EXTRA.

ACTS AND JOINT RESOLUTIONS PASSED BY THE LEGISLATURE-SESSION 1871 AND 1872. [OFFICIAL]

AN ACT TO RENEW AND AMEND THE CHARTER OF THE TOWN OF WILLIAMSTON,

Section 1. Be it enacted by the Senate and House of Representatives of the State of South including the profession of dentistry; also Carolina, now met and sitting in General Assembly, and by the authority of the same: That from and immediately after the passage

of this Act, all and every person or persons who may have resided within the corporate limits of the town of Williamston for one year, dred dollars of the value of such sales and inor who may own a freehold therein, and their successors, are hereby declared to be members power to impose an annual tax on all carriages jured. of the corporation hereby intended to be cre- and wagons, of whatever kind, kept for private

Sec. 2. That the said persons and their successors shall, from and after the passage of this town. And the said Town Council shall have same are hereby, repealed. And this Actshall Act, become a body politic and corporate, and shall be known and called by the name of Williamston, and its corporate limits shall extend value of all real estate lying in the corporate one mile in the direction of the cardinal points of said town, the real estate of churches ture then next ensuing.

Immissof, and its complaint the present brick hotel as a centre, and school associations excepted; and, for that Approved March 9, 1872. from the present brick hotel as a centre, and and school associations excepted; and, for that

Sec. 3. That the said town shall be governed by an Intendant and four Wardens, who shall attained the age of twenty-one years and resided therein sixty days immediately preceding the election, shall be entitled to vote for said Intendant and Wardens: Provided, That no person shall be allowed to vote at any such election who shall not have registered his name as a voter with the Clerk of the Council, in a book or books to be kept by him for that purpose, by 10 o'clock A. M., on the day preceding

every such election. Sec. 4. That said election shall be held in some convenient public place in said town, from 9 o'clock in the morning until 5 o'clock in the evening, and when the polls shall be closed, the managers shall forthwith proceed to count the votes, under oath, publicly, stating the whole number of votes cast for each caudidate or person voted for, and shall transmit their report for the same, in a sealed envelope, to the Intendant of the town, and if there be no such Intendant, the same shall be transmitted to the Clerk of the Court of Anderson County. The said Intendant, or Clerk of the Court, shall open the report of the said managers, and shall announce and publish the whole number of votes cast, and the whole number cast for each candidate, when the several candidates receiving the highest number of legal and Wardens, for the time being, shall always appoint three managers to conduct the election, who, before they open the polls for said elec-Wardens, before entering upon the duties of their office, shall, respectively, take the oath prescribed by the Constitution of this State, and also the following oath, to wit: "As Intendant (or Warden) of the town of Williamston, I will faithfully and impartially, to the best of the purpose for which I have been elected. So help me God."

Sec. 5. In case a vacancy should occur in the office of Intendant, or any of the Wardens, by death, resignation, or otherwise, an election

duly elected and qualified, shall be, during their competent jurisdiction in Anderson County: term of office, vested with all the powers and Provided, That such contract for making or reauthority with which Trial Justices are at present vested by law, except the trial of civil cases, and except as it may be otherwise proand may, as often as may be necessary, summon perpetuity, or for any term of years, any estate, real, personal or mixed, and sell, alien and convey the same: Provided, The have power, and are hereby authorized, to elect ordinances respecting the roads, streets, markwelfare and convenience of the said town, or good government within the same. And the said town. said Council may fix and impose fines and penalties for the violation thereof, and appropriate tion: Provided, That in all cases of trials to be had before said Town Council, as hereinbefore provided, the party charged shall be cited to trial by service upon him of a summons, un-

Sec. 7. That the Intendant and Wardens of to grant or refuse license to retail spirituous persons who, within the corporate limits of the complaint lodged, on oath, are hereby required liquors within the said limits, which license said town, may be engaged in a breach of the shall be granted in the same manner, and upon peace, any riotous or disorderly conduct, open offenders, and cause them to be brought before the same conditions, as they are, or may hereafter be, under the laws of this State, except duct grossly indecent or dangerous to the citithat the Town Council shall have the power to | zens of said town, or any of them; and it shall regulate the price of licenses to keep taverns be the duty of the Marshals to arrest and com-and to retail spirituous liquors: Provided, That mit all such offenders, when required to do so, in no instance the price of a license so to keep and who shall have power to call to their astavern or retail spirituous liquors shall be fixed sistance the posse comitatus, if need be, to aid by due course of law. And the said Intendant at a less sum than is established by the laws of in making such arrest; and upon the failure of and Wardens shall, collectively and severally, this State; and all the powers vested formerly such persons to perform such duty as required, have cognizance within the said corporate limin the Commissioners of Roads are hereby granted to the said Intendant and Wardens and penalties as the Town Council may estabwithin the said limits; and all moneys paid for lish; and all persons so imprisoned shall pay licenses, and for fines and forfeitures, for re- the costs and expenses incident to their imtailing spirituous liquors, keeping taverns, billiard tables, within the said limits, without license, shall be appropriated to the uses of said corporation: Provided, That the Intendant and fence for which he may have been committed. Wardens, duly elected and qualified, shall not have power to grant any license to keep tavern or retail spirituous liquors to extend beyond representing publicly, within the corporate ulate the price of license to keep taverus and the time for which they shall have been elected. | limits, for gain or reward, any plays or shows, | to retail spirituous liquors; Provided, That in

the day of trial.

