of the increase in the value of said land derived as a result of the said new road or amendment, assess the damages and benefits and make immediate report thereof to the board of commissioners, and if said benefits shall be found by said jury to be equal to or greater than the damages sustained no damages shall be paid, and the claimant shall pay the costs. The landowner or said board of commissioners may appeal from the findings of the jury as to damages or benefits to the Superior Court, where the question of damages or benefits shall be heard De Novo, as in cases of appeals from Justices of the Peace: Provided, that after any new road or change in any old road has been ordered to be made a public
road, as in this act provided, by the county commissioners, the construction and opening of said road shall not be delayed by any appeal from the county commissioners to the Superior Court.

Cartways shall be laid out by said board in the same manner as herein provided for the laying out of roads, except that it shall not be necessary for an engineer to assist in laying out cartways unless the petitioners request his services; except also, that no cartways shall be ordered or authorized except upon petition and only after the owners of the land over which same is to be laid out shall have had ten days' notice in writing. The cost of construction and maintenance of all cartways, together with damages which shall be assessed by the board of commissioners at the time said cartway is laid out, shall be paid by the person or persons petitioning for the same. Any person or persons who may desire a cartway, or who may be opposed to the making of a cartway, may appeal to the Superior Court from the action of the board in either granting or refusing to grant the same, as appeals are taken from Justices of the Peace, provided, further, that the county is in no event authorized to construct or pay the cost of constructing or maintaining cartways, or costs whatever. If the land owner be a non-resident of the County and has no legal representative, notice of such petition and the purpose thereof shall be served by posting same at the court house door and publication once a week in some newspaper published in Henderson County, for three weeks, giving the purpose, time and place of said meeting, and if said non-resident's address be known a like notice in writing shall be mailed to him or them three weeks before said meeting, to lay out said cartway.

(C) The board of commissioners shall have charge of the construction, maintenance and general management of all public roads and highways and bridges of Henderson County, made such by this act, or by the orders of the board of commissioners, except where the same are under the control, supervision and management of the State Highway Commission, or in incorporated towns and cities, and shall act in harmony with the State Highway Commission and with the Federal authorities in obtaining aid for Henderson County public roads, highways and bridges, and for the best interests of Henderson County and on all plans and schemes of work, the board of commissioners shall confer with regard thereto in order that the best interest of Henderson County may be served.

(D) That in order that the provisions of this act may be economically and efficiently carried out it shall be the duty of the board of commissioners immediately upon the ratification of this act, at their first regular meeting thereafter or at a meet-
ing called for that purpose, to select one of their number to be designated road commissioner of Henderson County and to whom shall be delegated the general management of the construction, maintenance and laying out of all public highways, public roads and bridges of Henderson County under authority given the board of commissioners in section “B” of this act.

(E) The board of county commissioners shall have full management and control of the Henderson County chain gang as now organized, and shall have power to employ a suitable and competent full-time man to be known as superintendent of Henderson County chain gang, also to employ such overseers and guards as they may find necessary, and fix their compensation, and to discharge said superintendent and other employees at any time their services shall not be satisfactory to a majority of said board.

(F) The board of county commissioners are hereby authorized and empowered to contract for all materials necessary to the construction, hard surfacing and maintenance of the highways, public roads and bridges of Henderson County, when said materials may be had for a reasonable price, the circumstances and conditions being considered, and if same can not be obtained by contract and purchased at a price that said board considers fair and adequate, after having made an effort to so purchase same, it shall have the right of eminent domain, and the right to condemn and take said materials in the manner and as allowed and provided by law for other corporations, in Consolidated Statutes, chapter thirty-three, and amendments thereto.

(G) That male persons sentenced by the courts of Henderson County to the County jail for criminal offenses, may be assigned to work in the Henderson County chain gang on the public roads of said County, but the said board may not hire or permit from any other County convicts who may have been assigned by the several judges of the courts of other counties to work on its roads.

(H) The board of county commissioners shall have full power and authority to make rules and regulations governing the Henderson County chain gang, and of the superintendent and employees thereof, and to direct the expenditures of all moneys collected for road and bridge purposes, and any person violating said rules and regulations established for the government of said chain gang and the employees connected therewith shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not less than ten dollars, nor more than fifty dollars, or imprisoned not more than thirty days, or both in the discretion of the court.
(I) The board of commissioners and the County road force, or forces working under contractors, under contracts with said board, constructing, changing or repairing the public roads of Henderson County, and the laborers or employees of either, shall have the right to use thirty feet in width for the construction, changing or repairing of any public road, if deemed advisable by said board, and they shall have the right to enter upon any lands for a distance of fifteen feet from the margin of either side of any public road and remove any timber shading, or likely to fall into said road: Provided, that this right shall not apply to any ornamental or shade or fruit trees in close proximity to dwellings or out buildings.

(J) The County road superintendent and County road forces, whether chain gang or laborers working under contractors, employed by the board of commissioners, are hereby authorized to enter upon any lands adjoining public roads for the purpose of opening ditches for drainage and they shall have the right to turn water out of any public road at any point that they may deem proper and necessary, doing as little damage to the lands adjoining the road as the nature of the case and the public interest will permit. Any person who shall willfully or negligently obstruct any such ditch shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than ten dollars, nor more than fifty dollars, or imprisoned not more than thirty days, or both in the discretion of the court.

(K) The board of commissioners may establish mile posts and suitable sign boards on all the leading public roads of Henderson County, except the State highways, measuring from the court house in Hendersonville, and if any person shall willfully demolish, throw down, alter or deface any guide board, mile post or sign board placed by said board, damage any bridge, obstruct any public road or highway, fill up or obstruct any drain or side ditch, or in any way willfully damage any part of the public highway or public bridges, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not less than ten dollars, nor more than fifty dollars, or imprisoned not more than thirty days or both in the discretion of the court.

(L) That if any person or persons or corporation or any agent or servant of any corporation, shall obstruct any public road, street, or highway of Henderson County by permitting any railway cars or locomotives to be or remain upon or across any public road, street or highway for a longer period than five minutes, or shall permit any timber, iron, rock or any other obstruction to be and remain upon or across any public road, street or highway, to the hindrance or inconvenience of any person or persons passing along said highway, road or street, or
shall erect any billboards within thirty feet of the center of any public road, street or highway in Henderson County, shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than fifty dollars, or imprisoned not more than thirty days.

(M) It shall be unlawful for any railway company to obstruct the drainage of any public road or highway in any manner or to empty the water from its ditches into any public road or highway, and said railway company shall at all times keep in repair all public railway crossings; and if said company shall raise or lower the grade of any such crossing it shall be the duty of such company to make and at its own expense to construct proper and convenient approaches to such crossings upon a grade which may be easily and conveniently used; and if any railway company shall fail or refuse, after written notice by the board of commissioners or road superintendent, left with any agent of such company upon whom a summons in a civil action may be served, to so construct or to repair any such grade or crossing, or to change the water from any side ditch from the public road, or to make any other necessary changes as to any ditch for the protection or preservation of said public road, then such railway company so offending shall forfeit and pay the sum of fifty dollars for each and every such offense, to be recovered by the board of commissioners before a Justice of the Peace, and all sums so recovered shall be paid into the county treasury and credited to the County road fund.

(N) That in the establishing of new roads and highways, it shall be the duty of the board of commissioners to establish or cause to be established and constructed, suitable approaches to said roads and highways where the construction of said public roads and highways has damaged roads of entrance to said public roads or highways which were existing and all persons who shall construct private roads or streets to said public roads and highways, that have been or shall hereafter be established and constructed, shall do so only after permission from the board of commissioners, with an arrangement for drainage and manner of construction directed by said board of commissioners. Any person or corporation violating the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than fifty dollars or imprisoned not more than thirty days.

(O) That persons meeting each other on the public highways, roads, streets, or bridges, traveling in carriages, wagons, automobiles or other vehicles in Henderson County, each person shall reasonably drive his vehicle to the right of the middle of the road, highway or bridge, so that the other person or vehicle

Erection of billboards prohibited.

Punishment.

Drainage obstruction by railroads prohibited.

Raising or lowering grade crossings.

Refusal of railroad to make proper approaches entails forfeiture of $50.

Recovery of forfeiture.

Suitable approaches to old roads and private roads.

Private approaches made only with permission of Commissioners.

Violation of provision made criminal.

Punishment.

Laws of the road.

Driving to right in passing.
Violation made misdemeanor.
Punishment.

Contracts between county and incorporated towns and cities.

Road tax of 18c on $100 authorized.

Limitation of tax.

Collection of tax.

Increase of levy in emergencies.

Road year in county.

Act effective January 1, 1931.

County road patrolman authorized.

may pass without interference. Any person offending against the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof, be fined not more than fifty dollars, or imprisoned not more than thirty days, provided that a willful violation of the provisions of this section shall carry a fine of not less than ten dollars.

(P) That the board of commissioners of Henderson County and the city commissioners of any incorporated city or town in Henderson County are authorized and empowered to contract with each other, as to the completion of any streets, roads or highways and bridges forming connections between the city and the county, wherever it shall be by them deemed necessary and for the best interest of the public.

(R) That for the purpose of raising revenue with which to carry out the purpose of this act—the maintenance of the public highways, public roads and bridges of Henderson County, and the expenses thereof—the board of commissioners of Henderson County are hereby authorized and empowered to levy annually for road and bridge purposes not more than eighteen cents on each one hundred dollars worth of taxable property in the county and a tax on polls as required by the constitutional equation, provided, that the tax levied in any one year for roads and bridges shall be lower than the combined limit for roads and bridges in the proportion that any aid from the State for road purposes for road year shall exceed the sum received from the State for road purposes for the year one thousand nine hundred and thirty. And the chairman of the board of commissioners shall place the same on the tax list for each current year, to be collected with the other annual taxes; provided, the board of county commissioners shall have the power, if necessity calls for it, to increase the tax levy herein provided for roads and bridges to cover the cost of any deficit caused by reason of any act of God, or public calamity affecting the roads and bridges of Henderson County.

(S) The Road Year for Henderson County shall begin on the first day of January in each and every year hereafter and in order that there may be no disorganization or controversy with relation to the Road Year this act is to take effect as of January first, nineteen hundred and thirty-one, in every respect in which it may be legal so to do.

(T) That for the purpose of policing, keeping order, enforcing the provisions of this act and the laws of North Carolina applicable to public highways, public streets and public bridges and roads of Henderson County, the board of commissioners are hereby given authority and empowered to appoint for such time as they may deem it advisable and for the best interests of Henderson County, for a term of not longer than their tenure
of office, one county policeman, or peace officer, and to fix his compensation at not more than one hundred dollars each month for the term he may be employed, to be paid out of the general road fund, or by fees, such as allowed sheriffs and constables, or both fees and salary, as may be determined by said board of commissioners, and the duty of said County road policeman shall be to patrol the highways and public roads of Henderson County, to see that all traffic laws, rules and regulations of the State highways, County highways, public roads and streets are properly enforced. He shall serve under the sheriff of Henderson County and be answerable to the sheriff of Henderson County save in the matter of dispensing with his services at the conclusion of any time for which he may have been employed. His powers for making arrests and serving summons and all civil processes in the county for violation of any law shall be the same as that of sheriffs and constables in the County. He shall enter into a bond in the sum of one thousand dollars, payable to the State of North Carolina, for the faithful discharge of his duties and accountings for any moneys had or received by him and shall enter upon his duties after having been duly qualified by taking an oath of office, the same as that of Township constable wherein same may be applicable, and shall continue in his said office and the discharge of the duties thereof for such time as his services shall be satisfactory to the board of commissioners of said county.

(U) That each member of the board of commissioners shall receive a salary of six hundred dollars annually, payable in twelve monthly installments, which shall be in full for the performance of all duties as county commissioner, including the duties imposed by this act.

(V) That if any section of this act shall be found to be unconstitutional, such unconstitutionality shall affect only that part, and not invalidate any other part thereof.

(W) That in all references to the "Board of Commissioners" in this act the board of county commissioners of Henderson County are referred to.

SEC. 3. That the provisions of this act shall be applicable to Henderson County, North Carolina, only, but the road policeman may make arrests or serve civil processes in any part of the County.

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

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

Ratified this the 23rd day of February, A. D. 1931.
CHAPTER 101

AN ACT TO AUTHORIZE THE COMMISSIONERS OF BUNCOMBE COUNTY TO EMPLOY INVESTIGATORS AT THE REQUEST OF GRAND JURIES.

The General Assembly of North Carolina do enact:

SECTION 1. That the board of commissioners of the County of Buncombe are hereby authorized and empowered to employ and pay accountants and investigators to aid grand juries sitting in Buncombe County in making investigations of violations of the criminal laws in all cases in which a grand jury shall request the employment of an accountant and/or investigators.

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

Ratified this the 24th day of February, A. D. 1931.

CHAPTER 102

AN ACT TO ABOLISH THE OFFICE OF TREASURER OF DAVIE COUNTY AND TO APPOINT A SUBSTITUTE THEREFOR.

The General Assembly of North Carolina do enact:

SECTION 1. That the board of commissioners of Davie County are hereby authorized and empowered to abolish the office of treasurer of said County and in lieu thereof to appoint some bank located in the County as financial agent of the County, which bank shall perform the duties now performed by the treasurer. The said bank appointed to act as financial agent of the County shall be appointed for a term of two years, at a compensation not in excess of five hundred dollars per annum and shall be required to execute the same bond for the safe-keeping and proper accounting of such funds as may come into its possession and belonging to said County or any political subdivision thereof and for the faithful discharge of these duties as is now required by law of county treasurers. If, however, there is no bank or trust company in the County, which can or will accept such appointment, the board of commissioners is hereby authorized to appoint some bank or trust company of an adjoining County as such financial agent, under the same terms and conditions as it might appoint a bank located in the county.

SEC. 2. If said board of commissioners, in the exercise of wise discretion, should determine not to select a bank or trust company to act as financial agent, it may, after abolishing the office of treasurer, as provided in section one, select some suitable person to act as fiscal agent for the county, who shall be
required to execute the same bonds for the safe-keeping and proper accounting of such funds as may come into his possession and belonging to the County or any political subdivision in the County and for the faithful discharge of his duties as now required by law of county treers. The compensation of said fiscal agent shall be not in excess of five hundred dollars per annum, payable monthly.

Sec. 3. All laws and parts of laws in conflict with this act are hereby repealed.

Sec. 4. This act shall take effect from and after its ratification.

Ratified this the 24th day of February, A.D. 1931.

CHAPTER 103

AN ACT TO AMEND CHAPTER SIXTY-NINE OF THE PUBLIC-LOCAL LAWS, EXTRA SESSION OF ONE THOUSAND NINE HUNDRED AND THIRTEEN, AND ACTS AMENDATORY THERETO, RELATIVE TO EXCLUSIVE STOCK LAW IN JACKSON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That upon a petition to the County Board of Commissioners of Jackson County by any person, or persons, firm or corporation owning lands adjoining an exclusive Stock Law Boundary asking to be let into said boundary, and it appearing to the satisfaction of the commissioners that the party filing the petition owns the lands therein described and that said lands are contiguous to a boundary heretofore established, it shall be the duty of said Board of Commissioners to make and enter an order upon its minutes allowing the petitioner to come into said exclusive stock law boundary and to cause three notices to be posted on the premises and one at the Court House door of the action of said board.

Sec. 2. That twenty days after the posting of said notices the boundary described in the petition shall be and become a part of said exclusive stock law boundary with all the rights and benefits as if it had been in the original described boundary.

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

Ratified this the 26th day of February, A.D. 1931.
CHAPTER 104

AN ACT TO GIVE TO OWNERS OF PEANUT PICKERS A LIEN ON PEANUTS PICKED IN NORTHAMPTON AND MARTIN COUNTIES.

The General Assembly of North Carolina do enact:

SECTION 1. That owners of peanut pickers used to pick off peanuts for any person shall have a lien on the peanuts picked off by their machine or picked for the contract price, and such liens shall have priority over other liens and mortgages, and every person getting possession of said peanuts shall be liable for the cost of picking off said peanuts and until said lien is discharged.

Sec. 2. That any party renting such machine and using it in picking off peanuts for others shall be regarded as the owner, as much so as if he or they were the real owner.

Sec. 3. That this act shall apply only to Northampton and Martin Counties.

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

Ratified this the 26th day of February, A.D. 1931.

CHAPTER 105

AN ACT TO PROVIDE FOR THE REGISTRATION OF MAPS OR PLATS IN MOORE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. Any person, firm or corporation that may have heretofore filed a map or plat of a survey or sub-division of land in the office of the Register of Deeds of the County wherein the land represented on said map or plat is situate and sold lots or parcels of land with reference thereto, or that may have heretofore sold land with reference to a map or plat thereof without having recorded said map; or any person, firm or corporation that may be the successor in title of the remaining lands unsold delineated on such map or plat or of such adjoining lands thereto as were owned by the person or corporation that originally filed such plat or map or sold land with reference thereto; may have a copy of such map or plat, or a consolidation of such map or plat, filed and recorded in the office of the Register of Deeds of such county with the same force and effect as if the same had been originally filed and recorded therein, by filing and recording such copy of such map or plat, or maps or plats, either in the substantial form of such originals, or as a consolidation of all or a part of such maps or plats, after such
maps or plats shall have been identified and proven for recordation before the Clerk of the Superior Court of such county or some officer authorized by law to take acknowledgment of deeds, by oath of some surveyor setting forth that the same is a correct and substantially true copy of the original maps or plats therefor recorded or referred to in deeds theretofore made with reference to such maps or plats. If the maps or plats so filed and recorded as a copy or reproduction of other maps or plats contain a consolidation in whole or in part of more than one other map, or represent thereon other lands than the lands delineated on such prior maps or plats in addition, such explanatory data shall be contained on such new map or plat, or on the margin thereof, as may clearly indicate the lots or areas of such former maps or plats; and the scale of such map shall be indicated thereon with such other explanatory data as may be deemed desirable.

Sec. 2. The Register of Deeds is hereby authorized to provide for his office a suitable book for the purpose of filing therein all maps or plats of land of such convenient dimensions as he may determine upon in which he shall permanently and securely file such maps or plats by mechanically affixing them to the pages thereof or to the binder contained therein; or he may file such maps or plats in his office in such other way or manner as in his discretion may be deemed proper; and the filing in said office of such maps as aforesaid described shall constitute a proper registration thereof in his office. The Register of Deeds shall make an examination of all the records in his office in which maps and plats are recorded and index the records of said maps or plats in the General Index of deeds in which the records of Grantors are indexed under the letter 'M' as "Maps" setting forth the book and page in which each map is recorded, and if said map is not attached to any book, the same shall be so indicated by placing the word "General" opposite the name of such map in said index. For the service here indicated, the board of commissioners may allow the Register of Deeds such sum as they may deem just.

Sec. 3. That this act shall apply only to the County of Moore.

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

Ratified this the 26th day of February, A.D. 1931.
CHAPTER 106
AN ACT TO VALIDATE CERTAIN LEGAL SALES IN TRANSYLVANIA COUNTY.

Whereas, the record of reports of sales under foreclosure sales in Deeds of Trust and Mortgages of Transylvania County are not in proper form, and proper reports of said sales under power of sale in Deeds of Trust have not been duly made.

Whereas, such sales should be now validated, now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That all foreclosure sales of real estate under powers of sale in Deeds of Trust or Mortgages made in Transylvania County since the year one thousand nine hundred and twenty-three and in which said sales proper records and/or reports of said sales by the Trustee, or other person making said sales, have not been properly made to the Clerk of the Court and confirmed, as provided for in Section two thousand five hundred and ninety-four of the Consolidated Statutes and other sections applying to reports of said sales, are hereby validated.

SECTION 2. That this act shall not apply to or effect any pending litigation.

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

SECTION 4. That this law shall be in full force and effect from and after its ratification.

Ratified this the 27th day of February, A.D. 1931.

CHAPTER 107
AN ACT TO PROVIDE FOR TRUSTEES OF THE SPRUCE PINE HOSPITAL LOCATED AT SPRUCE PINE, MITCHELL COUNTY, TO FIX THE TERMS OF OFFICE OF SAID TRUSTEES AND TO VALIDATE A RESOLUTION OF THE COUNTY COMMISSIONERS OF MITCHELL COUNTY WITH RESPECT TO SAID HOSPITAL.

Whereas, there has been voted and advertised for sale by the town of Spruce Pine, Mitchell County, bonds to the amount of thirty-five thousand dollars ($35,000.00) for building a hospital in said town under the Duke Fund (Duke Foundation); and

Whereas, the said hospital will serve the entire county of Mitchell and it is a reasonable and necessary public expense against said county to help maintain charity wards in said hospital; and
Whereas, the Board of County Commissioners by resolution, in the year one thousand nine hundred and thirty, appropriated fifteen hundred dollars ($1500.00) a year to take care of any deficit which may occur during the first three years of the operation of said hospital, but said resolution failed to show any date on the records of said county; Now, therefore,

The General Assembly of North Carolina do enact:

Section 1. That the resolution of the Board of County Commissioners of Mitchell County appropriating fifteen hundred dollars ($1500.00) a year to take care of any deficit of the Spruce Pine Hospital for the first three years of its operation, be and the same is hereby in all respects validated.

Sec. 2. That the trustees of the Spruce Pine Hospital, and their terms of office, shall be as follows: John V. Cox and John W. Webb, who shall hold office until the municipal election for the town of Spruce Pine in May, one thousand nine hundred and thirty-three; S. B. Cannon and B. C. Burgess, who shall hold office until the municipal election for the town of Spruce Pine in May, one thousand nine hundred and thirty-five; and Mrs. Lucy Bailey, George W. Greene and Ed McBee, who shall hold office until the municipal election for the town of Spruce Pine in May, one thousand nine hundred and thirty-seven; all of whom shall hold office until their successors are elected and qualified. At the expiration of the terms of the said trustees their successors shall be elected for a term of two years at the regular biennial election held for the town of Spruce Pine.

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

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

Ratified this the 27th day of February, A.D. 1931.

CHAPTER 108

AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF YANCEY COUNTY TO IMPOSE THE DUTIES OF COUNTY ACCOUNTANT UPON THE REGISTER OF DEEDS OF YANCEY COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That the board of county commissioners of Yancey County may in their discretion impose and confer the powers and duties of the county accountant upon the register of deeds, and in case such discretion is exercised, the commissioners are authorized and directed to increase the salary of said register of deeds the sum of fifty ($50) dollars per month.
SEC. 2. That all laws and clauses of laws in conflict with the provisions of this act shall be and the same are hereby repealed.

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

Ratified this the 27th day of February, A.D. 1931.

CHAPTER 109

AN ACT RELATING TO THE GRAND AND PETIT JURY OF CHEROKEE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That a jury commission for Cherokee County shall be appointed by the nineteen hundred and thirty-one General Assembly of North Carolina, and biennially thereafter; in case of resignation or death, the Governor shall appoint to fill the vacancy.

SEC. 2. That on March the tenth, one thousand nine hundred and thirty-one, and biennially thereafter, the Jury Commissioners for Cherokee County shall meet and elect one of its members Chairman and another one of its members as Secretary.

SEC. 3. That said Jury Commissioners for Cherokee County at its meeting March the tenth, nineteen hundred thirty-one, and biennially thereafter shall revise the jury list for said county.

SEC. 4. That on March the tenth, nineteen hundred thirty-one, and annually thereafter, for what is known as the April term of Superior Court to be held for Cherokee County the Jury Commissioners shall cause to be drawn from the jury box, as provided by law, the names of forty qualified jurors, from which a grand jury is to be selected, whose term of office shall be one year, and the rest shall act as petit jurors for the first week.

SEC. 5. That for all other weeks and terms of Superior Court to be held for Cherokee County, at least ten days before the convening of court, the Jury Commissioners for Cherokee County shall cause to be drawn from the jury box the names of twenty-four men for each week of said term to serve as petit jurors.

SEC. 6. That the pay for the Jury Commissioners shall be three dollars each for each day's services rendered.

SEC. 7. That Harve Whitaker, Andrews, North Carolina, Tom King, Range!, North Carolina, and Bascomb Carroll, Murphy, North Carolina, be and are hereby appointed as the Jury Commission for Cherokee County.

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

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

Ratified this the 27th day of February, A.D. 1931.
CHAPTER 110
AN ACT TO VALIDATE THE OFFICIAL ACTS OF A. L. LINGLE, A JUSTICE OF THE PEACE OF ROWAN COUNTY.

Whereas, A. L. Lingle, a Justice of the Peace of Rowan County, continued to perform the acts of his office without having requalified after the expiration of the term for which he had been appointed, Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That each and all of the official acts of the said A. L. Lingle, a Justice of the Peace of the said Rowan County, done and had by him in Gold Hill and Salisbury Townships, Rowan County, after the first Monday in December, one thousand nine hundred and twenty-eight, and before the first Monday in December, one thousand nine hundred and thirty, including all judgments rendered, probates taken, marriages performed, and any and all other acts whatsoever, be and the same are hereby in all respects validated: Provided, this act shall not apply to any pending litigation.

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

Ratified this the 28th day of February, A.D., 1931.

CHAPTER 111
AN ACT TO AMEND CHAPTER NINETY-FIVE, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-ONE, AND CHAPTER SIX HUNDRED AND THIRTEEN, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-THREE, RELATING TO THE SALARY OF THE SHERIFF OF NEW HANOVER COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter ninety-five, Public-Local Laws of one thousand nine hundred and twenty-one, be and the same is hereby amended by striking out all of Section three after the word “Provided” in line ten and insert in lieu thereof the following: “Should commissions, on property (both real and personal) taxes, poll and dog taxes collected for State, County, township, school district and for other purposes, together with the costs for advertising, and all other costs levied against the tax payer and collected, exceed in any one year, the sum of ten thousand ($10,000.00) dollars, then, and in that event, such excess shall
be retained by the Auditor of New Hanover County and shall be credited to the general fund of the county, provided that the actual cost of advertising land sales, paid to the newspapers, shall not be included in the above mentioned amount of ten thousand dollars ($10,000.00), but such advertising costs shall be paid by the county and all costs collected by the sheriff shall be paid to the treasurer of the county."

SEC. 2. That Chapter six hundred and thirteen, Public-Local Laws of one thousand nine hundred and twenty-three, be and the same is hereby amended by striking out all of line five in Section eight after the word "offices", all of line six and the words "for the preceding month" in line seven, and insert in lieu thereof the following "an amount equal to one-twelfth (1/12th) of the amount of the limit fixed by law for the annual allowance, on such fees as are limited, provided there are sufficient funds from previous settlements during the current fiscal year in the hands of the County Auditor; and the full amount of such fees as are not limited; provided, that when closing the books of the county at the end of each fiscal year, the County Auditor is hereby authorized, empowered and directed to leave a balance of twenty-five hundred ($2,500.00) dollars to the credit of the Salary Fee Fund for the purpose of making payments to the sheriff for the months of July, August and September following."

SEC. 3. That nothing in this act shall be construed to authorize the payment of more than ten thousand dollars in addition to the cost of newspaper advertising of land sales, for the collection of taxes for any one year.

SEC. 4. That the year as referred to in this act shall embrace the period beginning July first and ending June thirtieth of the following year.

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

SEC. 6. That this act shall be in full force and effect from and after the first day of January, one thousand nine hundred and thirty-one.

Ratified this the 2nd day of March, A.D. 1931.

CHAPTER 112

AN ACT TO REQUIRE THE COUNTY TREASURER OF CURRITUCK COUNTY TO FURNISH BOND IN A SURETY COMPANY FOR ALL PUBLIC FUNDS ENTRUSTED TO THE SAID TREASURER.

The General Assembly of North Carolina do enact:

SECTION 1. That the treasurer of Currituck County be and is hereby required to furnish annually a bond to secure all public funds placed in the custody of said treasurer in a surety
company licensed to do business in North Carolina, such bond to be in an amount at least ten per cent above the average daily balance of such fund so entrusted to the treasurer for each preceding year.

SEC. 2. That should the treasurer of said county fail to provide such bond, to be duly approved by the board of county commissioners of said county, then and in such event, the board of county commissioners are hereby authorized and directed to select some person or other banking institution, within or without the limits of said county, and such person or banking institution so selected as county treasurer shall make and provide a good and sufficient bond as hereinafter provided.

SEC. 3. That the premium upon the bond so required shall be paid for as follows: one-half by the treasurer and one-half by the county, which premium shall be paid from the general fund of said county.

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

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

Ratified this the 2nd day of March, A.D. 1931.

CHAPTER 113

AN ACT AUTHORIZING THE TRANSFER OF AN UNEXPENDED BALANCE OF ONE THOUSAND NINE HUNDRED NINETY-TWO DOLLARS AND FORTY-TWO CENTS ($1992.42) TO THE CREDIT OF HOLLY SPRINGS TOWNSHIP SPECIAL ROAD DISTRICT TO SCHOOL DISTRICT NUMBER TWO, HOLLY SPRINGS TOWNSHIP, WAKE COUNTY, NORTH CAROLINA.

Whereas, by Chapter three hundred forty-one of Public-Local Laws one thousand nine hundred twenty-nine Holly Springs Township Special Road District, in Wake County, was abolished, leaving an unexpended balance of one thousand nine hundred ninety-two dollars and forty-two cents ($1992.42) in the hands of the Treasurer of Wake County to the credit of said Holly Springs Township Special Road District, and

Whereas, it is deemed wise that this unexpended balance be transferred to School District number two, Holly Springs Township, Wake County, North Carolina, Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the sum of one thousand nine hundred ninety-two dollars and forty-two cents ($1992.42) now in the hands of the Treasurer of Wake County to the credit of Holly Springs
Township Special Road District be and the same is hereby transferred to the School District number two, Holly Springs Township, and the Treasurer of Wake County is hereby authorized and directed to make such transfer on the books of the County and to place said sum of one thousand nine hundred ninety-two dollars and forty-two cents ($1992.42) to the credit of School District number two, Holly Springs Township.

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

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

Ratified this the 2nd day of March, A.D. 1931.

CHAPTER 114

AN ACT TO REPEAL CHAPTER TWO HUNDRED AND SIXTY-EIGHT, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, RELATING TO THE PAYMENT OF TAXES IN GATES COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter two hundred and sixty-eight of the Public-Local Laws, one thousand nine hundred and twenty-nine, be and the same is hereby repealed.

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

Ratified this the 2nd day of March, A.D. 1931.

CHAPTER 115

AN ACT TO AMEND CHAPTER FOUR HUNDRED SIXTY-SIX OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-NINE, EXEMPTING GRAHAM COUNTY FROM POOL ROOM LAW.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter four hundred and sixty-six Public-Local Laws of one thousand nine hundred and twenty-nine be and hereby is amended by striking out in line three, section one, the word "Graham".

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

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

Ratified this the 2nd day of March, A.D. 1931.
CHAPTER 116

AN ACT TO PROVIDE FOR THE BETTER ENFORCEMENT OF THE PROHIBITION LAWS IN MONTGOMERY COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That the sheriff, deputy sheriff or other police officer of Montgomery County, for each still captured and destroyed by him, shall be paid therefor by the commissioners of Montgomery County the sum of Five Dollars ($5.00); that whenever the aforesaid officer shall capture any operator of a still, he shall be paid the sum of Five Dollars ($5.00) in case of conviction, and the Judge of the Superior Court shall have authority in exercise of his sound discretion to tax said sum in the bill of cost.

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

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

Ratified this the 2nd day of March, A.D. 1931.

CHAPTER 117

AN ACT TO REPEAL CHAPTER THREE HUNDRED AND SEVEN, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-ONE, RELATING TO THE FEES OF THE CLERK OF THE SUPERIOR COURT OF CURRITUCK COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That Chapter three hundred and seven, Public-Local Laws of one thousand nine hundred and twenty-one, be and the same is hereby repealed, and the Clerk of the Superior Court of Currituck County shall hereafter receive such fees as are now allowed by law.

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

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

Ratified this the 2nd day of March, A.D. 1931.
CHAPTER 118
AN ACT TO AMEND CHAPTER ONE HUNDRED AND THIRTY-NINE, PUBLIC-LOCAL LAWS, EXTRA SESSION ONE THOUSAND NINE HUNDRED AND TWENTY-FOUR, RELATING TO CRIMINAL COURTS OF HARNETT COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That section two of chapter one hundred and thirty-nine of the Public-Local Laws, Extra Session, one thousand nine hundred and twenty-four, be and the same is hereby amended by inserting before the word "on" in line one of said section the words "or before" and by striking out the word "four" in line three of said section and inserting in lieu thereof the words "five or more". That said section be further amended by adding at the end thereof the following: "Provided, that before making such calendar it shall be the duty of the Clerk to notify the solicitor and the attorneys regularly practicing in said court of the day and hour when such calendar shall be made, and the solicitor or a representative named by him and any attorney practicing in said court may attend and be heard, and it shall be the duty of the clerk to calendar for trial only such causes as may be reasonably reached for trial at the approaching term."

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

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

Ratified this the 2nd day of March, A.D. 1931.

CHAPTER 119
AN ACT TO REPEAL CHAPTER EIGHTY-FOUR, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, RELATING TO FOWLS RUNNING AT LARGE IN MITCHELL COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That Chapter eighty-four, Public-Local Laws of one thousand nine hundred and twenty-nine, relating to fowls running at large in Mitchell County, be the same is hereby repealed.

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

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

Ratified this the 2nd day of March, A.D. 1931.
CHAPTER 120

AN ACT TO REPEAL CHAPTER TWO OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED NINETEEN ENTITLED "AN ACT TO AMEND THE PROHIBITION LAW AND TO PROVIDE FOR THE BETTER ENFORCEMENT OF THE SAME IN BURKE COUNTY."

The General Assembly of North Carolina do enact:

SECTION 1. That chapter two of the Public-Local Laws of the Session of one thousand nine hundred and nineteen entitled "An act to amend the prohibition law and to provide for the better enforcement of the same in Burke County," be and the same is hereby repealed.

SEC. 2. That this act shall be in force and effect from and after the first day of April, one thousand nine hundred and thirty-one.

Ratified this the 2nd day of March, A.D. 1931.

CHAPTER 121

AN ACT TO REPEAL CHAPTER TWO HUNDRED AND FIFTY-NINE, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, RELATING TO INOCULATION OF DOGS FOR RABIES IN MITCHELL COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter two hundred and fifty-nine, Public-Local Laws of one thousand nine hundred and twenty-nine, relating to inoculation of dogs for rabies in Mitchell County, be and the same is hereby repealed.

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

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

Ratified this the 2nd day of March, A.D. 1931.
CHAPTER 122

AN ACT TO REPEAL CHAPTER THREE HUNDRED AND THREE OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND SEVENTEEN ENTITLED "AN ACT TO ALLOW THE BOARD OF COMMISSIONERS FOR BURKE COUNTY TO EMPLOY SPECIAL OFFICERS".

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter three hundred and three of the Public-Local Laws of the Session one thousand nine hundred and seventeen entitled "An act to allow the board of commissioners for Burke County to employ special officers", be and the same is hereby repealed.

Sec. 2. That this act shall be in force and effect from and after the first day of April, one thousand nine hundred and thirty-one.

Ratified this the 2nd day of March, A.D. 1931.

CHAPTER 123

AN ACT TO PLACE THE OFFICERS OF BLADEN COUNTY ON A SALARY BASIS AND TO FIX THE SALARY OF EACH OFFICER.

The General Assembly of North Carolina do enact:

SECTION 1. That the annual salary of the sheriff of Bladen County shall be Three Thousand ($3000) Dollars per annum, payable monthly. He shall be allowed an all-time deputy, whose salary shall be Twelve Hundred ($1200) Dollars per annum, payable monthly.

In addition to said sum of Three Thousand ($3000) Dollars, he shall be allowed the fees fixed by law for the service of process, excepting the fees now allowed by law for the levy on property in the collection of taxes.

Sec. 2. The Clerk of the Superior Court. That the annual salary of the Clerk of the Superior Court shall be Two Thousand ($2000) Dollars per annum, payable monthly. As clerk to the County Recorder's Court, he shall be allowed One Hundred ($100) Dollars per annum, payable monthly.

Sec. 3. The salary of the Register of Deeds shall be Two Thousand ($2000) Dollars per annum, payable monthly.

Sec. 4. The auditor of the county shall receive an annual salary of Twenty-One Hundred ($2100) Dollars, payable monthly. For assistants in his office he shall be allowed not to exceed Nine Hundred ($900) Dollars per annum, payable monthly.
In addition to his other duties, the auditor is to make out lists and compute the taxes. The Board of County Commissioners are authorized to allow to the Auditor not more than Two Hundred ($200) Dollars per annum for necessary clerical help in making up the tax books.

SEC. 5. The judge of the Recorder's Court shall receive a salary of Nine Hundred ($900) Dollars, payable monthly.

The prosecuting attorney of said court shall receive an annual salary of Nine Hundred ($900) Dollars, payable monthly.

In each bill of costs, there shall be taxed Two ($2.00) Dollars as a tax fee, which, when collected, shall be covered into the general fund of the county to meet, as far as it will go, the salary of the prosecuting attorney.

SEC. 6. The county commissioners shall each receive Four ($4.00) Dollars per diem and five cents (5c) per mile in going and returning to each regular or special meeting. If, however, the general or special meeting should be adjourned from day to day, the mileage allowance shall be for one day. Four ($4.00) Dollars per diem allowance is for each regular or special meeting of the board, when said special meetings are called, under C. S. section one thousand two hundred ninety-six. The Board of Education shall receive the same per diem and allowance.

The sheriff or jailor shall be allowed fifty cents (50c) per day for feeding prisoners in the jail.

SEC. 7. The officers, hereinbefore mentioned, shall faithfully perform all the duties of their several offices imposed upon them by law and shall receive no other compensation or allowance whatsoever for any extra additional services rendered to the county or State or other governmental agencies and they shall be liable to all the pains or penalties now or hereafter provided by law for failure to perform the duties of their several offices.

SEC. 8. The officers herein mentioned and provided for by this act shall collect all fees, commissions of every kind belonging to their several offices, except the sheriff as to process fees, shall pay over the same to the acting treasurer of Bladen County, who shall hold the same as part of the general county fund and subject to such orders as may be made by the board of commissioners of Bladen County.

SEC. 9. Each one of said officers shall, on the first day of each month, pay over to the acting treasurer of the county, all fees, commissions, etc., received by him during the previous month, except that the sheriff shall not be compelled to account for fees received by him in the service of process. This shall be accompanied by an itemized and verified statement in each instance. Each one of them shall, at the time, deliver a copy of this itemized and verified statement to the chairman of the board.
of county commissioners of said county and such board may at any time require said officers or any of them to exhibit to them all books and accounts, showing all moneys received and turned over to the acting treasurer, under the provisions of this act.

Section 10. Any one of the officers, whose salary is fixed in this act, who shall willfully fail or refuse to collect the full fees, commissions or emoluments of any kind belonging to his office, shall be guilty of a misdemeanor.

Section 11. All laws and parts of laws in conflict with this act are hereby repealed.

Section 12. This act shall take effect from and after July first, one thousand nine hundred thirty-one.

Ratified this the 3rd day of March, A.D. 1931.

CHAPTER 124

AN ACT CREATING THE OFFICE OF TAX COLLECTOR IN DURHAM COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That the office of the Sheriff and Tax Collector of Durham County as now existing, may be separated when and as hereinafter provided.

Section 2. That the board of commissioners for the County of Durham may appoint a tax collector for Durham County, who shall qualify and shall be responsible for the collection and settlement as provided by law for all taxes, whether general, special or privilege taxes. The tax collector shall take oath of office and enter upon his duties on Monday, July sixth, one thousand nine hundred thirty-one.

Section 3. The board of commissioners for the County of Durham shall have complete control over the tax collector and his office, with power to discharge without notice, and shall fix his salary and pay therefor out of the general funds of the County, and shall provide the necessary office space, equipment and clerical assistance and pay therefor out of the general funds of the County. The salary so established shall be the full compensation of such tax collector, and any fees or commissions allowed such sheriff or tax collector or arising to the tax collector hereunder, shall be turned over by him to the general fund of the County.

Section 4. That the tax collector hereunder shall have all the powers heretofore conferred, and all duties and penalties heretofore imposed by law upon the sheriff in his capacity as tax collector, and all such powers, duties and penalties are hereby transferred to said tax collector, to be exercised and performed by him.
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SEC. 5. That said tax collector be required to give such bond as is now required by law of the sheriff in his capacity as tax collector, and any additional bond as the board of county commissioners for the County of Durham may require, the premium of such bonds to be paid for by the County out of its general funds.

SEC. 6. That the Sheriff of Durham County shall continue to collect and account for all taxes for the year One Thousand Nine Hundred and Thirty, as the law provides.

SEC. 7. That the board of commissioners for the County of Durham may, in its discretion, combine the office of tax collector with any other elective or appointive office, and may, in its discretion, appoint such elective or appointive officer as tax collector, in addition to his other duties, and one such person may hold both offices.

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

SEC. 9. That this act shall be in force and effect from and after its ratification, except as otherwise specified in this act.

Ratified this the 3rd day of March, A.D. 1931.

AN ACT TO REPEAL CHAPTER EIGHTY-SEVEN OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, ABOLISHING THE SALARY OF THE CLERK TO THE RECORDER'S COURT OF FRANKLIN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter eighty-seven of the Public-Local Laws of nineteen hundred and twenty-nine is hereby repealed.

SEC. 2. That from and after March first, nineteen hundred and thirty-one the clerk of the Superior Court of Franklin County shall be ex-officio clerk of the Recorder's Court of Franklin County and shall serve in such capacity without additional salary or compensation other than that now paid him as clerk of the Superior Court of Franklin County.

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

SEC. 4. That this act shall be in full force and effect from and after March first, nineteen hundred and thirty-one.

Ratified this the 3rd day of March, A.D. 1931.
CHAPTER 126

AN ACT TO PROTECT WILD WATERFOWL IN THE WATERS ADJACENT TO THE TOWN OF WRIGHTSVILLE BEACH.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be unlawful to hunt, trap, shoot or otherwise kill, wild ducks, cranes, geese, gulls, marshhens or other wild waterfowl, in that portion of New Hanover County, which is embraced within that territory which is bounded on the East by the Western corporate limits of the Town of Wrightsville Beach, on the West by the Western boundary of the Beaufort-Cape Fear River Inland Waterway, on the North by a line extended Westwardly from the center line of Moore's or Wrightsville Inlet, and at right angles to the Atlantic Ocean, to said boundary of said Waterway, and on the South by a line extending Westwardly from the center line of Masonboro Inlet, and at right angles to said Atlantic Ocean, to said boundary line of said Waterway.

Sec. 2. That any person, firm or corporation violating the provisions of this Act shall be fined not more than Fifty Dollars or imprisoned not more than thirty days.

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

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

Ratified this the 3rd day of March, A.D. 1931.

CHAPTER 127

AN ACT TO REQUIRE QUARTERLY ITEMIZED STATEMENTS OF FISCAL AFFAIRS BY THE CLERK OF THE SUPERIOR COURT AND THE REGISTER OF DEEDS OF HYDE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Clerk of the Superior Court of Hyde County is hereby directed and required within sixty days from the passage of this act to file with the Board of County Commissioners of said county an annual sworn report of all fees, commissions, or other public funds received or collected by him for the years one thousand nine hundred and twenty-eight and one thousand nine hundred and thirty, and for all other years for which reports have not been filed and accepted.
SEC. 2. That the Clerk of the Superior Court and the Register of Deeds for Hyde County are hereby directed and required to make quarterly sworn reports of the fiscal affairs of their respective offices beginning the first Monday in June, one thousand nine hundred and thirty-one, and every three months thereafter, the first report, however, to be for the period from December first, one thousand nine hundred and thirty, to June first, one thousand nine hundred and thirty-one, and to file an itemized, verified statement showing the amount of all fees, commissions or other public funds received or collected by him during the preceding month, the date and source of the same, together with a statement so itemized and verified showing disposition made by said officer of said fees, commissions or other public funds received or collected by him during the preceding quarter. The said statement shall also set forth the amount of such fees, commissions or other funds in the hands of the said officer at the end of said quarter, and the statement shall be a public record, a copy posted at the court house door and the original filed and preserved by the Register of Deeds of said county: Provided, an annual report in addition to the quarterly report shall be filed at the beginning of each year: Provided further, that it shall be the duty of the County Commissioners to see that said reports are filed.

SEC. 3. That any Clerk of the Superior Court or Register of Deeds of Hyde County, failing to file the above required reports within ten days of the date specified, shall be guilty of a misdemeanor and subject to a fine in the discretion of the court.

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

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

Ratified this the 3rd day of March, A.D. 1931.

CHAPTER 128

AN ACT TO AUTHORIZE THE BOARD OF COMMISSIONERS FOR THE COUNTY OF DURHAM TO PROVIDE ADDITIONAL DEPUTIES IN THE OFFICE OF THE SHERIFF OF DURHAM COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Commissioners for the County of Durham is hereby authorized and empowered to provide such additional deputies and clerks in the office of the Sheriff of Durham County as said board of commissioners may deem necessary.
SEC. 2. That the board of commissioners for the County of Durham shall have authority to fix the term of office of additional deputies and clerks, and fix their compensation.

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

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

Ratified this the 3rd day of March, A.D. 1931.

CHAPTER 129

AN ACT TO REPEAL CHAPTER FIFTY-THREE, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED TWENTY-NINE, AND TO CREATE THE OFFICE OF TREASURER FOR THE COUNTY OF GASTON.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter fifty-three, Public-Local Laws, one thousand nine hundred and twenty-nine, be and the same is hereby repealed.

SEC. 2. That the office of treasurer for the county of Gaston is hereby created and the board of county commissioners of said county shall on the first Monday in April, one thousand nine hundred and thirty-one, appoint a treasurer for the county of Gaston to serve until the first Monday in December, one thousand nine hundred and thirty-two. At the next general election to be held in November, one thousand nine hundred and thirty-two, and biennially thereafter, there shall be elected in the same manner as other county officers, a treasurer for Gaston County, who shall serve for a term of two years.

SEC. 3. That the board of county commissioners of the county of Gaston be and it is hereby authorized and empowered, in its discretion, to fix the salary of the treasurer of said county in such an amount as it shall deem to be adequate and just, said salary, however, shall not be less than fifteen hundred dollars ($1,500.00) nor more than eighteen hundred dollars ($1,800.00) per annum.

SEC. 4. That the duties of said office of county treasurer shall be governed by the provisions of chapter twenty-six of the Consolidated Statutes and the amendments thereto.

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

SEC. 6. That this act shall be in full force and effect from and after the first day of April, one thousand nine hundred and thirty-one.

Ratified this the 3rd day of March, A.D. 1931.
CHAPTER 130

AN ACT TO ALLOW THE COUNTY COMMISSIONERS OF HAYWOOD COUNTY TO AID IN REOPENING THE CITIZENS BANK AND TRUST COMPANY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners and the Board of Education of Haywood County be, and they are hereby authorized and empowered to make and enter into a contract with the Citizens Bank and Trust Company, its directors and stockholders, to freeze, or not demand, the public funds or school funds of Haywood County now on deposit in said bank for a like period of time and under the same conditions that other depositors may agree to, which depositors' agreement shall be approved by the Corporation Commission of North Carolina.

SEC. 2. That nothing in this act shall in any way impair any bonds, collateral papers, notes or other securities held by Haywood County, or any officer thereof or other person for said county, to secure the deposits of said county in said bank.

SEC. 3. That the County Commissioners of Haywood County be, and they are hereby, authorized and empowered to collect all notes or other securities held by them, or any person for them, for the purpose of securing the deposits of said county in said bank and apply the proceeds derived from the collection in repayment to said county of the amount due it on the deposits of said county in said bank up to the full amount for which said security was put up to secure, and no further.

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

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

Ratified this the 3rd day of March, A.D. 1931.

CHAPTER 131

AN ACT TO ABOLISH THE SALARY FUND IN DURHAM COUNTY AND TO PROVIDE FOR THE APPLICATION AND DISPOSITION OF ALL FEES, COMMISSIONS, PROFITS AND EMOLUMENTS COLLECTED BY THE VARIOUS COUNTY OFFICERS AND THEIR DEPUTIES.

The General Assembly of North Carolina do enact:

SECTION 1. That the salary fund provided for in Section fifteen, Chapter five hundred three, Public Laws of one thousand nine hundred nine be, and the same is hereby abolished. That all fees, commissions, profits and emoluments collected by the
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CHAPTER 132

AN ACT TO AUTHORIZE THE ESTABLISHMENT OF MUNICIPAL RECORDERS' COURTS IN MOORE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. In each city and town in Moore County, North Carolina, which has acquired a population of two thousand five hundred or over by the last Federal census, a recorder's court for such municipality may be established, which shall be a court of record and shall be established and maintained pursuant to the provisions of Chapter twenty-seven, Sub-Chapter four, Article eighteen, of the Consolidated Statutes of the State of North Carolina, as herein modified.

SEC. 2. Such municipal recorder's court shall be established by a resolution duly passed by the governing body of any city or town entitled to the same, as set forth in this act: and the said governing body shall thereafter forthwith elect a recorder and a prosecuting attorney therefor, whose qualifications shall be those required by the general law governing municipal recorders' courts, and shall fix the salary of each, which shall not be decreased during the term of office for which he was elected, and which shall be paid out of the funds of the said municipality. The town clerk, ex-officio, shall be the clerk of such recorder's court, and shall receive for his services as such clerk the fees prescribed by the general law governing municipal recorders' courts; Provided, however: That if the governing body of such city or town shall decide to pay to the said town clerk a fixed salary for his services as clerk of such municipal recorder's court, all such clerk's fees shall in that case be paid into the treasury of the said city or town.
SEC. 3. Upon its establishment by resolution of the governing body of any city or town in Moore County by this act entitled to such municipal recorder's court, and upon the election of its officers by the said governing body, as hereinabove set forth, such municipal recorder's court shall forthwith begin to function. But at the next regular city or town election following the establishment of such municipal recorder's court, the question of its continuance or abolition shall be submitted to the voters of the said city or town in the manner prescribed by Article twenty-three of Sub-Chapter four, Chapter twenty-seven, of the Consolidated Statutes. If the majority of votes cast at such election is declared to be in favor of the said court, the same shall be continued; but not otherwise. If the said municipal recorder's court shall be continued as a result of such election, the officers thereof, elected by the governing body of the said city or town at the establishment of the said court, shall continue to hold their said offices until after the next following city or town election: but at such next following regular city or town election, the recorder, prosecuting attorney and other officers of the said court, excepting the clerk, shall be nominated and elected together with the other elective officers of the said city or town. The original officers shall continue to hold office until their elected successors shall have qualified.

SEC. 4. All costs taxed and collected in such municipal recorder's court for the recorder thereof, and for the prosecuting attorney, shall be paid into the treasury of the municipality establishing the said court, as shall all other lawful costs collected; except the clerk's costs, and costs belonging to other magistrates, and fees payable to officers not employed by the said municipality for serving process issued by the said court. Providing: That if the clerk of said court shall be paid a fixed salary, as hereinabove authorized, his costs also shall be the property of the municipality. All such fees and costs shall be held in a special account in the treasury of such municipality, and shall be used to defray the expenses of such municipal recorder's court.

SEC. 5. Defendants awaiting trial before such municipal recorder's court shall, if unable to furnish satisfactory bond, be confined in the jail, or lock-up, or calaboose, provided by the said city or town establishing such court. And in addition to all other lawful costs, such prisoners shall, in case they shall plead guilty or be convicted by the said court, be taxed with jail-costs of One Dollar for each day or fraction thereof during which they are confined in such jail, or lock-up, or calaboose: and they shall also be taxed with the actual cost of all meals provided during such confinement, to an amount not to exceed Fifty Cents for each meal so provided by the said city or

Continuance or abolishment to be submitted to voters at subsequent municipal election.

Election of Court officers.

Court costs collected to go into municipal treasury.

Exception.

Fees and costs to defray expenses of Court.

Jails provided.

Jail costs to be taxed at $1 per day.
Sentencing of prisoners to jail or roads.

Fine and penalties to go to school fund.

town. Defendants found guilty by such municipal recorder's court may be sentenced to the common jail of Moore County, or to work upon the roads of the said county, or of other counties, as provided in Sections one thousand five hundred forty-five and one thousand five hundred eighty-six of the Consolidated Statutes. All fines and penalties imposed and collected by such court shall be the property of the county school fund, as set forth in the general law.

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

Ratified this the 3rd day March, A.D. 1931.

CHAPTER 133

AN ACT TO AMEND CHAPTER THREE HUNDRED AND FIFTY-EIGHT OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN RELATIVE TO THE ENFORCEMENT OF THE TURLINGTON ACT IN FRANKLIN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. Amend Chapter three hundred and fifty-eight of the Public-Local Laws of nineteen hundred and twenty-seven by placing a "semi-colon" after the word Franklin County and before the word "Provided" in line eight of Section one and inserting therein the following: "Provided, that the sheriff or any other duly authorized officer of said county shall, before receiving any compensation provided hereunder, deliver to the Board of County Commissioners of Franklin County all materials including meal, sugar, malt and other materials of all kinds and descriptions by them captured or seized at said distillery, and said officer before being paid as provided hereunder shall have a written receipt for said materials so delivered from said County Commissioners or their duly authorized representative, said County Commissioners to use said captured materials at the County Home or other places designated by them."

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

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

Ratified this the 3rd day March, A.D. 1931.
CHAPTER 134

AN ACT TO AUTHORIZE THE COMMISSIONERS OF CARTERET COUNTY TO APPOINT A TAX COLLECTOR, FIX HIS COMPENSATION AND TO FIX THE SALARY OF THE SHERIFF OF CARTERET COUNTY.

The General Assembly of North Carolina do enact:

SEC. 1. That the commissioners of Carteret County are hereby authorized and empowered to appoint a tax collector for said county, whose term of office shall be two years from April first, nineteen hundred and thirty-one; Provided, however, that the said commissioners for cause shall have power and authority to remove from office the said tax collector at any time upon thirty days notice. The appointment thereafter shall be made biennially at the regular meeting of the Board of Commissioners on the first Monday of March unless before the expiration of the regular term of appointment the commissioners for cause should remove said tax collector, in which case his successor shall be appointed not later than the next regular meeting of the Board after such removal: Provided, further, that nothing in this act shall in any manner abridge the powers, duties, and liabilities of the present tax collector (ex-sheriff) as to the taxes and tax list now in his hands for collection, or the term to which, under the law, he is now entitled to retain said tax list, or his compensation therefor.

SEC. 2. That said tax collector, before entering upon the duties of his office, shall take and subscribe the oath now required by law for public officials of the county, and shall give bond, acceptable to said Board, in a sum at least equal to the bond now required to be given by the tax collector of said county and conditioned as now required by law. Upon his appointment, all the powers, duties, and liabilities now pertaining to the sheriff of said county as tax collector with reference to the collection, custody, and disposition of the taxes, including distraint, advertisement, sale, and execution of tax certificates, and in all other respects pertaining to such matters and things as now required by law and ordinarily done by the sheriff as tax collector in the performance of his duties, shall be conferred upon, given to, and required by said tax collector: Provided, however, that said tax collector shall be required, and such requirement shall be made one of the conditions of the bond to be given, to file with the County Auditor or County Accountant weekly his report showing taxes collected by him and his several assistants or deputies, and shall pay over to said County Auditor or Accountant weekly and at the time of said report all such taxes so collected: Provided, further, that in the discretion of the Board of Commissioners of said county the tax
collector may be required to use such form of tax receipt and such manner and method of accounting as may be prescribed under appropriate resolutions by said Board.

SEC. 3. For compensation for such services said tax collector shall be allowed and paid a commission of two per cent on all taxes actually collected by him, or under his supervision, and accounted for and paid over to said county, and which commission shall be in lieu of all other compensations for such services: Provided, however, that for the enforcement of payment of taxes now evidenced by outstanding tax certificates which may come into his possession for collection said tax collector shall be allowed whatever fees or compensation which may be agreed upon and authorized by the Board of Commissioners of said county at the time such certificates are placed with him for collection or enforcement of payment; and Provided, further, that this restriction or limitation shall not prohibit the court from allowing reasonable attorney's fees for suits brought in the Superior Court for the enforcement or payment of delinquent tax items as now provided by law.

SEC. 4. That for the collection of all outstanding tax certificates, whether now in the possession of Carteret County or in the possession of purchasers for values, the time for the institution of suits for such collection is hereby extended to April first, nineteen hundred and thirty-three, and that notwithstanding any general or special act or acts heretofore passed to the contrary.

SEC. 5. The sheriff of Carteret County shall be paid a salary of twenty-five hundred dollars per annum, payable monthly, effective as of December first, nineteen hundred and thirty; and in addition thereto he shall have his usual fees now prescribed by law, or which may hereafter be prescribed, for the services of his processes and writs generally, excepting, however, such processes or writs directed to him by or on behalf of said county, or where otherwise said county would be required to pay fees for such services.

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

SEC. 7. That this act shall be in full force and effect from and after its ratification.

Ratified this the 3rd day of March, A.D. 1931.
CHAPTER 135

AN ACT TO PROVIDE FOR THE COLLECTION OF TAXES IN THE CITY OF CHARLOTTE AND COUNTY OF MECKLENBURG.

The General Assembly of North Carolina do enact:

SECTION 1. That in order to avoid duplication of work, save expenses, and afford convenience to the tax-payers, the territory within the limits of the city of Charlotte is hereby created as a tax collection district for both city taxes and county taxes as herein provided. That for the year one thousand nine hundred and thirty-one and subsequent years only one tax return by each tax-payer, one set of tax books, one set of tax receipt books, and one set of any other necessary records in connection with the listing and collection of taxes, shall be required for both the city of Charlotte and the county of Mecklenburg, with respect to the property located within the limits of the city of Charlotte, as the same now exist or may be hereafter extended, and subject to an ad valorem tax, as now or hereafter provided by law, instead of separate tax records for said county and city, as heretofore. Nothing herein contained shall be construed to prohibit the making of copies of any or all of said tax records, if deemed best by the proper authorities.

SEC. 2. That the office of City-County Tax Collector is hereby created for the purpose of collecting the taxes of the city of Charlotte and the property taxes of and for the county of Mecklenburg, upon property located within the limits of said city, and subject to an ad valorem tax, as provided by law. The said City-County Tax Collector shall also collect all license taxes, due or to become due the city and/or the county, for which business, trades and professions, conducted within the limits of said city may be liable. The said City-County Tax Collector shall be elected by the joint vote of the city council or other governing body of the city of Charlotte and the Board of Commissioners for the county of Mecklenburg. His term of office shall be for two years from the date of his election and until his successor is elected and qualified. The said governing body of the city and the said board of county commissioners shall on or before the first Monday in the month of September, one thousand nine hundred and thirty-one, and every two years thereafter, elect such tax collector in the manner specified. In the election of such tax collector the board of county commissioners shall have five votes and the city council or other governing body of said city shall have five votes, irrespective of the number of the members of which said city governing body may be composed at the time of any such election, the voting strength of each member to be represented by the quotient obtained by

Single tax listing and collection authorized for Charlotte and Mecklenburg County.

Effective with 1931 taxes.

Copies of tax records may be made.

Office of City-County Tax Collector created.

Duties.

Method of selection by City and County authorities.

Term of office.

Biennial election.

Method of selecting.
dividing five by the then number of members of the city governing body. In case of a tie upon the question of the election of said City-County Tax Collector, or upon any other question left to the joint action of the said county and city governing bodies, it shall be the duty of such governing bodies to notify the then clerk of the Superior Court of Mecklenburg County of such tie, and it shall be the duty of the then said clerk upon such notice to present himself at the joint meeting of said body, or at an adjourned meeting, and cast the deciding vote.

SEC. 3. That the City-County Tax Collector shall collect the taxes due, or to become due, the city of Charlotte, and the taxes due, or to become due, the county of Mecklenburg, upon property located within the limits of the city of Charlotte and subject to taxes for the year one thousand nine hundred and thirty-one, and thereafter. That before entering upon the performance of his duties, the said City-County Tax Collector shall take the oath of office, as required of tax collectors, and such other oaths, if any, as may be required by law. He shall give bond to the city of Charlotte, and he shall give a separate bond to Mecklenburg County, the bond to the city of Charlotte to be approved by the city governing body, and the bond to the county of Mecklenburg to be approved by the board of county commissioners, the said bonds in all respects to be as now or hereafter required by law for the collection, remittance and settlement of taxes and the proper performance of duties.

SEC. 4. That said City-County Tax Collector, in the collection of taxes, shall have all the power and authority now or hereafter conferred by law upon the City Tax Collector of said city, and upon sheriffs or other tax collectors for the collection of taxes, as now or hereafter provided by law.

SEC. 5. That the said City-County Tax Collector shall be given such assistants and clerks as the city governing body and the board of county commissioners may, in their joint judgment, determine reasonable and necessary. The compensation of the said tax collector, his assistants and clerks, shall be fixed by the joint action of the said governing bodies; but the total compensation of said tax collector, his assistants and clerks, whether based upon salary or commission, shall not exceed a commission of one-half of one per cent upon the total amount of taxes collected by and through said tax collection office, plus the reasonable, usual and ordinary expenses thereof.

SEC. 6. The property taxes collected through and by said tax collector, his assistants and clerks, shall, subject to proper adjustments on account of poll taxes, rebates, penalties, or other items not the subject of proportionate division between the county and city, be divided between the city of Charlotte and the county of Mecklenburg in the proportion that the city tax
rate bears to the county tax rate; and nothing herein contained shall interfere with the amount of tax levied by the city or county, as otherwise provided by law. The said tax collector shall on each business day report and pay to the treasurer of the city of Charlotte its portion of the taxes collected by him, his assistants and clerks, on the previous business day; and shall on each business day likewise report and pay to the treasurer of Mecklenburg County its portion of the taxes collected through and by said office on the previous business day. The said tax collector shall be subject to all pains and penalties, and shall be required to perform all duties as now or hereafter imposed by law upon sheriffs or other tax collectors with respect to the collection and remittance of taxes to the proper authorities; and it shall be his duty to be active in collecting all taxes which are collectible.

**Sec. 7.** That the costs and expenses of listing taxes, making out the tax books, and the tax receipt books, and other work incidental thereto, and the costs and expenses of books, records, blanks, supplies, and all other incidental expenses, shall be borne by the city and county in the proportion that the total amount of taxes received by the city bears to the total amount received by the county through and by the tax office hereby created. It shall be the duty of said City-County Tax Collector to collect license taxes, penalties, and poll taxes due, or to become due, the city and also to collect license taxes, poll taxes and penalties upon property and polls within the city limits, due or to become due Mecklenburg County. That if in the joint judgment of the said city and county governing bodies, economies may be effected by the collection of street assessments and other items in which the county has no interest, and by the collection through said office of drainage assessments and other items in which the city has no interest, then, in that event, a fair and reasonable adjustment shall be made in the division of the expenses thereof between the county and the city. The office of said tax collector shall be in the city hall of Charlotte or the Mecklenburg County Court House, as may be designated by the joint action of the city and county governing bodies.

**Sec. 8.** One of the objects of this act is to do away with the duplication in placing property upon the tax books and collecting the city and county taxes upon property within the limits of the city of Charlotte and subject to taxes; and this act shall be liberally construed to this end; and the governing body of the city of Charlotte and the board of county commissioners of Mecklenburg County are hereby authorized and empowered to adopt, by joint action, all such forms, methods, rules and regulations not inconsistent with the provisions of

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**Daily settlements with City and County.**

**Subject to usual pains and penalties.**

**Costs and expenses to be borne by City and County proportionately.**

**Basis of computation.**

**Certain adjustments to be made.**

**Location of office.**

**Act to be liberally construed.**

**Rules and regulations.**
this act, as in their joint judgment may be necessary to effect
the objects and purposes in this act set forth.

Sec. 9. That the tax-payers shall have the right to pay their
taxes in two installments. The discounts and penalties for the
payment of taxes, as otherwise provided by law, shall apply
to the taxes payable to the tax office hereby created.

Sec. 10. That the present tax collectors for Tax Collection
Districts Numbers One and Three, of and for Mecklenburg
County, as now provided by law, and their duly elected succes-
sors in office, shall collect the taxes for the years one thousand
nine hundred and thirty-one and one thousand nine hundred
and thirty-two in their respective districts, as now constituted; and
the tax collector for District Number Three shall for the years
one thousand nine hundred and thirty-one and one thousand
nine hundred and thirty-two collect taxes in that portion of
Charlotte Township which lies outside of the limits of the city
of Charlotte. That said duly elected tax collectors for Districts
One and Three, namely Frank G. Barnett and E. J. Price, shall
receive as their compensation for the collection of taxes in their
respective districts the sum of Three Thousand Dollars each for
each of the years one thousand nine hundred and thirty-one and
one thousand nine hundred and thirty-two, payable monthly,
said salaries shall be in lieu of all other compensation for collec-
tion of taxes; and the said tax collectors shall give bond for the
faithful performance of their duties and the accounting for
taxes collected by them, as now or hereafter provided by law,
said bond to be filed with the board of county commissioners:
Provided, however, that stamps, office supplies and premiums
on tax bonds shall be paid by the county out of the general
fund: Provided, further, that the said tax collectors for Dis-
tricts Number One and Three shall, on the first Monday in
December, one thousand nine hundred and thirty-two, or as
soon thereafter as the board of county commissioners may
require, settle with the county commissioners for all taxes col-
lected to that date, and the tax books upon that date shall be
turned over to the tax collector of Mecklenburg County, as here-
inafter provided for, and said tax collector shall collect the
balance of the taxes due or to become due by the tax-payers in
the said Districts Numbers One and Three.

Sec. 11. That there is hereby created the office of Tax
Collector of Mecklenburg County, which said tax collector shall
be nominated and elected as now provided for the election of
Members of the General Assembly, and shall be a resident of
the county of Mecklenburg outside of the city of Charlotte, who
shall be nominated and elected in the year one thousand nine
hundred and thirty-two, and take office and collect taxes for a
term of two years from the first day of December, one thousand

Taxes may be paid in two in-

Present Tax Col-

Compensation

Bonds.

Expenses

Settlement in

Tax Collector

Nomination and
election.

Term of office.
nine hundred and thirty-two, and collect taxes for the year one thousand nine hundred and thirty-three, and until his successor shall be elected and qualified, as provided by law, except in the case of his death, resignation or removal, in which event, the county commissioners shall appoint his successor until the next county election and the election of his successor. That said Tax Collector for Mecklenburg County shall receive for his compensation the sum of one per cent of the total amount of all taxes collected, plus costs of stamps, office supplies and premiums on tax bonds, which compensation shall be in lieu of all other compensation, and he shall receive the same commission for the collection of all special assessments and special taxes collected, and shall collect, account for, pay over, and settle all county, local, special, license taxes, special assessments and State taxes, if any, under and by virtue of the law prescribed for the collection and settlement of taxes by sheriffs or other tax collectors; and before entering upon the discharge of his duties he shall execute and file with the board of county commissioners of said county such tax bonds as are now or may be prescribed by law; and shall take and prescribe the oath of office provided by law for tax collectors. It is hereby expressly provided and required that the said tax collector shall collect county license taxes, as provided by law, upon business, trades and professions conducted and maintained outside of the limits of the city of Charlotte. All such taxes upon business, trades and professions within the city of Charlotte shall be collected by the said City-County Tax Collector; Provided, however, that should the taxes be so reduced by the taking over by the State of the county roads and the six months school term, as to make the compensation of one per cent upon the amount of taxes collected inadequate, then the Board of Commissioners of Mecklenburg County shall fix a reasonable compensation for said tax collector, which compensation shall not exceed four thousand dollars per annum, the cost of his office supplies, stamps and bond premiums.

SEC. 12. That in the event the said Frank G. Barnett and E. J. Price, the duly elected tax collectors for the Tax Collection Districts Numbers One and Three, shall fail to enter upon their duties for the collection of taxes, hereinafter prescribed, or in the event of their death, resignation or removal, the board of county commissioners shall have the power to fill their places so made vacant for the remainder of their term, namely the years one thousand nine hundred and thirty-one and one thousand nine hundred and thirty-two. That the sheriff of Mecklenburg County is hereby relieved from the collection of taxes for the year one thousand nine hundred and thirty-one and the years subsequent thereto.
Rights and powers of tax collectors. Conflicting laws repealed.

Sec. 13. That said tax collectors are hereby invested with all the rights and powers prescribed by law for collecting taxes; and all laws and clauses of laws in conflict or inconsistent with this act are hereby repealed.

Sec. 14. That this act shall take effect from and after the day of its ratification.
Ratified this the 3rd day of March, A.D. 1931.

CHAPTER 136
AN ACT TO REQUIRE THE JUDGE AND PROSECUTING ATTORNEY OF THE COUNTY COURT OF DUPLIN TO BE ELECTED BY THE PEOPLE.

The General Assembly of North Carolina do enact:

SECTION 1. That the term of office of the judge and prosecuting attorney of the county court of Duplin County shall be for two years and candidates for such positions shall be selected at the State-wide primary held in one thousand nine hundred and thirty-two, and from the candidates so selected, a judge and prosecuting attorney shall be elected at the general election in one thousand nine hundred and thirty-two.

Sec. 2. That the term of office of said judge and prosecuting attorney shall commence on the first Monday in December, one thousand nine hundred and thirty-two, and the present incumbents of the office shall hold the offices until their successors are thus elected and qualify.

Sec. 3. The salary of said judge shall be fifteen hundred dollars per annum, payable monthly. The salary of the prosecuting attorney shall be twelve hundred dollars per annum, payable monthly.

This schedule of salaries shall apply to existing officers commencing March first, one thousand nine hundred and thirty-one.

Sec. 4. This act shall take effect, except as stated in section two, from and after its ratification.
Ratified this the 4th day of March, A. D., 1931.

CHAPTER 137
AN ACT TO PROTECT THE PUBLIC FROM FALSE ADVERTISEMENT AND FRAUDULENT SALES.

The General Assembly of North Carolina do enact:

SECTION 1. When any person, firm or corporation shall purchase any stock, or part of stock of goods, wares and merchandise at a sale made by a Trustee in Bankruptcy, or at a sale made pursuant to an assignment for the benefit of creditors,
or at a sale made by any insurance company, or insurance company adjuster, and shall offer the same for re-sale to the general public, either privately or at public auction, and shall advertise, represent or promote such re-sale as a bankrupt, insolvent, re-organization, closing out, or fire damage sale, every such person, firm or corporation before offering to the public such goods, wares and merchandise, or any part thereof, shall first file with the clerk of the Superior Court of the county where such sale is to be conducted and carried on, a full, complete and detailed itemized inventory of such stock of goods, wares and merchandise proposed to be sold, which said inventory shall be verified under oath by the true owner thereof, and it shall be unlawful for any person, firm or corporation to co-mingle with, or replenish, or add to such stock of goods, wares and merchandise from any source whatsoever and to advertise or sell the same as a part of said bankrupt, insolvent or fire damaged merchandise.

**SEC. 2.** Nothing herein shall be construed as relieving any such person, firm or corporation from securing and paying any license or privilege tax imposed by any municipality wherein said sale is conducted.

**SEC. 3.** If any person, firm or corporation shall violate any of the provisions of this act they shall upon conviction be fined or imprisoned in the discretion of the court.

**SEC. 4.** All laws and clauses of laws in conflict with this act are hereby repealed, and this act shall apply only to Durham, Forsyth, and Iredell Counties.

**SEC. 5.** This act shall be in force from and after its rati-cation.

Ratified this the 4th day of March, A.D., 1931.

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**CHAPTER 138**

**AN ACT TO CONFER CIVIL JURISDICTION UPON THE COUNTY RECORDER'S COURT OF CALDWELL COUNTY.**

The General Assembly of North Carolina do enact:

**SECTION 1.** That there is hereby conferred upon the Recorder's Court of Caldwell County, already established under article nineteen of chapter twenty-seven of the Consolidated Statutes, as amended, sections one thousand five hundred sixty-three to one thousand five hundred eighty-two (b), civil juris-diction to try and determine civil actions wherein the party plaintiff or defendant is a resident of that county.
SEC. 2. That the jurisdiction of such court in civil actions shall be as follows:
   (a) Jurisdiction concurrent with the justices of the peace within the County;
   (b) Jurisdiction concurrent with the Superior Court in all actions founded on contract, wherein the amount involved, exclusive of interest and costs, does not exceed one thousand dollars;
   (c) Jurisdiction concurrent with Superior Court in actions not founded upon contract wherein the amount involved, exclusive of interest and costs, does not exceed the sum of five hundred dollars.

SEC. 3. That Consolidated Statutes section fifteen hundred and ninety-one, Procedure in Civil Actions; section fifteen hundred and ninety-two, Trial by Jury in Civil Actions; section fifteen hundred and ninety-three, Jurors Drawn andSummoned; section fifteen hundred and ninety-four, Talismen and Challenges; section fifteen hundred and ninety-five, Jury as in Superior Court; section fifteen hundred and ninety-six, Appeals to Superior Court; section fifteen hundred and ninety-seven, Appeals from Justices of the Peace; and section fifteen hundred and ninety-eight, Enforcement of Judgment, shall be applicable to said Recorder's Court of Caldwell County.

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

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

Ratified this the 4th day of March, A.D., 1931.

CHAPTER 139

AN ACT TO AMEND CHAPTER TWO HUNDRED FORTY-NINE, PUBLIC-LOCAL LAWS, SESSION ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN, RELATIVE TO THE SWANNANOA WATER AND SEWER DISTRICT IN THE COUNTY OF BUNCOMBE.

The General Assembly of North Carolina do enact:

SECTION 1. That the Trustees of the Swannanoa Water and Sewer District heretofore appointed under authority of chapter two hundred forty-nine, Public-Local Laws, session one thousand nine hundred and twenty-seven, be and said Trustees are hereby authorized, directed and required to immediately turn over any and all records, books, papers, accounts, moneys, and other properties of their said offices belonging to said district of whatsoever nature, to the Board of County Commissioners of Bun-
CHAPTER 139

AN ACT TO ESTABLISH AND FIX THE LEGAL RESIDENCE OF ONE JESSE J. RICHARDSON, AN INSANE MAN, AND TO SUBJECT HIM TO COMMITTAL TO THE STATE HOSPITAL FOR THE INSANE AT RALEIGH FOR PROPER CARE AND TREATMENT.

Whereas, on January twenty-one, one thousand nine hundred thirty-one, one Jesse J. Richardson was arrested in Gum Neck Township, Tyrrell County, by a deputy sheriff of said county, charged with an assault with a deadly weapon and upon failure to give bond was placed in the common jail of said Tyrrell County; and

Whereas, a few days thereafter, Dr. S. C. Chaplin, a duly licensed physician, filed with the clerk of the Superior Court of Tyrrell County a statement under oath that the said Jesse J. Richardson was dangerously insane and, therefore, ought not to be at large; and,

Whereas, since the filing of the said affidavit the county attorney of Tyrrell County has used every means and exerted every effort to ascertain and establish the legal residence of the said Jesse J. Richardson, but has been unable to do so, it appearing that the said Richardson for the past several years has not lived in any one county or state a sufficient length of time to establish a legal residence in any place: Now, therefore, The General Assembly of North Carolina do enact:
SECTION 1. That Tyrrell County be, and it is hereby, established, declared and fixed as the legal residence of the said Jesse J. Richardson and he a legal resident of said county and subject to necessary proceedings for committal, upon a proper finding of insanity, to the State Hospital at Raleigh, to be there held in accordance with the general statutes regulating insane persons committed to said hospital.

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

Ratified this the 4th day of March A.D., 1931.

CHAPTER 141

AN ACT TO ALLOW THE COUNTY COMMISSIONERS OF CLAY COUNTY TO AID IN RE-OPENING THE CLAY COUNTY BANK.

The General Assembly of North Carolina do enact:

SECTION 1. That the board of county commissioners and the board of education of Clay County and L. W. Matheson, ex-clerk of the Superior Court of Clay County and the town of Hayesville, Clay County, North Carolina be, and they are hereby fully authorized and empowered to make and enter into a contract with the Clay County Bank, its directors and stockholders, to freeze or not demand the public funds or school funds of Clay County or the town of Hayesville now on deposit in said bank for a like period of time and under the same conditions that other depositors may agree to, which depositors' agreement shall be approved by the Corporation Commission of North Carolina.

SEC. 2. That nothing in this act shall in any way impair any bonds, collateral papers, notes or other securities held by Clay County or any officer thereof or other person for said county to secure the deposits of said county in said bank.

SEC. 3. That the county commissioners of Clay County be, and they are hereby authorized and empowered to collect all notes or other securities held by them or any person for them for the purpose of securing the deposits of said county in said bank and apply the proceeds derived from the collection in re-payment to said county of the amount due it on the deposits of said county in said bank up to the full amount for which said security was put up to secure, and no further.

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

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

Ratified this the 4th day of March, A.D., 1931.
CHAPTER 142
AN ACT TO ANNUL THE LEASE OF SCHOOL PROPERTY IN THE TOWN OF LINVILLE MADE BY THE BOARD OF EDUCATION OF AVERY COUNTY TO PRIVATE PERSONS.

The General Assembly of North Carolina do enact:

SECTION 1. That any lease made by the board of education to any lands or property in the town of Linville, Avery County, acquired for school purposes to private persons, firms or corporations while said lands or property or any portion of said lands on which a school building is located is being used for said purposes is hereby rendered null and void and of no effect, and any money advanced by such lessee shall be returned by the board of education of Avery County to the lessee, and the lessee is hereby given sixty days from the passage of this act within which to remove any building or buildings erected by the lessee on the said property; and it shall be unlawful for the board of education to renew any lease of school property in the town of Linville or to make a new lease thereof to any private person, firm or corporation.

SEC. 2. That anyone violating the provisions of this act shall be guilty of a misdemeanor, and upon conviction shall be fined not less than fifty dollars or imprisoned not more than thirty days.

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

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

Ratified this the 4th day of March, A. D., 1931.

CHAPTER 143
AN ACT TO PREVENT THE OBSTRUCTION OF STREAMS IN CUMBERLAND COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be unlawful for any person or persons to place any obstruction of any kind, other than dams legally constructed, in any of the streams of Cumberland County.

SEC. 2. That any person violating any of the provisions of this act shall be guilty of a misdemeanor and shall be punished by being required to pay a penalty of not less than ten nor more than fifty dollars, one-half of which shall be paid to the party furnishing sufficient evidence to convict and the other half to be paid to the treasurer of Cumberland County, subject to
the order of the board of education of said county, or be imprisoned not less than ten nor more than thirty days.

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

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

Ratified this the 4th day of March, A.D., 1931.

CHAPTER 144

AN ACT TO REPEAL CHAPTER THREE HUNDRED THIRTY-ONE OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-FIVE AND TO ABOLISH THE COMMISSION FORM OF GOVERNMENT FOR JACKSON COUNTY; TO MAKE THE COUNTY ACCOUNTANT CLERK TO THE BOARD OF SAID COUNTY AND PROVIDE FOR HIS SALARY.

The General Assembly of North Carolina do enact:

SECTION 1. That at the primary or convention of each political party to be held in Jackson County in the year one thousand nine hundred thirty-two, and at each regular primary or convention thereafter, there shall be nominated three candidates for members of the board of county commissioners of said county, one of which shall be nominated as chairman of said board, and at said primary or convention in the year one thousand nine hundred thirty-two there shall be nominated a member of the county board of education to succeed the member of the board of county commissioners who is now chairman of said county board of education, said nominee to be elected by the General Assembly of the year one thousand nine hundred thirty-three in accordance with the provisions of the general school law.

Sec. 2. That at the general election in November in the year one thousand nine hundred thirty-two, and at each general election thereafter, there shall be elected three members of the board of county commissioners, one of which shall be elected as chairman of said board, in the same manner and according to the same rules and regulations governing the election of other county officers; said members to be voted for by the voters of the county at large.

Sec. 3. That from and after the first Monday in December, one thousand nine hundred thirty-two, all duties and powers as are imposed and conferred upon county commissioners by general law shall be imposed and conferred upon the county commissioners of Jackson County.
Sec. 4. That from and after the first Monday in December, one thousand nine hundred thirty-two, all members of the board of county commissioners of Jackson County, except the chairman, shall receive as compensation for their services five dollars ($5.00) per diem for each day or fraction thereof that they are engaged in meetings for conducting the county’s business and shall also receive five cents (5c) per mile for travel expense to and from meetings. The chairman of the board shall receive a salary of two thousand and four hundred ($2,400) dollars per annum, payable in equal monthly installments out of the general fund of the county.

Sec. 5. That from and after the first Monday of December, one thousand nine hundred thirty-two, the duties of the chairman of the board of commissioners of Jackson County shall be to act as administrative head of the county for the board of commissioners; to act as treasurer of said county, fulfilling all such duties and responsibilities as now devolve upon the county treasurer; to act as tax supervisor of the county with all the rights, powers and duties generally belonging or pertaining to the supervision, assessing and listing of the taxes of said county; to see that all orders, rules and regulations of the board of commissioners are faithfully executed; to recommend such measures for adoption by said board as he may deem expedient; to make reports to the board from time to time upon the affairs of the county, and keep the board fully advised as to the financial condition of the county and its future financial needs. From and after the first Monday of December, one thousand nine hundred thirty-three, when he shall be succeeded by a member of the board of education qualified for office in accordance with the provisions of the general school law.

