

Will. Parson
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Wm. A. Littlejohn
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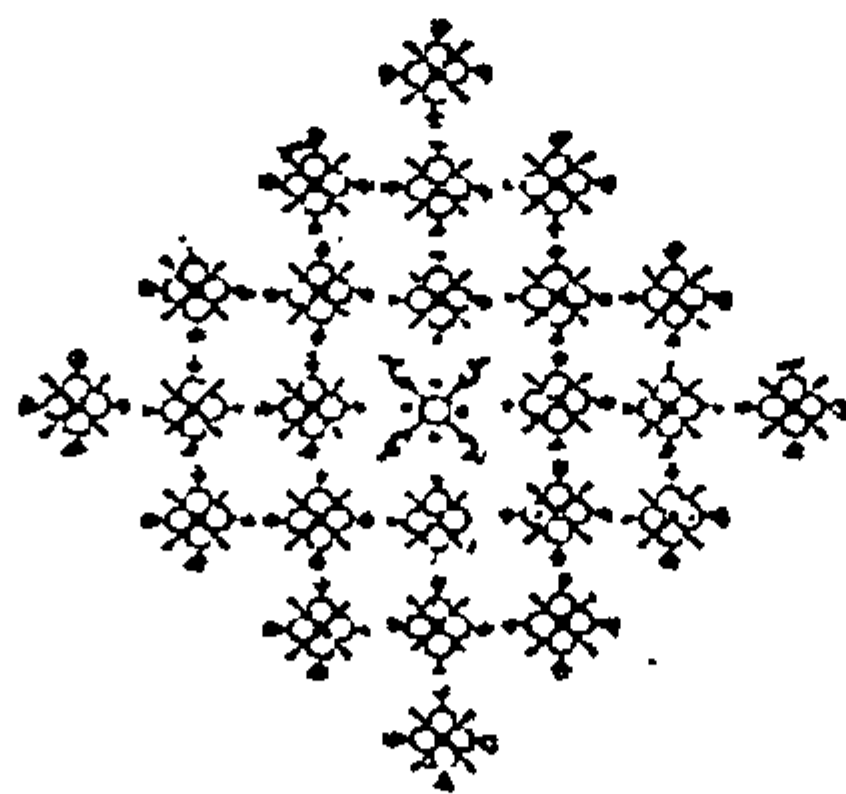
As B. of Minors

NORTH-CAROLINA.

PUBLISHED, ACCORDING TO ACT OF ASSEMBLY,

BY JAMES IREDELL,

NOW ONE OF THE ASSOCIATE JUSTICES OF THE SUPREME COURT OF THE UNITED STATES.

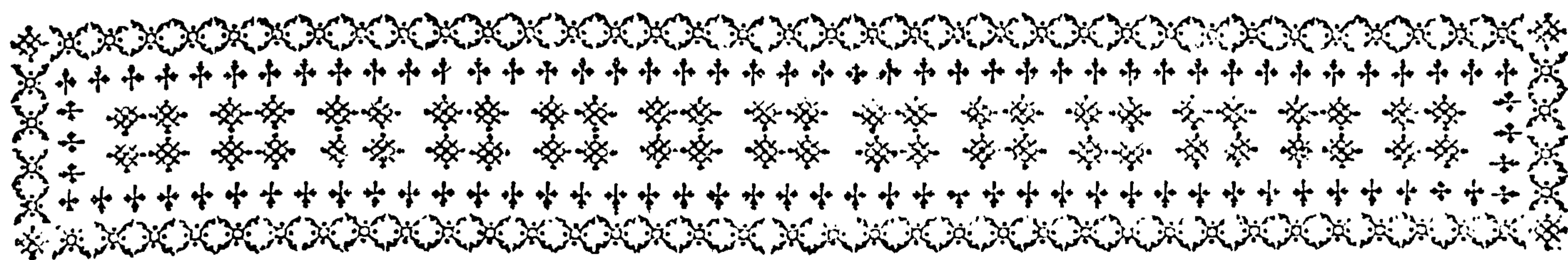


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NORTH-CAROLINA.

At a GENERAL ASSEMBLY, begun and held at Hillsborough, on the Nineteenth Day of April, in the Year of our Lord One Thousand Seven Hundred and Eighty-four, and in the Eighth Year of the Independence of the said State: Being the First Session of this Assembly.

ALEXANDER
MARTIN, Esq.
Governor.

C H A P. I.

An Act to amend an Act, entitled, An Act for ascertaining what Property in this State shall be deemed taxable Property, the Method of assessing the same, and collecting public Taxes.

See acts April
1782, c. 7. April
1783, c. 10. Oct.
1784, c. 2. Nov.
1786, c. 1.

