

# Sylvan Valley News

Our County—Its Progress and Prosperity the First Duty of a Local Paper.

J. J. MINER, Manager.

BREVARD, TRANSYLVANIA COUNTY, N. C., FRIDAY, MAY 17, 1907

VOL. XII—NO. 20

Transylvania Lodge No. 143,



**Knights of Pythias**

Regular convention every Tuesday night in Masonic Hall. Visiting Knights are cordially invited to attend.  
T. W. WHITMIRE C. C.

**Brevard Telephone Exchange.**

HOURS:  
Daily—7 a. m. to 10 p. m.  
Sunday—8 to 10 a. m., 4 to 6 p. m.  
Central Office—McMinn Block.

**Professional Cards.**

**W. B. DUCKWORTH,**  
ATTORNEY-AT-LAW.  
Rooms 1 and 2, Pickelsimer Building.

**ZACHARY & BREESE**  
ATTORNEYS-AT-LAW  
Offices in McMinn Block, Brevard, N. C.

**CASH & GALLOWAY,**  
LAWYERS.  
Will practice in all the courts.  
Rooms 9 and 10, McMinn Block.

**D. L. ENGLISH**  
LAWYER  
Rooms 11 and 12 McMinn Block,  
BREVARD, N. C.

**Miscellaneous.**

**THOMAS A. ALLEN, Jr.,**  
DENTIST.

(Bailey Block.)

HENDERSONVILLE, N. C.

A beautiful gold crown for \$4.00 and up.

Plates of all kind at reasonable prices.

All work guaranteed; satisfaction or no pay.

Teeth extracted without pain.

Will be glad to have you call and inspect my offices, work and prices.

**The Æthelwold**

Brevard's New Hotel—Modern Ap-

pointments—Open all the year

The patronage of the traveling public as well as summer tourists is solicited.

Opp. Court House, Brevard, N. C.

**HOTEL BREVARD.**

Cor. Main and Caldwell Sts.

**BREVARD, N. C.**

Remodeled and newly furnished.

Under management of experienced hotel caterer. Central location, wide

verandas, livery connected. The

Best at reasonable rates. Write for particulars.

R-I-P-A-N-S Tablets

Doctors find

A good prescription

For mankind

The 5-cent packet is enough for usual occasions. The family bottle (60 cents) contains a supply for a year. All druggists sell them.

**H. G. BAILEY, C. E.**

**CORRECT SURVEYS MADE**

Maps, Plots and Profiles

Plotted.

Only the finest adjusted instruments used. Absolute accuracy.

P. O. Brevard, N. C.

## AN ACT

To Provide for the Working of the Public Roads of Transylvania County.

The General Assembly of North Carolina do enact:

SECTION 1.—That the Board of County Commissioners of Transylvania county, shall, in order to provide for the proper working and amending the public roads of said county of Transylvania, at their regular meeting in June, 1907, and at each regular annual meeting thereafter, and it is hereby made their duty to levy a special tax on all property subject to taxation in said county under the state law of not less than ten cents nor greater than twenty cents on the hundred dollars worth of property, and not less than thirty cents nor greater than sixty cents on the poll, the constitutional equation to be observed at all times: Said taxes to be collected as all other taxes are, to be kept separate in the tax books of the county, to be set aside as a special road fund, and to be used by the township from which such taxes were collected in the maintenance, improvement and amending the public roads, culverts and bridges of said township: Provided, the sheriff or tax collector, collecting the said taxes, shall only retain three percentum of the amount collected of the said fund for collecting and paying the same over to the overseers of the various townships from which said tax was collected upon order of the board of supervisors of said township: Provided further, that if the citizens of any township so desire they shall have the right at each general election for members of the general assembly to elect a tax collector for said township, whose duty it shall be to collect the taxes above provided for in this act and disburse the same according to the provisions of this act as hereinafter set out, said township tax collector not to receive the said tax list until he shall have executed a bond in the sum of at least double the amount of taxes to be collected by him, conditioned for the faithful collection and paying over all the taxes contained in the said list and any discoveries that may be charged to him. Said bond to be approved by the board of supervisors of said township and also by the chairman of the board of county commissioners, which bond shall then be filed for safe keeping with the register of deeds of Transylvania county, said tax collector not to receive over three per centum for collecting and paying over the said funds.