Sec. 6. That the county accountant of Jackson County shall act as clerk to the board of county commissioners, and shall record the proceedings of each meeting of said board. The salary of the county accountant, as county accountant and clerk to the board, shall be fixed by the board of county commissioners, but shall not be less than one thousand five hundred ($1,500) dollars per annum.

Sec. 7. That from and after the first Monday of December, one thousand nine hundred thirty-two, chapter three hundred thirty-one, Public-Local Laws of one thousand nine hundred twenty-five, shall be repealed: Provided, however, the repeal of said chapter shall not be construed to restore the county highway commission as a separate body from the board of

Members of Board to receive $5 per day and mileage at 5 cents.

Chairman, $2,400 per year.

Duties of Chairman of Board.

To act as County Treasurer.

As Tax Supervisor.

General duties.

To act as Chairman of Board of Education till next general election.

Duties of County Accountant.

Salary, $1,500.

Ch. 331, Public-Local Laws 1925, repealed.

County Highway Commission as separate body not restored.
Heading: County Commissioners to have road powers.

Conflictive laws repealed.

Section 1. That all duties and powers relating to the administration of maintenance and construction of the roads and bridges of Jackson County, insofar as such duties and powers are not in conflict with the general law, shall be imposed and conferred upon the board of county commissioners.

Section 8. That all laws and clauses of laws in conflict with the provisions of this act shall be and the same are hereby repealed.

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

Ratified this the 4th day of March, A.D., 1931.

CHAPTER 145

AN ACT REPEALING SENATE BILL NUMBER TWO HUNDRED TWENTY-NINE, THE SAME BEING A BILL ENTITLED "AN ACT TO PROVIDE FOR THE APPOINTMENT OF THE SCHOOL COMMITTEE OF THE GARNER HIGH SCHOOL AND MOUNT AUBURN ELEMENTARY SCHOOL, LOCATED IN GARNER-MOUNT AUBURN SCHOOL DISTRICT."

The General Assembly of North Carolina do enact:

SECTION 1. That Senate Bill number two hundred twenty-nine, ratified February nineteenth, one thousand nine hundred thirty-one, being a bill entitled "An act to provide for the appointment for the school committee of the Garner high school and Mount Auburn elementary school, located in Garner-Mount Auburn school district", be and the same is hereby repealed.

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

Ratified this the 5th day of March, A.D., 1931.

CHAPTER 146

AN ACT TO APPOINT A ROAD SUPERVISOR FOR POLK COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That O. C. Fagan, Columbus, North Carolina, is hereby appointed road supervisor of Polk County from and after the ratification of this act.

SECTION 2. That the road supervisor of Polk County hereby appointed, shall receive a salary of one hundred ($100.00) dollars per month, to be paid by the County Commissioners of Polk County out of the general county fund.

SECTION 3. That the road supervisor of Polk County shall hold his office for a period of two (2) years, provided, however, that
in case the State Highway Commission shall take over and assume control of the county roads, his term shall expire at that time.

SEC. 4. That the road supervisor of Polk County shall have the use of the automobile now provided for the road supervisor of Polk County and shall receive in addition to the salary of one hundred dollars ($100.00) per month, the actual expenses necessary for the operation of said automobile. Said expenses to be paid by the county commissioners of Polk County out of the general county fund.

SEC. 5. It shall be the duty of the road supervisor of Polk County to supervise the construction and maintenance of all roads in said county. He is hereby authorized to take charge of all machinery and care and keep same in good repair: Provided, however, that in case the State Highway Commission should take over the supervision of the county highways in Polk County, the said county supervisor shall not purchase any new machinery, and only such repairs as are actually necessary for the working of the public roads of Polk County, and as is in accordance with the present plans of the county board of commissioners of Polk County.

SEC. 6. That the road supervisor of Polk County shall be subject to the will and work under the supervision and direction of the county board of commissioners of Polk County: Provided, however, that nothing in this act or any law heretofore enacted shall give the county board of commissioners of Polk County the right to discharge the said supervisor on or before July first, one thousand nine hundred thirty-one.

SEC. 7. That all laws and clauses of laws in conflict with this act be and the same are hereby repealed.

SEC. 8. That this act shall be in full force and effect from and after the date of its ratification.

Ratified this the 5th day of March, A.D., 1931.

CHAPTER 147
AN ACT TO ABOLISH THE OFFICE OF TAX COLLECTOR IN POLK COUNTY AND PLACE THE DUTY OF COLLECTING TAXES IN THE HANDS OF THE SHERIFF.
The General Assembly of North Carolina do enact:

SECTION 1. That on and after December first, one thousand nine hundred and thirty-two, the office of tax collector be and the same is hereby abolished.

SEC. 2. That on and after December first, one thousand nine hundred and thirty-two, the sheriff of Polk County shall collect all taxes and perform all duties now done and performed by
the Tax Collector of said county and shall receive for such services the following fees:

When he has collected any sum less or equivalent to an amount of money equal to seventy per cent (70%) of the total taxes to be collected he shall receive one per cent (1%) of the amount collected.

If and when he has collected an amount equivalent to eighty per cent (80%) of the sum total of taxes to be collected he shall receive two per cent (2%) of the total amount of taxes collected.

If and when he has collected an amount equivalent or equal to ninety per cent (90%) of the total amount of taxes to be collected he shall receive the sum of two and one-half per cent (2 1/2%) of the total amount of taxes collected.

If and when he has collected ninety-five per cent (95%) and all over and up to and including one hundred per cent (100%) of the total amount of taxes to be collected he shall receive three and one-half per cent (3 1/2%) of the total amount of taxes collected.

Provided, that on each increase of the collection of taxes as set out in the above schedule the amount paid on each former schedule shall be deducted from the amount paid on the schedule under which he may be collecting, it being understood that in no event shall he receive more than a sum equal to three and one-half per cent (3 1/2%) of the total amount of taxes collected in any one year.

SEC. 3. That the sheriff of Polk County after this act shall come into force shall be subject to the same rules, regulations and bond requirements as is now required of the Tax Collector of Polk County, Provided that said bond or bonds shall be approved by the County Commissioners and paid for by the County Commissioners out of the general county funds.

SEC. 4. That on and after December first, one thousand nine hundred and thirty-two, the salary of the Sheriff of Polk County shall be the sum of five hundred dollars ($500.00) and no more to be paid out by the County Commissioners out of the general County funds in equal monthly installments in lieu of any salary paid prior to the time of this act coming into force in addition to the fees paid for the collection of taxes and in addition to all other fees now provided for the Sheriff's office in Polk County, said fees continuing in full force.

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

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

Ratified this the 5th day of March, A.D., 1931.
CHAPTER 148
AN ACT TO REPEAL CHAPTER ONE HUNDRED FIFTY-EIGHT, OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-NINE, RELATING TO THE PAYMENT OF PREMIUMS ON OFFICIAL BONDS OF THE SHERIFFS OF ANSON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter one hundred and fifty-eight of the Public-Local Laws of Nineteen hundred and twenty-nine be and the same is hereby repealed.

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

Ratified this the 6th day of March, A.D., 1931.

CHAPTER 149

The General Assembly of North Carolina do enact:

SECTION 1. That the sheriff or other lawful officer within the County of Henderson shall receive for the service of criminal and civil process the following fees:

For the service of warrant one dollar and fifty cents for each defendant therein named; all summons in civil actions one dollar for each defendant; warrants of attachment two dollars for each defendant; claim and delivery two dollars for each defendant; writ of garnishment one dollar for each defendant; search warrant two dollars for each defendant, execution two dollars.

SEC. 2. That the justices of the peace shall receive the following fees and none other:

For attachment one defendant, thirty-five cents, if more than one defendant fifteen cents for each additional defendant; transcript of judgment fifty cents; summons thirty cents; if more than one defendant in same case for each additional defendant fifteen cents; subpoenas for each witness, twenty-five cents; trials when issues are joined, one dollar; and if no issues are joined, seventy-five cents; for trial and judgment, taking an affidavit, bond or undertaking or for an order of publication or an order to seize property fifty cents; for jury trial and
entering verdict, one dollar; execution, fifty cents; renewal of execution, fifteen cents; return to an appeal, one dollar; order of arrest in civil action, thirty cents; warrant of arrest in criminal and bastardy cases, including affidavit or complaint, seventy-five cents; warrant of commitment, fifty cents; taking depositions on order or commission per one hundred words, twenty-five cents; garnishment for taxes and making necessary returns and certificates of same, thirty-five cents; for hearing petition for widow's year's allowance, issuing notice to commissioners and allotting the same, two dollars; for filing and docketing laborer's liens, sixty cents; probate of deed or other writing proved by a witness, including the certificate, fifty cents; probate of a deed or other writing executed by a married woman and proper acknowledgement and private examination with the certificate thereof, fifty cents; probate of a deed or other writing acknowledged by the signers or makers including all except married women who acknowledge at the same time with certificate thereof, fifty cents; probating chattel mortgage including certificate, twenty-five cents; for issuing all papers and copies thereof in an action for claim and delivery and the trial of same if issues are joined when there is one defendant, two dollars; if more than one defendant in action, one dollar for each additional defendant and twenty-five cents for each subpoena issued in said cause and fifty cents for taking the replevy bond when one is given: Provided that when the trial of such a cause shall have been removed from before the justice of the peace issuing the said papers, the justice of the peace sitting in trial of such cause shall receive fifty cents of the above costs for such trial and judgment. Indexing case and judgment in both civil and criminal actions, fifty cents; transcript carrying up all cases where probable cause is found, or when an appeal is taken in criminal cases, fifty cents, and for each and every continuance both civil and criminal, the sum of twenty-five cents; performing a marriage ceremony in his office, two dollars; for the same service outside of the office, such fees as the justice of the peace and the contracting parties to the marriage may agree on.

SEC. 3. That the sheriff or other lawful officer within Henderson County, who shall be receiving a salary as compensation for his services, or who has not been elected by a vote of the people or appointed to fill out the unexpired term of a duly elected officer, shall not be entitled to any of the fees herein set out as compensation for his services, but the same shall be taxed, collected and disbursed as otherwise provided by law.

SEC. 4. That wherever "other lawful officer within Henderson County" is referred to in this act, it shall be construed to mean
all deputy sheriffs of the county and the constables of the various townships.

SEC. 5. That this act apply only to Henderson County.

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

SEC. 7. That this act shall be in full force and effect from and after its ratification.

Ratified this the 6th day of March, A.D., 1931.

CHAPTER 150

AN ACT TO AMEND CHAPTER SIX HUNDRED AND TEN, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-FIVE, RELATING TO DRAINAGE DISTRICTS IN HYDE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section five of chapter six hundred and ten, Public-Local Laws of one thousand nine hundred and twenty-five, be amended by inserting in line twenty-nine between the words "sale" and "but", the words "other than the actual cost of advertising and making sale, an itemized statement of which shall be made in his report of sale to the drainage commissioners, and paid out of the drainage assessment, but shall not be charged against him as part of his salary."

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

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

Ratified this the 6th day of March, A.D., 1931.

CHAPTER 151

AN ACT TO VALIDATE CERTAIN LEGAL SALES IN GREENE, LENOIR AND MITCHELL COUNTIES.

Whereas, the record of reports of sales under foreclosure sales in deeds of trust and mortgages of Greene, Lenoir and Mitchell Counties are not in proper form, and proper reports of said sales under power of sale in deeds of trust have not been duly made.

Whereas, such sales should be now validated: Now, therefore, The General Assembly of North Carolina do enact:

SECTION 1. That all foreclosure sales of real estate under powers of sale in deeds of trust or mortgages made in Greene, Lenoir and Mitchell Counties since the year one thousand nine hundred and twenty-three, and in which said sales proper
records and/or reports of said sales by the trustee, or other person making said sales, have not been properly made to the Clerk of the Court and confirmed, as provided for in section two thousand five hundred and ninety-four of the Consolidated Statutes and other sections applying to reports of said sales, the same are hereby validated.

SEC. 2. That this act shall not apply to or effect any pending litigation.

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

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

Ratified this the 6th day of March, A.D., 1931.

CHAPTER 152

AN ACT TO DIVIDE THE BOARD OF COUNTY COMMISSIONERS OF PITT COUNTY INTO TWO CLASSES.

The General Assembly of North Carolina do enact:

SECTION 1. That at the general election to be held in the year one thousand nine hundred and thirty-two there shall be elected in the County of Pitt by the duly qualified voters thereof five members of the board of county commissioners divided into two classes, three of whom shall compose one class whose term of office shall commence on the first Monday in December, one thousand nine hundred and thirty-two, and expire at the end of two years thereafter, or on the first Monday in December, one thousand nine hundred and thirty-four; and two of whom shall compose another class whose term of office shall commence on the first Monday in December, one thousand nine hundred and thirty-two, and expire four years thereafter, or on the first Monday in December, one thousand nine hundred and thirty-six. That upon the expiration of the term of office of both classes of said commissioners their successors shall be elected to hold office for four years, and until their successors are elected and qualified.

SEC. 2. That all laws and parts of laws in conflict herewith are hereby repealed.

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

Ratified this the 6th day of March, A.D., 1931.
CHAPTER 153

AN ACT TO AMEND CHAPTER THREE HUNDRED AND ELEVEN OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE RELATIVE TO MAKING TAX BOOKS FOR CASWELL COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That section two of said Act be amended in line five thereof by striking out the word “seven” and inserting in lieu thereof the word “five”. That said section is further amended in line eight thereof by striking out the figure “7” and inserting in lieu thereof the figure “5”.

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

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

Ratified this the 7th day of March, A. D., 1931.

CHAPTER 154

AN ACT TO AMEND CHAPTER TWO HUNDRED AND FOURTEEN, PUBLIC-LOCAL LAWS, NINETEEN HUNDRED AND TWENTY-FIVE, RELATING TO HAYWOOD COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That section three of chapter two hundred and fourteen, Public-Local Laws of nineteen hundred and twenty-five, be amended by striking out the period at the end thereof and adding the words “including the purchase or erection and the equipment of a new courthouse and jail and the acquisition of land therefor.”

Sec. 2. That the indebtedness of Haywood County now outstanding is hereby validated.

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

Ratified this the 7th day of March, A. D., 1931.

CHAPTER 155

AN ACT TO PROVIDE FOR THE APPOINTMENT OF ONE SPECIAL DEPUTY FOR GREEN HOPE SCHOOL DISTRICT, WHITE OAK TOWNSHIP, WAKE COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That the sheriff of Wake County is hereby authorized and empowered to appoint one competent resident deputy in the territory known and designated as Green Hope County.
School District, in White Oak and Cedar Fork Townships, Wake County, which said deputy shall see that the laws of the State are not violated within the aforesaid territory; and such deputy is hereby empowered to arrest without warrant any persons caught in the act of violating any such law, or creating any disturbance in the said school district, and immediately to carry such offender or offenders before any magistrate in Wake County, or before the judge of the Recorder’s Court at Apex, in said county, to be dealt with according to law.

SEC. 2. That the aforesaid special deputy shall not be paid any salary or compensation by Wake County, but he shall be allowed such fees as were allowed deputy sheriffs in the county prior to the enactment of chapter two hundred and seventy, Public-Local Laws of one thousand nine hundred and twenty-nine.

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

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

Ratified this the 7th day of March, A.D., 1931.

CHAPTER 156

AN ACT TO SUBMIT TO THE VOTERS OF HYDE COUNTY AT THE NEXT ELECTION THE QUESTION OF ABOLISHING THE OFFICE OF COUNTY TREASURER.

The General Assembly of North Carolina do enact:

SECTION 1. That at the next general election to be held in November, one thousand nine hundred and thirty-two, there shall be submitted to the voters of Hyde County the question of abolishing the office of county treasurer of said county. Said election shall be conducted under the same rules and regulations as elections for county officers. Separate boxes shall be provided and those favoring abolishing the office of county treasurer shall vote a ballot on which shall be written or printed the words “For Abolishing Office of County Treasurer” and those against abolishing said office shall vote a ballot on which shall be written or printed the words “Against Abolishing Office of County Treasurer”. If a majority of the votes cast at said election shall be for abolishing said office then the duties performed by the treasurer shall be performed by the sheriff as provided by law. If a majority of the votes cast be against abolishing the office of treasurer then the treasurer to be elected at the election in November, one thousand nine hundred and thirty-two and his successors, shall continue to perform the duties of said office.
Sec. 2. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

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

Ratified this the 7th day of March, A. D., 1931.

CHAPTER 157

AN ACT TO PERMIT BOXING MATCHES IN CARTERET COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall not be unlawful for two or more persons to engage in boxing match or glove contest for prize in Carteret County.

Sec. 2. That no such boxing match or glove contest shall be permitted or allowed on Sundays, nor shall any person bet or lay a wager on the results of such contest.

Sec. 3. That any person violating any of the provisions of section two of this act shall be guilty of a misdemeanor and shall be fined not less than fifty dollars nor more than two hundred dollars or imprisonment in the discretion of the court.

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

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

Ratified this the 7th day of March, A. D., 1931.

CHAPTER 158

AN ACT REPEALING CHAPTER THREE HUNDRED AND TWO OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, AND RE-ENACTING CHAPTER SIX HUNDRED AND FIFTEEN OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter three hundred and two of the Public-Local Laws of nineteen hundred and twenty-nine, entitled "An act to provide for the better enforcement of the prohibition law in Alamance County," is hereby repealed.

Sec. 2. That chapter six hundred and fifteen of the Public-Local Laws of nineteen hundred and twenty-seven, entitled "An act to secure a better enforcement of the law against the manufacture and sale of intoxicating liquor in Alamance County," be and the same is hereby re-enacted.
Above act declared supplemental to general law.

SEC. 3. That the provisions of said act of nineteen hundred and twenty-seven are supplemental and in addition to the general laws governing the matters therein referred to.

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

Ratified this the 7th day of March, A. D., 1931.

CHAPTER 159

AN ACT TO MAKE RECITALS IN CERTAIN INSTRUMENTS PRIMA FACIE EVIDENCE OF HEIRSHIP IN GRAHAM COUNTY.

Whereas, seventy-five per cent of the lands in Graham County are wild, unimproved and unoccupied mountain land, and,

Whereas, a large portion of said lands were granted to non-residents of North Carolina who are now dead and who left heirs whose residence are unknown to the present owners of said lands, and,

Whereas, said heirs have, in many instances, conveyed said land by deed reciting said heirship, and,

Whereas, in introducing said titles in evidence it causes great and unnecessary expense, trouble and inconvenience to prove said heirship: Now therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the recitals of any deed which has been registered in the office of Register of Deeds of Graham County for a period of thirty years or more, reciting that the grantors or any of them is or are the heir or heirs of any person therein named, shall be prima facie evidence of the heirship of such party or parties, when said deed is introduced as a link in the chain of title.

SEC. 2. That where a judgment has been entered in the office of the Clerk of the Superior Court of Graham County for thirty years or more, in which the recitals in either the pleadings or judgment recites that certain party or parties therein named is or are the heir or heirs of a certain person or persons therein named said recitals therein shall be prima facie evidence of such heirship upon the introduction of said record in evidence where same is a link in the chain of title.

SEC. 3. That this act shall only apply where the parties to an action claim title under and through separate and distinct chains of title.

SEC. 4. That this act shall not affect pending litigation.

SEC. 5. That this act shall apply to Graham County only.
Sec. 6. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

Sec. 7. That this act shall take effect from and after its ratification.

Ratified this the 7th day of March, A. D., 1931.

CHAPTER 160

AN ACT TO REDUCE THE FEE ALLOWED FOR SEIZURE OF ILLICIT STILLS IN YADKIN COUNTY FROM TWENTY DOLLARS TO TEN DOLLARS.

The General Assembly of North Carolina do enact:

Section 1. That for every illicit distillery seized in Yadkin County under article six, chapter sixty-six, of the Consolidated Statutes, the sheriff or other police officer shall receive the sum of ten dollars ($10.00), which shall be allowed by the commissioners of said county: Provided, that the commissioners shall not pay this amount if they are satisfied after due investigation that the seizure of the distillery was not bona fide made.

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

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

Ratified this the 7th day of March, A. D., 1931.

CHAPTER 161

AN ACT TO AUTHORIZE THE BOARD OF COMMISSIONERS OF GASTON COUNTY TO FIX THE NUMBER OF TAX COLLECTORS IN SAID COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That the Board of Commissioners of Gaston County, may, in its discretion, in lieu of appointing six tax collectors as now provided by law, appoint one tax collector for two or more townships or districts as now provided by law, which may be designated or combined by said board.

Sec. 2. That said board of county commissioners shall fix the compensation of any tax collector or tax collectors appointed by it in such sum or sums as it may deem just and adequate.

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

Ratified this the 7th day of March, A. D., 1931.
CHAPTER 162
AN ACT TO PREVENT THE ERECTION OF A NEW COURT HOUSE IN DAVIDSON COUNTY WITHOUT A VOTE OF THE PEOPLE.

The General Assembly of North Carolina do enact:

SECTION 1. That no bonds shall be issued or obligation incurred for the purpose of erecting a court house in the County of Davidson without submitting the question of such erection to the vote of the people of said county, except in case of destruction of the present court house building by fire or any other cause beyond the control of the officers of said county.

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

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

Ratified this the 7th day of March, A. D., 1931.

CHAPTER 163
AN ACT TO FIX THE SALARY OF THE JUDGE OF THE RECORDER'S COURT OF TYRRELL COUNTY AND PROVIDE FUNDS TO MEET SAID SALARY.

The General Assembly of North Carolina do enact:

SECTION 1. That the salary of the judge of the recorder's court shall be not exceeding six hundred dollars per year, payable monthly.

SEC. 2. That in each criminal action disposed of in said court there shall be fixed as part of the cost of the action a tax fee of six dollars, which shall be collected by the clerk of the court and paid into the general fund of the county.

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

Ratified this the 7th day of March, A. D., 1931.

CHAPTER 164
AN ACT TO REGULATE THE RIGHTS OF THE COUNTY OF PASQUOTANK AS TO CERTAIN SECURITIES HELD BY IT IN LIEU OF BOND OF THE SAVINGS BANK AND TRUST COMPANY.

Preamble: Securities held by Pasquotank County to secure deposits in Savings Bank and Trust Company.

Whereas the Savings Bank and Trust Company was the former treasurer of Pasquotank County; and,

Whereas the said bank closed its doors on the nineteenth day of December, one thousand nine hundred and thirty, having in hand certain funds belonging to said County; and,
Whereas there is a movement on foot to reopen said bank; and,
Whereas certain securities were deposited by said bank with said County in lieu of bond as treasurer: Now, therefore,
The General Assembly of North Carolina do enact:

SECTION 1. That said commissioners may sell the said securities deposited with it at such time as they, in their discretion, may deem best, and the said board of commissioners of said County shall make no demands of the Savings Bank and Trust Company for the account or deposit due from it until it has exhausted the securities so deposited with Pasquotank County by the said bank in lieu of its bond as treasurer.

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

Ratified this the 7th day of March, A. D., 1931.

CHAPTER 165

AN ACT TO REPEAL CHAPTER TWENTY-FOUR OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN, RELATING TO THE OFFICE OF TAX COLLECTOR OF JOHNSTON COUNTY.

The General Assembly of North Carolina do enact:

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

Sec. 2. That all the duties heretofore exercised by the Tax Collector, and all the powers provided by law relating to the collection of taxes shall be imposed and conferred upon the sheriff of Johnston County.

Sec. 3. That fifteen days after the ratification of this act D. W. Parker, Tax Collector, and L. T. Rose, Tax Collector, shall surrender all records in their possession as such Tax Collector to the County Auditor of Johnston County, and make full settlement of all sums of money collected by them. That thereupon the said County Auditor shall immediately deliver said records to the Sheriff of Johnston County, and shall likewise immediately charge to the Sheriff of Johnston County the amount of all uncollected taxes and said Sheriff shall immediately proceed to collect and settle for said taxes as provided by law.

Sec. 4. That the County Commissioners of Johnston County shall, upon full settlement being made by the said D. W. Parker, Tax Collector, and by the said L. T. Rose, Tax Collector, for taxes collected by them, dispense with their services as said Tax Collectors.
CHAPTER 166

AN ACT TO AMEND HOUSE BILL TWO HUNDRED SEVENTY-ONE, RATIFIED FEBRUARY TWELFTH, ONE THOUSAND NINE HUNDRED THIRTY-ONE, BEING "AN ACT TO REPEAL CHAPTER THREE HUNDRED TWENTY-ONE OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-SEVEN, RELATING TO A BUDGET SYSTEM."

The General Assembly of North Carolina do enact:

SECTION 1. That House Bill two hundred seventy-one, ratified February twelfth, nineteen hundred thirty-one, being "An act to repeal chapter three hundred twenty-one of the Public-Local Laws of one thousand nine hundred twenty-seven relating to a Budget System" be, and the same is hereby amended by striking out the figures "three hundred twenty-one" in the caption and inserting in lieu thereof the figures "six hundred twenty-one", and by striking out the word "three" in section one, line one, and inserting in lieu thereof the word "six".

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

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

Ratified this the 7th day of March, A. D., 1931.

CHAPTER 167

AN ACT TO IMPROVE THE SANITARY CONDITIONS AND MANAGEMENT OF THE COUNTY HOME OF MADISON COUNTY.

Whereas, the Board of Health of Madison County has personally investigated conditions at the county home and has made an official, signed report to the effect that the sanitary conditions of same are deplorable; and that the heat is insufficient as well as the food which is not properly prepared and served: Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That one member of the Board of Health of Madison County, to be designated by said board, shall visit the county home monthly and investigate the conditions of same;
and that the said board of health hereafter shall make recommendations to the Board of County Commissioners of Madison County regarding the sanitary conditions and management of the said county home.

Sec. 2. That the Board of Health of Madison County may call a public hearing, first giving the board of county commissioners ten days written notice, and for good and sufficient cause recommend that the superintendent of the County Home of Madison County be removed, and that the management be changed; and the said board of county commissioners are empowered and directed and thereupon shall change the management of the county home and remove the said superintendent and appoint his or her successor.

Sec. 3. That from and after the ratification of this act that, in lieu of the salary now paid the court house janitor at Marshall, he shall receive in full and complete settlement of his full time monthly salary the sum of fifty dollars per month and no more.

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

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

Ratified this the 7th day of March, A.D., 1931.

CHAPTER 168

AN ACT TO CREATE A JURY COMMISSION FOR THE COUNTY OF YANCEY.

The General Assembly of North Carolina do enact:

Section 1. That the Chairman of the Board of County Commissioners, the Clerk of the Superior Court and the Superintendent of Schools of Yancey County, and their successors in office, be and they are hereby named as a jury commission for the said county of Yancey, to serve without pay, and whose term of office shall begin on the first Monday in April, one thousand nine hundred and thirty-one, or as soon thereafter as they may qualify, as hereinafter provided. The clerk of the Superior Court shall be chairman and the Superintendent of Schools shall be secretary of said jury commission.

Sec. 2. That it shall be the duty of the aforesaid commission to have full, complete and absolute control of the jury system for Yancey County, and to that end, they shall be the custodians of the jury box for said county and shall be charged with placing all names within said box for jury service and shall like-

Public hearing called for removing present superintendent and changing management.

Courthouse janitor to receive $50 per month.

Conflicting laws repealed.

Jury Commission named for Yancey County; ex-officio members.

To serve without pay.

Term of office.

Chairman and Secretary.

Duties of Commission.

Custodians of jury box.
Drawing of juries.

Oath of office to be taken in April, 1931.

Immediate revision of jury box.

Number of names to be placed in box.

Jury box divided into two compartments.

Meetings to draw juries for terms of Superior Court.

Time of meetings.

Number of names to be drawn at each term.

wise be charged with the supervision of drawing all names from said jury box for jury duty, as hereinafter provided.

Sec. 3. That on the first Monday in April, one thousand nine hundred and thirty-one, or as soon thereafter as practicable, the aforesaid named commission shall present themselves before the deputy clerk of the Superior Court for the County of Yancey, or a justice of the peace, where they shall all take their oath of office to the effect that they will honestly and conscientiously perform their said duties towards carrying out the provisions of this act without fear or favor to the very best of their ability.

Sec. 4. That immediately after taking their said offices, it shall be their duty to revise the jury box for Yancey County by striking out all names which they may find within said box, and by placing in lieu thereof the names of not less than six hundred (600), nor more than eight hundred (800) citizens and taxpayers of Yancey County. In selecting the aforesaid names, each and every name so selected shall be that of a good, law-abiding, intelligent citizen who does not then stand indicted in the courts on any charge. That in placing said names in said jury box, each name shall be type-written and shall be cut separate and apart from all the other names.

Sec. 5. That said jury box shall be divided into two compartments, one of which shall be marked number one, and the other of which shall be marked number two, and each of said compartments shall be locked with a separate lock, the key to compartment number one to be carried by a certain member of said commission to be named as chairman, and the key to compartment number two to be carried by another of said commission to be designated as secretary. That it shall be the duty of said commission in first preparing the names of said jury list to place all of said names in compartment number one where they shall remain until same shall be drawn out as hereinafter provided.

Sec. 6. That it shall be the duty of said jury commission to meet in the Clerk's office in the court house in Burnsville on the first Monday in January, the first Monday in March, the first Monday in July, and the first Monday in October of each and every year for the purpose of drawing a jury for the January, March, August and October terms of Yancey County Superior Court, respectively. That for the March and October terms there shall be sixty (60) names drawn, the first thirty-six (36) of which shall be subject to jury service for the first week of said courts, and the remaining twenty-four (24) shall be subject to jury service for the second week of said courts. That for said August term there shall be drawn thirty-six (36) names, twenty-four (24) of whom shall be subject to jury
service for the first week of said court and the remaining twenty-four (24) for the second week of said court. That for said January term twenty-four (24) names shall be drawn. That in drawing said names, same shall be drawn from compartment number one by a child not over five (5) years of age and after a list of said names has been taken by the secretary, same shall then be deposited in compartment number two. Should there be an extra term of court, or should the terms be changed, said jury commission shall meet at least two weeks before said extra term or regular terms if changed for the purpose of drawing a jury for same, said number of names to be drawn to be governed entirely by the number needed for said extra term, the said commission to be the sole judges of the number required.

SEC. 7. That after said jury shall have thus been drawn, it shall be the duty of said secretary to make and certify a copy of same to the sheriff of said county for the purpose of serving same; to furnish a certified copy thereof to the Clerk of the Superior Court and to retain a copy thereof as a part of the permanent records of the said jury commission.

SEC. 8. That at such times as said jury commission are not on duty and in actual charge of said jury box, the Clerk of the Superior Court shall be the custodian of same, and it shall be his duty to keep same under lock and key at all times so that no other person may have anything to do with same.

SEC. 9. That on the first Monday in April, one thousand nine hundred and thirty-three, and biennially thereafter, said jury box shall be revised by said jury commission, the same rules governing in revising same as are applicable to the first list going into said box.

SEC. 10. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed insofar as same apply to Yancey County.

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

Ratified this the 7th day of March, A.D., 1931.

CHAPTER 169
AN ACT TO REGULATE GAME BLINDS AND WATER-FOWL HUNTING IN CARTERET COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter one hundred and five of the Public-Local Laws of North Carolina, session one thousand nine hundred and twenty-five, is hereby repealed.
SEC. 2. That it shall be unlawful for any person, firm or corporation to build or construct or cause to be built or constructed, anywhere within the public waters of Carteret County, in any sound, bay, river, tributary, arm of the sea, or other public waters, any blind of any description, or any place of concealment whatsoever, from which migratory water-fowl are shot, or from which such migratory wild-fowl are intended to be shot, within a radius of six hundred yards of any other such blind or place of concealment: Provided, that no one person, firm or corporation shall build or construct, or cause to be built or constructed, own, have, use, control, manage, operate, hunt from, or have any interest whatsoever in, two blinds or other such places of concealment, placed adjacent to or next to each other, at a greater distance apart than seven hundred (700) yards: Provided, further, that no person, firm or corporation other than the owner or owners of the land or lands abutting on said waters, and where said lands are owned and used exclusively for hunting purposes, shall build or construct, or cause to be built or constructed, own, have, use, control, manage, operate, hunt from, or have any interest whatsoever in, any such blind or other said place of concealment for hunting or shooting said water-fowl, or set out, place or establish any battery or other place of concealment of any description whatsoever, or use, or hunt from same closer than five hundred (500) yards of the shore-line of such lands.

SEC. 3. That it shall be unlawful for any person, firm or corporation to build or construct, or cause to be built or constructed, own, have, use, control, manage, operate, hunt from, or have any interest whatsoever in, whether as sportsman, hunter or guide, for his or its own use or benefit, or for the use or benefit of any other person, firm or corporation, anywhere in the public waters of Carteret County in any sound, bay, river, tributary, arm of the sea, or other public waters, more than four (4) such said blinds or other places of concealment or batteries: Provided, however, that hunting clubs, with clubhouses and other properties located in Carteret County whether the members thereof are residents or non-residents of the State, may be permitted to erect, construct, own, have, use, control, manage, operate, hunt from, and have interest in, as many as ten (10) such blinds, batteries or other places of concealment, in the public waters of said county, and consistent with the rules and regulations elsewhere provided in this act; but such members are hereby expressly prohibited from erecting, owning, using, controlling, operating, hunting from, or having any interest whatsoever in any other blinds, batteries, or places of concealment in said public waters: Provided, further, that nothing contained in this act shall affect, limit or restrict the establish-
ment or erection of any number of such said blinds or other places of concealment on privately-owned property.

Sec. 4. That it shall be unlawful for any person, firm or corporation to erect, construct, or cause to be erected or constructed, within the public waters of said county, any blind or other place of concealment, or any parts thereof, earlier than the twentieth day of October of each year, and it shall be unlawful for any owner or owners to permit any such blind or other place of concealment to stand or remain in said public waters later than the first day of March of each year: Provided, that any and all blinds or other places of concealment now erected or standing in said public waters, or which may be standing upon or after the ratification of this act, shall be removed and taken up within thirty days after such ratification.

Sec. 5. That it shall be unlawful for any person, firm or corporation to erect or cause to be erected in said public waters any such blind or place of concealment without, at the time of such erection, having placed thereon, either by carving in some wooden part of the inside of said blind, or by painting in black letters, no less than two inches in size, the name of such owner or owners, each such blind or other place of concealment to be consecutively numbered from one to four or from one to ten, as the case may be, in figures no smaller than two inches in size.

Sec. 6. That it shall be unlawful for any person to enter, use, hunt from, or in any manner appropriate to his own use, however temporarily, any blind, battery or other place of concealment used or intended to be used for hunting water-fowl, and owned by another person, firm or corporation, whether in public waters of said county, or upon privately-owned property, without first obtaining the written permission from the owner or owners thereof: Provided, however, that such written permission shall not be required of a guest when the owner is actually present and has knowledge of and assents to such use, or where hunter's guides for hire and in the course of their employment take out or wait on hunters or sportsmen.

Sec. 7. That a tax of ten ($10) dollars per year on each blind, battery or other place of concealment, placed in the public waters of said county, shall be imposed upon any and all non-residents, whether individual, firm or corporation, whose members or a majority of whose members are non-resident of the State, such tax to be payable to the Clerk of the Superior Court of Carteret County, for the use and benefit of the schools of said county.

Sec. 8. That any person, firm or corporation violating any of the provisions of this act shall be guilty of a misdemeanor, and upon conviction, shall be fined not less than fifty ($50)
dollars, nor more than one hundred ($100) dollars, or imprisoned not less than thirty days.

SEC. 9. That all laws and clause of laws in conflict with this act are hereby repealed.

SEC. 10. That this act shall be in force and effect from and after its ratification.

Ratified this the 9th day of March, A.D. 1931.

CHAPTER 170
AN ACT TO AMEND SECTION FIVE OF CHAPTER SIX HUNDRED AND TWO OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED THIRTEEN RELATING TO THE SALARY OF THE JUDGE OF THE RECORDER'S COURT FOR HARNETT COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Section five of Chapter six hundred and two of the Public-Local Laws of one thousand nine hundred thirteen be amended by striking out the words "seven hundred and fifty" in line nine thereof and inserting in lieu thereof the words "eighteen hundred."

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

Ratified this the 9th day of March, A.D. 1931.

CHAPTER 171
AN ACT AUTHORIZING THE COLLECTION OF CERTAIN TAXES BY THE TAX COLLECTING AUTHORITIES OF ALAMANCE COUNTY.

That whereas, the Sheriff of Alamance County has been relieved of the taxes of certain taxpayers in said county, in his settlements for the years one thousand nine hundred twenty-nine, one thousand nine hundred twenty-eight and one thousand nine hundred twenty-seven, in those cases where such taxpayers own no real property, but in many instances are otherwise able to pay their taxes: Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the County Accountant, or other Officer of Alamance County who may have charge of the tax accounts of the said county, be, and he is hereby authorized and empowered to proceed to collect all such taxes, and to the end that the same may be collected, he is further authorized and empowered to make up a list of the names of all such taxpayers and the amounts of the respective taxes owing by them, and the years for which the same are owing, and to certify the same to the Sheriff or Tax Collector of said county, who shall proceed to collect the same in all respects as other taxes are collected.
SEC. 2. That the said Sheriff or Tax Collector of Alamance County, who shall receive the list of such unpaid taxes, is hereby authorized and empowered to collect the same by levy upon personal property and/or garnishment upon the wages of such taxpayers, or sell all his said real property, in the event he shall have acquired real property, in all respects as other taxes are collected, and he shall keep the said amounts so collected separate from his other collections, and return same to the County Accountant of Alamance County.

SEC. 3. That in each instance where it shall appear to the satisfaction of the County Accountant of Alamance County that real property has been sold by the Sheriff of said county, for the collection of taxes, which have not been paid, and that such taxpayer has personal property of sufficient value for the collection of said taxes, then such additional items of taxes may be included in said certificate to the Sheriff or Tax Collector, and he is authorized, empowered and directed to collect the same as herein provided.

SEC. 4. That the provisions of this act shall apply to all releases of taxes and certificates of sale that may be made from year to year, subsequent to the year one thousand nine hundred twenty-nine.

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

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

Ratified this the 9th day of March, A.D., 1931.

CHAPTER 172

AN ACT TO AMEND CHAPTER SIX HUNDRED AND TEN, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN, RELATING TO FEES IN CRIMINAL CASES IN THE RECORDER'S COURT OF FRANKLIN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Section one of Chapter six hundred and ten, Public-Local Laws, one thousand nine hundred and twenty-seven, be and the same is hereby amended by striking out the word “five” in line three of said section and inserting in lieu thereof the word “two.”

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

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

Ratified this the 9th day of March, A.D. 1931.
CHAPTER 173

AN ACT TO PROTECT THE FORESTS AND GAME OF MADISON COUNTY.

Whereas, the Board of County Commissioners of Madison County has, prior to July first, one thousand nine hundred and thirty, participated in game and forest protection, and

Whereas, said Board of County Commissioners did not for months after July first, one thousand nine hundred and thirty, give notice of its withdrawal, and

Whereas, said board has arbitrarily withdrawn its said appropriations against the wishes of a majority of the people of Madison County: Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners of Madison County be and the same is hereby authorized and directed to appropriate five hundred dollars per annum, as of July first, one thousand nine hundred and thirty, to be used by the State Department of Conservation and Development in the protection of the forests and game of the county from forest fires. Unto that end it is also directed to provide said sum to be used for this purpose in the budget for the coming fiscal year.

SEC. 2. That this act shall take effect from and after its ratification.

Ratified this the 9th day of March, A.D. 1931.

CHAPTER 174

AN ACT TO VALIDATE THE ACTS OF J. H. YELTON, NOTARY PUBLIC OF HENDERSON COUNTY.

Whereas, J. H. Yelton was appointed a notary public of Henderson County, being at the time a United States Commissioner, and

Whereas, various deeds and other paper writings were acknowledged before the said Yelton while attempting to act both as a notary public and a United States Commissioner: Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That all deeds, mortgages, and other paper writings acknowledged before, sworn to, or privy examinations taken, by J. H. Yelton are hereby ratified, approved, and in all respects confirmed, and the same shall be as lawful and binding as if done by any other notary public.

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

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

Ratified this the 9th day of March, A.D. 1931.
CHAPTER 175
AN ACT TO AMEND CHAPTER SEVENTY-NINE, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, PERTAINING TO SPECIAL SINKING FUND OF HENDERSON COUNTY PROVIDED FOR THEREUNDER.

The General Assembly of North Carolina do enact:

SECTION 1. That Section one of Chapter seventy-nine, Public-Local Laws of North Carolina, session of one thousand nine hundred and twenty-nine, be and the same is hereby repealed.

SEC. 2. That all funds that shall hereafter be paid back by the State Highway Commission or the State of North Carolina to Henderson County on account of said loans shall be used by the commissioners of Henderson County to apply on the principal of any bonded indebtedness of Henderson County and for no other purpose; Provided, that during any period when none of said bonds shall have matured or be available for retirement, said funds shall be kept in a separate sinking fund; Provided, further, that said fund may be deposited in any bank which shall have been duly designated a depository bank for said county; Provided, further, that said fund be fully protected dollar for dollar by United States or State of North Carolina bonds.

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

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

Ratified this the 9th day of March, A.D. 1931.

CHAPTER 176
AN ACT TO REQUIRE THE CLERK OF THE SUPERIOR COURT OF CASWELL COUNTY AND SURRY COUNTY TO RECORD IN THE ENTIRETY ALL SPECIAL PROCEEDINGS IN SAID COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Clerk of the Superior Court of Caswell County and Surry County be and he is hereby required to record all Special Proceedings in Caswell County and Surry County, in its entirety, and to charge therefor the sum of ten cents per hundred words which shall be charged in the bill of costs.

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

SEC. 3. That this act shall be in force and effect from and after April first, one thousand nine hundred and thirty-one.

Ratified this the 9th day of March, A.D. 1931.
CHAPTER 177

AN ACT TO CREATE A JURY COMMISSION AND A TAX COMMISSION FOR THE COUNTY OF MADISON TO SERVE WITHOUT PAY.

The General Assembly of North Carolina do enact:

SECTION 1. That the chairman of the Board of Education, the chairman of the Board of Health, and the Superintendent of Public Schools of Madison County, and their successors in office, be and they are hereby named as a jury commission for the said county of Madison, to serve without pay, and whose term of office shall begin on the first Monday in April, one thousand nine hundred and thirty-one, or as soon thereafter as they may qualify, as hereinafter provided. The chairman of the Board of Education shall be chairman and the County Superintendent of Schools shall be secretary of said jury commission.

SEC. 2. That it shall be the duty of the aforesaid commission to have full, complete and absolute control of the jury system for Madison County, and to that end they shall be custodians of the jury box of said county and they shall be charged with placing all names within said box for jury service and shall likewise be charged with the supervision of drawing all names from said jury box for jury duty, as hereinafter provided.

SEC. 3. That on the first Monday in April, one thousand nine hundred and thirty-one, or as soon thereafter as practicable, the aforesaid named commission shall present themselves before the Clerk of the Superior Court for Madison County, or some other person qualified to administer oaths, where they shall all take the oath of office to the effect that they will honestly and conscientiously perform their said duties towards carrying out the provisions of this act without fear or favor to the very best of their ability.

SEC. 4. That immediately after taking their said offices, it shall be their duty to revise the jury box for Madison County by striking out all names which they may find within said box, and by placing in lieu thereof the names of not less than six hundred nor more than eight hundred names of citizens and taxpayers of Madison County. In selecting the aforesaid names, each and every name so selected shall be that of a good, law-abiding, intelligent citizen who does not then stand indicted in the courts on any charge. That in placing said names in said jury box, each name shall be typewritten and shall be cut separate and apart from all the other names.

SEC. 5. That said jury box shall be divided into two compartments, one of which shall be marked number one, and the other of which shall be marked number two, and each of said com-
partments shall be locked with a separate lock, the key to compartment number one to be carried by a certain member of said commission to be named as chairman, and the key to compartment number two to be carried by another member of said commission to be designated as secretary. That it shall be the duty of said commission in first preparing the names of said jury list to place all of said names in compartment number one where they shall remain until same shall be drawn out as hereinafter provided.

Sec. 6. That it shall be the duty of said jury commission to meet in the courthouse in Marshall at such times as is by law provided for a jury to be drawn for each and every court to be held in Madison County and draw the jury as is provided by law.

Sec. 7. That after said jury shall have thus been drawn, it shall be the duty of said secretary to make and certify a copy of same to the sheriff of said county for the purpose of serving same; to furnish a certified copy thereof to the Clerk of the Superior Court and to retain a copy thereof as a part of the permanent records of the said jury commission.

Sec. 8. That at such times as said jury commission are not on duty and in actual charge of said jury box, the secretary shall be the custodian of same, and it shall be his duty to keep same under lock and key at all times so that no other person may have anything to do with same.

Sec. 9. That on the first Monday in April, one thousand nine hundred and thirty-three, and biennially thereafter, said jury box shall be revised by said jury commission, the same rules governing in revising same as are applicable to the first list going into said box.

Sec. 10. That the Jury Commission of Madison County composed of the chairman of the Board of Education, chairman of the Board of Health and the County Superintendent of Schools and their successors, shall serve as a Tax Commission for Madison County and shall, from and after the ratification of this act, as is or hereafter may be provided by law, name all county supervisors, tax listers and assessors for Madison County including county, township and all other county supervisors, or supervisors, listers and assessors that are or may hereafter be provided by law. The said commission shall, while acting in the capacity of a Tax Commission, name the salaries to be drawn as is or hereafter provided by law, and make such other rules and regulations as the law governing listers and assessors provides. The said commission shall serve as members of the Equalization Board and shall sit with the County Commissioners as members of said Equalization Board and the two boards shall constitute the Equalization Board of Madison County.

Meetings for drawing of juries.

Distribution of certified copies of lists.

Secretary to retain permanent custody of box.

Biennial revision of box.

Jury Commission also to serve as Tax Commission.

Duties as such.

To serve also as members of Equalization Board.
SEC. 11. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed insofar as same apply to Madison County.

SEC. 12. That this act shall be in full force and effect from and after its ratification.

Ratified this the 10th day of March, A.D. 1931.

CHAPTER 178

AN ACT AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS OF WAYNE COUNTY TO MAKE CERTAIN ADJUSTMENTS WITH THE FREMONT, MOUNT OLIVE AND GOLDSBORO SPECIAL CHARTER SCHOOL DISTRICTS.

Whereas, the Board of Education of Wayne County and the Board of County Commissioners are indebted to the Fremont Special Charter School District in the sum of eleven thousand nine hundred eighty dollars and forty-four cents ($11,980.44), and indebted to the Goldsboro Special Charter School District in the sum of forty-nine thousand five hundred thirty-six dollars and thirty-nine cents ($49,536.39) and indebted to the Mount Olive Special Charter School District in the sum of fifteen thousand five hundred seventy-five dollars and thirty-four cents ($15,575.34), which amounts have accrued and are due on account of a failure to make proper apportionments and levy a correct amount of taxes for debt service for said districts during the past three years; and,

Whereas, it is not deemed advisable to include in the budget for the current year the full amount required to pay off these amounts to said districts; and,

Whereas, it has been mutually agreed that the county shall assume the payment of said amounts and pay the same in equal annual installments over a period of fifteen years, said installments to bear interest at the rate of five per cent (5%) per annum, from January first, one thousand nine hundred and thirty-one, payable annually until paid: Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners of Wayne County and the Fremont Special Charter School District, the Goldsboro Special Charter School District and the Mount Olive Special Charter School District be and they are hereby authorized and empowered to enter into a contract or contracts whereby the county of Wayne shall agree to pay to said three
special charter school districts of Wayne County the following amounts, to-wit:

Fremont Special Charter School District... $11,980.44
Goldsboro Special Charter School District... 49,536.39
Mount Olive Special Charter School District 15,575.34

SEC. 2. That these respective amounts shall be payable to said respective Special Charter School Districts in fifteen equal annual payments with interest at the rate of five per cent (5%) per annum from January first, one thousand nine hundred and thirty-one, the first payment to be made during the year one thousand nine hundred and thirty-two and the first payment of interest to be made on the same date that the first annual installment of the principal is paid during the year one thousand nine hundred and thirty-two and thirty-two and annually thereafter. Said contract or contracts shall be in such form as may be approved by the Board of Commissioners of Wayne County and shall be executed at such time or times as said Board of County Commissioners of Wayne County may deem advisable and after the ratification of this act.

SEC. 3. That the Board of County Commissioners of Wayne County shall be and is hereby authorized, empowered and directed to levy a tax each year sufficient to pay the annual installments provided for and all interest as it may accrue and become due and payable.

SEC. 4. Upon the ratification of this act and execution and delivery of the contracts provided for herein, the Board of Education of Wayne County shall be and is hereby released from further liability on account of the items heretofore referred to.

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

Ratified this the 10th day of March, A.D. 1931.

CHAPTER 179

AN ACT TO AMEND CHAPTER TWO HUNDRED THIRTY-TWO OF PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-NINE RELATIVE TO THE SALARY OF THE JUDGE AND SOLICITOR OF THE GENERAL COUNTY COURT IN WILSON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Section one of Chapter two hundred thirty-two of the Public-Local Laws of North Carolina to be amended as follows: "The last proviso in such section is hereby stricken out and the following inserted in lieu thereof: 'Provided, fur-
ther, that the salary of the Judge of the General County Court

Interest rate and date of install-
ments.

Form of con-
tracts.

County directed
to levy tax
sufficient for pur-
pose.

Release of Board
of Education
from liability.
of Wilson County shall be fixed by the Board of Commissioners of Wilson County at not less than three thousand dollars ($3,000.00) per annum, to be paid monthly out of the general county funds.'"

Sec. 2. That Section two of Chapter two hundred thirty-two of the Public-Local Laws of one thousand nine hundred twenty-nine be amended as follows: By striking out the last proviso in Section two and inserting the following in lieu thereof: "Provided, further, that the salary of the Solicitor of the County Court of Wilson County shall be fixed by the Board of Commissioners of Wilson County at not less than two thousand one hundred dollars ($2,100.00) per annum, to be paid monthly out of the county general fund."

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

Ratified this the 10th day of March, A.D., 1931.

CHAPTER 180

AN ACT TO PROTECT FOXES IN WILKES COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be unlawful to hunt, trap, snare, shoot, dig out of ground or otherwise kill any red or gray fox, or their young, other than with dogs: Provided, however, that any person may shoot or kill any gray or red fox at any time when same is caught in the act of destroying fowls or other domestic animals.

Sec. 2. That any person convicted of violation of this act shall be fined not more than fifty dollars or imprisoned not exceeding thirty days.

Sec. 3. That this act shall only apply to Wilkes County.

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

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

Ratified this the 10th day of March, A. D. 1931.

CHAPTER 181

AN ACT TO PROVIDE FOR THE ELECTION OF A COUNTY ATTORNEY OF MADISON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be unlawful for any governing board of the county of Madison to elect a county attorney in any manner, save as provided in Section two of this act.
Sec. 2. On or before the first day of April, one thousand nine hundred and thirty-one, the Board of Commissioners, Board of Education, Board of Health and any other board or commission created by the present General Assembly, shall meet in joint session to elect a county attorney for Madison County for the year ensuing the election. At this joint meeting, these various boards and commissions shall vote as individuals and not as boards or commissions. A majority of the whole number of these boards or commissions shall constitute a quorum and a majority of said boards or commissions shall vote for a particular candidate before he should be declared elected.

Sec. 3. After the selection of a county attorney, in the manner and form as provided in Section two, said county attorney shall be the legal advisor of all officers of the county for the ensuing year, except where the interest of any officer is opposed to that of the county and he shall be allowed such salary for the ensuing twelve months as the joint meeting shall vote, to be paid monthly out of the general county fund.

Sec. 4. Said county attorney, so selected, shall conduct all actions brought by the county for the foreclosure of tax certificates and shall conduct or defend all other actions brought by the county or any board thereof or brought against the county or any board thereof, and shall receive for said additional services such compensation as may now or hereafter be provided by law.

Sec. 5. All laws and clauses of laws in conflict with this act are hereby repealed.

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

Ratified this the 10th day of March, A.D. 1931.

CHAPTER 182

AN ACT TO REGULATE THE DRAWING OF JURORS FOR THE RECORDER’S COURT FOR HALIFAX COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Sheriff and Register of Deeds of Halifax County on the Thursday before the first and third Tuesdays in each month shall cause, in the same manner as is now provided by law for drawing jurors for the Superior Court, to be drawn from the jury box of Halifax County twelve jurors, who shall serve in the Recorder’s Court in Halifax County. The jurors so drawn shall appear on the first and third Tuesdays of each month and shall serve until all jury trials in the Recorder’s Court for that week are disposed of.
Jury of six.
Challenges.

Sec. 2. That the jury in the Recorder’s Court shall consist of six jurors and shall be subject to the same challenges as now are provided by law for regular jurors.

Conflicting laws repealed.

Sec. 3. That all laws inconsistent herewith are hereby repealed.

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

Ratified this the 10th day of March, A.D., 1931.

CHAPTER 183

AN ACT TO CREATE A COUNTY SINKING FUND COM-MISSION FOR MADISON COUNTY AND PROVIDE THE DUTIES THEREOF.

The General Assembly of North Carolina do enact:

SECTION 1. That this act shall be known as the Madison County Sinking Fund Act.

Sec. 2. That the Madison County Sinking Fund Commission is hereby created, the members of which are J. O. Wells, Ira Plemons and Wayne Peek; and their term of office shall expire in six years from the date of the ratification of this act, and from and after their successors have been appointed and qualified. The Sinking Fund Commission shall meet as early as practicable after the ratification of this act, and organize by electing one of their members chairman and one secretary, and adopt rules for its government and the conduct of its affairs, in accordance with the provisions of this act, not inconsistent with the State Sinking Fund Laws, or rules laid down by the State Sinking Fund Commission. Should any member for any cause cease to serve the remaining members shall elect a successor to fill said vacancy.

Sec. 3. That the chairman and secretary of the Sinking Fund Commission shall notify the members of the Board of County Commissioners to meet in joint session with the Sinking Fund Commission, not later than the first Monday in April, one thousand nine hundred and thirty-one, for the purpose of said Board of County Commissioners settling with the Sinking Fund Commission for all sinking funds that have been levied and collected as taxes in Madison County from the rate levied by said county for bonded indebtedness, or bonded indebtedness and interest: Provided, said County Commissioners shall be required to deposit in the County Treasury of Madison County all cash that has been levied and collected for the payment of bonded indebtedness of said county or its subdivisions, except amounts that have been applied to the payment of bonds and interest from which said sinking funds were collected.
SEC. 4. The said Madison County Sinking Fund Commission shall have absolute control as custodians of the sinking funds of the county and its subdivisions, for the purpose of transferring or depositing, or the investment thereof, or for the purpose of paying maturing bonds or interest thereon.

The County Treasurer of Madison County shall be ex-officio treasurer of the Sinking Fund Commission of Madison County and shall be liable under this act as treasurer of the said Sinking Fund Commission for any and all sinking funds in his custody as treasurer, and his official bond shall be made to comply with the provisions of this act.

The sinking funds of Madison County shall be invested or deposited in some bank or trust company in the State of North Carolina designated by said Sinking Fund Commission, but none of the funds of Madison County shall be loaned to any of the departments of government of Madison County, or transferred or used for any other purpose other than that for which it was collected, except for investment or deposit thereof by said Sinking Fund Commission, and when invested or deposited by the commission it shall be guaranteed by:

(a) Bonds of the United States;
(b) Bonds or notes of the State of North Carolina;
(c) The bond of a reputable bonding or indemnity company licensed to do business by the Insurance Commission of the State of North Carolina.

The interest and revenue received upon securities held for any sinking fund and any profit made on the resale thereof shall become and be a part of such sinking fund.

SEC. 5. The County Commissioners of Madison County are directed and required, and shall immediately after the ratification of this act, transfer to the Sinking Fund Commission of the county of Madison, all certificates of deposit, open accounts, notes, bonds and collaterals of each and every nature pertaining to sinking funds of the county or any of its subdivisions. The said County Commissioners shall also deliver to the Sinking Fund Commission the bonds of the chairman of the County Commissioners, the chairman of the Board of Education, Clerk of the Court, Tax Collector, Auditor, Register of Deeds, and the bonds made by the Treasurer of Madison County for funds belonging to Madison County or any of its subdivisions of government; and said Sinking Fund Commission shall examine all bonds and approve or disapprove, and if in their judgment any bond is inadequate to serve the purpose for which it was made, they may take additional surety, and if the bond be made by a bonding company, the County Commissioners shall pay the premium on any bonds bought by the Sinking Fund Commission.
From and after the ratification of this act the Sinking Fund Commission is charged with the duty of securing such bonds as may be necessary to safeguard all funds of Madison County or any of its subdivisions of government, and to pass upon and approve all the official bonds of county officials of said county. Said Sinking Fund Commission shall rent a safety deposit box in some bank in the State of North Carolina and deposit all notes, bonds, collaterals, securities of each and every kind in said deposit box, and there shall be two keys for said lock box, not in duplicate, one key to be retained by the chairman of the Sinking Fund Commission and one to be retained by the Treasurer of Madison County, to the end that said lock box cannot and shall not be opened except in the presence of, and by the keys of, each of said officers. The County Commissioners shall pay the rent on the deposit box, and three dollars per day and five cents per mile each way to the members of the Sinking Fund Commission for not more than twelve days annually while in the performance of their official duties, and said payments shall be made from the general county funds.

SEC. 6. Should it be necessary for the Sinking Fund Commission to obtain legal advice in any manner, other than that of the County Attorney, the County Commissioners shall pay for said legal advice from the general county funds in a sum not greater than that recommended by the Sinking Fund Commission: Provided, such legal advice cannot be obtained from the Attorney General or the State Sinking Fund Commission.

The Tax Collector is authorized and directed and required to deposit in the county treasury weekly to the credit of the Sinking Fund Commission, all funds by him collected as taxes from the levy made by the county annually for bonded indebtedness and interest, and he shall in like manner deposit all the sinking funds collected from special road taxing districts for the payment of bonded indebtedness and interest.

The County Commissioners shall when called upon by the Sinking Fund Commission of Madison County, place in the treasury the one hundred and thirty-four thousand, eight hundred thirty dollars and fifty-one cents, sinking fund, as shown by exhibit eight, page eleven, of the Audit of Madison County, as of June thirtieth, one thousand nine hundred and thirty, and all other sinking funds collected and to be collected since said date.

SEC. 7. Any treasurer of Madison County or any official or agent of said treasurer who shall accept any funds of Madison County or any of its subdivisions, without being securely bonded by a reliable bonding company, or having up with the Sinking Fund Commission sufficient bonds of State or Government to guarantee and protect the funds referred to in this act; and
any person or persons or officials of Madison County who shall alter or change any contract with the County Treasurer or any bonding company or any bank or trust company or corporation, so as to jeopardize the collection of sinking funds in any way, or release any bonding company from the payment of its bond, shall be guilty of a felony, and, upon conviction, shall be fined ten thousand dollars or imprisoned in the State Prison not more than ten years, or both, in the discretion of the court.

It is further provided that if the treasurer, or treasurers, of Madison County shall resign or fail to qualify under the terms of this act, that the Sinking Fund Commission shall then designate a treasurer, or treasurers, under the terms and conditions set out in Chapter two hundred and one of the Public-Local Laws of one thousand nine hundred and seventeen.

SEC. 8. Whereas, it appears that Chapter seventeen of the Public Laws of one thousand nine hundred and twenty-five was passed in part to ratify and confirm and authorize the acts of the County Commissioners of Madison County in the use of "about eleven thousand dollars of sinking funds of Madison County"; the Sinking Fund Commission is directed and shall audit the records of Madison County and ascertain what disposition was made of the "about eleven thousand dollars," referred to in Chapter seventeen of the Public Laws of one thousand nine hundred and twenty-five, and all other sinking funds from said date to the present time, and ascertain and collect the amounts of all sinking funds collected for Madison County, or any of its subdivisions, from the time the "about eleven thousand dollars" of sinking funds was spent to pay the salaries of the officials and other current expenses, and take such legal action of which they may be competently advised.

SEC. 9. The intent and purpose of this act is to keep securely the sinking funds of Madison County, and its subdivisions, in such manner that when deposited or invested by the Sinking Fund Commission it will be secured as required by this act.

The Sinking Fund Commission shall keep the sinking funds of the county and the townships separate and apart on their records, and shall demand and receive in settlement by the County Commissioners the full amount of all sinking funds belonging to the county and its subdivisions.

SEC. 10. That if any member of the Madison County Sinking Fund Commission or member of the County Commissioners, or treasurer, or anyone in the employ of the treasurer, or auditor, or tax collector, or any one handling funds of Madison County, shall embezzle or otherwise wilfully or corruptly use or misapply any funds for any other purpose other than that for which it was collected and held, such person shall be guilty of a felony and, shall upon conviction, be fined not more than ten thousand
dollars and imprisoned in the State Prison not more than twenty years, or both, in the discretion of the court. The County Commissioners of Madison County shall not spend any tax money collected for Madison County, or its subdivisions, for any other purpose other than that for which it was collected, and if at the end of the fiscal year a balance remains in the treasury to the credit of any of the departments of government for which said fund was collected, it shall be transferred to the same fund for the preceding year and deducted from the budget when made; and it shall be the duty of the Sinking Fund Commission to see that the provisions of this section are complied with.

SEC. 11. Whereas, it appears from the audit of Madison County for the year ending June thirtieth, one thousand nine hundred and thirty, as submitted by Albert H. Blake, a public accountant of Asheville, for Madison County, that certain county officials of the county of Madison did draw for the year ending June thirtieth, one thousand nine hundred and thirty, large sums of money in excess of the salaries provided by law, it shall be the duty of the Madison County Sinking Fund Commission to investigate said payments in excess of legal salaries authorized for Madison officials and report their findings to the solicitor for the Nineteenth Judicial District.

SEC. 12. It shall be the duty of the County Treasurer of Madison County to transfer any and all funds in his hands to a checking account when ordered so to do by the Sinking Fund Commission of the said county, and the treasurer shall honor and pay all vouchers properly signed by the chairman and secretary of the commission, and at any time the treasurer fails to transfer sinking funds by him held to a checking account, payable upon the order of the Sinking Fund Commission, the said commission may dispose of collaterals or bonds or notes held by them as security for said funds and apply the proceeds to the payment of such obligation due from said treasurer; or if any treasurer of Madison County shall refuse to pay out any sinking fund by him held, wherein the County Commissioners or Sinking Fund Commission holds a bond made by a bonding company to secure the payment of sinking funds, said commission shall demand payment by said bonding company and proceed to collect from the bonding company. The auditor of Madison County shall prepare vouchers for the Sinking Fund Commission and audit any of said vouchers that are made for the purpose of transferring sinking funds or investing or paying interest or bonded indebtedness of the county, and said auditor shall endorse said voucher. The Sinking Fund Commission shall have power to transfer and deposit or invest all or any part of the sinking funds of Madison County, or pay maturing interest or bonds of Madison County; but the said
Sinking Fund Commission shall not at any time handle said sinking funds, except as custodians of said funds through the bonded treasurer; and the commission shall not draw any part of said funds as expense or salary; but the County Commissioners shall pay such expense and per diem and mileage, as is hereinbefore set out, from the general county funds.

SEC. 13. Said Sinking Fund Commission shall serve as a County Budget Commission whose duties are as follows: to study and examine the budgets of various departments of the county government, and finally approve the amount that is necessary to operate the different departments of Madison County. The Board of Education, County Commissioners and all other heads of departments in charge of the functions for which county money or money of subdivisions is to be expended, shall file with the Budget Commission before the first day of June of each year:

(a) A complete statement of the amounts expended and estimated to be expended for each object in his department in the current fiscal year.

(b) An estimate of the requirements of his department for each object in the ensuing year. Such statements and estimates shall list each object of disbursement under the appropriate case of functions.

Said Sinking Fund Commission shall act in the capacity of a Budget Commission; shall finally pass on all the budgets of the departments of the county; and the Board of County Commissioners are directed and empowered to levy a tax rate sufficient to produce the amount approved by the Budget Commission, to be raised from taxes, but in no event shall the Budget Commission increase the budget submitted by the County Commissioners, but may order same lowered within five days after it is submitted to them, but not until public hearings have been had at the County Courthouse after notice published in the newspaper in said county having the largest circulation, the notification of each county officer in writing, and the posting of the notice of same at the courthouse door in Marshall, North Carolina. After the said public hearing, the said Budget Commission shall immediately report their findings in writing, after passing a resolution covering same, and within five days after the receipt of said findings by the County Commissioners, said County Commissioners shall adopt said budget in toto, and if said County Commissioners within said time shall fail to adopt said budget, then in that event the Budget Commission shall declare same to be the budget for Madison County for the next ensuing year; and the County Commissioners shall abide by said decision. Any Board of Commissioners that levies a tax for more money than is approved in the budget shall be subject,
upon conviction, to removal from office; Provided, that the Sinking Fund Commission shall not alter or change the budget with reference to the County Farm or Home Demonstration Agents.

Sec. 14. Should the Auditor of Madison County, for any cause, cease to act as auditor, the Sinking Fund Commission shall appoint his successor.

Sec. 15. That if any part or section of this act should be declared unconstitutional or invalid by the Supreme Court of the State of North Carolina, that it shall in no wise effect the remainder of said act, and that the remainder shall remain in force and effect.

Sec. 16. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

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

Ratified this the 10th day of March, A.D. 1931.

CHAPTER 184

AN ACT TO PERMIT THE BOARD OF COMMISSIONERS OF JACKSON COUNTY TO HYPOTHECATE CERTIFICATES OF TAX SALES HELD BY THAT COUNTY AND TO DELAY FORECLOSURE PROCEEDINGS THEREUPON.

The General Assembly of North Carolina do enact:

SECTION 1. The board of commissioners of the county of Jackson are hereby authorized and empowered to set aside any or all unpaid tax sales certificates of the year one thousand nine hundred thirty-one, and prior thereto, which are now and may hereafter be owned by the said county; keep an individual record of each of said tax sales certificates in a book set up for that purpose. These tax certificates shall each be examined by the county attorney, who shall make a sworn statement that he has investigated said certificates; that they are legal and correct in form, and that the necessary procedure has been followed in obtaining said certificates.

These certificates shall also be accompanied by a sworn statement of the chairman of the Board of County Commissioners that he has made careful inquiry and investigation as to the value of the lands contained in each certificate, and that from his best information and belief, said lands would bring, at forced sale, a sum ample to cover the face value of said certificates, plus the interest, penalties and costs. All of such tax sales
certificates shall be segregated and kept separate and apart as a distinct fund to be applied as hereinafter stated.

Sec. 2. That the said Board of Commissioners with the approval of the Local Government Commission and in accordance with the rules and regulations of said commission is hereby authorized and empowered to issue non-taxable notes in amounts not to exceed eighty-five per cent of the total face value of said certificates. Said notes are to be issued in amounts of five hundred dollars and one thousand dollars each, and may be sold at public or private sale. They shall be payable on or before a date not to exceed three years from the date of their execution and delivery. They shall bear a rate of interest not to exceed six per cent per annum, payable semi-annually, and they shall not be subject to taxation by the State or any subdivision thereof. There shall be a statement upon the face of these notes that the payment thereof is secured by the tax certificates, hereinafter described, and they shall be a specific obligation of the special fund herein created.

Said Board of Commissioners are, however, authorized and empowered and required to assume and pay any balance of said notes left unpaid after application to them of all funds received from the certificates of tax sales hypothecated as security for said notes.

Sec. 3. All payments made at the collection of said tax sales certificates shall be placed and kept in a separate and distinct fund, to be known as the "Note Redemption Fund," and this fund shall be invested in securities in which the State Sinking Fund Commission is authorized to invest State sinking funds under Chapter sixty-two, Public Laws of one thousand nine hundred twenty-five, and amendments thereto, and it shall be a felony for any member of the Board of Commissioners or the board itself, or any officer of the county having control of said fund, to use or divert it, or any part thereof, to other purposes than the retirement of said notes.

Sec. 4. The time for obtaining judgment on the foreclosure of said certificates, as contained in the acts of one thousand nine hundred twenty-seven and one thousand nine hundred twenty-nine, relating thereto, shall automatically, upon the ratification of this act, be extended to thirty days after the due date of said notes. The ratification of this act shall operate, also, as a stay of all proceedings brought by the said county on tax sales certificates in which sale has not been had under a final judgment in the cause, and the certificates on which suits are now pending and any on which there has not been a sale under final judgment shall be treated as tax sales certificates for the purpose of this act.
SEC. 5. The notes herein authorized shall be consecutively numbered and registered in a book provided for that purpose, and in this book shall be recorded the owner of each note, with his address. Payments of interest and principal shall be made at proper times to said record owner only. If said notes, or any one of them, shall be sold by the owner, such change in ownership must be made upon the record books so required to be kept, that the county may be protected in making payment of interest and principal upon these notes.

SEC. 6. As the interest becomes due upon these notes, it shall be paid from the fund thus provided at the time it is due, according to the contract.

SEC. 7. The privileges of this act are hereby extended to the town of Sylva in Jackson County, and the board of aldermen of said town with the approval of the Local Government Commission and in accordance with the rules and regulations of said Commission are hereby authorized and empowered to issue similar notes under the same terms and conditions and in the same manner as hereinafter provided for the county of Jackson.

SEC. 8. If any clause or sentence or section of this act shall be declared unconstitutional, it shall not affect the validity of the remainder of the act, or any part thereof.

SEC. 9. This act shall take effect from and after its ratification.

Ratified this the 10th day of March, A.D. 1931.

CHAPTER 185

AN ACT TO PROVIDE FOR RECORDING INSTRUMENTS FILED IN THE OFFICE OF THE REGISTER OF DEEDS AND OF THE CLERK OF SUPERIOR COURT OF ANY COUNTY BY PHOTOGRAPHY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners of any county are hereby authorized and empowered to provide for photographic or photostatic recording of all instruments filed in the office of the Register of Deeds and in the office of the Clerk of the Superior Court and of such offices as said board may deem such recording feasible. The Board of County Commissioners may also provide for filing such copies of said instruments in loose leaf binders.

SEC. 2. That this act shall apply only to the following counties: Guilford, Mecklenburg, Lee, Moore, Buncombe Counties.

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

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

Ratified this the 10th day of March, A.D., 1931.
CHAPTER 186
AN ACT RELATING TO SPECIAL TAX FOR BONDS
HERETOFORE ISSUED BY BLACK MOUNTAIN TOWN-
SHIP IN BUNCOMBE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That hereafter the special tax to pay principal
and interest on road and bridge bonds heretofore issued by
Black Mountain Township and now outstanding shall be levied
county-wide in Buncombe County, and the commissioners of
Buncombe County are hereby authorized and empowered to
assume the payment of bonds heretofore issued by Black Moun-
tain Township for road and bridge purposes, and the said bonds
hereafter shall become county-wide obligations.

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

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

Ratified this the 11th day of March, A.D. 1931.

CHAPTER 187
AN ACT TO AMEND CHAPTER FOUR HUNDRED
THIRTY-THREE PUBLIC-LOCAL LAWS, ONE THOU-
SAND NINE HUNDRED TWENTY-NINE, RELATIVE
to Recorder's Court of Franklin County.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter four hundred and thirty-three,
Public-Local Laws, one thousand nine hundred and twenty-nine,
be and the same is hereby amended by adding after Section two
thereof a new section as follows:

"Sec. 2½. That there shall be taxed in the bill of costs a fee
of four dollars to be paid to the judge in each civil action."

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

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

Ratified this the 11th day of March, A.D. 1931.

CHAPTER 188
AN ACT TO VALIDATE CERTAIN OFFICIAL ACTS OF H.
G. BARLOW AND W. W. TURNMIRE AS JUSTICES OF
THE PEACE IN CALDWELL COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That all acts done by H. G. Barlow and W. W.
Turnmire, as Justices of the Peace, in Caldwell County, from
December first, nineteen hundred thirty, be, and the same are
stable acts of H. G. Barlow
and W. W. Turn-
mire, J. P's of
Caldwell County,
validated.
hereby declared legal acts of Justices of the Peace, and, as such, are declared binding from the date of said acts: Provided, this act shall not apply to pending litigation.

SEC. 2. That all laws and clauses of laws in conflict with this act are hereby repealed to the extent of such conflict.

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

Ratified this the 12th day of March, A.D., 1931.

CHAPTER 189

AN ACT TO PROHIBIT THE SALE OF CORN AND SOJA BEANS IN CURRITUCK AND HERTFORD COUNTIES BETWEEN THE HOURS OF SUNSET AND SUNRISE.

The General Assembly of North Carolina do enact:

SECTION 1. That any person who shall buy, sell, deliver, transport or receive, for a price or for any reward whatever, any corn in the ear, or shelled, or soja beans, of a less amount than five bushels, between the hours of sunset and sunrise, he shall be guilty of a misdemeanor, and upon conviction, shall be punished not exceeding fifty dollars or imprisoned not exceeding thirty days.

SEC. 2. That in all prosecutions under this section it shall be necessary for the State only to allege and prove that the defendant bought or received the corn as charged, and the burden shall be upon the defendant to show that, in all other respects, the provisions of this act have been complied with.

SEC. 3. That this act shall apply only to the Counties of Currituck and Hertford.

SEC. 4. This act shall be in full force and effect from and after its ratification.

Ratified this the 12th day of March, A.D., 1931.

CHAPTER 190

AN ACT TO CONFERENCE UPON THE FIREMEN OF THE TOWNS OF WASHINGTON COUNTY THE RIGHT TO POLICE AND PRESERVE ORDER AT FIRES.

The General Assembly of North Carolina do enact:

SECTION 1. That in all cases when a fire company or department, either volunteer or otherwise, of any city or town in Washington County shall respond to any alarm of fire at any place in Washington County, regardless of whether the scene of fire be within or without the corporate limits of the town or
city to which said fire company or department belongs, or be within the corporate limits of another city or town, or without the corporate limits of any city or town, such fire company or department so responding shall be in full and complete charge and control of the scene of such fire and all such surrounding territory as may in the opinion of such fire company or department be necessary for the proper combat of such fire, and may eject all such persons therefrom as they may deem proper, and may arrest without warrant any person failing or refusing to obey any orders given by any member of such fire company or department within such proximity of such fire, or in any manner interfering with any member of such fire company or department, or anyone acting in their aid, or interfering with any equipment being used or intended for use in fighting fire.

SEC. 2. Any person who shall in any manner interfere with any member of a fire company or department, or any person acting in their aid, or any equipment in use, or intended for use, in fighting fire, at any place or in any manner as set out in section one hereof shall be guilty of a misdemeanor and shall be fined or imprisoned in the discretion of the court.

SEC. 3. All laws and clauses of laws in conflict herewith are hereby repealed to the extent of such conflict.

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

Ratified this the 12th day of March, A.D., 1931.

CHAPTER 191
AN ACT TO REGULATE THE CLOSING OF FILLING STATIONS AND PLACES OF BUSINESS ON SUNDAY IN FRENCHES CREEK TOWNSHIP, BLADEN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be unlawful for any person, firm or corporation to operate any filling station, store, cafe or other place of business within a mile of any church in Frenches Creek Township, Bladen County, on Sunday between the hours of ten A. M. and one P. M. and between the hours of seven and nine P. M.

SEC. 2. That any person violating the provisions of section one of this act shall be guilty of a misdemeanor and upon conviction fined not more than fifty dollars or imprisoned not more than thirty days.

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

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

Ratified this the 12th day of March, A. D., 1931.
CHAPTER 192

AN ACT TO REPEAL CHAPTER FOUR HUNDRED FIFTY-FIVE OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-SEVEN, AND TO EMPOWER THE BOARD OF COMMISSIONERS OF GASTON COUNTY TO FIX THE SALARIES OF THE DEPUTY CLERK AND DEPUTY REGISTER OF DEEDS OF GASTON COUNTY.

The General Assembly of North Carolina do enact:

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

SEC. 2. That the Board of County Commissioners of the County of Gaston be and it is hereby authorized and empowered, in its discretion, to fix the salaries of the Deputy Clerk of the Superior Court and Deputy Register of Deeds in such an amount as it shall deem adequate and just, each of said salaries, however, shall not be less than fifteen hundred ($1500.00) dollars nor more than the sum of two thousand one hundred dollars ($2,100.00) per annum.

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

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

Ratified this the 12th day of March, A.D., 1931.

CHAPTER 193

AN ACT TO ALLOW THE BOARD OF COMMISSIONERS OF THE COUNTY OF BUNCOMBE TO AID IN RE-OPENING THE BILTMORE-OTEEN BANK OF BUNCOMBE COUNTY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Commissioners of the County of Buncombe be and they are hereby authorized in their discretion to enter into a contract with the Biltmore-Oteen Bank of Buncombe County in the event that said bank is permitted to re-open by the Corporation Commission whereby the funds of said Buncombe County on deposit in said bank at the time of its suspension of business may remain in said bank and not be withdrawn except at certain stated times and intervals to be mutually agreed upon by and between the Board of Directors of said bank and the Board of Commissioners of the County of Buncombe.
SEC. 2. That the Board of Commissioners of the County of Buncombe shall retain any collateral and/or guaranty it now holds securing its deposits in said bank at the time said bank suspended: Provided, however, that as such collateral is collected by the said Buncombe County Commissioners the amount so collected shall be credited against the deposits for which the collateral was given as security: Provided, further, that nothing in this act shall relieve said bank or any guarantors upon any bond or contract heretofore executed to guarantee the deposits heretofore placed in said bank nor shall it relieve said bank from its duty to allow withdrawals of deposits in accordance with the terms and conditions of any contract which may be entered into pursuant to the provisions of this act.

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

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

Ratified this the 12th day of March, A.D., 1931.

CHAPTER 194

AN ACT TO AMEND CHAPTER THREE HUNDRED AND SIXTY-SEVEN, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, FIXING THE FEES OF THE SHERIFF OF CALDWELL COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter three hundred and sixty-seven, Public-Local Laws of one thousand nine hundred and twenty-nine, be and the same is hereby amended to read as follows:

"SECTION 1. That the sheriff of Caldwell County shall be allowed the following fees and expenses for the services herein set out to wit:

For service of summons, one dollar; for service of subpoena, fifty cents; for serving warrant, one dollar and fifty cents; for serving capias, one dollar; for summoning a special venire, twenty-five cents each, except that when such venire shall be ordered summoned from bystanders no fee shall be allowed; for serving writs of possession and writs of like nature, one dollar; for serving civil execution, only such commission as now allowed by law; for serving claim and delivery papers, not including summons, one dollar and actual cost of keeping seized property; for taking bond in any case, fifty cents; for attendance to jurors in dower proceedings, two dollars; for commissioners to lay off year's allowance, two dollars; for levying an attachment, one dollar and fifty cents; execut-
Chapter 194—195—196

Applicable only to Caldwell County.

Conflicting laws repealed.

Ch. 515, Public-Local Laws 1919, amended, relating to fees recoverable in certain criminal cases in Rowan County.

Conflicting laws repealed.

Ch. 160, Public-Local Laws 1929, amended.

The General Assembly of North Carolina do enact:

SECTION 1. That Section three of Chapter five hundred and fifteen, Public-Local Laws of one thousand nine hundred and nineteen, relating to fees of certain officers and court officials in Rowan County,

The General Assembly of North Carolina do enact:

SECTION 1. That Section five of Chapter one hundred sixty, Public-Local and Private Laws of the session of one thousand nine hundred twenty-nine, relative to the salary and fees of the Clerk of the Superior Court and Register of Deeds of Caldwell County,

The General Assembly of North Carolina do enact:

SECTION 1. That Section five of Chapter one hundred sixty of the Public-Local and Private Laws of the session of one thousand nine hundred twenty-nine be, and the same is hereby amended by adding to the end of said Section the following:
"The Clerk of the Superior Court of Caldwell County, having been designated as Clerk to the County Recorder's Court of said county, is entitled to receive, in addition to the Three Thousand Dollars provided for as salary as Clerk of the Superior Court, the fees allowed by law to the Clerk of the County Recorder's Court."

Sec. 2. That Section six of Chapter one hundred sixty of the Public-Local and Private Laws of session one thousand nine hundred twenty-nine be and the same is hereby amended by adding to the end of said section the following: "It is not the purpose of this act to prohibit the Board of County Commissioners of Caldwell County from providing the office of the Register of Deeds with adequate clerical help which they may deem necessary for prompt official service to the public, and they are hereby empowered to pay such help out of the County general fund, but not to exceed Nine Hundred Dollars, the year, beginning from the first Monday in February, one thousand nine hundred thirty-one.

