

TITLES, SUMMARIES OF LAWS ENACTED

(Continued from page two)

additional jurors from other counties instead of removal of cases to other counties for trial.

Amend Ch. 113, Sec. 2, P. L., 1921, relating to fees of Justices of Peace. Naming State Highway bridge across Neuse River near Kinston, La-Roque Bridge.

Prohibit the unauthorized practice of law in N. C., preventing practice of any but licensed lawyers, except students of law schools for pauper cases.

Labor

Limiting hours of work of women in industry to 55 hours a week.

Amend Sec. 5033 C.S. and Ch. 251 P.L. 1927, regarding employment of children under 16 years of age.

Prevent employment of persons under 18 years of age in mills, factories, canneries, workshops or manufacturing establishments at night.

Amend Ch. 6 P.L.L. 1915 so defendant may have two preemprory challenges and the State one in criminal trials.

Amend Ch. 272 P.L. 1929, relative to fees of duplicate certificates of title.

Amend Ch. 61, P.L., 1923, C.S. 3366 (h) relating to certain defective probates.

Amend Sec. 431 C.S. being a part of the code of civil procedure relating to limitation of actions.

Amend Sec. 3, Subsec (f) Ch. 136 P.L. 1927, so as to provide for operating two or more bus lines over certain intersecting highways.

Repeal Ch. 339 P.L. 1929 relating to separate specifications for certain contract work on public buildings.

Providing for repeal and reenactment of uniform weights and measures and providing penalties for violation thereof (P.L. 1927 Ch. 261).

Repeal Sec 4774 C.S. 1919 and provide a substitute therefor.

Repeal Sec. 672 C.S. concerning time for return of execution.

Lien

Amend Sec. 2357 and 2481 C.S. so as to protect the rights of tenants, lessees and croppers and merchants making advances under the Agricultural Lien Law.

Providing for lien of finishers, bleachers and others to secure charges for work, labor and materials in respect to certain goods.

Local Government

Amend Ch. 91 P.L. 1927, designated as "an act to provide improved methods of county government," so as to provide increased duties and powers of county government advisory commission (Local Government Commission).

Create and establish a Local Government Commission, Director of Local Government and prescribe powers and duties of such commission and director.

Restrict the authority of counties in the rate of taxes to be levied.

Amend Ch. 201 P.L. 1929, requiring county officials to make contracts for auditing and to standardize book-keeping systems so as to include officials of cities and towns and special charter districts.

Permitting municipalities and counties to provide for making bonds and notes become due before maturity.

Empower and direct municipalities to apply sinking funds to the purchase of their own bonds whenever such purchase may be effected and to require proper investment of sinking funds.

Authorize the various counties of the State and road districts to use any surplus funds and to sell and dispose of camp sites and supplies.

Motor Vehicles

Promote safe driving on highways and to enforce collection of judgments against irresponsible drivers of motor vehicles.

Amend Ch. 148 P.L. 1927 requiring all motor vehicles (limited to trucks) traveling the highways to be equipped with red reflectors.

Providing alternative methods of giving notice of legal proceedings against a non-resident motor vehicle tortfeasor.

Amend Ch. 258 P.L. 1929 with respect to registration of automobiles of non-residents and to provide for the enforcement of reciprocity relations with other states.

Relating to evidence in civil actions arising out of motor vehicle accidents.

To fix mileage charge to the State or any subdivision thereof, by employees or officers of the same, who use publicly or privately owned motor vehicles in transporting themselves at the expense of the State or any subdivision thereof at six cents a mile.

Requiring owners of motor vehicles in certain counties to list and pay delinquent ad valorem tax on motor vehicle prior to securing a State motor vehicle license and provide for listing all other delinquent personal property.

Amend Sec. 165 Ch 345, P.L. 1929, relating to motor vehicles for hire.

Amend and reenact Secs. 34, 36, 38, and 41, Ch. 148, P.L. 1927, being uniform act regulating the operation of

vehicles on the highways, so as to conform with sec. 36 (e) Ch. 136, P.L. 1927, known as the Bus Law, further amended by Ch. 148 P.L. 1927, and by S.B. 536 of 1931.

To validate certain notes of counties.

Amend Ch. 87 P.L. 1925 relating to professional nursing.

Validate official acts performed between April 1 and April 24, 1931, by justices of the peace appointed in the omnibus bill ratified April 24, 1931.

Appoint members of boards of education of respective counties of N. C., fix their terms of office and limit compensation at State expense, "Omnibus bill."

Relating to commutations of sentences of prisoners in State's prison and in county jails and county convict camps of several counties of State, allowing time for Sunday work.

Prohibit the sale of hypnotic drugs in N. C.

Creating State Board of Examiners of Plumbing and Heating Contractors, and to license persons engaged in such business.

Repeal Ch. 339 P.L. 1929, relating to separate specifications for certain contract work on public buildings.

Amend Ch. 48 P.L. 1927, and fix a definite term for members of N. C. Park Commission and to provide for appointment of their successors and prescribe certain other duties and acts to be performed with reference to said park commission.