Intendant and Wardens to keep all streets, roads and ways, within their corporate limits, open and in good repair; and, for that purpose, they are invested with all the powers granted formerly to Commissioners of Roads. And they shall have power to compound with all persons liable to work the streets, ways and roads in said town, upon such terms as they shall, by ordinance, establish; the moneys so received to be applied to the public use.

ers of all billiard tables and ten pin alleys, or the powers and duties of said board.

gther pin alleys, within the discretion of said Sec. 18. That the Intendant and Wardens

the owners or proprietors of all dogs, hogs, sheep, goats and cattle kept within the corporate limits of said town. The said Town Countries of the same, rate limits of said town. The said Town Countries of the same, and to grant or regard conditions and subject to cil shall have power to impose an annual tax prescribed in the twentieth section of this Act. upon such terms and conditions, and subject to on the amount of all sales of goods, wares and merchandize, and also upon the amount of income arising from all factorage and merchandize, employments, faculties and professions, upon the amount of income from all moneys loaned at interest, and from dividends received from banks and all other stocks: Provided, That no tax shall be imposed, in any one case, to exceed the rate of thirty cents on each huncome. And the said Town Council shall have sides being liable for damages to any person in- dise, and, also, on the amount of income arising with persons liable to perform such duties, upuse; on all gold, silver and other watches, kept power to impose an annual tax, not exceeding thirty cents on every hundred dollars of the purpose, they shall appoint three freeholders residing therein to assess the value of said real estate, upon oath, and return the assessment, within one month, to said Council for taxation; be persons that actually reside within the limits of the corporation, and have so resided at least twelve months immediately preceding their election. The said Intendant and Warfelm shall be elected on the second Monday in dens shall be elected on the second Monday in Town Council shall have power to regulate the residual to the said assessor. And the said dens shall be elected on the second Monday in Town Council shall have power to regulate the price of licenses upon all public shows and ex-

September in each year, ten days' notice having price of licenses upon all public shows and exbeen previously given, and shall continue in hibitions in said town; to erect a powder magoffice for one year, and until the election and azine, and to compel any person holding more hereby declared, a body corporate and politic; qualification of their successors. And all male than twenty-five pounds of powder to store the and the said village shall be called and known inhabitants of the said town, who shall have of storage thereof, and for keeping and storing the same. And the said Town Council shall have power to enforce the payment of all taxes and assessments, levied under the authority of manner as is provided by law for the collection of the general State tax, except that executions to enforce the payment of town taxes shall be issued under the seal of the corporation, and directed to the Town Marshal, or other person ment thereof in preference to other debts due of the assessment, except debts due the State, which shall be first paid. The said moneys, together with all other moneys collected by authority of the provisions of this Act, and the ordinances passed in conformity thereto, from

oath, to the Clerk of the Town Council, during the month of January, in each year, of the votes for the offices which they were voted for, shall be declared duly elected. The Intendant al, mechanical, or other incomes, and of the quantity and kind of all other property than real estate subject to taxation, under the provisions of this Act, by persons who may be liable to pay the taxes on the same; and the said tion, shall take the oath fairly and impartially ble to pay the taxes on the same; and the said to conduct the same. And the Intendant and taxes shall be paid on or before the first day of March then next ensuing. Upon failure therepenalties now provided by law for failure to

pay the general State tax. Sec. 11. That the said Town Council shall have authority to require all persons owning a my ability, exercise the trust reposed in me, and will use my best endeavors to preserve the good repair side-walks in front of said lot or good repair side-walks in front of said lot or peace, and carry into effect, according to law, lots, whenever they shall front or adjoin any public street of said town, if, in the judgment of the Council, such side-walks shall be necessary, the width thereof, and the manner of their construction, to be designated by the said Council; and for default or refusal to make to fill such vacancy shall be held by the appointment of the Intendant and Warden or Wardens; and, in case there be none, then by the appointment of the Clerk of the Court of Anderson County.

Council may cause the same to be made and put in repair, and require the owner to pay the price of making or repairing; the said Town Council are hereby empowered to sue for and County.