Sec. 3. That Section seven of Chapter one hundred sixty of the Public-Local and Private Laws of session one thousand nine hundred twenty-nine be and the same is hereby repealed.

Sec. 4. That all laws and clauses of laws in conflict herewith are hereby repealed.

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

Ratified this the 12th day of March, A.D.; 1931.

CHAPTER 197

AN ACT PROVIDING FOR THE ELECTION OF THE RECORDER, VICE RECORDER, CLERK AND PROSECUTING OFFICER FOR THE RECORDER'S COURT OF WAKE FOREST, WAKE COUNTY, NORTH CAROLINA, AND FIXING THE SALARIES OF SAID OFFICERS, THE TERRITORIAL JURISDICTION OF SAID COURT AND PROVIDING FOR THE HOLDING OF AN ELECTION.

The General Assembly of North Carolina do enact:

SECTION 1. That the Recorder, Vice-Recorder and Prosecuting Attorney of the Wake Forest Recorder's Court at Wake Forest, Wake County, North Carolina, shall be elected by the qualified voters of the territory embraced within the territorial jurisdiction of said court, that is that said territory lying and being within a radius of five miles of the corporate limits of the Town of Wake Forest within the County of Wake, at elections to be held in the Town of Wake Forest at the same time
Salary of Recorder, \$600; Solicitor, \$600.

Clerk, \$50 per month.

Territorial jurisdiction.

Fee bill of Court.

and in the same manner that the election of municipal officers of the Town of Wake Forest are held.

Sec. 2. That the salary of the Recorder shall be six hundred dollars (\$600.00) per annum and the salary of the Prosecuting Attorney shall be six hundred dollars (\$600.00) per annum, each of said salaries payable monthly by the municipality of Wake Forest. That the Treasurer of the Town of Wake Forest shall ex-officio be Clerk of the Recorder's Court of Wake Forest and may be paid not to exceed fifty dollars (\$50.00) per month for his services as said clerk in addition to any compensation he may receive as treasurer of said Town.

Sec. 3. That the jurisdiction of the Wake Forest Recorder's Court shall extend, as now, throughout the territory lying and being within a radius of five miles from the corporate limits of the Town of Wake Forest and being within Wake County.

Sec. 4. That the following shall constitute the fee bill of said Wake Forest Recorder's Court, to-wit:

**Recorder**

Trial .................................................. \$2.00

**Clerk**

Warrant and affidavit .............................. .75
Judgment, each ........................................ 1.00
Bond, each ............................................. .60
Continuance, each .................................... .25
Docketing judgment .................................. .25
Filing papers .......................................... .10
Indexing judgments, each ......................... .10
Appeal, each .......................................... .25
Bill of costs, each .................................. .25
Commitment, each .................................... .20
Judgment Nisi, each .................................. .25
Recognizance ......................................... .25
Seal ..................................................... .25
Subpoena, each ....................................... .15
Capias, each .......................................... .50
Highway Commission report ....................... .50
Prosecuting Attorney .............................. 3.00

**Officers**

Arrest .................................................. 1.50
Subpoenas, each ...................................... .50
Capias, each .......................................... 1.50
Jail ...................................................... 1.00
Meals .................................................... .50
Pension Fund ......................................... 1.00
SEC. 5. That six jurors shall constitute a jury in the said Court to be selected from a panel of twelve, that each of said jurors summoned to serve shall be paid the sum of one dollar ($1.00) per day. That there shall be allowed a fee to the officer serving the jury summons the sum of fifty cents ($.50) for each summons.

SEC. 6. That the elections of the officers of the Wake Forest Recorder's Court as provided under this act shall be governed and controlled by the laws in force controlling and governing the general election of the municipal officers of the Town of Wake Forest, Wake County, North Carolina, and the person or persons who are in charge of and responsible for the conducting of the municipal election in the Town of Wake Forest shall be responsible for the election of the officers of the Wake Forest Recorder's Court as provided by this act, and shall appoint the necessary Registrars and order a registration of the qualified voters in the district embraced within a radius of five miles of the corporate limits of the Town of Wake Forest within the County of Wake forthwith and prior to the next Primary and Election in the municipality of Wake Forest.

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

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

Ratified this the 12th day of March, A.D., 1931.

CHAPTER 198

AN ACT TO ALLOW THE COUNTY COMMISSIONERS OF TRANSLYVANIA COUNTY AND THE ALDERMEN OF THE TOWN OF BREVARD TO AID IN REOPENING THE BREVARD BANKING COMPANY.

The General Assembly of North Carolina do enact:

SECTION 1. That the board of county commissioners and the board of education of Transylvania County and the board of aldermen of the Town of Brevard be, and they are hereby fully authorized and empowered to make and enter into a contract with the Brevard Banking Company, its directors and stockholders, to freeze or not demand the public funds or school funds of Transylvania County and/or of the town of Brevard now on deposit in said bank for a like period of time and under the same conditions that other depositors may agree to, which depositors' agreement shall be approved by the Corporation Commission of North Carolina.

SEC. 2. That nothing in this act shall in any way impair any bonds, collateral papers, notes or other securities held by Transylvania County or any officer thereof or other person for said county to secure the deposits of said county in said bank.

Selection and fees of juries.
Details of election of officers.
New registration ordered.
Conflicting laws repealed.

Transylvania County and Town of Brevard authorized to aid in re-opening Brevard Banking Company by freezing deposits.
Collateral unimpaired.
Sec. 3. That the county commissioners of Transylvania County be, and they are hereby authorized and empowered to collect all notes or other securities held by them or any person for them for the purpose of securing the deposits of said county in said bank and apply the proceeds derived from the collection in repayment to said county of the amount due it on the deposits of said county in said bank up to the full amount for which said security was put up to secure, and no further.

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

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

Ratified this the 12th day of March, A.D., 1931.

CHAPTER 199

AN ACT TO AMEND HOUSE BILL NUMBER THREE HUNDRED SEVENTY-EIGHT RATIFIED MARCH THIRD, ONE THOUSAND NINE HUNDRED THIRTY-ONE, THE SAME BEING A BILL ENTITLED "AN ACT TO AUTHORIZE THE ESTABLISHMENT OF MUNICIPAL RECORDER'S COURTS IN MOORE COUNTY."

The General Assembly of North Carolina do enact:

Section 1. That House Bill Number three hundred seventy-eight, ratified March third, one thousand nine hundred thirty-one, the same being entitled "A Bill to be Entitled an Act to Authorize the Establishment of Municipal Recorder's Courts in Moore County" be, and the same is hereby amended by inserting in the first sentence thereof, between the words "And" and "A,"
the words, "May elect," so that the second clause of said first sentence shall read, "And the said governing body shall thereafter forthwith elect a recorder, and MAY ELECT a prosecuting attorney &c., &c."

Sec. 2. That Section four of the said bill be, and the same is, hereby amended by inserting, at the beginning of the said Section four, the following words: "Section four. In all convictions in the said Recorder's Court, in addition to taxing all other costs allowed by law, there shall be a fee of Six Dollars taxed, to be known as a Recorder's Fee, which sum shall be set apart to pay the salary of the recorder."

Sec. 3. That all laws, and clauses of laws, in conflict with the provisions of this act are hereby repealed, to the extent of such conflict only.

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

Ratified this the 12th day of March, A.D., 1931.
CHAPTER 200
AN ACT FOR THE RELIEF OF EX-SHERIFF C. E. MOXLEY OF YADKIN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That ex-sheriff C. E. Moxley of Yadkin County, who by virtue of his office has had the tax lists for the purpose of collecting taxes in his county for the years one thousand nine hundred and nineteen through the year one thousand nine hundred and thirty-three, inclusive, and in case of death or default in collection, his personal representative, bondsmen or any agent or agents that he may designate, is authorized and empowered to collect arrears of taxes for each of the years aforesaid, under such rules and regulations as are now, or may hereafter be, provided for the collection of taxes.

SEC. 2. That the authority herein given shall cease and determine on the first day of January, one thousand nine hundred and thirty-three.

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

Ratified this the 13th day of March, A.D., 1931.

CHAPTER 201
AN ACT TO ABOLISH THE OFFICE OF TREASURER OF SWAIN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the office of Treasurer of Swain County shall be and the same is hereby abolished.

SEC. 2. That it shall be the duty of the Board of County Commissioners of Swain County to designate annually some bank, banks, trust company or trust companies as official depository or depositaries for the funds of said county. The board shall require such bond or other security from such depository or depositaries as now required by law for the protection of public money.

SEC. 3. That it shall be the duty of all officers and employees collecting and/or receiving public money to deposit the same in a depository designated by the Board of Commissioners and furnish to the county accountant a duplicate deposit ticket signed by such depository in accordance with the provisions of chapter one hundred forty-six, Public Laws of one thousand nine hundred twenty-seven: Provided, however, it shall be the duty of the county accountant to receive and deposit, as provided by this act not effective after January 1, 1933.
act, any money which no other officer is now authorized by law to receive and deposit.

SEC. 4. That all laws and clauses of laws in conflict with the provisions of this act shall be and the same are hereby repealed.

SEC. 5. That this act shall be in force and effect from and after the first Monday in December, one thousand nine hundred thirty-two.

Ratified this the 13th day of March, A.D., 1931.

CHAPTER 202

AN ACT FOR THE RELIEF OF N. E. MILSAPS AND G. W. SHULER EX-SHERIFFS AND TAX COLLECTOR OF GRAHAM COUNTY, AUTHORIZING THE COLLECTION OF BACK TAXES DUE SAID SHERIFFS.

The General Assembly of North Carolina do enact:

SECTION 1. That N. E. Milsaps, ex-sheriff of Graham County, is hereby authorized and empowered to collect all taxes due for the year one thousand nine hundred and twenty.

SEC. 2. That G. W. Shuler, ex-sheriff and tax collector of Graham County, is hereby authorized and empowered to collect all taxes due for the years one thousand nine hundred and twenty-one, one thousand nine hundred and twenty-two, one thousand nine hundred and twenty-three, one thousand nine hundred and twenty-four, one thousand nine hundred and twenty-five, one thousand nine hundred and twenty-six, one thousand nine hundred and twenty-seven and one thousand nine hundred and twenty-eight.

SEC. 3. That the said N. E. Milsaps and G. W. Shuler are each hereby vested with the same power and authority to collect such unpaid taxes, as the law gives for collection and settlement of taxes by the sheriff of said county.

SEC. 4. Provided, however, if any tax payer of Graham County shall make affidavit that he or she has paid their taxes for any of the years mentioned in sections one and two of this act, then and in that case the said N. E. Milsaps and the said G. W. Shuler or either of them cannot enforce collection of the same.

SEC. 5. That the said N. E. Milsaps and the said G. W. Shuler shall have until December first, one thousand nine hundred and thirty-one, to collect said taxes.

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

Ratified this the 13th day of March, A.D., 1931.
CHAPTER 203
AN ACT FOR THE PROTECTION OF GAME IN GRAHAM COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be unlawful for any person to hunt deer with dog or dogs in Graham County for a period of two years from the ratification of this act: Provided, that evidence that any person is in the mountains with a dog and that the dog was chasing deer shall be prima facie evidence that said party was hunting deer with dogs. Anyone convicted of this offense shall be fined not less than fifty dollars or imprisoned in the discretion of the court.

SEC. 2. That it shall be unlawful for any person, for a period of two years from the ratification of this act, to kill any deer: Provided, that if any person is found with any deer dead it shall be prima facie evidence of guilt and any person convicted of this offense shall be fined not less than fifty dollars or imprisoned in the discretion of the court.

SEC. 3. That the commissioners of Graham County are hereby authorized to pay a premium not to exceed fifty cents for the scalp of any hawk which hawk has been killed in Graham County.

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

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

Ratified this the 13th day of March, A.D., 1931.

CHAPTER 204
AN ACT TO REPEAL CHAPTER FOUR HUNDRED NINETY-NINE, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN, RELATING TO THE SETTING OF STEEL TRAPS IN HOKE COUNTY.

The General Assembly of North Carolina do enact:

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

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

Ratified this the 13th day of March, A.D., 1931.
CHAPTER 205

AN ACT TO ALLOW THE BOARD OF COUNTY COMMISSIONERS OF GRAHAM COUNTY TO TRANSFER CERTAIN SURPLUS FUNDS TO THE BOND MATURITY FUNDS.

Whereas, Graham County on March fourteenth, nineteen hundred and twenty-seven, and had an outstanding indebtedness, and,

Whereas, it was necessary for Graham County to furnish funds for the operation of the schools and roads of said county from July first of each year until the taxes of sufficient amount for such purpose were collected, approximately November fifteenth of the same year, and,

Whereas, Graham County issued and sold eighty thousand dollars of serial refunding bonds in denominations of one thousand dollars each, five thousand dollars of which is due and payable March first, nineteen hundred and thirty-two and five thousand dollars annually thereafter until the issue is retired, and,

Whereas, Graham County on the first day of July nineteen hundred and twenty-seven and annually thereafter loaned to the county board of education of Graham County for the purpose of defraying the expenses of the schools from July first until sufficient tax for that purpose could be collected; and loaned to the road authorities in like manner ten thousand dollars, which amounts were known as the revolving funds, and to be used by the said boards for said purposes and replaced and repaid to said revolving funds by said boards each year from the current taxes, and,

Whereas, there is now in said revolving fund the sum of fifteen thousand dollars loaned to the said board of education and ten thousand dollars loaned to the said road authorities, and,

Whereas, the necessity for maintaining said revolving fund has been eliminated, and,

Whereas, Graham County has no funds from which to pay the maturing bonds. Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the board of county commissioners of Graham County shall from the special tax levied for that purpose create a fund to be known as the "Bond Maturity Fund" to be used wholly and exclusively for the purpose of paying the interest on and retiring the bonds of the Graham County eighty thousand dollar bond issue of March first, nineteen hundred and twenty-seven.
SEC. 2. That Graham County shall place to the credit of said fund specified in section one of this act the fifteen thousand dollars revolving fund heretofore loaned the county board of education of Graham County, and the ten thousand dollars revolving fund heretofore loaned the road authorities of Graham County.

SEC. 3. That at the maturity of said bonds and each of them said commissioners of Graham County shall draw on said funds for the payment of said bonds.

SEC. 4. That nothing herein contained shall be construed to prevent Graham County from levying and collecting the taxes provided by law for the payment of said bonds and interest and making payment therefrom.

SEC. 5. Provided, however, that if it shall again become necessary for said county to use said funds or any part thereof for the purpose for which it was originally created, as expressed above, it shall be lawful for said boards of commissioners to draw on said funds for that purpose, and that immediately upon collection of sufficient taxes said board shall return the amount so used to said bond maturing fund.

SEC. 6. That is shall be unlawful for the county accountant of Graham County to sign a voucher against said fund for any other purpose than that herein set out.

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

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

Ratified this the 13th day of March, A.D., 1931.

CHAPTER 206

AN ACT TO PLACE CEDAR ISLAND TOWNSHIP, CAR-TERET COUNTY, UNDER THE-provisions OF THE STATE-WIDE STOCK LAW.

The General Assembly of North Carolina do enact:

SECTION 1. That from and after September first, one thou-sand nine hundred and thirty-one, all of that territory comprised within the boundaries of Cedar Island Township, Carteret County, shall be and is hereby declared to be "Stock Law Territory" and shall be subject to all of the provisions of the General State-Wide Stock Law.

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

SEC. 3. That this act shall be in full force and effect from and after September first, one thousand nine hundred and thirty-one.

Ratified this the 13th day of March, A.D., 1931.
CHAPTER 207
AN ACT TO REPEAL CHAPTER FOUR HUNDRED ONE OF THE PUBLIC-LOCAL LAWS OF NORTH CAROLINA, SESSION OF ONE THOUSAND NINE HUNDRED TWENTY-NINE.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter four hundred and one of the Public-Local Laws of North Carolina, Session nineteen hundred and twenty-nine, entitled "an act to fix the closed season for the hunting of foxes in Warren County" be, and the same is, hereby repealed.

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

Ratified this the 13th day of March, A.D., 1931.

CHAPTER 208
AN ACT TO AUTHORIZE THE CREATION OF THE OFFICE OF TAX COLLECTOR FOR THE COUNTY OF GUILFORD.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Commissioners for the County of Guilford is hereby authorized and empowered, in its discretion, to create the office of Tax Collector, and to appropriate money for its maintenance, and said Board is also authorized to appoint a Tax Collector, whose salary and term of office shall be fixed by the said Board.

Sec. 2. That the Tax Collector, herein provided for, shall be vested with the same power and authority, and subject to the same penalties and conditions as are now given by the State to sheriffs in the collection of taxes, licenses, fees, penalties, and other revenues; that in addition to the foregoing duties the said Board of Commissioners for the County of Guilford is hereby authorized and empowered, in its discretion, to confer upon said Tax Collector the duty of collecting all delinquent taxes, fees, penalties, and other revenues that the sheriff may now have the power and authority to collect.

Sec. 3. That the Board of Commissioners for the County of Guilford is authorized and empowered, in its discretion, to appoint such assistants or clerks as shall be necessary to carry out the purposes of this act, under such penalties and conditions as said Board may deem necessary.

Sec. 4. That upon the creation of the aforementioned office of Tax Collector, and the appointment of a Tax Collector, and upon
said Tax Collector's duly qualifying and assuming the duties of said office, the Sheriff of Guilford County shall thereupon be relieved from any and all duties devolving upon him in the collection of taxes, fees, licenses and other revenues, and in such event, the Board of Commissioners for the County of Guilford shall have the authority to fix the salary of the sheriff of Guilford County.

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

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

Ratified this the 13th day of March, A.D., 1931.

CHAPTER 209

AN ACT TO AMEND CHAPTER FOUR HUNDRED AND SIXTY-NINE OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, RELATING TO THE PROTECTION OF FOXES IN Stokes County.

The General Assembly of North Carolina do enact:

SECTION 1. That section three of chapter four hundred and sixty-nine of the Public-Local Laws of one thousand nine hundred and twenty-nine be and the same is hereby amended by striking out the word "County" in said section and inserting in lieu thereof the words "and Stokes County."

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

Sec. 3. That this act shall be in full force and effect from and after the first day of July, one thousand nine hundred and thirty-one.

Ratified this the 13th day of March, A.D., 1931.

CHAPTER 210

AN ACT PROHIBITING THE SETTING OF STEEL TRAPS IN BLADEN COUNTY AND FIXING THE OPEN SEASON FOR ALL GAME IN SAID COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be unlawful for any person, firm or corporation to set or cause to be set any steel trap or log trap usually used for the purpose of catching game and wild animals, in Bladen County.
CHAPTER 211
AN ACT TO PROTECT FOXES IN DURHAM COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be unlawful in Durham County to hunt, trap, snare, shoot, dig out of ground or otherwise kill any Red or Gray Fox, or their young, other than with dogs, and then only between September first and March first; Provided, however, that any person may shoot or kill any Gray or Red Fox at any time when same is caught in the act of destroying fowls or animals.

SEC. 2. That any person convicted of violation of this act shall be fined not more than fifty dollars or imprisoned not exceeding thirty days.

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

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

Ratified this the 13th day of March, A.D., 1931.

CHAPTER 212
AN ACT WITH REFERENCE TO SHIPPING RABBITS IN ASHE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be lawful to ship rabbits by parcel post, unless forbidden by United States Postal regulations, at the same time and under the same general restrictions now pre-
scribed by law for shipping rabbits to points outside of the State by express or otherwise.

Sec. 2. That this act shall apply only to Ashe County.

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

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

Ratified this the 13th day of March, A.D., 1931.

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CHAPTER 213

AN ACT TO AUTHORIZE THE BOARD OF COMMISSIONERS OF ALAMANCE COUNTY TO PURCHASE AND CONVEY LAND FOR PURPOSE OF PROTECTING COUNTY SINKING FUND INVESTMENTS.

The General Assembly of North Carolina do enact:

Section 1. The Board of Commissioners of Alamance County is authorized to purchase land at foreclosure sales under mortgages or deeds of trust or at sales under order of Court when the property being offered for sale secures notes or bonds held by the County of Alamance as an investment from its sinking fund, and to take and hold in the name of said County the title to said lands.

Sec. 2. The Board of Commissioners of said County is further authorized to take and hold in the name of said County any and all titles to land already purchased and held in the name of a Trustee for the benefit of said County which were taken and are held by such Trustee for the purpose of protecting investments in notes or bonds made from the sinking fund of said County.

Sec. 3. The said Board of Commissioners is also authorized to convey in the name of the County the land referred to in Sections One and Two of this Act and the passing of a resolution by the said Board in meeting duly assembled authorizing a conveyance or conveyances of said land and directing the Chairman of the Board and the Clerk to the Board to execute a deed or deeds in the name of the County conveying said land or lands, and the execution of said deed or deeds by the said Chairman and the said Clerk pursuant to said resolution, are declared to be a proper and sufficient method of conveying said land.

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

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

Ratified this the 13th day of March, A.D., 1931.
CHAPTER 214

AN ACT TO AMEND CHAPTER FOUR HUNDRED AND SEVEN, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED ELEVEN, AS AMENDED BY CHAPTER FIVE HUNDRED AND ONE, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-NINE, RELATING TO HUNTING FOXES IN DUPLIN AND PENDER COUNTIES SO AS TO EXCLUDE PENDER COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section three of chapter four hundred and seven, Public-Local laws of one thousand nine hundred and eleven, be and the same is hereby amended by striking out the words: "and Pender Counties" and inserting in lieu thereof the word "county."

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

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

Ratified this the 13th day of March, A.D., 1931.

CHAPTER 215

AN ACT TO REGULATE THE HUNTING OF FOXES IN HARNETT, CUMBERLAND, SAMPSON, HOKE AND LEE COUNTIES.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be unlawful for any person to hunt foxes in Harnett, Cumberland, Sampson, Hoke and Lee Counties except during the period each year from September first to March fifteenth, both dates inclusive, and then only with dogs, except that foxes may be killed in any manner at any time during the year when caught in the act of committing or about to commit depredations to domestic live stock and poultry.

SEC. 2. Any person violating any of the provisions of this act shall be guilty of a misdemeanor and shall be fined not more than fifty dollars or imprisoned for not more than thirty days.

SEC. 3. That all laws and clauses of laws in conflict with this act are hereby repealed or modified, but only to the extent to which they conflict.

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

Ratified this the 13th day of March, A. D., 1931.
CHAPTER 216
AN ACT TO AMEND CHAPTER SIX HUNDRED AND ELEVEN, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN, RELATING TO MIGRATORY GAME LAW OF DARE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section four of chapter six hundred and eleven, Public-Local Laws of one thousand nine hundred and twenty-seven, be amended by adding at the end of said section four the following: "That it shall be unlawful for any person, firm or corporation to take from the waters of Dare County any wild celery or other aquatic wild game food for the purpose of shipping or transporting out of Dare County, or the State of North Carolina, unless a permit for so doing is granted by the Game Commission of Dare County; and that any person violating the provisions hereof shall be guilty of a misdemeanor, and, upon conviction, shall be fined not more than two hundred dollars or imprisoned not more than three months, or both, in the discretion of the court."

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

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

Ratified this the 13th day of March, A. D., 1931.

CHAPTER 217
AN ACT TO AMEND CHAPTER FOUR HUNDRED AND EIGHTY-SEVEN, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED AND TWENTY-THREE, RELATING TO THE GAME LAW OF HYDE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section three of chapter four hundred and eighty-seven of the Public-Local Laws, one thousand nine hundred and twenty-three, be and the same is hereby amended by striking out the word "ten" in line five of said section and inserting in lieu thereof the word "fifteen"; that said section be further amended by striking out the word "five" in line ten and inserting in lieu thereof the word "three" and by striking out the last sentence of said section and inserting the following: "The revenue derived from said hunting licenses shall be used for the extended school term in Hyde County of two months and for this purpose shall be paid by the Clerk of the Court, Sheriff
or Game Warden to the Treasurer of Hyde County, except fifty cents, which he shall retain as fees."

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

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

Ratified this the 13th day of March, A.D., 1931.

CHAPTER 218

AN ACT TO AMEND CHAPTER ONE HUNDRED AND FOUR, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, RELATIVE TO THE SALARY OF THE SHERIFF OF ASHE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter one hundred and four, Public-Local Laws of one thousand nine hundred and twenty-nine, be amended by adding at the end of Section two the following: "The said sheriff shall have the right to be paid and retain the amount paid to him for serving processes and papers personally served by him."

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

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

Ratified this the 13th day of March, A.D., 1931.

CHAPTER 219

AN ACT TO AMEND CHAPTER ONE HUNDRED AND EIGHTY-SIX OF THE PUBLIC-LOCAL LAWS OF EXTRA SESSION OF ONE THOUSAND NINE HUNDRED AND TWENTY-FOUR, RELATIVE TO GAME LAWS OF GRAHAM COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter one hundred and eighty-six of the Public-Local Laws, extra session of nineteen hundred and twenty-four, be and the same is hereby amended by striking out section two thereof.

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

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

Ratified this the 13th day of March, A.D., 1931.
CHAPTER 220

AN ACT TO REDUCE SALARIES OF THE PUBLIC OFFICERS OF NORTHAMPTON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Clerk of the Superior Court of Northampton County shall receive a salary of twenty-six hundred dollars per annum in lieu of all other compensation whatsoever, and shall be allowed one clerk or assistant at a salary to be fixed by the Board of County Commissioners, and this salary to said clerk or assistant shall not exceed six hundred dollars per annum.

SEC. 2. The Register of Deeds of Northampton County shall receive a salary of twenty-six hundred dollars per annum in lieu of all other compensation whatsoever and shall be allowed one clerk or assistant, at a salary not to exceed six hundred dollars per annum to be fixed by the Board of County Commissioners.

SEC. 3. That the Sheriff of Northampton County shall receive a salary of thirty-two hundred dollars per annum in lieu of all other compensation whatsoever, and he shall collect the taxes of all kinds paid in said county by corporations, and shall not receive an additional compensation therefor.

SEC. 4. The officers hereinbefore mentioned shall faithfully perform all duties of their several offices imposed upon them by law, and shall receive no other compensation or allowances whatsoever or any extra additional service rendered to the county and they shall be liable to all the pains and penalties now or hereafter provided by law for failure to perform the duties of their several offices.

SEC. 5. The officers herein mentioned and provided for by this act shall collect all fees, commissions, emoluments of every kind belonging to their respective offices, and shall pay over the same to the Treasurer or financial agent of Northampton County, who shall hold the same as a part of the general county fund and subject to such orders as may be made by the Board of County Commissioners of said County.

SEC. 6. The salaries herein provided for shall be paid by the Treasurer or financial agent of Northampton County upon warrant or order from the Board of County Commissioners of Northampton County to the said officers and clerks or assistants in monthly installments.

SEC. 7. The officers hereinbefore required to turn over to the Treasurer or financial agent of Northampton County, moneys coming into their hands, shall make settlement with said Treasurer or financial agent of said County on the first Monday in each month, and the County Commissioners may at any time,
require said officers or any of them, to exhibit to them all books and accounts showing all moneys turned over to the Treasurer or financial agent under the provisions of this act.

SEC. 8. That the County Auditor of Northampton County shall receive a salary not exceeding three thousand dollars per annum, to be fixed by the Board of Commissioners of said County, and the said County Auditor shall be required in addition to the duties imposed upon him already by law, to prepare all tax books and tax receipts of said County, and shall also act as County Tax Supervisor, and shall receive no additional salary therefor, but the Commissioners of said County shall furnish said Auditor such help as may be necessary in making out the tax books, but such help shall not be paid more than two hundred dollars per annum.

SEC. 9. That the Board of County Commissioners of Northampton County shall furnish the officers provided for in this act all necessary stationery and stamps and books necessary and required in the discharge of their respective duties.

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

SEC. 11. That this act shall be in force and effect from and after the first day of April, one thousand nine hundred thirty-one.

Ratified this the 13th day of March, A.D., 1931.

CHAPTER 221

AN ACT TO VALIDATE THE REGISTRATION OF CERTAIN DEEDS IN HAYWOOD COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That all deeds heretofore registered in Haywood County, in which it does not appear from the record where same is registered, that said deed was executed under seal, that it shall be conclusively presumed that it was executed under proper seal, and the same is hereby validated, and shall pass title to the land embraced in any such deed in the same manner as though it appeared it had been executed under proper seal.

SEC. 2. Provided, however, this act shall not effect pending suits.

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

Ratified this the 13th day of March, A.D., 1931.
CHAPTER 222
AN ACT TO AMEND CHAPTER TWO HUNDRED EIGHTY-NINE OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-NINE RELATIVE TO THE DUTIES OF COUNTY OFFICERS OF MADISON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That sections two and three of chapter two hundred and eighty-nine of the Public-Local laws of one thousand nine hundred and twenty-nine, be amended as follows:

In section two, line two, by striking out the words "not exceed" and inserting in lieu thereof the word "be";

In section three of said chapter, line ten, by striking out the words "county commissioners and" and inserting in lieu thereof the word "the";

In section three, line eleven, by striking out the word "jointly";

In section three, line eleven, after the word "elect" and before the word "county" insert "a."

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

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

Ratified this the 14th day of March, A.D., 1931.

CHAPTER 223
AN ACT RELATIVE TO THE ELECTION OF THE BOARD OF COUNTY COMMISSIONERS OF PASQUOTANK COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That at the next general and biennial primary following the ratification of this act and biennially thereafter, each of the rural townships in Pasquotank County shall nominate one member of the Board of County Commissioners, and Elizabeth City Township shall nominate two members for the said Board of County Commissioners. Each commissioner shall be nominated solely by the electors of the township in which he may reside and shall be elected by the votes of the county at large: Provided, however, that no person shall be eligible as candidate for said office unless he shall have received a majority of the qualified votes cast in the township, in which he may reside at the time of such primary.
sec. 2. That all laws and clauses of laws in conflict with this act are hereby repealed.

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

Ratified this the 14th day of March, A.D., 1931.

chapter 224

an act to amend chapter six public-local laws of one thousand nine hundred fifteen, so defendant may have two peremptory challenges and the state one in criminal trials.

the general assembly of north carolina do enact:

section 1. That section twenty-two of chapter six of public-local laws of the year one thousand nine hundred and fifteen, be and the same is hereby amended by striking out the period after the word "peace" and adding a colon and inserting after the colon, "provided, that the state shall have one peremptory challenge and the defendant two", so that section twenty-two as amended shall read, "if either the complainant or the accused shall ask for it, the recorder shall allow a trial by jury as is provided in civil actions before justices of the peace: provided, that the state shall have one peremptory challenge and the defendant two."

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

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

ratified this the 14th day of March, A.D., 1931.

chapter 225

an act relating to the compensation of the clerk of the court, register of deeds and sheriff of montgomery county.

the general assembly of north carolina do enact:

section 1. That on and after the first Monday in December, one thousand nine hundred and thirty-two, the following officers of montgomery county shall receive for their services the following compensation and none other: The register of deeds shall receive a salary of two thousand five hundred dollars ($2,500.00) per year, with an allowance of six hundred dollars ($600.00) for an office deputy, to be paid by the county
Commissioners. The Sheriff in lieu of a salary shall receive a commission of one and one-half per cent of the taxes collected and such fees as fall into his hands for his services in serving process, etc., to be retained by him for such services, the said sheriff to bear his own expenses and that of his deputies and clerical assistants, both as to their salary and other official expenses from his commissions and fees.

SEC. 2. That on and after the first Monday in December, one thousand nine hundred and thirty-four, the Clerk of the Superior Court of Montgomery County shall receive a salary of Two Thousand Five Hundred Dollars ($2,500.00) a year, with an allowance of Six Hundred Dollars ($600.00) for an office deputy, to be paid by the County Commissioners.

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

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

Ratified this the 14th day of March, A.D., 1931.

CHAPTER 226

AN ACT TO AMEND CHAPTER SEVENTY-SIX, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, REGULATING THE SALE OF COTTON IN THE SEED IN CERTAIN COUNTIES, MAKING THE ACT APPLICABLE TO HOKE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. It shall be unlawful for any person, firm or corporation, to buy, sell, deliver or receive, for price, or for any reward whatever, any cotton in the seed without the written permission of the person owning the land the cotton was grown upon or the written permission of the agent of the owner of the land the cotton was grown upon.

SEC. 2. It shall be the duty of the purchaser of such cotton in the seed to safely file and keep for at least six months said written authority and also keep a record book in which shall be entered the name or names and address or addresses of the seller or sellers, date of sale and weight of cotton.

SEC. 3. That the word "agent" shall not be construed to mean tenant or cropper except in cases where the tenant or cropper can produce written authority that he is agent of the person on whose land the cotton was grown.

SEC. 4. The violation of any of the provisions of this act shall constitute a misdemeanor punishable by fine or imprisonment or both in the discretion of the Court.
CHAPTER 227

AN ACT CREATING FIVE DISTRICTS IN BERTIE COUNTY FOR THE SELECTION OF COUNTY COMMISSIONERS.

The General Assembly of North Carolina do enact:

SECTION 1. That there shall be, and the same is hereby created, five districts in Bertie County for the nomination of County Commissioners.

SECTION 2. That at the next general primary and the next general election in one thousand nine hundred and thirty-two, and every two years thereafter, there shall be nominated and elected respectively one commissioner from each district, and the districts shall be numbered one, two, three, four and five, and shall comprise the following townships:

(a) District number one shall be composed of Windsor Township.

(b) District number two shall be composed of Merry Hill and Whites Townships.

(c) District number three shall be composed of Colerain and Mitchells Townships.

(d) District number four shall be composed of Roxobel and Woodville Townships.

(e) District number five shall be composed of Snakebite and Indian Woods Townships.

SECTION 3. That those participating in the primary, as candidates, shall be restricted to the qualified voters of said district: Provided, however, that any candidate from said districts shall be voted upon by the voters in the entire County both in the Primary, and in the General Election.

SECTION 4. That the candidates receiving the majority of votes cast shall be declared to be the candidate of his political party duly nominated for the general election.

SECTION 5. That the laws governing the election of County Commissioners not in conflict with this act shall be as provided by statute.

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

SECTION 7. That this act shall be in full force and effect from and after its ratification.

Ratified this the 14th day of March, A.D., 1931.
CHAPTER 228

AN ACT TO SECURE THE SAFETY OF THE VARIOUS SINKING FUNDS OF THE COUNTY OF COLUMBUS AND SCHOOL DISTRICTS THEREIN BY PROPER INVESTMENT.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter ninety, Private Laws of one thousand nine hundred seventeen, sections four, five and six of chapter one hundred twenty-seven, Private Laws of one thousand nine hundred seventeen, Chapter fourteen, Private Laws of one thousand nine hundred twenty-one, and section ten of Chapter six hundred twenty-eight, Public-Local Laws, one thousand nine hundred thirteen, are hereby repealed.

SEC. 2. That immediately upon the ratification of this act, the trustees of the school districts which have been acting under the laws mentioned in paragraph one of this act and any bank or banks appointed financial agent of the county shall turn over to the county auditor of Columbus County all securities and money held by them for the sinking funds of the county or districts, to be handled by the said auditor under the direction of the board of county commissioners, to be liquidated and re-invested as provided for in the “Local Government Act” ratified March third one thousand nine hundred thirty-one.

SEC. 3. That the county auditor of Columbus County shall keep a separate account for each of the school districts hereinbefore referred to and called the “Courthouse sinking fund.” All securities purchased shall be kept separate and apart from other funds and securities of the county.

SEC. 4. That all laws and clauses of laws in conflict with the provisions of this act shall be and the same are hereby repealed.

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

Ratified this the 14th day of March, A.D., 1931.

CHAPTER 229

AN ACT AUTHORIZING THE BOARD OF COMMISSIONERS OF COLUMBUS COUNTY TO APPOINT RURAL POLICEMEN FOR SAID COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners of Columbus County may, if they deem it advisable and for the best interests of the County, appoint such number of rural policemen, not exceeding three, for said County as in their
Qualifications. judgment may be necessary to carry out the provisions of this Act. The person or persons appointed under this Act shall be able-bodied men of good character and known to be in favor of law enforcement. The said Commissioners shall fix the term for which said policemen shall serve, not exceeding two years from the date of appointment, nor to extend beyond the first Monday in December next following a general election, and said Commissioners may remove either or all of said policemen at any time, that in their judgment, they may desire so to do.

Sec. 2. That said policemen appointed under this Act shall be authorized to serve all criminal processes and make any arrests for the violation of any and all criminal laws, with the same authority and power as the Sheriff of Columbus County, and shall at all times obey and carry out the orders of the Sheriff and Board of Commissioners of said County not inconsistent with this Act.

Sec. 3. That said policemen shall have authority, for any suspected or committed crime, whether upon view or on prompt information and complaint, to arrest without warrant and shall have the right and authority to summons any person or persons to assist in enforcing the laws and in arresting violators thereof. When any arrest is made without warrant, the person so arrested shall be forthwith carried before a magistrate or recorder of said County and a warrant of arrest procured and disposed of as the magistrate or recorder shall direct.

Sec. 4. That it shall be the duty of each policeman provided for under the provisions of this Act to collect the fees for all process work rendered by him in criminal cases and the fees so collected shall be the same as now provided by law plus an additional fee of not more than three dollars in each case where there is a conviction, and all such fees so collected shall be retained by said policemen as compensation for his services.

Sec. 5. That any policeman appointed under this Act shall, before entering upon the discharge of his duties and before being commissioned by the County Commissioners, enter into a bond in the sum of two hundred and fifty dollars ($250.00), surety to be approved by said Commissioners, conditioned for the faithful performance of his duties and shall take and subscribe the oath pertaining to such officers of the law in North Carolina.

Sec. 6. That all laws and clauses of laws in conflict herewith are hereby repealed to the extent of such conflict only.

Sec. 7. That this Act shall become effective from and after its ratification.

Ratified this the 14th day of March, A.D., 1931.
CHAPTER 230

AN ACT TO ALLOW THE COMMISSIONERS OF TRANSYLVANIA COUNTY TO FREEZE COUNTY DEPOSITS IN THE BREVARD BANKING COMPANY AND TO PLACE A PERCENTAGE OF SAID DEPOSITS IN A SURPLUS FUND IN SAID BANK.

That whereas, on the fifteenth day of December one thousand nine hundred and thirty the Brevard Banking Company, of Brevard, North Carolina, closed, and

Whereas, the said County of Transylvania had on deposit in said bank the sum of approximately six hundred thousand dollars, and

Whereas, the said County held as security for said deposit the approximate sum of three hundred thousand dollars in notes and other securities of said bank and a corporate bond in the sum of fifteen thousand ($15,000.00) dollars, and

Whereas, there are certain notes among said securities which are not collectible at present, and

Whereas, there is a large amount of said deposits which has to be used in the payment of certain indebtedness of said County beginning in the year one thousand nine hundred and thirty-four, and that said deposit would not have been withdrawn until said date and could not have been used for other purposes, and

Whereas, a plan has been submitted for the re-opening and/or reorganization of said bank upon an agreement from all the depositors that they would freeze seventy per cent of their said deposits for a period of not less than two years and not more than three years, and that the remaining thirty per cent of their deposit would be placed in a fund, which fund would be the surplus of said bank, said surplus to be re-paid to said depositors when and as ten per cent of the total amount of said surplus was replaced by an actual earned surplus or collection of assets made by and through the operations of said bank, and

Whereas, if an attempt was made to collect all notes and obligations now due and owing to said bank, directly or indirectly, which said sum amounts to approximately one million two hundred fifty thousand dollars ($1,250,000.00), that such an attempt to collect would work a great hardship upon and bring disaster to a large number of the citizens of Transylvania County, and

Whereas, in the opinion of the Commissioners of Transylvania County it is for the best interest of said County to reopen and/or reorganize the said Brevard Banking Company on the plan above mentioned: Now, therefore,

Preamble: Closing of Brevard Banking Company.

Deposits of Transylvania County in Bank.

Collateral.

County obligations due in 1934.

Plan to re-open Bank upon agreement of depositors to freeze deposits for a period of time.

Inadvisability of collecting collateral at present.
The General Assembly of North Carolina do enact:

SECTION 1. That the Commissioners of Transylvania County be and they are hereby authorized and empowered to freeze and/or allow all or any part of the deposits in said County in the Brevard Banking Company when it closed, to remain frozen or to be held by said Brevard Banking Company when same is reopened and/or reorganized for such period of time as the said Commissioners may determine, not to exceed the period of three years.

SEC. 2. And the Commissioners of Transylvania County are hereby authorized and empowered that said Commissioners may allocate and place such percentage of said deposits in a surplus to be created for said fund as said Commissioners may determine, but in no event to exceed thirty per cent of said deposits, provided that suitable provisions be made whereby said amount so placed in said surplus would be returned to Transylvania County when and as ten per cent of said surplus should be earned from the profits of said bank or collected from the assets of said Bank.

SEC. 3. That the said Commissioners of said County shall only freeze said deposits and such percentage of same, and place or allocate such percentage of said deposits of said County in said surplus, in the same manner and amount as the other depositors in any of said Brevard Banking Company may agree to do.

SEC. 4. The same authority, powers, and rights to freeze said deposit and allocate a percentage thereof as surplus as herein conferred upon and given to the Commissioners of Transylvania County are hereby conferred upon the Mayor and Board of Aldermen of the Town of Brevard.

SEC. 5. That all laws and clauses of laws in conflict herewith are hereby repealed.

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

Ratified this the 14th day of March, A.D., 1931.

CHAPTER 231

AN ACT TO INCREASE THE BOND OF THE CLERK OF THE RECORDER'S COURT OF DURHAM COUNTY, TO PRESCRIBE EXPENDITURES FOR CLERK HIRE IN SAID COURT, AND TO INCREASE THE JURY FEES IN SAID COURT.

The General Assembly of North Carolina do enact:

SECTION 1. That the official bond to be given by the Clerk of the Recorder's Court of Durham County shall be in the sum of five thousand dollars ($5,000.00) and the premiums on said
bond shall be paid out of the Recorder's Court fund as now provided by law. And such official bond in such amount shall be given by an approved surety company licensed to do business in this City, by the present Clerk of this Court within ninety days after the ratification of this act, the same to be approved by the Board of Commissioners of Durham County.

SEC. 2. That the sum of three hundred dollars ($300.00) per month shall be allowed for Clerk hire for the Assistant and Deputy Clerks in the office of the Clerk of Recorder's Court of Durham County, the same to be paid monthly beginning on the first day of the month following ratification of this act, and shall be disbursed as follows: Assistant Clerk of Recorder's Court, one hundred twenty-five dollars ($125.00); first Deputy Clerk of Recorder's Court, one hundred dollars ($100.00); and the third Deputy Clerk or stenographer, shall receive seventy-five dollars ($75.00) per month, Provided, however, the County Commissioners of Durham County may within their discretion at any time increase said amounts to any amount not exceeding a total increase of seventy-five dollars ($75.00) per month.

That these salaries shall be paid out of the Recorder's Court fund of Durham County.

SEC. 3. That at the regular election for State and County officers to be held on the Tuesday after the first Monday in November, one thousand nine hundred thirty-two, that the Clerk of the Recorder's Court shall be elected for a term of four years and elected every four years thereafter.

SEC. 4. That the Clerk of the Recorder's Court of Durham County, be and he is hereby allowed while acting as a Justice of the Peace, to issue warrants in criminal cases in which the Defendants are charged with Giving Worthless Checks in the City and County of Durham, wherein the amount of the check involved does not exceed the sum of fifty dollars ($50.00) and shall have the final jurisdiction to hear and determine said offenses.

SEC. 5. That the sum of one dollar ($1.00) per day be paid to Jurors, serving on a Jury in the Recorder's Court of Durham County; said amount shall be paid by the Clerk of said Court to said Juror and shall be included in the bill of costs, should the Defendant pay the court costs; otherwise, said jury fees shall be paid by the Clerk of the Recorder's Court out of the Recorder's Court fund.

SEC. 6. That the Clerk of the Recorder's Court of Durham County, while acting as a Justice of the Peace, shall use the office space now provided, or which shall be provided, for the use of the Clerk of the Recorder's Court of Durham County: Provided, however, that in using said office as a Justice of the Peace,
this does not interfere in any way whatsoever with the duties of the Clerk of the Recorder's Court.

SEC. 7. That this act shall apply only to the County of Durham.

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

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

Ratified this the 16th day of March, A.D., 1931.

CHAPTER 232

AN ACT TO AMEND CHAPTER FOUR HUNDRED AND FORTY-FIVE, OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, RELATING TO THE DIVISION OF MITCHELL COUNTY IN ROAD DISTRICTS AND WORKING THE FREE LABOR THEREON.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter four hundred and forty-five, of the Public-Local Laws of one thousand nine hundred and twenty-nine, relating to the division of Mitchell County in road districts and working the free labor thereon, be and the same is hereby amended by striking out Sections four and five thereof.

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

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

Ratified this the 16th day of March, A.D., 1931.

CHAPTER 233

AN ACT TO AMEND CHAPTER ELEVEN OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-SEVEN, BEING AN ACT CREATING FOUR DISTRICTS IN CRAVEN COUNTY FOR THE ELECTION OF COUNTY COMMISSIONERS.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter eleven of the Public-Local Laws of one thousand nine hundred and twenty-seven, being entitled an act creating four Districts in Craven County for the election of County Commissioners, be amended as follows: By striking out sections three and four of said act and substituting in lieu thereof the following:
“Sec. 2. That there shall be nominated by the electors of the County at large of each political party two commissioners from District A, as provided in section two, and one commissioner each from Districts B, C and D, as provided in said section. The two candidates from District A and the one candidate from each of Districts B, C and D receiving the majority of votes cast in the said primary in the County at large, shall be declared the nominee of his respective party for member of the Board of Commissioners from Craven County for election at the next general election.”

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

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

Ratified this the 16th day of March, A.D., 1931.

CHAPTER 234

AN ACT AMENDING CHAPTER FOUR HUNDRED THIRTY-ONE, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-SEVEN, AMENDING THE GAME LAWS OF CURRITUCK COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section one, chapter four hundred and thirty-one, Public-Local Laws of nineteen hundred and twenty-seven, be and the same is, hereby amended as follows: By adding in line five of section one after the word “County” the following: “And so much of the waters of North River as may lie within the territorial limits of Currituck County.”

Sec. 2. That section fourteen of said act be, and the same is hereby amended by striking out the first paragraph of said section, and inserting in lieu thereof the following: “That a Game Commission for Currituck County is hereby created and appointed, which commission shall consist of three members, to wit: R. E. West for a term of two years, R. L. Griggs for a term of four years, and H. A. Brumsey for a term of six years, from the first day of March, nineteen hundred and thirty-one; and their successors shall be appointed biennially by the General Assembly for a term of six years, Provided any vacancies caused during the interim by death or otherwise, such vacancy shall be filled by the two remaining members of said commission, but only for the unexpired term, and subject to the appointment made by the next succeeding Session of the General Assembly; and, Provided further, that the Clerk of the Superior
Court of Currituck County shall act as ex-officio, or secretary of said Game Commission."

Amend further, by adding at the end of section fourteen of said act the following: "And the Game Commission shall have absolute control and authority over all aquatic plant foods or other waterfowl food growing in the waters of Currituck Sound and its tributaries, and also insomuch of the waters of North River as may lie within the territorial limits of said county. None of the same shall be sold, transported or shipped from the county except by permission in writing obtained from the said Game Commission; and any violation of the provisions of this section shall constitute a misdemeanor, punishable by a fine or imprisonment or both, in the discretion of the Court."

SEC. 3. Amend further, by adding at the end of section sixteen of the said act the following: "That no battery, blind or point-blind, occupied by more than two licensed sportsmen shall take or kill more than thirty ducks and eight geese in one day."

SEC. 4. Amend further, by adding at the end of section twenty-two the following: "And 'swimming' or driving ducks and geese to decoys with boats or floating devices of any kinds is hereby prohibited, and any violation of the provisions of this section shall constitute a misdemeanor, and, upon conviction, shall be fined or imprisoned, or both, in the discretion of the Court."

SEC. 5. That there shall be a new section added to chapter four hundred and thirty-one of the Public-Local Laws, nineteen hundred and twenty-seven, to be section thirty-four (a) located between sections thirty-four and thirty-five, as follows:

"Sec. 34(a). If upon investigation the Game Commission of Currituck County should find that the license fees provided in this act, on account of temporary conditions, are so large as to materially lessen the income derived therefrom and the Commission shall find these facts and enter them of record upon their minutes, then said license fees for hunting shall be reduced to the amount found by the Game Commission to be necessary to accomplish the purpose desired, but such reduction shall continue only for the period found by the Commission to be necessary. If such reduction is made in accordance with the provisions of this act, then the license fees to be charged shall be in accordance with the finding of the Game Commission."

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

SEC. 7. That this act shall be in full force and effect from and after its ratification.

Ratified this the 16th day of March, A.D., 1931.
CHAPTER 235
AN ACT TO REPEAL CHAPTER SIX HUNDRED TWENTY-TWO, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN, AND CHAPTER TWO HUNDRED THIRTY-FOUR, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, RELATING TO FREE LABOR ON THE ROADS OF AVERY COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter six hundred and twenty-two, Public-Local Laws, one thousand nine hundred and twenty-seven, and chapter two hundred and thirty-four, Public-Local Laws, one thousand nine hundred and twenty-nine, relating to road work in Avery County, be and the same are hereby repealed, it being the intent and purpose of this act to abolish the use of free labor on the roads of said county.

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

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

Ratified this the 16th day of March, A.D., 1931.

CHAPTER 236
AN ACT TO AMEND CHAPTER THREE HUNDRED AND NINETY-TWO, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN, RELATIVE TO THE COMPENSATION OF THE CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS OF MECKLENBURG COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section one of chapter three hundred and ninety-two, Public-Local Laws of one thousand nine hundred and twenty-seven, be, and the same is hereby, amended by striking out of line six the words and figures "three thousand dollars ($3,000.00)," and inserting in lieu thereof the words and figures "three thousand six hundred dollars ($3,600.00)", which salary shall be in lieu of any and all other compensation.

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

SECTION 3. That this act shall be in force and effect from and after the first day of April, one thousand nine hundred and thirty-one.

Ratified this the 16th day of March, A.D., 1931.
CHAPTER 237

AN ACT TO APPROVE AND VALIDATE THE ACTION OF THE BOARD OF COMMISSIONERS OF ALEXANDER COUNTY IN THE PURCHASE OF A CERTAIN TRACT OF LAND FOR COUNTY HOME PURPOSES, AND TO LEVY A TAX THEREFOR.

Whereas, on November twenty-five, one thousand nine hundred thirty, the board of commissioners of Alexander County purchased from Mrs. Hettie S. Watts a certain tract of land for the purpose of using it in connection with the county home or home for the aged and infirm of said county; and

Whereas, at said time the said tract of land was encumbered by a mortgage from the said Mrs. Hettie S. Watts to secure an indebtedness of hers to the sinking fund of said county, the purchase price of said tract of land being in the sum of four thousand dollars; and

Whereas, it is proper that the action of the said board of county commissioners should be approved and validated, and that a special tax be levied to provide the funds for the purchase of said property, Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the action of the board of commissioners of Alexander County in purchasing from Mrs. Hettie S. Watts a certain tract of land in said county, for and at the price of four thousand dollars, for use in connection with and as a part of the county home or the home for the aged and infirm of said county, the deed for which said tract of land and which contains description thereof being of record in book twenty-two, page fifty-seven, in the office of the register of deeds of said Alexander County, be, and the same is hereby, to all intents and purposes fully approved, ratified, validated and declared to be the proper and legal action of said board of county commissioners.

SEC. 2. That the said board of commissioners of Alexander County be, and they are hereby, authorized, empowered and directed to levy upon the taxable property of said county a special tax at a rate and in a sum sufficient to raise said sum of four thousand dollars net and clear of all commissions and expenses of collection, and any and all other expenses or expenditures in connection with the levy and collection of said tax, the said tax levy and the sum realized therefrom to be for the purchase of said tract of land from the said Mrs. Hettie S. Watts, to be used as aforesaid for and in connection with the county home or home for the aged and infirm of said county.

SEC. 3. That in settlement of the account relating to the sinking fund of said county, said sum of four thousand dollars
so realized from said special tax levy be placed in the sinking fund of said county and kept, used, handled and invested in accordance with the statute with respect to the sinking fund of said county.

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

Ratified this the 16th day of March, A.D., 1931.

CHAPTER 238

AN ACT TO PROVIDE FOR A STENOGRAPHER FEE IN THE SUPERIOR COURT OF JONES COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That on every indictment or criminal proceedings, tried or otherwise disposed of in the Superior or Criminal Courts of Jones County, the party convicted, or adjudged to pay the cost, shall pay a tax of two dollars. In every civil action in any court of record the party adjudged to pay the costs shall pay a tax of four dollars, but this tax shall not be charged unless the services of a stenographer is had in the trial of such cases.

SEC. 2. That all cases both civil and criminal appealed to the Supreme Court, where the services of a stenographer is had, shall pay a tax of five dollars. Said tax fees shall be charged by the Clerk in the bill of costs in such cases as now provided by law.

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

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

Ratified this the 16th day of March, A.D., 1931.

CHAPTER 239

AN ACT TO AUTHORIZE THE BOARD OF COUNTY COMMISSIONERS AND THE GOVERNING AUTHORITY OF MUNICIPALITIES IN MECKLENBURG COUNTY TO ESTABLISH RULES FOR THE COLLECTION OF TAXES IN PARTIAL PAYMENTS.

The General Assembly of North Carolina do enact:

SECTION 1. The Board of County Commissioners and the governing authority of the various municipalities in Mecklenburg County are hereby authorized and empowered to make reasonable rules and regulations providing for the payment of taxes in installments. Provided that any such rules and regula-
tions shall not conflict with the general State law relating to the collection of past due taxes.

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

Ratified this the 16th day of March, A.D., 1931.

CHAPTER 240

AN ACT TO ABOLISH THE OFFICE OF AUDITOR OF CUMBERLAND COUNTY AND TO AUTHORIZE THE BOARD OF COMMISSIONERS TO APPOINT A COUNTY ACCOUNTANT OR IMPOSE THE DUTIES OF COUNTY ACCOUNTANT UPON THE COUNTY TREASURER.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter four hundred ninety-eight of the Public-Local Laws of one thousand nine hundred twenty-one, entitled "An Act Relating to An Auditor for Cumberland County", and any amendments thereto, shall be and the same are hereby repealed.

Sec. 2. That the board of county commissioners of Cumberland County shall appoint some person in accordance with chapter one hundred forty-six Public Laws of one thousand nine hundred twenty-seven and any amendments thereto, as county accountant of said county: Provided, however, the board may appoint the treasurer of Cumberland County as county accountant in accordance with the following requirements: (a) the board shall designate some bank, banks, trust company or trust companies as official depository or depositories of the county in accordance with the provisions of chapter one hundred forty-six, Public Laws of one thousand nine hundred twenty-seven and any amendments thereto; (b) all the duties and powers imposed and conferred upon county accountants by chapter one hundred forty-six, Public Laws of one thousand nine hundred twenty-seven, and by any subsequent Public Laws, including Public Laws of the General Assembly of one thousand nine hundred thirty-one, shall be imposed and conferred upon the treasurer of Cumberland County and said office shall be known as Treasurer-Accountant of Cumberland County. All warrants or orders for the disbursement from any funds of the county or subdivisions thereof shall be drawn on an official depository or official depositories of the county designated by the board of county commissioners and shall be signed by some officer other than the Treasurer-Accountant, as now required by law, and all officers and employees collecting and/or receiving public money shall deposit the same in said depository or depositories.
and shall report the same to the Treasurer-Accountant, as required by law for making and reporting such deposits to the county accountant; (c) the Treasurer-Accountant shall act as clerk to the board of county commissioners, record the proceedings of their meetings and shall, at each meeting of the board, read the minutes of the preceding meeting and have them properly approved by the board.

Sec. 3. That the board of commissioners of Cumberland County shall fix the salary of the county accountant and shall allow, with the approval of the board, for such clerical assistants and such other necessary expenses as may be incurred by the office of county accountant; Provided, that if the board appoint the treasurer to act as county accountant, such clerical assistants and other necessary expenses as may be incurred shall be allowed, with the approval of the board, for operating the office of Treasurer-Accountant.

Sec. 4. That in the event the board of commissioners does not appoint the treasurer to act as county accountant, such duties with respect to clerk to the board as provided in section two (c) above shall be imposed upon such person appointed as county accountant.

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

Sec. 6. That this act shall be in force and effect from and after June thirtieth, one thousand nine hundred thirty-one.

Ratified this the 16th day of March, A.D., 1931.

CHAPTER 241
AN ACT TO AMEND, CHAPTER FOUR HUNDRED TWENTY-SIX, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED NINETEEN, AS AMENDED BY CHAPTER FIVE HUNDRED NINETY-TWO OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED NINETEEN, CHAPTER FIVE HUNDRED FIVE OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-ONE, AND CHAPTER SIX HUNDRED FIVE OF PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-THREE, RELATING TO CERTAIN DUTIES OF THE BOARD OF HEALTH OF NEW HANOVER COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter four hundred and twenty-six Public-Local Laws of one thousand nine hundred and nineteen, as amended by chapter five hundred and ninety-two Public-Local Laws of one thousand nine hundred and nineteen, chapter five

In certain County, ships of Violation of prohibited. Depredations Compensation.

Meter Adjuster to inspect plumbing in New Hanover County under supervision of County Board of Health.

Compensation.

Conflicting laws repealed.

hundred and five Public-Local Laws of one thousand nine hundred and twenty-one, and chapter six hundred and five of Public-Local Laws of one thousand nine hundred and twenty-three be amended by adding immediately after section thirteen and before section fourteen in said act, a section to be known as section thirteen and one-half, as follows: In addition to the duties herein prescribed for said meter adjuster, The Board of Health of New Hanover County, may, by a majority vote of said Board of Health, require the Meter Adjuster of said county, to perform the duties of inspecting plumbing in said county. In which event the said Meter Adjuster shall inspect all plumbing in said county, under such regulations as are now prescribed, or may be hereafter prescribed, by the said Board of Health. And as compensation for services rendered in inspecting plumbing in said county, said Meter Adjuster shall, in addition to such compensation received for inspecting and testing meters and testing gas, receive such compensation as is now provided by said Board of Health, or may be hereafter provided, for inspection of plumbing.

SEC. 2. That all laws and parts of laws in conflict with this Act are hereby repealed.

SEC. 3. That this Act shall be in effect from and after its ratification.

Ratified this the 16th day of March, A.D., 1931.

CHAPTER 242

AN ACT TO PREVENT DEPREDATIONS OF DOMESTIC FOWLS IN SHARPESBURG AND OLIN TOWNSHIPS, IREDELL COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be unlawful for any person to allow his or her chickens, turkeys, or other domestic fowls to run at large upon the cultivated lands of another while crops are thereon, after being notified by the owner of such cultivated lands to keep them off.

SEC. 2. That any person violating the provisions of this act shall be guilty of a misdemeanor, and upon conviction be punished by a fine of not more than fifty dollars or imprisoned not more than thirty days.

SEC. 3. That this act shall apply only to Sharpesburg and Olin Townships, Iredell County.

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

Ratified this the 16th day of March, A.D., 1931.
CHAPTER 243
AN ACT RELATING TO TAX LISTING IN JOHNSTON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the auditor of Johnston County, or such other person as may hereafter be designated by the county commissioners of said county to prepare the tax books, is authorized and directed to furnish the list takers in the various townships in said county, on or before the first Monday in April of each and every year, blanks for listing real estate and personal property as provided by law and the said list takers are directed to personally inspect the personal property as well as real property, where practicable, with a view to seeing that all property is uniformly listed at its true market value in money, and they shall make returns thereof to the county auditor on or before the first day of June of said year.

SEC. 2. That upon receipt of said returns the county auditor shall publish a notice in some newspaper published in said county notifying the tax payers of the county that the abstract returns have been filed and will be open for twenty days for inspection and correction before he begins the preparation of tax books. After the expiration of said twenty days' notice, the auditor shall prepare the tax books for each township in alphabetical order showing the itemized rates of taxation for each purpose levied, including special tax districts, and he shall have said books ready to turn over to the tax collector not later than the fifteenth day of September in said year.

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

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

Ratified this the 16th day of March, A.D., 1931.

CHAPTER 244
AN ACT TO PROVIDE FOR CLERICAL ASSISTANCE TO THE CLERK OF THE SUPERIOR COURT OF GRANVILLE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Clerk of the Superior Court of Granville County shall receive for regular clerical assistance in addition to his own salary a sum of not less than sixty nor more than one hundred dollars per month, said amount for clerical assistance to be fixed by the Board of Commissioners for said
CHAPTER 245

AN ACT TO REPEAL CHAPTER THREE HUNDRED NINETY OF THE PUBLIC-LOCAL LAWS OF THE SESSION OF ONE THOUSAND NINE HUNDRED TWENTY-FIVE, RELATIVE TO FEES FOR RECORDING TITLE RETENTION CONTRACTS IN GRANVILLE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter three hundred and ninety of the Public-Local Laws of the session of nineteen hundred and twenty-five be and the same is hereby repealed.

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

Ratified this the 16th day of March, A.D., 1931.

CHAPTER 246

AN ACT TO AMEND CHAPTER NINETY-ONE OF THE PUBLIC-LOCAL LAWS OF NORTH CAROLINA, EXTRA SESSION ONE THOUSAND NINE HUNDRED TWENTY-ONE, RELATING TO THE PUBLIC HOSPITAL OF NUMBER SIX TOWNSHIP, CLEVELAND COUNTY, N. C.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter ninety-one of the Public-Local Laws of North Carolina, Extra Session one thousand nine hundred twenty-one, authorizing Number Six Township, Cleveland County, to erect and own a public Hospital and issue bonds
therefor be and the same is hereby amended as follows: That the Mayor and Board of Aldermen of the Town of Shelby shall meet on the first Monday in April, one thousand nine hundred thirty-one, and elect a board of trustees for said Shelby Hospital composed of seven members, all of whom shall be residents of Number Six Township, Cleveland County, North Carolina, and who shall serve as follows: Two members for one year; two members for two years and the following three members for three years, all of whom shall serve until their successors are elected and qualified. That when said trustees are elected and qualified they shall immediately become the Board of Trustees of said Shelby Hospital and shall succeed to all the powers, rights, privileges and duties of the present Board of Trustees composed of fifteen members, whose terms of office shall automatically expire upon the election and qualification of said new board. Upon the expiration of the terms of the trustees, as herein provided for, their successors shall be elected for a term of two years each by the Mayor and Board of Aldermen of the Town of Shelby.

Sec. 2. That in addition to the powers conferred upon the Board of Trustees under Chapter ninety-one, Public-Local Laws, Extra Session one thousand nine hundred twenty-one, the said Board shall have the further power to bargain, donate, transfer and convey all of the property, both real and personal, of the Shelby Hospital, to the Board of Commissioners of Cleveland County upon such terms and conditions as said Board of Trustees and said Board of Commissioners may mutually agree, and in the event said sale or transfer shall be agreed upon and made, said Board of Trustees shall have the right and power to execute a good and sufficient deed for such property, conveying same in fee simple, to said Board of Commissioners of Cleveland County, who shall thus hold said property for and on behalf of said County, and maintain same as a general public hospital for Cleveland County, with all the powers, rights and privileges heretofore granted under the act of incorporation herein referred to, and with the further power and authority conferred by Chapter two hundred sixty-two, Public-Local Laws of North Carolina, Session one thousand nine hundred twenty-three.

Sec. 3. That in the event the Board of Trustees and Board of Commissioners of Cleveland County shall agree upon a sale, donation or transfer of said Shelby Hospital and all of its property to the said Board of Commissioners for said Cleveland County, then said Board of Commissioners shall have the power and authority to change the name of said hospital to “Cleveland County Public Hospital” and by this name it may sue and be sued, receive donations and contributions, bequests and lega-
Incorporated.

New Trustees and terms of office.

Powers of new Trustees.

To be operated as County Institution.

Outstanding obligations not to be assumed by County.

Conflicting laws repealed.

cies, and become a body corporate, and transact any and all acts in its corporate capacity and succeed to all rights and privileges of its predecessor. That the Board of Commissioners, upon the consummation of said donation, purchase and transfer, shall immediately elect a new Board of Trustees, composed of not less than five nor more than seven members, all of whom shall be residents of Cleveland County, who shall serve for such terms as said Board of Commissioners may prescribe, and shall receive no compensation. This Board of Trustees, when elected and qualified, shall immediately take charge of said hospital and all property and appurtenances connected therewith, and shall have full power and authority in the operation and conduct of same and shall provide such rules and regulations as may be deemed wise for the management and government of said hospital. The Board shall organize by electing a president, vice-president and secretary. The Board shall have the power to elect or appoint all officials of the hospital, or may elect a Superintendent, and delegate such authority to said Superintendent as deemed wise with reference to the conduct and management of the hospital. Said Superintendent may also be the Treasurer of said hospital.

SEC. 4. That when and if said hospital is transferred and conveyed to the Board of Commissioners it shall become the property of Cleveland County with the duty of supporting and maintaining said hospital as a public general hospital for the people of Cleveland County and to provide the necessary funds to supplement the income of the hospital for its proper maintenance, but Cleveland County shall not become liable in any way for the payment of the bonds, principal or interest, issued by Number Six Township for the building and equipment of said hospital, but the same shall be paid and discharged by said Number Six Township, as they become due.

SEC. 5. That all laws and clauses of laws in conflict with this act are hereby repealed, in so far as they conflict with same, and no further, and this act shall be in force from and after its ratification.

Ratified this the 17th day of March, A.D., 1931.

CHAPTER 247

AN ACT TO MAKE CERTAIN AND DESCRIBE THE BOUNDARY LINE BETWEEN LENOIR, DUPLIN AND WAYNE COUNTIES.

Preamble: Uncertainty of boundary line between Lenoir, Duplin and Wayne Counties.

Whereas, in the past there has been some misunderstanding relative to the exact boundary line between Lenoir, Duplin and Wayne Counties, and it was the desire of the County Commis-
misioners of each County to have the said line retraced and established;

And whereas, authority to retrace the said lines was given to Meriwether Lewis for Lenoir County, Bernhardt Waldenmaier for Duplin County and Ellis Preston Lupton for Wayne County, by the respective Boards of County Commissioners, and each engineer upon receiving the orders were properly sworn before a Justice of the Peace in his respective County in which each agreed to weigh the evidence which might be brought to his attention, to do equal and impartial justice to all parties concerned according to their several rights and according to law, and each swore also, to do the work according to his best knowledge and belief;

And whereas, each engineer has made his respective investigation, survey and report in compliance with the above agreement and orders, and the said line as established by them has been approved by the Board of Commissioners of each County and agreed on by them as the said line; now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the report of the three surveyors which has been approved by each of the County Boards of Commissioners, and copies of which are here to attached, shall be and the same are adopted and the line therein set out by courses and distances, in the map here to attached shall be and is the official dividing line between the respective counties of Lenoir, Duplin and Wayne, and the said reports are hereby ratified and approved in all respects, and the said line is declared to be the official dividing line between the said counties.

SEC. 2. A copy of each report is ordered recorded in the office of the Register of Deeds in each respective county.

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

SEC. 4. This act shall be in force and effect from and after ratification.

Ratified this the 17th day of March, A.D., 1931.

CHAPTER 248

AN ACT TO ABOLISH THE BOARD OF ROAD COMMISSIONERS OF THE COUNTY OF HERTFORD AND TO SUBSTITUTE THE BOARD OF COMMISSIONERS OF SAID COUNTY IN LIEU THEREOF.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Road Commissioners, created for Hertford County by Chapter three hundred and forty-seven, Public-Local Laws one thousand nine hundred and twenty-one,
be and the same is hereby abolished and all the duties, powers and authority imposed upon such Board of Road Commissioners in said act be, and the same are, hereby transferred in full to the Board of County Commissioners of the county of Hertford.

SEC. 2. That immediately upon the ratification of this act, all the road machinery, funds and property of any and all kinds, now in the possession or under the control of the said Board of Road Commissioners of Hertford County shall be transferred, turned over and delivered to the Board of Commissioners of said county.

SEC. 3. That, in addition to the powers and authority herein transferred from the Board of Road Commissioners of Hertford County to the Board of County Commissioners, they shall have such other and further authority in the control, management, construction and maintenance of the public roads of said county as are contained in the general laws applicable to roads and highways.

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

SEC. 5. This act shall take effect from and after July first, one thousand nine hundred and thirty-one.

Ratified this the 17th day of March, A.D., 1931.

CHAPTER 249

AN ACT TO ALLOW THE MOUNT HOLLY SCHOOL BOARD TO USE THE SURPLUS ARISING FROM THE LEVY OF TAXES FOR BONDS AND INTEREST TO RETIRE AN OBLIGATION TO THE BOARD OF EDUCATION OF GASTON COUNTY FOR MONEY BORROWED IN LIEU OF ISSUING BONDS FOR COMPLETION OF SCHOOL BUILDING.

Whereas, the Mount Holly School Board is indebted to the County Board of Education of Gaston County in the sum of Fifteen Thousand Six Hundred Ninety-Nine Dollars and Forty-Seven Cents for money borrowed in lieu of issuing bonds for completion of school building; and

Whereas, said Mount Holly School Board has a surplus in its bond funds over and above the requirements to meet the bonded indebtedness of said district, arising from the levy of taxes for bonds and interest, sufficient to pay said indebtedness to the County Board of Education; and

Whereas, the Mount Holly School Board is anxious to liquidate said debt to the County Board of Education to avoid the continued payment of interest on same: Now, therefore,
The General Assembly of North Carolina do enact:

SECTION 1. That the Mount Holly School Board is hereby authorized to use any surplus bond funds it has to its credit in the Treasury of Gaston County in liquidating its debt to the County Board of Education, Provided the same does not necessitate an increased tax levy to take care of the bonds of said district as they mature.

Sec. 2. That the said funds shall not be used in liquidation of the aforesaid indebtedness to the County Board of Education until after the annual audit in July, nineteen hundred and thirty-one.

Sec. 3. That the auditor for Gaston County shall determine the amount of the surplus in the said bond funds to the credit of the Mount Holly School Board in making his audit in July, nineteen hundred and thirty-one.

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

Ratified this the 17th day of March, A.D., 1931.

CHAPTER 250

AN ACT TO ALLOW THE MOUNT HOLLY SCHOOL BOARD TO USE THE SURPLUS ARISING FROM THE LEVY OF TAXES FOR BONDS AND INTEREST TO RETIRE AN OBLIGATION TO THE BOARD OF EDUCATION OF GASTON COUNTY FOR MONEY BORROWED IN LIEU OF ISSUING BONDS FOR COMPLETION OF SCHOOL BUILDING.

Whereas, the Mount Holly School Board is indebted to the County Board of Education of Gaston County in the sum of Fifteen Thousand Six Hundred Ninety-Nine Dollars and Forty-Seven Cents ($15,699.47) for money borrowed in lieu of issuing bonds for completion of school building; and

Whereas, said Mount Holly School Board has a surplus in its bond funds over and above the requirements to meet the bonded indebtedness of said district, arising from the levy of taxes for bonds and interest, sufficient to pay said indebtedness to the County Board of Education; and,

Whereas, the Mount Holly School Board is anxious to liquidate said debt to the County Board of Education to avoid the continued payment of interest on same, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the Mount Holly School Board is hereby authorized to use any surplus bond funds it has to its credit in the Treasury of Gaston County in liquidating its debt to the County Board of Education.
Payment not to be made till after 1931 audit.

Bond surplus to be shown in audit.

Violation made misdemeanor.

Conflicting laws repealed.

Effective July 1, 1931.

CHAPTER 251
AN ACT REQUIRING EACH TREASURER IN EACH SPECIAL CHARTERED SCHOOL DISTRICT IN CASWELL COUNTY TO PUBLISH RECEIPTS AND DISBURSEMENTS.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be the duty of the treasurer of each of the Special Chartered School Districts in Caswell County to publish at the courthouse door at Yanceyville and at the school house door of his district a statement showing the amount of money received by him and the amount paid by him to other persons and for what purpose. That said statement shall be published as of January first and July first, of each and every year and posted within fifteen days thereafter.

SEC. 2. That any person violating the provisions of this act shall be guilty of a misdemeanor and shall be fined not exceeding fifty dollars or in prison not exceeding thirty days.

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

SEC. 4. That this act shall be in force and effect from and after July first, nineteen hundred and thirty-one.

Ratified this the 17th day of March, A.D., 1931.

CHAPTER 252
AN ACT CREATING FIVE DISTRICTS IN MOORE COUNTY FOR THE SELECTION OF COUNTY COMMISIONERS.

The General Assembly of North Carolina do enact:

SECTION 1. That there shall be, and the same is hereby created, five districts in Moore County for the nomination and election of County Commissioners.
SEC. 2. That at the next general primary and the next general election in one thousand nine hundred and thirty-two, and every two years thereafter, there shall be nominated and elected respectively one commissioner from each district, and the districts shall be numbered one, two, three, four and five, and shall comprise the following townships:

(a) District number one shall be composed of Carthage Township.
(b) District number two shall be composed of Ben Salem and Sheffield Townships.
(c) District number three shall be composed of Deep River and Ritters Townships.
(d) District number four shall be composed of Greenwood and McNeills Townships.
(e) District number five shall be composed of Sandhills and Mineral Springs Townships.

SEC. 3. That the candidates in the primary from each respective district shall be voted on by all of the qualified voters of Moore County, and the candidate from each respective district who shall receive the largest number of votes shall be declared to be the nominee of his party, duly nominated as the candidate from said district for the general election, and said candidates shall be voted on in the general election by all of the qualified voters of said Moore County.

SEC. 4. That in addition to the present Board of County Commissioners consisting of three members, Frank Cameron, of Greenwood Township (District number four), and G. C. Seymour, of Sandhills Township (District number five), be and they are hereby appointed commissioners to serve until the first Monday in December, one thousand nine hundred and thirty-two. Any vacancies in said Board resulting from death, resignation or other cause, shall be filled by appointment by the Clerk of the Superior Court of Moore County.

SEC. 5. That the laws governing the election of County Commissioners not in conflict with this act shall be as provided by statute.

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

SEC. 7. That this act shall be in full force and effect from and after its ratification.

Ratified this the 17th day of March, A.D., 1931.
CHAPTER 253

AN ACT TO CREATE A BOARD OF FINANCIAL CONTROL FOR BUNCOMBE COUNTY, AND CERTAIN BODIES POLITIC AND MUNICIPAL CORPORATIONS THEREIN, AND TO DEFINE THE POWERS AND DUTIES THEREOF.

The General Assembly of North Carolina do enact:

SECTION 1. There is hereby created a Board to be known as the Board of Financial Control for Buncombe County and said Board shall have and possess all of the powers conferred by this act and such other powers as may be useful or necessary to permit it to fully carry out the purposes of this act. For the purpose of exercising the powers and the governmental administrative functions only as set out in Sections twenty-six to forty-one hereof, both inclusive, for the use and benefit of the bodies politic and municipal corporations hereinafter made subject to the provisions of this act, said Board is hereby declared to be a corporation with perpetual succession the right to use a corporate seal, to sue and be sued, and to purchase or otherwise acquire, hold, manage, control, lease, sell and otherwise dispose of property, real and personal.

SEC. 2. Said Board of Financial Control shall consist of five members, all of whom shall be qualified electors of Buncombe County, two known as the Asheville members shall be residents of the City of Asheville; one known as the County member shall be a resident of said County outside of the corporate limits of said City of Asheville; and two shall be known as members at large. Verne Rhoades and Charles E. Rudd as Asheville members; J. E. Swain as County member; and C. Fred Brown and Tench C. Coxe as members at large appointed members of said Board to hold office as follows:

C. Fred Brown a member at large, until the second Monday in February, one thousand nine hundred and thirty-two; County member J. E. Swain and City member Charles E. Rudd until the second Monday in February, one thousand nine hundred and thirty-three, and member at large Tench C. Coxe and City member Verne Rhoades until the second Monday in February, one thousand nine hundred and thirty-four, and until the election and qualification of their respective successors. Thereafter, as the term of office of any member of said Board expires, his successor shall be elected or appointed not more than thirty days prior to the expiration of his term of office for a term of three years as follows:
The City members shall be elected at a public meeting by the governing body of the City of Asheville; the County member shall be elected at a public meeting by the governing body of the County of Buncombe, and members at large shall be elected at a joint session of the governing bodies of Buncombe County and the City of Asheville. Such joint session shall be called by the presiding officer of the governing body of Buncombe County and ten days' notice in writing shall be given to each member of each of said governing bodies. Such meeting shall be held not more than thirty days prior to the date on which the term of office of a member at large of the Board of Financial Control is to expire. At such meeting, the members of the governing body of Buncombe County shall have one vote and the members of the governing body of the City of Asheville shall have one vote, such votes to be cast as the members of said respective governing bodies shall by ballot determine. In the event said member at large shall not be chosen at such joint meeting or within thirty days thereafter in the manner above provided, then such member at large shall be appointed by the Governor of North Carolina.

In the event any member of said Board of Financial Control shall die or resign or otherwise cease to be a member thereof, the body or public officer having authority to make appointments to such vacant office shall fill the vacancy existing for the unexpired term of said member by election at a public meeting or by appointment as hereinbefore provided.

Sec. 3. The Board of Financial Control of Buncombe County shall hold its first meeting at noon on the second Monday following the ratification of this act and at said meeting said Board shall elect one of its number chairman to serve as such until the second Monday in February, one thousand nine hundred and thirty-two; thereafter, at its regular meeting in February of each year the Board shall elect one of its members chairman for a term of one year and any vacancy in the office of chairman shall be so filled by the Board for the unexpired term. The tax supervisor, hereinafter provided for, shall be ex-officio clerk of said Board, and shall keep a full and complete journal of its proceedings which shall be open to public inspection. Said Board shall elect a tax supervisor. A tax collector shall be elected as now provided by law for the election of a tax collector for Buncombe County. They shall respectively perform the duties hereinafter set out and shall hold their respective offices for a term of two years, or until their successors are elected and qualified, but H. Grady Ragan is hereby appointed tax supervisor for said Board, for a term expiring on the first Monday of February, one thousand nine hundred and thirty-
three and Robert C. Collins is hereby appointed tax collector for said Board for a term of two years beginning on the first day of July, one thousand nine hundred and thirty-one. Thereafter, such officers shall be elected as aforesaid.

Sec. 4. The Board shall have power to remove its tax supervisor, its tax collector or the head of any other department established by it, for cause, but only after notice to such officer in writing setting out the cause alleged, and an opportunity to be heard at a public meeting of said Board. All employees of said Board shall be elected by said Board on nominations made by the head of the department in which said employee is to be employed, except that department heads shall have the right to fill vacancies in their respective departments until the next regular meeting of the Board and to select employees for temporary employment not exceeding sixty days. Any employee of a department may be removed by the head of that department or by the Board in regular or special session.

Sec. 5. Regular meetings of the Board of Financial Control shall be held on the second Monday of each month at such hour as the Board may by resolution provide. Special meetings may be held on the call of the chairman after such notice to the members of said Board as the Board may determine. Two members of said Board shall constitute a quorum. All meetings of said Board shall be open to the public.

Sec. 6. The activities of the Board of Financial Control, in the exercise of the powers conferred by this act, shall be carried on in the following departments:

A Department of Budgets; a Department of Tax Assessments and Records; a Department of Tax Collections; and a Department for Liquidation of Securities. The chairman of the Board shall be ex-officio head of the Department of Budgets. The tax supervisor of the Board shall be head of the Department of Tax Assessments and Records and the tax collector of the Board shall be head of the Department of Tax Collections.

Department of Budgets

Sec. 7. The Board of Financial Control shall have supervision and control as hereinafter provided, of the budgets of the Board of Commissioners of Buncombe County, the Board of Education of Buncombe County, the City of Asheville, the Trustees of the Woodfin Sanitary Water and Sewer District and any special charter school district now or hereafter existing in said County and, for the purpose of facilitating such supervision and control, the fiscal year of all of said bodies politic and municipal corporations shall begin July first, and end June thirtieth, following. In the event any one or more of said bodies politic or
municipal corporations now has a fiscal year beginning and ending on other dates, then the first budget of each of them, prepared and submitted as herinafter provided, shall be for a period beginning on the first day of its fiscal year as now established and terminating June thirtieth, next following.

Sec. 8. The Board of Commissioners of Buncombe County, the Board of Education of said County, the Governing Board or Council of the City of Asheville, the Trustees of the Woodfin Sanitary Water and Sewer District and the governing body of any special charter school district now or hereafter created and existing in said County shall, on or before July tenth of each year, submit to the Board of Financial Control, in duplicate, the proposed budgets for their respective bodies politic, or municipal corporations, for the fiscal year beginning July first. The budget for the City of Asheville shall be prepared in the manner provided in the Municipal Finance Act; the budget for Buncombe County in the manner provided in the County Fiscal Control Act; the budget of the Board of Education in the manner provided by sub-chapter seven of Chapter ninety-five of the Consolidated Statutes and any other budgets required to be submitted in such manner as the Board of Financial Control may by rules and regulations provide. The Board of Financial Control shall have power, at any time after the receipt of a proposed budget and before its final approval, to request the governing body submitting the same to furnish it with additional information as to any item or items contained therein and any other information necessary or proper to be considered in fixing the amount of any item or items of said proposed budget and such information so requested shall, if available, be promptly furnished.

