

THE WILMINGTON POST.

WILMINGTON, N. C., JULY 4, 1899.

WILMINGTON MARKET.

WILMINGTON, N. C., July 3, 1899. SPIRITS TURPENTINE - Sales of 15 casks of Spirits Turpentine at 84 cents...

WHOLESALE PRICES.

Table listing various commodities and their prices, including BEEF CATTLE, HERRING, FLOUR, and various oils.

LATE NEWS.

There is yellow fever at Fort Monroe. Swiss emigrants are arriving in North Carolina. Goldboro' has had a grand velocipede tournament.

OFFICIAL.

Public Laws of North Carolina.

[Passed at the Session of 1888-'89.]

[No. 145.] [Concluded.]

FORMS OF PROCEEDING BEFORE A JUSTICE OF THE PEACE FOR THE SUMMARY EJECTMENT OF A TENANT HOLDING OVER.

[No. 1.]

OATH OF PLAINTIFF.

North Carolina, ... Co.

A. B. Plaintiff, Summary proceedings in

C. D. Defendant, ejectment.

The plaintiff maketh oath that the defendant entered into the possession of a piece of land in said county (describe the land) as a lessee of the plaintiff for a term of years...

The plaintiff claims ... dollars for rent of the premises from the ... day of ... 188...

The plaintiff claims ... dollars for rent of the premises from the ... day of ... 188...

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Subscribed and sworn to before me

[No. 10.]

EXECUTION ON A JUDGMENT FOR THE PLAINTIFF.

A. B. Plaintiff, Beaufort County.

C. D. Defendant.

State of North Carolina to any lawful officer of said county...

You are hereby commanded to remove C. D. from and to put A. B. in the possession of a certain piece of land...

Witness my hand and seal, this ... day of ... 188...

[No. 11.]

SUPERSEDES OF EXECUTION.

The State of North Carolina to any officer having an execution in favor of A. B., plaintiff, against defendant, in a summary proceeding in ejectment, signed by a Justice of the Peace.

The defendant having given bond to me, as required by law, on his appeal to the superior court of ... county, in the above-entitled case, and immediately return the same to me, with a statement of his action under it.

Witness my hand and seal, this ... day of ... 188...

[No. 12.]

CERTIFICATE OF JUSTICE ON RETURN OF THE APPEAL TO THE SUPERIOR COURT.

The annexed are the original oaths, summons and other papers, and a copy of a summary proceeding in ejectment, A. B. plaintiff, vs. C. D., defendant.

COSTS IN THE CAUSE.

(Here state all the costs, to whom paid or due, and by whom.)

All the papers must be attached.

Return the 10th day of April, A. D. 1899.

[No. 13.]

AN ACT RELATING TO SPECIAL PROCEEDURE IN CASES OF MILLS.

[Passed April 6th, 1899.]

The General Assembly of North Carolina do enact:

CHAPTER—

PROCEDURE IN SPECIAL PROCEEDINGS RELATING TO MILLS.

Section 1. How persons wishing to build a water mill to proceed.

Any person wishing to build a water mill, who has land on one side of a stream, shall issue a summons returnable to the Superior Court of the County in which the land sought to be condemned, or some part of it, lies, against the persons in possession and the owners of the land on the opposite of the stream, and against such others as are required to be made defendants by the Code of Civil Procedure...

Section 2. Duty of Commissioner.

The third Commissioner shall cause the others to be notified of the time and place of meeting, and shall preside at their meetings; they may, if necessary, summon and examine witnesses, who shall be sworn by the presiding Commissioner...

Section 3. Third Commissioner to notify meeting.

The third Commissioner shall cause the others to be notified of the time and place of meeting, and shall preside at their meetings; they may, if necessary, summon and examine witnesses...

Section 4. Duty of Commissioner.

The Commissioner shall be sworn by some officer qualified to administer an oath, to act impartially between the parties, and to perform the duties hereinafter imposed on them...