Council are hereby empowered to sue for and County and require, and to retain to find the formation of the said village, except in trials of civil cases; that the Intendent and Warden or County. See. 6. That the Intendant and Wardens, recover the same action of debt in any court of summon the Wardens to meet him in Council, pairing be let to the lowest bidder.

have power, with the consent of the adjacent vided in this Act. And the Intendant shall land-owners, to close all such roads, streets and ways within the said town as they may deem the Wardens to meet in Council, any two of necessary, by sale of the freehold therein, either whom, with the Intendant, or any three Ward- at private or public sale, as they may adjudge ens, may constitute a quorum to transact busi- best for the interest of said town; and they ness; and they shall be known by the name of shall also have power to lay out, adopt, open the Town Council of Williamston; and they and keep in repair all such new streets, roads and their successors hereafter to be elected, and ways as they may, from time to time, deem may have a common seal, which shall be affixed important or necessary for the improvement to all other ordinances, may sue and be sued, or convenience of said town: Provided, That plead and be-impleaded, in any court of law or no new street, road or way shall be opened equity in this State, and purchase, hold, pos- without first having obtained the consent of sess and enjoy, to them and their successors in the land-owner through whose premises any as shall appear to them proper for the security,

same shall not exceed, at any one time, the sum of ten thousand dollars. And the said Intendant and Wardens shall have full power to sworn in, and invested with all the power and make and establish all such rules, by-laws and subject to all the duties and liabilities that exceed twenty dollars; and when fines shall Constables now have or are subjected, by law, ets and police of said town as shall appear to in addition to the duties and liabilities especithem necessary and requisite for the security, welfare and convenience of the said town, or Town Council: Provided, That their jurisdictions, or under, they may be recovered before the the preserving of the health, peace, order and | tion shall be confined to the corporate limits of | Intendant and Wardens; Provided, Nothing

Sec. 14. That the said Town Council shall have power to establish a guard house, and to the same to the public use of the said corpora- prescribe by ordinances suitable rules and regulations for keeping and governing the same, and for the confinement of all persons who may be subject to be committed for the violation of any ordinance of the town passed in der the hand of the Intendant, any one of the Wardens, or the Clerk of the Council, wherein and the said Town Council may, by ordinance, shall be expressed, with certainty, the offence or the said Intendant and Wardens, in person, charged, and the time and place of trial, which any one or more of them, authorize and require service shall be made at least five days before the Marshal of the town, or any Constable specially appointed for that purpose, to arrest are now, or may be hereafter established by and commit to the said guard house, for a term law; and that the said Intendant and Wardens, the said town shall have full and only power not exceeding twenty-four hours, any person or or any of them, upon view thereof, or upon obscenity, public drunkenness, or in any conthey shall, severally, be subject to such fines

Sec. 15. That the said Town Council shall have power to collect the taxes from all persons that the Town Conneil shall have power to reg-Sec. 8. That it shall be the duty of the said of what nature or kind soever, to be used for

be collected by conviction in the Court of Ses- the State; and all the powers formerly vested sions, for retailing without license within the in the Commissioners of Roads are hereby the name of the Town Council of Townville; hatchers, wood-peckers, humming birds, mockcorporate limits of said town, shall be paid onehalf to the informer and the other half to said | within the said limits : and all moneys paid for Town Council, for the uses of the corporation. licenses, and for fines and forfeitures for retail- authority to appoint, from time to time, such whether great or small, of every description,

Sec. 9. That the said Town Council shall have a board of health for said town, and to pass all power to impose an annual tax upon the keep- such ordinances as may be necessary to define

on all public drays, wagons, carriages, omni- over all moneys in their hands belonging to books, records and other papers incident to the keepers of billiard tables and ten pin alleys,

Sec. 19. That all ordinances heretofore passed by the Town Council of Williamston, in conestablish: They shall also have power to improve tribunal. formity with the authority granted by existing pose a tax, within their discretion, on all sales laws, shall be, and they are hereby declared legal and valid.

ty, malpractice, abuse or oppression, the said Intendant and Wardens, jointly and severally, shall be liable to indictment in the Court of its of said town. The said Town Council shall performance thereof by appropriate them to perform such duty as occasion may require; and to enforce the performance thereof by appropriate them to perform such duty as occasion may require; and to enforce the performance thereof by appropriate them to perform such duty as occasion may require them to perform such duty as occasion may require them to perform such duty as occasion may require them to perform such duty as occasion may require them to perform such duty as occasion may require them to perform such duty as occasion may require them to perform such duty as occasion may require them to perform such duty as occasion may require them to perform such duty as occasion may require them to perform such duty as occasion may require them to perform such duty as occasion may require them to perform such duty as occasion may require them to perform such duty as occasion may require them to perform such duty as occasion may require them to perform such duty as occasion may require them to perform such duty as occasion may require them to perform such duty as occasion may require them to perform such duty.