Sec. 9. With each budget submitted, as hereinbefore provided, there shall be submitted a record of the receipts of the body politic, or municipal corporation, for which such budget is submitted, from any and all sources other than ad valorem taxes for the next preceding and the second preceding fiscal years, said record to show receipts from each source for each fiscal year separately. There shall also be submitted an estimate of receipts from each of said sources for the fiscal year for which the proposed budget is submitted. In the event the body politic or municipal corporation for which any budget is submitted under the terms of this act, is entitled to levy any taxes, assessments, inspection fees or other revenue producing charges of any kind, any and all resolutions or ordinances designed to produce revenue, other than from ad valorem taxes, during the fiscal year for which such proposed budget is submitted, shall be adopted prior to the date when such proposed
Publication of all budgets before adoption.

Public hearing.

Resolution of approval of budgets.

Resolution of disapproval.

Reductions to be made.

Amended budgets.

Reductions made by Board upon failure of governing body to act.

Budget is submitted and a copy thereof shall accompany said proposed budget.

Sec. 10. The Board of Financial Control, upon receiving from any body politic, or municipal corporation subject to the provisions of this act, its proposed budget, shall forthwith cause the same, in such detail as it shall deem proper, but in no event in less detail than is now or may hereafter be required by statute, to be published once in the newspaper having the largest or second largest circulation in Buncombe County, North Carolina, and in all copies of that edition of such paper having the largest circulation in Buncombe County and with said budget give notice of the meeting of said Board of Financial Control at which a public hearing on said budget will be held.

Sec. 11. The Board of Financial Control shall, within twenty-one days after the receipt of all of said proposed budgets and after public hearings on each, approve or disapprove the same. If a proposed budget is approved a resolution to that effect shall be adopted by the Board of Financial Control and forwarded to the governing body submitting said budget so approved, together with a copy of the budget so approved, and, upon the adoption of such resolution approving a proposed budget, such proposed budget shall become the budget of the body politic or municipal corporation, for which it has been submitted, for the then current fiscal year.

Sec. 12. In the event said Board of Financial Control shall disapprove a budget, it shall adopt a resolution setting forth such disapproval, the items disapproved, and the reasons therefor, and indicating the total amount for such proposed budget which it will approve, and transmit said resolution, with a copy of said budget so disapproved, to the governing body submitting the same. Said governing body, within five days after the receipt of said disapproved budget, and without regard to any provisions of general law relating to the adoption of budgets, may make such reductions or eliminations of items thereof as first submitted, as will bring the total thereof within the total indicated by the resolution of the Board of Financial Control, but said budget shall not be otherwise changed, and the governing body first submitting such budget shall by resolution approve the amended budget and send a copy of said amended budget, with a copy of said resolution, to the Board of Financial Control and such amended budget, when approved by said Board of Financial Control, shall thereupon become the budget of such body politic for the then current fiscal year.

If the governing body to which a disapproved budget is returned shall fail to amend the same as aforesaid, or request a hearing thereon, as hereinafter provided, within five days from receipt thereof, the Board of Financial Control shall forthwith.
make such reductions of items in the proposed budget first submitted by said Board or Council, as shall bring the total of said budget within the amount previously indicated as acceptable by said Board of Financial Control and shall adopt said budget as amended, by proper resolution, and transmit a copy of said resolution and of said budget, so adopted, to the governing body of the body politic first submitting the same and thereupon such amended budget shall become the budget for such body politic for the then current fiscal year.

Sec. 13. In lieu of amending a disapproved budget, as hereinafter provided, the governing body of a body politic or municipal corporation receiving the same may, within five days after its receipt, request of the Board of Financial Control a public hearing on the proposed budget and such Board of Financial Control, upon receipt of such request, shall fix a time not more than three days after the receipt of such request for such public hearing. At such hearing full consideration and discussion of such budget, and of the items contained therein, shall be permitted by the members of the governing body of the body politic, or municipal corporation, for which such budget was submitted or by representatives designated by them for that purpose, or by citizens of the body politic or municipal corporation the budget of which is under consideration; and within two days after such hearing, the Board of Financial Control shall, by resolution, adopt a budget for said body politic or municipal corporation, in the manner hereinbefore provided in the case of the failure of a governing body to amend a disapproved budget or ask for a public hearing thereon as hereinbefore provided.

Sec. 14. The Board of Financial Control is further authorized and empowered, on the request of the governing body of any body politic or municipal corporation over whose budget it is given supervision as aforesaid, to authorize and approve a temporary budget, or temporary budgets, covering necessary current operating expenses only for that portion of the fiscal year which will elapse, or probably elapse, prior to the final adoption of the budget for such body politic, or municipal corporation. The Board of Financial Control at the request of the Board of Education or of the governing body of any special charter school district at any time within ninety days prior to the beginning of the fiscal year and in the manner hereinbefore provided shall approve and/or adopt a special budget for the next fiscal year covering the salaries of teachers with whom such Board of Education or governing body desires to make or approve contracts prior to the adoption of the regular budget. All items included in any temporary or special budget, provided for in this section, shall be included in the permanent budget when adopted; and all disbursements made under the authority of the temporary
budget shall be charged to the appropriate items of the permanent budget when adopted.

Sec. 15. Upon the adoption of a budget for any body politic or municipal corporation subject to the provisions of this Act, the annual appropriation ordinance or resolution for such body politic or municipal corporation shall be adopted as now or hereafter provided by general law. No appropriation ordinance or resolution for any such body politic or municipal corporation shall contain any appropriation not set up in the approved budget for such body politic or municipal corporation and the total appropriations in any such ordinance or resolution shall not exceed the total amount of such approved budget. No further, supplemental, additional or amendatory appropriation ordinance or resolution adopted for any such body politic or municipal corporation in or for such fiscal year shall be effective unless the same before final adoption shall have been submitted to the Board of Financial Control and after advertisement and a public hearing as provided in Section ten hereof, approved by such Board. After such approval, such further supplemental, additional or amendatory appropriation ordinance or resolution shall be adopted for such body politic or municipal corporation as now or hereafter provided by general law.

A temporary appropriation resolution or ordinance may be adopted for any body politic or municipal corporation subject to the provisions of this act based on a temporary budget approved as aforesaid, in the manner now or hereafter provided by law. The provisions of the second sentence of this Section in so far as applicable shall be observed in adopting any such temporary appropriation ordinance or resolution.

Sec. 16. No governing body of a body politic or municipal corporation, subject to the provisions of this act or officer or employee thereof, shall authorize, permit or make any expenditure for or on behalf of any such body politic or municipal corporation which is not included in the annual or a temporary or a supplemental, additional or amendatory appropriation ordinance or resolution adopted for such body politic or municipal corporation, or is not provided for by bonds or notes previously duly authorized and approved pursuant to this act and general law, nor shall any such governing body, or officer or employee thereof, make any contract providing directly or indirectly for any such expenditure and any such contract so made, or attempted to be made, shall be voidable at the option of the governing body of the body politic or municipal corporation in whose name, or in whose behalf, such contract is made, or attempted to be made.

Sec. 18. In the event any body politic or municipal corporation subject to the provisions of this act shall be obligated to make any disbursements properly chargeable to “debt service”
within twenty-five days after the expiration of a fiscal year, the budget for which is submitted to the Board of Financial Control, it shall be lawful for the governing body of such body politic, or municipal corporation, in submitting its proposed budget for such fiscal year, to include such items of disbursement chargeable to "debt service" and such items shall be included in the budget as finally approved, subject to the power of the Board of Financial Control to correct clerical errors therein and subject to the provisions of Section twenty-one hereof.

SEC. 19. In the event the governing body of any body politic or municipal corporation subject to the provisions of this act shall deem it necessary or expedient to issue and sell any bonds, notes or other obligations of such body politic, or municipal corporation, for any purpose, the said governing body shall before taking any steps to accomplish such purpose under any procedure now or hereafter authorized by law, request and procure the approval of the purpose and maximum amount of such issue by the Board of Financial Control. A request for such approval shall set out in detail such purpose or purposes for which such indebtedness is to be incurred and the maximum amount thereof and all other information which said Board of Council has and which the Board of Financial Control may desire to have before it in acting upon such application for approval.

SEC. 20. The Board of Financial Control shall approve or disapprove the purpose and maximum amount of such proposed bond or note issue within seven days after such request for approval has been received and the action of said Board of Financial Control in disapproving such request shall be final. The Board of Financial Control before acting on such request shall publish a notice setting forth the fact that such request has been received and the pertinent statements contained therein and fixing a date not later than that on which the Board will act on such request on which at a public meeting the Board will hear from any elector of the County desiring to discuss such request. Such notice shall be published once in the daily newspaper in Buncombe County having the largest or second largest circulation and in all copies of that issue of such paper having the largest circulation in said County. If such request is approved, then the governing body making such request may proceed with such bond or note issue in the manner now or hereafter provided by law.

SEC. 21. The power and discretion is hereby vested in the Board of Financial Control to determine whether any funded or unfunded indebtedness of any body politic or municipal corporation subject to the provisions of this act, falling due during any fiscal year, or within twenty-five days after the end thereof, and subject to be paid, funded or refunded under the pro-
visions of law as now or hereafter existing, shall be so funded or refunded in whole or in part, or whether items to cover the payment thereof, in whole or in part, shall be included in the budget and appropriation resolution for such fiscal year, and to that end the Board of Financial Control is authorized and empowered, in passing on the proposed budget of any such body politic, or municipal corporation, to insert in, or remove from, that portion of such proposed budget relating to "debt service" items covering the payment of principal of indebtedness of such body politic, or municipal corporation, or any subdivision thereof, falling due during such fiscal year, or within twenty-five days after the end thereof, and/or to increase or diminish the amount of any such item already included in such proposed budget, any provisions of any other section in this act to the contrary notwithstanding.

**Department of Tax Assessments and Records.**

SEC. 22. The Board of Financial Control, its tax supervisor and tax commission, shall, in the manner hereinafter set out, have exclusive power and authority in the County of Buncombe, and in behalf, and for the use and benefit of the bodies politic and municipal corporations hereinbefore made subject to the provisions of this act to carry out, supervise and control the assessment and listing of property, real and personal, for taxation, including all of the duties and all of the rights and powers in connection therewith, imposed or conferred by the Machinery Act of one thousand nine hundred and twenty-nine and/or which may be hereafter imposed or conferred by a law or laws amending, supplementing or superceding said Machinery Act of one thousand nine hundred and twenty-nine and/or relating to the same subject matter, including more particularly, by way of illustration but not of limitation, the following powers:

(a) The power to make, supervise and control the quadrennial assessment of property for taxation.

(b) The power to direct, carry out and control the annual listing and assessing of property in years other than the quadrennial assessment years.

(c) The power to perform all of the duties of the Board of Equalization and Review.

(d) The powers to make out the tax list.

SEC. 23. The powers conferred by the next preceding section shall be exercised through the Department of Tax Assessments and Records of which the tax supervisor of the Board of Financial Control shall be the chief executive officer. All duties to be performed in connection with the exercise of the powers conferred by the next preceding section shall be performed by
said tax supervisor, except as herein provided. Said tax supervisor shall be the County Supervisor of Taxation, within the meaning of the Machinery Act, and perform the duties and exercise the powers of that office. The statutory powers and duties of the Board of Equalization and Review shall be performed by a Board to be known as the Tax Commission of Buncombe County to consist of the chairman of the Board of Financial Control and the Tax Supervisor of said Board, ex-officio, and three other members appointed, one by the governing body of Buncombe County, one by the governing body of the City of Asheville, and one by the Board of Financial Control, any vacancy in said Tax Commission to be filled by appointment to be made by the authority authorized to appoint in the first instance. The three members of the Tax Commission first appointed as aforesaid shall hold office until the second Monday of February One Thousand Nine Hundred and Thirty-Three and thereafter such members shall be appointed for a term of two years. Chapter two hundred and ninety-six of the Public-Local Laws of one thousand nine hundred and twenty-nine, creating a tax commission for Buncombe County, North Carolina is hereby repealed.

SEC. 24. The tax supervisor of the Board of Financial Control shall, on or before the first Monday of October of each year, submit to the Board of Financial Control for its approval, the tax list for that year as prepared by him. Such tax list, if found in proper form, shall be approved by a resolution of said Board and delivered to the tax collector of said Board for collection and, from the date of such delivery, such tax collector shall be chargeable with the collection of every item contained in said tax list in the manner now or hereafter provided by law. Such tax list, as to each item contained therein, shall show the portion of such item payable to each of the bodies politic, or municipal corporations, subject to the provisions of this act. There may be included on the tax list, in or as one item, the taxes of any property owner on all of the real and personal property listed by, or for, him in any ward or township in Buncombe County.

SEC. 25. Tax rates shall be fixed and established and tax levies made and the duties and powers incidental thereto exercised as to each body politic and municipal corporation subject to the provisions of this act as now or hereafter provided by general law. The tax supervisor, immediately upon ascertaining in any fiscal year the total assessed valuation of the property subject to ad valorem taxation for any such body politic or municipal corporation, shall notify the body charged with the duty of fixing the tax rate and making the tax levy for such body politic or municipal corporation the amount of such total.
Such tax rates shall be so fixed and established and such levies so made that the amount of ad valorem taxes for any such body politic or municipal corporation when added to its estimated revenues from other sources will provide a total revenue for such body politic or municipal corporation equal to its budget and equal to the appropriations made to meet such budget.

**Department of Tax Collections.**

SEC. 26. The Board of Financial Control and its tax collector shall have exclusive power and authority, as hereinafter provided, in the County of Buncombe, and in behalf of and for the use and benefit of the bodies politic and municipal corporations subject to the provisions of this act, to make, supervise and control the collection of taxes. It shall perform all of the duties and have and possess and may exercise all of the rights and powers in connection therewith, imposed and granted by sub-chapter three of Chapter one hundred and thirty-one of the Consolidated Statutes, and any acts amending, supplementing and/or superseding the same and/or relating to the same subject matter now or hereafter adopted, including more particularly, by way of illustration but not of limitation, the following powers:

(a) The power to collect any and all taxes levied in the manner provided and authorized by this act.

(b) The power to prescribe or grant all discounts and impose and collect all penalties in connection with the payment or non-payment of taxes allowed by law.

(c) The power to institute and conduct attachment and garnishment proceedings for the collection of taxes as provided by law.

(d) The power to sell real estate for non-payment of taxes and issue certificates of sale for real estate so sold, to the purchaser thereof.

(e) The power to purchase, in the name of the Board of Financial Control, any and all pieces and parcels of real estate or other property, sold for the non-payment of taxes, in default of other bidders of an amount sufficient to pay the unpaid taxes thereon and the costs of sale thereof. Each piece or parcel of property so purchased shall be held by the Board of Financial Control for the use and benefit of the several bodies politic and municipal corporations entitled to receive a portion of the taxes levied on such parcel, in proportion to their respective interest in the total amount of such tax item.

(f) The power to institute and conduct in the name of the Board of Financial Control suits for foreclosure of tax liens and tax certificates.
(g) The power to purchase property at any sale thereof made in any proceeding to foreclose a tax lien or a tax certificate, and to take title thereto in the name of the Board of Financial Control. Any property so purchased shall be held by the Board of Financial Control for the use and benefit of the several bodies politic and municipal corporations entitled to receive a portion of the taxes levied on such parcel, in proportion to their respective interests in the total amount of such tax item.

(h) The power to sell and convey any and all property, including tax sale certificates purchased as hereinbefore authorized or received and held under the provisions of Section thirty-two hereof, to such person and for such price, and on such terms, as to the Board of Financial Control shall seem for the best interests of the bodies politic and municipal corporations, for the use and benefit of whom such property is held, Provided that no tax sale certificate shall be sold for an amount less than the amount of unpaid taxes and costs indicated thereon. No real property or personal property other than tax sale certificates shall be sold for an amount less than the total unpaid taxes thereon and costs and expenses incurred in connection therewith and interest on such items to date of sale, without the authority of the governing bodies of the several bodies politic and municipal corporations having an equitable interest therein. The owner of any real or personal property owned and held by the Board of Financial Control as aforesaid, or the successor or successors in title of such owner shall have the right at any time before the sale and conveyance of such property by the Board of Financial Control as aforesaid to purchase said property for a consideration equal to the unpaid taxes on such property plus interest, costs, penalties and charges thereon allowed by law and interest on such items to date of purchase and on payment of such consideration shall receive from the Board of Financial Control a conveyance of such property without warranty.

Sec. 27. Of the powers conferred by the next foregoing Section, the power to collect taxes and penalties, to institute and conduct attachment and garnishment proceedings and to sell property for non-payment of taxes shall be exclusively exercised by the tax collector of the Board of Financial Control under the supervision of said Board of Financial Control. All other of said powers shall be exercised by the Board of Financial Control, or by its authorized agent or representative.

Sec. 28. The Board of Financial Control shall have the right to fix and allow discounts for prompt payment of any and all taxes collectible by the tax collector and fix, impose and collect penalties for failure to pay any and all such taxes within the
time required by law to such an extent as they shall deem for the best interests of the bodies politic and municipal corporations made subject to the provisions of this act, provided that no discount shall be fixed or allowed and no penalty shall be fixed, imposed or collected in violation of the provisions of general law.

Said Board of Financial Control may also, in its discretion, establish rules for the payment of taxes in installments and may in its discretion provide that discounts given for payment of taxes and/or penalties imposed for non-payment of taxes, whether such discounts and penalties are mandatory under existing statutes or not, shall not apply to payments of taxes in regular installments at fixed and stated intervals, if such payments are made in accordance with the rules established for payment thereof.

SEC. 29. The tax collector of the Board of Financial Control shall before eleven o'clock, A. M., on each business day, deposit in a banking depository designated by a body politic, or a municipal corporation, subject to the provisions of this act, to the credit of such body politic or municipal corporation, or pay to the treasurer or other officer of such body politic, or municipal corporation, designated by the governing body thereof, any and all money and taxes collected by him during the next preceding business day belonging to such body politic or municipal corporation as indicated by the tax list. Said tax collector shall at the same time deliver to each officer, other than a banking depository, to whom such payment is made, a statement showing in detail all collections, made by him during the preceding business day, of moneys belonging to the body politic, or municipal corporation, represented by such treasurer or officer, and shall also deliver a copy of said statement to the chief executive officer of such body politic or municipal corporation, or to some other person by the governing body thereof designated to receive the same. Copies of all of such statements shall also be delivered by the tax collector to the chairman of the Board of Financial Control. In the event any business day is a banking holiday, said tax collector shall on the next succeeding business day deposit in any bank designated as a depository as aforesaid, any and all moneys that should, under the provisions of this act, have been deposited in said depository on said holiday, had said bank been open for business.

In case of emergency the Chairman of the Board of Financial Control, on the application of the tax collector, may grant to said tax collector an additional business day in which to make payment or deposit as aforesaid, but notice of the grant of such emergency privilege shall be given to the chief executive of each
body politic and municipal corporation, subject to the provisions of this act.

**Sec. 30.** The tax collector of the Board of Financial Control under the supervision of the chairman of said Board shall, on or before the first day of July of each year, settle with each body politic and municipal corporation, for which said tax collector collects taxes under the provisions of this act. Such settlement shall be made in the manner now provided by law for the settlement of sheriffs and tax collectors. Upon such settlement, all items of unpaid taxes, all unpaid tax sale certificates and all property owned and held by the Board of Financial Control by virtue of purchases at sales of property in proceedings to foreclose tax liens shall remain in the hands of the Board of Financial Control and be chargeable to it on the books of each body politic and municipal corporation for which it collects taxes under the provisions of this act.

**Sec. 31.** It is declared to be the duty of the tax collector to promptly and vigorously proceed with the collection of all taxes placed in his hands for collection, to use all of the means given him by law to that end and to make promptly all sales of real estate for non-payment of taxes within the time required by law. It is declared to be the duty of the Board of Financial Control to supervise the performance of said duties by said tax collector and to see that such duties are performed, and it is declared to be the duty of the Board of Financial Control to promptly bring all actions authorized and required by law for the foreclosure of tax liens by suit and otherwise to make use of all of the powers and authorities vested in it to secure collection of any and all items of taxes, the duty to collect which is imposed on it or on its tax collector.

**Sec. 32.** The powers and duties of the Board of Financial Control and of its tax collector, with respect to the collection of taxes shall not become effective until the first day of July, one thousand nine hundred and thirty-one, and on such day the governing boards of the several bodies politic and municipal corporations subject to the provisions of this act, or their officer collecting taxes, shall turn over and deliver to the Board of Financial Control, and take its receipt for and charge it with, all uncollected items of tax and unpaid and unsold tax sale certificates for the years one thousand nine hundred and twenty-nine and one thousand nine hundred and thirty and the same shall be collected in the manner provided by law by said Board of Financial Control through its tax collector. The collection of all tax items for the year one thousand nine hundred and twenty-eight and previous years then uncollected, shall be made by the several bodies politic or municipal corporations for whose benefit they were levied in the manner now provided by law, and
for the purpose of such collection and to liquidate and realize upon any tax sale certificates or any property, real or personal, purchased on the foreclosure of any tax sale certificates or tax liens, the governing bodies of the County of Buncombe and the City of Asheville are hereby given and may respectively exercise all of the powers conferred on the Board of Financial Control by sub-section (h) of section twenty-six of this act, with respect to any such property now held or hereafter acquired as aforesaid, but such power shall be exercised subject to the limitations imposed by said sub-section (h) of section twenty-six in so far as applicable and subject to the rights of owners of real or personal property or the successor or successors in title of such owners as set out in said sub-section.

SEC. 33. It shall be lawful for the Board of Financial Control in bringing actions for the foreclosure of tax liens and tax sales certificates, to include in one action any and all liens and certificates covering the same real and/or personal property.

Department for Liquidation of Securities.

SEC. 34. Upon the organization of the Board of Financial Control, as hereinafter provided, it shall elect a liquidating agent who shall hold office at the pleasure of said Board and who, subject to the supervision of said Board, shall perform the duties and exercise the powers conferred by that portion of this act dealing with the liquidation of securities. The Board of Financial Control may by rules or resolution limit the power of such liquidating agent in the performance of any of said duties or exercise of any of such powers as it deems best.

SEC. 35. Upon the election of such liquidating agent the governing bodies of the City of Asheville and the County of Buncombe shall forthwith assign, transfer and deliver to the Board of Financial Control any and all securities, property, choses in action, rights, claims and demands of every kind and nature, which it has or holds and which it received as security for deposit of the funds of such body politic or municipal corporation in any banking institution now insolvent or which it has or holds by reason of any proceedings or actions of any kind or nature growing out of or in consequence of the insolvency of any such banking institution. The Board of Financial Control shall be substituted as party plaintiff in any and all actions begun and pending in any Court to enforce collection of or secure judgment upon any such securities, choses in action, rights, claims or demands and is given express power to prosecute such action.

SEC. 36. The Board of Financial Control, through its liquidating agent is charged with the duty and is given power to liquidate all of said property, securities, choses in action, rights, claims and demands in such manner as they shall deem for the
best interest of the body politic or municipal corporation from which the same are received. To that end the Board of Financial Control, through its liquidating agent shall have power to collect and receive moneys, to grant extensions of time for payment of debts, obligations and claims on such consideration as it deems best, to accept sums less than the total amount thereof in full settlement and discharge of debts, claims, and demands; to sell, assign and transfer all forms of securities for the face value thereof or for more or less than the face or par value thereof; to enter into agreements of any and all kinds not prohibited by law, looking to liquidation of property, choses in action, securities, claims and demands held by it; to bargain, sell and convey at public or private sale real property to such person and on such terms and for such considerations as it shall deem best; to institute and maintain actions and proceedings of every kind and nature permitted by law to be brought and maintained in any Court of Competent Jurisdiction brought for the purpose of aiding in the liquidation of any such property, securities, choses in action, claims and demands and in any and all such actions to resort to any supplemental proceedings permitted by law; to compromise any and all actions at any time pending to which the Board of Financial Control is a party; to exercise any and all powers of sale and rights of foreclosure given by any instrument acquired or held by it in connection with the performance of the duties herein imposed or given by law to the holder of any property or securities of any kind held by it in connection with the performance of such duties; to purchase real and personal property of every kind and nature and/or any interest therein of any kind at any sale thereof, whether procured and caused to be made by the Board of Financial Control or otherwise, whenever in the judgment of such Board of Financial Control the purchase of said property will promote the carrying out of the purpose of this act with regard to the liquidation of securities, and generally, to do and perform any act and thing necessary, proper and/or expedient to be done to secure the liquidation of or protect its interest in, any property, securities, choses in action, rights and demands held by it pursuant to the provisions of this act. The Board of Financial Control in performing the duties and exercising the powers herein given it with respect to the liquidation of securities shall so act as to liquidate such securities for the largest sum of money it deems possible to obtain therefor and with the least possible delay, but the Board of Financial Control shall have and possess complete discretion as to the time when any property, securities, choses in action, claims and demands shall be liquidated and the consideration to be accepted on such liquidation.
Sec. 37. The Board of Financial Control shall have power to require and shall require its liquidating agent and any and all employees of the department for the liquidation of securities to give bond in such amount as the Board of Financial Control shall deem best for the faithful discharge of their duties and the liquidating agent appointed as aforesaid is expressly charged with and made responsible for the safe keeping of any and all property of every kind and nature, including money and securities of every kind, held by the Board of Financial Control in connection with the performance of the duties and exercise of the powers herein imposed or conferred. The amount of bond to be given by the liquidating agent as fixed by the Board of Financial Control shall be approved by the resident judge of the Superior Court for the Judicial District of which Buncombe County forms a part.

Sec. 38. Any and all expenses incurred in connection with the liquidation of securities as herein provided, including the salary of the liquidating agent and the salaries of all employees of his department shall be paid out of the funds realized from such securities in such manner as the Board of Financial Control shall by rules provide, subject to the provisions of Section ———.

Sec. 39. All moneys collected by the Board of Financial Control in the liquidation of securities under the provisions of this act shall not later than eleven o'clock A. M. on the business day following the day on which such money is collected be deposited in a depository or depositories designated by the Board of Financial Control. All amounts so deposited shall be secured in the manner now or hereafter required by law for securing deposits of public funds in such depositories. The funds secured on liquidation of property, securities, choses in action, claims and demands received from the County of Buncombe and the funds received on liquidation of such property, securities, choses in action, claims and demands received from the City of Asheville shall be deposited in separate accounts and thereafter kept separately.

Sec. 40. All funds collected and deposited as aforesaid shall be used for the following and no other purposes:

(a) To pay the expenses of liquidation. Such expenses shall be divided between funds held for Buncombe County and funds held for the City of Asheville in proportion to the total collections in behalf of said body politic and municipal corporation from the date of beginning such liquidation to date of payment of expenses. Such payments shall be adjusted at the end of each fiscal year so as to divide expenses in proportion to such collections from the date when liquidation is begun until the end of such fiscal year.
(b) For investment in such securities at the time such investments are made or are approved by law for investment of the State Sinking Fund. Whenever the amount on deposit for the benefit of the County of Buncombe or the City of Asheville, as aforesaid and not needed or expected to be needed within thirty days for any other expenditure authorized by this section amounts to more than fifty thousand dollars ($50,000.00) the same, or such portion of the same as is not needed or anticipated to be needed for other purposes as aforesaid within thirty days, shall be invested as authorized by this sub-section.

(c) Any payments on the “debt service” of the body politic or municipal corporation for whom such funds are held and for the purpose of arranging and making such payments the Board of Financial Control is given the following powers and duties:

Upon receipt of a proposed budget from the County of Buncombe or the City of Asheville (and for the purposes of this section the budget of the Board of Education shall be deemed a budget of the County of Buncombe), the Board of Financial Control shall include in the estimated revenues of said body politic or municipal corporation, but only for the purpose of making disbursements properly chargeable to “debt service” for the fiscal year for which such budget is submitted, such portion as it deems wise of the funds then in its hands held for the benefit of such body politic or municipal corporation and not required for some other purpose under the provisions of this section of this act. In making such decision, the Board of Financial Control shall consider the probable future financial condition and needs of the body politic or municipal corporation whose budget is then under consideration and shall determine the amount of funds for use as in this sub-section provided so as to prevent, as far as possible, a wide fluctuation of the ad valorem tax rate levied by it from year to year. The amount so included shall be considered as a revenue thereafter in fixing any and all tax rates and making any and all levies fixed or made in connection with such budget or for the purpose of raising revenue to meet the items thereof and/or to pay the appropriations made based thereon. For the purpose of this section any and all securities held by the Board of Financial Control under the provisions of sub-section (b) hereof shall be deemed funds on hand. Thereafter, during such fiscal year as payments properly chargeable to “debt service” of such body politic or municipal corporation fall due, the Board of Financial Control shall sell any securities held by it as aforesaid, necessary for the purpose, and pay to such body politic or municipal corporation the amount necessary to make such payment chargeable to “debt service” not exceeding in any fiscal year the amount esti-
mated as revenue and so considered in fixing the budget and making appropriation for such fiscal year as aforesaid, such payment by the Board of Financial Control to such body politic or municipal corporation shall be made to the depository or officer designated to receive funds for such body politic or municipal corporation under section twenty-nine of this act.

(d) To pay for or purchase with funds on hand held for the benefit of a body politic or municipal corporation any notes thereof payment of which has not been provided for by appropriation resolution or funding of which has not been provided for in the manner in this act and by general law provided.

(e) To purchase at not less than par at any sale thereof made as now or hereinafter provided by law with funds on hand held for the benefit of a body politic or municipal corporation, notes of such body politic or municipal corporation hereafter issued in anticipation of revenue. For the purpose of securing funds to make such purchases the Board of Financial Control may as it deems best sell and dispose of any securities purchased and held under the authority of sub-section (b) hereof for the benefit of the body politic of municipal corporation whose notes are to be so purchased. Upon re-payment of any such notes on or before the maturity thereof the amount so received shall be held and used as authorized by this section.

SEC. 41. The Board of Financial Control is given authority in its discretion to enter into an agreement with the governing body of the County of Buncombe and/or the City of Asheville whereby legal services necessary and proper to be performed in connection with the liquidation of securities as herein provided for such body politic or municipal corporation may be performed by the legal department of said body politic or municipal corporation and paid for out of the appropriation made to meet the expenses of such department.

General Provisions.

SEC. 42. The Board of Financial Control, subject to any limitations imposed by law, shall have full power and authority to make and establish reasonable rules and regulations for the management and operation of its several departments. By way of illustration, but not of limitation it may:

(a) Prescribe the form of tax notices and tax receipts and the procedure to be followed in connection with the issuing thereof.

(b) Prescribe the form of all notices, statements and other records and the procedure in connection with the use thereof, deemed proper or necessary to be used in performing any of the duties or exercising any of the powers imposed or conferred by this act.
Sec. 43. The accountant of each body politic or municipal corporation subject to the provisions of this act, or some other officer or employee thereof, designated by its governing body for that purpose, shall, at stated intervals, not less frequently than monthly, file with the chairman of the Board of Financial Control a statement under oath, showing the total expenditures by departments of such body politic or municipal corporation, from the beginning of its fiscal year to the date of such report and such accountant or other officer shall from time to time, on request furnish to the Chairman of the Board of Financial Control, such additional information as the Board of Financial Control may require, to the end that such Board may determine whether the provisions of this act are being fully complied with by such body politic or municipal corporation.

Sec. 44. The Board of Financial Control, within the first ten days of each fiscal year shall prepare and adopt a budget for its own operations and furnish a copy thereof to the governing body of each body politic and municipal corporation, subject to the provisions of this act. Such portion of such budget as is properly chargeable to a body politic or municipal corporation under the provisions of section thirty-nine hereof, shall be included in the budget of such body politic or municipal corporation when adopted.

Sec. 45. The Board of Financial Control shall have power to employ such employees as it shall deem necessary to properly carry out its powers and duties as established by this act in all of its departments and, except as hereinafter provided, shall fix the compensation of all such employees and may change the amount of such compensation from time to time as it deems proper. It may employ and fix the compensation of such legal assistants as it deems proper and such bookkeeping and accounting experts as it deems proper, to properly perform its duties and exercise its powers.

Sec. 46. The salary of the tax supervisor named in section three of this act shall be three thousand six hundred dollars ($3,600.00) a year, payable monthly; and the salary of the tax collector named in said section shall be three thousand six hundred dollars ($3,600.00) a year, payable monthly, but upon the expiration of the terms of office of said officers as fixed by this act, or upon the creation of a vacancy in either of said offices at an earlier date, the Board of Financial Control may, thereafter, fix the compensation to be paid for the performance of the duties of each of said offices.

Sec. 47. The members of the Board of Financial Control, other than the chairman, shall receive salaries of three hundred dollars ($300.00) per year, payable monthly. The chair-
man of the Board of Financial Control shall receive a salary of six hundred dollars ($600.00) per year, payable monthly. Each member of the tax commission herein established, other than the chairman of the Board of Financial Control and the tax supervisor, shall receive as compensation for his services, seven dollars and fifty cents ($7.50) for each day he is actually engaged in performing the duties of his office, not exceeding in any one fiscal year during which a quadrennial assessment of property for taxation is made, four hundred dollars ($400.00) and not exceeding in any other fiscal year one hundred and fifty dollars ($150.00). The necessary expenses of the Board of Financial Control, including compensation of officers and employees and other necessary expenses, shall be paid by the several bodies politic and municipal corporations, subject to the provisions of this act, as follows:

Sixty per cent thereof by Buncombe County and forty per cent by the City of Asheville. The Chairman of the Board of Financial Control shall, on the first day of each calendar month, certify to the governing body of the City of Asheville, and the governing body of Buncombe County, the expenses of the Board of Financial Control for the preceding month and such governing body shall forthwith cause to be paid to the Chairman of the Board of Financial Control the per cent of such expenses to be paid as aforesaid. All such payments shall be charged to the general fund of the body politic or municipal corporation making the same.

Sec. 48. Except as hereinafter provided, this act shall be in full force and effect on the second Monday following its ratification and on such day, and after the organization of the Board of Financial Control as herein provided, the governing body of Buncombe County and the governing body of the City of Asheville shall deliver to the Board of Financial Control all tax lists, tax maps, assessors’ records, and other records, relating to the assessing and listing of property for taxation and the preparation of tax lists necessary or proper to be in the possession of the Board of Financial Control, to enable it to properly perform the duties and exercise the powers imposed and conferred by this act.

Sec. 49. The offices of tax collector of Buncombe County and auditor of Buncombe County are hereby abolished, effective as follows:

The tax collector of Buncombe County, on July first, one thousand nine hundred and thirty-one, and the auditor of Buncombe on the second Monday following the ratification of this act.

Sec. 50. Any person, firm or corporation violating any provisions of this act shall be guilty of a misdemeanor and punish-
Sec. 51. The expression "debt service" as used in this act shall mean "debt service" as defined in the County Fiscal Control Act.

Sec. 52. All laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 53. If any part of this act shall be held unconstitutional the remainder shall stand.

Sec. 54. Nothing in this Act shall be construed to abridge in any way the supervisory powers of the Local Government Commission as set out in the Local Government Act, ratified March third, one thousand nine hundred thirty-one.

Sec. 55. This Act shall be in full force and effect from and after its ratification.

Ratified this the 18th day of March, A.D., 1931.

CHAPTER 254

AN ACT TO ALLOW THE BOARD OF COMMISSIONERS OF HALIFAX COUNTY AND THE BOARD OF TRUSTEES OF WELDON GRADED SCHOOL IN HALIFAX COUNTY TO AID IN REOPENING THE BANK OF WELDON, WELDON, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Commissioners of Halifax County and the Board of Trustees of the Weldon Graded School in Halifax County, be and they are hereby authorized, in their discretion, to enter into a contract with the Bank of Weldon, Weldon, North Carolina, in the event that said bank is permitted to reopen by the Corporation Commission, whereby the funds of said Halifax County and said Weldon Graded School on deposit in said bank at the time of its suspension of business may remain in said bank and not be withdrawn, except at certain stated times and intervals, to be mutually agreed upon by and between the Board of Directors of said bank and said Board of Commissioners of Halifax County and said Trustees of Weldon Graded School.

Sec. 2. That the Board of Commissioners of Halifax County and the Board of Trustees of Weldon Graded School shall retain any collateral, guarantee, or both, it now holds securing deposits in said bank at the time of its suspension: Provided, however, that as such collateral is collected by said Halifax County Board of Commissioners or the Weldon Graded School Board in their respective capacities that the amount or amounts so collected...
shall be credited against the deposits for which such collateral was given as security; and that nothing in this act shall relieve said bank or any guarantors upon any bond or contract heretofore executed to guarantee the deposits heretofore placed in said bank, nor shall it relieve said bank from its duty to allow withdrawals of deposits in accordance with the terms and conditions of any contract which may be entered into pursuant to the provisions of this act.

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

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

Ratified this the 18th day of March, A.D., 1931.

CHAPTER 255
AN ACT PROVIDING FOR THE ABOLISHMENT OF THE OFFICE OF COUNTY TREASURER OF LENOIR COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That from and after the expiration of the term of office of the present incumbent, the office of County Treasurer of Lenoir County may be abolished, Provided the Board of County Commissioners by a vote shall adopt a resolution to that effect, in which it shall be declared that by abolishing said office, the county will annually save the present annual salary of the Treasurer.

Sec. 2. That if the office of Treasurer shall be abolished as above provided, all of the duties of said office shall be performed by the Auditor of said county.

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

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

Ratified this the 18th day of March, A.D., 1931.

CHAPTER 256
AN ACT REQUIRING THE REGISTER OF DEEDS OF AVERY COUNTY TO PREPARE THE TAX LISTS AND PROVIDING THE COMPENSATION THEREFOR.

The General Assembly of North Carolina do enact:

Section 1. That the Register of Deeds of Avery County shall each year prepare the tax list of said county as provided by law and shall receive for making out the original list three cents for each name thereon and for each name on each copy
required to be made, three cents and any additional fees which shall be allowed for such work.

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

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

Ratified this the 18th day of March, A.D., 1931.

CHAPTER 257
AN ACT TO ENABLE THE BOARD OF COMMISSIONERS OF TYRRELL COUNTY TO TRANSFER CERTAIN ROAD FUNDS TO THE GENERAL COUNTY FUNDS.

Whereas, The Board of Commissioners of Tyrrell County constructed a road connecting Kilkenny Precinct with the Gum Neck Road by taxes, and

Whereas, Said road has been taken over by the Highway Commission, thus leaving a fund to its credit in the treasury of Tyrrell County, Therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Commissioners of Tyrrell County be, and they are, hereby authorized to transfer the balance of such Kilkenny road fund to the general fund of the county, to be appropriated and used for the purpose of that fund.

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

Ratified this the 18th day of March, A.D., 1931.

CHAPTER 258
AN ACT TO CORRECT A TYPOGRAPHICAL ERROR IN CHAPTER SIXTY-ONE OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-NINE, RELATING TO THE SALARIES OF OFFICERS OF MOORE COUNTY AND RELATING TO MOORE COUNTY ONLY.

The General Assembly of North Carolina do enact:

SECTION 1. That section four of chapter sixty-one of the Public-Local Laws of one thousand nine hundred and twenty-nine be and the same is hereby amended to read as follows:

"SEC. 4. That one or more other deputies may be appointed by the Sheriff of Moore County who shall each receive a salary not exceeding one thousand dollars per year, payable monthly,
but no deputy sheriff, except the one deputy provided for in section three of this act, shall receive any compensation whatsoever to be paid by the County of Moore, until and unless such compensation and salary shall be fixed, approved and allowed by the board of commissioners of Moore County; and such compensation and salary so allowed to any such additional deputy by said board of commissioners from time to time may be discontinued and revoked by said board of commissioners at any time upon notice to such deputy: Provided, that nothing herein contained shall be construed to limit the authority of said sheriff to appoint any number of deputies he may, in his discretion, name upon such terms as may be fixed between said sheriff and such deputies, when the expenses and salary of such deputies shall be paid solely by said sheriff."

Sec. 2. That all acts of the officers of Moore County authorizing or paying deputy sheriffs of Moore County a salary not exceeding one thousand dollars per year under the further provisions of section four of said act be and the same are hereby ratified.

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

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

Ratified this the 18th day of March, A.D., 1931.

CHAPTER 259

AN ACT TO EMPOWER THE COMMISSIONERS OF ALAMANCE COUNTY TO REGULATE ELECTRICAL WIRING AND ELECTRICIANS.

The General Assembly of North Carolina do enact:

SECTION 1. That in order to promote the welfare and safety of Alamance County and its citizens, the Board of Commissioners of said County shall have power, by ordinance, to license, regulate and control electricians and the electric wiring of houses or buildings for lighting or for other purposes by prescribing regulations relating thereto and by providing for examination of such electricians and for inspection of such electrical work, and they shall also have power to provide and regulate the fees for such examination and inspection.

Sec. 2. That said Board of Commissioners shall have power to fix and enforce penalties for violation of their regulations prescribed in pursuance of this act.

Sec. 3. That for the purpose of this act the said County of Alamance is hereby constituted and declared a body corporate with its Board of Commissioners as its governing body, and the
said Board of Commissioners shall have like discretion as to the exercise of the powers herein granted as governing bodies of municipal corporations in this State have as to the exercise of similar or like grants of power.

Sec. 4. That any regulations passed by said Board of Commissioners shall not prescribe standards inferior to those provided by law.

Sec. 5. That this act shall not apply within any city or town in Alamance County.

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

Ratified this the 18th day of March, A.D., 1931.

CHAPTER 260

AN ACT TO AMEND CHAPTER SEVENTY-THREE OF PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED FIFTEEN, IN REFERENCE TO ABOLISHING THE OFFICE OF COUNTY TREASURER OF NORTHAMPTON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. Amend chapter seventy-three of the Public-Local Laws of one thousand nine hundred and fifteen by adding at the end of line eight in said section the following:

"That the County Commissioners of Northampton County may in their discretion pay the premium on the bond of the Financial Agent of said County."

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

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

Ratified this the 18th day of March, A.D., 1931.

CHAPTER 261

AN ACT TO PLACE THE CLERK OF THE SUPERIOR COURT OF CASWELL COUNTY ON A FEE BASIS AND TO PROVIDE FOR THE FEES TO BE CHARGED BY SAID CLERK.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter four hundred and twenty-eight of the Public-Local Laws, one thousand nine hundred and twenty-nine, relating to the salary of the Clerk of the Superior Court of Caswell County, be and the same is hereby repealed.
SEC. 2. That chapter four hundred and thirty, Public-Local Laws, one thousand nine hundred and twenty-five, relating to the schedule of fees to be collected by the Clerk of the Superior Court of Caswell County, be and the same is hereby repealed.

SEC. 3. That from and after April first, one thousand nine hundred and thirty-one, the Clerk of the Superior Court of Caswell County shall receive for his services as said Clerk in lieu of all other compensation the fees provided in section three thousand nine hundred and three of the Consolidated Statutes.

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

SEC. 5. That this act shall be in full force and effect from and after April first, one thousand nine hundred and thirty-one.

Ratified this the 18th day of March, A.D., 1931.

CHAPTER 262

AN ACT FIXING THE TERM OF OFFICE OF THE RECORDER AND THE SOLICITOR OF THE RECORDER'S COURT OF HENDERSON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the term of office of the present Recorder and the Solicitor of the Recorder's Court of Henderson County is hereby extended until December first, one thousand nine hundred and thirty-four, and until their successors are elected and qualified.

SEC. 2. That at the general election of one thousand nine hundred and thirty-four, and every four years thereafter there shall be elected by the qualified voters of Henderson County a Recorder and a Solicitor, who shall serve for a period of four years and until their successors are elected and qualified.

SEC. 3. No Recorder or Solicitor of the Recorder's Court of Henderson County who has served one full term of four years shall be qualified as a candidate to succeed himself.

SEC. 4. In the event of a vacancy in the office of either Recorder or Solicitor of the Recorder's Court of Henderson County, the resident judge of the Eighteenth Judicial District shall appoint some suitable person to fill said vacancy and to serve for the remainder of the unexpired term, said appointment to be certified to the Clerk of Superior Court of Henderson County.

SEC. 5. That the Resolution of the Board of Commissioners of Henderson County pursuant to which the Recorder's Court of said County was established is hereby ratified, approved, and in all respects confirmed.
Sec. 6. That no act of the present Assembly, either general or local, shall be construed to repeal this act, unless this act is expressly referred to therein by both House number and Senate number.

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

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

Ratified this the 18th day of March, A.D., 1931.

CHAPTER 263

AN ACT TO ALLOW THE BOARD OF COMMISSIONERS OF THE COUNTY OF BUNCOMBE TO AID IN REOPENING THE BANK OF BLACK MOUNTAIN OF BUNCOMBE COUNTY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

Section 1. That the Board of Commissioners of the County of Buncombe be and they are hereby authorized in their discretion to enter into a contract with the Bank of Black Mountain of Buncombe County in the event that said Bank is permitted to re-open by the Corporation Commission whereby the funds of said Buncombe County on deposit in said bank at the time of its suspension of business may remain in said bank and not be withdrawn except at certain stated times and intervals to be mutually agreed upon by and between the Board of Directors of said bank and the Board of Commissioners of the County of Buncombe.

Sec. 2. That the Board of Commissioners of the County of Buncombe shall retain any collateral and/or guaranty it now holds securing its deposits in said bank at the time said bank suspended: Provided, however, that as such collateral is collected by the said Buncombe County Commissioners the amount so collected shall be credited against the deposits for which the collateral was given as security: Provided, further, that nothing in this act shall relieve said bank or any guarantors upon any bond or contract heretofore executed to guarantee the deposits heretofore placed in said bank nor shall it relieve said bank from its duty to allow withdrawals of deposits in accordance with the terms and conditions of any contract which may be entered into pursuant to the provisions of this act.

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

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

Ratified this the 18th day of March, A.D., 1931.
CHAPTER 264

AN ACT TO REGULATE THE SALARY OF THE SHERIFF OF PERSON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter two hundred and four of the Public-Local Laws of one thousand nine hundred and twenty-five be amended by adding the following sentence at the close of section four thereof, to-wit: "The Board of Commissioners of Person County, if they think the compensation of the sheriff inadequate under this percentage scale, shall have the right and power, by resolution properly adopted, to increase the percentage on tax collections paid the sheriff to a percentage sufficient adequately to compensate him for performing the duties of his office, and the further right and power to rescind at their option any percentage increase granted."

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

Ratified this the 18th day of March, A.D., 1931.

CHAPTER 265

AN ACT TO REPEAL CHAPTER FOUR HUNDRED THIRTY-SIX PUBLIC-LOCAL LAWS ONE THOUSAND NINE HUNDRED TWENTY-SEVEN, CREATING A TAX COMMISSION FOR MECKLENBURG COUNTY, AND TO AUTHORIZE THE BOARD OF COMMISSIONERS OF MECKLENBURG COUNTY TO EMPLOY AN ALL TIME TAX SUPERVISOR, AND TO AUTHORIZE SAID BOARD OF COMMISSIONERS TO ADOPT A SYSTEM FOR THE PERMANENT LISTING OF REAL ESTATE FOR TAXATION.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter four hundred and thirty-six, Public-Local Laws of one thousand nine hundred and twenty-seven, be and is hereby repealed as of December first, one thousand nine hundred and thirty-one, and the Tax Commission of Mecklenburg County, created under and pursuant to said act shall continue to function under and in accordance with the provisions of said act until December first, one thousand nine hundred and thirty-one, at which time said Tax Commission is hereby abolished.

Sec. 2. That from and after December first, one thousand nine hundred and thirty-one, all property and polls in Mecklenburg County, shall be listed and all property assessed as provided by general law, except the County Supervisor of Taxation.
shall be appointed by the Board of Commissioners of Mecklenburg County and the Governing Body of the City of Charlotte, and shall be required to devote his entire time to the duties of his position. His compensation shall be fixed by the Board of Commissioners of Mecklenburg County, and shall not exceed thirty-six hundred dollars per year, payable monthly. Such Supervisor of Taxation shall be appointed in the manner specified, on or before the first Monday in December one thousand nine hundred and thirty-one, and every two years thereafter. His term of office shall be for two years and until his successor is elected and qualified. He shall be vested with all of the power and authority conferred by general law upon Supervisors of Taxation. He shall be furnished with such assistants and clerks, and at such compensations as the said Board of County Commissioners may deem necessary, in order to assist him in seeing that all property and polls subject to taxation are placed upon the tax books. The list takers and assessors for said county shall be appointed as provided in the general law. The compensation of said Tax Supervisor, his assistants and clerks, and the reasonable expenses of the office, shall be paid out of the general fund of the county in the same manner as other items are lawfully paid from said fund.

SEC. 3. That the Board of County Commissioners of Mecklenburg County is hereby authorized and empowered, in its discretion, to provide for the permanent listing of real estate and to adopt and promulgate all such reasonable rules, regulations, ways and means as may be necessary for the purpose.

SEC. 4. That the provisions of the State General Law, known as the "Machinery Act", relating to listing and assessing of property for taxation, shall, except as modified by this act and the act to provide for listing property and collection of taxes in Mecklenburg County and the City of Charlotte, enacted at the nineteen thirty-one session of the General Assembly, apply to Mecklenburg County.

SEC. 5. That this act shall take effect from and after the date of its ratification.

Ratified this the 18th day of March, A.D., 1931.

CHAPTER 266

AN ACT RELATING TO THE SALARIES OF THE OFFICERS OF McDOWELL COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter twenty-five, of the Public-Local Laws of one thousand nine hundred and twenty-one, entitled "An Act to Fix Additional Compensation to the Sheriff of McDowell County", be and the same is hereby repealed.
SEC. 2. That Chapter one hundred and three, of the Public-
Local Laws of one thousand nine hundred and twenty-one, re-
lying to fees and expenses to Sheriff or other police officer for
destroying of stills, be and the same is hereby amended as fol-
lows:

(a). That sub-section (a) of Section one of said act be
and the same is hereby repealed, and inserting in lieu thereof,
the following: "No compensation or expenses shall hereafter
be allowed the Sheriff or other police officer of McDowell County
for destroying a still by reason of said act or of any public act
providing a fee for destroying stills."

(b). That sub-section (b) of Section one of said act be
amended by converting the period at the end of said sub-section
into a semi-colon and adding thereafter the following: "Provided,
however, that the county shall not be liable for nor shall
it pay any part of such reward under any circumstances."

SEC. 3. That Section one of Chapter one hundred and forty-
seven, Public-Local Laws of one thousand nine hundred and
twenty-one, relating to fees of the sheriff of McDowell County,
be and the same is hereby amended as to turnkey fees by strik-
ing out the word "fifty" in lines nine and ten of said section and
inserting in lieu thereof in each of said lines the words "twenty-
five."

SEC. 4. That Section one of Chapter three hundred and
eighty-five, Public-Local Laws of one thousand nine hundred and
twenty-five, relating to the salary of the Clerk of the Court of
McDowell County, be and the same is hereby amended by strik-
ing out the words and figures "twenty-eight hundred dollars
($2800)" in lines three and four of said section and inserting in
lieu thereof the words and figures "twenty-four hundred dol-
ars ($2400)."

SEC. 5. That Section two of Chapter three hundred and
eighty-five, Public-Local Laws of one thousand nine hundred
and twenty-five, be and the same is hereby amended by striking
out the words and figures "Twenty-eight hundred dollars
($2800) in line nine of said section and inserting in lieu thereof
the words and figures "twenty-four hundred dollars ($2400)."

SEC. 6. That the members of the Board of Education and of
the Highway Commission of McDowell County shall each re-
ceive the sum of four dollars ($4.00) per day for his services
in attending meetings of the board.

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

SEC. 8. That this act shall be in full force and effect from and
after the first day of July, one thousand nine hundred and
thirty-one.

Ratified this the 18th day of March, A.D., 1931.
CHAPTER 267

AN ACT TO AUTHORIZE THE GOVERNING BODIES OF BUNCOMBE COUNTY AND THE CITY OF ASHEVILLE BY WRITTEN AGREEMENT TO PROVIDE FOR THE CARRYING ON OF CERTAIN ADMINISTRATIVE FUNCTIONS OF BUNCOMBE COUNTY AND THE CITY OF ASHEVILLE, JOINTLY OR AT JOINT EXPENSE.

The General Assembly of North Carolina do enact:

SECTION 1. The governing body of Buncombe County and the governing body of the City of Asheville are authorized and empowered whenever in their judgment they deem it for the best interests of said County and City to provide by written agreement for the joint performance of similar administrative duties or functions of said County and City by a consolidation of the agencies of said City and said County by which such administrative functions are at the time of making such agreement being performed and their subsequent joint operations as one agency at joint expense or by the performance of such administrative functions for the benefit of both said City and County by one of such agencies then existing at joint expense.

SECTION 2. The administrative functions which may be so carried on by agreements are any and/or all of those now being performed by the following departments, agents or agencies of the City and County, respectively: the bookkeeping and auditing department, the engineering department, the welfare department, the purchasing agent, the jails, the garages and such other functions as said governing bodies from time to time decide may be economically and efficiently performed as aforesaid.

SECTION 3. Any and all powers and authority now or hereafter vested in Buncombe County or any agency thereof and/or in the City of Asheville or any agency thereof may and shall in the event of the consolidation of any such agencies as aforesaid be exercised and performed by such resulting agency to the same extent that such powers and authority may be exercised by the respective agencies before such consolidation.

SECTION 4. No such agreement shall be made by the governing body of the County or City for a period of more than one year from the date thereof, but such agreement may be renewed from year to year.

SECTION 5. All laws and clauses of laws in conflict herewith are hereby repealed.

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

Ratified this the 18th day of March, A.D., 1931.
CHAPTER 268
AN ACT TO REGULATE THE FEES OF THE JUSTICES OF THE PEACE OF CARTERET COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Justices of the Peace of the several townships of Carteret County may charge and shall be entitled to receive the following fees in all criminal and civil actions.

(a) In criminal actions:
   - Affidavit and warrant, fifty cents.
   - Issuing subpoenas, each fifteen cents.
   - Commitments, each defendant, fifty cents.
   - Recognizance, each witness, fifteen cents.
   - Recognizance, each defendant, fifty cents.
   - Bond, each defendant to court, fifty cents.
   - Judgment, each defendant, one dollar and fifty cents.
   - Continuance of action, twenty-five cents.
   - Judgment nisi, fifty cents.
   - Forwarding papers to another county, twenty-five cents.
   - Return to court, fifty cents.
   - Itemized bill of costs, twenty-five cents.
   - Order of removal, fifty cents.
   - Capias and order, fifty cents.

(b) In civil actions:
   - Issuing summons, each, fifty cents.
   - Summons, each additional defendant, twenty-five cents.
   - Trial and judgment, one dollar and fifty cents.
   - Transcript of judgment, twenty-five cents.
   - Order of removal, fifty cents.
   - Plaintiff's undertaking, fifty cents.
   - Defendant's undertaking, fifty cents.
   - Order to seize property, fifty cents.
   - Subpoenas, each fifteen cents.
   - Execution of judgment, fifty cents.
   - Return of appeal, fifty cents.

(c) In claim and delivery proceedings:
   - Issuing papers and trial, two dollars.
   - Each additional defendant, fifty cents.
   - Reprieve bond, fifty cents.

(d) For attachments same as claim and delivery proceedings.

SEC. 2. That witnesses attending courts of Justices of the Peace may be allowed the sum of fifty cents for such attendance and the same taxed in the bill of costs in such cases.

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

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

Ratified this the 18th day of March, A.D., 1931.
CHAPTER 269

AN ACT TO PROVIDE FOR A TAX COLLECTOR FOR
PITT COUNTY AND TO AUTHORIZE THE COUNTY
COMMISSIONERS OF SAID COUNTY TO FIX THE
SALARY OF SAID TAX COLLECTOR.

The General Assembly of North Carolina do enact:

SECTION 1. That the board of county commissioners of Pitt
County are authorized and empowered, in their discretion, to
establish the office of tax collector of Pitt County, and should
they so decide to establish such office, it shall be their duty on
or before October first, one thousand nine hundred and thirty-
one (1931), or any subsequent year, to select and appoint a com-
petent person as tax collector, who shall hold said office during
the pleasure of said board, and it shall likewise be the duty of
said board of commissioners, upon said office becoming vacant
through death, resignation or otherwise, to fill such vacancy by
like appointment.

Sec. 2. The tax collector of Pitt County, thus appointed,
shall from and after October first, of the year directed and ap-
pointed, take over, exercise and succeed to all of the powers,
duties and privileges now or hereafter conferred upon sheriffs
by law with respect to the collection of taxes and special assess-
ments collected as taxes within said county, including the author-
ity and duty of enforcing the payment of taxes and assess-
ments by distraint, garnishment, levy or other process, the ex-
ecution of tax sales and certificates and generally to perform all
functions with respect to the collection of taxes, which are now,
or hereafter may be, vested in sheriffs by law, including
Schedule "B" taxes.

If the Board of County Commissioners of Pitt County should
in the exercise of their discretion, as provided in section one of
this act, appoint a tax collector, then the duties and author-
ity of the sheriff of Pitt County, in the collection of taxes, shall
wholly cease and determine, except as provided in section four of
this act.

Sec. 3. The Board of Commissioners, before turning over any
tax list to said tax collector, shall require him to give such bond
or bonds for the faithful collection and accounting for the tax
lists which go into his hands as are now or may hereafter be
required of sheriffs, when performing the duty of tax collector,
the cost of such bonds to be borne by the county.

Sec. 4. Nothing herein contained shall be construed as re-
lieving the sheriff from collecting and accounting for any taxes
collected by him or which should have been collected by him
prior to October first of the year in which said tax collector is
appointed, or as relieving the sureties upon any official bond

Establishment of Pitt County Tax Collector.

Appointment.

Vacancies.

To collect taxes beginning October 1, 1931.

Powers in detail.

Sheriff to be re-

liieved of tax collect-

Bond of Tax Col-

Sheriff not re-

liieved of collect-

ing taxes till Oc-

tober 1, 1931.
Back taxes may be collected by Tax Collector.

Salary.

Fees.

Limitation on salary and assistants.

given by him from liability on account of the same: Provided, that nothing herein contained shall prevent the Board of Commissioners, by appropriate order, from vesting the tax collector with the collection of back taxes from the collection of which the sheriff and his sureties have been lawfully relieved.

SEC. 5. The tax collector whose office may be created by this act, shall be paid an annual salary (payable monthly), to be fixed by the Board of Commissioners of Pitt County: Provided, that all legal fees charged by law or costs for the enforced collection of taxes shall be paid into the general fund.

The total salary of the tax collector, so fixed by the Board of Commissioners of Pitt County, shall not exceed an amount sufficient to provide reasonable compensation for him, and, in addition thereto, to provide him with necessary assistants in the performance of his duties, said assistants to be paid by him from the salary so allowed him, but the amount so allowed, shall in no event exceed that provided for the sheriff of the county, acting as tax collector under chapter five hundred ninety-seven Public-Local Laws one thousand nine hundred twenty-seven.

SEC. 6. That, if the Board of Commissioners of Pitt County should exercise the discretion conferred upon them by this act and appoint a tax collector, as herein provided, then from and after the first day of October, one thousand nine hundred thirty-one, the sheriff's salary shall be and remain as provided in section one of chapter five hundred ninety-seven, to-wit, as follows: That the said sheriff shall receive a salary of Three Thousand ($3000.00) dollars per year as full compensation for his services: Provided, however, that in addition to said salary, he is to receive all fees allowed by law for the seizure of distilleries and the two deputies allowed by the above mentioned act of one thousand nine hundred twenty-seven.

SEC. 7. That this act shall not effect, in any way, sections seven, eight, nine, ten, eleven, twelve and thirteen of chapter five hundred one, Public-Local Laws one thousand nine hundred twenty-one, so far as they apply to the sheriff of Pitt County.

SEC. 8. That this act shall be in full force and effect from and after its ratification.

Ratified this the 19th day of March, A.D., 1931.

CHAPTER 270

AN ACT TO EXEMPT FROM TAXATION IN EDGECOMBE COUNTY PROPERTY OF FAIR ASSOCIATIONS.

The General Assembly of North Carolina do enact:

SECTION 1. That any property located in Edgecombe County and owned by a fair association, which is devoted exclusively to the operation of agricultural, literary or educational fairs shall
be exempt from all county and municipal taxation: *Provided,* that if such fair association shall fail to operate such fair during any calendar year then the property of such association shall be subject to taxation for the next succeeding tax year.

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

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

Ratified this the 19th day of March, A.D., 1931.

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**CHAPTER 271**

AN ACT TO AMEND CHAPTER TWO HUNDRED FOURTEEN, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED TWENTY-FIVE, RELATING TO HAYWOOD COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That section three of chapter two hundred and fourteen, Public-Local Laws of nineteen hundred and twenty-five, be amended by striking out the period at the end thereof and adding the words “including the purchase or erection and the equipment of a new courthouse and jail and the acquisition of land therefor.”

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

Ratified this the 19th day of March, A.D., 1931.

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**CHAPTER 272**

AN ACT TO AUTHORIZE THE BOARD OF EDUCATION OF BURKE COUNTY TO COMPENSATE A. N. DALE FOR SERVICES RENDERED.

Whereas during the years one thousand nine hundred twenty-five—one thousand nine hundred twenty-six, A. N. Dale, a member of the Board of Education of Burke County, at the request of the Board, devoted sixty-one days to superintending the erection of a building in the town of Morganton for Burke County known as the County Building, now used and occupied by said Board of Education and other county commissions and officers, thus saving to the taxpayers of the county many hundreds of dollars: Now, therefore,

The General Assembly of North Carolina do enact:

Section 1. That the Board of Education of Burke County be and it is hereby authorized to pay said A. N. Dale out of the public school funds of Burke County five dollars per day for sixty-one (61) days, aggregating three hundred and five dollars
(§305.00), for services rendered in the erection of said County Building.

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

Ratified this the 19th day of March, A.D., 1931.

CHAPTER 273
AN ACT TO AMEND CHAPTER THREE HUNDRED AND SEVENTEEN, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, RELATING TO CERTAIN PUBLIC FUNDS IN CURRITUCK COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section two, chapter three hundred and seventeen, Public-Local Laws of one thousand nine hundred and twenty-nine, be and the same is hereby amended by striking out all after the word "County" in line eight of said section and inserting in lieu thereof the following:

"And out of the balance of such funds the sum of twenty-five hundred dollars shall be placed to the credit of to be used for the General County Funds and allocated in such manner and such amounts as the Board of County Commissioners of said County may deem proper. The remainder of the balance of such game fund shall be placed to the credit of a fund to be known as the 'Sinking Fund' and which sinking fund shall be used only for the purpose of retiring any outstanding bonds against said County and to this end the Board of Commissioners of said County is hereby authorized, empowered and directed to anticipate any such outstanding bonds and shall avail itself of any discounts obtainable in the retirement of any outstanding bonded indebtedness."

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

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

Ratified this the 19th day of March, A.D., 1931.

CHAPTER 274
AN ACT TO AMEND CHAPTER ONE HUNDRED SEVENTY-TWO, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN, RELATIVE TO OFFICERS OF CUMBERLAND COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter one hundred and seventy-two Public-Local Laws of one thousand nine hundred and twenty-seven be and the same is hereby amended to allow the Sheriff of Cum-
berland County with the consent and approval of the Board of County Commissioners to appoint additional deputies who shall work entirely upon a commission basis.

SEC. 2. That the deputies so appointed shall be entitled to receive the fees provided by law for the service of court papers.

SEC. 3. That such appointments shall be held at the will of the Board of County Commissioners.

SEC. 4. That this shall apply only to Cumberland County.

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

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

Ratified this the 19th day of March, A.D., 1931.

CHAPTER 275

AN ACT REGULATING THE OFFICE OF JUSTICES OF THE PEACE AND THE OFFICE OF CONSTABLE OF ASHEVILLE TOWNSHIP, BUNCOMBE COUNTY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

SECTION 1. That section one, chapter four hundred and thirty-eight, of the Public-Local Laws of one thousand nine hundred and twenty-nine, be and the same is hereby repealed. That section four of chapter six hundred and ninety-eight of Public-Local Laws of one thousand nine hundred and twenty-seven, as amended by section two, chapter four hundred and thirty-eight of Public-Local Laws of one thousand nine hundred and twenty-nine, be and is hereby repealed.

SEC. 2. That the Constable of Asheville Township shall receive as full compensation for all services rendered by virtue of his office seventy per cent of the total amount derived from the service of both civil and criminal processes.

SEC. 3. That all civil processes issuing out of the office of the magistrates or justices of the peace for Asheville Township shall be delivered to and served by the Asheville Township Constable or his agent, and the said Constable before serving any civil process shall collect the fee as prescribed by law, in advance, and shall receipt the said Justice of the Peace or Magistrate for any and all fees collected.

SEC. 4. That it shall be the duty of the Constable of the Asheville Township to remit each Saturday morning of every week and show in detail all fees derived by virtue of section one of this act, such report to be made to the Treasurer of Buncombe County, and at the time of making such remittance said Constable shall also file with the Auditor of Buncombe County...
a detailed statement showing each and every fee received, the
name of the justice of the peace or magistrate from whom the
fee was received, giving the date of the payment of same, and
the title of the cause in which said fee was received.

SEC. 5. That the Constable of the Asheville Township be
and he is hereby authorized and empowered to appoint and
designate not more than two deputy special constables, who
shall be men of good moral character and residents of Asheville
Township, and who shall devote whatever time is necessary in
serving papers, both civil and criminal, issued by the Justices
of the Peace of Asheville Township, and the special deputy
Constables shall receive such compensation for their services
as the duly elected Asheville Township Constable may determine,
said compensation to be paid by the said duly elected Constable
out of his fees.

SEC. 6. That the special deputy constable or constables ap-
pointed by the Constable of Asheville Township shall execute a
bond in a like amount and under the same terms and conditions
as the bond now required of the Asheville Township Constable,

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

SEC. 8. That this act shall be in full force and effect from
and after the date of its ratification.

Ratified this the 19th day of March, A.D., 1931.

CHAPTER 276

AN ACT TO AMEND CHAPTER ONE HUNDRED AND
SEVENTY-FOUR PUBLIC-LOCAL LAWS OF NORTH
CAROLINA, SESSION OF ONE THOUSAND NINE HUN-
DRED AND TWENTY-THREE, RELATING TO THE COM-
PENSATION OF THE SHERIFF OF EDGECOMBE
COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section one of chapter one hundred and
seventy-four of the Public-Local Laws of North Carolina, Session
one thousand nine hundred and twenty-three, fixing the compensa-
tion of the Sheriff of Edgecombe County, be and the same is
hereby amended so that hereafter said section one shall read as
follows:

"SECTION 1. That in lieu of the commissions to be received
by the Sheriff of Edgecombe County, all taxes collected by him
for County, Township and Special Road and School Districts,
as fixed by section eight thousand and forty-two of the Consoli-
dated Statutes of North Carolina, the said Sheriff of Edgecombe
County shall receive on all taxes collected by him for County,
Township, Special Road and School Districts, a commission of four per cent on the first one hundred thousand dollars thereof, a commission of three per cent on the next one hundred thousand dollars thereof, a commission of two and one-half per cent on the next one hundred thousand dollars thereof, and a commission of one per cent on all sums in excess of the said three hundred thousand dollars thereof."

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

SEC. 3. That this act shall be in full force and effect from and after the first day of July one thousand nine hundred and thirty-one.

Ratified this the 19th day of March, A.D., 1931.

CHAPTER 277

AN ACT TO AMEND HOUSE BILL ONE HUNDRED AND THIRTY-ONE, RATIFIED JANUARY THIRTIETH, ONE THOUSAND NINE HUNDRED AND THIRTY-ONE, ENTITLED, "AN ACT PROVIDING FOR A PEACE OFFICERS' RELIEF FUND FOR THE CITY OF SALISBURY AND ROWAN COUNTY."

The General Assembly of North Carolina do enact:

SECTION 1. That section eight of House Bill one hundred and thirty-one, ratified January thirtieth, one thousand nine hundred and thirty-one, be and the same is hereby amended by striking out the words "The clerk of the Superior Court of Rowan County shall be Ex-Officio Treasurer of the Salisbury and Rowan County Peace Officers' Protective Association, and" and inserting in lieu thereof the following: "The Executive Board shall appoint a Secretary-Treasurer of the Salisbury and Rowan County Peace Officers' Protective Association, who."

SEC. 2. That section nine of House Bill one hundred and thirty-one, be and the same is hereby amended to read as follows:

"SEC. 9. That all officers and members of the Executive Board shall serve without compensation except the Secretary-Treasurer whose compensation shall be fixed and determined by the Executive Board. All necessary office and stationery supplies shall be paid for out of the funds of the Association."

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

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

Ratified this the 19th day of March, A.D., 1931.
CHAPTER 278
AN ACT TO AMEND CHAPTER TWO HUNDRED AND SIXTY-SEVEN, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-THREE, RELATIVE TO THE SALARY OF THE TREASURER OF CASWELL COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter two hundred and sixty-seven, Public-Local Laws of one thousand nine hundred and twenty-three, be amended in section three thereof by striking out the words “six hundred” in line two thereof, and inserting in lieu thereof the words “five hundred and forty.”

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

SEC. 3. That this act shall be in full force and effect from and after April first, one thousand nine hundred and thirty-one.

Ratified this the 19th day of March, A.D., 1931.

CHAPTER 279
AN ACT TO REPEAL CHAPTER ONE HUNDRED FIFTY-NINE OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-NINE, BEING AN ACT “TO INCREASE THE COMPENSATION OF THE REGISTER OF DEEDS OF CASWELL COUNTY, NORTH CAROLINA.”

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter one hundred fifty-nine of the Public-Local Laws of one thousand nine hundred twenty-nine, being an Act to “Increase the compensation of the Register of Deeds of Caswell County”, be and the same is hereby repealed.

SEC. 2. That all laws and clauses of laws in conflict with this Act are hereby repealed.

SEC. 3. That this Act shall be in force and effect from and after the first day of April, one thousand nine hundred thirty-one.

Ratified this the 19th day of March, A.D., 1931.

CHAPTER 280
AN ACT TO PROVIDE FOR THE COMPENSATION OF THE SHERIFF OF WAYNE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Commissioners of Wayne County are hereby authorized and directed at its first meeting after the Wayne County tax levy in one thousand nine hundred and thirty-one to fix and establish graduated commission rates
to be allowed the Sheriff of Wayne County on the collection of County taxes and said Board of Commissioners shall fix and establish such graduated commission rates on the collection of taxes as will, in the opinion of the Board, return to the Sheriff commissions equal to the commissions which the Sheriff's office received for the collection of one thousand nine hundred and twenty-nine taxes under the graduated commission rates which existed for the collection of one thousand nine hundred and twenty-nine taxes: Provided, however, said Board may reduce such contemplated returns under the new rates to the extent of ten per cent for the tax years one thousand nine hundred and thirty-one and one thousand nine hundred and thirty-two.

Sec. 2. That as is now being done, the salary of the Jailor of Wayne County shall be paid by the County.

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

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

Ratified this the 19th day of March, A.D., 1931.

CHAPTER 281

AN ACT TO AMEND HOUSE BILL NUMBER FOUR HUNDRED AND FIFTY-FOUR OF THE SESSION OF ONE THOUSAND NINE HUNDRED THIRTY-ONE, CLARIFYING PROVISIONS FOR SALARY OF THE OFFICE CLERK OF THE SHERIFF AND PROVIDING FOR APPOINTMENT OF PURCHASING AGENT IN THE DISCRETION OF THE COUNTY COMMISSIONERS.

The General Assembly of North Carolina do enact:

SECTION 1. That substitute section two of section one, House Bill Number four hundred and fifty-four, session of one thousand nine hundred and thirty-one, be and the same is hereby amended by striking out next to the last sentence of said substitute section and inserting in lieu thereof the following: "That the sheriff may hire an office clerk to assist with collecting the balance of the one thousand nine hundred thirty taxes at a salary not to exceed one hundred ($100) dollars per month payable out of the general fund of the county and until final and complete settlement of said taxes have been made by the sheriff."

Sec. 2. That section four of House Bill Number four hundred and fifty-four, session of one thousand nine hundred thirty-one, be and the same is hereby amended by substituting the word "may" for the word "shall" after the word "Commissioners" therein.
Sec. 3. That all laws and clauses of laws in conflict with this act shall be and the same are hereby repealed.

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

Ratified this the 19th day of March, A.D., 1931.

CHAPTER 282
AN ACT TO REPEAL CHAPTER THREE HUNDRED AND SEVENTY-NINE, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-FIVE, DISCONTINUING THREE HUNDRED DOLLARS ALLOWANCE FOR CLERK HIRE TO THE SHERIFF OF CASWELL COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter three hundred and seventy-nine, Public-Local Laws of one thousand nine hundred and twenty-five, authorizing the Board of Commissioners of Caswell County to pay the sheriff three hundred dollars per annum for clerk hire, be and the same is hereby repealed.

Sec. 2. That this act shall be in full force and effect from and after April first, one thousand nine hundred and thirty-one.

Ratified this the 19th day of March, A.D., 1931.

CHAPTER 283
AN ACT TO INCREASE THE PAY OF COUNTY COMMISSIONERS OF COLUMBUS COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the pay of the commissioners of Columbus County be increased to five dollars ($5.00) per diem and mileage as heretofore provided by law.

Sec. 2. All laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

Sec. 3. That this act shall be in force from and after the beginning of the next term of office of the county Commissioners of Columbus County.

Ratified this the 19th day of March, A.D., 1931.

CHAPTER 284
AN ACT PROVIDING FOR BIENNIAL ELECTIONS IN CERTAIN CITIES AND TOWNS OF MOORE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That in all cities and towns in Moore County having a population of two thousand five hundred or more by the last Federal census, municipal elections shall be held on the first Tuesday after the first Monday in May of the year one
thousand nine hundred and thirty-one, and every two years thereafter.

SEC. 2. That the provisions of this act shall apply to Moore County only.

SEC. 3. That all laws and clauses of laws in conflict with this act shall be, and are hereby, repealed; but only to the extent of such conflict.

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

Ratified this the 19th day of March, A.D., 1931.

CHAPTER 285
AN ACT TO ESTABLISH A RECORDER'S COURT FOR MADISON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That an inferior court with civil and criminal jurisdiction hereinafter prescribed, to be known and designated as "Recorder's Court of Madison County, North Carolina," be and the same is hereby created and established for Madison County.

SEC. 2. That said court shall be a court of record, and shall be presided over by a judge, who shall be learned in the law, of good moral character, and who shall at the time of his election and qualification be an elector of Madison County. That Guy V. Roberts be and he is hereby named and appointed judge of said court for a term of one year, beginning on the first day of April, one thousand nine hundred and thirty-one, and until his successor is elected and qualified. That the successor of said judge shall be elected by the Chairman of the Board of Education, Chairman of the Board of Commissioners, Chairman of the Board of Health, and Chairman of any board or commission which may be established for Madison County by the General Assembly at the session of one thousand nine hundred and thirty-one, for a period of one year; and should any person appointed or elected fail to qualify or a vacancy occur in said office the same shall be filled for the unexpired term by the said agencies above named. Before entering upon the duties of his office said judge shall take and subscribe the oath of office as now provided by law for judges of the Superior Court, and shall file the same with the Clerk of the Superior Court of Madison County.

SEC. 3. The rules of procedure, issuing process and filing pleadings shall conform as nearly as may be to the practice in the Superior Courts and as prescribed for general county
courts in sub-chapter five (5), Article twenty-five (25), of the Consolidated Statutes of North Carolina.

SEC. 4. That said court shall have a seal with the impression, "Recorder's Court of Madison County", which seal shall be used in attestation of writs, warrants, or other proceedings, acts, or judgments of said court, as required, and in the same manner and to the same effect as the seal of other courts of record in the State of North Carolina.

SEC. 5. That the said court shall be open for the trial of causes on each and every Wednesday morning at ten o'clock at the Courthouse in Marshall, North Carolina, and shall continue in session daily until the business before it shall be disposed of, the first session of said court to be held on the first day of April, one thousand nine hundred and thirty-one: Provided the judge may continue cases to a day certain, and may, by agreement of parties, or whenever necessary, try cases at any time: Provided further, that no session of said court shall be held during the sitting of the Superior Court of Madison County: Provided further, that in the trial of civil actions the Clerk of the Superior Court, ex-officio Clerk to Recorder's Court, shall together with the attorneys of the local bar prepare a civil calendar for each term, weekly.

SEC. 6. That the Chairman of the Boards and Commissions hereinbefore designated to elect the judge of a Recorder's Court shall elect a prosecuting attorney for said court, properly qualified to act for and in behalf of the State, in said county, who shall hold his office for a term of one year, and until his successor is elected and qualified by said agencies; he shall prosecute in all matters cognizable in said court in behalf of the State and of which said court has exclusive or concurrent jurisdiction; and he shall receive for each conviction the sum of five dollars ($5.00). That before entering upon the discharge of his duties the said prosecuting attorney shall take and subscribe the same oath of office as is now provided by law for solicitors of Superior Court and shall file the same with the Clerk of the Superior Court of said county. That Carl R. Stuart be and he is hereby named and appointed prosecuting attorney of said court for the term of one year beginning April first, one thousand nine hundred and thirty-one, and until his successor is elected and qualified; and should he fail to qualify or a vacancy occur in said office, the same shall be filled by the agencies hereinbefore designated for that purpose.

SEC. 7. That the Clerk of the Superior Court of Madison County shall be ex-officio Clerk of Recorder's Court, and it shall be his duty to keep the records and proceedings of said court in a suitable manner in books provided for that purpose and to keep an accurate account and true record of all costs, fines, penalties, forfeitures, punishments and judgments rendered and
imposed by said court under the provisions of this act, which
said record shall be kept in the office of the Clerk of the Su-
perior Court of said county and shall at all times be open to the
inspection of the public. That the cost of all books, stationery,
dockets, blanks, and other such expenses of said court shall
be paid by the Auditor or Treasurer of Madison County upon
orders drawn by the Board of Commissioners of said county.

SEC. 8. That it shall be the duty of the sheriff of said county,
in person or by deputy, to be in attendance of all sessions of said
court for which he shall receive the same fees allowed by law,
for attending Superior Court.

SEC. 9. That the chairmen of the boards and commissions
hereinbefore designated to elect a judge and solicitor, shall elect
a substitute judge or judge pro tem of said court and who shall
hold his office for a term of one year and until his successor
is elected and qualified; said judge pro tem shall take the same
oath of office and be subject to the same rules as the judge of
said court, and shall preside at all hearings and try all cases
is elected and qualified; said judge pro tem shall take the same
such case, or be unable by sickness or from other causes to
preside; that said judge pro tem shall receive as compensation
for his services the sum of five dollars ($5.00) for each and
every case tried and determined by him in said court, which
sum shall be taxed in the bill of costs and collected as the other
costs in such action.

SEC. 10. That nothing in this act shall prevent or exclude
the judge or judge pro tem of said Recorder's Court from
practicing law in the other courts of said county and State in
any and all actions which have not been passed upon by said
judge or judge pro tem.

SEC. 11. That the jurisdiction of said court shall be as fol-
lowing:

(a) Said court shall have final, concurrent, original judi-
diction of all criminal offenses committed in Madison County
which are now or may hereafter be within the jurisdiction of the
Justices of the Peace and Mayors of incorporated towns of said
county and all appeals from the Justices of the Peace and
Mayors of incorporated towns of said county shall lie and be
made returnable to said court.

(b) That said court shall have exclusive original jurisdic-
tion of inquiry to try, hear and determine all crimes and mis-
demeanors committed in said county below the grade of felony.

(c) In all criminal matters wherein said court has not final
jurisdiction it shall have power and is hereby fully authorized
to hear and bind over to Superior Court of said county, all per-
sons charged with any crime committed in said county, and in
any and all such cases heard by the judge of said court as a
committing magistrate in which probable cause of guilt is found

Necessary ex-
penses.

Sheriff of Court
and fees.

Election of substi-
tute judge.

Oath of office.

Duties.

Compensation.

Judge and sub-
stitute may prac-
tice law.

Criminal jurisdic-
tion.

Original jurisdic-
tion of certain

Crimes below
felony.

Hearing on prob-
able cause in
cases of felony.
Admitted to bail. such person or persons so charged shall be admitted to bail if the offense be bailable, to appear at the next term of the Superior Court of Madison County having jurisdiction of criminal offenses, and in default of bond, or if the offense be not bailable to commit the defendant to the common jail of Madison County to await the action of the Superior Court.