Sec. 2.—That all able bodied male citizens of Transylvania county between the ages of eighteen and forty-five years, except ministers of the gospel, and residents of incorporated towns, shall work on the public roads of the said county for six days of nine hours each in each and every year, at such time and place and in such manner as may be designated by the road overseer of the township in which said person may reside: Provided, that the said township overseer shall give to each person in his township who is subject to road duty, at least three days notice by personal warning or by leaving a written or printed notice at the home or residence of such person, specifying in such notice the time and place, when and where, such work as is to be performed, and also designating in such notice the tool or implement with which such person shall be required to work: Provided further, that in case of washouts, or other

unexpected obstructions to travel, the three days notice shall not be necessary and any person liable to road duty in the township in which such obstructions to travel may occur, shall, upon being properly summoned by the said township overseer of roads, respond to such summons with reasonable promptness, but the time put in by any road hand in cases of emergency on account of the obstructions to travel caused by freshets, washouts, or other unforeseen obstructions, shall not be counted as against the six days liability to road duty provided for in this section, but in no event can one person be required to work on the public roads more than ten days in any one year: Provided further, that any person may in lieu of working six days on the public roads pay to the overseer of his township on or before the first day of May in each and every year three dollars in advance for the succeeding year, or may on or before the first day of May, August, November and February of each year pay to the said overseer one dollar and twenty-five cents quarterly in advance, or may at the time he is summoned and before the time at which he was summoned to work, pay to the said overseer the sum of one dollar for each day for which he has been summoned to work, but the foregoing payments shall not relieve such person from such road duty as may be necessary on account of floods, storms or other unforeseen obstructions to the public travel: Provided further, that any person physically unable to work on the public roads, may be exempted therefrom by order of the board of county commissioners.

Sec. 3.—That the board of supervisors of each and every township of Transylvania county shall meet at some place in their respective townships, to be designated by them, on Saturday before the first Monday in April, July, October and January of each and every year for the purpose of transacting such road duties as is provided for in this act, and for such meeting each member of the board, who shall so meet, shall be entitled to one dollar per diem for such time as may be necessary to transact the business that may come before said board concerning the public roads of their townships, said amount to be paid out of the public road fund of their respective townships.

Sec. 4.—That it shall be the duty of the said board of supervisors of each township at their regular meeting on Saturday before the first Monday in April in each and every year to elect a road overseer for their respective townships for the ensuing year and prescribe the amount of bond which the said overseer shall give, conditioned for the faithful performance of his duties as road overseer for said township, and for the faithful collecting and paying over all moneys which by the provisions of this act he shall be required to collect and pay out, and for the faithful working of the hands of said township who may be placed under his charge by the provisions of this act, or by the order of the board of supervisors. The amount of said bond shall in no event be less than double the amount of funds which the said overseer may collect or be placed in charge of: Provided, however, that if the voters of any township

shall decide to elect a township tax collector, said tax collector shall, by virtue of his office, be the road overseer for said township.

Sec. 5.—At the regular meeting of the supervisors on Saturday before the first Monday in April, the said board shall divide up their respective townships into road districts, designating each district by number and clearly specifying the territory to be contained in each district, giving the name of each person subject to road duty in each of said districts, to be spread upon a book to be kept by them and designated as the road docket for said township.

