

ACTS

PASSED AT A

GENERAL ASSEMBLY

OF THE

COMMONWEALTH

OF

VIRGINIA,

BEGUN AND HELD AT THE CAPITOL,

IN THE

CITY OF RICHMOND,

ON MONDAY, THE THIRD DAY OF DECEMBER, IN THE YEAR OF OUR LORD, ONE
THOUSAND EIGHT HUNDRED AND THIRTY-TWO, AND OF THE
COMMONWEALTH THE FIFTY-SEVENTH.

RICHMOND:
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Printer to the Commonwealth.
1833.

in the intervals between the annual elections. The said trustees, Sergeant appointed. or a majority of them, shall have power to appoint a sergeant or town collector, who shall have and possess the same right of distress, and powers in collecting the said taxes, fines and penalties, and executing process, that sheriffs of the several counties in this commonwealth have and possess in collecting the taxes due the commonwealth, or of serving process. The sergeant or town collector shall execute to the said trustees, for the time being, bond with approved security, payable to them and their successors in office, conditioned for the faithful discharge of his duties, and payment over to said trustees, or their duly authorized officer, or other person entitled, the said taxes, fines, and other dues by him collected. And the said sergeant, his sureties, his and their executors and administrators, shall be subject to such proceedings, by motion or otherwise before the county court of Botetourt county, for enforcing payment of such taxes, fines, and other dues by him collected, at the suit or motion of said trustees, or any other person or persons entitled, as collectors of county levies are by law subject to for enforcing payment of the levies by them collected.

His powers.
To give bond and security.

Remedy against sergeant for malfeasance in office.

5. *Be it further enacted*, That all fines, penalties and amercements, and all other monies received or raised by virtue of this act, or any by-law in pursuance of this act, and not otherwise directed to be applied, shall be subject to the disposal of the said trustees, for the use and benefit of the said town.

Monies of corporation at disposal of trustees.

6. *Be it further enacted*, That the seventh section of the act, entitled, "an act to prescribe the mode of electing trustees for the town of Smithfield, in the county of Jefferson, and for other purposes," passed February the first, eighteen hundred and thirty-two, shall be regarded as the law, and in as full force and effect as to the said town of Buchanan, in the county of Botetourt, as if the same words therein contained were in this act repeated.

Appeals from decision of justice to be taken to superior court of Botetourt.
Acts 1831-2, ch. 204, § 7, p. 277.

7. *Be it further enacted*, That the town of Pattonburg, as the same has been heretofore laid off into lots, streets and alleys, and as the same may be hereafter further laid off and extended into lots, streets and alleys, shall be, and the same is hereby made a town corporate, to be known and distinguished by the name of "The Town of Pattonburg;" and that John F. Wood, William Bell, Alphonzo Finney, Eleazar Sweatland, Joseph Vanmeter, Joseph Strange and Robert Snoddy, gentlemen, shall be, and they are hereby appointed trustees thereof, in addition to any remaining trustees of said town, heretofore appointed; and for the better governing and well ordering the affairs of said town of Pattonburg, it shall be governed in all respects by the provisions, rules and regulations, as contained in this act, in relation to the town of Buchanan in the said county, in the same manner as if the same words were herein repeated, as applying to the said town of Pattonburg.

Town of Pattonburg incorporated.

Trustees appointed.

Rules and regulations for government of town.

8. This act shall commence and be in force from and after the passing thereof.

Commencement.

CHAP. 198.—An ACT providing for a supply of water in the town of Lexington, in the county of Rockbridge.

(Passed December 19th, 1832.)

Whereas, it is represented to the general assembly, by the owners of real property in the town of Lexington, in the county of

Preamble.

Rockbridge, that they labour under great inconvenience and privation, in consequence of the want of water in said town; that former endeavors to devise means to defray the expense of conducting water from a distance, having failed, they are now convinced that the only fair and equitable mode is by a tax on the real property in said town, and are willing that a tax should be imposed for that purpose: Therefore,

Power to lay and collect taxes to conduct water into town.

1. *Be it enacted*, That it shall be lawful for the trustees of the town of Lexington, in the county of Rockbridge, to levy and collect a tax annually, upon the owners of real property in said town, according to the value thereof, not exceeding five hundred dollars, in any one year, for the purpose of being applied, (in aid of any other means they may command,) to defray the expense of conducting into and distributing in said town, water from a distance, or of sinking wells, or otherwise, as said trustees may deem best. Such tax shall continue so long as it may be deemed necessary by said trustees, for the purpose aforesaid. And the money so raised, the manner of applying it, and mode of constructing such works as may be necessary, shall be under the control and management of the said trustees.

Taxes assessed, how to be collected and accounted for.

2. *Be it further enacted*, That it shall be the duty of the sheriff of the county of Rockbridge, to collect, account for and pay over to said trustees, such sums of money as may be assessed against the owners of real property in said town, for the purpose aforesaid, in like manner, and under the same liabilities as prescribed by law for the collection and payment of county levy and poor rates.

Commencement.

3. This act shall commence and be in force from the passing thereof.

CHAP. 199.—An ACT appointing trustees for the town of Christiansburg, in the county of Montgomery, and for other purposes.

(Passed January 7th, 1833.)

Christiansburg incorporated.

1. *Be it enacted by the general assembly*, That the town of Christiansburg, in the county of Montgomery, as the same has been heretofore laid off into lots, streets and alleys, or as the same may be hereafter farther laid off and extended into lots, streets and alleys, shall be, and the same is hereby made a town corporate, to be known and distinguished by the name of "Christiansburg, in the county of Montgomery;" and that Robert Craig, Rice D. Montague, Hamilton Wade, John R. Richardson and Hugh Gibson, gentlemen, shall be, and they are hereby appointed trustees thereof; and, for the better governing and well ordering the affairs of said town, it shall be lawful for the white male freeholders and housekeepers thereof, to meet at some convenient place in said town, on the first Monday in June, in the year eighteen hundred and thirty-four, and on the same day biennially thereafter, and elect by *viva voce* vote, five fit and able men, being freeholders and inhabitants of said town, to serve as trustees thereof, in the room of the trustees hereby appointed, but who shall, nevertheless, be capable of re-election, having the qualifications aforesaid. The persons so elected shall, before they enter upon the duties of their office, respectively take an oath, or make solemn affirmation, before some justice of the peace of the county of Montgomery, well and truly, faithfully and impartially to do, execute and perform the duties of their several offices, according to the best of their skill and judgment. The persons so

Trustees, how elected.

Oath of office.

Presiding officer to be chosen.