

The Daily Sentinel.

VOL. IV.

RALEIGH, N. C., WEDNESDAY EVENING, JULY 21, 1869

NO. 290.

The Daily Sentinel.

JOSIAH TURNER, JR., EDITOR.

AN ACT ENTITLED "AN ACT CONCERNING TOWNSHIPS."

(Passed April 16, 1869.)

SECTION I. The General Assembly of North Carolina do enact, That the Districts reported by the Commissioners of the following Counties of the State to the present session of the General Assembly, are hereby approved, and said Districts, in obedience to Article seven, sections three and four of the Constitution, to wit: Craven, Granville, Halifax, New Hanover, Charlotte, Union, Cumberland, Davidson, Duplin, Edgecombe, Franklin, Guilford, Iredell, Johnston, Mecklenburg, Northampton, Orange, Randolph, Rockingham, Rowan, Warren, Wayne, Alamance, Alexander, Alleghany, Anson, Ashe, Beaufort, Bertie, Bladen, Brunswick, Buncombe, Burke, Cabarrus, Caldwell, Caswell, Carteret, Catawba, Clay, Cleveland, Columbus, Currituck, Davie, Forsyth, Gaston, Greene, Harnett, Henderson, Haywood, Hertford, Hyde, Jones, Lenoir, Lincoln, Madison, Martin, McDowell, Mitchell, Montgomery, Moore, Nash, Onslow, Pasquotank, Perquimans, Person, Richland, Rutherford, Sampson, Stanly, Surry, Transylvania, Tyrrell, Union, Washington, Wilkes, Wilson, Yancey, and Caswell, shall have corporate powers and shall be known as Townships by the boundaries and by the name respectively designated in said reports; but the said districts may be altered or divided, or new Townships may be erected, by the County Commissioners in the manner specified in subdivision fifteen, section eight of an act in the General Assembly, entitled "An act concerning the government of Counties," and ratified the fourteenth day of August, A.D. 1861, eighteen hundred and sixty-one.

Sect. 2. All acts of proceedings by or against a Township, in its corporate capacity, shall be in the name of the Board of Trustees of the Township.

Sect. 3. The Board of Trustees of each Township shall consist of a Clerk and two Justices of the Peace, except as otherwise provided in this act in respect to Justices of the Peace, in those Townships in which Cities and Towns are situated.

Sect. 4. In every Township in which any City or Towns situated, or which may consist of a City or Town, the number of Justices of the Peace to be elected shall be two more than the number of Wards in such City or Town, or in case such City or Town is not divided into Wards, then one additional Justice for each five hundred inhabitants, or if there are less than five hundred inhabitants, one additional Justice; but for the purpose of obtaining the number of inhabitants in any such City or Town, the corporate authorities shall have power to take a census thereof.

Sect. 5. The first election for Township Boards of Trustees, shall be held on the first Tuesday in August, eighteen hundred and sixty-one.

Sect. 6. Such election shall be held in all respects under the rules and regulations now prescribed by law, at such place in each Township as the County Commissioners may designate, and the return thereof shall be made to the Board of Commissioners of each County, who shall declare the result of said election, and within five days thereof shall notify the persons receiving the majority of votes in each Township, of their election.

Sect. 7. The persons who are elected at such election shall appear, within five days after service of notice, before the County Commissioners and qualify by taking and subscribing an oath of office, which oath shall be filed with the Clerk of the Board of Commissioners.

Sect. 8. The Board of Commissioners is authorized to decide in all cases of contested election, subject to appeal to the Superior Court of the County.

Sect. 9. The persons chosen at the first election under this act, shall continue in their office till the first Thursday in August, eighteen hundred and seventy-one, and until their successors shall have qualified, when the regular election for said officers shall be held every two years thereafter.

Sect. 10. At the time and the manner authorized by this act for the election of Township Boards of Trustees, there shall be held an election for one Constable in each Township, who shall give bond and security in such reasonable sum as the Board of Trustees may deem sufficient, to be not less than five hundred dollars, nor more than two thousand dollars, and take the oath of office as now prescribed by law.

Sect. 11. The Board of Trustees shall have power to purchase and hold for the use of the Township, such real estate as they may deem necessary, not to exceed one acre, and to erect thereon a Township house, which shall be as near central in location as may be, and for the purpose of buying such property and erecting such building, they are authorized, if they deem it expedient, to lay and collect a tax upon all the property in the Township, with the approval of a majority of the qualified voters of the Township, to be given at an election to be held for that purpose, under the directions of such Trustees.