I. 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 all Lands as described by the afore mentioned Act, Town Lots with their Improvements, all free Males and Servants twenty-one Years old or upwards, and all Slaves male and female between the Age of twelve and fifty Years, within this State, shall be subject to the Payment of public Taxes; and the public Taxes on such Property and Persons shall be assessed and proportioned as follows, *viz.* All Lands shall be liable to be taxed by the Quantity, and Freemen and male Servants twenty-one Years old and upwards, and Slaves male and female between the Age of twelve and fifty Years, shall be subject to a Poll-Tax.

Property deemed
taxable, and how
assessed.

II. AND be it further enacted by the Authority aforesaid, That the public Tax on each and every Poll shall be equal to the public Tax on three hundred Acres of Land, and Town Lots with their Improvements shall be valued as herein after directed.

Poll-Tax.

III. AND be it further enacted by the Authority aforesaid, That the Sheriff of each and every County shall within forty Days after the passing of this Act, summon the several Justices of the Peace within his respective County to attend at the Court-House, or usual Place of holding Court, within ten Days after the Date of such Summons, and the said Justices, or any five of them so meeting, are hereby authorized and directed to appoint one Justice of the Peace for every Captain's District in such County, and where there shall be a Town one for such Town, to receive Lists of taxable Property in such District and Town respectively, and the Justices when so appointed, shall without Delay fix the Time and Place in each District and Town for receiving Lists of taxable Property; and in order that all the Inhabitants may be apprised in due Time that such Lists are to be received, the Justice of each District and Town shall order and direct one of the Constables to warn every Family in such District of the Time and Place appointed for receiving Lists of Taxables at least five Days previous to such Time. *Provided always,* That if the Court of any County shall sit within forty Days after the passing of this Act, then the Sheriff shall warn the Justices to attend at such Court for the Purposes aforesaid, and the Court shall appoint the Justices for the several Districts in their County.

Justices to be ap-
pointed to receive
lists of taxables.

To give notice of
the time.

IV. AND

A. D. 1784.

Courts, it shall be sufficient to all Intents and Purposes, that the Bill shall contain the Charge against the Criminal expressed in a plain, simple, intelligible and explicit Manner, and that no Bill of Indictment or Presentment shall be quashed, or Judgment arrested, for or by Reason of any Informalities or Refinements, when there appears to the County Court sufficient in the Face of the Indictment to induce them to proceed to Judgment.

Forms in criminal prosecutions in the County Courts dispensed with.

C H A P. XXXII.

An Act to ascertain the Measurement of Fire-Wood sold in the several Towns established within this State by the Legislature.

I. **B**E it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That all Fire-Wood sold in the Towns established within this State by the legislative Authority, shall be sold by the Cord and no otherwise; and that each Cord shall contain eight Feet in Length, four Feet in Height, and four Feet in Breadth, and shall be corded by the Carter or Seller, under the Penalty of twenty Shillings for each Offence, to be recovered against the Owner or Seller, before a single Magistrate by a Warrant, which Penalty shall be to the Use of the Informer.

Wood to be sold by the cord.

How much to measure.

C H A P. XXXIII.

An Act to prevent the several Species of Hunting therein mentioned.

I. **B**E 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 Person or Persons shall be discovered hunting in the Woods with a Gun in the Night-Time by Fire-Light, such Person or Persons so offending shall upon Conviction by Indictment or Presentment in any Court of Record in the State, be fined by such Court twenty Pounds current Money, to be applied to the Use of the County wherein the Offence was committed; and if any Person so fined shall fail or refuse to pay such Fine, the Person so failing or refusing shall receive thirty-nine Lashes on his bare Back by Order of such Court, to be well laid on in open View by the Sheriff of the County, and shall stand committed until all Costs accruing upon the Presentment be paid.

Pen. for fire-hunting.

How to be recovered.

Punishment if money not paid.

II. **A**ND whereas many Persons make a Practice of hunting and killing Deer and leaving the Carcasses in the Woods, *Be it enacted*, That if any Person shall be convicted as aforesaid of killing any Deer and leaving the Carcasses thereof in the Woods, he shall for every Offence forfeit and pay the Sum of twenty Shillings.

Pen. for leaving carcases in the woods.

III. **A**ND be it further enacted by the Authority aforesaid, That if any Slave or Slaves shall be discovered hunting in Manner herein before mentioned, the Master of such Slave or Slaves, or the Person in whole Service he or they may be, shall upon due Conviction of such Slave or Slaves before any Justice of the Peace of the County wherein such Offence may be committed, forfeit the Sum of five Pounds, to be levied by a Warrant immediately to be issued by such Justice for that Purpose; and if any Person shall be duly convicted as aforesaid of sending his Slave to hunt with a Gun in the Night by Fire-Light, he shall be subject to the same Pains as are provided by this Act to be inflicted on Fire-Hunters.

Pen. on masters, &c. of slaves hunting as above

Pen. on the master sending a slave to hunt by fire-light.