Sec. 21. That all Acts, and parts of Acts, heretofore passed in relation to the incorporafor private use, within the limits of the said tion of the Town of Williamston, be, and the be deemed and taken to be a public Act, and continue in force for the term of twenty years, and until the end of the session of the Legisla-

AN ACT TO ALTER AND AMEND THE CHARTER

OF THE TOWN OF PENDLETON. Section 1. Be it enacted by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same:

That all persons, citizens of the United States, who now reside, or may hereafter reside, in the village of Pendleton, shall be deemed, and are be held and deemed to extend for one mile in every direction from the Farmers' Hall.

this Act, against the property and persons of shall be elected on the fourth Monday in Sepdefaulters, to the same extent, and in the same tember next, or until their successors are qualified, on which day, as well as on the second Monday in September of every year thereafter, an election shall be held for an Intendant and four Wardens, at such place as the Intendant and Wardens shall designate, thirty days noespecially appointed by the said Town Council, tice being previously given; and that all male to collect the same; and all property upon which a tax shall be levied and assessed, is tained the age of twenty-one years, and have hereby declared and made liable for the pay- resided therein three months previous to the election, shall be entitled to vote for the said by the person owning such property at the time of the assessment, except debts due the State, held from ten o'clock in the morning until two by law for the collection of the general State tax, except that executions to enforce the payo'clock in the afternoon; and when the polls shall be closed, the Managers shall count the ballots, and proclaim the election, and give noordinances passed in conformity thereto, from whatever source said moneys may arise, to be paid into the treasury of said town, for the use of the corporation.

That returns shall be made, on the definition of the ensuing election; that the Intendant and Wardens, before entering upon the corporation. the duties of their office, shall take the following oath, to wit: "As Intendant (or Warden) of Pendleton, I will support and defend the Constitution of the United States, and this State, and equally and impartially, to the best of my skill and ability, exercise the trust reposed in me, and will use my best endeavor to preserve the peace, and carry into effect, according to law, the purpose of my appointment: So help me God."

Sec. 3. That in case a vacancy shall occur in the office of Intendant or Wardens, by death, resignation, removal from office, or absence from the State, an election shall be held by the appointment of the Intendant and Wardens, as the case may be, thirty days' previous notice being given; and in case of the sickness or temporary absence of the Intendant, the Wardens, forming a Council, shall be empowered to elect one of themselves to act as Intendant during the time.

Sec. 4. That the Intendant and Wardens duly elected and qualified shall, during their a majority of whom shall constitute a quorum for the transaction of business, and shall be Carolina, who are now, or who may hereafter ulation shall be made inconsistent with the known by the name of the Town Council of Sec. 12. That the said Town Council shall Pendleton; and they and their successors in office shall have a common seal, and shall have power and authority to appoint, from time to time, such and so many proper persons to act as Coastables as they shall deem expedient and proper, which Constables shall have all the half mile in every direction from the Townville power, privileges and emoluments, and be subject to all the duties, penalties and regulations provided by the laws of this State for the office of Constable; and the Intendant and Wardens in Council shall have power, under their corporate seal, to ordain and establish all such rules, by-laws and ordinances, respecting the streets, ways, market and police of such village. welfare and convenience of the village, and for preserving health, peace, order and good government within the same; and the said Council may affix fines for offences against such bylaws and ordinances, and appropriate them to the use of the corporation; but no fine shall exceed ten dollars, they may be recovered in the Court of Sessions for Anderson County; lars, or under, they may be recovered before the herein contained shall empower the said corporation to ordain or establish any by-laws or ordinances, inconsistent with, or repugnant to, the laws of this State; and all such by-laws and ordinances shall, at all times, be subject to count the votes, and proclaim the election, and the revisal or repeal of the Legislature.

Sec. 5. That the said Intendant and Wardens shall have power to abate and remove nuisances within the said limits, and to classify and arrange the inhabitants liable to police duty, and to require them to perform such duty as often formance thereof, under the same penalties as and authorized to issue warrants against all them, or him, and, upon an examination, shall either release, admit to bail, if the offence be bailable or commit to jail, such offenders, as the case may require; and the Sheriff of Anderson County is hereby required to receive and keep the recson so committed until discharged its, in all criminal cases, as Justices of the

Peace and Quorum have according to law. Sec. 6. That the Intendant and Wardens of grant or refuse license to retail spirituous li-quors within the said limits, which license shall be granted in the same manner, and upon the same conditions, as they are now, or may hereafter be, under the laws of this State, except no instance the price of a license so to keep tavern or retail spirituous liquors, shall be fixed the purpose of said corporation. tavern or retail spirituous liquors, shall be fixed Sec. 16. That all fines which shall hereafter at a less sum than is established by the laws of granted to the said Intendant and Wardens

made by itinerant traders and auctioneers, on all public drays, wagons, carriages, omnibuses, from all factorage and mechanical employ-ments, faculties and professions, including the profession of dentistry: Provided, That no tax