Binding over. (d) That the judge of said court shall have all the power, jurisdiction, power and authority now conferred by law upon justices of the peace and judges of the Superior Court to impose sentence upon any persons convicted in said court for which the punishment prescribed by law is imprisonment, to be worked upon the public roads of said county, or some other county in said State, as provided by law, and to generally exercise the criminal jurisdiction extended to general county courts by Section sixteen hundred and eight sub-section (m) of the Consolidated Statutes of North Carolina.

Powers of Judge. (e) Warrants may be issued by the judge of said court or by any Justice of the Peace of Madison County made returnable to said court for any person or persons charged with the commission of any criminal offense in said county; and any person convicted of any offense in said court shall have the right to appeal as is now provided by the law for general county courts set out in section one thousand six hundred and eight sub-section (z).

Issuance of warrants. (f) That said court shall have jurisdiction to try and determine all actions for recovery of any forfeited bond or recognizance made returnable to said court for the recovery of any penalty imposed by law, together with the power to dispose of same as is now provided by law.

Right of appeal. (g) That all trials of criminal cases in said court shall be upon warrant and by the judge of said court unless a jury trial is demanded as is hereinafter provided, and all civil actions by the judge of said court, unless a jury trial be demanded as hereinafter demanded.

Recovery of forfeited bonds. (h) Said court shall have civil jurisdiction as follows: jurisdiction concurrent with that of Justices of the Peace of the County; jurisdiction concurrent with the Superior Court in all actions founded on contract; jurisdiction concurrent with the Superior Court in all actions not founded on contract; jurisdiction with the Superior Court in all actions to try title to land and to prevent trespass thereon and to restrain waste thereof; jurisdiction concurrent with the Superior Court in all actions pending in said court to issue and grant temporary and permanent restraining orders and injunctions.

Trials by judge when jury not demanded. SEC. 12. When upon affidavit made before entering upon the trial of any case before a justice of the peace it shall appear proper for said case to be removed for trial to some other justice of the peace as is now provided by law, said cause may be removed for trial to said recorder's court of said county.
SEC. 13. In all criminal cases heard by justices of the peace, mayors of incorporated towns, and other committing magistrates in said county against any person or persons for any offense within the jurisdiction of said recorder's court, in which probable cause of guilt is found said person or persons shall be bound in a personal recognizance, with surety, to appear at the next succeeding term of the recorder's court beginning more than three days thereafter, for trial, and in default of such surety, such person or persons shall be committed to common jail of Madison County to await trial.

SEC. 14. That the Superior Court of Madison County shall have concurrent jurisdiction of all criminal offenses of which by this act the recorder's court is given exclusive jurisdiction and of which said recorder's court shall for three months have failed to take cognizance and try or issue process for said defendants; and the grand jury of said Superior Court shall make presentment and find bills of indictment in such cases and said Superior Court proceed to trial of such offenses; Provided, that the judge of the Superior Court may direct such bills of indictment as cannot be tried at any term of said court and where the defendant may be in jail to be certified to the recorder's court for trial, and upon receipt of such bill of indictment the judge of said recorder's court shall cause the witness to be subpoenaed and proceed to trial in the same manner as if the case had been commenced in his court.

SEC. 15. The rules of procedure in civil actions shall conform as nearly as may be to the practice of the Superior Courts. The process shall be returnable directly to the court, and may issue out of the court to any county in the State: Provided, that civil process in cases within the jurisdiction now exercised by justices of the peace shall not run outside of or beyond the county in which such court sits.

The provisions of the chapters of the Consolidated Statutes on civil and criminal procedure, and all amendments thereof, shall apply as nearly as may be to general county courts; and the judges and clerks of said courts in all causes pending in said courts shall have rights, privileges, powers and immunities similar in all respects to those conferred by law on the judges and clerks of the Superior Courts of the State, and shall be subject to similar duties and liabilities.

Motions for change venue or removal of cases from the Recorder's Court of Madison County to the Superior Courts of Counties other than the one in which said court sits may be made and acted upon, and the causes for removal shall be the same as prescribed by law for similar motions in the Superior Courts. Pleading, process, jury trials and procedure generally, and appeals shall be as provided for general county courts in
sub-chapter five (5) entitled “General County Courts” of the Consolidated Statutes.

Sec. 16. That in all civil actions in the Recorder's Court of Madison County fees shall be the same as in the Superior Court except there shall be a Jury Tax of three dollars ($3.00) in each civil case tried and a fee of five dollars ($5.00) to be taxed in each case for the judge of said recorder's court. The tax fee of five dollars ($5.00) for the judge's salary shall be paid in every civil action commenced in said court, or removed to said court, to be deposited by the plaintiff with the Clerk of said Court when such action is brought, removed or appealed. That in cases where the plaintiff is allowed to bring his suit in forma pauperis he shall make such deposit unless he shall also make oath that he is unable by reason of his poverty to do so. Said tax fee shall be taxed and recovered as a part of the costs.

Sec. 17. That every defendant in a criminal action who pleads guilty or is adjudged guilty in said court may be fined or imprisoned or both, as provided by law, and shall be taxed with all the costs of the prosecution. All fines and forfeitures collected from the defendants or sureties in said court shall be paid by the Clerk of said Court to the Treasurer of Madison County for the purpose now provided by law; except the tax of five dollars ($5.00) imposed for the judge and solicitor, which shall be held by the clerk and disposed of as hereinafter prescribed.

Sec. 18. That the fee for issuing warrants by the judge of said court shall be one dollar ($1.00) for each defendant named therein and for all other processes, writs and precepts issuing from said court and for judgments, orders and other proceedings of said court, the fees shall be the same as now fixed by law for Clerks of the Superior Court in similar cases; that for the trial and disposition of every criminal and civil case tried or disposed of in said court there shall be taxed a fee of five dollars ($5.00) for each defendant on trial in each and every criminal case and five dollars ($5.00) for each civil case tried to be applied to the payment of the judge's salary as hereinafter provided; the fees for serving warrant, precepts and processes issuing from said court shall be the same as now allowed by law for serving like processes of justices of the peace and of the Superior Court of said county: Provided, however, that any change in the fees of the Clerk of the Court, Sheriff or other officers shall be applicable to the Recorder's Court of Madison County. That all such fees shall be taxed in the bill of costs and collected in the same manner as in cases tried in the Superior Court, and the Clerk of said court shall keep a separate and distinct account of all such fees collected, to be known as a Recorder's Court Fund to be used in the payment of the costs and
fees of officers of said court. That on the first day of each and every month the Clerk of said Court shall pay to the judge or judge pro tem, the fees collected for the trial of cases during the preceding month, and shall pay to the solicitor such fees as have been collected in criminal cases where there was a conviction or a plea of guilty. That annually the Clerk of said court shall pay any surplus remaining in said fund, after the payment of officer’s fees as aforesaid, to the treasurer of said county to be applied by him to the Sinking Fund of said county.

Sec. 19. That all warrants issued by the judge of said court shall be upon affidavit, and it shall be the duty of the Sheriff or any other lawful officer of the County of Madison or of any incorporated town in said county, upon the request of the judge or solicitor of said court to make affidavit before said judge, to the end that a warrant may issue for the arrest of any person charged with the violation of the criminal law in said county: Provided, however, that the said sheriff or other officer making said affidavit shall in no case be marked as prosecutor or be liable for the cost in said action.

Sec. 20. That all writs, warrants, processes, and precepts issuing from said court shall be directed to the sheriff, any constable, or lawful officer of said county or to the chief of police of any incorporated town in said county and when under the seal of said court may be so directed to said officer of any county in the State, and shall be executed by any officer above named to whom it may be directed; and all such officers are hereby fully empowered to execute same. That upon the issuing of the warrant by the judge of said court the same may at said time or any time thereafter be docketed by the Clerk of said court in a warrant docket kept by him for that purpose, and thereupon said Clerk shall upon the request of the judge or solicitor of said court, issue capiases under seal of said court to any county in said State for the arrest of the defendant of defendants named in said warrant and shall note on said warrant docket the county or counties to which the capiases are issued.

Sec. 21. That all judgments, orders, and decrees of said recorder’s court shall be of the same force and effect as like judgments, orders, and decrees of the Superior Court, and such orders, judgments, and decrees may be docketed in any county in the State and enforced as judgments of the Superior Court.

Sec. 22. That the defendant in any criminal action, and either the plaintiff or defendant in any civil action in said court may at the time of joining the issue of fact, demand and have a trial by jury; and the judge of said court, in all cases in which in his opinion the ends of justice would be best served by submitting the issues to a jury may have a jury called of his own motion, as herein provided, and submit the issue to the jury:
Deposit of $3 in
civil actions.

Jury to number
six.

Drawing of
jury.

Tales jurors.

Jury ordered from
by-standers.

Fees of witnesses
and jurors.

Payment of costs
in frivolous pros-
cutions.

County not liable
for costs.

Where defendant
does not pay
costs, one-half
usual fees are
taxed.

Provided, that in all civil actions in which a trial by jury is
demanded, the party demanding the same shall deposit with the
Clerk of said court a jury fee of three dollars ($3.00) before
the jury shall be ordered by the court, said sum to be taxed in
the bill of cost against the party adjudged to pay costs.

SEC. 23. That in all jury trials in said court the jury shall
be six in number, and shall be drawn from the jury box of
Number One Township of said County, in open court, and made
returnable at such time as may be ordered by the judge of said
court; such jurors shall possess the same qualifications as jurors
in like cases in the Superior Court, and be subject to the same
challenges, and shall serve until discharged by the court. If
any juror or jurors so drawn shall fail to appear, or be chal-
lenged or be excused for any reason, the court may order tales
jurors summoned to take the place of juror or jurors so excused,
until said jury is complete, who shall be subject to the same
challenges and possess the same qualifications as tales jury
in Superior Court: Provided, however, that in all cases in which
a trial by jury is demanded, the judge of said court shall have
the power and is hereby authorized, instead of drawing said
jury from the box as aforesaid, cause a jury to be summoned
from the bystanders as is now or may hereafter be provided for
summoning tales jurors in Superior Court. All regular jurors
and witnesses who attend and all case jurors who serve shall
receive the same compensation as jurors and witnesses in the
Superior Court of said county, and every defendant convicted
in a case wherein a jury trial is demanded in criminal cases
shall be taxed in the bill of costs with a jury tax of three dollars
($3.00), and the party adjudged to pay the costs in a civil action
wherein a jury trial is demanded shall be taxed in the bill of
cost with a jury tax of three dollars ($3.00).

SEC. 24. In the trial of any criminal action in said court if
the party charged be acquitted, the complainant be adjudged to
pay the cost unless said complainant be an officer as hereinbe-
fore provided, and may be imprisoned for the nonpayment
thereof, if the court shall adjudge that the prosecution is
frivolous or malicious. But in no criminal action or pro-
ceeding commenced or tried in said court shall the county be
liable to pay any cost except as in this act provided.

SEC. 25. If there be no prosecutor or if the complainant be
an officer as hereinbefore provided, in any criminal action tried
in said court, and the defendant shall be acquitted, or convicted
and unable to pay the costs or shall be sentenced to serve a term
on the public roads, or a nolle prosequi be entered, the Clerk of
the Recorder's Court shall pay the clerk, sheriff, constable, jus-
tices, witnesses, one-half their lawful fees only, from Recorder's
Court funds.
SEC. 26. That said court shall have the same power and authority to enforce its orders, judgments, and decrees, and the general conduct of its business, and punish contempts, as is conferred upon the Superior Courts. That in all cases both criminal and civil, in matters of procedure, pleading or trial wherein no authority is conferred or directed by this act, the laws of North Carolina in subchapter five (5) of the Consolidated Statutes relating to general county courts shall be applicable.

SEC. 27. That any officers charged with any duty under this act who shall wilfully fail, neglect, or refuse to perform the same shall be guilty of a misdemeanor, and upon conviction thereof may be fined or imprisoned, or both, in the discretion of the court.

SEC. 28. That in each case tried in said court there shall be a fee of two dollars ($2.00) taxed in the cost, to be paid into the Recorder's Court fund for the payment of the services of a competent stenographer, said stenographer shall be employed by the chairman of the boards designated to elect the judge of said court and her salary as per contract to be paid by the Clerk of the Recorder's Court from the Recorder's Court Fund.

SEC. 29. That immediately upon the passage of this act the Secretary of State shall send two certified copies of same to the Clerk of the Superior Court of Madison County.

SEC. 30. That all laws and clauses of laws in conflict with this act are hereby repealed.

SEC. 31. That this act shall be in force from and after the first day of April, one thousand nine hundred and thirty-one.

Ratified this the 20th day of March, A.D., 1931.

CHAPTER 286

AN ACT AUTHORIZING AND DIRECTING THE TAX COLLECTING OFFICER OF DURHAM COUNTY TO ADVERTISE AND SELL ALL SUCH REAL PROPERTY FOR TAXES WHICH SHOULD HAVE BEEN SOLD UNDER THE PROVISIONS OF THE EXISTING LAW.

The General Assembly of North Carolina do enact:

SECTION 1. That the tax collecting officer of Durham County is hereby authorized and directed to advertise during the month of May, one thousand nine hundred thirty-one, and sell on the first Monday in June, one thousand nine hundred thirty-one, the real property of any taxpayer upon which the taxes assessed and levied have not been paid and which has not been sold for taxes but according to the provisions of general law should have been sold before the first Monday of June, one thousand nine hundred thirty-one.
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CHAPTER 286

AN ACT FOR THE RELIEF OF THE CONSTABLE OF HARKERS ISLAND TOWNSHIP.

The General Assembly of North Carolina do enact:

SEC. 1. The several Courts of the County of Carteret are hereby authorized and directed to tax in their bills of costs in each and every conviction in a criminal matter, the sum of two dollars and fifty cents ($2.50) as a special item of cost to be paid to the Constable of Harkers Island Township: Provided, however, this item of cost shall be taxed against the defendant for the use and benefit of the said Constable only in those criminal cases involving a breach of the peace of Harkers Island Township.

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

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

Ratified this the 20th day of March, A.D., 1931.

CHAPTER 287

AN ACT TO PERMIT CERTAIN RESIDENTS OF WAKE COUNTY TO BE ELECTED TO AND HOLD THE OFFICES OF RECORDER, VICE-RECORDER AND PROSECUTING ATTORNEY OF THE RECORDER'S COURT FOR THE TOWN OF WAKE FOREST.

The General Assembly of North Carolina do enact:

SECTION 1. There shall be elected a recorder of the Recorder's Court for the town of Wake Forest, who shall be of good moral character, and who shall at the time of his election be a qualified elector of Wake County, and who may be a licensed attorney at law.
SEC. 2. There shall be elected at the same time that the recorder is elected a vice-recorder of the Recorders' Court for the Town of Wake Forest, who shall be of good moral character, and who shall at the time of his election be a qualified elector of Wake County, and who may be a licensed attorney at law.

SEC. 3. There shall be elected at the same time that the recorder is elected a prosecuting attorney for the said court who shall be of good moral character, and who shall at the time of his election be a qualified elector of Wake County, and who shall be a licensed attorney at law.

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

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

Ratified this the 20th day of March, A.D., 1931.

CHAPTER 289

AN ACT TO CREATE A PEACE OFFICERS RELIEF FUND FOR THE CITY OF FAYETTEVILLE AND COUNTY OF CUMBERLAND.

The General Assembly of North Carolina do enact:

SECTION 1. Short Title. That this act shall be known and may be cited as the Fayetteville and Cumberland Peace Officers Relief Fund.

SEC. 2. Definitions. Peace officers shall be deemed to include all Peace Officers of the City of Fayetteville or the County of Cumberland, North Carolina or sub-divisions thereof, who are required by the terms of their employment for election to give their full time to the preservation of public order, the protection of life and property and the protection of crime; and all special officers or citizens who are injured or killed while acting as such peace officers.

SEC. 3. Creation of Association. An association to be known and designated as the Fayetteville and Cumberland Peace Officers Protective Association shall be formed, the membership of which shall include all peace officers in Cumberland County as defined above.

SEC. 4. Registration. Peace officers who are entitled to membership in the association, in order to share in the benefits provided for in this act, shall make application for membership in the association on blanks to be furnished for that purpose, giving such information as may be required by said association, and shall pay an initiation fee and annual dues to be fixed by the executive board, hereinafter provided for: Provided, however, that such initiation fee shall not exceed five dollars and
such dues shall not exceed twelve dollars per annum: Provided, further, that the provisions of this section shall not apply to special officers or citizens who have not had a reasonable time from date they were appointed, summoned or deputized, to register with such association: and, Provided further, that said reasonable time shall not exceed thirty days.

**SEC. 5. Creation of Executive Board.** That the Chairman of the Board of Commissioners of Cumberland County, the Mayor of the City of Fayetteville, the member of the Board of Town Commissioners of Fayetteville who is the Chairman of the Police Committee, be and they are hereby named and made members ex-officio of this executive board, and the remainder of the said board shall be the Sheriff of Cumberland County and the Chief of Police of the City of Fayetteville. The said board shall elect a Chairman at its first meeting in each year. A majority of the members of said executive board shall constitute a quorum for the transaction of business.

**SEC. 6. Sources of Revenue.** That in all criminal actions in Cumberland County, North Carolina, brought in courts other than the Justice of Peace wherein the defendant shall enter a nolo contendere, a plea of guilty, or shall be adjudged guilty by the court or found guilty by a jury, wherein the costs of the action are paid by the defendant, there shall be taxed in the bill of costs a fee of one dollar, to be known as the Officers Emergency Fee, and shall be collected as are all other costs in criminal cases, by the clerk or other officer of the court authorized to receive costs; and such funds so received shall be accounted for monthly, a copy of which report shall be sent to the chairman of the executive board, and such funds turned over to the treasurer of the Fayetteville-Cumberland Peace Officers Protective Association, to be by him held and securely kept for the purposes of the association: Provided, however, that such officers emergency fee of one dollar shall not be taxed in the costs of the case of violation of city ordinances. Donations and contributions to said Fayetteville-Cumberland Peace Officers Relief Fund may be received from any source approved by the executive board.

**SEC. 7. Application of the Fund.** The money so paid into the hands of the treasurer of the Fayetteville-Cumberland Peace Officers Protective Association shall be known as the Fayetteville-Cumberland Peace Officers Relief Fund, and shall be used as a fund for the relief of members of said association who may be injured or rendered sick by disease contracted in the actual discharge of duty as a peace officer, and for the relief of their widows and children, and if there be no widow or children, then dependent mothers of such officers killed or dying from injuries or disease so contracted in such discharge of duty, and as a pension fund for peace officers grown old in line of duty, and also...
for the benefit of special officers or citizens injured as such peace officers and for the further benefit of the widow and children of such officers or citizens who may be killed while acting as such peace officers. All persons entitled to benefits under this section shall make application to the executive board above provided for, and said executive board, shall investigate each application and shall determine what benefits shall be paid. The decisions of the executive board shall be final and conclusive as to what persons are entitled to the benefits and as to the amount of benefit to be paid, and said executive board shall have power to increase or decrease monthly benefits at any time, and no action at law or suit in equity shall be maintained against said association to enforce any claim or recover any benefit under this article or under the constitution or by-laws of said association; but if any officer or committee of said association omits or refuses to perform any duty imposed upon him or them nothing herein contained shall be construed to prevent any proceedings against said officer or committee to compel him or them to perform such duty.

Sec. 8. The Treasurer shall be elected by the members of the Fayetteville-Cumberland Peace Officers Protective Association, said treasurer may be elected from the membership of said association or he may be a person not a member of the association. The term of office of said treasurer to be prescribed in the by-laws to be adopted by the association. The treasurer shall give good and sufficient surety in a sum not less than the amount of money on hand, such bond to be paid for out of the funds of the association, and shall make annual reports to the executive board showing the total amount of money in his hands at the time of filing of the report, and also an account of receipts and expenditures since his last report. The accumulated funds of the association may be invested in bonds and securities unanimously approved by the executive board. All interests and other income received from investments or deposits shall be added to the principal of said fund. Expenditures shall be made only upon vouchers properly signed by the chairman of the executive board and the treasurer.

Sec. 9. Salaries and Expenses. All officers and members of the executive board shall serve without compensation, and no salaries shall be paid except an appropriation of twenty-five dollars per month for the secretary who shall be appointed by the executive board. Necessary office and stationery supplies shall be paid for out of the funds of the association.

Sec. 10. The Fayetteville-Cumberland Peace Officers Protective Association shall adopt a constitution and by-laws to be approved by the executive board, suitable for carrying out the provisions and purposes of this act.
Group insurance allowed.

Funds not taxable.

Sec. 11. The executive board shall have authority to insure the members of the Fayetteville-Cumberland Peace Officers Protective Association against death or disability or both during the terms of their employment or terms of office, under forms of insurance known as group or other insurance, and the premiums of such insurance to be payable out of the funds of the association.

Sec. 12. Funds Not Taxable. The current or accumulated funds of the Association shall not be subject to State, county, or municipal taxation.

Sec. 13. That this act shall be in full force and effect from and after its ratification.

Ratified this the 20th day of March, A.D., 1931.

CHAPTER 290

AN ACT TO CONSOLIDATE THE WOODFIN SANITARY WATER AND SEWER DISTRICT AND THE WOODFIN SANITARY SEWER DISTRICT, AND TO AUTHORIZE THE BOARD OF COMMISSIONERS OF BUNCOMBE COUNTY TO APPOINT A BOARD OF TRUSTEES FOR SAID DISTRICT.

The General Assembly of North Carolina do enact:

Section 1. That in order to effect a more economical and better administration of the affairs of the Woodfin Sanitary Water and Sewer District created pursuant to Chapter two hundred and thirty-seven Public-Local Laws of one thousand nine hundred and twenty-seven, and the Woodfin Sanitary Sewer District created pursuant to Chapter three hundred and forty-one Public-Local Laws of one thousand nine hundred and twenty-three, (the territory being the same) that said two districts be and they are hereby consolidated into one district to be known as “Woodfin Sanitary Water and Sewer District.”

Sec. 2. That Chapter four hundred and forty-seven Public-Local Laws of one thousand nine hundred and twenty-nine be and the same is hereby repealed, Provided, however, that the present board of trustees mentioned in said act shall continue to hold office until their successors are elected and qualified as hereinafter mentioned.

Sec. 3. That the Board of Commissioners of Buncombe County, shall, not later than thirty days after the ratification of this act, appoint three Trustees for said district, who shall be residents thereof and who shall serve without pay, and who shall hold office for a period of two years or until their successors are appointed and qualify, and at the expiration of their terms of office, their successors shall be appointed in like manner by said Board of Commissioners, Provided, however, in case of
vacancy in said Board of Trustees due to death, resignation or otherwise, such vacancy shall be filled by the Board of Commissioners. The Trustees so appointed by the County Commissioners shall be clothed with all the powers and duties in respect to the operation, management and control of the water and sewer system in said district as is conferred upon the Trustees by virtue of Chapter two hundred and thirty-seven Public-Local Laws one thousand nine hundred and twenty-seven. Immediately upon the qualification of the Trustees appointed by the County Commissioners under the provisions of this section, the offices of the present Trustees of said district shall at that moment expire, and it shall be their duty to surrender all moneys, books, accounts and property belonging to said district to their successors.

SEC. 4. That said consolidated district shall be and continue a municipal corporation as heretofore, for the purposes and to the extent as contained in said Chapter two hundred and thirty-seven Public-Local Laws of one thousand nine hundred and twenty-seven.

SEC. 5. The said Board of Trustees appointed under the provisions of this act shall have power to appoint a Water Superintendent to manage the water and sewer systems of said district, and he shall be under the control of and subject to authority of the Board of Trustees, who shall prescribe his duties and fix a reasonable compensation for his services; said Water Superintendent before entering upon the discharge of his duties shall execute a good and sufficient bond in some responsible bonding or surety company, in an amount to be approved by the Board of Trustees and conditioned upon his faithful compliance with his duties as water superintendent, and also that he will fully account for all moneys of whatever character coming into his hands and belonging to said district, and at the expiration of his term of office, or sooner termination thereof, he will render a proper accounting of all moneys received by him and surrender the same to the said Board of Trustees or his successor.

SEC. 6. The said Board of Trustees shall, at the end of each three months, publish or cause to be published, in some newspaper in Buncombe County, a full and complete report of the financial condition of the aforesaid sanitary district.

SEC. 7. The moneys belonging to said district may be deposited in any bank in Buncombe County and designated as a depository for County funds, but it shall be the duty of the Board of Trustees to require of such bank a good and sufficient depository bond in an amount sufficient to cover all moneys on deposit therein, said bond to be either a surety bond upon a solvent surety company licensed to do business in the State of North Carolina, or said deposit shall be secured by a deposit of

Powers and duties.

Present Trustees to give way to new Trustees.

District to continue as municipal corporation.

Appointment of Water Superintendent.

Duties and compensation.

Bond.

Conditions of bond.

Publication of financial condition of District.

Deposit of moneys of District.

Depository bond.
collateral which shall consist of either United States Government bonds or bonds of the State of North Carolina. Failure on the part of the Trustees to comply with the provisions of this section, shall be a misdemeanor, and shall be punished by a term of not less than three months nor more than six months in the penal institutions of Buncombe County.

Sec. 8. That all acts or parts of acts in conflict with this act be and the same are hereby repealed.

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

Ratified this the 20th day of March, A.D., 1931.

CHAPTER 291
AN ACT TO REDUCE THE SALARY OF THE SHERIFF OF FRANKLIN COUNTY, TO ABOLISH THE OFFICE OF DEPUTY SHERIFF OF LOUISBURG TOWNSHIP, AND TO PROVIDE FOR A TAX COLLECTOR FOR SAID COUNTY.

Whereas, it is necessary and expedient to create the office of tax collector for the entire county of Franklin in order that the taxes may be more uniformly, economically and efficiently collected; and

Whereas, the appointment of the tax collector for said county of Franklin will relieve the sheriff of said county of the major portion of his clerical and regular duties as such sheriff; and

Whereas, it will be unnecessary to continue the office of deputy sheriff of Louisburg Township and to furnish a full time deputy on salary for the office of said sheriff: Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That from and after October first, one thousand nine hundred and thirty-one, the salary of the sheriff of Franklin County shall be two thousand and four hundred dollars per annum, which salary shall be payable in twelve monthly installments as now provided by law, and all commissions heretofore allowed for the collection of taxes under section two, chapter forty-five, Public-Local Laws of one thousand nine hundred and twenty-one, and amendments thereto, shall be discontinued from and after October first, one thousand nine hundred and thirty-one, and said sheriff shall, after making full settlement for all taxes by him collected, including the year one thousand nine hundred and thirty, he relieved of all duties incidental to and in connection with the collection of taxes in Franklin County from said date, except back taxes due prior to October first, one thousand nine hundred and thirty-one, and all such duties and powers so conferred upon said sheriff by law is hereby conferred upon the tax collector of said county hereinafter provided for.
Sec. 2. That section seven, chapter six hundred and ninety-one, Public-Local Laws of one thousand nine hundred and fifteen, section two, chapter two hundred and fifty-five, Public-Local Laws of one thousand nine hundred and twenty-three, and chapter five hundred and two, Public-Local Laws of one thousand nine hundred and twenty-seven, in so far as they relate to the deputy sheriff of Louisburg Township and the fixing of his salary as deputy, be and the same are hereby repealed.

Sec. 3. That there is hereby created for Franklin County: the office of tax collector whose duty it shall be to collect all of the taxes in Franklin County, said tax collector to be appoint-
ed by the Board of County Commissioners of Franklin County
at their meeting on the first Monday in August, one thousand nine hundred and thirty-one, and said tax collector so appointed shall assume his duties as such tax collector on the first Monday in October, one thousand nine hundred and thirty-one. The Board of County Commissioners is hereby given complete super-
vision of the appointment of said tax collector and shall have authority to employ or discharge such tax collector upon five days notice for cause. Before taking the oath of office as re-
quired by law said tax collector shall give a justified bond sat-
isfactory to said commissioners for the proper collection and accounting of all taxes and funds coming into his hands by virtue of his office in a sum to be fixed in the discretion of said Board of County Commissioners, but in no event shall the bond be less than twenty-five thousand dollars.

Sec. 4. Said tax collector shall serve, unless removed for cause, for a period of one year and succeeding tax collectors shall be appointed regularly by the Board of County Commis-
sioners as provided in section three hereof, and nothing herein shall prohibit the commissioners from reappointing a tax col-
lector to succeed himself.

Sec. 5. That the County Commissioners of Franklin County are hereby authorized and empowered to furnish and equip a suitable office for said tax collector at a place convenient for the public. Said tax collector's books, records and accounts shall be at all times subject to the inspection and supervision of the Board of Commissioners of Franklin County and the County Accountant, and said records of said office shall be subject to the inspection of the public. Said tax collector shall make daily settlement with the County Accountant of Franklin County for all funds and taxes collected.

Sec. 6. That said tax collector shall receive no additional compensation or renumeration for conducting land sales or levy-
ing on personal property or preparing the insolvent list. It is the intent and purpose of this act that the amount of salary and expense designated herein shall cover all costs, traveling ex-
enses, clerical assistance, and other expense incident to the duties of his office.
SEC. 7. That the salary of the tax collector of Franklin County shall be two thousand dollars per annum which salary shall be payable in monthly installments by the Board of County Commissioners, and in the event said County Commissioners shall discharge or remove said tax collector from his office his salary shall immediately cease upon the appointment of his successor by said Board of County Commissioners.

SEC. 8. The County Commissioners of Franklin County are hereby authorized, upon the request of the tax collector, to expend for the collection of taxes a sum not to exceed sixteen hundred dollars per annum for the express purpose of employing such clerical assistance or deputy tax collectors as in his opinion may be necessary for the effective collection of taxes in the various townships which assistants or deputy tax collectors shall be, after their appointments by the Board of County Commissioners and the tax collector, under the supervision of the tax collector of said county and said assistants or deputy collectors shall each give such bonds as said Commissioners may deem necessary before assuming the duties of said office, both the bonds of the tax collector and his assistants or deputys shall be furnished without expense to the county. Said tax collector and such deputies as may hereinafter be appointed shall be allowed by the County Commissioners of Franklin County such sums as are necessary not to exceed eight hundred dollars per annum, for the purpose of paying all traveling expenses, costs and other expenses incidental to the levying on property and for the collection of taxes in said county. Said maximum sums of sixteen hundred dollars and eight hundred dollars herein provided for, or such parts thereof as the tax collector may deem necessary, shall be paid by the County Commissioners only upon verified, itemized statements presented to them showing the amounts paid to the tax collector, deputy tax collector or his assistants for their salaries or expenses incurred.

SEC. 9. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

SEC. 10. That this act shall be in full force and effect from and after its ratification.

Ratified this the 20th day of March, A.D., 1931.

CHAPTER 292
AN ACT TO PERMIT THE KILLING OFFOXES IN CERTAIN TOWNSHIPS IN RICHMOND COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. The board of County Commissioners of Richmond County upon resolution duly passed at any regular meeting may permit the killing of foxes at any or all times of the year in any township or townships in said County; and it shall be no viola-
tion of any law, county, State or otherwise, for any person to kill foxes in any way or manner whatever, in any township of Richmond County, Provided that the Board of Commissioners of Richmond County shall have by resolution permitted the killing of foxes in such township at such season or time.

Sec. 2. Any resolution or regulation duly passed by the Board of Commissioners of Richmond County under Section one of this act shall supercede all other existing State or Local laws until said resolution shall be modified or rescinded.

Sec. 3. All laws and clauses of laws in conflict herewith are repealed in so far as they may conflict with the local operation of any resolution passed by the Board of County Commissioners of Richmond County under the powers granted in Section one of this act.

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

Ratified this the 20th day of March, A.D., 1931.

CHAPTER 293

AN ACT TO AMEND SECTION FOUR, CHAPTER TWO HUNDRED AND THIRTY-THREE OF THE PUBLIC LAWS OF NORTH CAROLINA SESSION OF ONE THOUSAND NINE HUNDRED AND TWENTY-FIVE, IN REFERENCE TO THE SALARIES OF OFFICERS OF THE MUNICIPAL-COUNTY COURT OF THE COUNTY OF LENOIR.

The General Assembly of North Carolina do enact:

Section 1. That section four, Chapter two hundred and thirty-three of the Public Laws of North Carolina session of one thousand nine hundred and twenty-five, be amended by striking out the following words in lines eight and nine of said section, "and that such salaries shall not be reduced during the term to which said officers are selected or elected."

Sec. 2. That it shall be the duty of the Board of County Commissioners and the Board of Aldermen of the City of Kinston, to assemble in joint session at the office of the Board of County Commissioners of said county on Monday, May fourth, one thousand nine hundred and thirty-one, at the hour of ten o'clock, A.M., and at said meeting to give consideration to and by a joint resolution to fix the salaries of the Recorder and the Solicitor of the Municipal-County Court for the County of Lenoir, which salaries so fixed at said meeting shall be paid to said officers respectively of said Court from and after May fourth, one thousand nine hundred and thirty-one, and until modified or changed according to law.
Ch. 408, Public-Local Laws 1927.

amended, making terms of office four years instead of two.

Applicable only to Lenoir County.

Conflicting laws repealed.

Sec. 3. That section one of Chapter four hundred and eight of the Public-Local Laws, one thousand nine hundred and twenty-seven, be and the same is hereby amended by striking out the word “four” in line eight of sub-section (b) of said section and inserting in lieu thereof the word “two”, so that after the election to be held in November, one thousand nine hundred and thirty-two, the Solicitor and Recorder of said Court shall serve for a period of two years.

Sec. 4. That this act shall be applicable only to the County of Lenoir.

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

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

Ratified this the 20th day of March, A.D., 1931.

CHAPTER 294

AN ACT TO AMEND SALARY ACT OF BEAUFORT COUNTY FIXING SALARY OF REGISTER OF DEEDS.
The General Assembly of North Carolina do enact:

SECTION 1. That section number three of chapter two hundred and twenty-nine, Public-Local Laws nineteen hundred and twenty-one, reading as follows:

“That section nine of chapter one hundred and seventy-two, Public-Local Laws of one thousand nine hundred and nineteen, be amended by striking out the words “three thousand eight hundred” in line two and inserting in lieu thereof the words “five thousand”.

Be and the same is hereby amended as follows; strike out the words “five thousand” at the end of said section and insert in lieu thereof “four thousand”.

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

SEC. 3. That this act shall be full force and effect from and after the first Monday in December, one thousand nine hundred and thirty.

Ratified this the 21st day of March, A.D., 1931.

CHAPTER 295

AN ACT TO ALLOW THE BOARD OF COUNTY COMMISSIONERS OF GRAHAM COUNTY AND ITS DEPOSITORY TO ENTER INTO A CONTRACT REGARDING CERTAIN COUNTY FUNDS.
The General Assembly of North Carolina do enact:

WHEREAS, the Graham County Bank on and before the twentieth day of November, nineteen hundred and thirty, had on deposit the sum of approximately thirty-four thousand, two hundred dollars of Graham County funds, and
Whereas, the American National Bank of Asheville, North Carolina, had been designated as depository for the funds of said bank, and

Whereas, on said twentieth day of November, nineteen hundred and thirty, said American National Bank closed its doors thereby temporarily tying up the funds of said county and bank, and

Whereas, funds for meeting the financial needs of Graham County have been provided, and,

Whereas, said County funds are amply secured by bond and collateral. Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners of Graham County is hereby authorized and empowered to enter into a contract with Graham County Bank to allow said bank two years within which to collect and pay to said County said money now on deposit in said American National Bank, and for the said bank to pay to the said county any loss it may sustain by reason of the liquidation of said American National Bank.

Sec. 2. That if such agreement is entered into between the Board of County Commissioners of Graham County and said Graham County Bank, then it shall be the duty of said Graham County Bank and it is hereby required to pay or place to the credit of Graham County any and all monies received from the funds on deposit in said American National Bank, and said Graham County Bank is hereby required to pay or place to the credit of Graham County, any and all collections made by it of the collateral notes now held by Graham County as security.

Provided, that upon payment of the said Graham County Bank to Graham County of any portion of said funds, the Board of County Commissioners are hereby authorized to surrender to said bank collateral notes equal to the amount so paid.

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

Sec. 4. That this act shall take effect from and after its ratification.

Ratified this the 21st day of March, A.D., 1931.

CHAPTER 296

AN ACT FOR THE RELIEF OF T. M. CRYSEL, TREASURER, G. G. ELLEDGE, SHERIFF, J. M. BUMGARNER, T. L. PARSONS, C. L. SMOOT, TAX COLLECTORS OF WILKES COUNTY, NORTH CAROLINA.

That whereas it appears that T. M. Crysel as Treasurer of Wilkes County, G. G. Elledge as Sheriff of Wilkes County, J. M. Bumgarner, T. R. Parsons and C. L. Smoot as Tax Collectors of Wilkes County had on deposit in the Bank of Wilkes of County funds tied up.

County authorized to contract with Bank regarding collection of deposits.

Money to be turned over to County as collected.

Collateral to be surrendered as funds are received.

Conflicting laws repealed.

Preamble: Loss of Wilkes County funds by certain officers in failure of Bank of Wilkes.
Wilkesboro, N. C., certain sums of money belonging to the County of Wilkes; and

Whereas it appears that until the time of the failure of said bank it was universally regarded as a sound, reliable and solvent State Banking Institution; and

Whereas it appears that said Bank of Wilkes of Wilkesboro, N. C., failed on or about the twenty-eighth day of May, one thousand nine hundred and twenty-seven; and

Whereas it further appears that said T. M. Crysel as Treasurer of Wilkes County, G. G. Elledge as Sheriff of Wilkes County, J. M. Bumgarner, T. R. Parsons and C. L. Smoot as Tax Collectors of Wilkes County, N. C., used such care, prudence and diligence in the preservation and safe keeping of the funds of Wilkes County which were intrusted to them as careful and reasonably prudent men would have exercised under the circumstances, the said Bank of Wilkes having been designated by the County Commissioners for Wilkes County, in good faith as the depository for the funds of the County, in regular session, as appears of Record in the Minutes of the Proceedings of the County Commissioners: Now therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the said T. M. Crysel as Treasurer of Wilkes County and G. G. Elledge as Sheriff of Wilkes County and J. M. Bumgarner, T. R. Parsons and C. L. Smoot as Tax Collectors for Wilkes County, and their bondsmen be, and they are hereby discharged and relieved of any liability to the County of Wilkes, which has or may hereafter result or accrue by reason of the failure of the Bank of Wilkes of Wilkesboro, North Carolina, as to any funds on deposit in said Bank of Wilkes at the time of its failure, having been deposited by said T. M. Crysel as Treasurer, G. G. Elledge as Sheriff and J. M. Bumgarner, T. R. Parsons and C. L. Smoot as Tax Collectors of Wilkes County in their official capacity as Treasurer, Sheriff and Tax Collectors, respectively, and belonging to the County of Wilkes, Provided, that nothing in this act shall be construed to relieve the said G. G. Elledge as Sheriff, T. M. Crysel as Treasurer, J. M. Bumgarner, T. R. Parsons and C. L. Smoot as Tax Collectors, of the payment of such funds as have been or may hereafter be received in the form of dividends from the liquidation of the said Bank of Wilkes, to the County of Wilkes; Provided, this act shall not be effective until and unless approved by the board of commissioners of Wilkes County by resolution duly adopted and approved; and the said board of commissioners of Wilkes County are hereby authorized and empowered in their discretion to make effective the provisions of this act by resolutions duly approved and adopted by the majority of said board.
SEC. 2. That all laws and clauses of laws in conflict with this act are hereby repealed.
Sec. 3. That this act shall be in force from and after its ratification.
Ratified this the 21st day of March, A.D., 1931.

CHAPTER 297
AN ACT TO REGULATE THE ELECTION OF THE COMMISSIONERS FOR THE COUNTY OF RICHMOND.
The General Assembly of North Carolina do enact:

SECTION 1. That for the purpose of electing the commissioners for Richmond County, the townships of said county shall be divided into five districts as follows:
(a) Steeles Township Number One, Steeles Township Number Two and Black Jack Township shall constitute the First District.
(b) Mineral Springs and Beaver Dam Townships shall constitute the Second District.
(c) Rockingham Township shall constitute the Third District.
(d) Wolf Pit Township shall constitute the Fourth District.
(e) Marks Creek Township shall constitute the Fifth District.

SEC. 2. That one county commissioner shall be elected from each of the aforesaid districts by the qualified voters at large of said county at the time and in the manner provided by law.

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

SEC. 4. That this act shall be and remain in full force and effect from and after its ratification.
Ratified this the 21st day of March, A.D., 1931.

CHAPTER 298
AN ACT FOR THE RELIEF OF JOHN J. TAYLOR,
SHERIFF OF STOKES COUNTY.

Whereas, The Board of Commissioners of Stokes County duly designated the Bank of Stokes County as depository for all county funds, and
Whereas, John J. Taylor, as Sheriff and Treasurer, by authority of the authorization deposited in the Bank of Stokes County the funds coming into his hands as such Sheriff and Treasurer, and
Whereas, the Bank of Stokes County hypothecated, by agreement with Stokes County, certain deeds of trust and mortgages to secure the funds so deposited, Now, therefore,  

The General Assembly of North Carolina do enact:

SECTION 1. That the action and acts taken by the said John J. Taylor, as Sheriff and Treasurer, pursuant to the authorization of the Board of Commissioners of Stokes County in depositing the funds coming into his hands in said bank are declared legal and effective and the said John J. Taylor, as Sheriff and Treasurer, and individually, and his bondsmen are relieved from liability on account of any loss accruing or that may accrue to Stokes County by reason of the insolvency or failure of the Bank of Stokes County. Provided this act shall not be effective until and unless approved by the board of commissioners of Stokes County by resolution duly adopted and approved; and the said board of commissioners of Stokes County are hereby authorized and empowered in their discretion to make effective the provision of this act by resolutions duly approved and adopted by the majority of said board.

SEC. 2. That any and all collateral, notes, deeds of trust and other security hypothecated by agreement between the Bank of Stokes County and Stokes County are declared to be dedicated to the payment of any deposits or other monies due to Stokes County from the Bank of Stokes County pursuant to agreement had.

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

Ratified this the 21st day of March, A.D., 1931.

CHAPTER 299

AN ACT FOR THE RELIEF OF THE CLERK OF THE SUPERIOR COURT AND REGISTER OF DEEDS OF CARTERET COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. From and after May first, nineteen hundred and thirty-one, the Clerk of the Superior Court of Carteret County shall be allowed and paid from the general County fund the sum of fifty dollars ($50.00) a month to be applied as partial payment on the salary of deputy clerk.

SEC. 2. From and after May first, nineteen hundred and thirty-one, the Register of Deeds of Carteret County shall be allowed and paid from the general County fund the sum of twenty-five ($25.00) dollars a month to be applied as partial payment on the salary of deputy register.
Sec. 3. That all laws and clauses of laws in conflict with this act shall be repealed.

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

Ratified this the 21st day of March, A.D., 1931.

CHAPTER 300

AN ACT TO AMEND CHAPTER THREE HUNDRED SEVENTY-FIVE, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-FIVE, RELATING TO IMPORTATION OF HOGS INTO GRANVILLE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section one of chapter three hundred seventy-five, Public-Local Laws of one thousand nine hundred twenty-five, be amended by striking out the words “Granville and”, in line two thereof, and by changing the word “counties” in said line to the word “county”.

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

Ratified this the 21st day of March, A.D., 1931.

CHAPTER 301

AN ACT TO PROVIDE FOR THE PAYMENT OF ALL THE ROAD BONDS OF ROBERSONVILLE TOWNSHIP, MARTIN COUNTY.

Whereas there are certain outstanding road bonds of Robersonville Township, Martin County, issued under the provisions of chapter twenty-nine, Public-Local Laws of one thousand nine hundred and thirteen; and

Whereas the road trustees of said Robersonville Township, Martin County, own certain real estate that may be sold and applied to the discharge of said indebtedness: Now, therefore, The General Assembly of North Carolina do enact:

SECTION 1. That notwithstanding the provisions in House Bill three hundred and thirty-eight, enacted at this Session of the General Assembly, with respect to the public roads of the State, the board of trustees of Robersonville Township, Martin County, as provided for in chapter twenty-nine of the Public Laws of one thousand nine hundred and thirteen, shall be continued in the full exercise of the authority conferred upon them by law with respect to the levying and collection of taxes to provide for the payment of the outstanding road bond indebted-
Authorized to sell real estate and personal property and apply proceeds to retirement of bonds.

County not to expend tax money for road construction.

Conflicting laws repealed.

Setting of steel traps in Hertford County without written permission of owner of lands prohibited.

Violation made misdemeanor.

Wake County not taxable with witness fees of salaried officers acting as State's witnesses.

ness of said township, and shall likewise have authority to sell and convey any real estate owned by said board of trustees and apply the proceeds of such sale to the exclusive purpose of the discharge of the said bonded indebtedness; and likewise to sell or dispose of and have control of for the purpose of application to said indebtedness the proceeds therefrom of any personal property belonging to said board of trustees which is not taken over by the State Highway Commission under the provisions of the act of one thousand nine hundred and thirty-one, above referred to; but it is expressly intended that this act shall not authorize the said board of trustees to levy any tax or expend any money in the construction, improvement or maintenance of public roads after July first, one thousand nine hundred and thirty-one.

Sec. 2. That all laws and clauses of laws in conflict with this act to the extent of such conflict only are hereby repealed.

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

Ratified this the 21st day of March, A.D., 1931.

CHAPTER 302

AN ACT TO PROHIBIT THE USE OF STEEL TRAPS IN HERTFORD COUNTY ON THE LANDS OF ANOTHER WITHOUT WRITTEN CONSENT OF THE OWNER THEREOF.

The General Assembly of North Carolina do enact:

Section 1. That it shall be unlawful for any person, firm or corporation to set, affix or attach any steel trap on any lands in Hertford County, belonging to another person, unless the written consent of the owner of the land shall have been first obtained.

Sec. 2. That any person violating the provisions of this act shall be guilty of a misdemeanor, and upon conviction shall be fined not exceeding fifty dollars or imprisoned not over thirty days.

Sec. 3. That this act shall take effect from and after its ratification.

Ratified this the 21st day of March, A.D., 1931.

CHAPTER 303

AN ACT RELATING TO STATE'S WITNESSES IN WAKE COUNTY.

The General Assembly of North Carolina do enact:

Section 1. In Wake County, when on the trial of a criminal action, the costs, or any part thereof, are taxed against the County, the witness fees of all-time salaried officers or an all-
time salaried employee of the County of Wake or the city of Raleigh shall not be taxed against Wake County in the bill of costs.

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

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

Ratified this the 21st day of March, A.D., 1931.

CHAPTER 304
AN ACT GIVING A LIEN ON CATTLE FOR PASTURAGE.

The General Assembly of North Carolina do enact:

SECTION 1. That any person, firm or corporation furnishing pasturage for any cattle, sheep, swine or goats and likewise to any horse, mule or other livestock, shall be entitled and shall have a lien on any and all such livestock for which pasturage is so furnished or provided, for the amount or the charges for such pasturage for the current year.

SEC. 2. That said lien shall be enforcible in the same manner as is provided for the collection of damages and cost in cases of straying livestock.

SEC. 3. That it shall be unlawful for any person, firm or corporation to remove or cause to be removed any such livestock from any pasture or inclosure used as a pasture in which livestock is pastured for hire, without first giving notice to the person, firm or corporation so furnishing such pasturage, and any person, firm or corporation violating this act shall be guilty of a misdemeanor and shall be fined not exceeding the sum of twenty-five dollars or imprisoned for not exceeding thirty days in the common jail, of Buncombe County.

SEC. 4. That this act shall apply to Buncombe County only, and shall be in full force and effect from and after its ratification.

Ratified this the 21st day of March, A.D., 1931.

CHAPTER 305
AN ACT TO REPEAL THE STATUTES CREATING THE BURKE COUNTY ROAD COMMISSION.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter sixty-four (64) of the Public-Local Laws of the session of one thousand nine hundred and twenty-one (1921) creating the Burke County Road Commission, and any and all acts amending the same, including chapter two hundred and thirty (230) of the Public-Local Laws of the ses-

Conflicting laws repealed.

Lien given to furnishers of pasture for cattle.

How lien is enforced.

Unlawful to remove cattle without notifying furnishers of pasturage.

Violation of act made misdemeanor.

Applicable only to Buncombe County

Ch. 64, Public-Local Laws 1921; and ch. 230, Public-Local Laws 1929, repealed, abolishing Burke County Road Commission.
tion of one thousand nine hundred and twenty-nine (1929), be and the same are hereby repealed, Provided, however, that from and after the ratification of this act and until July first, one thousand nine hundred and thirty-one (1931), but not after said date, the Board of Commissioners of Burke County shall exercise all the powers conferred upon the Burke County Road Commission by the aforesaid statutes.

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

Ratified this the 21st day of March, A.D., 1931.

CHAPTER 306

AN ACT TO PROVIDE FOR AN AUDIT OF THE VARIOUS OFFICES AND DEPARTMENTS OF BERTIE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Commissioners of Bertie County are hereby authorized, empowered and directed within the next two years from the ratification of this act to cause to be made by a certified public accountant who shall not be a resident of the county, an audit of every office and department handling any of the funds of said county, and pay for the same out of the general funds belonging to the county, Provided the cost of the same shall not exceed the sum of three thousand dollars.

Sec. 2. That the said audit, when prepared and certified by the certified public accountant making the same, shall be filed with the Board of Commissioners for Bertie County and shall at all times be open to public inspection.

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

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

Ratified this the 21st day of March, A.D., 1931.

CHAPTER 307

AN ACT TO CONFER ADDITIONAL AUTHORITY UPON THE RECORDER’S COURT OF CALDWELL COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. The Clerk of the Recorder’s Court of Caldwell County shall tax against the defendant, who is convicted, or who confesses his guilt, or upon whom judgment is suspended in said court, a tax fee of Six ($6.00) Dollars and these several sums, when collected, shall be paid over by the Clerk of the Court to the County Auditor, acting as Treasurer, to be kept by
him as a separate and distinct fund to be known as "The Recorder's Court Fund." This fund shall be used only in paying the salary of the Recorder and Prosecuting Attorney of said court and other expenses of the Court.

In all civil actions, the Clerk shall tax against the losing party the sum of Six ($6.00) Dollars and all sums, so collected, shall be disposed of as above provided for tax fees in criminal actions.

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

Ratified this the 21st day of March, A.D., 1931.

CHAPTER 308

AN ACT TO AUTHORIZE AND EMPOWER THE BOARD OF COMMISSIONERS OF SAMPSON COUNTY TO REGULATE THE OPENING AND CLOSING OF FILLING STATIONS ON THE SABBATH DAY.

The General Assembly of North Carolina do enact:

SECTION 1. That a majority of the qualified voters residing within a radius of one mile of any filling station in Sampson County, situated outside of the incorporated towns in said county, may subscribe and file a petition with the Board of Commissioners of said county requesting that such filling station be opened or closed on the Sabbath day, or during certain hours on the Sabbath day. The Board of Commissioners shall receive and file such petition and give notice of a hearing on such petition to be held at the next or some subsequent regular meeting of the Board of Commissioners by posting a notice at the Court House door and also on or near such filling station for a period of not less than thirty days, specifying in said notice the time of the hearing. At such meeting the Board of Commissioners shall ascertain if said petition has been duly signed by a majority of the qualified voters within a radius of one mile of such filling station; and in such event, the Board of Commissioners shall make and it is hereby authorized and empowered to make, rules, regulations and ordinances governing the opening and closing of such filling station within said county and outside the incorporated towns in said county on the Sabbath day; and shall prohibit the opening of such filling station altogether on said day, or prescribe certain hours in which it may remain open, according to the terms of said petition.

SEC. 2. That the violation of the provisions of any ordinance made under authority of this act shall be a misdemeanor and shall be punished in the discretion of the court.
SEC. 3. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

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

Ratified this the 21st day of March, A.D., 1931.

CHAPTER 309

AN ACT TO PREVENT THE THROWING OF GARBAGE, WASTE OR OTHER MATERIAL OR REFUSE NEAR THE PUBLIC ROADS OR PUBLIC HIGHWAYS IN THE COUNTY OF LEE.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be unlawful for any person, firm or corporation, personally, or through agents or servants, to throw or cause to be thrown any garbage, waste, obscene matter, or other refuse, including old automobiles and automobile parts, on the public roads or public highways of the County of Lee, or within a distance of three hundred feet therefrom, or to make any trash pile, scrap pile or pile of other obscene matter within a distance of three hundred feet from any public highway. The throwing of garbage, waste or other refuse, including the storing of old automobiles and automobile parts on said public roads and public highways or within the limit above prescribed and the making of any trash pile, scrap pile, a pile of other obscene matter within said limits is declared to be a public nuisance: Provided, this act shall not apply to territory within the corporate limits of towns and cities.

SEC. 2. Any person, firm or corporation violating the provisions of this act shall be guilty of a misdemeanor and fined not exceeding fifty dollars or imprisonment not exceeding thirty days, or both, in the discretion of the court.

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

Ratified this the 21st day of March, A.D., 1931.

CHAPTER 310

AN ACT RELATING TO THE DUTIES AND COMMISSIONS OF THE CLERK OF THE SUPERIOR COURT OF BERTIE COUNTY, WHEN ACTING AS RECEIVER.

The General Assembly of North Carolina do enact:

SECTION 1. That there be allowed to the Clerk of the Superior Court of Bertie County, when duly appointed by the Superior Court as receiver for any minor, incompetent or any other person or persons, as compensation for services rendered in conne-
tion with said receiverships, such compensation in each case as the Court may direct to be retained by said Clerk out of said funds.

Sec. 2. That all other fees, commissions and charges as now regulated by law shall be paid to the county treasurer of Bertie County, as now provided for.

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

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

Ratified this the 21st day of March, A.D., 1931.

CHAPTER 311
AN ACT RELATING TO THE HUNTING OF RABBITS IN NORTHAMPTON COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That it shall be lawful to hunt and kill rabbits with guns in Northampton County at any season of the year.

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

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

Ratified this the 21st day of March, A.D., 1931.

CHAPTER 312
AN ACT TO REPEAL THE CHARTER OF THE SHARPSBURG GRADED SCHOOL DISTRICT.

The General Assembly of North Carolina do enact:

Section 1. That chapter eight hundred and forty-five of the Public Laws of nineteen hundred and five entitled “An Act to Establish and Maintain a Graded School in Specific Territory in Wilson, Edgecombe and Nash Counties”, together with any and all amendments thereto, be and the same is hereby repealed. The boundary lines of the said district shall be in nowise affected or changed by this repeal of the charter, but the said district shall be and become a local tax district: Provided, however, the portion of the said local tax district being within each county shall be subject to the adopted county-wide plan of the county in which such portion lies and likewise subject to any future amendment of such county-wide plan.

Sec. 2. The provisions of this act shall in nowise affect the authority of the several counties to levy local taxes voted by the people of the district, but the same shall remain in full force and effect, notwithstanding the repeal of the Charter. Nor shall
the provisions of this act affect the validity of any bonded indebtedness or other prior building obligations of the said district. The same shall be and remain a charge upon the property of the district in as full and ample manner as it was prior to the repeal of the charter.

SEC. 3. The district school committee shall be composed of five members. The present five incumbents shall serve until their terms expire unless they or any of them resign, whereupon the Board of Education of the County in which the building is located shall name three members and the boards of education of the other two counties shall name one member each. The committee shall have all the powers conferred upon local tax district committees under the general law but no other powers.

SEC. 4. The operation of the school shall be under the control of the Board of Education of the county in which the building is located.

SEC. 5. (a) Each county shall contribute annually to the operation of the school for the six months term and for any extended term that proportion of the whole cost, except the cost of transportation, that is represented by the pro rata part which the average daily attendance for the preceding year of children residing in each county bears to the whole average daily attendance for the preceding year, so long as the three county boards of education agree to operate this as a joint school.

(b) Beginning with the school year one thousand nine hundred and thirty-one and one thousand nine hundred and thirty-two, it shall be lawful for the Boards of Education of each county, regardless of which county is the site of the building, to contribute to the cost of the building and equipment from county or from district funds, in accordance with the proportion set out in this section and each of said counties is hereby directed to so contribute until the present building indebtedness is paid.

(c) Payments of contributions to the support of the six months term shall be made to the treasurer or fiscal agent of the county administering the school to be credited to the operation of this school only.

(d) Local taxes shall be collected as in local tax districts in the several counties and paid over by the boards of education to the county board that operates the school.

(e) On or before the first day of May each year, the county board of education which operates the school shall cause its secretary to make for each county a district budget for each fiscal year, setting forth the average daily attendance of children from each county, a detailed statement of expenditures determined to be necessary for the ensuing year and the pro rata contributions to be made by each county. They shall like-
wise furnish at the same time reports on the census and enrollment by counties and a detailed report of expenditures made for the preceding year shall be made to each county by July fifteenth of each year.

(f) Each county shall pay that part of the cost of transportation that is represented by the ratio which the average number of its children transported to this school the preceding year bears to the whole average number of children lawfully transported to this school the preceding year. Each county is authorized to transfer its high school students residing in this district to any high school where it considers the cost of making provision for them most economical.

SEC. 6. On or before July first, nineteen hundred and thirty-one, the board of trustees shall convey by deed to the board of education of the county in which the school is located, the title to all school property of whatever kind, and the board of education of said county shall at once execute a contract with the other two counties fixing the interests in said property belonging to the other two counties proportionately to that part of the cost of said property contributed by each.

SEC. 7. All laws and clauses of laws in conflict with this act are hereby repealed to the extent of such conflict.

SEC. 8. This act shall be in full force and effect from and after July first, nineteen hundred and thirty-one.

Ratified this the 23rd day of March, A.D., 1931.

CHAPTER 313

AN ACT TO PROVIDE TEMPORARY CARTWAYS IN CATAWBA, CALDWELL, BURKE AND LINCOLN COUNTIES.

The General Assembly of North Carolina do enact:

SECTION 1. That if any person shall own any standing timber to which there is leading insufficient public roads or cartways and it shall appear necessary, reasonable and just that such person shall have a cartway or cartways to a public road and that the owner of the standing timber and the owner or owners of the land over which such cartway or cartways are proposed to be located can not agree after negotiations over a period of at least ten days as to the locations of said cartways or as to the damages to be paid therefor, then in such event he may file his petition before the Clerk of the Superior Court of the county where such lands are situated praying for a cartway or cartways to be opened across such other person's land.

Sec. 2. That upon the filing of said petition and the depositing of the sum of fifteen dollars to be applied upon the cost, the Clerk of the Superior Court shall issue an order command-
Service upon adverse parties.

Naming of jurors to view premises and assess damages.

Minimum damages.

Secondary cartways in unusual territory.

Erection of gates for protection of cattle.

Cartways to be kept open.

Free passage.

Repair of.

Payment of damages and juror fees authorizes entry.

ing the Sheriff to serve a copy of the petition upon the adverse parties requiring them to appear and show cause why a jury of three freeholders should not be appointed to view the lands and lay off a cartway or cartways, not less than fourteen feet wide, and to assess the damages the owner or owners of such land may sustain thereby, which damages shall be paid by the petitioner before the cartway or cartways are constructed.

SEC. 3. That if sufficient reason be shown for granting the cartway or cartways a jury of three freeholders, shall be appointed within five days after the granting of the petition as set forth in section two hereof for the purposes hereinbefore named; one of said jury shall be appointed by the petitioner, one by the owner of the land, and one by the Clerk of the Superior Court. If one of the parties should fail to appoint a freeholder within five days after the Clerk of the Superior Court shall have made his decision, then the said Clerk shall appoint a freeholder in lieu of such party. The damages assessed by the jury must be at least twice the value of the land actually covered by the cartway or cartways.

SEC. 4. That if it shall appear that the standing timber is located upon lands traversed by hills, mountains or ridges and that it would be expensive and impracticable to move the logs over such hills, mountains or ridges, then, in such event, secondary cartways, fourteen feet in width, connecting the hollows or basins between said hills, mountains or ridges with the primary cartways shall be laid off where such appear necessary, reasonable and just.

SEC. 5. That if the cartway or cartways so laid off across any pasture lands of another the petitioner shall erect and maintain gates at the points where said cartway enters and leaves the pasture lands or any fenced portion thereof and the petitioner and others using said cartway shall be required to open and close said gates.

SEC. 6. That the cartways established under this act shall be kept open in accordance with the provisions of section three thousand eight hundred and thirty-seven of the Consolidated Statutes or until the operation of removing the timber and the lumber manufactured therefrom is completed; all persons and vehicles shall have free passage thereover. The petitioner and others who use the cartway may from time to time grade and repair said cartway as they may desire without doing any injury to the adjoining land.

SEC. 7. That upon the payment of the damages assessed by the jury, together with the cost of the proceedings, including a fee of five dollars for each juror, the petitioner may enter the lands and construct the cartway or cartways laid off by the jury.
SEC. 8. That either party may appeal from the decision of the jury to the Superior Court; but the pending of an appeal shall not prevent the construction and use of the cartway or cartways in the event the petitioner pays into the office of the Clerk of the Superior Court the damages assessed and the costs to the time the appeal is taken.

SEC. 9. That this act shall apply only to the counties of Catawba, Caldwell, Burke and Lincoln.

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

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

Ratified this the 23rd day of March, A.D., 1931.

CHAPTER 314
AN ACT TO PUT THE SOLICITOR OF NASH COUNTY ON SALARY.

The General Assembly of North Carolina do enact:

SECTION 1. That section twenty-four, chapter one hundred and seventy-six, of the Public-Local Laws of one thousand nine hundred eleven, as amended by chapter one hundred and eighty, of the Public-Local Laws, Extra Session of one thousand nine hundred and twenty-one, be and the same is hereby amended by striking out the sentence in section twenty-four, lines twenty-seven to thirty-two, "Said prosecuting attorney shall be allowed the same fees as are allowed solicitors and the same shall be collected under the same rules as the solicitor's fees are collected in the Superior Court of Nash County; but no fees shall be taxed for said prosecuting attorney for cases in which the said recorder acts only committing magistrate," and inserting in lieu thereof, "Said prosecuting attorney shall be paid a salary to be fixed by the Board of Commissioners of Nash County at the same amount paid the Recorder of said court; that is, the salaries of the Recorder and Prosecuting Attorney shall at all times hereafter be the same, and said salary shall be paid out of the county fund upon such vouchers as are now required for the payment of county bills."

SEC. 2. That the Clerk of the Superior Court of Nash County shall, in computing all bills of cost in criminal cases where the solicitor has heretofore received a fee, tax in the bill of costs the same fees now allowed to the solicitor, which shall be collected by the Clerk and paid into the county fund: Provided, that no such fees which are now required by law to be paid by the County shall be taxed in said bill of costs, nor shall any such fees be taxed in the bill of costs in cases where the defend-
ants are assigned to work on the public roads of Nash County.

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

SEC. 4. That this act shall be in force from and after April first, one thousand nine hundred and thirty-one.

Ratified this the 24th day of March, A.D., 1931.

CHAPTER 315

AN ACT TO FIX THE SALARIES OF CERTAIN OFFICERS OF NASH COUNTY, AND EMPOWERING THE COUNTY COMMISSIONERS OF NASH COUNTY TO FIX THE SALARIES OF ALL OTHER COUNTY OFFICERS.

The General Assembly of North Carolina do enact:

SECTION 1. That from and after April first, one thousand nine hundred thirty-one, the Commissioners of Nash County, in their discretion, shall have the power and authority to reduce the salaries of the Clerk of the Superior Court, the Register of Deeds and the Sheriff of Nash County, ten per cent or less.

SEC. 2. That the Board of County Commissioners are hereby authorized and empowered, by Resolution duly adopted, to abolish the office of Treasurer of Nash County.

SEC. 3. That the salaries of the County Officers named above, with such reductions or decreases, if any, as above provided, are in lieu of all other salaries heretofore fixed by Special Acts of the General Assembly and amendments thereto, except that said salaries are not to include salaries to be paid to assistants, deputies and clerks of said officers. Each of the County Officers of Nash County, above named, shall appoint such assistants, deputies and clerks as may be necessary to perform the duties of said office, subject to and with the approval of the Board of County Commissioners of Nash County.

SEC. 4. That the Board of Commissioners of Nash County are hereby authorized, empowered and directed to fix the salaries, and provide for their payment out of the county funds, of all other county officers elected by vote of the people of Nash County or appointed by the Board of Commissioners of Nash County, and the salaries of all clerks, assistants and deputies of county officers, except as herein provided.

SEC. 5. That the Board of Commissioners of Nash County may, at any time hereafter, by resolution duly adopted and spread upon the minutes of the Board, separate the office of sheriff and tax collector of the County, and appoint a tax collector for the county of Nash who shall have the same rights and powers and be subject to the same laws in the collection of taxes as now apply to the sheriff in the collection of taxes.
The Board of Commissioners may also appoint as many deputy township tax collectors to serve under the county tax collector as it may deem necessary for the prompt collection of all taxes. The Board of Commissioners shall have complete control over the tax collector and his deputies, with power to discharge without notice, shall fix their compensation and provide for its payment out of the general county funds, but said compensation shall not exceed the amount of commissions received by the county from the collection of said taxes. The said tax collector and his deputies shall be required to give bonds to be fixed by the Board of Commissioners and the premiums on such bonds shall be paid by the county out of the general funds. In the event the office of sheriff and tax collector are separated as hereinafter provided for and it is found that the income of the office does not amount to as much as the salary of the sheriff and his deputies, then being paid them, the salary of the sheriff and his deputies shall be reduced to an amount to be fixed by the Board of Commissioners, not to exceed the income derived from said office by the county.

Sec. 6. That the Board of Commissioners of Nash County are authorized, in their discretion, to pay (a) all necessary office equipment and expenses of the different offices of Nash County, including premiums on official bonds: Provided, the same shall in no case exceed the profits derived from said office.

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

Sec. 8. That this act shall be in force from and after April first, one thousand nine hundred and thirty-one.

Ratified this the 24th day of March, A.D., 1931.

CHAPTER 316

AN ACT TO ALLOW THE BOARD OF EDUCATION OF WILKES COUNTY TO PAY MISS NINA DANCY SALARY DUE HER.

The General Assembly of North Carolina do enact:

Sec. 1. That the Board of Education of Wilkes County be, and it is hereby empowered and directed to pay Miss Nina Dancy, the sum of forty-five ($45.00) dollars, being her salary for one month as teacher at Harmon School, District number eight, Union Township, Wilkes County.

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

Ratified this the 24th day of March, A.D., 1931.
CHAPTER 317

AN ACT TO MAKE IT UNLAWFUL TO OPERATE A FILLING STATION IN WILKES COUNTY AND STOKES COUNTY ON SUNDAY BETWEEN THE HOURS OF TEN A. M. AND TWELVE P. M.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be unlawful for any person, firm or corporation to operate any filling station on the Lord's Day, commonly called Sunday, between the hours of ten A. M., and twelve-thirty P. M. in Wilkes County and Stokes County.

SEC. 2. That the operation of any filling station during the hours herein mentioned in violation of this act, shall constitute a misdemeanor and each and every act shall constitute a new and separate offense.

SEC. 3. That any person, firm or corporation violating the provisions of this act shall upon conviction thereof be fined not exceeding fifty dollars or imprisoned not exceeding thirty days.

SEC. 4. That this act shall be in force from and after the first day of April, nineteen hundred and thirty-one.

Ratified this the 25th day of March, A.D., 1931.

CHAPTER 318

AN ACT FOR THE RELIEF OF IREDELL-ROWAN COUNTY DRAINAGE DISTRICT NUMBER ONE.

The General Assembly of North Carolina do enact:

Whereas, The Iredell-Rowan County Drainage District Number One (1) has been duly organized, in accordance with the provisions of the statute, Article five, Chapter ninety-four of the Consolidated Statutes of one thousand nine hundred and nineteen, as amended, and

Whereas, The Drainage Commissioners have been duly elected and organized, under Article six of said Chapter as amended, and

Whereas, Assessments and a bond issue have been authorized, under Article eight of said chapter, as amended, and

Whereas, In accordance with the provisions of said Article eight, and upon the authorization and approval of the State's Sinking Fund Commission as provided by law, a bond ordinance was passed authorizing the issue of Eighty-three Thousand Dollars ($83,000.) of drainage bonds, and

Whereas, In pursuance of said bond order and authorization of the State's Sinking Fund Commission, the Board of Drainage Commissioners duly advertised for sealed bids for said bonds,
which advertisement was made in accordance with the Drainage Act and, in this regard, in accordance with chapter two hundred and seventy-seven, Public Laws of one thousand nine hundred and twenty-nine, but said Board of Drainage Commissioners overlooked securing the approval of the Sinking Fund Commission upon the manner in which it advertised said bonds, under section three of said act of one thousand nine hundred and twenty-nine, and

Whereas, At the time fixed for the opening of bids no satisfactory bids were received, Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That said advertisement, recited in the preamble of this bill, be and the same is hereby approved and validated, notwithstanding anything contained in said chapter two hundred and seventy-seven of the Public Laws of one thousand nine hundred and twenty-nine, or the bill enacted into law at the present session of the Legislature, commonly known as the "Local Government Commission Act."

SEC. 2. That the Board of Drainage Commissioners of said Drainage District be, and it is, hereby authorized and empowered to proceed under section five thousand three hundred and fifty-seven of the Consolidated Statutes of one thousand nine hundred and nineteen and re-advertise said bonds for sale, or to sell said bonds at private sale; Provided, said sale is not for less than par. Said sale may be made at any time within two years from and after the ratification of this act. To this end, said Board is also authorized and empowered to amend its ordinance authorizing the issue and sale of said bonds, so as to postpone the date of issue and date of maturity to conform to such new date and dates as the Board may determine.

SEC. 3. As necessary expenses have been incurred in the organization, surveying, laying out and establishing of said district, and the advertisement of the sale of said bonds, said Board of Drainage Commissioners, pending the sale of said bonds, is hereby authorized and empowered to ascertain the amount of such expenses and to collect from the land owners within the Drainage District by assessment in proportion to their classification as fixed and determined in the proceedings establishing said District and to collect the same and apply the proceeds to the discharge of said expenses.

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

SEC. 5. This act shall take effect from and after its ratification.

Ratified this the 25th day of March, A.D., 1931.
CHAPTER 319
AN ACT TO AUTHORIZE THE COUNTY COMMISSIONERS
OF NASH COUNTY TO CLOSE THE SERVICE STATIONS AND STORES ON SUNDAY IN FERRELL'S
TOWNSHIP, NASH COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners of
Nash County be and they are hereby authorized and empowered,
in their discretion, to close all service stations and stores dur-
ing Church Services, on Sunday, within a radius of one mile
from Rocky Cross Baptist Church and Samaria Baptist Church,
in Ferrell's Township, Nash County.

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

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

Ratified this the 25th day of March, A.D., 1931.

CHAPTER 320
AN ACT TO PROTECT THE PUBLIC FROM FALSE AD-
VERTISEMENT AND FRAUDULENT SALES IN ROWAN
COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. When any person, firm, or corporation shall pur-
chase any stock, or part of stock of goods, wares and merchan-
dise at a sale made by a trustee in bankruptcy, or at a sale made
pursuant to an assignment for the benefit of creditors, or at a
sale made by any insurance company, or insurance company
adjuster, and shall offer the same for resale to the general pub-
lic, either privately or at public auction, and shall advertise,
represent, or promote such resale as a bankrupt, insolvent, re-
organization, closing out, or fire-damage sale, every such person,
firm, or corporation before offering to the public such goods,
wares and merchandise, or any part thereof, shall first file with
the Clerk of the Superior Court of the county where such sale
is to be conducted and carried on a full, complete, and detailed
itemized inventory of such stock of goods, wares and merchandise
proposed to be sold, which said inventory shall be verified under
oath by the true owner thereof; and it shall be unlawful for any
person, firm, or corporation to co-mingle with, or replenish, or
add to such stock of goods, wares and merchandise from any
source whatsoever and to advertise or sell the same as a part
of said bankrupt, insolvent, or fire-damaged merchandise.
Sec. 2. Nothing herein shall be construed as relieving any such person, firm, or corporation from securing and paying any license or privilege tax imposed by any municipality wherein said sale is conducted.

Sec. 3. If any person, firm, or corporation shall violate any of the provisions of this act they shall upon conviction be fined or imprisoned in the discretion of the court.

Sec. 4. All laws and clauses of laws in conflict with this act are hereby repealed, and this act shall apply only to Rowan County.

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

Ratified this the 26th day of March, A.D., 1931.

CHAPTER 321

AN ACT TO AMEND CHAPTER TWO HUNDRED THIRTY-ONE, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-NINE, REDUCING THE COMPENSATION OF THE SHERIFF AND CREATING THE OFFICE OF TAX COLLECTOR OF ALEXANDER COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That chapter two hundred thirty-one, Public-Local Laws of one thousand nine hundred twenty-nine, be and the same is hereby amended by substituting the words “two thousand five hundred” for the words “three thousand” in line five of section one thereof, and by substituting the word “fifty” for the words “one hundred” in line nine of said section.

Sec. 2. That the board of county commissioners of Alexander County shall appoint some competent person as tax supervisor who shall be known as county tax supervisor and collector and upon whom shall be imposed all duties and powers now or which may hereafter be, by law, imposed and conferred upon tax supervisors. That the county tax supervisor and collector shall be paid a salary not to exceed a rate of one thousand five hundred ($1,500) dollars per annum, payable in equal monthly installments out of the general fund of the county. He shall serve at the will of the board or until his successor is appointed and qualified. The tax supervisor and collector shall assume his duties as supervisor of the listing and assessing the property for taxes in the county immediately upon his appointment by the board. He shall list and assess all property for taxes in Taylorsville Township and shall have supervision of the preparation of the tax books of the county for the levy of one thousand nine hundred thirty-one, and thereafter. After he has qualified, as hereinafter provided, he shall receive the tax books of the levy of the year one thousand nine hundred thirty-one, and all duties

Usual taxes must be paid.

Violation of Act made misdemeanor.

Conflicting laws repealed.

Tax Supervisor and Collector authorized.

Duties and powers.

Salary, $1,500.

To collect 1931 taxes.
and powers now or hereafter provided by law and relating to collection of taxes shall then be imposed and conferred upon him. The board of county commissioners shall require the tax supervisor and collector to furnish good and sufficient bond for the faithful performance of his duties; the amount of said bond to be fixed by the board. Before receiving the tax books or collecting the taxes of any year, the county tax supervisor and collector shall qualify by (a) furnishing such bond as provided herein and by (b) making a full and complete settlement as required by general law of the taxes of the previous year.

Sec. 3. That such necessary expense and clerical assistance shall be paid out of the general fund of the county upon approval of the board of county commissioners.

Sec. 4. After making a full and complete settlement of the taxes of the levy of one thousand nine hundred thirty, the sheriff of Alexander County shall be relieved of all duties and powers relating to the collection of taxes.

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

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

Ratified this the 26th day of March, A.D., 1931.

CHAPTER 322

AN ACT TO CREATE A BOARD OF HEALTH FOR MADISON COUNTY AND NAME THE MEMBERS AND PROVIDE THEIR DUTIES.

The General Assembly of North Carolina do enact:

SECTION 1. That a County Board of Health for the County of Madison is hereby created, the members of which are Chan Baldwin, designated as chairman, A. Z. Whitt, and K. B. Murray; and they shall hold office and serve for a term of four years from the date of ratification of this act and until their successors are appointed and qualified: Provided, that if either should fail to qualify or serve the remaining members shall elect his successor.

Sec. 2. That the members of the Board of Health shall meet monthly in Marshall, North Carolina, and shall draw three dollars per day for only twelve days annually, and five cents per mile. That said Board shall inspect all county institutions monthly and see that they are kept sanitary.

Sec. 3. The said members of the Board of Health shall meet on the first Monday in April, one thousand nine hundred and thirty-one, at the court house in Marshall and shall qualify by taking the oath of office and thereafter proceed to elect a county
physician, who shall also serve as quarantine officer for one year, and draw a salary of nine hundred dollars per annum, to be paid out of the general county funds, for said services as county physician and quarantine officer. Said county physician, while acting as said county physician and quarantine officer, shall inspect the county court house, county jail and county home monthly and see that each is kept in a sanitary condition.

Sec. 4. The County Board of Health is empowered and directed and shall, upon a written recommendation of the State Board of Health, elect a regular licensed practising physician and a resident of Madison County to vaccinate against such diseases as the State Board of Health may designate. The State Board of Health shall name the salary to be paid for said vaccination, and the Board of County Commissioners for Madison County are directed and empowered and shall pay, from the general county funds, the amount so recommended by the County Board of Health of Madison County, and said recommendation shall conform with the recommendation made by the State Board of Health.

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

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

Ratified this the 27th day of March, A.D., 1931.

CHAPTER 323

AN ACT TO AMEND CHAPTER THREE HUNDRED AND TEN OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-ONE, RELATIVE TO THE BETTER ENFORCEMENT OF THE CRIMINAL LAWS IN LINCOLN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section one of chapter three hundred and ten of the Public-Local Laws of one thousand nine hundred and twenty-one, be and the same is hereby amended by striking out the words "At the request and upon the recommendation of the Sheriff", together with the commas therein following the word "empowered" and the word "sheriff" in lines four and five thereof.

Sec. 2. That section two of chapter three hundred and ten of the Public-Local Laws be and the same is hereby amended by adding thereto, between the word "compensation" and the word "to" in line three thereof, the following words "In addition to the fees allowed by law."
Law again amended.
Officers on fixed salary not to receive fees.
Conflicting laws repealed.

Sec. 3. That section three of chapter three hundred and ten of Public-Local Laws of one thousand nine hundred and twenty-one, be amended by striking out the words "if said officer or officers or any of them are compensated for the performance of their official duties by a fixed salary, then the amount due such officer shall be paid to the Treasurer of Lincoln County and by him credited to the Salary Fund now required to be kept."

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

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

Ratified this the 27th day of March, A.D., 1931.

CHAPTER 324
AN ACT TO CONSOLIDATE ALL TAX RECORDS OF HENDERSON COUNTY AND TO PROVIDE FOR THE COLLECTION OF ALL BACK TAXES BY THE REGULAR TAX COLLECTOR OF HENDERSON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That from and after the first day of July, nineteen hundred and thirty-one, all tax records of Henderson County, including certificates of tax sales, shall be kept in the office of the regular tax collector of Henderson County, and it shall be the duty of the tax collector to collect all back taxes, as well as current taxes due the County of Henderson, and it shall be unlawful for the commissioners of Henderson County to place any back tax lists, or certificate of tax sales in the hands of any other person for collection and it shall be the duty of said commissioners to see that all back tax lists and certificates of sale in the possession of any other person are turned over to the regular tax collector of Henderson County on July first, nineteen hundred and thirty-one.

Sec. 2. That nothing herein contained shall be construed so as to interfere with the provision of the general laws of the State relative to the collection of certificates of tax sales.

Sec. 3. That the Commissioners of Henderson County may, in their discretion, employ an assistant to the tax collector of Henderson County to assist in the collection of said back taxes and certificates of sale, and may fix the salary of said assistant, but any assistant employed under this act shall not hold office any longer than the term of the regular tax collector and the allowance for said assistant shall be in addition to the allowance now made by law for the office of tax collector; Provided, that said assistant may be allowed a commission on collection instead of a regular salary.
SEC. 4. That any assistant employed under this act shall be required to give such bond as the commissioners may require for the faithful performance of his duties and for a true accounting of all taxes collected: Provided, that if a Surety Company Bond is required the county shall pay the premium.

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

SEC. 6. That this act shall be in full force and effect from and after July first, nineteen hundred and thirty-one.

Ratified this the 27th day of March, A.D., 1931.

CHAPTER 325
AN ACT TO AMEND CHAPTER ONE HUNDRED AND EIGHTY-FOUR OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN RELATING TO THE NOMINATION AND ELECTION OF THE COUNTY COMMISSIONERS IN PERQUIMANS COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter one hundred and eighty-four, Public-Local Laws of one thousand nine hundred and twenty-seven, be amended by striking out the word "Perquimans" wherever it occurs in said act.

SECTION 2. All laws and clauses of laws in conflict with this act are hereby repealed.

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

Ratified this the 27th day of March, A.D., 1931.

CHAPTER 326
AN ACT TO INCORPORATE PLEASANT HILL BAPTIST CHURCH, UNION COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Pleasant Hill Baptist Church in New Salem Township, Union County, be and the same is hereby incorporated under the name and style of the "Pleasant Hill Baptist Church" and under such name may acquire, hold, and convey real and personal property, sue and be sued, adopt a common seal, plead and be impleaded in any courts of the State.

SECTION 2. That any person found drunk or disorderly within two miles of the said church above incorporated shall be guilty of a misdemeanor and upon conviction shall be fined or imprisoned in the discretion of the court.
SEC. 3. That it shall be unlawful for any person, firm or corporation to operate any filling station, store, cafe or other place of business within two miles of the above incorporated church on Sunday between the hours of ten A. M. and one P. M., and any person violating the provisions of this act shall be guilty of a misdemeanor and upon conviction shall be fined or imprisoned in the discretion of the court.

