

vacancy upon the Bench of the Superior Courts of Law and Equity, which it will be your duty to supply in the progress of the present session. The Judge died during the week designated by law, as the term of Wake Superior Court, and at so late a period in the Circuit, that it was considered inexpedient to convene the Council for the purpose of appointing a successor. His illness occasioned the loss of Johnston and Wake courts; and his death, those of Franklin, Warren, Halifax and Northampton. Casualties of this character, how much soever to be deplored, are often inevitable. It would seem to be at least worthy inquiry, nevertheless, whether the frequency of their occurrence might not be lessened, either by changing the periods at which the Courts are required to be held, to a later period of the year, or so far as respects the circuits on which difficulties of this character have most frequently arisen, by merely inverting the orders, so as to begin in the healthy and terminate in the sickly counties.

The crowded state of the dockets in some of the large Western counties, is such as to amount, in some degree, to a denial of justice; and calls loudly for a remedy. Perhaps the best method of redress, would be the creation of an additional Circuit; and the extension of the term to two weeks, in cases where the accumulation of business requires it.

A Report from the Commissioners appointed to digest and revise the Public Statute Laws of the State, which will necessarily engage a large portion of your time and attention during the present session, is in preparation, and will be submitted at an early day. The vacancy in the commission, occasioned by the illness and consequent resignation of the late Gavin Hogg, Esq. was, in January last, supplied by the appointment of Frederick Nash, Esq. of Hillsborough; who has been, since that period, assiduously engaged in the discharge of its duties.

Duncan Cameron, and Alfred Jones, Esquires, two of the Commissioners appointed, by an Act of the last General Assembly, to superintend the re-building of the Capital, having declined the trust, the appointment was, on the 21st of July last, conferred on the Rev. Doctor McPheeters, and Doctor John Beckwith, of this City. The Report of the Commissioners, which will be transmitted to you at an early period of the session, will exhibit, in detail, the progress which has been made, and the expenditures which have been incurred in the execution of the work.

My term of office, as limited by the Constitution, will expire before the brief period allotted for the discharge of your duties will have passed away. I trust I may be permitted to avail myself of this last opportunity, before I retire from the active and responsible duties of public life, to comparative quiet and seclusion, to express the deep and grateful sense I entertain of the unwavering confidence and kindness so frequently manifested towards me by the people of North Carolina. In every relation of life, in which it may be my destiny to be placed, my most fervent aspirations will arise to Him who controls the destinies of Nations, as of individuals, for the preservation, in their purity, of our free institutions; and the advancement of our citizens in every thing calculated to promote their prosperity and happiness, and add lustre to the character of the State.

DAVID L. SWAIN.  
Executive Department, No. Ca. }  
November 16th, 1835. }

At Rutherford Superior Court, held week before last, Judge Martin presiding, John Garrett was convicted of the murder of Peter Stroud, and sentenced to be hung on the second Friday in December next.

Raleigh Star.

## TARBORO, N. C.

SATURDAY, NOV. 28, 1835.

**The amended Constitution.**—The following are all the returns received. We are fearful that the hope expressed in our last, that the amended Constitution would be rejected, will not be realized. However, we are not yet disposed to "give up the ship."

Counties.	For.	Against.
Anson,	815	44
Ashe,		
Bertie,		
Beaufort,	90	639
Bladen,	6	564
Brunswick,		
Buncombe,	1322	22
Burke,	1097	67
Columbus,	3	391
Caswell,	366	162
Camden,		
Cumberland,	331	429
Carteret,	32	332
Currituck,		
Chatham,		
Craven,	121	270
Cabarrus,		
Chowan,	7	322
Davidson,	1034	33
Duplin,	56	532
Edgecombe,	29	1324
Franklin,	85	617
Granville,	433	308
Greene,		
Guilford,	971	237
Gates,	12	502
Halifax,	239	441
Hyde,	2	431
Hertford,	7	516
Haywood,		
Iredell,	1194	18
Johnston,		
Jones,	22	239
Lenoir,	54	320
Lincoln,	1887	12
Macon,		
Martin,	14	795
Mecklenburg,	1097	239
Moore,		
Montgomery,		
Nash,	8	757
New Hanover,	54	365
Northampton,	12	286
Orange,	1031	246
Onslow,	97	357
Pasquotank,	7	442
Person,		
Pitt,	180	287
Perquimons,	10	431
Robeson,	86	458
Rowan,	1570	24
Randolph,		
Rockingham,	612	68
Rutherford,	1575	2
Richmond,	263	43
Stokes,	1061	71
Surry,	1751	4
Sampson,	148	463
Tyrrell,		
Wake,	243	1124
Warren,	46	580
Wayne,	28	966
Washington,	14	409
Wilkes,		
Yancy,		
	20,004	17,099

We regret to state, that the Poor House of this county was accidentally consumed by fire on Thursday last. It caught fire from the chimney, which was built inside of the house.