Sec. 6. That it shall be the duty of the Inshall be imposed in any one year to exceed the tendant and Wardens to keep all streets and rate of twenty cents on each hundred dollars of ways, which may be necessary for public use, said Town Council shall have power to impose a tax upon all persons who shall open any room or car for the purpose of taking daguereotypes or other likenesses, within the corporate limits of said town; and the said Town Council shall be and town; and the said Town Council shall within the limits of the said town, open and the good repair; and, for that purpose, they are hereby invested with all the powers, rights and privileges granted, or that may hereafter be granted, by law, to the County Commi soners, within the limits of the said town, open and in good repair; and, for that purpose, they are a tax upon all persons who shall open any room or car for the purpose, they are a tax upon all persons who shall open any room or car for the purpose, they are a tax upon all persons who shall open any room or car for the purpose, they are a tax upon all persons who shall open any room or car for the purpose, they are a tax upon all persons who shall open any room or car for the purpose of taking daguereotypes or other likenesses, within the corporate limits of the said town, open and the said town, open and the said town, open and the said town of the said town, open and the said town, open and the said town, open and the said town open and the said town. have the power to impose an annual tax, not neglect of duty, said Intendant and Wardens exceeding twenty cents on every hundred dol- shall be liable to the pains and penalties imlars of the value of all real estate lying within posed by law upon the County Commissioners the corporate limits of said town, the real estate of churches and school associations exceptionally, exempt from the performance of ted, and for that purpose they shall appoint road and police duty; and the inhabitants of three freeholders, resident therein, to assess the said town are hereby excused from road and value of said real estate, upon oath, and return police duty, without the limits of said corporathe assessment, within one month, to said tion. Council, for taxation, and to fill any vacancy occasioned by the death, resignation, refusal to serve, or removal from office of the said assessors; sons liable to work on the said streets and and any person who shall refuse to act as assessor, upon being appointed by the Council, may as may desire it, upon the payment of such be fined any sum not exceeding twenty dollars; sums of money as said Intendant and Wardens Sec. 2. That the said village shall be governed by an Intendant and four Wardens, who and the said Council shall have power to regument of many deem a fair equivalent therefor, to be aplate the price of license upon all public shows and exhibitions in said town, and to erect a powder magazine, and to compel any person holding more than twenty-five pounds of powder to store the same therein, and to make regulations for rates of storage thereof, and for keeping and delivering the same; and the said Town Council shall have power to enforce the payment of all taxes and assessments levied under the authority of this Act against the property and persons of defaulters, to the same extent, and in the same manner, as is provided ment of the town taxes shall be issued under the seal of the corporation and directed to the Town Marshal or other persons specially appointed by the said Council to collect the same; and all property upon which a tax shall be levied and assessed is hereby declared and made liable for the payment of same in preference to other debts due by the persons owning such property at the time of the assessment, except debts due the State, which shall be first paid; that the said Town Council shall have power, with the consent of the adjacent land contained shall extend to sales by or for Sherowners, to close all such roads, streets and ways within the said town, as they may deem necessary, by sale of the freehold therein, either at public or private sale, as they adjudge best for the interest of the said town; and they shall have power to lay out, adopt, open and keep in good repair all such new streets, roads and ways, from time to time, as they may deem important or necessary for the improvement of said town: Provided, That no new street, road er way shall be opened without first having obtained the consent of the land owner or owners through whose premises any such new street, road or way may pass.

Sec. 9. That this Act shall be taken and deemed as a public Act in all Courts of Justice, and shall continue in force until repealed. Approved March 12, 1872.

TOWNVILLE, IN THE COUNTY OF ANDERSON.

become, inhabitants of the town of Townville, in the County of Anderson, shall be deemed, and are hereby declared, a body politic and corporate, and that said town shall be called and known by the name of Townville; and its

be elected on the first Wednesday in April next, on which day, as well as on the first Wednesday in April of every year thereafter, an election shall be held for an Intendant and four Wardens, who shall be citizens of the State of South Carolina, and shall have been resident in the said town for sixty days immediately preceding said election, at such place shall designate, ten days notice, in writing, being previously given. That H. R. Vandiver, B. F. Ca t , W. J. Harbin and J. W. Spearman be, and they are, appointed a Board of Managers, to hold the first election under this Act. That all male inhabitants of the said town, of the age of twenty-one years, who have resided therein sixty days previous to said election, shall be entitled to vote for said Intendant and Wardens; and the election shall be held from nine in the morning until three o'clock in the afternoon, when the polls shall be closed, and the Managers shall publicly give notice thereof, in writing, to the persons elected; and that the Intendant and Wardens, for the time being, shall appoint the Managers to hold the ensuing election, at least twenty days prior to the election; that the Intendant and Wardens, before entering upon the duties as occasion may require, and to enforce the per- of their offices, shall take the following oath, to be administered to the officers first elected by some officer duly authorized to administer an oath, and by the outgoing Intendant to the Intendant and Wardens thereafter elected, to "As Intendant (or Warden) of Townville, I will equally and impartially, to the best of my skill and ability, exercise the trust reposed in me, and will use my best endeavors to preserve the peace and carry into effect, according to law, the purposes of my appointment: So help me God."