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

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

Ratified this the 27th day of March, A.D., 1931.

CHAPTER 327
AN ACT TO REPEAL CHAPTER FIVE HUNDRED ELEVEN PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-FIVE AND ALL AMENDMENTS THERETO AND ALL OTHER ACTS IMPOSING OR AUTHORIZING ANY ASSESSMENT OR COLLECTION OF ANY TAXES FOR ROAD MAINTENANCE IN ANSON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter five hundred eleven Public-Local Laws of one thousand nine hundred and twenty-five as amended by chapter four hundred Public-Local Laws of one thousand nine hundred and twenty-nine, and any and all other laws or sections of laws, Public or Public-Local, authorizing and empowering and/or directing the levy or collection of any taxes for the maintenance of public roads in Anson County, be, and they are hereby repealed.

SEC. 2. This act shall be in full force and effect from and after June thirty, one thousand nine hundred thirty-one.

Ratified this the 27th day of March, A.D., 1931.

CHAPTER 328
AN ACT TO PERMIT HALIFAX COUNTY TO USE UNEXPENDED FUNDS DERIVED FROM A BOND ISSUE TO RETIRE MATURING BONDS OF SAID COUNTY.

Whereas, on August first, one thousand nine hundred and twenty-five, under section three thousand seven hundred and sixty-eight et seq. of the Consolidated Statutes of North Carolina, Halifax County issued and sold bonds for the purpose of building roads and bridges in said county amounting to five hundred thousand dollars, maturing on August first, one thousand nine hundred and forty, and bearing interest at the rate of four and three-fourths per cent. per annum; and
Whereas, Halifax County did not use all of said funds for road and bridge purposes, but now has on hand of said issue three hundred thousand dollars which sum is not needed for road and bridge construction; and

Whereas, Halifax County desires to use said funds for the purpose of retiring bonds of other issues as they mature; Now therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That Halifax County be and it is hereby authorized to use any or all of the three hundred thousand dollars now on hand derived as set out in the preamble of this act for the purpose of retiring maturing bonds of said County as and when they may become due.

SEC. 2. That all laws conflicting herewith be and the same are hereby repealed.

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

Ratified this the 27th day of March, A.D., 1931.

CHAPTER 329
AN ACT TO AMEND CHAPTER ONE HUNDRED TWENTY-FIVE, PUBLIC-LOCAL LAWS, EXTRA SESSION ONE THOUSAND NINE HUNDRED TWENTY-ONE, RELATING TO THE PROTECTION OF PLATS OR MAPS FILED IN THE OFFICE OF THE REGISTER OF DEEDS OF DAVIDSON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That sections one and four of chapter one hundred and twenty-five of the Public-Local Laws, Extra Session, one thousand nine hundred and twenty-one, be and the same are hereby amended by striking out the word “twenty” in line six of section one and in line five of section four and inserting in lieu thereof the word “nineteen”.

SEC. 2. That chapter one hundred and twenty-five, Extra Session, one thousand nine hundred and twenty-one, be and the same is hereby amended by adding at the end thereof the following new sections:

“SEC. 4. (a). That the Register of Deeds shall receive for recording tracings the sum of one dollar and fifty cents ($1.50) for each plat so recorded.

“SEC. 4. (b). That the county commissioners of Davidson County shall have Plat Book Number one, Number two and Number three, made up of black line linen or cloth maps, nineteen by twenty-four inches, which shall be placed in three plat
books to correspond with the present ones in the numbering and page number on which the present plats or maps are filed.

"Sec. 4. (c). That as each book of maps or plats is completed, the county commissioners shall cause said book to be printed from the tracings, the said prints of such maps or plats to become the permanent record of the County, said tracings to be filed away for future reference, but not to be kept in the active records of the office of the Register of Deeds."

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

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

Ratified this the 27th day of March, A.D., 1931.

CHAPTER 330

AN ACT TO PROVIDE FOR REGISTERING CERTAIN CHATTEL MORTGAGES AND CONDITIONAL SALE AGREEMENTS IN NORTH CAROLINA.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be lawful for the holder or the assignee of conditional sale agreements or chattel mortgages to file duplicate originals of the same in the office of the Register of Deeds, as now provided by law for the filing of such papers in said office. Thereupon the Register of Deeds shall file one of said original instruments by permanently attaching or affixing the same within a cover or bound volume similar to the other books kept in said office, or in an envelope or folder bearing a serial number, and such filing shall be a recording of the said instrument in said office to all intents and purposes as fully as if the same had been copied therein in the manner in which such instruments are usually recorded. It shall be the duty of the Register of Deeds to index said instruments and give it a page and volume number, or serial number on the index in the same manner as other instruments are indexed. When one of the said instruments is so filed and indexed, the other of the duplicate originals thereof may be returned to the owner or assignee thereof, endorsed with the book number and page number, or serial number, where the other instrument is to be found, and with the Register’s certificate that said instrument is duly recorded.

Sec. 2. Conditional sale agreements and chattel mortgages filed for registration in the manner provided in the preceding section shall be upon a paper of the size eight and one-half (8½) inches by eleven (11) inches and of at least twenty (20)
pound weight, and such paper shall be of a quality approved by
the Register of Deeds and printed under his direction if same is
to be placed in a cover or bound volume. The Register of Deeds
may in his discretion refuse papers for filing in the aforemen-
tioned cover or bound volume, or in an envelope or folder bear-
ing a serial number. In case of such refusal said instruments
shall be copied on the records in the manner now provided by
law. Such filing shall be used only for conditional sale agree-
ments or mortgages of personal property.

Sec. 3. The fees for probating the instruments above pro-
vided shall be as follows: For chattel mortgages, crop liens,
and furniture leases the probate fee shall be ten cents (10c)
for the first duplicate original and five cents (5c) for the second
duplicate original, and the filing, registering and indexing fees
shall be fifteen cents (15c), or a total of thirty cents (30c).
"Chattel mortgages" referred to above in this paragraph has
reference only to the form on which the Statutes provide for a
fee of thirty cents (30c). For all conditional sale agreements
and contracts other than above mentioned the probate fee shall
be ten cents (10c) for each of the duplicate originals, and the
filing, registering and indexing fees shall be fifty cents (50c),
or a total of seventy cents (70c).

Sec. 4. Cancellation of mortgages recorded under this act
may be made as now provided by law and also upon exhibition
of the duplicate original, with the bond or note, to the Register
of Deeds or his Deputy, where same is registered, with the en-
dorsement of payment and satisfaction appearing thereon by
the payee, mortgagee, trustee, or assignee of the same, or by any
chartered active banking institution in the State of North Caro-
lina, when so endorsed in the name of the bank by an officer
thereof. Upon such exhibition the Register of Deeds or his
Deputy shall cancel the mortgage or conditional sale agreement
by entry of "satisfaction" on the margin of the record; and the
person so claiming to have satisfied the debt may retain pos-
session of the duplicate original of the mortgage or conditional
sale agreement and the notes or bonds mentioned therein. But
if the Register of Deeds or his Deputy requires it, he shall file
a receipt to his showing by whose authority the mortgage or
conditional sale agreement was cancelled.

Sec. 5. This act is an enabling act, shall constitute an alter-
native method of recording chattel mortgages and conditional
sales and shall apply to Mecklenburg County only.

Sec. 6. This act after its ratification shall be in force and
effect from and after January first, nineteen hundred and thirty-
two.

Ratified this the 27th day of March, A.D., 1931.
CHAPTER 331

AN ACT APPROVING, CONFIRMING AND VALIDATING CERTAIN ACTS OF W. C. HARDIN, FORMER SHERIFF AND TAX COLLECTOR OF RUTHERFORD COUNTY, WITH RESPECT TO DEPOSIT OF FUNDS BY HIM IN RUTHERFORD COUNTY BANK & TRUST COMPANY, DESIGNATED COUNTY DEPOSITORY.

Whereas, about the month of March, one thousand nine hundred twenty-nine, the Rutherford County Bank and Trust Company, a banking institution with its principal office at Rutherfordton, was designated by the board of commissioners of Rutherford County as a depository for county funds, and thereafter, a proportionate part of the funds of Rutherford County was deposited in said bank by the officials of said county; and

Whereas, W. C. Hardin, the then duly elected sheriff and tax collector for Rutherford County, used the said duly designated depository to deposit taxes collected by him by virtue of his said office, always depositing said funds in said designated depository to the credit of Rutherford County or to the treasurer thereof, or in an account in said bank designated "W. C. Hardin, Sheriff, one thousand nine hundred twenty-nine Tax", the said deposits being kept separate and apart from his own personal account; and

Whereas, the said tax collector's office was daily, or almost daily, checked by the county accountant of Rutherford County and upon the completion of such check, the taxes and funds so deposited by said sheriff and tax collector in the account designated "W. C. Hardin, Sheriff, one thousand nine hundred twenty-nine Tax", were transferred to the treasurer of Rutherford County by checks covering all tax moneys collected up to the time of such checking by the said county accountant, and

Whereas, on January twenty-eighth, one thousand nine hundred thirty, the office of said tax collector was duly checked and the amount in hand and to the credit of said account designated "W. C. Hardin, Sheriff, one thousand nine hundred twenty-nine Tax", to-wit: twenty-three thousand four hundred eight dollars and thirteen cents, ($23,408.13) was paid and turned over to the treasurer of said county by a check of that date, and on January thirty-first, one thousand nine hundred thirty, other funds, amounting to sixty-nine thousand two hundred twenty-one dollars and seventy-one cents, ($69,221.71) were transferred and paid over by said tax collector to said treasurer in the manner as above set out and in accordance with the checking of said account by the county accountant; and

Whereas, the latter check cleared the bank and the funds were credited to the account of the treasurer of Rutherford County,
but the check dated January twenty-eighth, one thousand nine hundred thirty, for twenty-three thousand four hundred eight dollars and thirteen cents ($23,408.13) failed to clear by reason of the fact that there was a failure of the said Rutherford County Bank and Trust Company and also of the Farmers Bank and Trust Company of Forest City, in which latter bank said check for twenty-three thousand four hundred eight dollars and thirteen cents ($23,408.13) was deposited for the purpose of making a proportionate division and deposit of county funds between the said two banks, both of said banks being designated depositories for the funds of Rutherford County; and

Whereas, in addition, there remained on deposit in said Rutherford County Bank and Trust Company on February fourth, one thousand nine hundred thirty, of taxes and funds collected by the said W. C. Hardin, sheriff, between the dates of January thirty-first, one thousand nine hundred thirty, and February fourth, one thousand nine hundred thirty, and which were on deposit in said bank in the account designated "W. C. Hardin, Sheriff, one thousand nine hundred twenty-nine Tax", so that the total amount of tax money in the Rutherford County Bank and Trust Company to the credit of said account was at the time of the failure of said two banks, and still is, the sum of twenty-eight thousand seven hundred seventy-four dollars and ninety cents ($28,774.90); and

Whereas, by reason of said acts and things, and the failure of both of said banks, the Rutherford County Bank and Trust Company of Rutherfordton and the Farmers Bank and Trust Company of Forest City, both being designated depositories of Rutherford County, the result with respect to the said funds would have been the same whether deposited in the one bank or the other; and

Whereas, in all of said transactions the said W. C. Hardin, former sheriff and tax collector of Rutherford County, acted in good faith and in conformity with the course and practice with respect to the deposit and handling of the taxes and funds of Rutherford County as had been established and pursued for several years, the said practice having been adopted and followed for the purpose of providing and keeping a double check on the two accounts of said sheriff and tax collector on the one part and of the treasurer of said county on the other, Now therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the acts of the said W. C. Hardin, former sheriff and tax collector of Rutherford County, as hereinbefore set out and described with respect to the taxes, funds and moneys of Rutherford County received by him, in depositing the said taxes, moneys and funds in the Rutherford County Bank
and Trust Company, designated depository for Rutherford County, to the credit of said county, the treasurer thereof, and/or in the account designated "W. C. Hardin, Sheriff, one thousand nine hundred twenty-nine Tax", in relation to all of the taxes, moneys and funds so deposited by him, including the said sum of twenty-eight thousand seven hundred seventy-four dollars and ninety cents ($28,774.90) deposited in the account designated "W. C. Hardin, Sheriff, one thousand nine hundred twenty-nine Tax", be, and they are hereby approved, confirmed and validated and declared to have been to all intents and purposes proper and legal deposit and handling of said taxes, moneys and funds by him as such sheriff and tax collector of the County of Rutherford, and a full and sufficient discharge and release of him of all liability with respect to the deposit and handling of said taxes, moneys and funds: Provided, however, that the said W. C. Hardin, former sheriff and tax collector, shall execute such instrument or instruments as may be acceptable to and approved by the board of commissioners of Rutherford County, transferring and assigning to said Rutherford County and its board of commissioners the said account so carried by him and designated "W. C. Hardin, Sheriff, one thousand nine hundred twenty-nine Tax", with all rights in and to the same, assuring and transferring to Rutherford County and its board of commissioners any dividend or distribution of assets that may hereafter be made by the Corporation Commission, through its liquidating agent or agents, of Rutherford County Bank and Trust Company of Forest City: Provided, that this act shall not be effective until approved by resolutions of the board of commissioners of Rutherford County; and the said board of commissioners of Rutherford County are hereby authorized and empowered in their discretion to make effective the provisions of this act by resolutions duly approved by the majority of said board.

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

Ratified this the 27th day of March, A.D., 1931.

CHAPTER 332

AN ACT TO FIX SALARY AND FEES FOR THE SHERIFF OF POLK COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That the sheriff of Polk County shall receive a salary of two thousand dollars ($2,000.00) per annum for his term of office from the first Monday of December, one thousand nine hundred thirty, to the first Monday of December, one thou-
sand nine hundred thirty-two, and from and after the expiration of said term he or his successor in office as sheriff and tax collector, the offices of sheriff and tax collector having been consolidated by an act entitled "An Act to Abolish the Office of Tax Collector of Polk County and Place the Duty of Collecting Taxes in the Hands of the Sheriff", as will appear in the Public-Local Laws of one thousand nine hundred thirty-one, shall receive a salary of five hundred dollars ($500.00) per annum, which shall be in lieu of and a substitute for the salary first above named, which salaries shall be paid out of the General County Funds in twelve equal installments.

Sec. 2. That in addition to such salaries the sheriff shall receive fees according to the schedule in chapter two hundred and forty-five (245) of the Public-Local Laws of one thousand nine hundred and twenty-five (1925), entitled an act to regulate the fees to be charged by the sheriff of Polk County.

Sec. 3. That as a special reward for diligence in the enforcement of the prohibition laws the sheriff or his deputies, or any other lawful officer of said county, charged with the enforcement of the criminal laws, who shall arrest and furnish evidence which shall convict any person or persons for the manufacture or sale of intoxicating liquors, shall receive a fee of twenty-five dollars.

For having in possession for the purpose of sale, or for transporting such liquors in the quantity of one gallon or more, a fee of five dollars ($5.00) to be taxed in the bill of cost against the person convicted; Provided that if any person so convicted shall for any reason fail to pay the cost and fees herein provided, said officers shall only be entitled to receive such fees as are fixed by the general statutes.

Sec. 4. That when any officer shall capture any vehicle transporting in said county intoxicating liquors contrary to law and the said vehicle is forfeited and sold under provisions of the law, said officers shall be entitled to receive a fee of ten per cent of any sum derived from such sale, and the remainder shall be paid over to the proper authorities as required by law.

Sec. 5. That this act shall be retroactive and have effect from and after the first Monday of December, one thousand nine hundred thirty.

Sec. 6. That this act shall only apply to the county of Polk.

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

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

Ratified this the 27th day of March, A.D., 1931.
CHAPTER 333
AN ACT TO APPOINT SUCCESSORS TO MEMBERS OF THE COUNTY BOARD OF ROAD COMMISSIONERS OF ASHE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That under and by virtue of chapter two hundred and forty-seven of the Public-Local Laws of one thousand nine hundred and twenty-eight, the following named persons are hereby appointed members of the Board of Road Commissioners of Ashe County to serve until the State Road Law goes into effect:

1. Bryan Oliver to succeed Bryan Oliver;
2. C. M. Yates to succeed R. L. Austin;
3. B. H. Duncan to succeed Elder E. Davis or any successor of the said Elder E. Davis.

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

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

Ratified this the 30th day of March, A.D., 1931.

CHAPTER 334
AN ACT RELATING TO FORECLOSURES OF TAX CERTIFICATES OF HENDERSON COUNTY AND THE CITY OF HENDERSONVILLE FOR THE YEARS ONE THOUSAND NINE HUNDRED AND TWENTY-SIX, ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN AND ONE THOUSAND NINE HUNDRED AND TWENTY-EIGHT.

The General Assembly of North Carolina do enact:

SECTION 1. That in all suits pending in the Superior Court of Henderson County for the foreclosure of tax certificates for the years one thousand nine hundred and twenty-six, one thousand nine hundred and twenty-seven, and one thousand nine hundred and twenty-eight taxes, where a final sale of any property has not been made, any purchaser at any sale under a county certificate shall take title subject to any tax due the city of Hendersonville for which any action is pending, and subject to any assessment due the city of Hendersonville for local improvements, and any purchaser at any final sale under any city of Hendersonville certificate for said years shall take title subject to any county tax for which suit is pending at the time.

SEC. 2. That in any action now pending in the Superior Court of Henderson County for the foreclosure of any tax certificate of sale where summons has been issued but not served
as to all defendants, and where complaint has been filed, it shall be sufficient, if service of publication is completed on or before December first, one thousand nine hundred and thirty-one.

SEC. 3. That in all actions now pending in the Superior Court of Henderson County for the foreclosure of any tax certificate of sale, where publication has not been made, it shall be sufficient to consolidate all notices for city of Hendersonville foreclosures for a given year, and all notices for Henderson County for a given year, into one notice, Provided the name of the taxpayer, the amount of the unpaid tax, and a sufficient description of the land shall be included in said notice as to each action pending, said notice to contain all other requirements of the general law relative to the foreclosure of tax certificates, and proof of publication to be the same as now required by law.

SEC. 4. That this act shall not affect vested rights within the meaning of the Constitution of the United States.

SEC. 5. That all laws and clauses of laws in conflict with this act are hereby repealed, and no act of the present Assembly shall be construed to repeal this act unless the same be expressly referred to by title and number.

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

Ratified this the 30th day of March, A.D., 1931.

CHAPTER 335
AN ACT TO AMEND CHAPTER FIFTY-TWO OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-NINE, RELATING TO THE RECORDER'S COURT OF LEAKESVILLE TOWNSHIP, IN ROCKINGHAM COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section two of chapter fifty-two of the Public-Local Laws of one thousand nine hundred and twenty-nine be and the same is hereby amended by adding to said section the following:

"That the Recorder's Court of Leakesville township may have concurrent jurisdiction with the several Justices of the Peace of Rockingham County, and with the Superior Court of Rockingham County in all misdemeanors arising in said County; Provided any defendant may upon motion have the cases transferred to a proper venue and the Justices of the Peace of Rockingham County, except those located in Reidsville Township, may issue warrants returnable to Leakesville Township Recorder's Court; and the Justices of the Peace issuing such warrants returnable to said court shall receive the following fees, Provided the defendant pleads guilty or is convicted; for issuing warrants seventy-five cents, for taking Consolidation of notices in County and City tax sales.

Contents of notice.

Vested rights un-affected.

Conflicting laws repealed.

Ch. 52, Public-Local Laws 1929, amended.

Jurisdiction of Leakesville Township Recorder's Court.

J. P. warrants returnable.

Fees of J. P.'s for issuing warrants.
Biennial appointment of Clerk of Recorder's Court.

Fees of Clerk.

Vacancy appointments.

Powers of Clerk enumerated.

Jury tax in criminal actions.

Fees of jurors.

Drawing of jury.

Six jurors to compose.

Conflicting laws repealed.

acknowledgment to bonds twenty-five cents; for each witness summoned fifteen cents."

SEC. 2. On the first Monday in May, nineteen hundred and thirty-one, and each odd year thereafter the County Commissioners of Rockingham County shall appoint a clerk for said Recorder's Court who shall begin his term of office on the first day of June thereafter and shall serve two years and until his successor is appointed and qualified. The clerk for his compensation shall receive as follows: one dollar ($1.00) for all warrants issued within the jurisdiction of a Justice of the Peace, and two dollars ($2.00) for all warrants issued in matters above the jurisdiction of a Justice of the Peace; one dollar ($1.00) for all summons in civil actions and three dollars ($3.00) in all attachments and claim and delivery.

If a vacancy occurs in the said clerk's office the unexpired term shall be filled by the said Board of County Commissioners.

The clerk shall have concurrent powers and authority with the several Justices of the Peace of Rockingham County to take affidavits to warrants and to issue warrants in all criminal matters originating in Rockingham County, and shall have power to affix the seal of the court to other writs and processes of the court and take appearance bonds of defendants in criminal actions, or witnesses therein, such amount or amounts as fixed by the court, and to fix the amount of all bonds in the absence of the Recorder, or when the Recorder fails to fix bond, and to issue all summons, ancillary remedies, and all other papers and processes in civil actions, that the Recorder or any Justice of the Peace in Rockingham County can issue.

SEC. 3. In all criminal cases coming before the said Recorder's Court in Leakesville Township wherein the defendant is convicted or pleads guilty shall be added to the bill of costs the sum of fifty cents as a jury tax; all sums collected from this source shall be kept by the clerk in a special jury fund from which there be paid to each juror serving as such the sum of fifty cents.

That in all cases upon demand of the defendant in a criminal action, or upon motion of the Recorder, or upon demand of the plaintiff or defendant in a civil action, there shall be drawn from the jury box of Leakesville Township twelve names from which panel shall be chosen six jurors. Six jurors shall compose the jury when demanded in all criminal and civil cases within the Recorder's jurisdiction.

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

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

Ratified this the 30th day of March, A.D., 1931.
CHAPTER 336

AN ACT AMENDING CHAPTERS TWO HUNDRED AND SIXTY-NINE AND THREE HUNDRED AND SEVENTY-FOUR OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND ELEVEN AND ONE NINE HUNDRED AND THIRTEEN RESPECTIVELY, RELATING TO THE RECORDER’S COURT OF JOHNSTON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That sections six and twelve of Chapter two hundred and sixty-nine, Public-Local Laws of one thousand nine hundred and eleven, and section five of the Public-Local Laws of one thousand nine hundred and thirteen, relating to the Recorder’s Court of Johnston County, be and the same are hereby amended as follows:

Sec. 2. That the words “five hundred” immediately following the word “of” in line seven of section twelve of Chapter two hundred and sixty-nine, Public-Local Laws of one thousand nine hundred and eleven, be and the same are hereby stricken out, and the words “one thousand” inserted in lieu thereof; and the word “two” immediately following the word “exceed” in line nine of Section twelve, of Chapter two hundred and sixty-nine, Public-Local Laws of one thousand nine hundred and eleven, be and the same is hereby stricken out and the word “four” inserted in lieu thereof.

Sec. 3. That the words “five hundred” immediately following the word “exceed” in line five of section five, Chapter three hundred and seventy-four, Public-Local Laws of one thousand nine hundred and thirteen, be and the same are hereby stricken out, and the words “one thousand” inserted in lieu thereof.

Sec. 4. That section sixteen of Chapter two hundred and sixty-nine, Public-Local Laws of one thousand nine hundred and eleven, be amended by striking out the word “ten” in line two and inserting the words “nine-thirty”, and by adding at the end of said section the following:

“That the Recorder’s Court shall convene for the trial of civil cases and such other business as may properly come before it, at least four days each month, when there are any cases or other court business on the Docket ready for trial or decision; two of which days shall be devoted to matters pending in District Number one as hereinafter set out and two of which days shall be devoted to matters pending in District Number two as hereinafter set out; that the Recorder shall have the right to fix the day and give notice thereof on which civil cases, motions or other matters may be tried or heard, as the case may be.”

Sec. 5. That Chapter two hundred and sixty-nine, Public-Local Laws of one thousand nine hundred and eleven, be further
amended by inserting a new section between section sixteen and seventeen, to read as follows:

"Sec. 16 ½. That the territorial jurisdiction of the Recorder's Court of Johnston County is hereby divided into two districts for the trial of criminal cases, as follows: District Number one, embracing Pleasant Grove, Elevation, Banner, Meadow, Ingrams, Bentonsville, Boon Hill and Smithfield Townships, to be heard by the Court at the County Seat each Tuesday at nine-thirty o'clock; District Number two, embracing Cleveland, Clayton, Wilson Mills, Wilders, O'Neal, Beulah, Micro, Pine Level and Selma Townships, to be heard at the County Seat on each Wednesday morning beginning at nine-thirty o'clock."

Sec. 6. That section eight, Chapter two hundred and sixty-nine of the Public-Local Laws of nineteen hundred and eleven, be and the same is hereby amended by striking out the "period" at the end of line eleven in said section and inserting in lieu thereof a "semicolon", and by adding after the semicolon the following: "Provided, that in any cause of action instituted in a court of the Justice of the Peace under Article three, Chapter forty-six, Consolidated Statutes, the said Justice of the Peace shall not remove said cause to the Recorder's Court of Johnston upon written request of the defendant, until the defendant shall have first given a good and sufficient undertaking approved by said justice in an amount not less than one year's rent of the premises, with sufficient surety, who shall justify and be approved by said justice, to be void if the defendant pays any judgment which in that or any other action the plaintiff may recover for rent, and for damages for the detention of the land."

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

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

Ratified this the 30th day of March, A.D., 1931.

CHAPTER 337

AN ACT RELATIVE TO APPOINTMENT OF AN ASSISTANT CLERK AND DEPUTY CLERKS OF THE SUPERIOR COURT OF DURHAM COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. The Board of County Commissioners of the County of Durham are hereby directed, authorized and empowered to direct, authorize and empower the clerk of the Superior Court of Durham County to appoint such additional deputy or deputies, clerical assistant or clerical assistants as in the discretion of the said Board may be necessary in said office.

Sec. 2. The Board of County Commissioners of Durham County are further authorized, directed and empowered to pre-
scribe the compensation of such deputy or deputies, clerical assistant or assistants, as the clerk may appoint pursuant to the authorities herein given.

SEC. 3. The Board of County Commissioners of Durham County are directed to make a survey of the work in the office of the clerk of the Superior Court of Durham County on or before the thirtieth day of June, one thousand nine hundred and thirty-one, to determine what additional help is needed in said office.

SEC. 4. That that act shall be in full force and effect from and after its ratification.

Ratified this the 30th day of March, A.D., 1931.

CHAPTER 338
AN ACT FOR THE RELIEF OF J. K. REID, SHERIFF OF WASHINGTON COUNTY, AND FOR THE RELIEF OF LEON S. BREY, FORMER TREASURER OF WASHINGTON COUNTY.

Whereas, J. K. Reid, Sheriff of Washington County, and Leon S. Brey, former Treasurer of Washington County, had certain funds in the sums hereinafter named belonging to Washington County deposited in the United Commercial Bank in the Town of Plymouth; and

Whereas, on the thirteenth day of January, one thousand nine hundred and twenty-five, said bank was closed, and a liquidation thereof begun, said liquidation not yet having been completed, the said funds belonging to Washington County being on deposit in said bank at the time when same was closed; and

Whereas, there has been paid by the receiver of said bank ten per cent of the said deposits, which has been placed in the Treasury of Washington County, leaving ninety per cent thereof still unpaid; Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the board of commissioners of Washington County, be and are hereby authorized and empowered in their discretion to relieve J. K. Reid, Sheriff of Washington County, and his official bond from liability for the payment of any and all sums which the said J. K. Reid had on deposit in the United Commercial Bank of Plymouth, North Carolina, on the thirteenth day of January, one thousand nine hundred and twenty-five, belonging to the County of Washington, the net sum for which relief is hereby given, before the crediting of any payment thereon by the receiver of said bank, being eight thousand one hundred and nineteen dollars and ninety-three cents.

SEC. 2. That the board of commissioners of Washington County be hereby authorized and empowered in their discretion to relieve Leon S. Brey, former Treasurer of Washington County, his bond of liability.
County, and his official bond from the payment of all sums which the said Leon S. Brey had on deposit in the United Commercial Bank of Plymouth, North Carolina, on the thirteenth day of January, one thousand nine hundred and twenty-five, belonging to the County of Washington, the net sum for which relief is hereby given before the crediting of any payment thereon by the receiver of said bank being twenty-four thousand, three hundred and sixty-two dollars and eighty cents.

SEC. 3. That all sums that may in the future be paid by the receiver of the United Commercial Bank on the said deposit of the said J. K. Reid, Sheriff, and the said Leon S. Brey, former Treasurer, shall be paid to the Treasurer of Washington County, and shall be placed to the credit of the proper fund or funds to which they belong.

SEC. 4. That all laws and clauses of laws in conflict herewith are hereby repealed to the extent of such conflict.

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

Ratified this the 30th day of March, A.D., 1931.

CHAPTER 339

AN ACT TO INCORPORATE THE MEMORIAL METHODIST EPISCOPAL CHURCH IN CURRITUCK COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Memorial Methodist Episcopal Church in Currituck County is hereby incorporated under the name and style of "The Memorial Methodist Episcopal Church", and under such name and style may acquire, hold and convey real and personal property, sue and be sued, adopt a common seal, and plead and be impleaded in any court in the State.

SEC. 2. That any person found drunk or disorderly within half a mile of said church shall be guilty of a misdemeanor and, upon conviction, shall be fined or imprisoned in the discretion of the court.

SEC. 3. That it shall be unlawful for any person, firm or corporation to operate within said limits any dance hall or to conduct any business that will disturb the services in said church, and any person, firm or corporation violating the provisions of this act shall be guilty of a misdemeanor, and, upon conviction, shall be fined or imprisoned in the discretion of the court.

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

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

Ratified this the 30th day of March, A.D., 1931.
CHAPTER 340
AN ACT TO PROVIDE A SPECIAL FUND FOR THE ENFORCEMENT OF THE PROHIBITION LAW IN THE COUNTY OF ROCKINGHAM.

The General Assembly of North Carolina do enact:

SECTION 1. That from and after the ratification of this act there shall be taxed against the defendant in every court in Rockingham County having jurisdiction of the offense in all convictions for offenses against the so-called "Turlington Act", Chapter one, Public Laws nineteen hundred and twenty-three, and against all persons convicted of driving an automobile while intoxicated, a special tax fee of five dollars ($5.00).

SEC. 2. Said tax fee shall be collected by the clerks of the various courts in the county having jurisdiction of the offenses described in section one of the act, in each and every case in his court in which the defendant pays the cost or in which payment is enforced from him.

Within ten days after the end of each of said courts, the clerk of the said court shall pay over to the sheriff-treasurer of the county, said fund, so collected, accompanying said payment with an itemized statement of the case, the offense and the amount collected. Said clerk, or clerks, shall also furnish the chairman of the Board of County Commissioners with a copy of said itemized statement. The sheriff-treasurer shall deposit this fund in the treasury of the county as a special fund, to be called "The Prohibition Fund" to be used by the sheriff under instructions from the Board of County Commissioners in the enforcement of the Prohibition Law in said County of Rockingham.

When so used by the sheriff, he shall, on the first Monday in each month, supply the Board of County Commissioners with an account, in writing, of his expenditures of this fund for the preceding month.

SEC. 3. All laws and clauses of laws in conflict with this act are hereby repealed.

SEC. 4. This act shall take effect from and after its ratification.

Ratified this the 30th day of March, A.D., 1931.

CHAPTER 341
AN ACT TO FIX THE FEES OF CERTAIN OFFICIALS OF MADISON COUNTY WHOSE SALARIES HAVE BEEN ABOLISHED, AND TO DEFINE THE DUTIES OF CERTAIN OFFICIALS AND BOARDS.

The General Assembly of North Carolina do enact:

SECTION 1. That from and after March first, one thousand nine hundred and thirty-one, the fees of the sheriff of Madison County shall be increased twenty-five per cent (25%), and said fees of $5 taxable against defendants convicted of driving cars while intoxicated in Rockingham County.

Fee collected by various clerks.

Payment of fees to Sheriff-Treasurer.

Itemized statement.

To become Prohibition Fund for enforcement of prohibition laws.

Reports of expenditures from fund.

Conflicting laws repealed.

Effective March 1, 1931, fees of Madison County Sheriff increased 25 per cent.
sheriff shall submit to the Board of County Commissioners an itemized, monthly, sworn statement of all the fees by him collected for the preceding month, and if said fees during any month have not amounted to one hundred and fifty dollars per month, then the said Board of County Commissioners is empowered and directed to issue to the sheriff of Madison County a voucher that will, together with the fees by him collected, amount to one hundred and fifty dollars for each and every month.

**Sec. 2.** That the Register of Deeds of Madison County from and after March first, one thousand nine hundred and thirty-one, shall receive three dollars per day while in the performance of his duties in the capacity of clerk of the Board of County Commissioners and that said Register of Deeds shall receive pay for each and every page of the minute docket or any other orders that he is required to write or record at the same rate of fees that he draws for recording a deed. It is further provided that the fees of the Register of Deeds from March first, one thousand nine hundred and thirty-one, shall be increased or raised twenty-five per cent.

**Sec. 3.** That the Clerk of the Superior Court of Madison County shall receive the fees as provided by law and in case a Recorder's Court, or any other inferior court outside of a Justice of the Peace Court, is established for Madison County the said clerk shall draw all the fees except those to be paid by the county, and in that event said clerk shall draw no fees from the County of Madison for said purpose.

**Sec. 4.** That from and after the ratification of this act no auditor or tax collector shall be elected for Madison County in any other way or manner save that provided in this section. That on the first Monday in December, one thousand nine hundred and thirty-two, the Chairman of the Board of Education, the Chairman of the Board of County Commissioners, the Chairman of the Board of Health, the Chairman of the Sinking Fund Commission, and their successors in office, and the Chairman of any other Boards that may be created by this Legislature, for Madison County, shall meet and elect an auditor by a majority of the votes of the various chairmen and said auditor shall serve and draw compensation provided for in the act creating the auditor's office for Madison County and that part of said act that provides for the election of said auditor at the general election is hereby repealed. That the office of tax collector of Madison County is hereby abolished except, however, that the present tax collector shall continue to collect taxes that are now in his hand. That the chairmen of the various boards referred to in this section shall meet on the first Monday in August, one thousand nine hundred and thirty-one, and by a vote of the chairmen...
of the said boards and in the manner hereinbefore provided, elect a tax manager for a period of two years whose duty it shall be to collect the taxes, and the chairmen of the various boards shall fix the tax manager's salary and prescribe his duties, and said salary shall be paid by the Board of County Commissioners out of the general county funds, and thereafter the said tax manager shall be elected biennially by the chairmen of the said boards herein referred to. The Sinking Fund Commission of Madison County is empowered and directed to elect annually, on the first Monday in June, some person qualified to make the tax books for the County of Madison, and the Board of County Commissioners shall pay said person elected to make said tax books out of the general county funds the amount as is now, or hereafter may be, provided by State law, and the person so elected to make the tax books shall complete said books in accordance with all State laws governing the matter of making tax books.

Sec. 5. That all laws and clauses of laws, either public or private, are hereby repealed in so far as Madison County is affected and that this act shall apply only to Madison County.

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

Ratified this the 30th day of March, A.D., 1931.

CHAPTER 342

AN ACT TO REPEAL CHAPTER TWO HUNDRED FORTY-FIVE OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-NINE, CHAPTER NINETY OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-SEVEN, AND CHAPTER THIRTY-SEVEN OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-FIVE, AND TO ABOLISH FREE ROAD LABOR AND THE ANNUAL FEE IN LIEU OF SAID ROAD DUTY IN MADISON COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That chapter two hundred and forty-five of the Public-Local Laws of one thousand nine hundred and twenty-nine, chapter ninety of the Public-Local Laws of one thousand nine hundred and twenty-seven, and chapter thirty-seven of the Public-Local Laws of one thousand nine hundred and twenty-five, be and they are hereby repealed.

Sec. 2. That from and after the ratification of this act no resident of Madison County shall be liable for road duty or an annual fee in lieu of said road duty.

Election of Tax Manager by chairman of boards.

Salary.

Making tax books.

Conflicting laws repealed.

ANNUAL FEE IN LIEU OF SAID ROAD DUTY IN MADISON COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That chapter two hundred and forty-five of the Public-Local Laws of one thousand nine hundred and twenty-nine, chapter ninety of the Public-Local Laws of one thousand nine hundred and twenty-seven, and chapter thirty-seven of the Public-Local Laws of one thousand nine hundred and twenty-five, be and they are hereby repealed.

Sec. 2. That from and after the ratification of this act no resident of Madison County shall be liable for road duty or an annual fee in lieu of said road duty.
AN ACT TO APPOINT A HIGHWAY COMMISSION TO ACT IN ALL MATTERS RELATING TO THE HIGHWAY OF MADISON COUNTY AS PROVIDED IN HOUSE BILL NUMBER THREE HUNDRED THIRTY-EIGHT PASSED AT THIS SESSION OF THE GENERAL ASSEMBLY.

The General Assembly of North Carolina do enact:

SECTION 1. That W. J. Teague, Nat Blankenship and Robert Tweed be and they are hereby appointed a highway commission for Madison County and they are hereby authorized, empowered and directed to act in the place of the Board of County Commissioners of Madison County in relation to the highways of said county, as provided in House Bill number three hundred and thirty-eight, passed at this session of the General Assembly. Their term of office shall be four years from date of ratification of this act and until their successors have been appointed and qualified and in case either member should fail to qualify or for any cause cease to act the remaining members shall elect his successor.

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

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

Ratified this the 30th day of March, A.D., 1931.

CHAPTER 344

AN ACT TO FIX THE FEES TO BE COLLECTED BY THE CLERK OF THE SUPERIOR COURT OF GRANVILLE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Clerk of the Superior Court of Granville County shall collect and account for to the general county fund of said county the following fees, namely:
Advertising and selling under mortgage in lieu of bond, four dollars for sales of real estate, and two dollars for personal property.
Affidavit, including jurat, fifty cents.
Appeal from Justice of the Peace, docketing, one dollar.
Appeal from Clerk to Judge, one dollar.
Appeal to the Supreme Court including certificates and seal, three dollars.
Apprenticing infant, including indenture, one dollar.
Attachment, order in, fifty cents.
Auditing account of Receiver, Executor, Administrator, Guardian or other Trustee required to render accounts, if not over three hundred dollars, seventy-five cents, if over three hundred dollars and not exceeding one thousand dollars, one dollar; if over one thousand dollars, one dollar and twenty-five cents.
Auditing final settlement of Receiver, Executor, Administrator, Guardian or other Trustee, required to render accounts, if not over three hundred dollars, seventy-five cents, if over three hundred dollars and not exceeding one thousand dollars, one dollar; if over one thousand dollars, one dollar and twenty-five cents.
Auditing the final account of commissioners appointed to sell real estate, one-half of the fees allowed for auditing final accounts of Executors.
Bill of Costs, preparing same, fifty cents.
Bond or undertaking, including justification, sixty cents.
Cancelling notice of lis pendens, twenty-five cents.
Capias, each defendant, one dollar.
Caveat to a will, entering and docketing the same for trial one dollar and fifty cents.
Certificate, twenty-five cents plus one dollar for the first three hundred words and fifteen cents for each additional one hundred words or fraction thereof contained in the record as to which the certificate is made, where the Clerk prepares the copy, and one half of said copying fees where the copy is prepared for him.
Claim and Delivery, order in, fifty cents.
Commission, issuing, one dollar.
Confirmation, fifty cents.
Continuance, thirty cents.
Docketing Ex-Parte Proceedings, seventy-five cents.
Docketing indictment, as to each defendant, twenty-five cents.
Docketing liens, twenty-five cents plus one dollar for the first three hundred words and fifteen cents for each additional one hundred words or fraction thereof in the notice of lien.
Docketing judgment, fifty cents.
Docketing summons, fifty cents.
Docketing Transcript of Judgment, fifty cents, plus indexing and filing fees.
Execution and return thereon including docketing and indexing, as to each defendant, one dollar; and certifying return to Clerk of any County where judgment is docketed, fifty cents. Filing pleadings, each, ten cents. Filing judgment roll or jacket containing all papers in suit or proceeding, twenty-five cents. Guardian, appointment of, including taking application, bond and justification and issuing letters of guardianship and indexing, five dollars. Impanelling jury, twenty-five cents. Indexing judgment on cross index book, ten cents for each plain-tiff and defendant; indexing liens on lien book, ten cents as to each party for or against whom the lien is claimed. Indexing where no other fee is fixed, five cents for each name one single index and ten cents for each name on cross index, but where cross index is used no fee shall be charged for single index. Indictment, each defendant in bill, sixty cents. Injunction, order for, including taking bond and justification, one dollar and fifty cents. Judgment, final in term time, civil actions one dollar and twenty-five cents additional for each defendant contesting plaintiff's claim. Judgment, final, against each defendant in criminal action, one dollar. Judgment, final, before the Clerk, one dollar and fifty cents. Judgment by confession without notice, all services, four dollars. Judgment in favor of widow's year's support, including docketing and indexing, seventy-five cents. Judgment nisi, entering against, defaulting witness or juror or bail on bond or recognizance each, twenty-five cents. Justification of sureties on any bond or undertaking except as otherwise provided, fifty cents. Letters of Administration, including taking application, bond and justification of sureties and indexing, five dollars. Motions, entry of record, twenty-five cents. Notices, twenty-five cents, and for each name over one in the same paper, ten cents additional. Notifying Solicitor of removal of guardian, one dollar. Order enlarging time for pleading and all interlocutory orders in Special Proceedings and Civil Actions, thirty cents. Order of Arrest, one dollar. Order for appearance of apprentice on complaint of master, one dollar; for appearance of master on complaint of apprentice, one dollar. Order for resale of property under deed of trust or mortgage, each, twenty-five cents.
Order to make title after sale under deed of trust or mortgage, twenty-five cents.

Order for the registration of a deed or other writing which has been proved or acknowledged in another County or before a Judge, Justice of the Peace, Notary or other officer, except a chattel mortgage, twenty-five cents for each certificate upon which the Clerk has to pass.

Postage, actual amount necessarily expended.

Presentment, each person presented, fifteen cents.

Probate of statutory short form chattel mortgage or crop lien, where no married woman involved, fifteen cents, and fifteen cents for each extra certificate passed upon.

Probate of deed or other writing proved by witness, including the certificate, twenty-five cents.

Probate of a deed or other writing acknowledged by the signers or makers including all except married women who acknowledged at the same time with the certificate thereof and order of registration, twenty-five cents; and twenty-five cents for the private examination of each married woman examined.

Probate of limited partnership, seventy-five cents.

Probate of a will in common form, qualifying executor, affidavit as to estate and letters testamentary, four dollars.

Qualifying administrator with the will annexed including application, taking bond, justification, letters and indexing, two dollars.

Qualifying a justice of the peace, including recording name and expiration of term of office and indexing, to be paid by the justice of the peace, seventy-five cents.

Qualifying notary public including affidavits, certificate under seal to Governor and indexing, one dollar.

Recognizance each party where no bond is taken, twenty-five cents.

Recording papers, one dollar for the first three hundred words and fifteen cents for each additional one hundred words or fraction thereof.

Recording appointment of process agent for non-resident, seventy-five cents.

Recording widow's year's allowance, where no judgment for deficiency, all services, one dollar.

Recording wills, one dollar for the first three hundred words and fifteen cents for each additional one hundred words or fraction thereof, including the probate, and ten cents for each name cross indexed.

Recording certificate of incorporation of corporation, four dollars.

Recording certificate of dissolution of corporation, two dollars.
Registering trained nurses, including certificates of registration and seal, seventy-five cents.

Report to Highway Commission of infractions of highway laws, as to each person convicted, fifty cents.

Report of sale of property under mortgage or deed of trust including indexing, twenty-five cents, and each report of resale, fifteen cents.

Registration of a Guardian, relinquishment of the right to administer or to qualify as Executor, receiving, filing, and noting same, twenty-five cents.

Seal of Office, when necessary, twenty-five cents, and seals on duplicates of summons or other instrument, ten cents.

Subpoena, each name, fifteen cents.

Summons in Civil Action or Special Proceedings, including all names therein, one dollar; and for every copy thereof, twenty-five cents.

Swearing witnesses, each, five cents.

Transcript of a judgment, when not necessary to copy judgment, forty cents.

Transcript of any matter of record or papers on file, one dollar for the first three hundred words and fifteen cents for each additional one hundred words or fraction thereof.

Trial of any contested action or special proceeding, five dollars, unless the Judge of the district or the Judge holding the Courts of the district shall make a larger allowance.

The Clerk shall also account to the general county fund for five per cent on all fines, penalties, amercements and taxes paid him by virtue of his office and three per cent of all sums of money not exceeding five hundred dollars placed in his hands by virtue of his office, except on judgments, decrees, executions and deposits under article three of chapter fifty-four of the Consolidated Statutes, and upon the excess over five hundred dollars of such sums, one per cent.

SEC. 2. That this act shall be construed as supplementary to other laws, and the Clerk of the Superior Court shall collect and account for all such fees that are not specifically set forth herein which may be prescribed by any other law or clause of law.

SEC. 3. That this act shall be in force from and after the first day of May, nineteen hundred thirty-one.

Ratified this the 1st day of April, A.D., 1931.

CHAPTER 345
AN ACT REGULATING THE FEES OF THE SHERIFF OF JACKSON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the sheriff of Jackson County shall collect the following fees and expenses in addition to commission on
collecting of taxes, namely; executing summons or other writ of notice, one dollar fifty cents, but the board of county commissioners may fix a less sum than one dollar fifty cents, but not less than fifty cents, for the service of each road order. Arrest of a defendant in a civil action and taking bail, including attendance to justify and all services connected therewith, two dollars. Arrest of person indicted, including all services connected with the taking and justification of bail, two dollars. Imprisonment of any person in a civil or criminal action, thirty cents; and release from prison, thirty cents. Executing subpoena on a witness, fifty cents. Conveying a prisoner to jail to another county, ten cents per mile. For prisoners, if any necessary, and approved by the county commissioners, going and returning, five cents per mile. Expense of guard and all other expenses of conveying to jail, or from jail to another for any purpose or to any place of punishment, or to appear before a court or justice of the peace in another county, or going to another county for a prisoner, to be taxed in the bill of costs and allowed by the board of commissioners of the county in which the criminal proceedings were instituted. For allotment of widow's yearly allowance, two dollars. In claim and delivery for serving original papers and for serving all of the papers with one defendant, the sum of three dollars; and one dollar for each additional defendant therein named, with the actual cost of keeping the same until discharged by law to be paid on affidavit of the returning officers collecting fine and costs from convict, five per cent on the amount collected. Collecting executions for money in civil actions, five per cent on the amount collected; and the like commissions for all moneys which may be paid to the plaintiff by the defendant while the execution is in the hands of the sheriff. Advertising a sale of property under execution at each public place required, twenty-five cents. Seizing specific property, under order of a court, or executing any other order of the court or judge, not specially provided for, to be allowed by the judge or court. Taking any bond or undertaking, including furnishing the blanks, fifty cents, the actual expense of keeping all property seized under process of order of the court to be allowed by the court on the affidavit of the officer in charge. Summoning a grand or petit jury, for each man summoned, thirty cents, and ten cents for each person on the special venire. For serving any writ or other process with the aid of the county, the usual fee of one dollar, and the expense necessarily incurred thereby, to be adjudged by the county commissioners, and taxed as other costs. All just fees paid to any printer for any advertisement by law to be printed. Bringing a prisoner upon habeas corpus, to testify or answer to any court or before any judge, one dollar and all actual and necessary expenses for such services, and ten cents per mile by the route most usually traveled,
and all expenses for any guard actually employed and necessary. For summoning and qualifying appraisers, and for performing all duties, in laying off homesteads and personal property exemptions or either, three dollars, to be included in the costs. For levying an attachment and serving all papers therein, with the exception of the notices of sale and execution, three dollars, and for each additional defendant therein, the sum of one dollar and fifty cents; for attendance to qualify jurors to lay off dower or commissioners to lay off years allowance, two dollars; and attendance to qualify commissioners for any other purpose, one dollar. Executing a deed for land or any interest in land sold under execution, five dollars to be paid by purchaser. Service of writ of ejectment, one dollar fifty cents; for every execution, either civil or criminal cases, one dollar. Whenever any precept or process shall be directed to the sheriff of said county, to be served out of his county, said sheriff shall have for such services not only the fees hereinbefore allowed, but a further compensation of ten cents for every mile of travel going to and returning from services of such precept or process; Provided, that whenever any execution of five hundred dollars or upwards shall be directed to said sheriff to be served out of his county, such sheriff shall not be allowed mileage, but only the commissions to which he shall be entitled. All persons confined in the common jail of Jackson County, North Carolina, shall pay as a jail fee the sum of seventy-five cents per day for each day confined therein: Provided, however, the county commissioners may make special contract with the proper parties for the care of prisoners for the Federal Government.

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

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

Ratified this the 1st day of April, A.D., 1931.

CHAPTER 346

AN ACT TO PROVIDE FOR THE ELECTION BY THE PEOPLE OF THE SOLICITORS OR PROSECUTING ATTORNEYS OF CERTAIN RECORDER'S COURTS IN ROBESON COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That the solicitors or prosecuting attorneys for the Recorder's Court of Fairmount District, Robeson County; the Recorder's Court of Rowland District, Robeson County; the Recorder's Court of Red Springs District, Robeson County; and the Recorder's Court of St. Pauls District, Robeson County, as set up, established and provided for by chapter six hundred
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thirty-four, Public-Local Laws nineteen hundred fifteen, shall hereafter be elected by the people at the same time, for the same term and in the same manner as the Recorders or presiding judges for said Recorder's Courts. Candidates for said offices shall be nominated in the Primary in the same manner and at the same time as now provided by law for the nomination of county officers in Robeson County.

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

Ratified this the 1st day of April, A.D., 1931.

CHAPTER 347

AN ACT TO FIX THE COMPENSATION OF THE SOLICITOR OF THE GENERAL COUNTY COURT OF THE COUNTY OF BUNCOMBE BY THE COUNTY COMMISSIONERS.

The General Assembly of North Carolina do enact:

Section 1. That on and after the first day of May, nineteen hundred and thirty-one, the County Commissioners of Buncombe County are hereby authorized and fully empowered to fix, revise and set, in their discretion, the salary of the Solicitor of the General County Court of Buncombe County.

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

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

Ratified this the 1st day of April, A.D., 1931.

CHAPTER 348

AN ACT TO AMEND CHAPTER TWO HUNDRED AND TWENTY-TWO, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, RELATING TO THE SALARIES OF THE JUDGE AND PROSECUTING ATTORNEY OF THE RECORDER'S COURT OF ELKIN, SURRY COUNTY, AND INCREASING THE TERRITORIAL JURISDICTION OF SAID COURT.

The General Assembly of North Carolina do enact:

Section 1. That the Recorder's Court of Elkin, Surry County, shall have jurisdiction over the territory within the corporate limits of said town and also the territory embraced within a radius of five miles of the corporate limits of said town, lying in Surry, Yadkin and Wilkes Counties, including the towns of Jonesville and Arlington in Yadkin County, and the Recorder
Sentencing of prisoners. of said Court shall have power and authority to sentence defendants convicted of offenses committed in the above territory lying in Wilkes and Yadkin Counties to the jails or to the roads of the respective counties, and the commissioners of the said counties shall pay the expense of transportation of said prisoners from the Recorder's Court at Elkin to the jail to which defendants are sentenced and the reasonable expense for transporting said defendants from the jail to the Recorder's Court for trial. That the commissioners of the respective counties shall be responsible for such cost as is now allowed by law in cases of conviction or acquittal.

The fines and forfeitures arising from the trial of offenses occurring in Yadkin County shall be paid to the Treasurer of the school fund or other proper officer of Yadkin County, and likewise the fines and forfeitures for offenses committed in Wilkes County shall be paid to the treasurer or other proper officer of said county for the benefit of the school fund. All costs taxed as Recorder's fees and fees of the Prosecuting Attorney in all cases, whether the offenses occurred in Surry, Wilkes or Yadkin Counties, shall be paid into the treasury of Surry County to reimburse said county for the salaries of the Recorder or Judge of said court and Prosecuting Attorney. All fines and forfeitures for offenses committed in Surry County shall be paid to the school fund of said county. That the judge of said Recorder's Court is authorized and empowered to sentence prisoners from the Recorder's Court to the jails of the respective counties wherein such offenses are committed with authority of any such county through its Board of Commissioners to assign such prisoners to work upon the roads of said county or to be assigned otherwise as may be provided by law.

Sec. 2. That at the end of the term of office of the present Recorder of the Recorder's Court of Elkin, Surry County, to-wit, the first Monday in May, one thousand nine hundred and thirty-one, the Board of Commissioners of the Town of Elkin shall appoint his successor, who shall hold his office for a term of two years, and that said Recorder shall be appointed by the Board of Commissioners of the Town of Elkin every two years thereafter; Provided, if such Recorder should die, resign or be removed from office, his successor with like recommendation shall be appointed by the Board of Commissioners of the Town of Elkin for the unexpired term.

Sec. 3. That the Recorder of the Recorder's Court of Elkin, Surry County, is authorized to appoint a Vice-Recorder to serve during said Recorder's term of office, as provided in section one thousand five hundred and fifty of the Consolidated Statutes.

Sec. 4. That at the end of the term of office of the present Clerk of the Recorder's Court of Elkin, Surry County, to-wit,
the first Monday in May, one thousand nine hundred and thirty-one, the Recorder of the said Court shall appoint his successor for a term of two years and that said Clerk shall be appointed by the Recorder every two years thereafter; Provided, that said Recorder shall supply any vacancy occurring in the office of Clerk of the Recorder’s Court.

Sec. 5. That at the end of the term of office of the present Prosecuting Attorney of the Recorder’s Court of Elkin, Surry County, to-wit, the first Monday in May, one thousand nine hundred and thirty-one, the Recorder of the said Court shall appoint his successor for a term of two years, and said Prosecuting Attorney shall be appointed by the Recorder every two years thereafter; Provided, that said Recorder shall fill any vacancy occurring in the office of the Prosecuting Attorney.

Sec. 6. That chapter two hundred twenty-two Public-Local Laws of one thousand nine hundred and twenty-nine be amended by striking out the words “One Thousand Dollars” in line three of section one and inserting in lieu thereof the words “Twelve Hundred Dollars” and by striking out the words “Eight Hundred Dollars” in line six of section one and inserting in lieu thereof the words “Nine Hundred Dollars.”

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

SEC. 8. That this act shall be in full force and effect from and after its ratification.

Ratified this the 1st day of April, A.D., 1931.

CHAPTER 349

AN ACT TO CONSOLIDATE THE ACTIVITIES OF PUBLIC WELFARE OF THE COUNTY OF FORSYTH AND THE CITY OF WINSTON-SALEM.

The General Assembly of North Carolina do enact:

SECTION 1. That a joint board may be created in Forsyth County representing the Board of Commissioners, the County Board of Education, the County Board of Public Welfare and the Board of Aldermen of the City of Winston-Salem, for the purpose of co-ordinating the Public Welfare activities of Forsyth County and City of Winston-Salem.

Sec. 2. That the said board may, in its discretion, appoint a Director of Public Welfare, fix the salary and outline the duties of said Director; Provided, however, that this act shall conform to the present State law governing approval of appointment of such Director of Public Welfare by the State Board of Charities and Public Welfare.

Sec. 3. Such Director of Public Welfare of Forsyth County shall have, under the direction of the above named board, author-
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ity to supervise, co-ordinate and direct all public welfare activities of Forsyth County and the City of Winston-Salem and shall have such other duties and powers as may be determined by the said Board.

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

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

Ratified this the 1st day of April, A.D., 1931.

Chapter 350

AN ACT TO PRESCRIBE THE FEES TO BE CHARGED BY THE REGISTER OF DEEDS OF GRANVILLE COUNTY FOR RECORDING CERTAIN INSTRUMENTS.

The General Assembly of North Carolina do enact:

Section 1. The Register of Deeds of Granville County shall receive for registering deeds, mortgages, Deeds of Trust, and contracts, and other instruments not hereinafter specifically mentioned, the sum of One ($1.00) Dollar for the first three hundred words and fifteen (15c) cents for each additional hundred words or fraction thereof contained in the instrument and certificates: For recording the statutory short form of agricultural lien and chattel mortgage combined the sum of fifty (50c) cents and for recording the statutory short form of chattel mortgage alone in which no crop is mentioned the sum of thirty-five (35c) cents.

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

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

Ratified this the 1st day of April, A.D., 1931.

Chapter 351

AN ACT TO EXTEND THE TIME FOR BRINGING ACTIONS AGAINST L. E. LANCASTER, CLERK OF SUPERIOR COURT, CRAVEN COUNTY, AND HIS OFFICIAL BOND.

Whereas, at the time of the suspension of business by the First National Bank of New Bern and the Citizens Bank and Trust Company of New Bern, L. E. Lancaster, Clerk of the Superior Court of Craven County, had on deposit in said banks official funds then in his hands as Clerk of the Superior Court, and for the protection of said deposit said banks had delivered cer-
tain collateral, which is now held by the said clerk, and which said collateral is claimed to be sufficient to secure said deposit:

The General Assembly of North Carolina do enact:

SECTION 1. That no civil action or court proceedings shall be instituted on account of any of the official funds of L. E. Lancaster, Clerk of the Superior Court of Craven County, on deposit in either the First National Bank of New Bern or the Citizens Bank and Trust Company prior to April first, one thousand nine hundred and thirty-three.

SEC. 2. That nothing in this act shall be construed or have the effect of relieving L. E. Lancaster, Clerk of the Superior Court of Craven County, or the surety on his official bond from any liability which may now exist on account of said deposits and shall become effective when his sureties on this official bond shall file their written acceptance with the Board of Commissioners of Craven County and this act when so accepted shall have the effect of extending the Statute of Limitations to bar actions the length of time this act postpones the right of action.

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

SEC. 4. That this act shall be in full force and effect from and after its ratification and acceptance by sureties as above provided.

Ratified this the 1st day of April, A.D., 1931.

CHAPTER 352

AN ACT TO RE-APPOINT OTIS C. JENKINS A MEMBER OF THE BOARD OF ROAD COMMISSIONERS OF GRANVILLE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Otis C. Jenkins be, and he is hereby, appointed a member of the Board of Road Commissioners of Granville County for a term of two years.

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

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

Ratified this the 1st day of April, A.D., 1931.
CHAPTER 353
AN ACT TO AMEND CHAPTERS ONE HUNDRED AND FIFTY-EIGHT AND SIX HUNDRED AND FOURTEEN, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND ELEVEN, RELATING TO THE RECORDER'S COURT OF VANCE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter one hundred and fifty-eight, Public-Local Laws of one thousand nine hundred and eleven, be amended by striking out in line three of section two, the words: "the Mayor pro tem of said town" and inserting in lieu thereof the words "the assistant judge of the Recorder's Court."

SEC. 2. That section ten, Chapter six hundred and fourteen, Public-Local Laws of one thousand nine hundred and eleven, be amended by striking out in lines ten and eleven the words "the Board of Town Commissioners of the Town of Henderson and", and by striking out in line twelve the word "joint", and by adding at the end of said section the following: "That the Board of County Commissioners of Vance County shall at the next meeting after the ratification of this act appoint an assistant judge of the Recorder's Court to serve during the absence or sickness of the judge until the first Monday in December, one thousand nine hundred and thirty-two, at which time and every two years thereafter his successor shall be appointed by the said board. When so serving the assistant judge shall receive the same compensation as that allowed the judge of said Recorder's Court."

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

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

Ratified this the 2nd day of April, A.D., 1931.

CHAPTER 354
AN ACT TO PROVIDE FOR CONTINUOUS GRAND JURY IN LEE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That at the October one thousand nine hundred thirty-one Term of the Superior Court held for the county of Lee, a Grand Jury shall be drawn, and the Presiding Judge shall charge it as provided by law; such Grand Jury shall serve until the March Term one thousand nine hundred thirty-two of said Court, when the nine members whose names are last drawn at the October Term one thousand nine hundred thirty-one, shall retire and, to serve in their place, there shall be drawn at said March Term one thousand nine hundred thirty-two, nine addi-
tional members to serve until March Term one thousand nine hundred thirty-three; and at each October and March Term of said Court thereafter nine members of said Jury shall retire and nine new members shall be drawn, so that members of the Grand Jury of Lee County shall one-half be drawn at the October Term and one-half at the March Term of the Superior Court held for Lee County during each year: Provided, that at any time the Judge of Superior Court presiding over either civil or criminal court in said county, may call said Grand Jury to assemble and may deliver unto said Grand Jury an additional charge; Provided, further, that the Judge of the Superior Court presiding over either civil or criminal court in said county may, at any time, discharge said Grand Jury from further service, in which event, he may cause a new Grand Jury to be drawn which shall serve out the unfinished time of any Grand Jury thus discharged.

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

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

Ratified this the 2nd day of April, A.D., 1931.

CHAPTER 355

AN ACT TO AMEND CHAPTER THREE HUNDRED AND EIGHTY-FIVE, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED AND TWENTY-FIVE, RELATING TO CLERICAL ASSISTANCE TO THE CLERK OF THE SUPERIOR COURT OF McDOWELL COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section one of chapter three hundred and eighty-five of the Public-Local Laws of one thousand nine hundred and twenty-five, be and the same is hereby amended by changing the period at the end of said section to a colon and adding a new proviso as follows: "Provided further, that the board of commissioners of McDowell County, when it shall be made to appear that an assistant is needed by such clerk of the Superior Court to do the work required of him as such clerk, may, in its discretion, authorize the necessary assistance and pay for the same out of the general county funds to an amount not to exceed six hundred dollars ($600.00) in any one year."

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

Sec. 3. That this act shall be in full force and effect from and after June thirteenth, one thousand nine hundred and thirty-one.

Ratified this the 2nd day of April, A.D., 1931.
CHAPTER 356

AN ACT TO AMEND CHAPTER ONE HUNDRED AND THIRTY-SEVEN OF THE PUBLIC-LOCAL AND PRIVATE LAWS OF NORTH CAROLINA OF THE SESSION ONE THOUSAND NINE HUNDRED AND TWENTY-NINE.

Whereas, by chapter one hundred and thirty-seven Public-Local and Private Laws of one thousand nine hundred and twenty-nine a Law Library was provided for to be established and maintained in the Court House of Buncombe County, and

Whereas, said Library is now in operation:

The General Assembly of North Carolina do enact:

SECTION 1. In every civil suit commenced in the Superior Court of Buncombe County or in the General County Court of Buncombe County where costs are paid in advance, one dollar of the costs collected in each case shall be set apart and designated as a Library fund, and all other civil cases shall pay one dollar to said Library fund when costs are collected or paid to the Clerks of the aforementioned courts; and in like manner in said Courts there shall be collected for the Library fund the sum of one dollar for every criminal case in which costs are collected or paid, and if any other court shall be established in the County of Buncombe exercising jurisdiction above that of a Justice of the Peace, there shall be collected in such courts the sum of one dollar for the Library fund in each civil and criminal case as prescribed herein.

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

Ratified this the 2nd day of April, A.D., 1931.

CHAPTER 357

AN ACT REGULATING THE FEES OF THE RECORDER’S COURT OF LINCOLN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the fees allowed by law for the Judge and the Solicitor of the Recorder’s Court of Lincoln County in each case shall be four dollars for Judge and four dollars for Solicitor regardless of the number of counts in the bill of indictment.

SEC. 2. That all witnesses in said Recorder’s Court shall be allowed one dollar per diem and mileage.

SEC. 3. That whenever the defendant does not ask for a jury trial it shall be unlawful to tax the defendant in case of conviction with any jury fee.
SEC. 4. That the fees in each case to be taxed in the bill of costs against the defendant allowed the clerk of the Recorder's Court including subpoenas, taking bonds, docketing judgments, making orders and all other acts connected with the official duties of his office shall be three dollars and no more in each case.

SEC. 5. That the sheriff or his deputy shall receive two dollars for making an arrest, one dollar and fifty cents for summoning the jury and fifty cents for each witness subpoenaed.

SEC. 6. That in every case brought in the Recorder's Court in which a justice of the peace has original and exclusive jurisdiction, whether the papers have been issued by a justice of the peace or the recorder or any other proper officer, upon motion made by the defendant or his counsel, the same shall be remanded to the court of the justice of the peace for trial and disposition.

SEC. 7. That the fees allowed by law in this Court for Jury shall be two dollars per day for each of six jurors selected.

SEC. 8. That the present law relating to two witnesses for each material fact in criminal cases be enforced in the Recorder's Court.

SEC. 9. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

SEC. 10. That this act shall be in full force and effect from and after its ratification.

Ratified this the 7th day of April, A.D., 1931.

CHAPTER 358

AN ACT TO PROMOTE RESTOCKING OF CERTAIN STREAMS AND THE PROTECTION OF GAME AND FISH IN MADISON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That any official securing the conviction of any person for violating the fishing laws shall receive the same amount that is now provided by law for the conviction of persons convicted for violating the game laws, and that the amount be taxed in the Bill of Cost by the court and paid to the official securing said conviction.

SEC. 2. That the county commissioners of Madison County are empowered and directed to pay annually all bills for transporting game fish for restocking the streams of said county, not in excess of two hundred dollars, Provided said bills are approved by the State Game Warden.

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

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

Ratified this the 7th day of April, A.D., 1931.
CHAPTER 359

AN ACT TO AMEND CHAPTER ONE HUNDRED TWENTY-TWO, PUBLIC-LOCAL LAWS ONE THOUSAND NINE HUNDRED TWENTY-ONE, RELATING TO FEES OF THE SHERIFF OF LINCOLN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section one of chapter one hundred and twenty-two of the Public-Local Laws of one thousand nine hundred and twenty-one, be and the same is hereby amended by adding at the end of said section the following: "Provided, however, the sheriff shall be entitled to receive the fees allowed by law for all civil and criminal processes served by him in addition to the foregoing salary."

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

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

Ratified this the 7th day of April, A.D., 1931.

CHAPTER 360

AN ACT TO AMEND CHAPTER TWO HUNDRED FORTY-SIX, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-NINE, RELATIVE TO THE CONSERVATION AND PROTECTION OF MIGRATORY WATERFOWL IN DARE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter two hundred and forty-six, Public-Local Laws of one thousand nine hundred and twenty-nine, be and the same is hereby amended by adding a new section after section four to be known as section four and one-half, to read as follows:

"Sec. 4 1/2. If upon investigation the Game Commission of Dare County should find that the license fees provided in this act, on account of temporary conditions, are so large as to materially lessen the income derived therefrom and the commission shall find these facts and enter them of record upon their minutes, then said license fees for hunting shall be reduced to the amount found by the Game Commission to be necessary to accomplish the purpose desired, but such reduction shall continue only for the period found by the commission to be necessary. If such reduction is made in accordance with the provisions of this act, then the license fees to be charged shall be in accordance with the finding of the Game Commission."
Sec. 2. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

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

Ratified this the 7th day of April, A.D., 1931.

CHAPTER 361

AN ACT TO PROTECT FOXES IN ALEXANDER COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That it shall be unlawful to hunt, trap, snare, shoot, dig out of ground or otherwise kill any Red or Gray Fox, or their young, other than with dogs: Provided, however, that any person may shoot or kill any Gray or Red Fox at any time when same is caught in the act of destroying fowls or other domestic animals.

Sec. 2. That any person convicted of violation of this act shall be fined not more than fifty dollars or imprisoned not exceeding thirty days.

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

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

Ratified this the 7th day of April, A.D., 1931.

CHAPTER 362

AN ACT TO AMEND SUBSTITUTE FOR HOUSE BILL NUMBER FIVE HUNDRED NINETY-FOUR, BEING ENTITLED "AN ACT TO PROVIDE FOR THE COLLECTION OF TAXES IN THE CITY OF CHARLOTTE AND THE COUNTY OF MECKLENBURG," RATIFIED MARCH THIRD, ONE THOUSAND NINE HUNDRED THIRTY-ONE.

The General Assembly of North Carolina do enact:

Section 1. That Substitute for House Bill number five hundred and ninety-four, being entitled "An Act to Provide for the Collection of Taxes in the City of Charlotte and the County of Mecklenburg," ratified March third, one thousand nine hundred and thirty-one, be and the same is hereby amended by striking out section ten therefrom, and inserting in lieu thereof as section ten the following:

"Sec. 10. That the present tax collectors for Tax Collection Districts Numbers One and Three, of and for Mecklenburg County, as now provided by law, and their duly elected suc-
cessors in office, shall collect the taxes for the tax years one thousand nine hundred and thirty-one, ending September thirtieth, one thousand nine hundred and thirty-two, and one thousand nine hundred and thirty-two, ending September thirtieth, one thousand nine hundred and thirty-three, in their respective districts, as now constituted; and the tax collector for District Number Three shall for the tax years one thousand nine hundred and thirty-one, ending September thirtieth, one thousand nine hundred and thirty-two, and one thousand nine hundred and thirty-two, ending September thirtieth, one thousand nine hundred and thirty-three, collect taxes in that portion of Charlotte Township which lies outside of the limits of the City of Charlotte. That said duly elected tax collectors for Districts One and Three, namely Frank G. Barnett and E. J. Price, shall receive as their compensation for the collection of taxes in their respective districts the sum of three thousand dollars each for each of the tax years one thousand nine hundred and thirty-one and one thousand nine hundred and thirty-two, as above designated, payable monthly; said salaries shall be in lieu of all other compensation for collection of taxes; and the said tax collectors shall give bond for the faithful performance of their duties and the accounting for taxes collected by them, as now or hereafter provided by law, said bond to be filed with the board of county commissioners: Provided, however, that stamps, office supplies and premiums on tax bonds shall be paid by the county out of the general fund: Provided, further, that the said tax collectors for Districts Number One and Three shall, on the first day of October, one thousand nine hundred and thirty-three, or as soon thereafter as the board of county commissioners may require, settle with the county commissioners for all taxes collected to that date, and the tax books upon that date shall be turned over to the tax collector of Mecklenburg County, as hereinafter provided for, and said tax collector shall collect the balance of the taxes due or to become due by the taxpayers in the said Districts Numbers One and Three.”

SEC. 2. That said act be further amended by striking out section eleven, and inserting in lieu thereof as section eleven the following:

“SEC. 11. That there is hereby created the office of Tax Collector of Mecklenburg County, which said tax collector shall be nominated and elected as now provided for the election of Members of the General Assembly, and shall be a resident of the County of Mecklenburg outside of the City of Charlotte, who shall be nominated and elected in the year one thousand nine hundred and thirty-two, and take office and collect taxes for a term of two years from the first day of October, one thousand nine hundred and thirty-three, and until his successor shall be elected and qualified, as provided by law, except in the case of
his death, resignation or removal, in which event, the County Commissioners shall appoint his successor until the next county election and the election of his successor. That said Tax Collector for Mecklenburg County shall receive for his compensation the sum of one per cent of the total amount of all taxes collected, plus costs of stamps, office supplies and premiums on tax bonds, which compensation shall be in lieu of all other compensation, and he shall receive the same compensation for the collection of all special assessments and special taxes collected, and shall collect, account for, pay over, and settle all county, local, special, license taxes, special assessments and State taxes, if any, under and by virtue of the law prescribed for the collection and settlement of taxes by sheriffs or other tax collectors; and before entering upon the discharge of his duties he shall execute and file with the board of county commissioners of said county such tax bonds as are now or may be prescribed by law; and shall take and prescribe the oath of office provided by law for tax collectors. It is hereby expressly provided and required that the said tax collector shall collect county license taxes, as provided by law, upon business, trades and professions conducted and maintained outside of the limits of the City of Charlotte. All such taxes upon business, trades and professions within the city of Charlotte shall be collected by the said City-County Tax Collector: Provided, however, that should the taxes be so reduced by the taking over by the State of the County roads and the six months school term, as to make the compensation of one per cent upon the amount of taxes collected inadequate, then the Board of Commissioners of Mecklenburg County shall fix a reasonable compensation for said tax collector, which compensation shall not exceed four thousand dollars per annum, the cost of his office supplies, stamps and bond premiums.

Sec. 3. That this act shall take effect from and after the date of its ratification.

Ratified this the 7th day of April, A.D., 1931.

CHAPTER 363

AN ACT WITH RESPECT TO THE DUTIES OF STATE FARM DEMONSTRATION AGENTS FOR HALIFAX COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That the State Farm Demonstration Agent, assigned to or employed by Halifax County, may vaccinate hogs for cholera with either or both hog cholera serums.

Ratified this the 7th day of April, A.D., 1931.
CHAPTER 364
AN ACT TO AMEND CHAPTER FOUR HUNDRED AND THIRTY-SIX, PUBLIC-LOCAL LAWS OF NINETEEN HUNDRED AND TWENTY-THREE, BY EXCEPTING RUTHERFORD COUNTY THEREFROM, AND TO AMEND CHAPTER ONE HUNDRED AND NINETY, PUBLIC-LOCAL LAWS OF NINETEEN HUNDRED AND TWENTY-SEVEN, BY EXCEPTING MCDOUGAL COUNTY THEREFROM.

The General Assembly of North Carolina do enact:

SECTION 1. That section nine of chapter four hundred and thirty-six, Public-Local Laws of nineteen hundred and twenty-three, be and the same is hereby amended by striking out the word "Rutherford" in said section.

SEC. 2. That section one of chapter one hundred and ninety, Public-Local Laws of nineteen hundred and twenty-seven, be and the same is hereby amended by striking out the word "McDowell" in the last line of said section.

SEC. 3. That all laws in conflict with this act are hereby repealed.

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

Ratified this the 7th day of April, A.D., 1931.

CHAPTER 365
AN ACT TO AUTHORIZE THE SCHOOL AUTHORITIES AND COUNTY AUDITOR OF DUPLIN COUNTY TO ISSUE CERTIFICATES OF INDEBTEDNESS TO TEACHERS.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Education of Duplin County, the Superintendent of Public Instruction, and the County Auditor of said County, and/or any Board of School Committeemen of any Local Taxing School District of Duplin County, be and they are hereby fully authorized and empowered in their discretion to issue to the school teachers employed in the public schools of said county for the six months term, and/or to any teachers employed in any Local Taxing School District for any extended term, certificates of indebtedness or warrants, drawn upon the Treasurer of Duplin County, in payment of salaries of the school teachers for any part of the six months term, or for any extended term.
SEC. 2. That said certificates of indebtedness, or warrants or vouchers, shall be issued in such form as the Auditor of Duplin County may determine; that said certificates, vouchers or warrants shall state on their face that they are payable only out of the current expense fund for school teachers salaries, if for any part of the six months term, and/or out of local school taxes levied in any district, if for the extended term; and shall only be payable by the Treasurer of Duplin County when the funds derived from said taxes from the current expense fund for teachers for the six months term, and/or only when the funds derived from said Local School taxes in any district are available for said purposes.

SEC. 3. That when any of the said certificates of indebtedness, warrants or vouchers herein authorized have been duly issued, they shall constitute the legal and valid obligations of Duplin County (if issued for any part of the six months term) and/or of any Local Taxing School District of Duplin (if issued for any part of the extended term), and they shall be a direct charge against the proceeds of the current expense fund for the payment of school teachers for the six months term, and/or against the proceeds of the local taxes levied in any Local Taxing District, for the present fiscal school year (one thousand nine hundred thirty, one thousand nine hundred thirty-one); and it shall be lawful for said certificates of indebtedness, warrants or vouchers to be issued in negotiable form, as the County Auditor of Duplin County may determine.

SEC. 4. That said certificates of indebtedness, warrants or vouchers authorized by this act shall only apply to the payment of the salaries of school teachers, for the remaining unpaid portion for the six months term, and/or to all or any part of the salaries of school teachers in any Local Taxing School District for the extended school term, for the present school year (one thousand nine hundred thirty, one thousand nine hundred thirty-one).

SEC. 5. That the Board of Commissioners may in their discretion relieve school teachers and other employees of Duplin County, from the penalties and interest accruing on taxes, where the county is indebted to said parties, the reduction to be made from the maturity of the obligation by the county.

SEC. 6. That all laws and parts of laws inconsistent with the provisions of this Act be and the same are hereby repealed.

SEC. 7. That this act shall take effect upon its ratification if ratified subsequent to April first, one thousand nine hundred thirty-one, and if ratified prior to April first, one thousand nine hundred thirty-one, this act shall be in force from and after April first, one thousand nine hundred thirty-one.

Ratified this the 7th day of April, A.D., 1931.
CHAPTER 366

AN ACT RELATIVE TO WORKING PRISONERS SENTENCED TO JAIL IN NEW HANOVER COUNTY UPON THE PUBLIC WORKS, DRAINS AND SWAMPS OF SAID COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That all convicts or prisoners sentenced by courts of competent authority to the jail of New Hanover County for a period of sixty days, or less, may be worked by the Board of Commissioners of said County in canaling the main drains and swamps of said County, or at the County Home, and/or County Farm, or on other public works of the County.

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

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

Ratified this the 7th day of April, A.D., 1931.

CHAPTER 367

AN ACT TO AUTHORIZE THE COUNTY COMMISSIONERS AND BOARD OF EDUCATION OF WILKES COUNTY TO PROVIDE IN THE NEXT BUDGET FOR PAYMENT OF PUBLIC SCHOOL TEACHERS BALANCE DUE THEM FOR THIS FISCAL YEAR.

Whereas, an insufficient amount of money was levied and collected to take care of the full six months school term in Wilkes County for the fiscal year July first, one thousand nine hundred thirty, to June thirtieth, one thousand nine hundred thirty-one; and

Whereas, certain public school teachers in said county were employed for six months and performed their full contract in teaching said length of time, but on account of insufficient funds levied and collected were not paid for the last two weeks of said period: Now, therefore,

The General Assembly of North Carolina do enact:

Section 1. That the Board of Commissioners and Board of Education of Wilkes County are hereby authorized, empowered and directed to provide in the next county school budget a sufficient amount to pay the aforesaid public school teachers in Wilkes County the balance due them for said services performed as teachers in said schools for the period of six months during the present fiscal year for which they were employed.
Sec. 2. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

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

Ratified this the 7th day of April, A.D., 1931.

CHAPTER 368

AN ACT TO AMEND CHAPTER TWO HUNDRED AND FIFTY-EIGHT. PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN, RELATING TO EXTRA COMPENSATION OF THE COUNTY COMMISSIONERS OF MITCHELL COUNTY.

The General Assembly of North Carolina do enact:

Section 1. That chapter two hundred and fifty-eight, Public-Local Laws of one thousand nine hundred and twenty-seven, relating to extra compensation of the County Commissioners of Mitchell County, be and the same is amended by striking out section two thereof.

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

Sec. 3. That this act shall be in full force and effect from and after the first day of July, one thousand nine hundred and thirty-one.

Ratified this the 8th day of April, A.D., 1931.

CHAPTER 369

AN ACT TO VALIDATE CERTAIN REFUNDING BONDS OF GREENE COUNTY.

Whereas, by chapter number six hundred and ninety-four of the Public-Local Laws of one thousand nine hundred and twenty-seven, the Commissioners of Greene County were forbidden to issue any bonds on said County without the approval of the qualified voters of said County, and

Whereas, said act has been repealed by the General Assembly of one thousand nine hundred and thirty-one, and

Whereas, on the thirtieth day of September, one thousand nine hundred and thirty, the Board of County Commissioners of Greene County authorized the issue and sale of three hundred and fifty thousand ($350,000.00) dollars of Refunding Bonds of said County, which said bonds have been issued under said authorization; and

Whereas, there is some question of the validity of said bonds on account of the said chapter number six hundred and ninety-four of Public-Local Laws of one thousand nine hundred and
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twenty-seven not being repealed before the authorization of said bonds on September thirtieth, one thousand nine hundred and thirty, Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the issuance and sale of three hundred and fifty thousand ($350,000.00) dollars refunding bonds of Greene County as authorized by the Commissioners of Greene County, September thirtieth, one thousand nine hundred and thirty, shall not be affected by the fact of the existence of the law set out in chapter number six hundred and ninety-four in the Public-Local Laws of one thousand nine hundred and twenty-seven, and as to any restrictions in said act, the said bonds are hereby validated.

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

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

Ratified this the 8th day of April, A.D., 1931.

CHAPTER 370

AN ACT TO REQUIRE REDUCTION OF SALARIES, WAGES, FEES OR OTHER COMPENSATION PAID FOR PUBLIC SERVICES OUT OF PUBLIC FUNDS IN THE COUNTY OF ROBESON.

