LAWS OF NORTH CAROLINA. Passed in 1850-31,

(BY AUTHORITY.)

As actus extend the jurisdiction of the Supreme Court is certain cases.

Be it enacted by the General Assembly of the State of North
Carolina, and it is hereby exacted by the authority of the same,
That whenever it shall be deemed necessary, on the part of the
State, to institute proceedings to vacate and repeal any letters
satent, for fraud, false suggestion, or other cause, the Supreme
Court shall have original auguizance thereof; and such proceedings shall be by bill in equity, or information in the neture of a
bill in equity, to be exhibited in the name of the Attorney Genelife the time being, on behalf of the State; and the proceedal for the time being, on behalf of the State; and the proceed An set to prohibit free persons of colour from pedding and hawking out of the figs thereupon shall be according to the course and practice in limits of the courty in which they respectively reside.

Be it enacted by the General Assembly of the State of North II. And be it further enacted. That when, upon the hearing of Carolina, and it is hereby enacted by the authority of the same,

wer, by its decree, to declare the same repealed, rescinded

equity, or information in nature thereof, shall have been already shibited in any of the Superior Courts of Equity, and may be ow pending therein, the same shall at any time, on motion of ither party therein, be, by order of the court in which the same spending, removed into the Supreme Court; and the said Sueme Court shall, by such order of removal, acquire and have he same cognizance of the cause as if it had been originally comenced in the said court, according to the previsions of the first

An set to preserve the public buildings in the city of Ruleigh.

Be it enacted by the General Assembly of the State of North arolina, and it is hereby enacted by the authority of the same hat the Governor, Treasurer, Secretary of State and Comptrolbe appointed commissioners, and they or a majority of them and are hereby authorised to contract for, and superintend covering of the State House and the office of the Secretary State with copper, tin or zinc, or other approved composition, render the same fire proof: Provided the same can be done for thousand dollars; and if the proposed work cannot be exeuted for that sum, then the said commissioners shall ascertain he probable cost thereof, and make report to the General Asnbly at its next session.

II. And be it further enucted, That the Commissioners of the ablic Buildings be required forthwith to cause the damage done the State House by the late fire to be forthwith repaired, and e chimneys to be examined and repaired; and further, that they use a trap door to be made in the upper ceiling of the office of e Secretary of State.

III. And be it further enacted, That each fire place in the State ouse be furnished with a fender, and part of the floor adjacent each be covered with sheet iron.

IV. Be it further enacted. That said commissioners shall cause be advertised in one of the public prints in the town of Faytteville and the State Gazette, for the space of four weeks, that bey will let out the repairs to be made to the Governor's House he State House and Secretary's office, on some given day, to the owest bidder, he giving bond, with good security, that the work hall be completed and faithfully executed.

V. Be it further enacted. That the Governor be authorised to naw upon the Treasury for the sum necessary to effect the above

revent interina persons of colour and white persons and slaves, and for other purposes.

Be it enacted by the General Assembly of the State of North arolina, and it is hereby enacted by the authority of the same, hat hereafter it shall not be lawful tor any free negro or free erson of colour to marry a white person; and any marriage ereafter solemnized or celebrated between any free negro or te person of colour and a white person shall be null and void.

If Be it further enacted, That if hereafter any clerk of the burt of Pleas and Quarter Sessions shall knowingly issue any sense for a marriage between any free negro or free person of plour and a white person, he shall be guilty of a misdemeaner nd upon conviction before any court having jurisdiction, shall e fined and imprisoned at the discretion of the court; and any dergyman, minister of the Gospel or justice of the peace, who hall knowingly marry any free negro or free person of colour to white person, shall be guilty of a misdemeaner, and upon coniction in any court having jurisdiction, shall be fined and impri-

med at the discretion of the court. III. Be it further enacted, That hereafter it shall not be lawful or any free negro or free person of colour to intermarry or coha-it and live together as man and wife with any slave; and any tee negro or person of colour so intermarrying or cohabiting and lying as man and wife with a slave, shall be liable to indictment, ad upon conviction shall be fined and imprisoned or whipt at he discretion of the court; the whipping not to exceed thirty-nine lashes: Provided, that this section shall not extend to any case where an intermarriage or cohabiting or living together took place before the passing of this act.