Requiring public officials receiving public money to keep same separate from own funds.

Establish a director of personnel and to prescribe and define his duties and powers.

Provide for a closer check of pension rolls by register of deeds and clerk of superior court in each county of State.

Place names of certain Confederate soldiers and widows on pension list.

Amend Sec. 240 C.S. relating to rights of receivers.

Authorizing joint rates and through routes of operating railroads with carriers by water and for other purposes.

Repeal Sec. 672 C.S. concerning time for return of execution.

Validating sales of real estate made by administrators of deceased persons in good faith to obtain assets to pay debts of the estate.

Resolutions

Informing the Governor of readiness to proceed; to receive Governor's message; notify Governor of organization of General Assembly; requiring Secretary of State to supply General Assembly with journals and public and private statutes; to print Governor's message; inviting Governor to address General Assembly on two occasions; on 49th anniversary of Governor Gardner; requesting Governor to report on activities of committee for relief of unemployment.

Resolution providing for celebration of sesqui-centennial of Battle of Guilford Courthouse; appointing commission to attend sesqui-centennial celebration of Yorktown, Va., Oct. 16-19, 1931; permitting N. C. Society Daughters of American Revolution to place a memorial in the Capitol.

Resolution requesting Congress to rebate 20 per cent of commodity tax collected from N. C.; to pass an act authorizing payment of World War Veterans; to pass an act prohibiting sale of butter-yellow oleomargarine without regard to tax and prohibiting the furtherance of the ruling on palm oil; requesting N. C. Senators and representatives in Congress to secure enactment of some measure to delay foreclosure of liens by Federal Land Banks; requesting secretary of the navy to send the Cruiser Raleigh to Southport Harbor.

Resolutions of deaths of Nicholas Longworth, Dr. Edwin A. Alderman, Gallatin Roberts of Asheville, Samuel M. Gattis, Hillsboro; Luther P. Tapp, Kinston; John H. Dillard, Cherokee, a committee to attend his funeral and to pay salary to his widow; mother of Rep. C. L. Brady, Bladen County; father of David H. Willis, Craven County.

Resolutions on addresses of Hon. Alfred E. Smith, Hon. Harry Flood Byrd and Mark Sullivan before General Assembly.

Providing for commission to consider and submit to 1933 General Assembly proposed amendments to constitution of State or new draft of the Constitution; commission to study and report to next session recommendations on high school text books.

Providing for impounding and delivery of ballot boxes to Senate Subcommittee investigating Bailey-Pritchard senatorial election in N. C., Nov. 30, 1930.

Paying expenses of J. C. Pinnix and L. F. Amburn in Yadkin County Election contest; to pay expenses of various committees to visit institutions; inviting printers to establish tubercular sanatorium and home in N. C.; on distribution of copies of "Local Government Act"; investigate marketing of poultry by division of markets; for meeting of N. C. and S. C. representatives, to consider operation of interstate motor vehicles; requesting farmers to reduce tobacco acreage, and other of minor interest.

Roads

Amend Ch. 2, P.L. 1921 and amend-

atory and additional act, relating to the State Highway System and Public Roads of the State and provide for maintenance thereof and amendments.

Fixing a limit, not in excess of 10 per cent, in cutting of salaries of public school teachers.

Provide for competitive bidding on all contracts for building and repairs of permanent improvements at the several institutions of the State.

Permit investment of State Sinking Funds in bonds of any county, city, town or school district within the State.

Amend Ch. 218 P.L. 1929 to make State Highway Patrol Act conform to new State Road Law, ratified Mar. 20, 1931.

Validate certain sales of land for taxes and certificates issued in pursuance thereof.

Amend Ch. 148 Sec. 17 P. L. 1927, to provide for mechanical or electrical signal devices in addition to hand signals.

Repeal Sec. 4774 and provide for a substitute, relative to soft drinks.

Amend Ch. 36 P.L. 1927, amending Sec. 7667 C. S. Relative to distribution of Supreme Court Reports and other public laws and documents.

Making it unlawful to fraudulently obtain credit at a hospital or sanatorium.

Denying non-residents the privilege of taking shrimp in waters of N. C. and regulating the taking of shrimp by residents.

Schools

Amend Sec. 5758 C.S. regarding compulsory school attendance.

Make effective Constitutional provision for State maintenance of six months school term (MacLean Law).

Promote standardization of transportation of school children.

Authorize issuance of bonds in certain cases by special charter school districts.

Provide for rental of textbooks to patrons of public schools of State.

Assure payment and disbursement in full of the appropriation for support of 6 months school term and to provide for issuance of general fund notes of the State for balancing the revenues and disbursements and in anticipation of taxes.

Consolidating the University of N. C., N. C. State College of A. and E., and the N. C. College for Women, into the University of North Carolina.

Provide for study by Tax Commission of the question of listing and as-

sessing property for taxation.

Provide tuition in State's educational institutions for any child drawing compensation from the U. S. Government on account of the death or disability of its father.

Promoting economy and efficiency in operation of the schools of the State by providing for a uniform adoption of high school textbooks.