in the office of Intendant, or any of the Wardens, by death, resignation, removal from the the said town shall have full and only power to or temporary absence of the Intendant, the to the school fund of the county where the of-Wardens forming a Council shall be empow- fense was committed. ered to elect one of their number to act as In-

Sec. 17. That the Town Council shall have ing spirituous liquors, keeping taverns and bil- and so many proper persons to act as marshals regarded as harmless in their habits, and whose Sec. 17. That the Town Council shall have power and authority to abate all nuisances within the corporate limits, and also to appoint a board of health for said town, and to pass all such ordinances as may be necessary to define the powers and duties of said board.

Sec. 18. That the Intendant and Wardens Sec. 18. That the Intendant and Wardens Sec. 19. The Intendant and Wardens Sec. 19. The Intendant and Wardens Sec. 19. That the Intendant and Wardens Sec. 19. The I

Council; and to grant or refuse licenses for the shall, during their term of office, be exempt to release such persons as may desire it, upon dens, in Council, shall have power and author- pay a fine of ten dollars, or be imprisoned not same, upon such terms and conditions, and sub- from street duty; and each Town Council shall, a fair equivalent therefor, to be applied by ity, under their corporate seal, to ordain and less than ten days, which fine, if imposed, shall same, upon such terms and conditions, and subject to such regulations, as they may, by ordinance, establish. They shall also have power to impose a tax, within their discretion, on all sales made by itinerant traders and auctioneers, expenditures during their term, and shall pay or to be taxed or assessed for the same.

Sec. 8. That the Town Council of Pendleton and good government within the same, as they tecting any crop of fruit or grain on his own buses, and other vehicles kept for hire, and on the corporation, and deliver up all property, shall have power to impose an annual tax upon may deem expedient and proper; and the said Council may affix fines for offences against such in intended to be protected. by-laws and ordinances, and appropriate the

Sec. 5. That the said Council shall have the limits of said town; and, also, to classify ty, and to require them to perform such duty

Sec. 7. That the said Intendant and Warways; and to release such persons therefrom plied by them to the use of the said corpora tion.

Sec. 8. That the said Town Council of Townville shall also be empowered to retain, possess and enjoy, for the use and benefit of said town, all such property as they may now be possess ed of or entitled to, or which shall hereafter be given, bequeathed to, or in any manner ac quired by them in their corporate capacity; and to sell, alien, or in any way transfer the same, or any part thereof: Provided, The amount of or any part thereof: Provided, The amount of property so held, or stock invested, shall in no case exceed the sum of ten thousand dollars.

That Oliver Hewitt, W. W. Pemberton, Thomas J. LaMotte, W. B. Timmons, W. T. D. property so held, or stock invested, shall in no

Sec. 9. That the said Town Council of Townville shall also have power to impose an annual tax on all real and personal property within property belonging to churches and schools: on the hundred dollars.

iffs, Coroners, Clerks of Courts and Judges of signees, Referees and Constables, or by any chase, have, hold, enjoy and possess chattels other person, under the order of any Court.

authority to require all persons owning a lot or lots therein to keep in repair the sidewalks adheld shall not exceed the annual value of fifty lots therein to keep in repair the sidewalks adjacent to their lots, respectively; and, for default in this matter, shall have power and aushall have power to make a common seal, with thority to impose a fine not to exceed ten dol-

Sec. 12. That the power to refuse or grant licenses, to keep a tavern, or to retail intoxicating drinks, be, and the same is hereby, vested in the Town Council of Townville; and that they be, and are hereby, also invested with all necessary power, by ordinance or ordinances, to suppress or to regulate the sale of intoxicating drinks, to be drank at the place where sold, or in or upon any of its appurtenances, or in or Section 1. Be it enacted by the Senate and Ilouse of Representatives of the State of South commons, kitchens, stores, shops, public build-Carolina, now met and sitting in General Asings, booths, stalls or out-houses of the said carolina, now met and sitting in General Astown, or within one-half mile of the limits of sembly, and by the authority of the same: That all persons, citizens of the State of South | the said town : Provided, That no rule or reg-Constitution and laws of the State.

