

Mr. Bryan moved to reconsider the vote taken on Saturday last, on concurring in the report of the committee of the whole, on the resolution relative to the Supreme Court, which was agreed to.

The question then recurred on concurring in the report of the committee of the whole, which was not agreed to, and the said vote being reconsidered, the resolution was amended, and committed to a select committee, consisting of Messrs. Welborn, Bryan, Johnson, Hargrave and M'Leod, with instructions to report a bill pursuant to the provisions therein contained.

On motion of Mr. Boykin, Resolved, that the committee of Finance be instructed to inquire into the inequality and want of uniformity which exist in the several counties in this State, in giving in the valuation of lands to persons authorized to take the list of taxable property, and that they devise some uniform mode throughout the State for the more equal assessment of taxes on lands according to value; and that they report by bill or otherwise.

Mr. Forney, from the committee on Internal Improvement, to whom was referred the bill to appoint commissioners to lay off a road from Lee's mills to the head of the Newland, in Washington county, reported the said bill with an amendment; which was agreed to.

Mr. Forney, from the same committee, reported a bill to repeal so much of the several acts establishing a state road from Fayetteville to Morganton, so far as it relates to Cabarrus county, which passed its first reading.

Mr. Seawell, from the committee on the Judiciary, to whom was referred the bill prescribing the duties of executors and administrators, in certain cases, reported the said bill, with an amendment; which was agreed to, and the bill ordered to be printed.

Mr. Hill, from the committee on Education, reported a bill to create a fund for the purpose of educating that part of the infant population of this State, who shall, from time to time, be found destitute of the means of becoming otherwise properly taken care of, in that particular; which passed its first reading, and was ordered to be printed.

Mr. M'Leary presented the petition of a company of militia of Mecklenburg county. Referred to the committee on the Militia Laws and Public Arms.

Mr. Carson presented the petition of sundry inhabitants of Rutherford county, praying that compensation be allowed for services rendered by justices of the peace. Referred to the committee of Propositions and Grievances.

Mr. Sullivan presented a bill to regulate the inspection of small lumber; which passed its first reading.

The resolution in favor of William Lytle, of Rutherford county, was rejected on its second reading.

The bill concerning the election of constables in Orange county, was read the second time, and, on motion of Mr. Montgomery, ordered to lie on the table.

The engrossed bill to repeal, in part, the first section of the act of 1822, entitled "An act to authorize the County Courts of Chatham, and other counties therein named, to appoint a committee of Finance, was read the second and third times, passed, and ordered to be enrolled.

The bill respecting the election of Sheriffs and other county officers, laying the county taxes, and appointing jurors to serve at the Superior Courts in Cumberland county, was read the second and third times, passed, and amended; on motion of Mr. Bethune, by striking out the words "a majority of a majority," in the 11th and 12th lines of the second section, and inserting "A majority of the acting justices being present, a majority of that number." The said bill was then ordered to be engrossed.

Mr. Barringer, from the select committee, to whom was referred the bill to amend the act of the last session, entitled "An act to amend the laws making provision for widows," reported the same, with an amendment, which, together with the bill, was ordered to lie on the table.

A message from the other House, stating that they have passed the bill, from the Senate, for the relief of the trustees of the Oxford Academy, with an amendment, viz, by striking out the words "three thousand pounds," and inserting in lieu thereof, the words "ten thousand dollars." Which amendment was agreed to by the Senate.

Tuesday, Dec. 7. On motion of Mr. Legrand, the Senate proceeded to the consideration of the bill to authorize Charles C. Coppage to collect the arrears of taxes due him in Montgomery county, and the said bill being read, it was on motion of Mr. Legrand, amended by adding the following words: "Provided, that nothing herein contained shall extend to the collection of taxes from executors and administrators, or from persons having remained out of the State, or from persons who will qualify before some magistrate, that they have paid the same." The question then recurred on the passage of the bill the third time, as amended; which was determined in the negative.