Making it unlawful to place perch traps in waters of certain streams and fixing the size of mesh to be used in other than perch traps.

Amend C. S. by adding Sec. 5126-a, requiring all checks given by tobacco warehouses for purchase of leaf tobacco to be made payable to order.

Amend Sec. 1 Ch. 63 P.L. 1921, relating to investment of trust funds. Prescribing manner of protecting and investing money placed in trust with clerks of superior court.

Taxes

Restricting the authority of counties in the rate of taxes to be levied hereafter.

Amend Sec. 480 C.S. extending time for issuing alias or pluries summons in tax suits.

Amend Sec. 8014 C.S. in reference to the manner of advertisement of tax sales.

To postpone and defer the sale of land for delinquent taxes in 1931 to November 1.

Amend Sec. 5531 C.S. relating to method of abolishing special tax in special tax districts.

Authorize partial payment plan for taxes in certain counties.

Providing for ex-soldiers of World War and families and beneficiaries under any government insurance or adjusted compensation certificate to obtain from the Bureau of Vital Statistics death and birth certificates without cost.

Amend Sec. 16 C.S. relative to right of a qualifying executor under a will duly probated, solely to discharge the duties of said executorship where one or more executors appointed in said will renounce or refuse to qualify.

Amend Ch. 261—Repeal and reenactment of uniform weights and measures law and providing penalties for violation thereof.

Amend Ch. 120 P.L. 1929, the Workmen's Compensation Law, to enable counties and other units to exempt themselves from this provision.

Provide for the regulation of Workmen's Compensation Insurance rates.

Providing for investigation of coasts, ports and waterways of N. C.

Amend Sec. 2775 (s) C.S. relating to zoning of certain properties.

Interesting Chapters in W. N. C. History BREVARD-DAVIDSON RIVER CHURCH OLD PRESBYTERIAN INSTITUTION

By
(JUDGE ROBERT L. GASH)

1866-1875—Davidson River Church U. S. A. (Northern)

In the last chapter we told of the re-organization of the two branches of the church, one Southern and one Northern.

The Northern branch, not contesting with the Southern branch for the old church building, met and organized at residence of G. W. Kitchen in June 1866.

For some years, the Northern church endeavored to maintain a "Concord Presbytery," made up of the organizations that adhered to the General Assembly of the Northern church. In this organization, Rev. John C. Stewart was treasurer, and Rev. John C. Carson was a Missionary, laboring in the mountain sections. Mr. Carson supplied the church from time to time. During 1866, 1867 and 1868, the records reported the meetings as held at the residence of G. W. Kitchen. In 1869, we first find the record of the meetings held at the church and in that year Concord Presbytery met in the Davidson River church. (It is of interest to note that it was the same year that the Concord Presbytery of the Southern church met in old Davidson River church, at which the overture was sent up to Synod to form Mecklenburg Presbytery). From this, I gather that the church building was finished, or nearly enough finished to be used by the Spring of 1869.

A number of the members of the old church united with the organization. The record also tells of meetings held at Cane Creek. From 1866 to 1872 the church was supplied at various times by J. C. Carson, J. C. Stewart and T. Penland. In 1871 and 1872 the church was regularly supplied by Mr. Carson, under commission from the Domestic Home Mission Board.

In 1872, the church called Rev. T. Penland, as pastor, he to preach once a month, and his pay to be \$60.00 per year, by subscription. In 1874 he was re-employed. In 1875, he was again employed, to be paid by subscription, but the record omits to state the amount of his pay.

The final record of the session of this organization was made August 21st 1875, when the session elected W. W. Anderson as delegate to presbytery, to meet at Reem Creek church.

The sessional records show they had been submitted to and approved by Presbytery at meetings at Davidson River, and at Biddle University, Charlotte.

It is interesting to speculate on whether the admission to membership of negroes at Cane Creek, during reconstruction days by Mr. Stewart and Mr. Carson and the meeting of Presbytery at a negro school had anything to do with the disintegration of this mountain church.

The church building stood near the head of Glade Creek, near the residence of G. W. Kitchen (now, 1931, the residence of R. L. Capps). Sometime in the late seventies or early eighties, the church was dissolved, or went out of existence. Some of the members returned to the Southern Branch of the church, some died, and some went to other demonstrations. About this time the building was turned over to the authorities of the Southern Church. In the early eighties, Rev. W. H. Davis, pastor of the Davidson River Church U. S. (Southern) held Sunday afternoon meetings there. The writer, as a lad, often attended these meetings. During the nineties under the pastorate of Rev. J. L. Wicker, the building was torn down and re-erected on Boylston Creek, at Preston, where it stood for many years.

This early attempt on the part of the Northern Church to keep up its work in Western North Carolina, so far as Transylvania County was concerned, was a failure. Other branches of the work around Asheville were kept alive, and some couple of decades later, took added life and strength, resulting, among other things, in the establishment of the Asheville Normal and Collegiate Institute, and the Asheville Farm School.

Future chapters will carry on the story of the Davidson River Church, as a part of the Southern Church.

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