is set to prevent the circulation of seditions publications, and for other purposes. Lie it enacted by the General Assembly of the State of North arolina, and it is hereby enacted by the authority of the same, hat if any person shall knowingly bring into this State, with an tent to circulate, or knowingly circulate or publish within this ste, or shall aid or abet the bringing into this State, or the circulation or publication within the State, any written or printed inflation or publication within the State, any written or printed amphiet or paper, whether written or printed in or out of the line, the evident tendency whereof would be to excite insurrection, conspiracy or real-stance in the slaves or free negroes and crasss of colour within the State, or which shall advise or persuade slaves or free persons of colour to insurrection, conspiracy resistance, such person so offending shall be deemed guilty of slow, and on conviction thereof in any court having jurisdiction hereof, shall for the first offence be imprisoned not less than one car and be put in the pillory and whipped, at the discretion of he court; and for the second offence shall suffer death without snefit of clergy.

II. Be it further enacted, That if any person shall by words

If. Be it further enacted. That if any person shall by words adeavor to excite in any slave or slaves or free negro or person and a schelling, such

shall, at the discretion of the court, if a white man or woman, he fined not less than one hundred dellars, nor more than two nundred dellars, or imprisoned; and if a free person of color, shall be fined, imprisoned, or whipped, at the discretion of the court, not exceeding thirty-nine lashes, nor less than twenty

II. Be it further enacted, That if any slave shall hereafter teach, or attempt to teach, any other slave to read or write, the use of figures excepted, he or she may be carried before any justice of the peace, and on conviction thereof, shall be sentenced to receive thirty-nine lashes on his or her bare back.

III. Be it firther enucted, That the judges of the Superior Courts and the justices of the County Courts shall give this act

my such cause, it shall be ascertained that such grant or letters. That from and after the passage of this act, it shall not be lawful atent have been obtained by fraud or false suggestion, or against for any free person or persons of colour to hawk or peddle any aw in any other respect, the said Supreme Court shall have full goods, wares or commodities whatsoever out of the limits of the county in which they reside, unless he or she has a license to do ower, by its decree, to declare the same repealed, rescinded and some led; and also to take such order as the court shall deem so, granted annually by the County Court of the county where and annually by the County Court of the county where ight and proper for cancelling the enrolment of the same in the he or she resides; which license shall be granted only when se-dice of the Secretary of State. III. And be it further enacted, That when any such bill in of the good character of the applicant; and for issuing such license the clerk shall be entitled to eighty cents.

11. Be it further enacted, That if any tree person or persons of plant as aforesaid shall be guilty of a violation of this act, he, she or they shall forfeit and pay the som of fifty dollars for each and every such offence, to be recovered by warrant before any justice of the peace, in the name and to the use of the wardens of the poor of the county in which the offence may have been commit ted, and shall moreover be liable to indictment in either the County or Superior Court, and upon conviction shall be fined or imprisoned at the discretion of the court: Provided however, that he imprisonment shall not exceed the term of six months.

An act providing further punishment for harboring or maintaining runaway slaves

Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same That any person who shall entice or persuade any slave to ab-sent him or herself from the service of his or her owner, or from the service of any other person or persons legally cottiled to the service of the same, or who shall harbor or maintain any runavay slave, shall be subject to a penalty of one hundred dollars to be recovered before any justice of the peace, by any person suing for the same, the one half to the use of the informer, and the other half to the use of the wardens of the poor of the county where suit is brought; any law to the contrary notwithstand-