Our County Court sat this week. Nothing worthy special notice occurred, so far as we are informed.

**Sparks's Life and Writings of Washington.**—An Agent is now in this vicinity, who will receive subscriptions to this invaluable publication. Those who are desirous of possessing it, had probably better embrace the present opportunity, as Mr. Sparks is pledged to the public that the work shall not be offered less than the subscription price. The following testimonial in its favor, was given by the late Chief Jus-

ice Marshall, and sanctioned by Gov. Tazewell: "I have looked over the two volumes of the writings and correspondence of General Washington, which have been published by Mr. Sparks, and think the work possesses great merit. He has collected valuable information in addition to the letters themselves, which adds to their interest. The character of Mr. Sparks ensures the faithful execution of all he promises."

**Extraordinary.**—A 62 saw cotton gin, made by Henry Chamberlain, of Greenville, Pitt county, picked 6,200 lbs. seed cotton per day for four successive weeks, —i. e. 100 lbs. to the saw per day.—*Com.*

FOR THE TARBORO' PRESS.

**Mr. Howard:** Perceiving an error in my communication inserted in the Press of the 21st inst. & fearful lest it might astound the rearers of pumpkins, and by that means deprive us of several good stories, I wish it so amended as to read 2000 lbs. pumpkins, instead of 200 pumpkins. H.

**Governor's Message.**—We insert to-day the valedictory message of Gov. Swain. It will richly repay an attentive perusal, comprising as it does, several important suggestions relating to the future policy of this State, which are generally unexceptionable. We trust, however, that the Governor's views respecting the proceeds of the public lands, will not be sanctioned by the Legislature. We should bitterly regret to see the States become pensioners of the General Government, and the dividing among them the proceeds of the public lands, or the surplus revenue, we can view in no other light. If the national treasury is overflowing, the most prudent and proper course is to reduce the revenue derived from imposts, instead of opening a fountain of corruption at the seat of each State government.

**General Assembly.**—Both Houses during the past week, were principally engaged in the appointment of their officers, committees, &c.

In the Senate, on Friday, Mr. Cooper of Martin, presented a resolution proposing that the General Assembly adjourn on the 20th day of December next, and that the Clerks be directed to make up their estimates to that day; which was passed, ayes 29, noes 29, the Speaker voting in the affirmative. The resolution was then laid on the table.

In the Commons, on Thursday, Mr. Clingman presented resolutions, relative to the disposition of the public lands, or the proceeds thereof. Mr. Manly, a resolution effectually to suppress the vice of gambling. On Friday, Mr. Hoke presented a resolution calling upon the Secretary of State to communicate to this House the number of Grants which have been issued by this State for Lands within the State of Tennessee, showing the number of acres in each Grant, and whether for Revolutionary services, or otherwise. On Saturday, Mr. Graham introduced a bill to allow further time for the registration of Grants, mesne conveyances, deeds of gift, &c. &c. which was read the first time. [Allows three years.] Mr. Clingman, a resolution for amending the Road laws. Mr. Buie, a resolution enquiring into the expediency of amending the revenue laws by increasing the tax on pedlars.

Raleigh, Nov. 24.

**Legislature.**—The proceedings, so far, possess but little interest. The Committees, however, are now all appointed.

They will go to work and digest the propositions before them, when work enough will be carved out.

**Resolutions** on the subject of the Public Lands have been introduced by Mr. Clingman, of Surry county. They are a literal copy, we believe, of those adopted by the House of Commons, at its last Session.

On Friday last, Alexander Troy, Esq. was re-elected by the Legislature, Solicitor of the fifth Judicial Circuit.—Mr. Troy's name was alone in nomination, but the vote stood—Troy 128, Dillion Jordan 39, Blanks 20.

On Saturday, William Hill, Esq. was re-elected Secretary of State, without opposition. And, Philo White was elected Printer to the State, for the ensuing year, by the following vote:

White,	105
Thos. J. Lemay,	89
Blank,	1

Register.