Mr. Love, from the committee of Finance, to whom was referred a resolution directing an inquiry into the expediency of reducing the tax on those who trade on navigable waters, reported that the committee deem it inexpedient to diminish such tax, and moved to be discharged from further consideration of the subject, which, on motion of Mr. Johnson, was ordered to lie on the table.

Mr. Sluober, from the committee of Propositions and Grievances, to whom was referred the petition of the heirs at law of John Kirt, deceased, made a report thereon, and moved that the petitioners have leave to withdraw their papers, which was agreed to.

Mr. Hill, from the same committee, reported a bill for the relief of James Langron, of Loudsburg; which passed its first reading.

Mr. Davidson, from the committee of Claims, to whom was referred the petition of William Boylan, on behalf of himself and others, reported thereon, and moved that the committee be discharged from the further consideration thereof. On motion of Mr. Sluober, the said petition was recommended to the same committee, with instructions

The bill concerning District and Alimony, was read, and referred to the committee on the Judiciary.

A message from the other House, stating that they have passed a bill making compensation to jurors of Washington county, for attending the Superior and County Courts of said county; and a bill concerning the trial of slaves and free persons of color in Gates county. Thereupon the said bills were read the first time, and passed.

A message from the other House, proposing to appoint a joint committee, to wait on the Governor elect, and conduct him into the Commons Hall for the purpose of taking the oath of his office, and stating that Messrs. Williamson and Donoho form the committee on their part. The proposition was agreed to, and Messrs. Bryan and Hill were appointed the committee on the part of the Senate.

The bill to amend the act of 1810, entitled "An act to prevent any person or persons from working scines, skimming acts, or of setting nets in Tar or Pamlico rivers on Sunday and Sunday nights, and Thursday and Thursday nights, in every week from the 15th of January to the 25th of March, in each and every year," was read the second time, and committed to a select committee, consisting of Messrs. Speight, Williams of Beaufort, Joiner, Wilson and Davis.

On motion of Mr. Barringer, Resolved, that the select committee, to whom was referred a bill respecting company musters, be instructed to inquire into the propriety of abolishing, in part, the drilling of the officers belonging to the several regiments in this State.

The engrossed bill, making compensation to jurors of Washington county for attending the Superior and County Courts of said county, was read the second and third times, passed and ordered to be enrolled.

Mr. Hogan presented a bill, to insure, more effectually, the administration of justice in the trial of state causes; which passed its first reading.

Wednesday, Dec. 8.

A message from the other House, stating that Messrs. Styron and Elliott wait on the Senate to conduct the balloting for artillery officers of the State; and that the name of Jesse Birdsall is withdrawn from the nomination as Major, and the name of Samuel Hawley substituted in lieu thereof. Thereupon Messrs. Williams of Beaufort and Brittain were appointed superintendants of the balloting on the part of the Senate.

Mr. Love presented a bill, giving the assent of North Carolina to, and enforcing in this State, certain acts of the Legislature of Tennessee, relating to the Smoky Mountain Turnpike Company, and authorizing a subscription, on the part of this State, to the stock of said company; which passed its first reading, and was referred to the committee on Internal Improvement.

Mr. Welborn, from the committee of Divorce and Alimony, to whom was referred the petition of Isaac Barr, of Stokes county, praying to be divorced from his wife Elizabeth, reported unfavorably to the prayer of the petitioner. Concurred in.

Mr. Welborn, from the same committee, reported a bill to divorce John Keaton, of Pasquotank county, from his wife Susanna; also, a bill for the relief of Violet W. Lindsay, of Mecklenburg county. Which bills passed their first reading.

Mr. Pool presented the petition of Marian White, praying to be divorced from her husband John White. Referred to the committee of Divorce and Alimony.

Mr. M'Leod presented the petition of Allen S. Ballinger, Sheriff of Johnston county, praying that a certain sum of money, which he has paid into the Treasury, be refunded to him. Referred to the committee of Claims.

Mr. Williams of Beaufort, from the balloting committee for artillery officers, reported that Henry W. Ayer, as Colonel; James Townes, as Lieutenant Colonel, and Saml. Hawley, as Major, are duly elected; which report was concurred in.