The General Assembly of North Carolina do enact:

SECTION 1. That, in making the budget of Robeson County, there shall be provided a salary fund which shall be ten per cent (10%) less than that in effect on December first, one thousand nine hundred thirty, and no such budget appropriation shall be in any way exceeded during the fiscal years nineteen hundred thirty-one, thirty-two (1931-32) and nineteen hundred thirty-two, thirty-three (1932-33). If, however, there have been reductions in the salaries, wages, fees or other compensation paid for personal services out of the public funds of Robeson County to any or all officers, employees, agents of said county during the year one thousand nine hundred thirty to the amount of ten per cent (10%) for individuals, then the budgetary appropriation for salaries shall take into consideration this reduction in determining the gross sum to be appropriated for salaries. It shall be unlawful for any board, commission or governmental body to include in their budget appropriation for salaries more than ninety per cent (90%) of the salaries effective and outstanding on the first day of December, one thousand nine hundred thirty, with the modification to this requirement herein stated; and it shall be unlawful for such boards, etc., to levy a tax to meet the requirements of salaries which will produce more than ninety per cent (90%) of the amount
paid for salaries on December first, one thousand nine hundred thirty. It shall be unlawful for any disbursement officer, fiscal agent or treasurer to pay out a gross sum for salaries more than that budgeted and appropriated in the budget of Robeson County.

The ten per cent (10%) thus saved shall be reflected in the amount of taxes levied for the succeeding years during the biennium.

Sec. 2. This act shall apply in all particulars also to all expense accounts of the officers of Robeson County except that the amount of reduction shall be twenty-five per cent (25%).

Sec. 3. That this act shall in no particular apply to the office of sheriff of Robeson County, as the salary attached to that office is such as not to justify the reduction.

Sec. 4. This act shall take effect from and after its ratification.

Ratified this the 8th day of April, A.D., 1931.

CHAPTER 371
AN ACT TO AMEND CERTAIN STATUTES RELATING TO THE SALARIES OF CERTAIN OFFICERS OF BURKE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section thirteen of chapter one hundred and twenty-six of the Public Laws of the session of one thousand nine hundred twenty-nine be and the same is hereby amended by striking out the words and figures "seventy-five dollars ($75.00)" in line five thereof and by inserting in lieu thereof the words and figures "one hundred dollars ($100.00)." That section one of this act shall be effective from and after the first day of April, one thousand nine hundred thirty-one.

Sec. 2. That chapter forty-eight of the Public-Local Laws of the session of one thousand nine hundred twenty-nine be and the same is hereby amended by striking out the words "subject, however, to the qualifications hereinafter set forth" appearing in lines eleven and twelve of section two of said chapter and by repealing section eight of said chapter in so far only as the same pertains to the office of the Clerk of the Superior Court of Burke County, it being the purpose and intent of this act that said Clerk shall receive the salary prescribed by section two of said chapter free and clear of the restrictions and qualifications mentioned in section eight thereof. That this section of this act shall be effective from and after and as of the first day of January, one thousand nine hundred thirty-one.
SEC. 3. That the Sheriff of Burke County shall receive the salary mentioned in section four of chapter forty-eight of the Public-Local Laws of the session of one thousand nine hundred twenty-nine and shall be entitled to the allowances made therein for transportation costs and upkeep of car and for full time deputy and for office deputy as and for full compensation for all services rendered by him as tax collector of Burke County. That in addition thereto the said Sheriff and his deputies shall be entitled to have and receive any and all fees fixed by law for the performance of the duties of said office other than and exclusive of the fees and commissions heretofore allowed for the collection of taxes and the said sheriff and his deputies shall not account to the county or be charged with the fees accruing from the performance of the duties of said office other than the fees and commissions heretofore allowed by law for the collection of the taxes of said county. That the Sheriff of Burke County may appoint in said county and in the several townships thereof such deputies as he deems advisable for the performance of the duties of his office and such deputies so appointed by said Sheriff shall have and receive for their services the fees fixed by law other than and exclusive of the fees and commissions heretofore allowed by law for the collection of taxes in said county. That all provisions of sections one, four and five of chapter forty-eight of the Public-Local Laws of the session of one thousand nine hundred twenty-nine inconsistent with the provisions of this act are hereby amended so as to conform thereto and all provisions of said chapter limiting or abridging the power of said Sheriff to appoint deputies are hereby repealed. That this section of this act shall be in force and effect from and after the first day of April, one thousand nine hundred thirty-one.

SEC. 4. The Board of Commissioners of Burke County, in the exercise of their discretion may reduce the salaries of any or all of the officers of said county fixed by the terms of this statute or any other statute to the extent of not exceeding ten per cent of such salary or salaries: Provided, however, that nothing in this act shall be construed to restrict any power heretofore existing in said board of commissioners to reduce the salary of any officer of said county.

SEC. 5. That all laws and clauses of laws inconsistent here-with are hereby repealed.

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

Ratified this the 9th day of April, A.D. 1931.
CHAPTER 372

AN ACT TO SUBSTITUTE POSTED NOTICES FOR NEWSPAPER NOTICES OF PUBLIC SALES AND FORECLOSURES IN HYDE COUNTY AND GATES COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That in all cases in which public sales of land or personal property lying and being in Hyde County and Gates County are required to be had and made under power in mortgages and deeds of trust and for notice to defendants in attachment proceedings or under executions or judicial orders or decrees or for sales by Sheriffs or other tax collecting officers for delinquent taxes or assessments and wherever any official report or statement is required to be published where under the general law of this State the form of notice prescribed is, in whole or in part, by newspaper publication, it is declared to be sufficient that notice be given by writing posted at the courthouse door and in each and every township in Hyde County and Gates County, at a public and conspicuous place, for such time as is already prescribed by the general law, and newspaper publication is declared to be unnecessary.

Sec. 2. That titles based upon sales made as directed by this act are hereby declared to be valid as to such notices and service of summons by such publication is declared to be sufficient to make the defendant regularly a party to the action, and all official reports, acts and things required to be published in Hyde County and Gates County are hereby declared to be lawfully published and in all respects sufficient, if published under the provisions and according to the directions of this act.

Sec. 3. That this act shall apply only to Hyde County and Gates County.

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

Ratified this the 9th day of April, A.D. 1931.

CHAPTER 373

AN ACT TO AMEND THE CHARTER OF THE CITY OF SALUDA, POLK COUNTY, SO AS TO EXTEND THE BOUNDARIES THEREOF.

The General Assembly of North Carolina do enact:

SECTION 1. That the boundary lines of the city of Saluda shall be extended to embrace all territory described as follows:

Beginning at an iron pin at the intersection of the eastern and northern margins of the corporate limits of said city, and

Foreclosure, judicial and tax sales may be advertised in Hyde and Gates Counties by posted notices in lieu of newspapers.

Method of posting.

Titles based on such notices validated.

New territory annexed in Saluda.

Description.
running thence from said iron pin East one thousand four hundred and eighty-five feet to an iron pin; thence due South six thousand six hundred feet to an iron pin; thence West one thousand four hundred and eighty-five feet to an iron pin at intersection of the eastern and southern boundary line; thence North six thousand six hundred feet to the beginning, said boundary lines being by horizontal measurement and situate and adjoining the eastern boundary of the old city limit boundary.

Sec. 2. That before said extension of the corporate limits shall go into effect, the city council shall call a special election to be held on the first Tuesday after the first Monday in July, one thousand nine hundred and thirty-one, and the annexation of the territory described in section one shall be submitted to the vote of the qualified voters of the said city of Saluda and the territory proposed to be annexed, voting together; that a new or special registration of voters for said city and the territory proposed to be annexed for registration shall be had thirty days before the first Tuesday after the first Monday in July, one thousand nine hundred and thirty-one; that the registrar and judges of said special election shall be appointed by the city council of the city of Saluda for the purpose of a new registration and for the holding of the said election as is prescribed by law as in municipal elections; that notice of the registration and election shall be posted in front of the City Hall of the city of Saluda and published in the county paper for four consecutive weeks prior to the calling of the new registration, setting out the proposed extension, the date of registration and election.

Sec. 3. That at this special election those voters who favor extending the corporate limits as herein provided shall vote ballots on which are written or printed the words: "For extension," and those opposing shall vote ballots on which are written or printed the words: "Against extension." If at such election a majority of the qualified voters shall be for extending, then from and after the date of such election the territory described in section two of this act shall be a part of the corporate limits of said city; and such territory and its citizens and property shall be subject to all laws, ordinances and regulations in force in said city and shall also be entitled to the said privileges and benefits as other parts of said city.

Sec. 4. That if said city limits are extended as set out in this act, there shall be levied in the territory so annexed to said city the same tax for all purposes that is collected in the old limits of said city, and that said tax levy shall apply and be a lien as of April first, one thousand nine hundred and thirty-one, on said territory so annexed.
SEC. 5. That all laws and clauses of laws in conflict with this act are hereby repealed.

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

Ratified this the 9th day of April, A.D. 1931.

CHAPTER 374

AN ACT TO FIX AND REGULATE THE SALARIES OF THE SUPERINTENDENT OF SCHOOLS AND COUNTY HEALTH OFFICER OF BLADEN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. The superintendent of schools of Bladen County shall be paid and receive an annual salary of two thousand five hundred dollars, payable monthly, which shall be in full compensation of all of his services as such superintendent of schools, public welfare officer, and for the performance of any and all of the duties of his position and office in such capacities, and of any and all other duties that may now or hereafter be conferred upon him by law.

SEC. 2. That the superintendent of schools of Bladen County shall be allowed only one clerk or assistant in his office, the salary for such clerk or assistant to be eight hundred dollars per year, payable monthly, or in lieu of employment of such clerk or assistant and payment of such salary to him, the said superintendent of schools may elect to receive the said eight hundred dollars in addition to the salary named for him in section one hereof, and for such additional salary of eight hundred dollars perform the other duties of such office usually performed by a clerk.

SEC. 3. That there shall be allowed the said superintendent of schools of Bladen County five cents per mile for travel by him in the performance of his duties as superintendent of schools or public welfare officer of said county, the said mileage allowance to be paid to him monthly upon statements sworn to by him and rendered to the board of education of Bladen County.

SEC. 4. That the county health officer of Bladen County shall receive an annual salary of three thousand dollars, payable in monthly installments, which shall be in full compensation for the performance of his duties in such position and office, and for said compensation he shall perform all of the duties of such position and office which are or may be hereafter prescribed by law.

SEC. 5. That the county health nurse employed in Bladen County shall receive an annual salary of one thousand two hundred dollars, payable monthly, which shall be in full compensation for her services in such position or employment, and for
such compensation she shall perform all the duties of such position or employment which are or may be hereafter prescribed by law.

SEC. 6. That the board of commissioners of Bladen County shall make an annual appropriation to the office of the county health officer for office supplies in the sum of one hundred dollars and for equipment in the sum of one hundred dollars, and no greater amount shall be spent annually for such purposes by said office.

SEC. 7. That the county health officer and the county health nurse in Bladen County shall each be allowed the sum of five cents per mile while engaged in travel in the performance of their duties and work, but when both travel on the same trip, only one mileage shall be charged and paid.

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

SEC. 9. This act shall be in force and effect from and after the first day of July, one thousand nine hundred thirty-one, and shall not be construed to be repealed by any general act passed by the General Assembly of one thousand nine hundred thirty-one, relating to or fixing salaries, expenses or compensation of the officers or employees herein referred to.

Ratified this the 10th day of April, A.D., 1931.

CHAPTER 375
AN ACT TO PROVIDE FOR A SPECIAL RURAL POLICEMAN FOR WILKES COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That there is hereby created the office of special rural policeman for Wilkes County which office shall be under the direction and supervision of the sheriff of said county. The said rural policeman shall have the same powers as a regular deputy sheriff and shall have special police authority in enforcing the prohibition and other laws in the various school districts of the county.

SEC. 2. That Old Wiles be and he is hereby appointed special rural policeman for the county of Wilkes to serve for a term of two years from the first day of April, one thousand nine hundred and thirty-one.

SEC. 3. That the said rural policeman shall receive for his services as such rural policeman the sum of fifty dollars per month to be paid out of the general county fund, in addition to the fees allowed him as a regular deputy.
SEC. 4. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.
SEC. 5. That this act shall be in full force and effect from and after its ratification.
Ratified this the 10th day of April, A.D., 1931.

CHAPTER 376
AN ACT TO ALLOW THE COUNTY COMMISSIONERS OF MONTGOMERY COUNTY TO AID IN REOPENING THE BANK OF MONTGOMERY.
The General Assembly of North Carolina do enact:
SECTION 1. That the Board of County Commissioners of Montgomery County, be and they are hereby fully authorized and empowered to make and enter into a contract with the Bank of Montgomery at Troy, its directors and stockholders, to freeze or not demand the public funds of Montgomery County now on deposit in said bank for a like period of time and under the same conditions to which other depositors may agree.
SEC. 2. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.
SEC. 3. That this act shall be in full force and effect from and after its ratification.
Ratified this the 10th day of April, A.D., 1931.

CHAPTER 377
AN ACT RELATIVE TO THE COLLECTION OF FEES FOR SERVICE OF PROCESS BY THE SHERIFF OF WAYNE COUNTY.
The General Assembly of North Carolina do enact:
SECTION 1. The Sheriff of Wayne County, North Carolina, shall be entitled to the same fees for service of process in Goldsboro Township as he is entitled to for service of process in other Townships in said Wayne County.
SEC. 2. That all laws and clauses of laws in conflict with this act are hereby repealed.
SEC. 3. That this act shall be in force and effect from and after its ratification.
Ratified this the 10th day of April, A.D., 1931.
CHAPTER 378

AN ACT TO AMEND SECTION THREE CHAPTER EIGHTY-FOUR OF THE PUBLIC-LOCAL LAWS ONE THOUSAND NINE HUNDRED AND TWENTY-FIVE, RELATING TO DEPUTY SHERIFFS.

The General Assembly of North Carolina do enact:

SECTION 1. That section three (3) of chapter eighty-four (84) Public-Local Laws one thousand nine hundred and twenty-five (1925) as amended by House Bill number four hundred and fifty-four at the present session be, and the same is, hereby further amended by adding at the end thereof the following:

"The Board of Commissioners of Union County, however, may from time to time, as an emergency arises, employ one or more of these deputies to do other work, with the compensation to be fixed by them at not exceeding one hundred ($100) dollars per month for the actual time employed, such sum to be paid out of the general funds of the county.

"Before the said Board shall have this authority, however, they shall declare that such emergency exists and enter the facts upon which it is based upon their minutes."

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

Ratified this the 10th day of April, A.D., 1931.

CHAPTER 379

AN ACT TO ALLOW THE SHERIFF OF MONTGOMERY COUNTY TO COLLECT BACK TAXES.

The General Assembly of North Carolina do enact:

SECTION 1. That C. C. Howell, Sheriff of Montgomery County, who by virtue of his office has had the tax lists for the purpose of collecting taxes in said county for the years one thousand nine hundred and twenty-seven, one thousand nine hundred and twenty-eight, one thousand nine hundred and twenty-nine, and in case of his death or default in collection, his personal representative, is hereby authorized and empowered to collect arrears of taxes for each of the years aforesaid, under such rules and regulations as are now, or may hereafter be provided for the collection of taxes.

SEC. 2. That the authority herein given shall cease and determine on the first day of January, one thousand nine hundred and thirty-three.

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

Ratified this the 10th day of April, A.D., 1931.
CHAPTER 380

AN ACT TO PROVIDE FOR THE CONTROL, EMPLOYMENT AND WORKING OF CONVICTS BY THE BOARD OF COMMISSIONERS OF ANSON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the board of commissioners of Anson County be, and they are hereby, authorized and empowered in the exercise of their discretion to build, construct and erect such stockade or other structures or buildings as they may deem necessary for the confinement of prisoners within said county upon any farm or property now or hereafter owned or acquired by said county, or which may be leased or operated by said board for such purpose, and to employ such convicts in the cultivation of crops or working upon any such farm or other property owned, leased or operated by said board.

SEC. 2. That whenever any person convicted in any of the courts of Anson County shall be sentenced by the presiding judge or officer of said court to serve a term of less than sixty days in the jail of said county, said person or prisoner may, in the discretion of the board of commissioners of Anson County, be required to work on the public roads thereof, or in cultivation of any crop or upon any farm owned leased or operated by said county.

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

Ratified this the 10th day of April, A.D., 1931.

CHAPTER 381

AN ACT TO PROVIDE FOR THE PAYMENT OF PROPERTY TAXES DUE PENDER COUNTY IN INSTALLMENTS.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Commissioners of Pender County may provide by recorded resolution for the payment of property taxes of the levy of year one thousand nine hundred and thirty-one, and of any subsequent levy, by the taxpayers of the county in four equal installments, but poll tax and/or dog tax assessed against any taxpayer shall be included and paid in the first installment.

SEC. 2. Each taxpayer of the county shall be given a number for identification and the tax receipts shall be prepared in at least duplicate form and shall provide for three installment
coupons to be detached upon payment of the amount thereof. Upon payment of fourth installment, the taxpayers shall be receipted in full: Provided, all other installments have been paid. Each installment coupon shall show at least the following:

(a) The taxpayer's number.
(b) The number of the installment.
(c) The year for which the taxes are levied.
(d) The name of the County and Township.
(e) The total amount of the installment.
(f) Due date of installments.

No installment coupon of property taxes shall be for less than five dollars.

Sec. 3. That any taxpayer who has failed to list his property for taxes within the time allowed by law shall not be permitted to pay his taxes by installments as provided by this act.

Sec. 4. The tax coupon number one shall be due and payable on or before the fifteenth day of October of each year. Tax coupon number two shall be due and payable on or before the fifteenth day of December each year. Tax coupon number three shall be due and payable on or before February fifteenth of each year. The original tax certificate or the last installment shall be due on or before the fifteenth day of April of each year.

Sec. 5. That upon payment of all taxes due the county (including all installments) by any taxpayer on or before the fifteenth day of October in each year, such taxpayer shall be allowed a discount of one per cent of said taxes. No discounts shall be allowed on taxes paid after October fifteenth of each year, but the penalties as now provided by law shall be imposed on any installments of taxes which are not paid on or before their due dates.

Sec. 6. The personal property of any taxpayer shall be subject to levy and sale by the tax collector of Pender County for the satisfaction of all taxes of said taxpayer in case of default in payment of the first and second installment, but the tax collector shall not levy or offer for sale the personal property of any taxpayer who has complied with this act by paying installments as they became due.

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

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

Ratified this the 13th day of April, A.D., 1931.
CHAPTER 382
AN ACT TO VALIDATE THE ACTS OF THE BOARD OF COUNTY COMMISSIONERS OF POLK COUNTY, IN RELATION TO THE TAX LISTS OF ONE THOUSAND NINE HUNDRED THIRTY.

Whereas, for certain reasons the tax list in Polk County was not placed in the hands of the sheriff for collection until the first Monday in December, one thousand nine hundred thirty, and

Whereas, some doubts have been expressed as to whether such tax list, so delayed, is valid for all purposes.

Therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the tax list of Polk County, in the hands of the sheriff or tax collector, though not turned over to them until the first Monday in December, one thousand nine hundred thirty, is hereby declared to be as valid for all purposes as though it had been turned over to them on October first, as required by law.

SEC. 2. That all the acts of the county authorities, in relation to the collection of such tax list heretofore taken, be and the same are hereby validated.

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

Ratified this the 13th day of April, A.D., 1931.

CHAPTER 383
AN ACT TO EXTEND THE TIME FOR FORECLOSURE FOR SPECIAL ASSESSMENTS OF DRUID HILLS SANITARY AND MAINTENANCE DISTRICT IN HENDERSON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the time for bringing actions to foreclose one thousand nine hundred twenty-eight tax certificates of delinquents for special assessments of Druid Hills Sanitary and Maintenance District in Henderson County, said district established under Chapter two hundred twenty-nine, Private Laws of one thousand nine hundred twenty-seven, is hereby extended to December first, one thousand nine hundred thirty-one.

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

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

Ratified this the 13th day of April, A.D., 1931.
CHAPTER 384
AN ACT TO REQUIRE THE TAX COLLECTOR OF HYDE COUNTY TO ACCEPT PARTIAL PAYMENTS OF TAXES.

The General Assembly of North Carolina do enact:

SECTION 1. That the sheriff or tax collector and other deputy tax collectors of Hyde County be, and they are hereby authorized, directed and required to accept partial payments on taxes of not less than twenty-five per cent of the total amount of taxes due in all forms or classes of taxes to be collected by the sheriff or tax collector of Hyde County.

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

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

Ratified this the 13th day of April, A.D., 1931.

CHAPTER 385
AN ACT TO FURNISH ADEQUATE POLICE PROTECTION TO THE VILLAGE OF HEMP IN MOORE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the sheriff of Moore County, and any one of his deputies, shall, within the territory in Moore County within one-half mile of the Public Elementary and High School building in what is known as the village of Hemp in said County, have the same power and authority as policemen in incorporated cities and towns in the State have and exercise; and pending the trial of persons arrested and charged with crime of any character, such arrested persons as shall not give bail as provided by law, may be detained and confined in such guardhouse or calaboose within such territory as may be provided or designated for that purpose by any one of such officers.

SEC. 2. That it shall be lawful to supplement the salary or fees of any deputy sheriff appointed or employed for service in the territory aforesaid described, from gifts or contributions from private persons or corporations to the end that adequate police protection be furnished for the inhabitants of such territory.

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

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

Ratified this the 13th day of April, A.D., 1931.
CHAPTER 386
AN ACT RELATING TO TAX COLLECTOR AND AUDITOR OF COLUMBUS COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners shall annually on the first Monday in October employ a tax collector for Columbus County to collect the taxes for said county.

Sec. 2. That D. L. Gore, present tax collector for Columbus County to collect one thousand nine hundred thirty taxes, shall continue to hold said office under the same contract and surety bond now in effect.

Sec. 3. That the auditor of Columbus County shall turn over all tax sale certificates which are at present not foreclosable to the tax collector for collection, and future similar tax sale certificates likewise shall be turned over to said tax collector for collection.

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

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

Ratified this the 13th day of April, A.D., 1931.

CHAPTER 387
AN ACT TO PROVIDE ADDITIONAL FILING EQUIPMENT FOR THE RECORDER'S COURT OF DURHAM COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners of the County of Durham, shall provide additional filing equipment for the purpose of filing the oldest records of the Recorder's Court of Durham County, said equipment to be installed suitable to the demands of the Recorder's Court. This equipment to be paid for out of the general County Fund of Durham County.

Sec. 2. That the assistant clerk, deputy clerk, and stenographer of the Recorder's Court of Durham County are hereby allowed ten days vacation per year, with pay. And that a substitute for each of the above shall be selected by the Clerk of the Recorder's Court to serve during said vacation periods. That the sum of four dollars per day be paid to the substitute upon the request of the Clerk of the Recorder's Court. That these amounts are to be paid out of the Recorder's Court fund of Durham County.
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Conflicting laws repealed.

Sec. 3. That this act shall apply to Durham County only. Sec. 4. That all laws and clauses of laws in conflict with the provisions of this act be and the same are hereby repealed. Sec. 5. That this act shall be in force and effect from and after its ratification.

Ratified this the 13th day of April, A.D., 1931.

CHAPTER 388

AN ACT VALIDATING CERTAIN SCHOOL BUILDING BONDS OF HARNETT COUNTY.

The General Assembly of North Carolina do enact:

Section 1. The proceedings of the board of county commissioners of Harnett County taken on the seventh day of July, one thousand nine hundred and thirty, authorizing the issue of twenty thousand dollars school building bonds of the county and providing a special tax therefor, are hereby validated, and the said bonds may be issued and tax levied and collected accordingly. The bonds shall be advertised and sold pursuant to The County Finance Act and to chapter two hundred and seventy-seven, Public Laws of one thousand nine hundred and twenty-nine.

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

Ratified this the 13th day of April, A.D., 1931.

CHAPTER 389

AN ACT AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS OF CASWELL COUNTY IN THEIR DISCRETION TO WORK PRISONERS UNDER SENTENCE ON THE COUNTY FARM.

Whereas, Caswell County does not maintain a chaingang; and,

Whereas, Caswell County is unable in many instances to assign its prisoners to work on the public roads as provided by law; and

Whereas, Caswell County has a large county home farm and can work its prisoners on said farm; Now, therefore,

The General Assembly of North Carolina do enact:

Section 1. That the Board of County Commissioners of Caswell County in their discretion may cause to be worked on the county home farm all male prisoners that may be sentenced to jail by a court of competent jurisdiction. That whenever any person or persons are sentenced to work on the public roads of
Caswell County or such other county as the county commissioners may designate, and when said prisoners cannot be worked on the public roads as provided in said sentence; the said prisoner or prisoners may be worked on the county home farm.

SEC. 2. That the board of commissioners shall provide the necessary guards as they may deem necessary to prevent said prisoners from escaping, Provided, that said prisoners shall be kept in the county jail at night.

SEC. 3. That the provisions of this act shall not be construed to affect in any way the sentence of prisoners as provided by the State Road Act, which was passed by the General Assembly of one thousand nine hundred thirty-one, and went into effect on April first, one thousand nine hundred thirty-one.

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

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

Ratified this the 13th day of April, A.D., 1931.

CHAPTER 390

AN ACT TO AMEND CHAPTER TWO HUNDRED AND FORTY-THREE, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED ELEVEN, RELATING TO THE PROCEDURE AND JURISDICTION OF THE RECORDER’S COURT OF CLEVELAND COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section six, chapter two hundred and forty-three of the Public-Local Laws of one thousand nine hundred eleven, be and the same is hereby amended by striking out in line seven, in sub-section “i” of said section, the words “Five Hundred Dollars” and substituting in lieu thereof the words “One Thousand Dollars,” and by striking out, in line nine, of said sub-section the words “Two Hundred Dollars” and substituting in lieu thereof the words “Five Hundred Dollars,” and by striking out in line eleven of said sub-section the words “Two Hundred Dollars” and inserting in lieu thereof the words “Five Hundred Dollars.”

SEC. 2. That section nine, chapter two hundred and forty-three of the Public-Local Laws of one thousand nine hundred eleven, be and the same is hereby amended by striking out all of said section after the word “returnable” in line four down
to and including the word "thereof" in line eleven of said section and substituting in lieu thereof the following: "in ten days after service. When summons is issued the plaintiff shall file with the court his complaint and cause a copy of same to be delivered to the defendant or defendants at the time of the service of summons as is required in the Superior Court, unless permission is secured for an extension of time in which to file said complaint, in which event the procedure shall be the same as is now in the Superior Court, except that said time shall not be extended more than ten days. The defendant must appear and answer or demur to the complaint within ten days after service of summons. If the time has been extended for the filing of the complaint, then the defendant shall have ten days after the final date fixed by such extension in which to answer or demur to the complaint. All cases shall stand for trial on the day following the return day unless the court shall name a day certain in each week for the trial of all civil cases at which time all civil actions shall stand for trial."

SEC. 3. That chapter two hundred and forty-three of the Public-Local Laws of one thousand nine hundred eleven be and the same is hereby amended by adding after section seventeen a new section to read as follows: "Section seventeen-a. In all criminal actions tried and disposed of in the Recorder's Court in which the party charged is acquitted or the action is dismissed, the person procuring or causing said warrant to be procured may, in the discretion of the court, be taxed with the costs of said action. If the court shall find that the prosecution was frivolous or malicious, then said person may be imprisoned for the failure to pay said costs. In all cases in which the defendant is imprisoned or for any other reason fails to pay said costs, and in all cases in which the prosecutor is taxed with the costs and fails to pay same, or when the costs are not taxed against the prosecutor, said costs may be taxed against the county in such amount as the court may order and approve. Provided, however, that in no action in which the party charged is acquitted or said action is dismissed shall any costs be charged against the county in favor of the person procuring said warrant or in favor of the Justice of the Peace issuing said warrant."

SEC. 4. All laws and clauses of law in conflict with this act are hereby repealed, and the provisions of this act are hereby declared to be in effect and take precedence over any State-wide act that has or may be enacted by the one thousand nine hundred thirty-one session of the General Assembly.

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

Ratified this the 13th day of April, A.D., 1931.
CHAPTER 391

AN ACT TO VALIDATE CERTAIN ACTS OF H. M. MCALLISTER, JUSTICE OF THE PEACE.

Whereas, the commission of H. M. McAllister, Justice of the Peace, expired on the first day of April, one thousand nine hundred and twenty-nine, and the said Justice of the Peace was inadvertent thereto and did continue to act as Justice of the Peace, assuming that his commission expired two years later; Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That all acts of H. M. McAllister as Justice of the Peace, including probate and performance of marriage ceremonies since the expiration of his commission as aforesaid be, and the same are, hereby validated and declared legal and binding in all respects as if performed by him within the life of his said commission.

SEC. 2. That all laws and clauses of laws in conflict herewith to the extent of such conflict, are hereby repealed.

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

Ratified this the 13th day of April, A.D., 1931.

CHAPTER 392

AN ACT TO PROHIBIT THE HUNTING AND KILLING OF PHEASANTS AND GROUSE IN ROWAN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. It shall be unlawful for any person or persons to hunt, kill or capture, in any manner whatever, any wild pheasant and/or grouse, until December first, one thousand nine hundred and thirty-five, in the County of Rowan.

SEC. 2. That any person or persons violating the provisions of this act upon conviction shall be guilty of a misdemeanor, and fined not less than twenty-five dollars ($25.00) and the costs, or imprisoned for not less than thirty (30) days or both.

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

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

Ratified this the 13th day of April, A.D., 1931.
CHAPTER 393
AN ACT TO REPEAL THE DISCOUNTS AND PENALTIES IN THE COLLECTION OF TAXES IN HERTFORD COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter four hundred and seven (407) Public-Local Laws one thousand nine hundred and twenty-nine (1929) be, and the same is, hereby repealed.

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

Ratified this the 15th day of April, A.D. 1931.

CHAPTER 394
AN ACT TO AMEND HOUSE BILL NUMBER EIGHT HUNDRED FIFTY-NINE, ENTITLED “AN ACT TO CREATE A BOARD OF FINANCIAL CONTROL FOR BUNCOMBE COUNTY AND CERTAIN BODIES POLITIC AND MUNICIPAL CORPORATIONS THEREIN AND TO DEFINE THE POWERS AND DUTIES THEREOF.”

The General Assembly of North Carolina do enact:

SECTION 1. That section five of House Bill number eight hundred fifty-nine entitled, “An Act to Create a Board of Financial Control for Buncombe County and Certain Bodies Politic and Municipal Corporations Therein and to Define the Powers and Duties Thereof,” ratified March eighteenth, one thousand nine hundred and thirty-one, be and the same is hereby amended by striking out the words “two members of said board shall constitute a quorum” and inserting in lieu thereof the words “three members of said board shall constitute a quorum.”

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

Ratified this the 15th day of April, A.D. 1931.

CHAPTER 395
AN ACT TO PERMIT THE BOARD OF COMMISSIONERS OF HALIFAX COUNTY TO ABOLISH THE OFFICE OF COUNTY TREASURER.

The General Assembly of North Carolina do enact:

SECTION 1. The Board of County Commissioners of Halifax County are hereby authorized and empowered to abolish the office of County Treasurer in Halifax County.
SEC. 2. Said board upon abolishing the office of County Treasurer, in lieu of a County Treasurer, shall appoint one or more banks or trust companies located in the county as financial agent for the county. The bank or trust company shall perform the duties now performed by the Treasurer. Such bank or trust company shall not charge or receive any compensation for its services, other than such advantages and benefits as may accrue to it from the deposit of the county funds in the regular course of banking.

SEC. 3. That the bank or trust company appointed and acting as financial agent for said county shall be appointed for a term ending on the first Monday in December, one thousand nine hundred and thirty-two, and thereafter for a term of two years, and it shall be required to give such bond as in the judgment of the Board of County Commissioners may be necessary for the safe keeping and proper accounting for said funds as may come into its possession and belong to said county, and for the further discharge of its duty as is now required by law of County Treasurers.

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

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

Ratified this the 15th day of April, A.D. 1931.

CHAPTER 396

AN ACT TO REQUIRE THE BOARD OF EDUCATION OF CURRITUCK COUNTY TO HOLD ITS MEETINGS IN THE COURT HOUSE AND TO MAINTAIN AN OFFICE FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION THEREIN.

The General Assembly of North Carolina do enact:

SECTION 1. That the Sheriff and the Board of County Commissioners of Currituck County are hereby required to provide a suitable office on the ground floor of the Court House at Currituck in which the office of the County Superintendent of Public Instruction shall be maintained.

SEC. 2. That all meetings of the Board of Education of Currituck County shall hereafter be held within said Court House.

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

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

Ratified this the 15th day of April, A.D. 1931.
CHAPTER 397

AN ACT REGULATING THE FEES OF THE PUBLIC OFFICERS OF HAYWOOD COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the fees of the sheriff and Clerk of the Superior Court of Haywood County shall be as now provided by law, except as the same are modified and changed by this act.

SEC. 2. That the sheriff of Haywood County shall be entitled to receive hereafter fees for the services as herein set out, as follows: For serving or executing civil summons, one dollar and fifty cents ($1.50); for making arrest of person under indictment or on criminal warrant or executing capias, including all service with the taking and justification of bail, two dollars ($2.00); for serving subpoena, fifty cents (50c); for serving writs of possession and writs of like nature, two dollars and fifty cents ($2.50), and actual expenses incurred; for serving or executing notice or notices, one dollar ($1.00); in claim and delivery, for serving the original papers in each case and taking the property claimed, two dollars ($2.00), with the actual cost of keeping the same until discharged by law, and sixty cents (60c) for taking replevin bond in claim and delivery, all to be paid on the affidavit of the returning officer.

SEC. 3. That the Clerk of the Superior Court of Haywood County shall be entitled to receive hereafter fees for the services as herein set out, as follows: For original summons, one dollar and fifty cents ($1.50); bond, including justification, seventy-five cents (75c); appeals from justice of the peace, seventy-five cents (75c).

SEC. 4. This act shall modify, alter or change only the fees allowed to the sheriff and Clerk of the Superior Court of Haywood County in relation to the services as set out herein; all fees with respect to other services performed by said officers shall be as are now fixed and allowed by law.

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

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

Ratified this the 16th day of April, A.D. 1931.

CHAPTER 398

AN ACT RELATIVE TO THE HOLDING OF ELECTIONS IN CASWELL COUNTY.

Whereas, since the passage of the present election law, that at many of the voting precincts there is not adequate room for the conducting of said elections;
And, Whereas, in many of the voting precincts there are public school buildings in close proximity to the present voting places;

And, Whereas, it is desirous to provide adequate provisions for the holding of the elections in Caswell County in so far as it can be done by requiring the elections to be held at the school buildings where feasible. Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the primary and general elections of Caswell County shall be held for the various voting precincts hereinafter mentioned and at the places named herein.

Burley Precinct, at Providence Public School House.
Milton Precinct, at Milton Public School House.
Semora Precinct, at Semora Public School House.
Stoney Creek Precinct, at Stoney Creek Public School House.
Ridgeville Precinct, at Prospect Hill Public School House.
Pelham Precinct, at Pelham Public School House.
Locust Hill Precinct, at Cobb Memorial School House.
Yanceyville Precinct, at Yanceyville Public School House.
Leasburg Precinct, at Leasburg Public School House.

SEC. 2. That it shall be the duty of the janitor of each of the above mentioned school houses to provide adequate heat for said buildings during the registration of the voters and the holding of the elections, which shall be a part of his duty as janitor and for which he shall not be allowed any compensation.

SEC. 3. That it shall be the duty of the school authorities in each of the above named school districts to teach school on the following Saturday after the general election in lieu of the time lost on election day.

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

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

Ratified this the 16th day of April, A.D. 1931.

CHAPTER 399

AN ACT TO VALIDATE THE CAMERON SPECIAL TAXING DISTRICT SCHOOL ELECTION.

The General Assembly of North Carolina do enact:

SECTION 1. That a special taxing district to be known as the "Cameron Special Taxing District" be and the same is hereby created in the following territory in Moore County, North Carolina, viz: Beginning at a point in the Old Plank Road, about midway between the A. J. Rosser place and J. L. Marion's
place; thence up said plank road to the intersection with the road leading from Center M. E. Church to Carthage, via the old Big Jim Cole place; thence with said Carthage road afore-said westward to the Carthage Township line; thence with said township line southward to the State Highway number seventy-five; thence with the said highway westward to where said highway crosses Crane's Creek, near the R. A. McLauchlin heirs home place; thence down Crane's Creek to the west edge of the right-of-way of the S.A.L. Railway at the trestle on Crane's Creek; thence up the western edge of said right-of-way about three thousand nine hundred sixty feet to a point two hundred feet north of the trestle on Cameron's Creek east of Ab. Thomas' farm; thence S. 80 E. fifteen thousand eight hundred forty feet to a point in the Harnett County line eastward from Frank Cameron's farm; thence with said Harnett County line N. 42 E. fifteen thousand eight hundred forty feet to the corner of the Harnett and Lee County lines in the Old Gulf Plank Road; thence following the said Gulf Plank Road in a northerly direction twenty-seven thousand seven hundred twenty feet to the point of the beginning.

SEC. 2. That the Board of County Commissioners of Moore County, North Carolina, be and they are hereby authorized to levy and collect in said Special Taxing District, a special tax not to exceed thirty (30) cents on the one hundred dollars valuation on all the property both real and personal in said Special Taxing District, to supplement school fund for maintenance of the extended term.

SEC. 3. That all special taxes heretofore authorized to be levied and collected in said territory embraced in said Special Taxing District, be and the same are hereby repealed, except the special taxes heretofore authorized to be levied and collected in the Cameron Graded School District to repay the interest and sinking fund to pay off and discharge the indebtedness incurred to build the Cameron Brick School Building.

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

Ratified this the 16th day of April, A.D. 1931.

CHAPTER 400

AN ACT PERTAINING TO THE COLLECTION OF TAXES OF THE TOWN OF CAROLINA BEACH, NEW HANOVER COUNTY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

SECTION 1. That from and after October first, nineteen hundred and thirty-one, the Auditor of New Hanover County shall be ex-officio treasurer of the town of Carolina Beach and shall
properly account for all funds received by him for account of the town of Carolina Beach from the Sheriff of New Hanover County and from other sources. He shall render to the Board of Commissioners of the town of Carolina Beach, at the end of each fiscal year, a report showing all funds received and disbursed by him as treasurer together with the funds on hand at the close of said fiscal year.

SEC. 2. The County Auditor shall pay all warrants drawn on him and signed by any two of the Commissioners of said town, as long as there are any funds in hand belonging to said town.

SEC. 3. The County Auditor shall make up a tax book showing the taxes due on all property in the town of Carolina Beach in either a separate book or by showing the amounts in a separate column of the tax books of the county, in order that the Sheriff may be able to collect said taxes as herein provided.

SEC. 4. The Sheriff of New Hanover County is hereby declared to be ex-officio tax collector for the Town of Carolina Beach and shall collect the taxes for said town at the same time and in the same manner as he collects taxes for the county. He shall pay all sums collected by him for said town to the Auditor of New Hanover County separate and apart from county funds, after deducting commissions allowed in this act.

SEC. 5. The Sheriff shall possess all rights and powers to enforce the collection of said taxes as are now possessed by him for the enforcement of the collection of county taxes.

SEC. 6. The Commissioners of the Town of Carolina Beach, North Carolina, shall have and continue to exercise all of the powers and authority which they have under existing law, subject to the collection of taxes and disbursement of same as above set forth, except the tax rate on the property valuation of the Town of Carolina Beach, North Carolina, shall never exceed one dollar ($1.00) on the one hundred dollars ($100.00) valuation of property other than the county tax, without a special vote of the property owners, said election to be held by election officials as in the case of the election of the officials of the town, date of election to be fixed by the Commissioners of the Town.

SEC. 7. The Commissioners shall advise the County Auditor, in writing, on or before July first of each year the tax rate for said year.

SEC. 8. The Sheriff shall receive as compensation for performing the duties required by this act commissions of two and one half (2½) per centum on all collections made hereunder.

SEC. 9. The Commissioners of the Town of Carolina Beach shall furnish all books or forms necessary to enable the Treasurer and Tax Collector to carry out the provisions of this act.

Report of funds received and disbursed.

Payment of warrants drawn by Town.

Making up of tax books for Town.

County Sheriff made Tax Collector for Town.

Application of tax collections.

Enforcement of payment of taxes.

Powers and duties of Town Commissioners.

Limit of tax rate. $1 without special election.

County Auditor advised of tax rate each year.

Compensation of Sheriff. 2½% of collections.

Town to furnish books and forms.
Compensation of Auditor: 2½% of receipts.

Bonds of Sheriff and Auditor.

Conflicting laws repealed.

SEC. 10. The County Auditor shall receive as compensation for performing the duties required under this act, commissions of two and one half (2½) per centum on all funds received by him as treasurer of the Town of Carolina Beach and is hereby authorized to pay such sums to himself without a warrant from the Commissioners: Provided, however, that the Sheriff of New Hanover County and the County Auditor of said county shall execute and deliver to the Board of Commissioners of the Town of Carolina Beach good and sufficient bond in amount and manner prescribed and approved by the Commissioners of said town.

SEC. 11. All laws and clauses of laws in conflict herewith, to the extent of such conflict, are hereby repealed.

SEC. 12. This act shall be in force from and after its ratification.

Ratified this the 16th day of April, A.D. 1931.

CHAPTER 401

AN ACT TO PLACE THE SHERIFF OF ALLEGHANY COUNTY UPON A SALARY IN LIEU OF COMMISSIONS HERETOFORE ALLOWED FOR COLLECTION OF TAXES.

The General Assembly of North Carolina do enact:

SECTION 1. That the Sheriff of Alleghany County shall receive a salary of Two Thousand ($2,000.00) Dollars per annum in lieu of all commissions allowed by law for the collection and settlement of the taxes of the county, whether the said taxes be general, special or otherwise, which will or shall be collected by virtue of the said office, and in lieu of all compensation as Treasurer in disbursing said taxes as provided by law. Said salary to be retroactive and commence on the first Monday in December one thousand nine hundred and thirty. Said taxes shall be faithfully collected by him and turned over to his account as Treasurer, or to such officer as may be acting as Treasurer, or, the bank or banks designated by law to control receipts and payment of all taxes collected by the sheriff. He shall also receive the sum heretofore allowed sheriffs of the county annually for holding courts, and the fees allowed by law on all processes served or executed by him, or his deputies, and his commissions or fees on executions collected by him, or his deputies, now allowed by law, and such other legal fees as the law provides for sheriffs. He shall receive One Dollar and Fifty Cents ($1.50) for arrests made by him in all criminal cases, and One Dollar ($1.00) for the service of such summonses as are issued from the Superior Court. For serving such summons, together with complaint or other pleading accompanying
such summons, he shall receive One Dollar ($1.00) fees aforesaid for such service whether accompanied by complaint or other pleading, and if accompanied by complaint or other pleading he shall receive no more than One Dollar ($1.00). He shall be allowed actual postage expended in the discharge of his official duties, and actual expenses in transferring prisoners to the State Prison, or to any County or District Prison, and the cost of premiums on all bonds he is required to give as Sheriff or Treasurer. An itemized account of such expenses shall be duly kept by him and verified when such account is submitted for audit and payment, provided, however, that the compensation for collecting and disbursing taxes and the bond premiums shall not exceed that received by his predecessor for the same purpose.

Sec. 2. That the salary above provided for shall be paid in quarterly installments from the general fund of the county.

Sec. 3. That in making annual settlement with the Sheriff for the collection of taxes the County Accountant shall credit the general fund and charge all other funds with the same commissions that such funds would be charged if the Sheriff was paid commissions allowed by law prior to the passage of this act.

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

Ratified this the 17th day of April, A.D. 1931.

CHAPTER 402
AN ACT WITH RESPECT TO THE DUTIES OF STATE FARM DEMONSTRATION AGENTS FOR HARNETT COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the State Farm Demonstration Agents, assigned to or employed by Harnett and Northampton Counties, may vaccinate hogs for cholera with either or both hog cholera serums.

Ratified this the 17th day of April, A.D. 1931.

CHAPTER 403
AN ACT RELATING TO THE COMPENSATION OF THE COUNTY COMMISSIONERS OF MONTGOMERY COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the compensation of the County Commissioners of Montgomery County is hereby increased from three dollars per day to five dollars per day.
CHAPTER 404

AN ACT TO FIX THE SHERIFF’S COMMISSIONS ON TAXES COLLECTED IN WAKE COUNTY AND TO REQUIRE THEIR PAYMENT INTO THE FEE AND COMMISSION FUND OF SAID COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Sheriff of Wake County shall be allowed as commissions of his office four per cent on all taxes collected by his office, which shall be paid into the Fee and Commission Fund of said County as is provided by law for the commissions now allowed.

SECTION 2. That all laws and clauses of laws in so far as they conflict with this act are hereby repealed.

SECTION 3. That this act shall go into effect on July first, one thousand nine hundred and thirty-one.

Ratified this the 17th day of April, A.D. 1931.

CHAPTER 405

AN ACT RELATING TO SALARIES OF COUNTY COMMISSIONERS OF BUNCOMBE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the chairman and commissioner of finance of Buncombe County shall receive an annual salary of three thousand ($3,000.00) dollars a year, payable monthly in equal monthly payments from said county; that the commissioner of highways of said county shall receive an annual salary of two thousand five hundred ($2,500.00) dollars a year, payable monthly in equal monthly payments from said county; and the commissioner of public institution of said county shall receive an annual salary of two thousand five hundred dollars ($2,500.00) a year, payable monthly in equal monthly payments from said county.

SECTION 2. That all laws and clauses of laws in so far as they are in conflict with this act are hereby repealed.

SECTION 3. That this act shall be in force from and after the expiration of the term of office of the present commissioners of Buncombe County.

Ratified this the 17th day of April, A.D. 1931.
CHAPTER 406
AN ACT REGULATING THE FEES OF JUSTICES OF THE PEACE IN LENOIR COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That no Justice of the Peace for Lenoir County shall receive any compensation from Lenoir County in a case which has been bound over or appealed from his court where the higher court fails to convict.

SEC. 2. That this act shall apply to Lenoir County only.

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

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

Ratified this the 17th day of April, A.D. 1931.

CHAPTER 407
AN ACT TO AMEND CHAPTER ONE HUNDRED AND SIXTEEN, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN, RELATIVE TO THE FEES OF THE SHERIFF OF WILSON COUNTY.

The General Assembly of North Carolina do enact:

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

SEC. 2. The Board of Commissioners of Wilson County shall annually after making the levy for taxes, fix the commissions to be paid to the sheriff of Wilson County for the collection of such taxes during such year. The sheriff of Wilson County shall receive no other compensation for collection of taxes than that fixed by the Board of Commissioners as herein provided.

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

Ratified this the 17th day of April, A.D. 1931.

CHAPTER 408
AN ACT TO PROVIDE FOR THE COMPENSATION OF THE SOLICITOR OF THE COUNTY COURT OF WARREN COUNTY ON A FEE BASIS.

The General Assembly of North Carolina do enact:

SECTION 1. That in lieu of the salary and all other compensation now provided for the Solicitor of the County Court of Warren County, the said Solicitor shall receive for each convic-
tion the sum of five dollars ($5.00) to be taxed in the bill of costs against the defendant.

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

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

Ratified this the 17th day of April, A.D. 1931.

CHAPTER 409

AN ACT TO AUTHORIZE THE SCHOOL AUTHORITIES AND COUNTY AUDITOR OF CARTERET COUNTY TO ISSUE CERTIFICATES OF INDEBTEDNESS TO TEACHERS.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Education of Carteret County, the Superintendent of Public Instruction, and the County Auditor of said County, and/or any Board of School Committeemen of any Local Taxing School District of Carteret County, be and they are hereby fully authorized and empowered in their discretion to issue to the school teachers employed in the public schools of said county for the eight months term, and/or to any teachers employed in any Local Taxing School District for any extended term, certificates of indebtedness or warrants, drawn upon the Treasurer of Carteret County, in payment of salaries of the school teachers for any part of the eight months term, or for any extended term.

Sec. 2. That said certificates of indebtedness, or warrants or vouchers, shall be issued in such form as the Auditor of Carteret County may determine; that said certificates vouchers or warrants shall state on their face that they are payable only out of the current expense fund for school teachers salaries, if for any part of the eight months term, and/or out of local school taxes levied in any district, if for the extended term; and shall only be payable by the Treasurer of Carteret County when the funds derived from said taxes from the current expense fund for teachers for the eight months term, and/or only when the funds derived from said local school taxes in any district are available for said purposes.

Sec. 3. That when any of the said certificates of indebtedness, warrants or vouchers herein authorized have been duly issued, they shall constitute the legal and valid obligations of Carteret County (if issued for any part of the eight months term) and/or of any Local Taxing School District of Carteret County (if issued for any part of the extended term), and they shall be a direct charge against the proceeds of the current expense fund for the payment of school teachers for the eight
months term, and/or against the proceeds of the local taxes levied in any Local Taxing District, for the present fiscal school year (one thousand nine hundred thirty—one thousand nine hundred thirty-one); and it shall be lawful for said certificates of indebtedness, warrants or vouchers to be issued in negotiable form, as the County Auditor of Carteret County may determine.

Sec. 4. That said certificates of indebtedness, warrants or vouchers authorized by this act shall only apply to the payment of the salaries of school teachers, for the remaining unpaid portion for the eight months term, and/or to all or any part of the salaries of school teachers in any Local Taxing School District for the extended school term, for the present school year (one thousand nine hundred thirty—one thousand nine hundred thirty-one).

Sec. 5. That the Board of Commissioners may in their discretion relieve school teachers and any other employees of Carteret County from the penalties and interest accruing on taxes, where the county is indebted to said parties, the reduction to be made from the maturity of the obligation by the county.

Sec. 6. That all laws and parts of laws inconsistent with the provisions of this act be and the same are hereby repealed.

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

Ratified this the 20th day of April, A.D. 1931.

CHAPTER 410
AN ACT RELATING TO COMPENSATION FOR THE SHERIFF OF MCDOWELL COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Sheriff of McDowell County shall be paid out of the general county fund compensation of fifty dollars per month in addition to fees, commissions and compensation otherwise provided by law in relation to the duties and functions of said office and of tax collector.

Sec. 2. That the Sheriff or other police officer, in lieu of the compensation provided under the terms of section three thousand and one of the Consolidated Statutes of North Carolina, shall receive actual reasonable expenses incurred in the seizing and taking of every distillery seized under the prohibition laws of North Carolina; Provided, however, the Board of Commissioners shall have the right and authority and duty to determine the reasonableness of such expenses, and its decision shall be
conclusive; and, Provided, further, that in no case shall more than ten dollars be paid for seizing and taking any one distillery.

Sec. 5. That this act shall apply to McDowell County only.

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

Sec. 5. That this act be in force and effective from and after the thirtieth day of June in the year one thousand nine hundred and thirty-one. Ratified this the 20th day of April, A.D. 1931.

CHAPTER 411

AN ACT TO ALLOW THE COUNTY COMMISSIONERS AND THE BOARD OF EDUCATION OF POLK COUNTY TO AID IN REOPENING THE POLK COUNTY BANK AND TRUST COMPANY.

The General Assembly of North Carolina do enact:

Section 1. That the board of county commissioners and the board of education of Polk County be, and they are hereby fully authorized and empowered to make and enter into a contract with the Polk County Bank and Trust Company, its directors and stockholders, to freeze or not demand the public funds or the school funds of Polk County now on deposit in said bank for a like period of time and under the same conditions that other depositors may agree to, which depositor's agreement shall be approved by the Corporation Commission of North Carolina.

Sec. 2. That nothing in this act shall in any way impair any bonds, collateral papers, notes or other securities held by Polk County or any officer thereof or other person for said county to secure the deposits of said county in said bank.

Sec. 3. That the county commissioners of Polk County be, and they are hereby authorized and empowered to collect all notes or other securities held by them or any other person for them for the purpose of securing the deposits of said county in said bank and apply the proceeds derived from the collection in repayment to said county of the amount due it on the deposits of said county in said bank up to the full amount for which said security was put up to secure, and no further.

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

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

Ratified this the 20th day of April, A.D. 1931.
CHAPTER 412

AN ACT TO AMEND PUBLIC-LOCAL LAWS, CHAPTER FOUR HUNDRED AND SIXTY-SIX, ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, SO AS TO EXCEPT THE TOWN OF MURPHY FROM POOL ROOM LAW.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter four six six, Public-Local Laws, nineteen hundred and twenty-nine, be and is hereby amended by adding after the word “Act” in section three, line three thereof, the following: “Provided, that the town of Murphy be allowed to operate pool rooms, supervised by and for the benefit of the American Legion Post, provided that the town of Murphy hold an election and vote same, the cost of said election to be paid by the American Legion Post.”

SEC. 2. All laws and clauses of laws in conflict with this act are hereby repealed.

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

Ratified this the 20th day of April, A.D. 1931.

CHAPTER 413

AN ACT TO AMEND CHAPTER SEVENTEEN OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-SEVEN, RELATING TO THE RECORDER’S COURT OF JACKSON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section one, chapter seventeen, Public-Local Laws of one thousand nine hundred and twenty-seven, be and the same is hereby amended by adding at the end of section one of said act the following:

“Provided, that in the event the county commissioners of Jackson County abolish the Recorder’s Court of said County, then, and in that event, the provisions of this act shall not apply to Jackson County.”

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

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

Ratified this the 22nd day of April, A.D. 1931.
CHAPTER 414
AN ACT TO PROVIDE FOR THE COLLECTION OF DELINQUENT TAXES IN BUNCOMBE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the collection of all delinquent taxes in Buncombe County is hereby vested in the Board of Budget Control of said county and the said board authorized and empowered to take such action as in its judgment may be necessary to collect said delinquent taxes, and is empowered to employ one or more tax collectors. The said board may also, if in its judgment the same is necessary, employ counsel to institute and prosecute to final judgment foreclosure suits in all cases where the statutory period for redemption of lands by the taxpayer has expired.

SEC. 2. That said Board of Budget Control shall determine the reasonable and fair value of any services heretofore performed by any attorney employed to prosecute actions of foreclosure on account of delinquent taxes and to make and state an account as between such attorney and the county of Buncombe and strike a balance and when the amount due such attorney is finally determined, the Board of County Commissioners of Buncombe County shall pay any balance due for such professional services, but said county shall not be liable or responsible for any further or additional sums or for any services rendered by any attorney after the passage of said act, not authorized by the Board of Budget Control of said county.

SEC. 3. That all laws and clauses of laws, whether public, public-local or private, in conflict with this act be and the same are hereby repealed.

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

Ratified this the 22nd day of April, A.D. 1931.

CHAPTER 415
AN ACT TO VALIDATE THE ACTS OF THE COUNTY BOARD OF EDUCATION OF MITCHELL COUNTY.

Preamble: Official acts of Mitchell County Board of Education before ratification of School Omnibus Act.

Whereas, J. Frank Green, Tarp Turbyfill and W. L. Whitson have been appointed members of the County Board of Education of the County of Mitchell by the General Assembly of one thousand nine hundred and thirty-one; and

Whereas, the bill known as the Omnibus School Bill making said appointments was ratified on the 15th day of April, one thousand nine hundred and thirty-one; and
Whereas, the above named members of the said County Board of Education met on the first day of April, one thousand nine hundred and thirty-one, took the oath of office, organized and performed various duties pertaining to the office; Now therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That all of the official acts performed or attempted to be performed by the said J. Frank Green, Tarp Turbyfill and W. L. Whitson as members of the Board of Education of the County of Mitchell and State of North Carolina, prior to the ratification of said Omnibus Act, are hereby in all respects validated.

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

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

Ratified this the 22nd day of April, A.D. 1931.

CHAPTER 415

AN ACT TO AUTHORIZE THE BOARD OF COMMISSIONERS OF MECKLENBURG COUNTY TO CONTRIBUTE TO THE EXPENSE OF OPERATING THE SHERIFF'S OFFICE OF SAID COUNTY FROM THE FIRST DAY OF JUNE, ONE THOUSAND NINE HUNDRED THIRTY-ONE, TO THE FIRST DAY OF DECEMBER, ONE THOUSAND NINE HUNDRED THIRTY-ONE.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Commissioners of Mecklenburg County are hereby authorized and empowered to contribute out of the general fund such amounts to the expense of employing deputy sheriffs in and for Mecklenburg County from the first day of June, one thousand nine hundred and thirty-one, to the first day of December, one thousand nine hundred and thirty-one, as in the discretion of the said board it may determine.

Sec. 2. That as information to the said Board of Commissioners, in order to determine what is a fair and reasonable amount for the County to contribute, the sheriff shall keep a full, accurate and complete record of all fees, receipts and compensation of his office, and of all the expenses and disbursements thereof, and submit at such times as the said Board of Commissioners may require a sworn statement thereof to the said Board.

Sec. 3. That nothing herein contained shall be construed to repeal the act placing the county officers of said County upon 1931 salary act unaffected.
salaries, enacted at the nineteen hundred and thirty-one session of the General Assembly.

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

Ratified this the 22nd day of April, A.D. 1931.

CHAPTER 417

AN ACT TO REPEAL HOUSE BILL NUMBER NINE HUNDRED AND SIXTY-NINE OF THE ONE THOUSAND NINE HUNDRED AND THIRTY-ONE SESSION OF THE GENERAL ASSEMBLY OF NORTH CAROLINA ENTITLED "AN ACT REQUIRING THE REGISTER OF DEEDS OF AVERY COUNTY TO PREPARE THE TAX LISTS AND PROVIDING THE COMPENSATION THEREFOR."

The General Assembly of North Carolina do enact:

SECTION 1. That House Bill number nine hundred and sixty-nine passed by the one thousand nine hundred and thirty-one session of the General Assembly of North Carolina be and the same is hereby repealed.

SEC. 2. That the Register of Deeds of Avery County shall each year compute and prepare the tax list of said county as prescribed by law and shall receive as full compensation for said work such sum as may be allowed by the Board of County Commissioners of Avery County not to exceed six hundred dollars.

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

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

Ratified this the 23rd day of April, A.D. 1931.

CHAPTER 418

AN ACT REGULATING THE SALARY OF THE SHERIFF, REGISTER OF DEEDS AND CLERK OF THE SUPERIOR COURT OF FORSYTH COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the salary of the Sheriff of Forsyth County shall be four thousand dollars per year, payable in equal monthly installments.

SEC. 2. That the salary of the Register of Deeds of Forsyth County shall be three thousand dollars per year, payable in equal monthly installments.
SEC. 3. The Clerk of the Superior Court of Forsyth County shall be paid a salary of four thousand dollars per year, payable in equal monthly installments, as full compensation for his services as Clerk of the Superior Court and Ex-Officio Clerk of the Forsyth County Court of Forsyth County.

SEC. 4. That all laws and clauses thereof in conflict with this act are hereby repealed.

SEC. 5. This act shall be in force and effect from and after the first Monday in December, one thousand nine hundred and thirty-two.

Ratified this the 24th day of April, A.D. 1931.

CHAPTER 419

AN ACT AMENDING SENATE BILL NUMBER TWO HUNDRED TWENTY-FOUR, RATIFIED MARCH SECOND, ONE THOUSAND NINE HUNDRED THIRTY-ONE, BEING AN ACT TO AMEND CHAPTER NINETY-FIVE, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-ONE, AND CHAPTER SIX HUNDRED AND THIRTEEN, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND TWENTY-THREE.

The General Assembly of North Carolina do enact:

SECTION 1. That section two of said Senate Bill number two hundred twenty-four, ratified March second, one thousand nine hundred and thirty-one, be stricken out and amended so as to read as follows:

SEC. 2. "That the Sheriff of New Hanover County shall receive monthly as full compensation for all services rendered, and in lieu of all other fees, salaries and emoluments which he may now or hereafter be entitled to by virtue of his office an amount equal to (1/12) one-twelfth of the amount of the limit fixed by law for the annual allowance, on such fees as are limited, provided there are sufficient funds from previous settlements during the current fiscal year in the hands of the County Auditor; and the full amount of such fees as are not limited; provided, that when closing the books of the County at the end of each fiscal year, the County Auditor is hereby authorized, empowered and directed to leave a balance of Two Thousand and Five Hundred ($2,500.00) Dollars to the credit of the Salary Fee Fund, for the purpose of making payments to the Sheriff for the months of July, August and September following.”
Sec. 3. That all laws and clauses of laws in conflict with this act are hereby repealed.

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

Ratified this the 24th day of April, A.D. 1931.

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CHAPTER 420

AN ACT TO REPEAL CHAPTER ONE HUNDRED SIXTY-NINE, PUBLIC-LOCAL LAWS, EXTRA SESSION, ONE THOUSAND NINE HUNDRED THIRTEEN, REGULATING THE HUNTING OF FOXES IN FRANKLIN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter one hundred and sixty-nine, Public-Local Laws, Extra Session one thousand nine hundred and thirteen, be and the same is hereby repealed.

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

Ratified this the 28th day of April, A.D. 1931.

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CHAPTER 421

AN ACT TO AMEND CHAPTER FOUR HUNDRED THIRTY-ONE, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED TWENTY-SEVEN, RELATING TO WILD FOUL IN CURRITUCK COUNTY.

The General Assembly of North Carolina do enact:

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

"Sec. 20. The Game Commission of Currituck County shall set aside certain days or parts of days in each week to be known as rest or lay days on which no shooting shall be done, which, in their discretion, they may deem necessary for the better protection of the wild fowl of Currituck County."

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

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

Ratified this the 28th day of April, A.D. 1931.
CHAPTER 422

AN ACT TO REQUIRE FILLING STATIONS AND PLACES OF BUSINESS WITHIN ONE MILE OF THE MOUNT MORIAH METHODIST EPISCOPAL CHURCH, EUTO PRESBYTERIAN CHURCH AND EUTO BAPTIST CHURCH, IN NEW SALEM TOWNSHIP, UNION COUNTY, TO CLOSE ON SUNDAY DURING CERTAIN HOURS.

The General Assembly of North Carolina do enact:

Section 1. That it shall be unlawful for any person, firm or corporation to operate any filling station, store, cafe or other place of business within a mile of Mount Moriah Methodist Episcopal Church, Euto Baptist Church and Euto Presbyterian Church in New Salem Township, Union County, on Sunday during the hours in which religious services are held, both day and night, in said churches.

Sec. 2. It shall be unlawful for any person to be under the influence of whiskey or narcotics, or act in a disorderly or boisterous manner within one mile of said churches at any time while services are being held.

Sec. 3. That any person violating the provisions of this act shall be guilty of a misdemeanor and upon conviction shall be fined not more than fifty dollars or imprisoned not more than thirty days.

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

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

Ratified this the 28th day of April, A.D. 1931.

CHAPTER 423

AN ACT TO REQUIRE THE BOARD OF COUNTY COMMISSIONERS OF CURRITUCK COUNTY TO POST THE PROCEEDINGS OF THEIR REGULAR AND SPECIAL MEETINGS.

The General Assembly of North Carolina do enact:

Section 1. The Board of County Commissioners of Currituck County shall cause to be posted at the Court House door in said county within five days after each regular or special meeting of said board, and for one week thereafter, the name of each individual whose account has been audited, the amount claimed and the amount allowed, and also at the same time and
in the same manner, post a full statement of county revenue and charges showing by items the income from every source and the disbursements on every account for the preceding month, together with a copy of the entire proceedings of the meeting of said board.

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

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

Ratified this the 28th day of April, A.D. 1931.

CHAPTER 424

AN ACT WITH REFERENCE TO THE DUTIES OF THE BOARD OF COMMISSIONERS FOR NORTHAMPTON COUNTY RELATIVE TO JUVENILE COURT OF SAID COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Commissioners of Northampton County may in their discretion pay a salary of not exceeding two hundred dollars per annum to the Judge of the Juvenile Court of said county.

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

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

Ratified this the 28th day of April, A.D. 1931.

CHAPTER 425

AN ACT TO CHANGE THE BOUNDARY LINE BETWEEN THE COUNTIES OF ASHE AND WILKES.

The General Assembly of North Carolina do enact:

SECTION 1. That the boundary line between the counties of Ashe and Wilkes, be, and the same is hereby, changed so as to include all the A. L. Miller land lying South of the public road running along the top of the Blue Ridge Mountain, except the A. L. Miller residence which is not in Ashe County, in the County of Wilkes.

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

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

Ratified this the 27th day of April, A.D. 1931.
CHAPTER 426
AN ACT TO AMEND CHAPTER ONE HUNDRED AND THIRTY-EIGHT, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED AND NINETEEN, ADDING A PRACTICING DENTIST TO THE JOINT BOARD OF HEALTH FOR THE COUNTY OF WAKE AND CITY OF RALEIGH.

The General Assembly of North Carolina do enact:

SECTION 1. That section one of chapter one hundred and thirty-eight, Public-Local Laws, one thousand nine hundred and nineteen, be and the same is hereby amended by striking out the word "seven" in line four of said section and inserting in lieu thereof the word "eight"; and that said section be further amended by inserting between the word "County" and the word "and" in line eight of said section the words "a practicing dentist of Wake County."

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

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

Ratified this the 25th day of April, A.D., 1931.

CHAPTER 427
AN ACT CORRECTING A TYPOGRAPHICAL ERROR IN SENATE BILL FIVE HUNDRED THIRTY-FOUR PASSED IN THE ONE THOUSAND NINE HUNDRED THIRTY-ONE SESSION.

The General Assembly of North Carolina do enact:

SECTION 1. Amend Senate Bill five hundred thirty-four which passed at the one thousand nine hundred thirty-one Session by striking out the letter "B" in line four of Section one, and insert in lieu thereof the letter "P", correcting the word "Burley" and making it to read "Purley".

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

Ratified this the 25th day of April, A.D., 1931.

CHAPTER 428
AN ACT TO FIX CERTAIN FEES OF SHERIFF AND OTHER OFFICERS AUTHORIZED TO SERVE PROCESS IN JOHNSTON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That all officers of Johnston County authorized and required by law to serve civil or criminal process shall for their services receive the following fees:
Enumerated.

For the service of summons, or other writ or notice, in civil cases (including copy) sixty cents; for the arrest of any person in any action, including the taking of bond, one dollar; for the service of subpoena thirty cents; for serving execution in civil cases one dollar; collecting execution for money in civil actions two and a half per cent on the amount of principal collected; for serving all other process, either civil or criminal, fees to remain as now fixed by law.

Sec. 2. That this act shall apply to Johnston County only.
Sec. 3. That all laws and clauses of laws in conflict with the provisions of this act are hereby repealed.
Sec. 4. That this act shall be in force and effect from and after its ratification.

Ratified this the 25th day of April, A.D., 1931.

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CHAPTER 429

AN ACT AUTHORIZING THE PAYMENT OF FEES TO POLICE OFFICERS FOR SEIZING STILLS IN NASH COUNTY, AND AUTHORIZING THE COMMISSIONERS OF NASH COUNTY TO HIRE OUT OR WORK PRISONERS CONFINED IN THE COUNTY JAIL.

The General Assembly of North Carolina do enact:

Section 1. That for every distillery seized in Nash County following by a conviction of one or more defendants in the Superior Court, or Recorder's Court having jurisdiction to try the action, the sheriff, or other police officer, shall receive the sum of ten dollars for each distillery seized followed by said conviction, which amount shall be taxed in the bill of cost against the defendant or defendants, and collected in the same manner as other costs: Provided, that if the defendant or defendants are unable to pay the cost and the county has to pay one-half costs under the provisions of section one thousand two hundred and fifty-seven of the North Carolina Code of one thousand nine hundred and twenty-seven, the amount to be paid by the county shall be five dollars: Provided further, that when the sheriff or deputy sheriff captures a distillery he shall receive the fee for his own use.

Sec. 2. That the Board of Commissioners of Nash County shall have the power to work or hire out on such terms and conditions as to said Board shall seem best all prisoners confined in the jail of Nash County and not assigned to work the roads.
Sec. 3. That this act shall be in force from and after its ratification.

Ratified this the 25th day of April, A.D., 1931.
CHAPTER 430

AN ACT TO AMEND CHAPTER ONE HUNDRED AND THIRTY-ONE, PUBLIC-LOCAL LAWS ONE THOUSAND NINE HUNDRED AND TWENTY-FIVE, RELATING TO THE COMMISSIONS ALLOWED THE SHERIFF FOR COLLECTING TAXES IN YANCEY COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section one of chapter one hundred and thirty-one, Public-Local Laws, one thousand nine hundred and twenty-five, be and the same is hereby amended by adding after the semi-colon in line five of said section the following: "Provided, that the Board of County Commissioners of Yancey County may, in their discretion, allow said sheriff as tax collector a commission not exceeding three and one-half per cent of the taxes collected by him in lieu of the foregoing two and one-half per cent."

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

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

Ratified this the 25th day of April, A.D., 1931.

CHAPTER 431

AN ACT TO AMEND CHAPTER TWO HUNDRED FIFTY, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-FIVE, RELATING TO THE SALARIES OF CERTAIN OFFICERS OF SAMPSON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section two, of chapter two hundred and fifty, Public-Local Laws of one thousand nine hundred and twenty-five, be and the same is hereby amended by striking out the words "four thousand dollars", and inserting in lieu thereof the words "three thousand dollars".

SEC. 2. That section three, of chapter two hundred and fifty, Public-Local Laws of one thousand nine hundred and twenty-five, be and the same is hereby amended by striking out the words "four thousand dollars", and inserting in lieu thereof the words "three thousand dollars".

SEC. 3. That this act shall apply to the Clerk of the Superior Court and Register of Deeds of Sampson County elected after the ratification of this act.
SEC. 4. That all laws and clauses of laws in conflict with this act are hereby repealed.

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

Ratified this the 25th day of April, A.D., 1931.

CHAPTER 432

AN ACT TO CLARIFY THE FEES CHARGED BY THE CLERK OF THE SUPERIOR COURT OF CASWELL COUNTY FOR PROBATING, AND THE REGISTER OF DEEDS OF CASWELL COUNTY FOR RECORDING IRREGULAR INSTRUMENTS.

The General Assembly of North Carolina do enact:

SECTION 1. That the Clerk of the Superior Court of Caswell County shall be allowed the sum of twenty-five (25c) cents for probating all irregular instruments.

SEC. 2. That the Register of Deeds shall be allowed the sum of eighty (80c) cents for the first three hundred words and ten (10c) cents for each one hundred words thereafter for recording all irregular instruments.

SEC. 3. That this act shall not be construed to interfere with the fees now allowed by law for probating and recording instruments, the form of which is provided by statute.

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

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

Ratified this the 25th day of April, A.D., 1931.

CHAPTER 433

AN ACT TO REPEAL CHAPTER FIVE HUNDRED THIRTY-TWO, PUBLIC-LOCAL AND PRIVATE LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-SEVEN, RELATIVE TO THE ENFORCEMENT OF THE PROHIBITION LAW IN POLK COUNTY, AND TO REENACT ITS PROVISIONS AS AMENDED.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter five hundred thirty-two, Public-Local and Private Laws of one thousand nine hundred twenty-seven, be, and the same is, hereby repealed as it relates to Polk County.
Sec. 2. That any person who shall be convicted of public drunkenness in Polk County, or who shall be found in a drunken or intoxicated condition on any public highway or at any post-office, church, school, picnic ground or other public gathering in said county where people are assembled for any lawful purpose shall be fined not in excess of fifty dollars or imprisoned for not more than thirty days.

Sec. 3. That this act shall apply only to the County of Polk.

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

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

Ratified this the 25th day of April, A.D., 1931.

CHAPTER 434

AN ACT AUTHORIZING THE TRANSFER OF PART OF THE SURPLUS IN THE BOND FUND OF BEAUFORT COUNTY TO THE GENERAL COUNTY ROAD FUND OF BEAUFORT COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. The Board of County Commissioners of Beaufort County and the Beaufort County Road Commission are hereby authorized and empowered to transfer on the books of the Beaufort County Road Commission, from the surplus and unexpended balance of the bond fund now carried on the books of said Beaufort County Road Commission amounting to fifteen thousand one hundred and twenty-seven dollars and nineteen cents, to the County Road fund of said Beaufort County Road Commission (the purpose for which said bonds were issued having been fully carried out) an amount sufficient to pay the deficit of the Beaufort County Road Commission on July the first, one thousand nine hundred and thirty-one, and balance of said surplus and unexpended balance shall be used to retire the road bonds from sale of which said fund was derived.

Provided: Pending collection of taxes levied for one thousand nine hundred and thirty for road purposes the balance of said fund may be loaned by the Bond Fund to the Road and Bridge Fund of said County.

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

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

Ratified this the 25th day of April, A.D., 1931.
CHAPTER 435
AN ACT TO AUTHORIZE THE SCHOOL AUTHORITIES
AND COUNTY AUDITOR OF CRAVEN COUNTY TO
ISSUE CERTIFICATES OF INDEBTEDNESS TO
TEACHERS.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Education of Craven County,
the Superintendent of Public Instruction, and the County Auditor
of said County, and/or any Board of School Committeemen
of any Local Taxing School District of Craven County, be and
they are hereby fully authorized and empowered in their dis-
cretion to issue to the school teachers employed in the public
schools of said county for the six months term, and/or to any
teachers employed in any Local Taxing School District for any
extended term, certificates of indebtedness or warrants, drawn
upon the Treasurer of Craven County, in payment of salaries
of the school teachers for any part of the six months term, or
for any extended term.

SEC. 2. That said certificates of indebtedness, or warrants
or vouchers, shall be issued in such form as the Auditor of
Craven County may determine; that said certificates, vouchers
or warrants shall state on their face that they are payable only
out of the current expense fund for school teachers salaries, if
for any part of the six months term, and/or out of local school
taxes levied in any district, if for the extended term; and shall
only be payable by the Treasurer of Craven County when the
funds derived from said taxes from the current expense fund
for teachers for the six months term, and/or only when the
funds derived from said Local School taxes in any district are
available for said purposes.

SEC. 3. That when any of the said certificates of indebted-
ness, warrants or vouchers herein authorized have been duly
issued, they shall constitute the legal and valid obligations of
Craven County (if issued for any part of the six months term)
and/or of any Local Taxing School District of Craven County
(if issued for any part of the extended term), and they shall be
a direct charge against the proceeds of the current expense fund
for the payment of school teachers for the six months term,
and/or against the proceeds of the local taxes levied in any Local
Taxing District, for the present fiscal school year one thousand
nine hundred thirty—one thousand nine hundred thirty-one;
and it shall be lawful for said certificates of indebtedness,
warrants or vouchers to be issued in negotiable form, as the
county auditor of Craven County may determine.

SEC. 4. That said certificates of indebtedness, warrants or
vouchers authorized by this act shall only apply to the payment
of the salaries of school teachers, for the remaining unpaid portion for the six months term, and/or to all or any part of the salaries of school teachers in any Local Taxing School District for the extended school term, for the present school year one thousand nine hundred thirty—one thousand nine hundred thirty-one.

Sec. 5. That the Board of Commissioners may in their discretion relieve school teachers and any other employees of Craven County, from the penalties and interest accruing on taxes, where the county is indebted to said parties, the reduction to be made from the maturity of the obligation by the county.

Sec. 6. That all laws and parts of laws inconsistent with the provisions of this act be and the same are hereby repealed.

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

Ratified this the 25th day of April, A.D., 1931.

CHAPTER 436
AN ACT TO REGULATE THE SALE OF CORN IN EDGE- COMBE COUNTY.

The General Assembly of North Carolina do enact:

Section 1. If any person, firm or corporation shall buy or receive for a price, or for any reward or value whatsoever, any corn either shelled or on the ear, without entering upon a book or other permanent record, to be kept for that purpose, the date of such buying or receiving, the number of pounds or quantity bought or received, the name of the person selling or delivering such corn, the name of the owner of the land on which such corn has been raised, such person, firm or corporation shall be guilty of a misdemeanor.

Sec. 2. That such book or permanent record as herein provided, shall be kept open at all business hours for public inspection, and any person, firm or corporation failing or refusing to exhibit or permit the inspection of such book by any officer or citizen of the county, shall be guilty of a misdemeanor.

Sec. 3. That any person, firm or corporation, who shall knowingly, or with reasonable cause to believe, make any entry upon such book or permanent record in a fictitious name or in any name other than the true name of the person intended, shall be guilty of a misdemeanor.

Sec. 4. In prosecution under this act, it shall only be necessary for the State to allege and prove that the defendant bought or received such corn as charged, and the burden shall

County may relieve teachers of tax penalties.

Conflicting laws repealed.

Buying or selling of corn in Edgecombe County without making permanent record thereof made misdemeanor.

Contents of record.

Failure to keep record open for public inspection made misdemeanor.

False entries on record made misdemeanor.

Prima facie case.
be upon the defendant to show that he has in good faith complied with the provisions of this act.

SEC. 5. Any person, firm or corporation violating any one or more of the provisions of this act shall be guilty of a misdemeanor and shall be fined or imprisoned in the discretion of the Court.

SEC. 6. That this act shall apply only to Edgecombe County.

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

Ratified this the 29th day of April, A.D., 1931.

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CHAPTER 437

AN ACT TO AUTHORIZE COUNTY COMMISSIONERS TO ABOLISH COUNTY RECORDER’S COURTS.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners of any county in which a county recorder’s court has been established under the provisions of chapter twenty-seven, article nine, of Consolidated Statutes of one thousand nine hundred nineteen, and acts amendatory thereof, may abolish the county recorder’s court at any time by resolution to that effect, upon the voluntary resignation of the judge and solicitor of said court.

SEC. 2. That all causes pending in the county recorder’s court when the same shall be abolished shall be transferred to the docket of the Superior Court of the county, or to the docket of the General County Court, if there is a General County Court in said county.

SEC. 3. That this act shall apply to Burke County only.

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

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

Ratified this the 29th day of April, A.D., 1931.

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CHAPTER 438

AN ACT TO PERMIT THE BOARD OF COMMISSIONERS OF FORSYTH COUNTY TO REMOVE BODIES FROM THE GREENLEAF COLORED CEMETERY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Commissioners of Forsyth County be, and they are, hereby authorized to remove or cause to be removed, the bodies now located in what is known as the Greenleaf Colored Cemetery, which is located in the County of
Forsyth, north of the City of Winston-Salem, N. C., to some suitable and public burying ground, or cemetery; Provided, that before the removal of said graves, notice of such actions shall be published in some newspaper published in Forsyth County once a week for four successive weeks.

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

Ratified this the 29th day of April, A.D., 1931.

CHAPTER 439
AN ACT PROVIDING FOR THE CONTINUANCE OF CASES CALENDARED FOR TRIAL IN THE SUPERIOR COURT OF GUILFORD COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. Continuance by Consent of Counsel. Any case calendared for trial at any civil term of Superior Court shall be continued for the term by the judge presiding over or holding the same upon the written consent of counsel for the plaintiff or plaintiffs and for the defendant or defendants or upon such consent orally given in open court.

Sec. 2. Purpose of Act. This act is intended to provide an additional legal reason for the continuance of a case calendared for trial and shall not be construed to limit the existing authority of the presiding judge to continue any case as a matter of discretion or for good cause shown.

Sec. 3. Applicable to Guilford County. This act shall apply only to Guilford County.

Sec. 4. Effective Date. This act shall be effective upon its ratification.

Ratified this the 29th day of April, A.D., 1931.

CHAPTER 440
AN ACT TO ESTABLISH GREENVILLE ELECTRIC SERVICE DISTRICT.

Whereas, general development of farms and homes in Pitt County beyond the corporate limits of the several towns requires the use of electric current which is now not available to them; and

Whereas, the general welfare of Pitt County, and especially Greenville, its county seat, and the other incorporated towns therein, can be promoted by the general distribution of electric current throughout Pitt County; and
Whereas, Greenville and other towns within Pitt County for the primary purpose of supplying its citizens, homes therein, and general needs, adequate at all times, electric current, own and operate large electric current producing plants which necessitate stand-by or duplicate machinery and equipment seldom used more than four hours out of the twenty-four, to-wit, between the hours of six and ten o'clock P. M., thus causing much of such equipment, under present conditions, to be idle approximately twenty hours out of each twenty-four; and

Whereas, the general development of homes and farms within Pitt County can be materially promoted by the use of electric current of said town, which may be produced and distributed without loss or burden on such town, mainly during the twenty hours out of each twenty-four when surpluses thereof do exist and the machinery for the production thereof is mostly idle; that such promotion of welfare will be materially beneficial to such towns and Pitt County generally; Now, Therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That there is hereby established Greenville Electric Service District as an amendment to the charter of the Town of Greenville.

SEC. 2. That the boundaries of Greenville Electric Service District are hereby established and are as follows: to-wit, the boundaries of Pitt County as the same exist on this day in detail as specifically as if the boundaries of Pitt County were herein copied.

SEC. 3. That the City of Greenville and other towns within the boundaries of Greenville Electric Service District, through their respective agencies, are hereby permitted, authorized and empowered in the exercise of their discretion, expressed by proper resolution, to build and maintain efficient lines and auxiliaries thereto for the transmission of electric current and operate the same beyond the corporate limits of Greenville and other towns within the boundaries of said district and any other adjoining counties, for the purpose of transmitting and selling electric current throughout Pitt County and any other adjoining counties for the primary purpose of promoting the development of homes and farms and the general welfare of the people within said territory and to charge therefor reasonable compensation as municipal corporations, political sub-divisions of the Government of the State of North Carolina, with all the privileges and immunities existing in favor of municipalities operating within the boundaries herein mentioned.

