

II. *And be it further enacted*, That the Commissioners of said town shall have power to prescribe what streets shall be kept open and worked upon, and to fix fines and penalties upon the overseers and all other persons subject to work upon the streets, for neglect to work upon and keep them in good repair, the Commissioners themselves being subject to indictment in the same manner and under the like penalties with overseers of the public roads in the county.

III. *And be it further enacted*, That for the purpose of raising funds to be applied to objects of improvement and public utility in said town, the Commissioners are hereby empowered annually to lay taxes on the white and black polls, and on the valuation of the lots and improvements within the limits of said town, to such amount as may be deemed necessary; which taxes shall be collected and accounted for in the same manner as taxes have heretofore been collected and accounted for, in said town of Salisbury.

CHAP. LXXIX.

An act regulating the authority of the Commissioners of the town of Newbern, relative to the quarantine of vessels.

Be it enacted by the General Assembly of the state of North-Carolina, and it is hereby enacted by the authority of the same, That the powers heretofore vested in Commissioners of Navigation or Justices of the Peace relative to compelling vessels to perform quarantine, be henceforth, so far as regards the town of Newbern, vested in the Commissioners of said town.

CHAP. LXXX.

An act in addition to former acts passed for the government of the city of Raleigh.

Be it enacted by the General Assembly of the state of North-Carolina, and it is hereby enacted by the authority of the same, That if any citizen who shall hereafter be elected to serve as Intendant of Police, Commissioner, or assessor of said city of Raleigh, and shall decline the acceptance of such office, he shall forfeit the sum of ten dollars, which shall be recoverable by warrant before the Intendant of Police of said city, or before any Justice of the Peace for the County of Wake, and shall go to the city funds for the use of the city.

II. *Be it enacted*, That every citizen occupying any lot or part of a lot fronting on any street in the said city, in which footpaths have been or may be laid off by the Commissioners thereof, shall, at their own expence, improve and keep in good repair such footpath immediately in front of such lot, or part of a lot, or on failure to do so, the Commissioners of said city, shall cause such repairs to be made on such footpaths as they may deem necessary, and charge the expence thereof to the citizen or citizens who shall have neglected to repair the same; which may be recovered, and shall be applied in the same manner as is prescribed in the above section.

And for the better preservation and continuance of the water works of said city, which the inhabitants thereof have erected and established at great expence

III. *Be it enacted*, That if any person shall wantonly commit any damage to said works, either in the machinery, houses, reservoirs, pipes, or any other thing appertaining thereto, he shall be subject to a fine not exceeding

ten dollars, to go to the city funds, and to imprisonment not exceeding three months.

IV. *Be it further enacted;* That if at any time it shall be necessary for the Commissioners of the city to cut a ditch or ditches for the purpose of laying any pipe or pipes, or otherwise for the purpose of conveying water to or from said water works, through any lot or piece of ground, the property of any individual, who may consider himself thereby aggrieved, a jury shall be summoned to assess such damage in the same manner as is provided in cases where canals pass through the lands of individuals; and when such damage shall be thus assessed, the said Commissioners shall forthwith pay the amount of any such damage out of the city treasury. And whereas, the citizens of Raleigh have been at considerable expence in providing the city with a fire engine and other implements for the purpose of extinguishing any fire which may break out in said city.

V. *Be it further enacted,* That such citizens as may form themselves into a fire company, for the purpose of working said engine at any fire which may take place, and whenever they shall be called upon by the captain of said company to exercise said engine for the purpose of seeing that it be kept in good order, be exempted from military duty, (except in time of insurrection, invasion, or war,) and provided such company shall not exceed forty in number, and that they be subject to such rules and regulations as may be adopted by the commissioners of the city, or said fire company; and provided they produce from the captain of said company a certificate of their enrolment, and of their having faithfully performed their duty therein, since the period of their enrolment.

CHAP. LXXXI.

An act to authorize the Smoky Mountain Turnpike Company to extend their Turnpike Road from the line of Tennessee to the mouth of Soco creek, in Haywood county.

WHEREAS a number of the citizens of the State of Tennessee and this State are desirous to form a company for the purpose of making a Turnpike Road from Sevierville, in the State of Tennessee, across the Smoky Mountain, to the mouth of Soco, in the county of Haywood, which Road will be of great convenience to the citizens of both States,

Be it therefore enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That the Smoky Mountain Turnpike Company, as incorporated by an act of the State of Tennessee, passed on the eighteenth day of November, one thousand eight hundred and twenty-one, entitled, "an act to incorporate the Smoky Mountain Turnpike Company, &c. and they are hereby authorized to extend, open and make the said road from where it strikes the dividing line between this State and Tennessee to the mouth of Soco creek, in the county of Haywood, under the same rules and restrictions as prescribed in the above recited act of the State of Tennessee.

CHAP. LXXXII.

An act to establish the Spring Grove Academy, in the county of Anson, and to appoint and incorporate the Trustees thereof.

Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same, That Thomas Threadgill, senr. George Dunlap, John Beard, Josiah Allen, William Ingram,