Sec. 13. The said Town Council shall have power, under the hand and seal of the Intendant, to issue execution, directed to the Marshal of the said town, to collect all taxes and limits shall be deemed and held to extend one- lines imposed by said Council by virtue of authority in them vested by this Act, and the Marshal of said town is hereby invested with Baptist Church, in said town.

Marshal of said town is hereby invested with all the powers and authority conferred by law by an Intendant and four Wardens, who shall upon Constables, to enforce the satisfaction of such executions, in the same manner, and to duly married according to law.

Sec. 2. And all of their children shall be the same extent.

Sec. 14. That the said Town Council shall annually, and to define their duties and respon-

sibilities.
Sec. 15. That this Act shall be deemed and taken to be as a public Act in all the Courts of children of the woman recognized by the man in said town as the Intendant and Wardens Justice in this State, and shall continue of force until repealed. Approved March 13, 1872.

> AN ACT FOR THE PROTECTION AND PRESER-VATION OF USEFUL ANIMALS. Section 1. Be it enacted by the Senate and Iouse of Representatives of the State of South Carolina, now met and setting in General Assembly and by the authority of the same;

> That it shall not be lawful for any person in this State to kill any deer, or worry them with dogs, or otherwise, with the intention of destroying them, between the 1st day of January and the 1st day of September, in any year

hereafter. Sec. 2. That any person violating the foregong provisions of this Act, shall, upon conviction thereof, be fined not less than twenty dollars, or be imprisoned not less than twenty days, which fine, if imposed, shall be recoverable before any court of competent jurisdic- first Section, between the words "supplies" and tion; one-half thereof shall go to the informer,

of the said county. Sec. 3. That any person in whose possession recently killed venison, or fresh deer skins, shall be found, between the dates above menthose violating section 2 of this Act.

Sec. 4. That it shall not be lawful for any person, in this State, between the 15th day of February and the 15th day of October, in any Sec. 3. That in case a vacancy should occur year hereafter, to catch, kill, or injure, or to pursue, with such intent, or sell, or expose for State or Town, or from any other cause, an cock, snipe or pheasant; and any person found shall embrace the prescription. election shall be held by the appointment of the Intendant and Wardens, or Warden, as the dollars, or be imprisoned not less than ten days, case may be, ten days notice thereof, as afore- which fine, if imposed, shall go, one-half theresaid, being given. And in case of the sickness of to the informer, and the other half thereof An Act to empower fathers to legitimize

Sec. 5. That it shall not be lawful for any tendant during such sickness or absence.

Sec. 4. That the Intendant and Wardens, trap, for the purpose of killing, or in any person, in this State, to wantonly short or en duly elected and qualified, shall, during their other manner destroy any bird whose principal term of service, severally and respectively, be food is insects, or take or destroy the eggs or empowered to preserve the public peace within young of any of the species or varieties of birds the limits of said town; and the Intendant that are protected by the provisions of this slaves, either during the time of such mothers' shall, as often as occasion may require, summon | Act, comprising all the species and varieties of the Wardens to meet him in Council, a major- birds represented by the several families of tion between the parents of such children being ity of whom shall constitute a quorum for the swallows, bats, whip-poor-wills, fly-catchers, still continued, be, and the same are hereby, transaction of business, and shall be known by thrashers, warblers, finches, larks, orioles, nutand they and their successors in office shall ing birds, blue-birds, red-birds and rol ins, and have a common seal, and shall have power and all other species and varieties of land b'rls, ments the same as lawful children born in wed-

tecting any crop of fruit or grain on his own lands from the depredations of any birds here-

Sec. 6. Whenever a person shall have made same to the use of the corporation, but no fine or created an artificial pond on his own land, shall exceed twenty dollars: all fines may be re- and shall put therein any fish, or the eggs of any fish or oyster, for the purpose of breeding and cultivating fish or oysters, and shall give notice thereof, by written or printed handbills, power to abate and remove nu ances within put in public places near said pond; and any person who shall thereafter enter in or about Sec. 20. That for any wilful violation of du- and other vehicles kept for hire, and on the and arrange the inhabitants liable to police du- such pond for the purpose of fishing, or shall catch, or take away any fish or oysters thereas occasion may require; and to enforce the performance thereof by appropriate penalties; pass upon any artificial fish pond by fishing in Sessions, and, upon conviction, to punishment by fine, not exceeding one hundred dollars, beamount of all sales of goods, wares, merchanTown Council shall have power to compound to destroy the fish or oysters raised or collected in such pond, or by breaking the dam or dams for the purpose of permitting the fish or oysters to escape, or by poisoning the same, or in any manner destroying the same, or in any manner destroying or injuring the same; and any such person or persons, upon conviction, shall be deemed guilty of a misdemeanor the value of such sales and income; and the within the limits of the said town, open and in and shall be subject to a fine of not less than twenty dollars nor more than one hundred dollars, or be imprisoned at the discretion of the court; which fine, if imposed, shall go, onehalf thereof to the informer, and the other half thereof to the person or persons whose property shall have been injured: Provided. That nothing in this section shall be construed as applying to ponds used as water power for manufacturing purposes.
Sec. 7. That it shall not be lawful for any