Sec. 6.—That it shall be the duty of the said overseer to take charge of, look after and maintain all of the public roads in the township for which he is elected overseer, and all such roads as may be hereafter established as public roads in his said township. He shall summon the various hands allotted to the various districts by the board of supervisors, and shall work the said hands in the various districts to which they have been assigned for at least six days in each and every year beginning with the first day of April of each year, and shall put in such extra work as may become necessary on account of obstructions to travel, caused by storms, floods or other unforeseen causes. He shall also hire hands, and also plows, scrapes or teams, and purchase such lumber and timber as may be necessary to keep up the public roads and bridges in his said township with such money as may be paid to him by the various road hands and such money as may be turned over to him by order of the board of supervisors: Provided, the said overseer shall not receive for his compensation more than two dollars per day when working five hands or more, and not more than one dollar per day when working less than five hands, but in no event shall said road overseer receive compensation as overseer when working less than three hands, and said overseer shall be paid such amount for summoning said road hands as may be allowed by the board of supervisors of his township, and said overseer shall in no case expend on the public roads of his township more money in any one year than is collected for said township for that year.

Sec. 7.—That the overseers of the various townships of Transylvania county shall meet with the board of county commissioners of Transylvania county and advise with them as to what tools shall be needed for working the roads of the various townships, and it shall be the duty of the board of county commissioners to order or buy said tools, in bulk and deliver to each township or the overseer thereof the tools that it was decided said township should receive, said tools to be paid for out of the public road funds of said township.

Sec. 8.—That all compensation the said supervisors and the overseers of the various townships shall be entitled to receive for their services shall be paid to them only after an order shall have been made by the said board of supervisors, and the same entered upon the minutes of said board by the clerk or secretary thereof.

Sec. 9.—That the said overseer shall keep a book designating the districts in his said township with the name of each hand allotted thereto, and shall mark opposite each hand's name the number of days worked by each hand and the dates such work was done, and the amounts paid by such hands,

when paid and for what year, quarter or day such amount was paid; said overseer shall keep in said book an itemized statement of all funds received by him for road purposes, to whom the same was paid, giving name of each person and the purpose for which the same was paid, and shall on Saturday before the first Monday in April, July, October and January in each year render to the board of supervisors of his township a verified statement of all his transactions and dealings as road overseer for the preceding quarter, said report shall show in detail all amounts received by the said overseer, from whom received, to whom paid and for what purpose, and shall also show which hands, if any, failed to work, and have failed to pay according to the provisions of this act. Said report shall be verified by the said overseer, and if approved by the board of supervisors shall be spread upon the minutes of the said board and kept by the secretary of the said board open for public inspection, and said overseer shall also make diligent inquiry as to what hands in his township are subject to road duty, and quarterly at the beginning of each quarter furnish the board of supervisors a list of same, and if the said overseer shall fail or refuse to make the report hereinbefore specified, or furnish the list of hands as herein provided for, ten days after written notice served on him by the secretary of the board of supervisors, he shall be guilty of a misdemeanor, and upon conviction shall be fined and imprisoned in the discretion of the court, and shall be further liable to a penalty in the sum of two hundred dollars, one half of which shall go to any person suing for the same.

Sec. 10.—That it shall be the duty of the board of supervisors to keep a close watch after the condition of the public roads of their respective townships, and to diligently supervise and inspect all the acts and workings of the overseers of their respective townships, requiring him to perform all the duties prescribed in the preceding section of this act, and shall through their chairman or secretary make full report of their proceedings and of the workings of the overseer of their respective townships to the board of county commissioners of Transylvania county on the first Monday in April, July, October and January of each and every year; said chairman or secretary shall receive as compensation for making said report, one dollar, and mileage of five cents per mile one way to the court house, said amount to be paid out of the township funds of said township, and if the said chairman or secretary shall fail to file said report with the commissioners at the time hereinbefore designated, or the board of supervisors shall fail to perform of any the duties imposed upon them by this act, they shall each be guilty of a misdemeanor, and upon conviction shall be fined and imprisoned in the discretion of the court, and said supervisors shall be liable for all damage that may be caused on account of their failure to keep the public roads in their townships in good condition.

Sec. 11.—That if any person liable to road duty under the provisions of this act, shall, after having been duly summoned, fail and refused to work on the public roads in the district to which he has been assigned by the board of supervisors, and shall have failed to pay for his time as hereinbefore provided, he shall be guilty of a mis-

Continued on page 8.