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New Constitution

ARTICLE III.  
JUDICIAL DEPARTMENT.

Section 1. The judicial power shall be vested in the Supreme Court and in the Superior Courts of the several counties. The Justices of the Supreme Court shall be elected by the people of the State at large for terms of four years, and shall hold office until the next election. The Justices of the Superior Court shall be elected by the people of the State at large for terms of four years, and shall hold office until the next election.

Section 2. The Governor shall have the power to grant reprieves and pardons, except in cases where the punishment is death. He shall also have the power to grant commutations of punishment. He shall also have the power to suspend the execution of any law until the next session of the General Assembly, and to extend the time for the trial of any case.

Section 3. The Governor shall have the power to remove any Justice of the Supreme Court or any Justice of the Superior Court for misbehavior. He shall also have the power to remove any Judge of the Superior Court for misbehavior. He shall also have the power to remove any Clerk of the Superior Court for misbehavior.

Section 4. The Governor shall have the power to grant reprieves and pardons, except in cases where the punishment is death. He shall also have the power to grant commutations of punishment. He shall also have the power to suspend the execution of any law until the next session of the General Assembly, and to extend the time for the trial of any case.

Section 5. The Governor shall have the power to grant reprieves and pardons, except in cases where the punishment is death. He shall also have the power to grant commutations of punishment. He shall also have the power to suspend the execution of any law until the next session of the General Assembly, and to extend the time for the trial of any case.

Section 6. The Governor shall have the power to grant reprieves and pardons, except in cases where the punishment is death. He shall also have the power to grant commutations of punishment. He shall also have the power to suspend the execution of any law until the next session of the General Assembly, and to extend the time for the trial of any case.

Section 7. The Governor shall have the power to grant reprieves and pardons, except in cases where the punishment is death. He shall also have the power to grant commutations of punishment. He shall also have the power to suspend the execution of any law until the next session of the General Assembly, and to extend the time for the trial of any case.

Section 8. The Governor shall have the power to grant reprieves and pardons, except in cases where the punishment is death. He shall also have the power to grant commutations of punishment. He shall also have the power to suspend the execution of any law until the next session of the General Assembly, and to extend the time for the trial of any case.

Section 9. The Governor shall have the power to grant reprieves and pardons, except in cases where the punishment is death. He shall also have the power to grant commutations of punishment. He shall also have the power to suspend the execution of any law until the next session of the General Assembly, and to extend the time for the trial of any case.

AN ACT

IN RELATION TO THE POWERS AND DUTIES OF CLERKS OF SUPERIOR COURTS.

SECTION 1. That as this act will be incorporated in the general act respecting the practice and procedure of the courts, required to be reported to the General Assembly at its present session, by the commissioners appointed for that purpose, it will be printed in that general act and not elsewhere among the acts of this General Assembly, unless otherwise hereafter directed.

SECTION 2. The Secretary of State is required to have the third section of this act, and that portion relating to the Superior Court Clerks, printed at least weekly in four papers published in this State, and the sum necessary for that purpose, is hereby appropriated from any moneys in the Treasury not otherwise appropriated.

SECTION 3. The terms of the several Superior Courts of this State shall begin in each year at the times hereinafter stated, and shall continue to be held for two weeks (Sundays and legal holidays excepted), unless the business shall be sooner disposed of.

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SECTION 9. The terms of the several Superior Courts of this State shall begin in each year at the times hereinafter stated, and shall continue to be held for two weeks (Sundays and legal holidays excepted), unless the business shall be sooner disposed of.

Wilkes, fourth Monday after third Monday in March and September.  
Caldwell, sixth Monday after third Monday in March and September.  
Burk, eighth Monday after third Monday in March and September.  
McDowell, tenth Monday after third Monday in March and September.

ELEVENTH JUDICIAL DISTRICT.  
Alleghany county, the first Monday in April and September.  
Ash, third Monday in April and September.  
Watauga, second Monday after third Monday in April and September.  
Mitchell, fourth Monday after third Monday in April and September.

Twelfth JUDICIAL DISTRICT.  
Clay county, the first Monday in April and September.  
Cherokee, third Monday in April and September.  
Macon, second Monday after third Monday in April and September.  
Jackson, fourth Monday after third Monday in April and September.

SECTION 1. At the first meeting of the county commissioners of each county after the election or appointment of any Clerk of a Superior Court, it shall be the duty of the Clerk of such county to deliver to such commissioners a bond, with sufficient sureties, to be approved by them, and is now required by law, payable to the State of North Carolina, and with a condition to be void if he should pay any moneys and effects which have or may come into his hands by virtue of his office, and shall diligently preserve and take care of all books, records, papers and property which have come or may come into his possession, by virtue of his office, and shall in all things faithfully perform the duties of his office as they are or hereafter may be prescribed by law.

SECTION 2. The approval of said bonds by the commissioners, or a majority of them, shall be recorded by their clerk, any commissioner dissenting may cause his dissent to be entered on record. Any commissioner approving a bond which he knows or believes to be insufficient, shall personally be liable as if he was a surety thereto. If any commissioner dissents from the approval of any such bond, he shall be liable as if he were a surety thereto, and shall be liable for the same as if he were a surety thereto.

SECTION 3. Every clerk of the Superior Court, before entering on the duties of his office, shall take and subscribe before some officer authorized by law to administer an oath, the oath prescribed by law, and file the same with the Register of Deeds for the county. The clerk shall also give and receive the oaths of office of the Justices of the Superior Court, and shall file the same with the Register of Deeds for the county.

SECTION 4. In case any clerk shall fail to give bond and qualify as above directed, the chairman of the county commissioners of such county shall immediately inform the Justices of the Superior Court thereof, who shall thereupon declare the office vacant, and fill the same, and the appointee shall give bond and qualify as above directed.

SECTION 5. He shall have an office in the courthouse, or other place provided by the county commissioners, in the county town of his county. He shall be allowed a salary of \$2,000 per annum, payable in advance, and he shall be allowed a commission on the fees received by him, to be ascertained at the end of each year.

SECTION 6. Immediately after he shall have given bond and qualified as aforesaid, he shall receive from the late Clerk of the County and Clerk of the Superior Court, all the records, books, papers, money and property of the county, and he shall be responsible for the same, and if any such records, books, papers, money or property shall be lost, he shall be liable for the same, and he shall be liable for the same as if he were a surety thereto.

SECTION 7. He shall keep in bound volumes a complete and faithful record of all his official acts, and give copies thereof to all persons applying therefor, on payment of the legal fees. He shall also keep in bound volumes a complete and faithful record of all his official acts, and give copies thereof to all persons applying therefor, on payment of the legal fees.

SECTION 8. The clerk shall keep the following books: 1. A docket of all writs of summons and other original process issued by him, or returned to his office. 2. A docket of all writs of execution and other process issued by him, or returned to his office. 3. A docket of all writs of attachment and other process issued by him, or returned to his office.

REPUBLICAN

Job Printing Office

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