Section 5. What their report to contain.

The report of the commissioners shall set forth the location, quantities and values of the several areas laid off by them.

Section 6. When mill shall not be allowed.

If the owner of the land of either party take away houses, gardens, orchards or other immediate conveniences; or if the mill proposed will overflow another mill, or will create a nuisance in the neighborhood...

Section 7. Power of Court on return of report.

If the report be in favor of building the proposed mill, and be confirmed by the Court, the court may, in its discretion, allow either the plaintiff or defendant to set aside a mill at the place proposed, and shall order the costs, and the value of the opposite area, to be paid by the party to whom such leave shall be granted...

Section 8. Duty of persons to whom leave is granted.

The person to whom leave shall be granted shall, within one year, begin to build such mill, and shall finish the same within three years; such shall be kept up for the use and case of the mill, and the person to whom such leave shall be granted shall be liable to the person from whom it was taken, or to such other person as shall have his right, unless the time for finishing the mill for reasons approved by the Court, be enlarged...

Section 9. Time to build or repair water mill.

If any water mill belonging to any person, not being of age, a married woman, or of unsound mind, or imprisoned, be let fall, but, or otherwise destroyed, such person and his heirs shall have three years to rebuild and repair the same, and any person under any disability aforesaid, shall have three years from the removal of the disability...

Section 10. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 11. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 12. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 13. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 14. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 15. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 16. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 17. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 18. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 19. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 20. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 21. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 22. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 23. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 24. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 25. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 26. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 27. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 28. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 29. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 30. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 31. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Section 32. Remedy for person injured by the erection of a mill.

Any person claiming himself injured by the erection of any gristmill, or mill for other useful purposes, may issue his summons returnable to the Superior Court of the County in which the damaged land is situated, against the persons required to be made defendant by the Code of Civil Procedure...

Supert where modified by the provisions of this chapter.

Section 11. Court to appoint Commissioners.

It is the duty of the court, on the hearing of the case, to appoint three commissioners; shall be appointed as provided in section two of this chapter; they shall be subject to the provisions contained in section three of this chapter, and shall serve as provided in section four of this chapter.

Section 12. Duty of Commissioners.

The said commissioners shall view the premises alleged to be damaged by the mill, and shall be attended by the plaintiff and the defendant, or by their attorneys, and shall inquire, with any damage which has been sustained by the plaintiff by reason of the matters complained of, and shall report in writing to the court, and the issues made in the report may be excepted to, and the issues made upon the exceptions, whether of fact or law, shall be tried as other like issues are directed to be.

Section 13. Parties to be notified of meeting of Commissioners.

The parties in all the cases provided for in this chapter, shall be notified as is prescribed in this section, at least ten days before the meeting of the commissioners, of the time and place of meeting.

Section 14. When yearly damages as high as twenty dollars.

In all cases where the final judgment of the court shall assess the yearly damage of the plaintiff as high as twenty dollars, no thing in this chapter contained shall be construed to prevent the plaintiff, if he desires, from calling for a jury, and in such case the final judgment of the court shall be subject to the appeal of the plaintiff.

Section 15. If judgment against plaintiff, if for plaintiff.

If the final judgment of the court shall be that the plaintiff is liable for damages, he shall pay the costs of his proceeding; but if the final judgment shall be in favor of the plaintiff, he shall be entitled to recover the costs of his proceeding, and all other costs, provided that the damage adjudged do not amount to five dollars, the plaintiff shall recover no more costs than damages, and if the amount of the damages is more than five dollars, the plaintiff may recover the costs of his proceeding, and all other costs, provided that the damage adjudged do not amount to five dollars, the plaintiff shall recover no more costs than damages, and if the amount of the damages is more than five dollars, the plaintiff may recover the costs of his proceeding, and all other costs, provided that the damage adjudged do not amount to five dollars, the plaintiff shall recover no more costs than damages, and if the amount of the damages is more than five dollars, the plaintiff may recover the 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