**The Speaker's Election** in the House of Commons having been contested on party grounds, we may be excused for claiming the result as a triumph for the democratic cause. William L. Haywood, Jr. Esq. the new Speaker, is favorably known as among the most prominent, uniform and talented advocates of the Republican party in the State.—Without derogating from the standing of his highly respectable and talented opponent, Wm. A. Graham, Esq. we believe we are awarding no more than sheer justice to Mr. Haywood, in expressing a belief that no member of the House could have been selected to preside over its deliberations, whose suavity of manners and varied qualifications more peculiarly fitted him for an able and efficient discharge of the responsible duties of the station.

It will doubtless be readily perceived by the political readers, that this test of the strength of parties fully sustains our estimate, published immediately after full returns of the August elections had been received. The whig and nullifying presses assailed our classification unsparingly, at the time; but, confident of its faithfulness, we expressed a willingness to abide the issue of any purely party question which might come before the legislature; and we now have the most emphatic reply that could be made to the efforts of the opposition to discredit our statements, in the result of the ballot for Speaker:—

Haywood,	68
Graham,	51
Blank,	1

Adding this to our majority in the Senate, and the aggregate is swelled even beyond our calculation.—*Raleigh Standard.*

**The Disputed New Hampshire Boundary.**—We are happy to learn that the rumored loss of lives in the late conflict between the New Hampshire people and the Canadians, is without foundation. Two persons only were wounded. Adj. Gen. Lord has been despatched thither by the Governor of the State.—*N. Y. Star.*

**New York** has again gone for Jackson and Democracy, by overwhelming majorities throughout the State.

**New Jersey.**—The Legislature of New Jersey has passed resolutions instructing their Senators to vote for Col. Benton's expunging resolutions, or to "resign their seats;" and instructing Senators and requesting Representatives to vote against re-chartering the United States Bank, or the charting of any other similar institution.

**Vermont.**—The Legislature of Vermont have been unable to make an election of Governor. After sixty three ineffectual ballots, a motion to dissolve the joint meeting of the two Houses, prevailed by a vote of 113 to 100.

**Accident.**—At a corn shucking, at Mr. Elisha McDaniel's, in Northampton county, on Saturday evening last, two persons were

burnt to death; one a free man of colour, by the name of Ezekiel Wilkins, about 21 years old, also a negro boy, the property of Edmund Jacobs, Esq. about fourteen. The circumstances are these, as well as I can learn: The hands finished shucking out the corn at one place, and put the shucks in the fodder house, and it is supposed that the two unfortunate individuals had crept in and gone to sleep in the shucks—after this, the hands went to the house to get some refreshment, when these two boys were found missing. One of the negroes took a light and a small boy with him, and went to the stack in search—the boy held the fire while the other examined the stack, at this instant the shucks and fodder took fire, and it was with difficulty that the boy escaped, who was searching. The remnant of the bodies was found next day burnt to a cinder.

Halifax Adv.

**Distressing Incident.**—On Wednesday night last, between 8 and 9 o'clock, Benjamin Enus aged about two years and six months, son of Mr. William Shaw, merchant of this town, was missing from the house of its parents. Diligent search was made by the family, but no tidings of the child could be heard;—the heart-rending screams occasioned by the overwhelming distress of its mother, who had gone in the street to look for her helpless babe, were soon heard by a number of families and citizens. The streets and houses were searched; after a considerable time—awful and distressing to relate—the little innocent was found, by its anguished father, floating on the water! It appears that the child, after dark, while its mother was absent from home, had strayed from the house, with other little children, and it is supposed, subsequently wandered alone, looking for its home, (the night being dark and rainy,) till it got to the river, when, alas! it fell into the devouring element! The child having been brought to the house, every means were used by the Physicians to resuscitate it, but in vain—the vital spark had fled.

Wash. Whig.

**A Diamond found in North Carolina.**—The last Charlotte Journal announces that a Diamond has recently been discovered in that region. It was sent on to the North, and pronounced the "real grit."

**Petersburg Market, Nov. 19.**—Cotton.—Since our last the demand has been brisk and sales at 15 1/2 a 15 5/8 cents. The New York, Philadelphia, and Southern Markets have declined.

Nov. 23.—Cotton—15 5/8 Int.