SEC. 4. Nothing in this act shall be construed to empower the furnishing, sale or transmission of electric current for the objects herein expressed unless such electric current shall be
directly furnished, provided or sold by the City of Greenville or by some other town within the boundaries of Pitt County.

Sec. 5. That all acts by the towns within said district relative to property tending to accomplish the purpose of this act are hereby ratified, confirmed and validated and made legal acts of the respective towns.

Sec. 6. That all laws and clauses of laws in conflict here- with are hereby repealed.

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

Ratified this the 29th day of April, A.D., 1931.

CHAPTER 441
AN ACT TO VALIDATE THE OFFICIAL ACTS OF J. O. PURNELL, A JUSTICE OF THE PEACE OF FRANKLIN COUNTY.

Whereas, J. O. Purnell, a Justice of the Peace of Franklin County, continued to perform the acts of his office without having requalified after the expiration of the term for which he had been appointed; Now, Therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That each and all of the official acts of the said J. O. Purnell, a Justice of the Peace, done and had by him in Franklinton Township, Franklin County, after the seventeenth day of June, one thousand nine hundred and twenty-nine, and before the twenty-third day of April, one thousand nine hundred and thirty-one, including all judgments rendered, probates taken, marriages performed, and any and all other acts whatsoever, be and the same are hereby in all respects validated.

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

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

Ratified this the 29th day of April, A.D., 1931.

CHAPTER 442
AN ACT TO GIVE ACTIONS OF CLAIM AND DELIVERY PRIORITY ON CALENDAR AT NEXT CIVIL TERM FOLLOWING ISSUANCE AND FILING OF PLEADINGS IN SAME.

The General Assembly of North Carolina do enact:

SECTION 1. In all civil actions in which the provisional writ of claim and delivery has been issued, and in which the plaintiff has filed complaint and the defendant has filed answer,
such action, shall at the request of either the plaintiff or defendant be set down for trial upon the issue raised at the next ensuing term of the court in which such action is pending, and the trial of such action shall take priority and preference, due regard being had to the order in which such actions are adopted.

Sec. 2. This act shall apply only to the County of Pitt.

Sec. 3. That this act shall take effect from and after its ratification.

Ratified this the 29th day of April, A.D., 1931.

CHAPTER 443

AN ACT TO AMEND CHAPTER TWO HUNDRED SEVENTY-TWO PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-NINE RELATING TO A PEACE OFFICER'S RELIEF FUND FOR THE CITY OF WINSTON-SALEM AND THE COUNTY OF FORSYTH.

The General Assembly of North Carolina do enact:

SECTION 1. That section six of chapter two hundred and seventy-two of the Public-Local Laws of the General Assembly of one thousand nine hundred and twenty-nine be amended by striking out the following words in lines two and three: "brought in courts other than courts of a Justice of the Peace" and by inserting the following in line fifteen of said section:

"Provided, that in cases in which a Justice of the Peace or the Municipal Court of the City of Winston-Salem acts as committing magistrate such fee shall not be charged, and that in cases appealed to the Superior Court from a Justice of the Peace, or from the Municipal Court of the City of Winston-Salem, no such fee shall be charged in the Superior Court in addition to the fee charged in the court of original jurisdiction," so that section six of said act as amended shall read as follows:

"Sec. 6. Source of Revenue. That in all criminal actions in Forsyth County, North Carolina, wherein the defendant shall enter a nolo contendere, a plea of guilty, or shall be adjudged guilty by the court or found guilty by a jury, wherein the costs of the action are paid by the defendant, there shall be taxed in the bill of costs a fee of one dollar, to be known as the Officer's Emergency Fee, and shall be collected, as all other costs in criminal cases are collected by the clerk or other officers of the court authorized to receive costs; and such funds so received shall be accounted for monthly, a copy of which report shall be sent to the chairman of the executive board, and such funds turned over to the Treasurer of Winston-Salem and Forsyth.
County Protective Association, to be by him held and securely kept for the purpose of the association; Provided, however, that such Officer's Emergency Fee of one dollar shall not be taxed in the costs in cases of violation of city ordinances, donations and contributions to said Winston-Salem and Forsyth County Peace Officer's Relief Fund may be received from any source approved by the executive board; Provided, that in cases in which a Justice of the Peace or the Municipal Court of the City of Winston-Salem acts as committing magistrate such fee shall not be charged and that in cases appealed to the Superior Court from a Justice of the Peace, or from the Municipal Court of the City of Winston-Salem, no such fee shall be charged in the Superior Court in addition to the fee charged in the Court of original jurisdiction.”

SEC. 2. That all Justices of the Peace of Forsyth County shall tax in their bill of cost the fees provided by the preceding section and shall report to the Clerk of the Superior Court not later than the fifth day of each month all costs taxed by them in all criminal cases, fully itemized by cases on forms prepared and approved by the Clerk of the Superior Court. Any Justice of the Peace who wilfully fails to make such report within such time or who knowingly makes a false report or who knowingly fails to report any item taxed or collected, whether or not the same shall be legally taxable or collectible, shall be guilty of a misdemeanor and shall be punished in the discretion of the Court.

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

Ratified this the 1st day of May, A.D., 1931.

CHAPTER 444

AN ACT TO APPOINT A BOXING COMMISSION FOR WAYNE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Mayor of the Town of Goldsboro is hereby empowered and authorized to appoint a boxing commission to consist of three citizens, who shall serve for a period not to exceed that of the mayor appointing said commissioners, and who shall serve without compensation.

SEC. 2. That it shall be lawful to engage in, manage, or promote boxing exhibitions which do not exceed fifteen rounds in length: Provided, such boxing exhibitions shall be promoted by, for the benefit of, and under the auspices of fraternal, charitable or beneficial organizations; and, Provided, further: that said commission shall have full power and authority to
make such rules and regulations as in its discretion may be necessary for the proper regulation of such boxing exhibitions, and shall have power to prohibit or stop a match at any time, even after consent has been given for the holding of such boxing exhibition.

SEC. 3. That any person or persons guilty of engaging in or promoting, aiding or abetting such sparring matches without first having the written consent of said boxing commission, and any person or persons violating the rules and regulations of said commission or refusing to obey orders of said commission controlling a sparring match, shall be guilty of a misdemeanor, and shall be fined not more than five hundred dollars or imprisoned not more than six months, in the discretion of the Court.

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

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

Ratified this the 1st day of May, A.D., 1931.

CHAPTER 445

AN ACT TO FIX THE SALARY OF THE SHERIFF OF JOHNSTON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That on and after July first, one thousand nine hundred and thirty-one, the salary and expenses of the Sheriff of Johnston County, including all clerical help and deputies, shall be fixed by the Board of County Commissioners and shall not exceed eighteen thousand dollars per annum, which shall be full compensation for all duties and expense of the sheriff's office including the collecting of all taxes for the County of Johnston and subdivisions thereof and the service of all process. The sheriff shall appoint one office clerk, one stenographer, and six field deputies or more, if necessary, and shall pay the same from the amount allowed as salaries and expenses. That the aforesaid salaries shall be in lieu of all other compensation including fees and commissions of every kind, which are to be collected by the said sheriff and his deputies and placed to the credit of the General County Fund.

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

SEC. 3. That this act shall be in force and effect from and after the thirtieth day of June, one thousand nine hundred and thirty-one.

Ratified this the 1st day of May, A.D., 1931.
CHAPTER 446

AN ACT TO CREATE AN EMERGENCY AND PENSION FUND FOR THE LAW ENFORCEMENT OFFICERS OF MECKLENBURG COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. This act shall be known and may be cited as "The Emergency and Pension Fund of Mecklenburg County", and shall apply to all law enforcement officers except as otherwise provided herein engaged in the enforcement of the criminal laws of the State of North Carolina within the County of Mecklenburg.

SEC. 2. "Law enforcement officers" shall be deemed to include all peace officers in Mecklenburg County who are required by the terms of their employment to give their full time to the preservation of perfect order, the protection of life and property and the detection and prevention of crime and such special or part time peace officers as may be killed or permanently injured while in the actual discharge of official duties as such officers: Provided, such officers, in order to share in the benefits provided for in this act, shall register with the Officers Relief Board provided for on blanks to be furnished for that purpose and in a manner to be prescribed by said Board giving such information as to the duty of employment, etc., that may be prescribed by said Board.

SEC. 3. That the Mayor of the City of Charlotte, the Chief of Police of the City of Charlotte, the Chairman of the Mecklenburg County Board of Commissioners, the Sheriff of Mecklenburg County, the Chief of Rural Police and their successors in office be and they are hereby constituted members ex officio of a board to be known as "The Officers Relief Board of Mecklenburg County", to administer the provisions of this act and said Board shall elect its own chairman and appoint an officer of the Board to be known as "Commissioner of the Emergency Fund of the County of Mecklenburg", who shall also act as Secretary and Treasurer of the Board and shall act under the instructions of the Board in all matters pertaining to the administration of this act. And the Board shall require the Secretary and Treasurer to give good and sufficient bond, the amount to be determined in the discretion of the Board, for the proper performance of his duties as such. The premium of said bond shall be paid out of the fund herein provided for.

SEC. 4. That in order to provide funds for "The Emergency Pension Fund of the County of Mecklenburg" herein set out, there shall be taxed in the bill of costs in all criminal cases in any Court other than that of Justice of Peace wherein there is a conviction or a plea of guilty, a fee of one ($1.00) dollar to
be known as "The Emergency and Pension Fee" and the same shall be collected by the Clerk of the City Recorder's Court, the Clerk of the County Recorder's Court and the Clerk of the Superior Court and shall be paid to the Treasurer of the "Officers Relief Board of Mecklenburg County" or in cases of appeal from said City Recorder's Court or County Recorder's Court to the Superior Court, the Clerk of the Superior Court shall collect said fees and pay the same to the Treasurer of the "Officers Relief Board of Mecklenburg County." All money collected by the Clerk of the City Recorder's Court, Clerk of the County Recorder's Court shall be paid over to the Treasurer of the "Officers Relief Board of Mecklenburg County" once each week and all of said money collected by the Clerk of the Superior Court shall be paid over to the Treasurer of the "Officers Relief Board of Mecklenburg County" on the first day of each and every month and they shall accompany such remittance with a detailed and itemized statement of the cases in which said funds have been collected, the blank forms for said statement shall be furnished by the "Officers Relief Board of Mecklenburg County" herein provided for. In all cases where the defendant is committed to the roads, the fee herein provided shall not be charged against said defendant where said defendant serves the sentence imposed by the Court and it is further provided that the one dollar ($1.00) fee hereinbefore set out shall not be collected in cases of conviction or plea of guilty for the violation of the traffic or highway laws by use of a motor vehicle where the punishment provided by the Statute is not in excess of fifty dollars ($50.00) fine or thirty days (30) imprisonment; the said fee shall be collected in all other cases for violation of said laws where the punishment fixed by the Statute is in excess of the penalties herein before mentioned; Provided further, that where the defendant is convicted on more than one charge, the fee hereinbefore provided for shall only be taxed in the cost in one conviction.

SEC. 5. The funds accumulated under this act shall be known as the "Emergency and Pension Fund of the County of Mecklenburg", and shall be used as a fund for all arresting officers, as defined in section two hereof, and their families, under the following terms and conditions, that is to say: If an officer while in the actual performance of his duties shall become disabled, there shall be paid to him a sum not in excess of five hundred dollars ($500.00), and a monthly pension while so disabled not in excess of seventy-five dollars ($75.00) per month, and the board may pay to such disabled officer an additional sum not in excess of twenty dollars ($20.00) per month for each child or dependent under the age of eighteen years while the disability of such officers may exist and while the
said officer shall live; and in case of death resulting while in the actual performance of his duties, if the officer shall be married, the board may pay immediately to the widow of such officer a sum not in excess of five hundred dollars ($500.00), and may further pay a sum not in excess of fifty dollars ($50.00) per month for said widow during widowhood, and, in addition thereto, the board may pay the said widow for the support of any dependent children she may have, a sum not in excess of twenty dollars ($20.00) per month for each child until said child shall reach the age of eighteen (18) years; and in case of death resulting while in the actual performance of official duties under this act where the individual or officer as herein defined may be unmarried, the board may pay to the nearest dependent next of kin of deceased a sum not in excess of five hundred ($500.00) dollars. or in lieu thereof the board may pay the funeral expenses of deceased not in excess of five hundred ($500.00) dollars; and it is further the true intent, meaning and purpose of this act that the board shall be empowered hereunder, in its discretion, to pay any amount less than the maximum enumerated, and said board may refuse to make a payment of any amount in any case in any or all of the classes herein enumerated.

Sec. 6. The Board created under the provisions of this act shall serve without compensation. The Secretary and Treasurer of said Board shall receive such compensation as may be provided by the Board not to exceed the sum of fifty ($50.00) dollars per month, and the said Board shall have full power and authority to pay all expenses for administering this act including the purchase of supplies, legal advice, etc., out of the fund provided for herein. The Board shall have authority to make such rules, regulations and provisions as may be necessary to the proper administration of this act.

Sec. 7. Any person or officer of Court covered by the provisions of this act who shall fail to comply with the provisions of this act and make proper accounting and remittance to the Treasurer designated by the Board, or to the Secretary, funds collected under and by virtue of this act, as provided herein, shall be guilty of a misdemeanor, and, upon conviction, shall be fined or imprisoned, in the discretion of the Court.

Sec. 8. All laws and clauses of laws in conflict with this act are hereby repealed, and if any section hereof be decided by the Courts to be unconstitutional or invalid, the same shall not affect the validity of this act as a whole or any part thereof, other than the part decided to be unconstitutional or invalid.

Sec. 9. This act shall be in force and effect from and after the first day of June, one thousand nine hundred and thirty-

Maximum payments in event of death.

Additional amounts for dependents.

Funeral expenses.

Board to serve without pay.

Salary of secretary and treasurer, $50 per month.

Necessary expenses.

Violation of terms of act made misdemeanor.

Conflicting laws repealed.

Constitutional parts of act upheld.

When act takes effect.
one, but disbursement of funds in accordance with the act, except for necessary expenses of administration, and organization, shall not commence until the first day of December, one thousand nine hundred and thirty-one.

Ratified this the 1st day of May, A.D., 1931.

CHAPTER 447
AN ACT TO AMEND CHAPTER FIFTY-TWO OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-NINE, RELATING TO THE RECORDER'S COURT OF LEAKSVILLE TOWNSHIP, IN ROCKINGHAM COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That section two of chapter fifty-two of the Public-Local Laws of one thousand nine hundred and twenty-nine be and the same is hereby amended by adding to said section the following:

"That each candidate for the office of Recorder shall, at least thirty days before the day of election of said Recorder, file with the Clerk of the Board of County Commissioners of Rockingham County, a notice of candidacy, stating his intention to be a candidate for said office of Recorder, and each and every candidate shall, at the time of filing notice, pay to the said clerk the sum of ten dollars, as a filing fee, said sum to be deposited with the General County Fund; and only those persons who file notice of candidacy and pay such fee as herein required shall be voted for in said election."

SEC. 2. All laws and clauses of laws in conflict with this act are hereby repealed.

SEC. 3. This act shall be in force and effect from and after the first day of June, one thousand nine hundred and thirty-one.

Ratified this the 1st day of May, A.D., 1931.

CHAPTER 448
AN ACT TO REQUIRE THE SHERIFF OF ROBESON COUNTY AND THE TAX COLLECTORS OF ALL MUNICIPALITIES IN SAID COUNTY TO ACCEPT QUARTERLY PAYMENTS OF TAXES.

The General Assembly of North Carolina do enact:

SECTION 1. That the Sheriff of Robeson County and the tax collectors of each and every municipality in said county be and they are hereby authorized, directed and required to accept quarterly payments on taxes of not less than twenty-five per
cent of the amount of taxes due said county or municipality by any taxpayer thereof.

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

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

Ratified this the 7th day of May, A.D., 1931.

CHAPTER 449
AN ACT TO PROHIBIT THROWING LAPS OF TREES IN THE STREAMS OF AVERY, WATAUGA AND HERTFORD COUNTIES.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be unlawful for any person, firm or corporation to throw or permit to be thrown any laps or branches of trees in the streams of Avery, Hertford and Watauga Counties.

SEC. 2. That any one violating this act shall be guilty of a misdemeanor, and upon conviction shall be fined or imprisoned in the discretion of the court.

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

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

Ratified this the 4th day of May, A.D., 1931.

CHAPTER 450
AN ACT TO PERMIT FISHING WITH TROT LINES AND NETS FOR CAT FISH IN THE TENNESSEE RIVER, GRAHAM COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be lawful for any person or persons to fish with trot lines and nets for cat fish in the Tennessee River, in Graham County.

SEC. 2. That all laws and clauses of laws and all rules and regulations in conflict with the provisions of this act are hereby repealed.

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

Ratified this the 4th day of May, A.D., 1931.
CHAPTER 451

AN ACT TO AMEND CHAPTER THREE HUNDRED AND SIXTEEN PUBLIC-LOCAL LAWS ONE THOUSAND NINE HUNDRED AND TWENTY-NINE RELATIVE TO DELINQUENT TAX PAYERS IN CRAVEN COUNTY AND TO REENACT SAME AS AMENDED.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter three hundred and sixteen Public-Local Laws, one thousand nine hundred and twenty-nine, be amended as follows:

Strike out words "twenty-eight" in line four of section one and insert in lieu thereof the word "thirty".

Strike out words "thirty" in line eleven of section one and insert in lieu thereof the words "thirty-two".

Strike out words "twenty-eight" in line four of section three and insert in lieu thereof the word "thirty".

Strike out the word "thirty" in line twelve of section three and insert in lieu thereof the words "thirty-two".

SEC. 2. That said chapter three hundred and sixteen Public-Local Laws one thousand nine hundred and twenty-nine as herein amended is hereby reenacted.

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

Ratified this the 4th day of May, A.D., 1931.

CHAPTER 452

AN ACT TO AMEND HOUSE BILL NUMBER SIX HUNDRED NINETY-EIGHT, RELATING TO THE FEES OF THE SHERIFF OF CALDWELL COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That instead of the fee of one ($1.00) dollar, allowed the Sheriff of Caldwell County for serving capias, as set out in House Bill Number Six Hundred Ninety-eight, said fee shall be one dollar and one-half ($1.50); and that he shall be allowed one dollar ($1.00) each for serving civil executions and the commissions as now allowed by law; that for the service of each subpoena, he shall be allowed sixty (60c) cents.

SEC. 2. Except as herein amended, said House Bill Number Six Hundred Ninety-eight shall remain in full force and effect.

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

Ratified this the 4th day of May, A.D., 1931.
CHAPTER 453

AN ACT CREATING THE OFFICE OF TAX COLLECTOR IN SAMPSON COUNTY, AND FIXING THE FEES OF THE SHERIFF OF SAMPSON COUNTY.

Whereas, the Sheriff of Sampson County, as a condition to his nomination and election to said office, in the one thousand nine hundred and thirty election pledged himself to conform to a bill creating a Tax Collector for Sampson County and relieving the sheriff of the duty now imposed upon him by law to collect taxes, and allowing the sheriff certain fees and expenses in full compensation for his services: and,

Whereas, it is necessary to relieve the sheriff of the duties of tax collector in order to expedite the collection of taxes: Now, Therefore

The General Assembly of North Carolina do enact:

SECTION 1. That the office of the Sheriff and Tax Collector of Sampson County as now existing shall be separated as hereinafter provided.

SEC. 2. That the Board of County Commissioners shall appoint a Tax Collector of Sampson County, who shall qualify and shall be responsible for the collection and settlement as provided by law for all taxes, whether general, special or privilege taxes. The tax collector shall take oath of office and enter upon his duties when the tax list and receipt books for the year one thousand nine hundred and thirty are delivered to him.

SEC. 3. That the Board of County Commissioners shall enter into an annual written contract with the tax collector, specifying therein the duties of his office and shall have power to discharge him for failure to perform said duties; and the Board of County Commissioners shall provide him with the necessary office space and office equipment, and shall fix his compensation, either a salary to be prorated among the various funds for which levies are made and accounts kept, or a commission on the amount of taxes collected, but in no event shall his compensation exceed the amount now allowed by law for the collection of taxes by sheriffs and tax collectors: Provided, that the tax collector shall receive no commissions on land sales. The tax collector may employ such assistant or assistants as he may deem necessary to aid in the discharge of his duties, but the compensation of such assistants shall be paid by the tax collector from the compensation allowed him under the provisions of this act, and the Board of Commissioners of Sampson County are hereby prohibited from paying any sum as salary to assistants to the tax collector from the funds of said county.
Duties and powers of Tax Collector.

Official bond.

Settlement of Sheriff for 1930 taxes.

Office of Tax Collector may be combined with another.

Fees and expenses of Sheriff.

Enumerated.

SEC. 4. That the tax collector hereunder shall have all the powers heretofore conferred and all duties and penalties heretofore imposed by law upon the sheriff in his capacity as tax collector, and all such powers, duties and penalties are hereby transferred to said tax collector to be exercised and performed by him.

SEC. 5. That the said tax collector be required to give such bond as is now required by law of the sheriff in his capacity as tax collector, and any additional bond as the Board of County Commissioners may require, the premium of such bonds to be paid for by the county out of its general fund.

SEC. 6. That the Sheriff of Sampson County shall make a complete settlement for the taxes of nineteen hundred and thirty so far as said taxes are collected with the County Commissioners of Sampson County on the date that the tax collector qualifies and takes oath of office.

SEC. 7. That the Board of County Commissioners may, in its discretion, combine the office of tax collector with any other elective or appointive office, and may, in its discretion, appoint such elective or appointive officer as tax collector in addition to his other duties, and one such person may hold both offices.

SEC. 8. That the Sheriff of Sampson County shall be allowed the following fees and expenses in full compensation for the services herein set out, to-wit:

Executing summons or other writ, order or notice, one dollar.

Arrest of a defendant in a civil action and taking bail, including justification and all services connected therewith, one dollar and fifty cents.

Arrest of a person indicted, including all services connected with the taking and justification of bail, one dollar and fifty cents.

Imprisonment of any person in a civil or criminal action, fifty cents; and release from prison, fifty cents.

Executing subpoena on a witness, fifty cents.

In attachment and claim and delivery proceedings for serving the original papers in each case, one dollar, and for taking the property claimed, one dollar, with the actual cost of keeping the same until discharged by law, to be paid on the affidavit of the returning officer.

Summoning a grand or petit jury, for each man summoned, fifty cents, and thirty cents for each person summoned on the special venire.

Service for writ of ejectment, one dollar and fifty cents.

For every illicit distillery completely equipped, seized as required by law, twenty dollars.
For all other fees and expenses not herein specifically set out, the Sheriff of Sampson County shall receive the compensation now allowed by law.

SEC. 8(a). That the Board of Commissioners may in its discretion allow the sheriff and/or one or more deputies to attend each term of civil, criminal, and recorder's court and pay out of the general fund of the county reasonable compensation for such services.

SEC. 8(b). That the fees and expenses for similar services by a constable or other process servers shall be the same in Sampson County as provided herein for the sheriff.

SEC. 9. That the Chairman of the Board of County Commissioners shall receive annually a salary of twelve hundred dollars ($1200.00) in full payment for his services and expenses as Chairman of the Board of County Commissioners, said salary to be paid in monthly installments out of the General Fund of the county: Provided, that for the year one thousand nine hundred and thirty-three and thereafter the Board of County Commissioners may reduce the salary of the chairman to a sum commensurate with the duties of his office at that time.

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

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

Ratified this the 4th day of May, A.D., 1931.

CHAPTER 454
AN ACT TO PLACE THE OFFICE OF COUNTY SOLICITOR UPON A SALARY BASIS, AND TO PROVIDE FOR A CLERK OF THE RECORDER'S COURT OF CLEVELAND COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the office of County Solicitor of the Recorder's Court of Cleveland County is hereby placed upon a salary basis, and said solicitor shall receive as compensation for his services a salary of eighteen hundred ($1800) dollars per annum, to be paid monthly from the general or salary fund of said county, in the same way and manner as other county officers are paid. That said salary shall be in lieu of all fees heretofore received by said solicitor or payable to him under chapter four hundred and thirty-five of the Public-Local Laws of one thousand nine hundred and twenty-one and all acts amendatory thereof.
Salary fees to be taxed in bills of cost.

Taxing fees against prosecutor.

Clerk Superior Court appointed Clerk Recorder's Court. Duties as such. Minutes.

Collection of fines, etc.

Other duties.

Appointment of Deputy Clerk Superior Court at salary of $1200.

Term of office.

To serve Recorder's Court.

SEC. 2. That the fees now belonging to the office of county solicitor as provided for in chapter four hundred and thirty-five of the Public-Local Laws of one thousand nine hundred and twenty-one and all acts amendatory thereof, shall be taxed by the recorder against the defendant when convicted and when collected said fees shall be paid into the general fund of Cleveland County. That when the recorder shall order the prosecutor or person procuring the warrant to pay the costs of said action, he shall also tax a fee of three dollars and one half as solicitor's fee against said prosecutor or person procuring said warrant as a part of the costs in said action, and when collected said fee shall be paid into the general fund of Cleveland County.

SEC. 3. That the Clerk of the Superior Court of Cleveland County is hereby appointed as Clerk of the Recorder's Court of Cleveland County, and he shall do and perform all the duties hereinafter required as clerk to said court. He shall attend the sittings of said court, shall keep a permanent record of the daily minutes of all the proceedings of said court, which minutes shall be signed and approved by the recorder, he shall be the custodian of all the warrants, processes, papers, and records of said court, he shall collect all fines, costs, and forfeitures due by order of said court and shall make proper distribution of same as required by law. It being the intention of this act to require the said Clerk of the Superior Court to do and perform the same duties for the Recorder's Court as he now by law performs for the Superior Court, he shall do and perform generally all the duties of a clerk to said court. And in addition thereto he shall do and perform all those acts and things required to be done by the recorder in section eighteen of chapter two hundred and forty-three of the Public-Local Laws of one thousand nine hundred and eleven, the same being the act establishing the Recorder's Court in Cleveland County.

SEC. 4. That Charles J. Woodson be and he is hereby appointed Deputy Clerk of the Superior Court of Cleveland County, and for his services he shall be paid a salary not in excess of twelve hundred ($1200.00) dollars per annum, payable monthly, to be fixed by the County Commissioners and paid from the general or salary fund of said county, said appointment to be for a period of twelve months from date of qualification, and his successor to be appointed annually for a like period of twelve months, said appointment to be made by the County Commissioners, upon the recommendation and with the approval of the Clerk of the Superior Court of said county, and said deputy clerk is hereby made Deputy Clerk of the Recorder's Court for the purpose of enabling him to issue proces-
ses of said court, and said deputy clerk is hereby granted the right, power, and authority to issue warrants and all other processes of the Recorder's Court, as well as of the Superior Court of said county.

SEC. 5. That the clerk to the Recorder's Court herein provided for shall have the right and it shall be his duty to sign and issue warrants and processes of every kind to the said Recorder's Court, and no warrant or process to said court running outside of Cleveland County shall be issued or shall be valid if issued unless same is signed either by the clerk to the Recorder's Court, the deputy clerk, or the recorder; and the fees allowed by law for the issuance of all warrants and processes by either of the above officers shall be taxed by the recorder as part of the costs in said action, and when collected shall be paid into the general fund of Cleveland County. In all actions in said Recorder's Court, civil or criminal, there shall be taxed by the recorder as part of the costs in each action an additional fee of one dollar to be known as the clerk's fee, and when collected shall be paid into the general fund of said county.

SEC. 6. That in no criminal case shall there be taxed as part of the cost against the defendant witness fees for more than two witnesses to prove any one material fact unless the recorder shall find and order that the fees of additional witness be allowed, or unless said witnesses were subpoenaed by or for the defendant. That in the event said defendant is acquitted or said action dismissed no fees due the witnesses of the defendant shall be taxed against the county, but same may in the discretion of the court be taxed against the prosecutor or person procuring said warrant.

SEC. 7. That it shall be the duty of the County Commissioners of Cleveland County to provide for and furnish said Clerk of the Recorder's Court such books, files, dockets, stationary, and other supplies as he may need in order to keep a proper and permanent record of all the proceedings of said court, and it shall also be their duty to furnish said clerk with a sufficient number or supply of blank warrants, summons, subpoenas, and other processes for the use of said Recorder's Court, and to provide for a suitable and proper place for the filing of all the records of said Recorder's Court in the office of the Clerk of the Superior Court of Cleveland County.

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

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

Ratified this the 4th day of May, A.D., 1931.
CHAPTER 455
AN ACT TO FURTHER THE ENFORCEMENT OF THE PROVISIONS OF THE NORTH CAROLINA GAME AND FISH LAWS AND THE GAME AND FISH LAWS OF ROCKINGHAM COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. All Sheriffs, Deputy Sheriffs, Police Officers, Forest Wardens, Park Patrolmen, Refuge Keepers, Constables and all Deputy Game and Fish Wardens, duly appointed by the Department of Conservation and Development, receiving no fixed salary, are hereby made ex-officio deputy game and fish wardens, and it shall be their duty to aid in the enforcement of the North Carolina Game and Fish Laws and the Game and Fish Laws of Rockingham County, if any. In addition to fees to which such ex-officio warden may be entitled under the general law of this State, said ex-officio warden shall receive the sum of ten dollars ($10.00) in any case involving a violation of said laws, in which he secures the evidence upon which the conviction was obtained, which shall be assessed against the defendant and paid by such defendant as a part of the cost in case of conviction; if no conviction is procured, no fee shall be taxed against the defendant or the county or State.

SEC. 2. That act shall apply only to Rockingham County.

SEC. 3. All laws or parts of law in conflict herewith are hereby repealed.

SEC. 4. This act shall take effect upon ratification.

Ratified this the 4th day of May, A.D., 1931.

CHAPTER 456
AN ACT TO REPEAL CHAPTER THREE HUNDRED TWENTY-ONE. PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED SEVENTEEN, IN REGARD TO DEPREDATIONS OF DOMESTIC FOWLS IN DEEP CREEK TOWNSHIP, YADKIN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That chapter three hundred and twenty-one, Public-Local Laws, one thousand nine hundred and seventeen, be and the same is hereby repealed, it being the intent and purpose of this act to make the provisions of chapter thirty-nine, Public-Local Laws, one thousand nine hundred and fifteen, in regard to depredations of domestic fowls in Yadkin County applicable to Deep Creek Township, said county.

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

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

Ratified this the 4th day of May, A.D., 1931.
AN ACT TO PROVIDE FOR THE PAYMENT OF PROPERTY TAXES DUE COLUMBUS COUNTY IN INSTALLMENTS.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Commissioners of Columbus County may provide by recorded resolution for the payment of property taxes of the levy of year one thousand nine hundred and thirty-one, and of any subsequent levy, by the taxpayers of the county in four equal installments, but poll tax and/or dog tax assessed against any taxpayer shall be included and paid in the first installment.

Sec. 2. Each taxpayer of the county shall be given a number of identification and the tax receipts shall be prepared in at least duplicate form and shall provide for three installment coupons to be detached upon payment of the amount thereof. Upon payment of fourth installment, the taxpayers shall be receipted in full: Provided, all other installments have been paid. Each installment coupon shall show at least the following:

(a) The taxpayer's number.
(b) The number of the installment.
(c) The year for which the taxes are levied.
(d) The name of the County and Township.
(e) The total amount of the installment.
(f) Due date of installments.

No installment coupon of property taxes shall be for less than five dollars.

Sec. 3. That any taxpayer who has failed to list his property for taxes within the time allowed by law shall not be permitted to pay his taxes by installments as provided by this act.

Sec. 4. That tax coupon number one shall be due and payable on or before the fifteenth day of October of each year. Tax coupon number two shall be due and payable on or before the fifteenth day of December each year. Tax coupon number three shall be due and payable on or before February fifteenth of each year. The original tax certificate or the last installment shall be due on or before the fifteenth day of April of each year.

Sec. 5. That upon payment of all taxes due the county (including all installments) by any taxpayer on or before the fifteenth day of October in each year, such taxpayer shall be allowed a discount of one per cent of said taxes. No discount shall be allowed on taxes paid after October fifteenth of each year, but the penalties as now provided by law shall be imposed on any installment of taxes which are not paid on or before their due dates.
Chapter 457—1931

AN ACT TO PERMIT THE COMMISSIONERS OF RICHMOND COUNTY TO PROVIDE FOR BETTER LAW ENFORCEMENT.

The General Assembly of North Carolina do enact:

SECTION 1. That the Commissioners of Richmond County be and are hereby authorized and empowered in their discretion to pay to the sheriff of said county out of the general county funds a sum not exceeding ten ($10.00) dollars, for the destruction of any liquor still and an additional sum of ten ($10.00) dollars, for the capture of any person, or persons engaged in the operation of such still; Provided, however, that not in excess of the sum of four hundred ($400.00) dollars, be paid in any one period of twelve months under the provisions of this act.

SECTION 2. This act shall apply only to Richmond County.

SECTION 3. All laws and clauses of laws in conflict with the provisions hereof are hereby repealed.

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

Ratified this the 6th day of May, A.D., 1931.

Chapter 459

AN ACT RELATING TO THE BOND OF THE TREASURER OF GREENE COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Commissioners of Greene County are hereby authorized to fix the amount of the bond of the Treasurer of Greene County, but the amount of said bond shall in no event be less than fifty thousand ($50,000) dollars; Provided, however, if the board of commissioners exercise such power as is provided in section nineteen, chapter one hundred forty-six, Public Laws of one thousand nine hundred twenty-
seven, relating to the designation of a bank or banks as official county depository or depositories, the minimum amount of the treasurer's bond may be fixed at twenty-five thousand ($25,000) dollars, and the bond of the depository or depositories shall be in an amount sufficient to protect such deposits, but in no event less than the average daily bank balance of the county for the preceding year.

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

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

Ratified this the 6th day of May, A.D., 1931.

CHAPTER 460
AN ACT TO CREATE A PEACE OFFICERS' RELIEF FUND FOR THE COUNTY OF PITT.

The General Assembly of North Carolina do enact:

SEC. 1. Short Title. That this act shall be known and may be cited as the Pitt County Peace Officers' Relief Act.

Sec. 2. Definitions. Peace officers shall be deemed to include all peace officers of the County of Pitt, North Carolina, or sub-divisions thereof including all cities, towns and members of the State Highway Patrol, who are required by the terms of their employment or election to give their full time to the preservation of public order, the protection of life and property, and the detection of crime; and all special officers or citizens who are injured or killed while aiding or assisting regular peace officers or while acting as such peace officers.

Sec. 3. Creation of Association. An association to be known and designated as the Pitt County Peace Officers' Protective Association shall be formed and the membership of which shall include all peace officers in Pitt County and the members of the State Highway Patrol as defined above.

Sec. 4. Registration. Peace officers who are entitled to membership in the association, in order to share in the benefits provided for in this act, shall make application for membership in the association on blanks to be furnished for that purpose, giving such information as may be required by said association, and shall pay an initiation fee and annual dues to be fixed by the executive board, hereinafter provided for. Provided, however, that such initiation fee shall not exceed five dollars and such dues shall not exceed twelve dollars per annum. Provided, further, that the provisions of this section shall not apply to special officers or citizens who have not had

If bank, $25,000. Minimum amount.
Conflicting laws repealed.

Title of act.

"Peace officers" defined.

Creation of Pitt County Peace Officers' Protective Association.

Registration of peace officers required.

Fees and dues.

Special officers allowed additional time.
a reasonable time from date they were appointed, summoned or
duputized, to register with said association. And provided, further, that said reasonable time shall not exceed thirty days.

SEC. 5. Creation of Executive Board. The executive board shall consist of the Mayor of Greenville, the Mayor of Farmville, the Mayor of Bethel, the Mayor of Ayden, the Chief of Police of Greenville, the Chief of Police of Farmville and the Sheriff of Pitt County. The said board shall elect a chairman at its first meeting in each year. A majority of the members of said executive board shall constitute a quorum for the transaction of business.

SEC. 6. Sources of Revenue. That in all criminal actions in Pitt County, North Carolina, brought in courts other than courts of a justice of the peace, wherein the defendant shall enter a nolo contendere, a plea of guilty, or shall be adjudged guilty by the court or found guilty by a jury, wherein the costs of a fee of one dollar, to be known as the Officers' Emergency Fee, and shall be collected as all other costs in criminal cases are collected, by the clerk or other officer of the court authorized to receive costs; and such funds so received shall be accounted for monthly, a copy of which report shall be sent to the chairman of the executive board, and such funds turned over to the treasurer of the Pitt County Peace Officers' Protective Association, to be by him held and securely kept for the purposes of the association. Donations and contributions to said Pitt County Peace Officers' Relief Fund may be received from any source approved by the executive board.

SEC. 7. Application of Fund. The money so paid into the hands of the treasurer of the Pitt County Peace Officers' Protective Association shall be known as the Pitt County Peace Officers' Relief Fund, and shall be used as a fund for the relief of members of said association who may be injured or rendered sick by disease contracted in the actual discharge of duty as a peace officer, and for the relief of their widows and children, and if there be no widow or children, then dependent mothers of such officers killed or dying from injuries or disease so contracted in such discharge of duty, and as a pension fund for peace officers grown old in line of duty, and also for the benefit of special officers or citizens injured as such peace officers. All persons entitled to benefits under this section shall make application to the executive board, above provided for, and said executive board shall investigate each such application and shall determine what benefits shall be paid. The decision of the executive board shall be final and conclusive as to what persons are entitled to benefits and as to the amount of the benefit to be paid, and said executive board shall have power to in-
crease or decrease monthly benefits at any time, and no action at law or suit in equity shall be maintained against said association to enforce any claim or recover any benefit under this article or under the constitution or by-laws of said association; but if any officer or committee of said association omit or refuse to perform any duty imposed upon him or them, nothing herein contained shall be construed to prevent any proceedings against said officer or committee to compel him or them to perform such duty.

Sec. 8. The treasurer shall be the treasurer of Pitt County, North Carolina. The treasurer shall give good and sufficient surety in a sum not less than the amount of money on hand, such bond to be paid for out of the funds of the association, and shall make annual reports to the executive board showing the total amount of money in his hands at the time of the filing of the report and also on account of receipts and expenditures since his last report. The accumulated funds of the association may be invested in bonds and securities unanimously approved by the executive board. All interest and other income received from investments or deposits shall be added to the principal of said fund. Expenditures shall only be made upon vouchers properly signed by the chairman of the executive board, the secretary and the treasurer.

Sec. 9. Salaries and Expenses. All officers and members of the executive board shall serve without compensation, and no salaries shall be paid except an appropriation of twenty-five dollars per month for a secretary who shall be appointed by the executive board. Necessary office and stationery supplies shall be paid for out of the funds of the association.

Sec. 10. The Pitt County Peace Officers' Protective Association shall adopt a constitution and by-laws, to be approved by the executive board, suitable for carrying out the provisions and purposes of this act.

Sec. 11. The executive board shall have authority to insure the members of the Pitt County Peace Officers' Protective Association against death or disability, or both, during the terms of their employment or terms of office, under forms of insurance known as group insurance or other insurance, and, the premiums on such insurance to be payable out of the funds of the association.

Sec. 12. Funds not Taxable. The current or accumulated funds of the association shall not be subject to State, county or municipal taxation.

Sec. 13. That this act shall be in full force and effect from and after its ratification.

Ratified, this the 9th day of May, A.D., 1931.
CHAPTER 461

AN ACT TO APPOINT EDWARD D. DAVIS SPECIAL ENFORCEMENT OFFICER FOR WARREN COUNTY FOR A TERM OF TWO YEARS.

The General Assembly of North Carolina do enact:

SECTION 1. That Edward D. Davis of Warren County, be and he is hereby appointed special law enforcement officer for said county for a term of two years. Said officer shall have all the power and authority of the sheriff of the county in the enforcement of the prohibition law within the territorial limits of Warren County.

Sec. 2. That the said special law enforcement officer shall receive the following compensation:

Five dollars for each still cap taken, five dollars for each still worm taken, ten dollars for each still kettle taken or twenty dollars for each complete outfit of still, worm and cap taken, which compensation shall be paid by the county commissioners out of the general county fund. For the arrest and conviction of any person violating said prohibition law said officer shall receive the sum of twenty-five dollars to be taxed in the bill of cost against such convicted person if fined or to be paid by the county in case said person is sentenced to prison.

Sec. 3. That this act shall not have the effect however to relieve the sheriff of the county of the performance of any duties imposed upon him in the enforcement of any of the criminal laws of said county.

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

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

Ratified this the 9th day of May, A.D., 1931.

CHAPTER 462

AN ACT RELATIVE TO FEES FOR FILING, DOCKETING AND INDEXING TRANSCRIPTS OF JUDGMENTS IN THE OFFICE OF THE CLERK OF THE SUPERIOR COURT OF ANSON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the fee for filing, docketing and indexing transcripts of judgments in the office of the Clerk of the Superior Court of Anson County shall be the same as the fee charged for filing, docketing and indexing transcripts in the office of the Clerk of the Superior Court of the county from which the transcript of judgment is sent to Anson County.
Sec. 2. That all laws in conflict with this act are hereby repealed.

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

Ratified this the 9th day of May, A.D., 1931.

CHAPTER 463

AN ACT TO CREATE IN CLEVELAND COUNTY THE OFFICE OF COUNTY AUDITOR, AND ASSIGN TO THAT OFFICE THE DUTIES NOW PERFORMED BY THE COUNTY ACCOUNTANT, THE TAX AUDITOR, AND THE COUNTY SUPERVISOR OF TAXATION.

The General Assembly of North Carolina do enact:

Section 1. That there be created or established in Cleveland County an office to be known as "County Auditor."

Sec. 2. That the County Auditor shall do and perform all duties now performed and required by law to be done by the County Accountant, and all duties which may hereafter be required by law to be done and performed by the County Accountant. That said County Auditor shall do and perform all duties now required by law to be done and performed by the County Supervisor of Taxation, and shall do and perform all duties which may hereafter be required by law to be done and performed by said County Supervisor of Taxation. That said County Auditor shall also do and perform all duties required by Chapter thirty-five, Public-Local Laws of Extra Session of one thousand nine hundred and twenty-one, to be done and performed by the Tax Auditor; and shall do and perform all duties now performed by said Tax Auditor, and shall do and perform all duties which are now or may hereafter be required by law to be done and performed by said Tax Auditor. It being the purpose and intention of this act to consolidate all work now being done, or which may hereafter be required to be done, by the County Accountant, the County Supervisor of Taxation, and the Tax Auditor into one office to be known as the County Auditor.

Sec. 3. That the County Auditor shall from time to time, at the request of the Board of County Commissioners of Cleveland County, attend the regular and special meetings of said Board and shall give said Board such information and knowledge as he may have in regard to the financial condition of the County, and shall consult and advise with said Board about any matter which he may think is of importance to the County.

Sec. 4. That the County Auditor shall within thirty days after the first day of January of each and every year publish, or cause to be published, in some newspaper in Cleveland

Conflicting laws repealed.

Creation of Cleveland County Auditor.

Succeeds to duties of County Accountant, Tax Auditor and Supervisor of Taxation.

Offices consolidated.

Attendance upon meetings of Commissioners.

Publication of annual statement showing salaries and expenses paid.
County a statement showing the total amount of salary and fees paid to each of the County officers during the preceding calendar year, which said statement shall also show the amount allowed and paid each of said officers for clerk hire or assistance, and any other expense allowed said office or officer other than office supplies.

SEC. 5. That for the performance of the duties herein prescribed the County Auditor shall receive a salary of three thousand ($3,000.00) dollars per annum to be paid monthly from the general fund of said County in the same way and manner as other County officers are paid; that in addition there-to the Board of County Commissioners of said County may allow the County Auditor such clerical assistance as in their opinion may be necessary to make out the tax books of said County, and such other clerical assistance as may be necessary for the proper performance of the duties of said office of County Auditor. That the Board of County Commissioners shall also provide the County Auditor with a suitable and proper office in the Court House of said County.

SEC. 6. That Mr. A. E. Cline of Cleveland County is hereby appointed as County Auditor, he being the present County Accountant, said appointment as County Auditor to become effective March first, one thousand nine hundred and thirty-one, and shall hold office during the regular term for which he has been appointed County Accountant; that after the expiration of said term the County Auditor shall be appointed in the same manner as is now the said County Accountant.

SEC. 7. That no member of the Board of County Commissioners of Cleveland County shall be eligible to the office of County Auditor: Provided, however, that this shall not apply to the present members of the Board of County Commissioners during the term for which they have already been elected.

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

SEC. 9. That this act shall be in full force and effect from and after March first, one thousand nine hundred and thirty-one.

Ratified this the 9th day of May, A.D., 1931.

CHAPTER 464

AN ACT TO EMPOWER THE BANK OF ENFIELD OR THE BANK OF HALIFAX OR BOTH AS FISCAL AGENT OR AGENTS FOR HALIFAX COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Bank of Enfield, Enfield, North Carolina, and the Bank of Halifax, Halifax, North Carolina, or either of them, under the direction of the County Governing
Board are hereby empowered to serve as fiscal agent or agents for Halifax County under existing laws and subject to the same requirements as other county fiscal agents.

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

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

Ratified this the 9th day of May, A.D., 1931.

CHAPTER 465
AN ACT TO AUTHORIZE AND EMPOWER THE COUNTY BOARD OF EDUCATION OF VANCE COUNTY TO EMPLOY PRINCIPALS OF HIGH SCHOOLS IN CONJUNCTION WITH SCHOOL COMMITTEES.

Whereas, Vance County has voted a county-wide special tax for extending the school term beyond the six months constitutional school term, and

Whereas, said county has adopted a county-wide plan of taxing all the property in said county to raise said special school fund regardless of district lines and boundaries: Now, Therefore

The General Assembly of North Carolina do enact:

SECTION 1. That the County Board of Education of Vance County is hereby authorized and empowered to act in conjunction with the district committee in the selection and employment of principals of high schools in said county.

SEC. 2. That this act shall not apply to graded or district schools acting under a special charter or power granted a board of trustees by the General Assembly.

SEC. 3. That all laws and clauses of laws conflicting with this act are hereby repealed.

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

Ratified this the 11th day of May, A.D., 1931.

CHAPTER 466
AN ACT TO ENABLE TAXPAYERS OF BRUNSWICK COUNTY AND OF SOUTHPORT TO PAY THEIR TAXES IN INSTALLMENTS.

The General Assembly of North Carolina do enact:

SECTION 1. That the taxpayers of the County of Brunswick and of the Town of Southport are hereby authorized to pay their annual ad valorem taxes under the following plan, commencing with the taxes for one thousand nine hundred and thirty-one.

Conflicting laws repealed.

Preamble:
County-wide special school tax in Vance County.

County Board of Education authorized to act with school committees in selecting high school principals.

Not applicable to graded or special charter schools.

Conflicting laws repealed.

Taxes in Brunswick County and Southport payables in installments of 33 1/3% each.
One-third ($\frac{1}{3}$) thereof in the period beginning October first and ending December thirty-first of each year;

One-third ($\frac{1}{3}$) thereof for the period beginning December thirty-first and ending March thirty-first, and

One-third ($\frac{1}{3}$) thereof for the period beginning April first and ending June first.

The tax collectors of said county and town are hereby authorized and directed to receive all taxes paid to them upon the installment plan thus set out and to receipt for the same.

SEC. 2. All laws and clauses of laws in conflict with this act are hereby repealed.

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

Ratified this the 11th day of May, A.D., 1931.

CHAPTER 467

AN ACT TO PERMIT THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY TO DISCONTINUE OPERATION OF THE COUNTY HOME AND MAKE OTHER PROVISION FOR THE POOR AND INFIRM.

The General Assembly of North Carolina do enact:

SECTION 1. If in their discretion it is deemed advisable and to the best interests of the county and of the class of citizens affected, the Board of County Commissioners of the County of Lee are authorized and permitted to discontinue the operation of the County Home, and make suitable provision for the care and maintenance of the poor and infirm, who may be county charges, outside said home: Provided, however, that such poor shall be under the supervision of the county welfare officer: Provided, further, that the standard of care and maintenance shall not thereby be lowered or the comfort of said poor imperilled.

SEC. 2. In the event the operation of the County Home is discontinued the Board of County Commissioners are authorized to lease the property for such purposes and upon such terms as they may deem best, the funds derived from said rental to be applied on the interest upon the County Home bonds.

SEC. 3. No action shall be taken to discontinue operation of the County Home unless it shall appear that the average number of inmates therein is too small to justify the expense, and especially the overhead expense of the operation of said home.

SEC. 4. All laws in conflict herewith are hereby repealed.

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

Ratified this the 11th day of May, A.D., 1931.
CHAPTER 468

AN ACT TO REPEAL CHAPTER FOUR HUNDRED AND FIFTY-SIX, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED AND TWENTY-NINE, AND TO DECREASE THE BOARD OF EDUCATION OF GATES COUNTY FROM FIVE TO THREE MEMBERS.

The General Assembly of North Carolina do enact:

Section 1. That Chapter four hundred and fifty-six of the Public-Local Laws, one thousand nine hundred and twenty-nine, be and the same is hereby repealed.

Sec. 2. That from and after the expiration of the terms of office of the present Board of Education of Gates County the Board of Education of said county shall be composed of three instead of five members and at the next primary to be held in Gates County in one thousand nine hundred and thirty-two, and every two years thereafter, there shall be nominated three members of said Board of Education to be elected by the next General Assembly as the Board of Education to serve for a term as provided by law to begin on the first Monday in April, one thousand nine hundred and thirty-three.

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

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

Ratified this the 13th day of May, A.D., 1931.

CHAPTER 469

AN ACT TO RATIFY AND VALIDATE THE ACTION OF THE COUNTY COMMISSIONERS OF NASH COUNTY IN LEVYING CERTAIN TAXES IN NASH COUNTY.

The General Assembly of North Carolina do enact:

Whereas, the County Commissioners of Nash County have heretofore been levying a community tax in "The Castalia Community of Nash County" in pursuance of the provisions of Chapter one hundred and twenty-three of the Consolidated Statutes of North Carolina, which law was repealed by section three hundred and seventy-six, Chapter one hundred and thirty-six of the Public Laws of one thousand nine hundred and twenty-three; and

Whereas, said board, not being advertent to the repeal of said law, acted in good faith in the levying of said taxes.

Section 1. That the action of the County Commissioners of Nash County in levying a community tax in The Castalia Community of Nash County for the years one thousand nine hundred and twenty-three to one thousand nine hundred and thirty,
both inclusive, be and the same is hereby in all respects approved, ratified and validated.

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

Ratified this the 13th day of May, A.D., 1931.

CHAPTER 470

AN ACT TO PROVIDE FOR THE APPOINTMENT OF THE TRUSTEES OF THE TROY AND BISCOE SPECIAL CHARTER SCHOOL DISTRICTS BY THE BOARD OF EDUCATION OF MONTGOMERY COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Education of Montgomery County be and they are hereby authorized and empowered to appoint the trustees for the Troy and Biscoe Special Charter Schools Districts, five trustees for each district, whose terms shall begin on the first day of June, one thousand nine hundred and thirty-one, and be as follows: one for a term of two years, two for a term of four years, two for a term of six years.

At the expiration of the term of office of each of the trustees herein appointed his successor shall be appointed for a term of six years.

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

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

Ratified this the 14th day of May, A.D., 1931.

CHAPTER 471

AN ACT TO FURTHER THE ENFORCEMENT OF THE PROVISIONS OF THE NORTH CAROLINA GAME AND FISH LAWS AND THE GAME AND FISH LAWS OF BUNCOMBE AND HENDERSON COUNTIES.

The General Assembly of North Carolina do enact:

SECTION 1. All sheriffs, deputy sheriffs, police officers, forest wardens, park patrolmen, refuge keepers, constables, and all deputy game and fish wardens, duly appointed by the Department of Conservation and Development, receiving no fixed salary, are hereby made ex-officio deputy game and fish wardens, and it shall be their duty to aid in the enforcement of the North Carolina Game and Fish Laws and the Game and Fish Laws of Buncombe and Henderson Counties, if any. In addition to fees to which such ex-officio warden may be entitled
under the general law of this State, said ex-officio warden shall receive the sum of ten dollars in any case involving a violation of said laws, in which he secures the evidence upon which the conviction was obtained, which shall be assessed against the defendant and paid by such defendant as a part of the cost in case of conviction; if no conviction is procured, no fee shall be taxed against the defendant or the county or State.

Sec. 2. This act shall apply only to Buncombe, Henderson and Jackson Counties.

Sec. 3. All laws or parts of laws in conflict herewith are hereby repealed.

Sec. 4. This act shall take effect upon ratification.

Ratified this the 15th day of May, A.D., 1931.

CHAPTER 472
AN ACT TO REPEAL HOUSE BILL ONE THOUSAND THREE HUNDRED AND EIGHT, ENTITLED "AN ACT TO ESTABLISH GREENVILLE ELECTRIC SERVICE DISTRICT", RATIFIED APRIL TWENTY-NINTH, ONE THOUSAND NINE HUNDRED AND THIRTY-ONE.

The General Assembly of North Carolina do enact:

Section 1. That House Bill one thousand three hundred and eight, entitled "An Act to establish Greenville Electric Service District", ratified April twenty-ninth, nineteen hundred and thirty-one, be and the same is hereby repealed.

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

Ratified this the 15th day of May, A.D., 1931.

CHAPTER 473
AN ACT REGULATING THE OFFICE OF JUSTICES OF THE PEACE AND THE OFFICE OF CONSTABLE OF ASHEVILLE TOWNSHIP, BUNCOMBE COUNTY, NORTH CAROLINA.

The General Assembly of North Carolina do enact:

Section 1. That section six of House Bill Number Six Hundred Eighty-nine be stricken out and the following section substituted in lieu thereof:

"That the special deputy constable or constables appointed by the constable of Asheville Township shall execute a bond in a sum of one thousand dollars, said bond to be under the same terms and conditions as the bond now required of the constable of Asheville Township."

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

Ratified this the 15th day of May, A.D., 1931.
CHAPTER 474

AN ACT TO PERMIT THE COMMISSIONERS OF LEE COUNTY TO DISPOSE OF THE PROPERTY KNOWN AS THE COUNTY HOME.

The General Assembly of North Carolina do enact:

SECTION 1. In the event the Board of Commissioners of Lee County find it advisable to discontinue the operation of the County House and make other disposition of the poor of the county, the Board of Commissioners are permitted and authorized to sell and dispose of the property known as the County Home on such terms as they may deem best, and apply the proceeds upon the indebtedness of the county for said property, when the same may be so applied; and any surplus shall be turned into the general fund of the county for ordinary expenditure. Such sale, if made, shall be pursuant to an order or resolution of the Board of Commissioners, and the manner in which conveyance shall be made shall also be specified by resolution, and conveyance by the person or persons designated by official designation or otherwise in such resolution shall be sufficient to convey said title to the purchaser.

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

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

Ratified this the 16th day of May, A.D., 1931.

CHAPTER 475

AN ACT TO AMEND CHAPTER TWO HUNDRED NINeteen OF THE PRIVATE LAWS OF ONE THOUSAND NINE HUNDRED Twenty-THREE AMENDING CHAPTER Three HUNDRED Twenty-SEVEN OF THE PRIVATE LAWS OF ONE THOUSAND NINE HUNDRED Thirteen RELATING TO THE CHARTER OF THE TOWN OF HamLET.

The General Assembly of North Carolina do enact:

SECTION 1. That section one of Chapter two hundred and nineteen, Private Laws, one thousand nine hundred and twenty-three, relating to the Town of Hamlet, be and the same is hereby amended by striking out all of lines five, six, seven, and through the word "town" in line eight in said section and inserting in lieu thereof the following:

"SECTION 3. The elective officers of said town shall consist of a mayor and five commissioners, who shall be elected as
hereinafter specified. The appointive officers of said town shall consist of a chief of police and such other officers as, in the discretion of the governing body of said town, may be necessary for its proper operation, all of whom shall be appointed by and serve at the will of the governing body; and the governing body of said town may elect one person to hold any two or more appointive offices”.

SEC. 2. All laws and clauses of laws in conflict with the provisions of this act are hereby repealed.

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

Ratified this the 18th day of May, A.D., 1931.

CHAPTER 476

AN ACT AMENDING CHAPTER TWENTY-THREE OF THE PUBLIC-LOCAL LAWS OF THE EXTRA SESSION OF ONE THOUSAND NINE HUNDRED AND TWENTY-FOUR RELATING TO THE POLICE LAWS OF CURRITUCK COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. Amend section one of Chapter twenty-three of the Public-Local Laws of one thousand nine hundred and twenty-four by striking out in line six of said section the word “four” and inserting in lieu thereof the word “eight”.

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

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

Ratified this the 18th day of May, A.D., 1931.

CHAPTER 477

AN ACT TO REGULATE PUBLIC DRUNKENNESS IN HAYWOOD COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. If any person shall be found drunk or intoxicated on the public highway, or at any public place or meeting in Haywood County, he shall be guilty of a misdemeanor, and shall be fined or imprisoned at the discretion of the court.

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

Ratified this the 18th day of May, A.D., 1931.
CHAPTER 478
AN ACT TO REGULATE FEES OF JUSTICES OF PEACE OF PAMLICO COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That fees of Justices of the Peace of Pamlico County in criminal and civil actions and proceedings shall be the same as those fixed in section one, Chapter one hundred and ninety-two, Public-Local Laws of one thousand nine hundred and twenty-seven, now applicable to Justices of the Peace of Craven County.

SEC. 2. That all laws and clauses of laws in conflict with this act are hereby repealed in so far as same relate to Pamlico County.

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

Ratified this the 21st day of May, A.D., 1931.

CHAPTER 479
AN ACT TO EMPOWER DUPLIN COUNTY TO EXTEND AND PROTECT ITS COURTHOUSE SQUARE.

The General Assembly of North Carolina do enact:

SECTION 1. That Duplin County be and it is hereby authorized and empowered to increase and extend the area of its courthouse square in the Town of Kenansville, as its Board of Commissioners may determine, by acquiring title to lands adjoining or near said courthouse square, said lands to be acquired by purchase, or by exchange for lands owned by Duplin County, said exchange to be on such terms as to size, relative value and area of lots so exchanged as said board of commissioners may determine; and the said tract of land owned by Duplin County, and hereby authorized to be exchanged as aforesaid by said Duplin County is bounded and described as follows:

Beginning at a stake on the southern edge of cross street which runs eastward from the front of the said courthouse square, at north east corner of the old J. D. Southerland store lot, now owned by R. D. and E. J. Dail, on said street, and runs thence along the southern edge of said street south seventy east to its intersection with the western boundary of North Carolina State Highway Number Eleven, thence with the western boundary of said highway in a southerly direction to its intersection with North Carolina State Highway Number Twenty-four, thence with the last mentioned highway in a southwesterly direction as it curves to the southeast corner of A. J. Pickett's stable lot, thence along the eastern line of said lot north twenty east to the beginning, and the said Duplin County is hereby authorized and empowered to convey all or any part of
said tract of land by deed or deeds in fee simple in such size and shape of lots as may be determined, and to such persons as may be agreed upon in exchange for other lands adjoining or near said courthouse square, and all lands so purchased shall become a part of said courthouse square of Duplin County.

SEC. 2. That Duplin County is hereby authorized and empowered to exercise absolute control and authority over its said courthouse square in Town of Kenansville, and any lands purchased to extend the same hereunder, to locate and control such public passways as it may determine, on, over and across the same, and the said courthouse square and any addition thereto as hereafter acquired shall not be subject to the right of eminent domain by said Town of Kenansville for any purpose whatever.

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

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

Ratified this the 21st day of May, A.D., 1931.

CHAPTER 480

AN ACT TO AMEND CHAPTER SEVEN HUNDRED EIGHTY-TWO OF THE PUBLIC LAWS OF ONE THOUSAND NINE HUNDRED NINE, RELATIVE TO FIXING SALARIES FOR CERTAIN PUBLIC OFFICIALS IN PITTS COUNTY, AND THE CREATION OF A BOND SALARY FUND.

The General Assembly of North Carolina do enact:

SECTION 1. That section ten of Chapter seven hundred eighty-two of the Public Laws of one thousand nine hundred and nine be and the same is hereby repealed and the following substituted in lieu thereof:

"Sec. 10. That all moneys paid to the County Treasurer by virtue of this act shall be by him credited to the general county fund of the county, and that from said general fund the salaries of the officers and the costs of the official bonds of said officers shall be paid, and the Board of Commissioners of the County of Pitt are fully authorized, empowered and directed to include in the debt service the amount necessary for creating a sinking fund for the payment of the bridge bonds, and the interest thereon, and the bonds issued and known as the 'East Carolina Teacher's Training School Bonds', and the interest thereon, and to levy a sufficient amount of the payment thereof."

SEC. 2. That no part of this act shall be construed as affecting any part or parts of said Chapter seven hundred and
eighty-two, Public Laws, one thousand nine hundred and nine, or amendments thereto, fixing the salary or salaries of any officer for Pitt County.

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

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

Ratified this the 21st day of May, A.D., 1931.

CHAPTER 481
AN ACT RATIFYING APPROPRIATIONS MADE BY THE COMMISSIONERS OF ROBESON COUNTY FOR THE CURRENT FISCAL YEAR.

The General Assembly of North Carolina do enact:

SECTION 1. The action taken by the Board of Commissioners of Robeson County on July seventh, one thousand nine hundred and thirty, in approving the budget estimate for the current fiscal year is hereby ratified and confirmed. The said budget estimate shall be deemed and treated for all purposes as the appropriation resolution adopted pursuant to section eight of the Fiscal Control Act, and the amounts shown by said budget estimate to be necessary to be appropriated for various objects shall be deemed to have been duly appropriated for the said objects respectively.

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

Ratified this the 21st day of May, A.D., 1931.

CHAPTER 482
AN ACT TO REPEAL CHAPTER ONE HUNDRED AND SEVENTY-FOUR, PUBLIC-LOCAL LAWS ONE THOUSAND NINE HUNDRED AND TWENTY-FIVE, RELATING TO DISORDERLY CONDUCT IN ROBESON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter one hundred and seventy-four, Public-Local Laws one thousand nine hundred and twenty-five, be and the same is hereby repealed.

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

Ratified this the 25th day of May, A.D., 1931.
CHAPTER 483
AN ACT TO PROVIDE FURTHER CLERK HIRE FOR THE CLERK OF THE SUPERIOR COURT OF STOKES COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Clerk of the Superior Court of Stokes County is hereby authorized to employ or appoint a deputy or assistant clerk at a salary of not exceeding six hundred ($600.00) dollars per year to be paid from the public funds of Stokes County.

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

Ratified this the 25th day of May, A.D., 1931.

CHAPTER 484
AN ACT TO VALIDATE SERVICE OF CRAVEN COUNTY SUMMONSES BY THE CONSTABLE OF NUMBER EIGHT TOWNSHIP, CRAVEN COUNTY, NORTH CAROLINA, UNDER PUBLIC-LOCAL LAWS EXTRA SESSION ONE THOUSAND NINE HUNDRED TWENTY-ONE.

Whereas under provisions of Chapter one hundred forty-eight of Public-Local Laws of Extra Session one thousand nine hundred twenty-one, the Constable of Number Eight Township, Craven County, North Carolina, was authorized and empowered to serve all and any writs, processes and summonses issued by any of the Courts of said county; and whereas, since said time the said Constable of Number Eight Township, Craven County, North Carolina, has served from time to time summonses issued out of the Superior Court of said county; and whereas said summonses so served by said constable in many instances have been addressed only to the Sheriff of Craven County and the service may be held void: Now, therefore,

The General Assembly of North Carolina do enact:

SECTION 1. That the service of all such summonses heretofore made in the County of Craven, North Carolina, by the Constable of Number Eight Township since the enactment of Chapter one hundred forty-eight of the Public-Local Laws of Extra Session one thousand nine hundred twenty-one whether said summonses were addressed to the Sheriff of Craven County only or to said sheriff or any other lawful officers of said county, be and the same are hereby validated and made to the same effect as if said summonses had actually been addressed to the
said Constable of Number Eight Township, Craven County, North Carolina.

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

Sec. 3. This act to be in force after its ratification.

Ratified this the 27th day of May, A.D., 1931.

CHAPTER 485

AN ACT RELATIVE TO THE NOMINATION AND ELECTION OF THE COUNTY SUPERINTENDENT OF PUBLIC INSTRUCTION FOR IREDELL COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That in the year one thousand nine hundred and thirty-two, and biennially thereafter, at the party primaries or conventions, at the same time and in the same manner as that in which other county officers are nominated, there shall be nominated a candidate of each political party for the position of Superintendent of Public Instruction for Iredell County to take the place of the Superintendent of Public Instruction for said county whose term next expires. That the names of the persons so nominated in such primary shall be duly certified by the Chairman of the County Board of Elections within ten days after their nomination is duly declared by said County Board of Elections to the County Board of Education and said County Board of Education shall elect one of the persons so certified as County Superintendent of Public Instruction for said county and said election shall be held at the same time and in the same manner as is now, or may hereafter be, provided by law for the election of County Superintendents of Public Instruction for the various counties of the State.

Sec. 2. In case of a vacancy by death, resignation, or otherwise, in the office of County Superintendent of Public Instruction for Iredell County, such vacancy shall be filled by the County Board of Education; but fifteen days notice shall be given by publishing a notice in some newspaper published in Iredell County of the time and place when said vacancy will be filled and the election of a successor to fill such vacancy shall be held between the hours of 9:00 A. M. and 5:00 P. M. at the time and place fixed by said Board for filling such vacancy.

Sec. 3. That except as herein changed and modified, all provisions of the general law of this State relating to the duties and obligations of Superintendents of Public Instruction of the various counties of the State, shall apply to the County Superintendent of Public Instruction of Iredell County.
CHAPTER 486
AN ACT WITH REFERENCE TO THE APPOINTMENT AND CLASSIFICATION OF DEPUTIES IN THE OFFICE OF THE CLERK OF THE RECORDER'S COURT OF DURHAM COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. The clerk of the Recorder's Court of Durham County is hereby authorized and empowered to appoint the assistant Clerk of the Recorder's Court of Durham County and the several deputies in said office as now provided by law.

SECTION 2. The clerical assistant now working in said office is hereby authorized and empowered to act as a deputy clerk in the said office of the Clerk of the Recorder's Court of Durham County, in case of an emergency, after taking and subscribing to the proper oath, provided there shall be no increase in the salaries now being received by the deputies and assistants in the office of the said Clerk of the Recorder's Court of Durham County.

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

SECTION 4. This act shall be in full force and effect from and after its ratification.

Ratified this the 27th day of May, A.D., 1931.

CHAPTER 487
AN ACT TO AUTHORIZE THE BOARD OF COUNTY COMMISSIONERS OF GASTON COUNTY TO GRANT TO THE STATE HIGHWAY COMMISSION THE RIGHT TO THE USE AND ENJOYMENT OF CERTAIN LANDS AND PREMISES BELONGING TO GASTON COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners of Gaston County be and they are hereby authorized to grant to the State Highway Commission, upon such terms and conditions as shall be agreed upon between the said State Highway Commission and the Board of County Commissioners of Gaston County, the use and enjoyment, for such period of time as the State Highway Commission shall desire to use the same for the...
CHAPTER 487—488—489

AN ACT TO REPEAL HOUSE BILL NUMBER THREE HUNDRED FORTY-FIVE, RATIFIED APRIL TWENTY-FIFTH, ONE THOUSAND NINE HUNDRED THIRTY-ONE, ENTITLED "AN ACT TO FIX CERTAIN FEES OF SHERIFF AND OTHER OFFICERS AUTHORIZED TO SERVE PROCESS IN JOHNSTON COUNTY."

The General Assembly of North Carolina do enact:

Section 1. That House Bill Number Three Hundred and Forty-five, ratified April twenty-five, one thousand nine hundred and thirty-one, entitled "An act to fix certain fees of sheriff and other officers authorized to serve process in Johnston County", be and the same is hereby repealed.

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

Ratified this the 27th day of May, A.D., 1931.

CHAPTER 488

AN ACT TO AMEND CHAPTER TWO HUNDRED FIFTY-TWO, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED TWENTY-FIVE, RELATING TO COMMISSION ALLOWED SHERIFF OF AVERY COUNTY FOR COLLECTING TAXES.

The General Assembly of North Carolina do enact:

Section 1. That Chapter two hundred and fifty-two, Public-Local Laws of one thousand nine hundred and twenty-five, be amended by striking out in line six the words "three per cent
of all taxes collected”, and inserting in lieu thereof the words “three per cent on the first fifty thousand dollars ($50,000.00) and five per cent on the excess thereof of all taxes collected.”

SEC. 2. That this act shall be in full force and effect from and after October one, one thousand nine hundred and thirty-one.

Ratified this the 27th day of May, A.D., 1931.

CHAPTER 490

AN ACT TO REPEAL CHAPTER NINETY-ONE, PUBLIC-LOCAL LAWS, ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN, RELATING TO THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF ASHE.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter ninety-one, Public-Local Laws, one thousand nine hundred and twenty-seven, be and the same is hereby repealed.

SEC. 2. That this act shall not be construed to affect the present Board of County Commissioners of Ashe County nor the validity of their official acts done and performed prior to the first Monday in December, one thousand nine hundred and thirty-two; but it shall be so construed as to require the election of one member to the Board of County Commissioners for said county, consisting of three members, for a term of two years, at the general election of one thousand nine hundred and thirty-two; two members shall be elected at the general election of one thousand nine hundred and thirty-four, for a term of two years, and three members shall be elected at the general election of one thousand nine hundred and thirty-six for a term of two years, and it shall be so construed as to require the election of a Board of County Commissioners for Ashe County consisting of three members, for a term of two years, at the general election of one thousand nine hundred and thirty-six, and each biennium thereafter.

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

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

Ratified this the 27th day of May, A.D., 1931.
CHAPTER 491

AN ACT TO AUTHORIZE THE BOARD OF COMMISSIONERS OF HARNETT COUNTY TO PLACE THE SHERIFF AND ALL OF HIS DEPUTIES ON A SALARY BASIS.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Commissioners of Harnett County be and they are hereby authorized to place the compensation of the Sheriff of said county and each of his deputies on a salary basis solely instead of on salary and commission as now provided by law.

SEC. 2. That in the event the Board of Commissioners shall place this act in effect they shall provide for the same by a suitable resolution passed at any regular session of said board held on the first Monday of any month, notice of which the sheriff of the county shall have, and the same shall go into effect upon such date as the Board of Commissioners in said resolution may provide, not earlier than the first day of the next succeeding month.

SEC. 3. The sheriff shall receive as full compensation for his services as sheriff an annual salary of twenty-seven hundred dollars ($2,700.00) to be paid in equal monthly installments; and the sheriff with the approval of the Board of Commissioners shall appoint not less than four deputy sheriffs, one of whom with the approval of the Board of Commissioners, shall be designated as, and perform the duties of jailor of said county; but nothing shall prevent the jailor performing his duties as deputy sheriff; that in the event the Board of Commissioners refuse to approve the selection of the deputy sheriffs or jailor so made by said sheriff then it shall be the duty of the sheriff to nominate another or others until such approval on the part of the Board of Commissioners shall be had.

SEC. 4. That each deputy sheriff shall receive an annual salary of eighteen hundred dollars ($1,800.00) payable in equal monthly installments as full compensation, provided the deputy sheriff designated as jailor may receive the additional compensation hereinafter provided for.

SEC. 5. The salaries herein provided for shall include all services performed by the sheriff, his deputies and jailor within the County of Harnett except the telephone, telegraph and office supplies including postage of the sheriff’s office; that when the sheriff or his deputies are traveling on official business out of the County of Harnett they shall receive actual traveling expenses not exceeding five dollars ($5.00) per day for hotel and cafe expenses; such accounts to be audited and approved by the Board of Commissioners.
SEC. 6. That the sheriff and his deputies shall collect all fees now allowed by law in advance and shall account for and pay the same over to the county accountant, making reports thereof under oath as provided for in Chapter six hundred eighty-four Public-Local Laws one thousand nine hundred fifteen; said sheriff and each of his deputies shall perform all the duties with reference to accounting and the payment of fees to the county, or its accountant and be under the same pains and penalties as provided for in said Act, being Chapter Number Six Hundred Eighty-four Public-Local Laws one thousand nine hundred fifteen, except as modified by this Act.

SEC. 7. The duties of the sheriff and his deputies, in addition to the duties specifically designated by law and in addition to the duties of sheriffs and deputy sheriffs usually performed by virtue of their office, shall include the conveyance of prisoners to and from the jail in said county and the aged and infirm persons to or from the county home when so ordered by the Superintendent of Welfare, and shall convey prisoners to the road camp so long as said road camp is situated in the County of Harnett.

SEC. 8. The deputy sheriff designated as jailor together with the sheriff shall have complete charge of the county jail; and the deputy sheriff so designated as jailor in addition to the salary hereinbefore provided for shall receive such compensation for the board of prisoners and other necessary expenses including medical supplies and clothing as the Board of Commissioners by contract may designate; such contract may or may not in the discretion of the Board of Commissioners provide for the board of the jailor and his family.

SEC. 9. That the sheriff and each of his deputies subpoenaed as a witness in any criminal cause in the Courts of Harnett County shall prove his attendance, collect his witness fees and mileage and account for the same with the county accountant, except that the said sheriff or his deputies shall not collect any witness fees in criminal causes in which the county shall have been adjudged to pay the same.

SEC. 10. The Sheriff or the Board of Commissioners may discharge any deputy sheriff at will in which event another or others may be appointed as herein provided.

SEC. 11. The Sheriff and his deputies shall give such official bond as now designated by law; in addition thereto shall give bond payable to the State of North Carolina for the payment of all fees which have come into his hands or in the hands of his deputies by virtue of office to the county accountant and to faithfully account for the same as provided by law; the premium on said bond to be paid by the County of Harnett.
Sec. 12. All laws and clauses of laws in conflict with this act be and the same are hereby repealed.
Sec. 13. This act shall be in effect from and after its ratification.
Ratified this 27th day of May, A.D. 1931.

CHAPTER 492
AN ACT TO PERMIT FISHING WITH TROT LINES, FOR ALL KINDS OF FISH EXCEPT GAME FISH, IN THE FRENCH BROAD RIVER IN MADISON COUNTY, AFTER HAVING PROCURED A FISHING LICENSE FOR THE SEASON.

The General Assembly of North Carolina do enact:

SECTION 1. That it shall be lawful for residents of Madison County to fish in the French Broad River during the fishing season, as designated by the Board of Conservation and Development, with trot lines, throw lines; but all persons so fishing shall have first procured a fishing license as is, or may hereafter be, provided by law.

Sec. 2. That it shall be unlawful for any person to take, with trot lines, throw lines or baskets, any game fish from the waters of the French Broad River in Madison County.

Sec. 3. That this act shall be in force and effect from and after its ratification and shall apply to Madison County only.
Ratified this the 27th day of May, A.D. 1931.

CHAPTER 493
AN ACT AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS OF LENOIR COUNTY IN THEIR DISCRETION, TO PRO RATE SECURITIES HELD BY IT SO AS TO INCLUDE IN SUCH SECURED AMOUNTS, NOT EXCEEDING TWO THOUSAND DOLLARS, HELD BY THE CLERK OF THE SUPERIOR COURT OF LENOIR COUNTY AS SUCH CLERK AND RECEIVER.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners of Lenoir County are hereby authorized, in their discretion, to include as protected by securities held by the county of Lenoir under a written contract from any bank in Lenoir County, the sum of not exceeding two thousand dollars held by the Clerk
of Superior Court of Lenoir County, as such Clerk and Receiver and placed on deposit in Lenoir County banks; Provided, however, that the inclusion of such money so held by the said Clerk and receiver as secured under the written contract between the county and any bank shall not adversely affect the interests of said bank or the receiver or liquidating agent of such bank.

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

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

Ratified this the 27th day of May, A.D. 1931.

CHAPTER 494

AN ACT TO PERMIT THE SHERIFF OF WAKE COUNTY TO APPOINT A SPECIAL DEPUTY AT LAKE MYRA IN MARK’S CREEK TOWNSHIP.

The General Assembly of North Carolina do enact:

SECTION 1. That section one (1) of Chapter two hundred and seventy (270) Public-Local Laws one thousand nine hundred and twenty-nine (1929) be and the same is hereby amended by adding at the end thereof the following:

“The Sheriff of Wake County is hereby authorized and empowered to appoint one or more special deputies at Lake Myra in Mark’s Creek Township without compensation from the county.”

SEC. 2. Said special deputies shall have all the authority of police officers in incorporated towns in the enforcement of good order and keeping of the peace and the execution of any and all criminal laws upon the premises of said Lake Myra. If he should arrest any offender without warrant, he shall take him immediately before some Justice of the Peace of the Township that the matter may be inquired of. In the execution of all such criminal process, he shall be entitled to the same fees as the Sheriff of the County is entitled in the execution of similar papers, said fees to be taxed in the Bill of Costs by any court having final jurisdiction of the criminal process. His authority as such police officer, except in immediate pursuit of the offender, shall be confined to Lake Myra and one mile immediately about said Lake Myra.

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

Ratified this the 27th day of May, A.D. 1931.
CHAPTER 495

AN ACT TO AUTHORIZE THE BOARD OF COMMISSIONERS OF WILSON COUNTY TO LEVY A SPECIAL TAX FOR THE PURPOSE OF SECURING, CARING FOR AND WORKING COUNTY PRISONERS.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of Commissioners of Wilson County, for the purpose of securing, caring for, supervising and working such prisoners or convicts as are or may be under the control and supervision of said Board of Commissioners, are hereby authorized to levy an annual tax of not to exceed two cents on the one hundred dollars of valuation of all taxable property in said county in addition to any tax now authorized to be levied in said county.

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

Ratified this the 27th day of May, A.D. 1931.

CHAPTER 496

AN ACT TO PROVIDE FOR PAYMENT BY THE BOARD OF COUNTY COMMISSIONERS OF ROWAN COUNTY TO THE TOWNS OF ROCKWELL AND GRANITE QUARRY, NORTH CAROLINA, CERTAIN SUMS OF MONEY ADVANCED IN THE CONSTRUCTION OF STATE HIGHWAY NUMBER EIGHTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the Board of County Commissioners of Rowan County be, and it is hereby authorized, in its discretion, to pay to the town of Rockwell, Rowan County, North Carolina, out of any money due the county by the State Highway Commission on April first, one thousand nine hundred thirty-one, a sum not in excess of eighteen thousand dollars ($18,000.00) for money expended by the town of Rockwell in the construction of State Highway Number Eighty going through said town; and the said Board of County Commissioners are likewise authorized, in its discretion under the same conditions, to pay to the town of Granite Quarry, North Carolina, a sum not in excess of seven hundred dollars ($700.00) for money expended in the construction of State Highway Number Eighty; and the said Board of County Commissioners are likewise authorized, in its discretion, to pay to the city of Salisbury, North Carolina, a sum not in excess of six thousand eight hundred and thirty-four dollars and seventy-five cents ($6,834.75) for money expended by said city in the construction of State Highway Number Eighty.
SEC. 2. No payment shall be made under the provisions of this act from any funds allocated to Rowan County by the State Highway Commission for the construction of Highway Number One Hundred Fifty from Salisbury to Mooresville, nor shall the payment herein provided for interfere in any manner with the construction and payment therefor of said Highway Number one Hundred Fifty.

SEC. 3. The provisions of this act are not intended to create or establish any indebtedness against Rowan County, but simply to authorize Rowan County, in its discretion, to pay said funds out of any amount owing Rowan County by the State Highway Commission on April first, one thousand nine hundred thirty-one.

SEC. 4. This act shall be in full force and effect from and after its ratification.

Ratified this the 27th day of May, A.D., 1931.

CHAPTER 497

AN ACT TO AMEND CHAPTER THREE HUNDRED TWENTY-TWO PUBLIC-LOCAL LAWS ONE THOUSAND NINE HUNDRED TWENTY-NINE, RELATING TO THE FINANCES OF DUPLIN COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That Chapter Three Hundred Twenty-Two of the Public-Local Laws of One Thousand Nine Hundred Twenty-Nine be and the same is hereby amended by adding a new section after Section One to be known as Section One and one-half (1½) to read as follows:

"That the funds heretofore transferred under the provisions of Section One may in the discretion of the Board of Commissioners of Duplin County be placed in a revolving fund to be used for any purposes designated by said Board of Commissioners."

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

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

Ratified this the 27th day of May, A.D., 1931.
STATE OF NORTH CAROLINA,
Office of Secretary of State.
Raleigh, May 28, 1931.

I, J. A. Hartness, Secretary of State of the State of North Carolina, hereby certify that the foregoing (manuscript) are true copies of the original acts on file in this office.

[Signature]

Secretary of State.
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