Mr. Wilson, from the select committee appointed to consolidate the several bills, before the Senate, for altering the names & legitimating the persons therein named, reported a bill upon that subject, as an amendment; which was read, further amended, by inserting other names therein, passed and ordered to be engrossed.

Mr. Seawell presented a bill further to suppress vice and immorality; Mr. Hargrave, a bill to secure the farmers of this State against impositions and unnecessary delay at market; Mr. Welborn, a bill to authorize and point out the method how the road, commonly called the State road, running through Haywood county, may hereafter be altered; and Mr. Copeland, a bill making compensation to the Jurors of the Superior and County Courts of Hertford; and, also, a bill to suppress the practice of cock-fighting. Which bills passed their first reading.

Mr. Welborn presented a bill to repeal the act of 1823, entitled "An act to add a part of Currituck county to Hyde county." Read the first time, passed, and referred to the committee of Propositions and Grievances.

The bill concerning the election of constables in Orange county, was, on motion of Mr. Montgomery, referred to a select committee, consisting of Messrs. Montgomery, Forney, Love, M'Leod and Williams of Moore.

The engrossed bill, to amend the act

of 1819, entitled "An act to amend the act of 1810, relative to the trial of slaves and free persons of color in Gates county," was read the first time, passed, and ordered to be enrolled.

The engrossed bill, concerning the trial of slaves and free persons of color in Gates county, was rejected—39 to 7.

HOUSE OF COMMONS. Thursday, Dec. 9.

The following bills were presented and read the first time.

By Mr. Matthews, a bill to amend an act passed in 1815, laying duties on sales at auction, of merchandise; Mr. Bailey, a bill to empower the commissioners of Elizabeth City to appoint a Fire Company, and for other purposes; Mr. Cowan, a bill to incorporate the Mechanics' Benevolent Society of Wilmington; Mr. Vail, a bill to authorize Henry Downing, Executor of Stephen Downing, deceased, to collect arrears of taxes for 1821—referred to the committee of Propositions and Grievances.

Mr. Watson, a bill to authorize the County Court of Hyde to issue licenses to retail spirituous liquors; Mr. Ralford, a bill to legitimate Narcissa Killingsworth, and for other purposes; Mr. Hill, a bill to alter the time of holding the County Courts of New-Hanover; Mr. Blount, a bill to incorporate the Agricultural Society of Beaufort county; Mr. W. D. Barnard, a bill to appoint commissioners to contract with Jer. Land, for the purchase of a piece of land for the use and benefit of the county of Currituck.

The bill to establish a State Bank, made the order of the day for Monday next.

A message was received from the Governor, enclosing a communication from the Commissioners of Navigation of Wilmington, relative to the improvement of the Cape-Fear—Referred to the committee on Internal Improvements.

Mr. S. Miller, from the committee of Claims, reported unfavorably to the petition of Wm. L. Hill, of Onslow; which was concurred in—Yeas 86, Nays 42.

Mr. Miller reported unfavorably, also, on the claim of John H. Hill, of Cartaret. Concurred in.

Mr. Stanly, from the Judiciary Committee, reported a bill directing the time and place of selling lands and Slaves under execution in Buncombe county; and a bill to amend an act concerning Divorce and Alimony, passed in 1814. Read the first time.

Friday, Dec. 3.

Mr. Jones, from the committee of Finance, presented a letter from the Treasurer, addressed to him as chairman of that committee, explanatory of his annual report so far as relates to the money paid the Civil Engineer. Ordered to be printed.

Mr. E. mandison presented a bill authorizing Wm. Athey and Asaph Wilson, of Haywood, to erect Gates at places therein mentioned; which was read the first time.

Mr. Hill, of New-Hanover, from the committee of Internal Improvements, to whom was referred the bill authorizing an increase of the capital Stock of Clubfoot and Harlow Creek Canal Company, reported that it is expedient to pass the same. The report was concurred in, and the bill read the first time.