**Corn.**—We regret to learn that the prospects of an abundant crop of Indian corn, which were never finer, have been to a considerable extent disappointed by the long continuance of warm weather, which prevented the natural course of drying. We have heard of many farmers who have gathered their corn and housed it, but upon inspection have found it unfit for use: while the exterior of the ear appeared dry and sound, the cob, and what is called the heart of the grain, were in a state of decay. Vast quantities are even now remaining in the fields from an apprehension of similar consequences.

We have heard much of Winter's lingering in the lap of Spring; we may now say that Summer is revelling on the fruits of Autumn. Fruits and even corn and cotton have taken a second growth!

Norfolk Herald.

**Elder Piram Pucket** is by appointment to preach at Old Town Creek M. H. on Friday, 11th December; at Tarborough, on Sunday, the 15th; at Coneto, on Tuesday, the 15th; at Cross Roads, on Wednesday, the 16th; at Log Chapel, on Thursday, the 17th; at Kehukee, on Friday, the 18th; at Lawrence's, on Saturday, the 19th; at Upper Town Creek, on Sunday, the 20th; at Falls Tar River, on Monday, the 21st; at Pleasant Hill, on Tuesday, 22d. *Com.*



### Republican Nominations.

FOR PRESIDENT,  
MARTIN VAN BUREN, of N. Y.  
FOR VICE PRESIDENT,  
RICHARD M. JOHNSON, of Ky.

MARRIED.  
In this county, on Thursday evening last, by Benj. Boykin, Esq. Mr. John Knight to Miss Martha Crawford.

DIED.  
In this county, a few days since, aged about 56 years, Mr. Reuben Barnes, a highly respected planter.

### Prices Current.

At Tarboro' and New York.

NOV. 23.	per	Tarboro',	New York.
Bacon,	lb.	9 10	10 11
Beeswax,	lb.	18 20	20 22
Brandy, apple,	g. lb.	40 45	40 45
Coffee,	lb.	13 16	11 13
Corn,	bush.	50 55	58 60
Cotton,	lb.	14 14 1/2	15 15 1/2
Cotton bag's,	yard.	20 25	24 25
Flour, sup.	bid.	700 750	600 650
Iron,	lb.	4 5	3 4
Lard,	lb.	9 10	9 11
Molasses,	gall'n	35 40	37 42
Sugar, brown,	lb.	10 12 1/2	11 12 1/2
Salt, T. I.	bush	60 65	60 65
Turpentine,	bid.	250 275	375 400
Wheat,	bush	80 90	125 140
Whiskey,	bid.	45 50	50 55

**Peach Brandy.**—WISH to purchase 10 barrels of PEACH BRANDY, for which the highest price will be paid in cash.

J. W. COTTEEN.  
Tarboro', Nov. 23d, 1835.



### VALUABLE Town Property FOR SALE.

The Subscriber offers for sale his **Real Estate in Tarboro',**

Consisting of a large and comfortable dwelling house and good out-houses—one of the largest and best arranged Store houses in N. C. with large and convenient arranged ware houses—Also, one Lot with large screw and gas house on it, a first rate set of stables, good carriage houses, sheds, etc. etc. The above property will be sold very cheap and terms made easy—likely young negroes would be taken in payment.

SPENCER D. COTTEEN  
24th Nov. 1835. 48 4

### Notice.

THE Subscriber having qualified as Administrator on the estate of Sally Cherry, dec'd, hereby notifies all persons having claims against said dec'd to present them within the time limited by law or this notice will be plead in bar of their recovery—and all those indebted will pay immediately no indulgence can be given.

ON MONDAY, the 14th December next, will be sold at Public Sale, at the late residence of deceased, one likely

### Young negro Fellow.

Corn, fodder, cattle, household and kitchen furniture, and many other articles too tedious to mention. Six months credit will be given, the purchaser giving bond and security before the property is changed.

Aaron Atkinson, Adm'r.  
Nov. 23d, 1835. 48 5

### Lost.

ON MONDAY, the 23d inst. in Tarboro', a sheep skin

### Pocket Book.

With my name written on the paper pasted to the strap, containing a note of hand vs. James Pickett for \$56—one vs. John J. Davis for \$30—one vs. Daniel Blake for about \$40—one vs. John Pickett for \$25, and other papers and recollections. A liberal reward will be given, for the return of said pocket book. All persons are cautioned against trading for the above notes.

JACOB THOMAS  
Nov. 24, 1835. 48 6