person in this State, after the 1st day of April, (1872) to take any trout from the streams thereof, by impregnating the waters with poisonous or deleterious substances; and any person violating this provision shall, upon conviction thereof, be fined ten dollars for every such offense, or be imprisoned not less than ten days, which fine, if imposed, shall go one half thereof to the informer, and the other half to the school fund of the county in which such offense shall have been committed.

Sec. 8. This Act shall take effect from and after its passage.
Approved March 12, 1872.

AN ACT TO INCORPORATE THE GRAND DIVI-SION OF THE SONS OF TEMPERANCE, OF SOUTH CAROLINA.

Section 1. Be it enacted by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General As-

Cousar, G. G. Patrick, E. E. Sell, B. D. Townsend, A. M. Kennedy, Rev. J. J. Claudius Miller, G. W. Turner, L. W. Kennedy, M. W. the corporate limits of said town, except the Felder, L. L. Rice, S. H. Tindal, and others who now are, or may hereafter become, officers Provided, Said tax shall not exceed ten cents and members of the Grand Division of the Sons of Temperance, and their successors, officers Sec. 10. That the Intendant and Wardens of and members, be, and they are hereby declared the town of Townville shall have power to to be, a body corporate and politic, by the regulate sales at auction within the limits of name and style of the "Grand Division of the said town, and to grant licenses therein to auctioneers: Provided, That nothing herein lina," and that the said corporation, by its corporate name, may sue and be sued, plead and be impleaded, in the Courts of this State, and Probate, Executors and Administrators, As- shall be enabled and empowered in law to purlands, tenements or real estate, of what kind Sec. 11. That the Intendant and Wardens of and nature soever, and the same, or any part the town of Townville shall have power and thereof, to sell, alien or convey, at their will power to change and alter the same as often as

they shall deem necessary.
Sec. 2. And be it further enacted, That this Act shall be deemed and taken to be a public Act, and shall continue in force until repealed. Approved March 13, 1872.

AN ACT LEGALIZING CERTAIN MARRIAGES, AND FOR OTHER PURPOSES THEREIN MEN-TIONED.

Section 1. Be it enacted by the Senate and House of Representatives of the State of South

That all persons in the State of South Carolina who, previous to their actual emancipation, had undertaken and agreed to occupy the relation to each other of husband and wife, and are cohabiting as such, or in any way recognizing the relation as still existing at the time of the passage of this Act, whether the rites of marriage have been celebrated or not, shall be deemed husband and wife, and be entitled to all the rights and privileges, and be subject to all the duties and obligations of that relation, in like manner as if they had been

deemed legitimate, whether born before or afhave power to appoint a Clerk and Treasurer, ter the passage of this Act; and, when the parties have ceased to cohabit before the passage of this Act, in consequence of the death of the woman, or from other cause, all of the to be his shall be deemed legitimate : Provided, however. That no provision of this Act shall be deemed to extend to persons who have agreed to live in concubinage after their eman-

cipation. Sec. 3. All Acts or parts of Acts inconsistent with this Act are hereby repealed. Approved March 12, 1872.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO SECURE ADVANCES FOR AGRICULTURAL Section 1. Be it enacted by the Senate and

House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same: That an Act entitled "An Act to secure advances for agricultural purposes," approved the twentieth day of September, A. D. 1866, be amended by inserting, in the fourth line of the

"to," the words "advances or medical attenand the other half thereof to the school fund of the said county.

dance by any physician."

Sec. 2. That all the provisions and remedies in said Act, relating to persons who advance

supplies for agricultural purposes, shall apply to persons advancing medicines or medical attioned, shall be liable to the same penalty as tendance as a physician, and also to black-those violating section 2 of this Act. this who claim liens for work performed on plantation blacksmiths' tools; who pursue their trade or calling not within the limits of any incorporated city, town or village within this State: Provided, That the fee for each and every visit by a physician shall not exceed one sale, any wild turkey, partridge, dove, wood- dollar, and ten cents per mile, which price Approved March 12, 1872.

CERTAIN CHILDREN BY LAST WILL AND TES-

Section 1. Be it enacted by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same :

That white fathers of children, born of black or colored mothers who were formerly held as servitude, or since emancipation, the cohabitaauthorized to so far legitimize such children, by last will and testament, as to enable them to possess and enjoy all rights, titles and hereditalock : Provided, however, that no such father may have been married during or at any time