An act to regulate the emancipation of slaves in this State. Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same, That hereafter any inhabitant of this State, desirous to emancipate a slave or slaves, shall file a petition in writing in some our of the Superior Courts of this State, setting forth, as near a may be, the name, sex and age of each slave intended to be e mancipated, and praying permission to emancipate the same; and the court before whom such petition shall be filed, shall grant toe prayer thereof on the following conditions, and not otherwise, viz. That the petitioner shall shew that he has given public no tice of his intention to file such petition at the court house of the county and in the State Gazette for at least six weeks before the hearing of such petition; and that the petitioner shall enter into bond, with two securities, each to be good and sufficient, paya ble to the Governor of the State and his successors in office, in the sum of one thousand dollars for each slave named in the pe tition, conditioned that the said slave or slaves shall honestly and correctly demean him, her or themselves, while he, she or they shall remain within the State of North Carolina; and that he she or they will, within ninety days after granting the prayer of the petitioner to emancipate him, her or them, leave the State of North Carolina, and never afterwards come within the same: Provided, nevertheless, that no such emancipation shall in any manner whatever invalidate or affect the rights or claims of any creditor of such petitioner.
11. And be it further enacted, That any curancipation hereaf

er granted to any slave or slaves, as herein directed, shall be upon the express condition that he, she or they will leave the State within ninety days from the granting thereof, and never

will return within the State afterwards. III. And be it further enacted. That it shall hereafter be law ful for any person, by his or her last will and testament, to direct and authorise his or her executor or executors to cause to be e mancipated any slave or slaves, pursuant to this act; and such bequest or authority shall be good and available in law and equity, and shall justify said executor or executors in emancipating such slave or slaves at any time thereafter, provided he, she or they file his, her or their petition, and pursue the directions of this act in the same manner as if he, ahe or they were the absolute owners of such slave or slaves: and provided further, that nothing herein contained shall be taken or held to interfere with the claims of creditors, or exempt any slave directed tobe emancipated from liability to the claims of creditors: and provided further, that any slave, emancipated by an executor, pursuant to the directors of the testator, shall be emancipated on the same conditions, and under the same liabilities, as herein before set forth: Provided further, that no permission shall be granted to any executor or executors to emancipate any slave or slaves under the directions of the last will and testament of his or their testator, before the expiration of two years from and after the probate of said last will and testament, unless the said executor or executors shall enter into bond, with approved security, to the Governor of the State for the time being, in double the value of the slave or slaves proposed to be emancipated, conditioned to be answerable to the creditors of his, her or their testator for the value of the said slave or slaves.

IV. And be it further enacted, That it may be lawful at any time hereafter to emancipate, upon petition filed and under the order of any Superior Court of Law in this State, any slave over the age of fifty years, provided his or her owner shall prove by their own oath or otherwise to the satisfaction of the court and jury that said slave has performed muritorious services, (which jury that said slave has performed moritorious services, (which meritorious services must consist in more than more general performance of duty:) Provided, nevertheless, that the petitioner shall swear that he or she has not received in money or otherwise the price or value, or any part thereof, of said slave, or been induced to petition for his or her emancipation in consideration for any price paid therefor or to be paid: And provided further, that before such slave shall be emancipated, the petitioner shall give bond and good security in the sum of five hundred dollars, navany price paid therefor or to be paid: And provided juriner, that before such slave shall be emancipated, the petitioner shall give before such slave shall be emancipated, the petitioner shall give before such slave shall be emancipated, the petitioner shall give before such slave shall be emancipated, the petitioner shall give before such slave shall be emancipated, the petitioner shall give before such slave shall be emancipated, the petitioner shall give before such slave shall be emancipated, the petitioner shall give bend and good security in the sum of five hundred dollars, payable to the Governor and his successors in office, that said slave shall honestly and correctly demean him or berself so long as he will be the shall remain in the State, and shall not become a parish charge; which bond may be sued upon in the name of the Governor and him or berself so long as he will be emancipated.

cased has violated the provisions of this act; and upon the finding of the jury that said accused has violated the provisions of this act, he, she or they shall by the said Court of Pleas and Quarter Sessions be ordered to be sold; which sale shall vest an absolute right of property in the purchaser in and to the accused, and the proceeds thereof he equally divided between the informer and the wardens of the poor of the county.

VI. And he it further enacted, That if any slave shall refuse or neglect to leave the State as aforesaid, or shall ever come within the same after having left it, it shall and may be lawful for any person to bring suit in the name of the Governor, for the

for any person to bring suit in the name of the Governor, for the joint use of himself and the wardens of the poor of the county, and to be applied by them to the support of the poor of said county, upon the bond which may have been given in pursuance

of the provisions of this act.