Mr. Rainey, from the committee on Privileges and Elections, to whom was referred the resolution, instructing them to inquire into the expediency of restoring the District mode of electing Electors of President and Vice-President, reported, that it is inexpedient, at this time, to make any alteration. Concurred in—Ayes 70, noes 54.

Saturday, Dec. 4.

A message was sent to the Senate, proposing to ballot this morning, for officers of Artillery, and informing that Henry W. Ayres, as Colonel, James Townes, as Lieut. Colonel, and Jesse Birdsall, as Major, are in nomination.

The following bills were presented and read the first time: By Mr. McMillan, a bill authorizing James J. McKay, of Bladen, to erect and keep up a toll gate; Mr. Howell, a bill to repeal an act, passed in 1823, to repeal an act passed in 1818, to repeal the first section of the 29th chap. of the act of 1791, so far as relates to the counties of Robeson, Columbus, Ashe, Richmond, Moore, Duplin, Cartaret and Johnston, so far as the same relates to the counties of Robeson and Richmond; Mr. Love, a bill to prevent persons from falling timber into the Tuckasee river, and Cany Fork thereof, within Haywood County; Mr. Williamson, a bill prescribing the duty of Constables and other officers in certain cases—referred to the Judiciary Committee; Mr. S. Miller, a bill to repeal the 6th sec. of an act, for the more uniform and convenient administration of Justice, passed in 1806, and to locate the Judges of the Superior Courts.

On motion of Mr. Helme, the Treasurer was directed to exhibit to this House, the amount of monies received from the several Clerks and Sheriffs, in conformity with the act of 1823, for the promotion of Agriculture, &c. and also the amount due from them.

Mr. Stanly, from the Judiciary Committee, to whom was referred the resolution instructing them to inquire into the expediency of passing a bill to compel persons intending to erect any mill or dam, to remove all vegetable matter previous to such erection from the ground which would probably be overflowed by the water of such dam, reported that it is inexpedient to pass such bill. Concurred in.

Monday, Dec. 6.

Mr. Haynes Waddle, the member elected to represent the county of Brunswick in the place of Jacob W. Leonard, deceased, appeared, qualified, and took his seat.

Mr. Busbee presented a bill concerning usury; and Mr. Dymun, a bill to authorize the town Commissioners of Halifax to make a settlement with the Commissioners appointed, under the act of 1818, to sell and lay off the town lots, and for other purposes. Which bills passed their first reading.

Mr. Swain presented the petition of William Murray and other citizens of Buncombe county, on the subject of the migration of free persons of color to that county, and praying for the imposition of a heavy capitation tax on such persons migrating to this State. Referred to the committee of Finance.

Mr. S. Miller, from the committee of Claims, to whom was referred the petition of Thomas Marshall, Sheriff of Cartaret county, reported favorably to the prayer of the petitioner.

Mr. Polk, from the committee of Propositions and Grievances, to whom was referred the petition of M. South, of Perquimans County, reported unfavorably to the prayer of the petition, recommending its rejection; which report was concurred in.

Mr. Cowan presented the petition of several merchants of Wilmington, praying for the repeal of the tax on merchants, and Mr. Wilson, the petition of sundry citizens of Wilkes county, on the subject of the public square in Wilkesborough. Ordered that said petitions be referred—the former to the committee of Finance, and the latter to the committee of Propositions and Grievances.

On motion of Mr. Jones, Resolved, that the committee on Internal Improvement be instructed to inquire into the expediency of reducing the Board of Internal Improvement, as organized by the act of 1819, from six to three members; and that they report by bill or otherwise.

On motion of Mr. Neely, Resolved, that the committee on Internal Improvement be instructed to inquire into the expediency of reducing the wages of the Secretary at present attached to the Board.

Mr. Polk, from the committee of Propositions and Grievances, to whom was referred the resolution in favor of Marshall Diggs, of Anson county, reported that it is expedient to pass the said resolution; which report and resolution were concurred in.

Mr. Polk, from the same committee, reported favorably on the petition of Nelson Nash, of Anson county, recommending the passage of a bill to restore him to the privileges of a citizen. The report was concurred in, and the bill read the first time and passed.