Sect. 12. The Board shall have power to appoint its own meetings, and to adjourn from time to time.

Sect. 13. A majority of the Trustees shall constitute a quorum.

Sect. 14. The Board of Trustees shall have authority, within their respective Townships, to lay out, after, repair, or disseminate highways to establish and settle ferries, to build and keep up bridges, subject to subdivision charges, certain lights, of the before-mentioned acts concerning the government of counties, to lay off or disseminate cartways, to appoint officers of highways, to allow and contract for the building of toll bridges, and to license the erection of gates across highways. This authority shall be exercised under the laws, regulations, restrictions and penalties, in all respects, prescribed and imposed in chapter one hundred and one of the Revised Code, upon the junctions of the late County Courts. The Clerk of the Board shall receive the dues therein enjoined upon the Clerk of the late County Court; and the Township Constable shall perform the duties imposed in said chapter on the Revised Code.

Sect. 15. In all cases of the exercise of authority under the preceding section, there may be an appeal by either party, from the decision of the Township Board of Trustees to the Board of Commissioners of the County, whose decision in the case shall be final; and on every appeal, the Clerk of the Board of Trustees shall transmit to the Commissioners all the papers in the case,

and the parties shall be allowed to be heard before the Commissioners do so.

Sect. 16. The Township Board of Trustees shall assess the taxable property in their Township, and make return to the County Commissioners for revision, as may be prescribed by law.

Sect. 17. The Board of Trustees of each Township shall make out a written report, upon the condition of the roads and bridges in their respective Townships, to the County Commissioners, at least ten days before regular terms of the Superior Courts of the County.

Sect. 18. The Board of Trustees shall audit all accounts against the Township, as directed in section ten of the act concerning the government of Counties; shall shall cause semi annual publications of all accounts, so audited, to be posted at the Township house, or other place of meeting, if there be no Township house, and three other public places in the Township.

Sect. 19. The Board of Trustees shall have power to lay and collect all taxes which may be required to defray the necessary expenses of the Township, and the Township Constable shall collect all taxes laid and said taxes.

Sect. 20. The Clerk of the Board of Trustees shall record all the proceedings of the Board, in a book to be provided for that purpose, and keep all its papers and hold them open to the examination of all persons, except on the Sabbath; discharge all moneys belonging to the Township, under the order of the Board, taking proper vouchers therefor, and making quarterly returns to the Board, if required, of all his receipts and disbursements.

Sect. 21. Each Justice of the Peace, who is a member of the Board, shall receive two dollars per diem for each day's attendance upon the meetings of the Board; and the Clerk shall receive the same per diem, with such additional compensation for his duties as Clerk as the Board may allow.

Sect. 22. The Commissioners of any county not included in this act, shall have power to designate their present elected precincts, as Townships, &c. &c. and assign purposes, until a proper survey is made, and a report of the same is made to this body.

Sect. 23. All laws in conflict with the provisions of this act are repealed, and this act shall have force from the day of its ratification.

Ratified the 12th day of April, A. D. 1869.

J. W. HOLDEN,
Speaker House of Representatives.

TOD R. CALDWELL,
President of the Senate.

STATE OF NORTH CAROLINA,
OFFICE SECRETARY OF STATE,
Raleigh, April 22d, 1869.

I, Henry J. Menninger, Secretary of State, hereby certify that the foregoing is a true copy of the original act on file in this office:

HENRY J. MENNINGER,
Secretary of State.

STATE OF NORTH CAROLINA,
OFFICE SECRETARY OF STATE,
Raleigh, April 22d, 1869.

I, Henry J. Menninger, Secretary of State, hereby certify that the foregoing is a true copy of the original act on file in this office:

HENRY J. MENNINGER,
Secretary of State.

WHOLESALE & RETAIL GROCERS.

LARD, BACON.

In barrel, 50, 25, 10, 5 and 3 packages.

3,000 lbs. Bacon.

3,000 lbs. Sausages.

3,000 lbs. Breakfast Bacon, (bacon cured.)

For sale by DOUGLAS BELL.

SOUP & SUGARS.

Crushed "A," "E. G.," "G." and B. B. Sugars.

at June 15-16.

G. T. STRONACH,
Commissioner Merchant.

STATE OF NORTH CAROLINA,
CHATHAM COUNTY,

In the Superior Court, May 9th, 1869.

Weley Moyer and wife, and others

vs. Alice McEvoy and Ann M. Moyer.

For further information apply to P. J. WHAY.

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