VII. Be it further exacted, That it shall be the duty of all grand juries within this State to make presentment of all slaves who may hereafter be emancipated, who may violate the provisions of this act of Assembly; and upon such presentment it shall be the duty of the prosecuting officer of the county wherein the presentment may be made, to prosecute such slave as herein be-

VIII. Be it further enacted, That all laws and clauses of laws heretofore passed relative to the emancipation of slaves, be, and the same are hereby repealed.

As act to prevent the gaming of slaves, and to prevent free persons from gaming with them or suffering them to game in their houses.

Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same. That it shall not be lawful for any slave or slaves to play at any game of cards, dice, nine-pins, or any game of hazard or chance, for any money, liquor or any kind of property, whether the same be staked or not; and any slave so offending shall, upon conviction here a metric of the same institute of the same institute. tion before a justice of the peace, receive a whipping on his or her bare back, not exceeding thirty-nine lashes.

II. Be it further enacted. That it shall not be lawful for any white person or free negro, mulatto or person of mixed blood descended from negro succestors to the fourth generation inclusive, (though one ancestor of each generation may have been a white person,) to play at any game of cards, dice, nine pins or my game of chance or hazard, whether for money, liquor, of any kind of property, or not, with any slave or slaves; and any white person so offending shall be deemed guilty of a misdemeanor, and upon conviction shall be fixed or imprisoned at the discretion of thine is worked by a steam engine of 15 the court: Provided said imprisonment shall not exceed six horse power, on the high pressure princimonths; and any free negro, mulatto or person of mixed blood as aforesaid, so offending, shall, upon conviction before any court having jurisdiction, receive a whipping, not to exceed thirty nine ashes on his or her bure back.

III. Be it further enacted, That if any white person, free ne gro, mulatto, or person of mixed blood as aforesaid, shall know ingly suffer any slave or slaves to play at any game of cards, dice, nine pins, or any game of chance or hazard, whether for money, liquor, or any kind of property, or not, in his or her house, or in the yard, field or garden attached or belonging to his or her house, bic yards por hour, which is as much as be or she shall be liable to indictment in any court having juris the towboat and lighters now in use are diction, and upon conviction the white person so offending shall be fined or imprisoned at the discretion of the court, not exceeding six months; and the free negro, mulatto or person of mixed blood as aforesaid shall receive a whipping on his or her bare back, not to exceed thirty nine lashes; and if the person convicted be a retailer of spiritous liquors by the small measure, he or she shall forfeit his or her liceuse, and be forever incapable of the present date to 936 cubic yards. The measure. ed be a retailer of spiritous liquors by the small measure, he or

IV. Be it further enacted, That it shall be the duty of the chinery operates is 5 feet; and although patrol, whenever they shall see or receive information of the the vessel at ebb tide is left aground, her gaming of slaves within their district, to proceed to disperse them; draft of water being 5 feet 4 inches; yet and the patrol shall have power to apprehend any slave so gam; the importance of cutting away the shootipon him or her a whipping, not to exceed lifteen lashes. And nothing in this section shall prevent any such slave from being punished as prescribed in the first section of

V. And be it further enacted. That the above recited act shall not go into operation till the tenth day of May next.

ha act to explain and amend an act, entitled "an act to provide a revenue for the payment of the civil list and contingent charges of government," passed in the year one thousand eight hundred and twenty-two, so for as it respects exhibitions

Whereas doubts have arisen whether models of useful inventions, when exhibited for reward, are artificial curiosities within the meaning of the above recited act:

Be it therefore enacted by the General Assembly of the State of North Caralina, and it is hereby enacted by the authority of the same, That nothing contained in the above recited act shall be so construed as to impose a tax upon any exhibition of models of useful inventions, for such exhibitions, whether made for reward

a act to amend an act, passed in the year one thousand eight hundred and twenty-six, entitled an act concerning the entry of land in this State.

Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same, That it shall and may be lawful for entry takers to receive entries of marsh or swamp land when the quantity of land in any one marsh or swamp does not exceed two thousand acres: Pro vided, however, that this act shall not be construed to extend to any swamp or marsh lands which have been surveyed by engi neers in the employment of the State with a view to the draining. and reclaiming the same.

An act to authorise and direct the Public Treasurer to make sale of certain lands owned by the State.

Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same. That the Public Treasurer sell at public or private sale, on a credit of one, two and three years, with interest from the day of sale, requiring bond and security, to be approved of by him, the sale, requiring bond and security, to be approved of by min, the following property, to wit: the Bushy Brauch tract of land, and the Blacksmith's Shop and Stable lots in the city of Raleigh, which were purchased by the State at the sale of the property of the late John Haywood, Esquirer also the Machine tract of land, purchased by the State at the sale made by the sheriff of Wake by virtue of an order of sale at the instance of the State against bordering on Pamtice and Albemarie he heirs and devisees of the said Haywood: Provided, that each of said tracts or parcels of land be valued by the Governor. Trensurer, Secretary of State and Comptroller, or a impority of them; and in no case is the Treasurer numberised to make safe of suid land, or any part thereof, at a smaller sum than the valuation as aforesaid.

An act to amend an act, passed in the year one thousand eight hundred and twenty six, entitled "an act to prevent free persons of colour from migrating into this State, for the good government of such persons resident in the State, and for einer purposes."

or she shall remain in the State, and shall not become a parish charge; which bond may be sued upon in the name of the Governor figures excepted.

Whereas the teaching of slaves to read and write, has a tenancy to excite dissatisfaction in their minds, and to produce instruction and robellion, to the manifest injury of the citizens are tenancing of this State: Therefore,

Be it enacted by the General Assembly of the State of North and the State of the State of North and the Sta Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same, That if at any time bereatter, any free negro or person of colour, who may be a resident of this State, shall migrate from this State

OCEACOCK BAR

of the House of Representatives of yeste day, I have the horse to transmit her with copies of two communications fro the local engineer, which furnish the formation called for, as to the program that has been made towards removi obstructions at the swash pear Ocrac bar, in the State of North Carolina; the amount of expenditures heretofore made and, also, an estimate of the amount of funds required for that service during this

I am, very respectfully, Sir, Your most obedient servant, J. H. EATON.

taket of the House of Re

Since the date of the last annual repo in relation to this work, a very efficier dredging machine has been put into suc cessful operation on that part of the swash at Ocracock inlet denominated the Flourder Stue, and has been in operation thereat since the 7th August, 1830. Said maple. A steam towboat of 10 horse power, and 4 relieving lighters, containing each 8 cubic yards, accompany and assist the operation of the machine in conveying away and discharging the sand.

With the means above mentioned, the sand is now removed from the Figureter Side, in fair weather, at the rate of 24 cucapable of conveying away and discharging. Owing to the constantly unfavorable state of the weather since the machinery was put into operation, the quantity of sand as yet removed from the shoal has risk.

The duedging apparatus originally pro-jected for this service, and executed by contract bearing date May 19, 1829, was found on trial to be inadequate to the accomplishment of the object, and unsuited to the size of the vessel, as shown at large by my report to the Bepartment, dated 16th April, 1830; in consequence of which, a new plan of dredging apparatus was forthwith adopted, and placed in the ven-sel, with the sanction of the Engineer Department, being the one now in operation. which has fully realized every exper and appears well calculated for this locality. The expense incurred in carrying into effect this alteration and improvement in the machinery has been \$3,000, yet to be paid over. The work was executed by contract with Mr. John P. Streppell, of Baltimore, and bears date \$4th April, 1850, a copy of which accompanies this report.

The monthly expense of the operations amounts at the present time to about \$600, including repairs and contingencies.

The Flounder Sine has been selected to be opened, as affording a much nearer and more direct communication with the sea, and being better sheltered, than any other channel; and through it vessels can no lay their course out with the prevailing winds.

Horse Island channel has been selected as a harbour for the dredging machine and vessels attached thereto; and in it the

sounds and their tributary streams; in consciounce of which, considerable interest appears to be manifested in relation to this work by the inhabitants of the scaport towns, and country lying thereon. The excavations, as far as they have been made, remain as yet unaltered.

A brancing of the machine, and a small

ire of the machine, and a small precipitable, accompany this re-ch is remarkally submitted by

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rations at Ocea during the year 1831. The clar obtained in relation theret demonstrative of the practical (See 4th page.)