On motion of Mr. Bain, Resolved, that the committee on Military Affairs be instructed to inquire into the expediency of repealing that part of the militia laws, which makes it the duty of the commanding officers of regiments to call out and drill, at least three days in each and every year, the officers of their respective regiments, and make it the duty of commanding officers of regiments to attend company musters in person, and drill the same in rotation, as by them deemed most expedient, not exceeding two days in every year.

Mr. Picott, who had leave to withdraw the bill, to alter the time and places of holding elections in Washington county, for amendment, presented on Thursday last, returned the bill, amended; which was read the first time and passed.

The Speaker laid before the House a communication, from the Public Treasurer, relative to the affairs of the State Bank; which was ordered to be printed.

A communication from the Governor, transmitting the annual Return of the Adjutant General of the State; and resolutions, passed by the Legislatures of Georgia and Ohio, relative to amending the Constitution of the United States.

Ordered, that so much of the said communication as relates to the militia, be referred to the committee on that subject; that the resolutions of the Legislature of Georgia, be referred to the committee of the whole House, and made the order of the day for Wednesday next; and that the resolutions of the Legislature of Ohio be referred to a select committee, consisting of Messrs. Swain, Helme, Jas. Hill, Shipp and Graham.

The bill to alter the present mode of electing sheriffs, and to vest the right thereof in the free people of this State, was read the second time, amended, and rejected—Yeas 60, noes 68.

Tuesday, Dec. 7.

On motion of Mr. McNeill, Resolved, That the Judiciary committee be instructed to inquire into the expediency of passing a law, giving to the Superior Courts of this State exclusive jurisdiction of all pleas and prosecutions of the State, and that said committee report by bill or otherwise.

Mr. Durrett presented the petition of Jonathan Haines and others, of Surry county, praying that the justices of said county be authorized to elect a certain number from their own body to hold the Courts of said county. Referred to the Judiciary Committee.

The following bills were presented, read the first time and passed: By Mr. Wilson, a bill to repeal the act of 1820, entitled "An act directing the County Court officers therein named in certain cases; Mr. Clements, a bill to appoint commissioners for the town of Clemmons in Davidson county; Mr. Tillett, a bill to repeal the act of 1822, entitled "An act making compensation to the Superior and County Courts of Franklin and Camden; and Mr. Howell, a bill for the better regulation of the County Courts of Robeson.

On motion of Mr. Ashe, Resolved, That the Library committee be instructed to ascertain what laws of the other States are not in the public library, and the propriety of procuring the same; and that they report by bill or otherwise.

Mr. W. C. Martin presented the petition of sundry inhabitants of Surry county, praying for the establishment of a road described in therein. Referred to the committee on Roads.

Mr. Polk, from the committee of Propositions and Grievances, to whom was referred the petition of John Goige and others of Haywood county, reported unfavorably to the prayer of the petition, and recommended its rejection; which report was concurred in.

Mr. Polk, from the same committee, reported favorably to the petition of Thomas Small, of Chowan county, recommending the passage of a bill, presented by him, for the relief of the petitioner. The report was concurred in, and the bill reported read the first time and passed.

Mr. Stedman presented a bill, fixing the places where the elections are to be held in Gates county; which was read and ordered to lie on the table.

The following bills, from the Senate, were read the first time and passed: The bill to authorize and empower the County Court of Haywood to contract with Joshua Allison, or any other person, to repair & constantly keep open the Catawchee road, leading from Jonathan's Creek, in Haywood County, to where it will intersect Nathan's turnpike road, in Tennessee, so as to drive stock and pack-horses can pass the same with convenience; the bill to divorce Lones Tompkins, of Wake, from his wife Nancy, the bill to amend an act, entitled "An act for the better regulation of the town of Statesville, in Iredell county, and the bill respecting the election of sheriffs and other county officers, laying the county taxes, and appointing Jurors to serve at the Superior Courts in Cumberland.