IV. **A**ND be it further enacted by the Authority aforesaid, That it shall not be lawful for any Person on the East Side of the *Apalachian* Mountains, to kill or destroy any Deer running wild in the Woods or unfenced Grounds in this State by Gun or otherwise, between the twentieth Day of *February* and the fifteenth Day of *August* then next succeeding in each Year, unless on his own Lands; and if any Person on the East Side of the said Mountains shall kill or otherwise destroy any Deer within the Time before described and contrary to the Meaning and Intent of this Act, every such Person shall forfeit and pay for each and every Deer so unlawfully killed or destroyed, the Sum of forty Shillings, to be recovered before any Justice of the Peace, and applied as is by this Act directed: And in Case any Servant or Slave shall on the East Side of the said Mountains kill or destroy any Deer between the twentieth Day of *February* and the fifteenth Day of *August* in any Year, the Owner of such Slave shall be liable to pay the Sum of forty Shillings for each Deer

Time limited for killing deer, unless on a person's own land.

Penalty.

A. D. 1784.

Deer so unlawfully killed or destroyed, to be recovered and applied as before directed.

Pen. for hunting
on another per-
son's land with-
out leave.

Exception.

Time to sue.

Repealing clause.

Fines how appli-
ed.

Suspending
clause.

V. *AND be it further enacted by the Authority aforesaid*, That it shall not be law-
ful for any Person or Persons on the East Side of the *Appalachian* Mountains, to
hunt with a Gun or with Dogs on the Lands of any other Person without Leave
obtained from the Owner of the said Land, under the Penalty of forfeiting five
Pounds for every Offence, to be recovered by the Owner before any Justice of the
Peace of the County where such Offence is committed or the Offender resides, and
applied one Half to his own Use, the other Half to the Use of the County: *Pro-*
vided, That no such Recovery shall be had for the Offence afore mentioned unless
the Owner of the Land shall, by Advertisement posted up in two or more public
Places, have forbid the Persons so hunting by Name, or all Persons generally to
hunt on his Land previous to the Offence. *Provided also*, That Recovery shall
not be had in any Case whatever unless the Prosecution is commenced within one
Month after the Offence is committed.

VI. *AND be it further enacted by the Authority aforesaid*, That so much of the
Laws heretofore made, which relates to Fire-Hunting and destroying Deer at un-
seasonable Times of the Year, as comes within the Purview of this Act, be and
is hereby repealed and made void to all Intents and Purposes, and construed as if
the same had never been made.

VII. *AND be it further enacted by the Authority aforesaid*, That all Fines imposed
and recovered by Virtue of this Act, shall be one Half to the Use of the Informer,
the other Half to the Use of the Poor of the County wherein the Offence shall
be committed, except such as are otherwise directed.

VIII. *AND be it further enacted by the Authority aforesaid*, That this Act shall
not operate or take Effect until the first Day of *July* next.

C H A P. XXXIV.

An Act for the Restraint of idle and disorderly Persons.

I. **W**HEREAS it becomes necessary for the Welfare of Community to
suppress wandering, disorderly and idle Persons:

Vagrants and dis-
orderly persons to
be apprehended,
and in case of
conviction to re-
quire security for
good behaviour.

In case of refusal,
&c. to be com-
mitted for any
time not exceed-
ing ten days.

How to be pro-
ceeded against for
a repetition of the
offence after a li-
mited time.

II. *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 it shall not be lawful for any
Person or Persons who have no apparent Means of Subsistence, or neglect apply-
ing themselves to some honest Calling for the Support of themselves and Families,
and every Person so offending, who shall be found sauntering about neglecting
their Business, and endeavouring to maintain themselves by gaming or other un-
due Means, it shall and may be lawful for any Justice of the Peace of the County
wherein such Person may be found, on due Proof made, to issue his Warrant for
such offending Person, and cause him to be brought before said Justice, who is
hereby empowered, on Conviction, to demand Security for his or their good Be-
haviour, and in Case of Refusal or Neglect to commit him or them to the Gaol of
the County for any Term not exceeding ten Days, at the Expiration of which
Time he shall be set at Liberty if Nothing criminal appears against him, the said
Offender paying all Charges arising from such Imprisonment; and if such Person
shall be guilty of the like Offence from and after the Space of twenty Days, he or
they so offending shall be deemed a Vagrant, and be subject to one Month's Im-
prisonment with all Costs accruing thereon, which if he neglects or refuses to pay,
he may be continued in Prison until the next Court of the County, who may pro-
ceed to try the said Offender, and if found guilty by a Verdict of a Jury of good
and lawful Men, said Court may proceed to hire the Offender for any Time not
exceeding the Space of six Months to make Satisfaction for all Costs; but if such
Person or Persons so offending be of ill Fame, so that he or they cannot be hired
for the Cost, nor give sufficient Security for the same, and his or their future good
Behaviour, in that Case it shall and may be lawful for said Court to cause the Of-
fender or Offenders to receive thirty-nine Lashes on his or their bare Back, after
which he or they shall be set at Liberty, and the Cost arising thereon shall become
a County