The following bills, from the Senate, were read the first time and passed: The bill for the relief of James Langron, of Loudsburg; the bill authorizing the Board of Internal Improvement to make a road from Lee's mills to the head of Newland, in Washington county; the bill to make a road across the Brushy Mountain, at Greer's Gap; and the bill to regulate the County Courts of Columbus, and for other purposes.

Mr. Edwards presented a bill to authorize John Holliday and Sarah Bright, administrator and administratrix of Richard Bright, deceased, late Sheriff of Greene county, to collect the arrearages of taxes that remain due to the intestate; which passed its first reading.

Received from the Governor a communication, enclosing a letter which he had received from the Secretary of State of the United States, with four copies of the original Declaration of Independence, and the original Declaration of Independence placed therein, and that he dispose of them agreeably to the resolution of Congress, concerning the Governor's Message.

On motion of Mr. Williamson, Resolved, That the joint select committee on the Library be instructed to inquire into the expediency of appropriating annually a certain sum of money for the gradual and regular increase of the public library of this State; and that they report by bill or otherwise.

The Speaker laid before the House a report from the Public Treasurer, exhibiting the amount of monies received from the several Clerks and Sheriffs in consequence of the acts of 1822 and 1823, for the promotion of Agriculture and domestic manufactures, and the amount due from Clerks and Sheriffs, as returns received. And filed in his office. Referred to the committee on Agriculture.

The Speaker laid before the House a memorial of the Circuit Court Judges, suggesting the advantages that would arise from the Courts, in the eastern districts of the State, particularly, commencing on the first Monday in October; which was referred to the select committee, consisting of Messrs. Blount, S. Miller, Iredell, Bailey, Foy, Hines, Helme, Jones, J. A. Hill, Waddell and Ashe.

His excellency Hutchins G. Burton, Governor elect, attended in the Commons Hall at 12 o'clock, both houses being assembled for the purpose, and qualified as Governor of the State for the ensuing year, by taking the several oaths of office, prescribed by law, which were administered by Chief Justice John L. Taylor.

Wednesday, Dec. 8.

On motion of Mr. Williamson, Resolved, that a special committee be appointed, to whom shall be referred all bills, at their second reading, for revision and correction; and that Messrs. Williamson, Scott, Donoho, Taylor and McCady form said committee.

Mr. Matthews presented a bill concerning the town of Fayetteville; which passed its first reading.

Mr. Stanly, from the committee on the Judiciary, to whom was referred the bill to compel the Clerks of the County and Superior Courts, the Clerk and Master in Equity, and the Register in Davidson county, to keep their respective offices at the court house in said county, reported that, in the opinion of the committee, it is expedient to pass the said bill. The report was concurred in, and the bill read the second time and passed.

Mr. Stanly, from the same committee, to whom was referred the bill to amend the act of 1819, providing for the payment of witnesses in certain cases, reported the bill, with an amendment, and recommended the passage thereof. The report was concurred in, and the bill, as amended, read the second time and passed.

Mr. Stanly, from the same committee, to whom was referred the resolution, instructing them to inquire into the expediency of authorizing the County or Superior Courts to sell any lands, or part of lands, which any infant may have when his or her personal property may not be sufficient to maintain him or her, &c. reported that it is expedient to make any alteration in the law in that respect. Concurred in.

On motion of Mr. Ashe, Resolved, That a select committee be appointed to inquire into the necessity of amending or repealing the laws of this State, and that they be authorized to send for persons and papers.

Messrs. Ramsay, Ashe, Cowan, M'Mullan and Singletary form said committee.

Mr. Blount presented a bill to provide for the payment of expenses incurred for the suppression of the small pox in the town of Washington; which passed its first reading.

The following bills, from the Senate, were read the first time and passed: The bill for the relief of James Langron, of Loudsburg; the bill authorizing the Board of Internal Improvement to make a road from Lee's mills to the head of Newland, in Washington county; the bill to make a road across the Brushy Mountain, at Greer's Gap; and the bill to regulate the County Courts of Columbus, and for other purposes.

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