I. C. THURSDAY, FEBRUARY 10, 1831

OF NORTH CAROLINA Passed in 1830-31.

(BY AUTHORITY.)

The Separior Courts of Law and Equity Be if marine of Moore, Mongomery and Law and B Be if marine the General Assembly of the State of reduct, and it is hereby enacted by the authority, of the last the times for holding the Superior Contority, of the when and it is hereby enacted by the authority of the same, as the times for holding the Superior Courts of Law and E. by in the counties of Moore, Montgomery and Anson shall be follows, to with of Moore county, on the last Monday in Feb-ry and the last Monday in August; of Montgomery, on the Monday in March, and the first Monday in September; of moon, on the second Monday in March and the succed Monday and the second Monday in March and the succed Monday and the second Monday in September; of moon, on the second Monday in March and the succed Monday and the second Monday in September; of moon, on the second Monday in March and the succed Monday and the second Monday in March and the succed Monday and the second Monday in September; of moon, on the second Monday in March and the succed Monday and the second Monday in September; of moon, on the second Monday in March and the succed Monday and the second Monday in September; of moon of such devisor or testator; but every such person shall be the same newer over such land as he or she new has; any

September, in each and every year hereafter. II. And be il further enacted, That the September term of num Superior Court of Law and Equity shall continue for two reks successively, whenever the business of said court requires and in case the said court shall sit longer than one week, the adge and solicitor shall receive pay as for two courts. III. And be if further enacted. That all sheriffs, clerks and

ser officers shall make their process returnable guesuant to his act, from and after the passage thereof; and that all process, now in the hands of sheriffs or other officers, may be returned ment to this act, and have the same effect as if the said pro-IV. Be it enacted. That this act shall continue in force for three years, and no longer.

In set to alter the time of holding the Superior Courts of Law and Equity for the counties of Carteret, Ooslow, Lenoir and Craven, and to lengthen the term of Craven Superior Court. of Craven Superior Court. Be it enacted by the General Assembly of the State of North

lina, and it is hereby enacted by the authority of the same that the Superior Courts of Law and Equity for the several conties hereinafter mentioned, shall, after the next ensuing rms thereof, be opened and held on the several days herein for espressed, that is to say, the Superior Court of Law and equity for the county of Carteret shall be opened and held on he last Monday of February and August in each and every year; Superior Court of Law and Equity for the county of Onslow hall be opened and held on the first Monday of March and eptember in each and every year; the Superior Court of Law and Equity for the county of Lenoir shall be opened and held n the third Monday of March and September in each and every ear: and the Superior Court of Law and Equity for the coun y of Graven shall be opened and held on the third Monday afthe fourth Monday of March and September in each and eve year, under the same rules and regulations as are now preribed by law for holding said courts. II. And be it further enacted. That the Superior Court of

aw and Equity for the county of Craven shall thereafter be open for two weeks, should the business in the court reit; and should the said court be held for a longer period me week, by reason of the quantity of business therein, hat the judge holding the same and the solicitor shall be allowthe same compensation as for holding and attending two punishment for his misconduct, not exceeding thirty nine lashes,

III. And be it further enacted, That all proceedings and proas of every kind, after the next ensuing terms thereof, dependr in or returnable to any of the Superior Courts, shall stand continued and be returnable to the several terms herein before

s set to suthorise the appointment of commissioners to take the acknowledg-

at the Governor of this State be, and he is hereby is horise. se.ve, shall be subject to a penalty of twenty dollars, to be used name, appoint and commission one or more commissioners in for by the patrol committee of his particular district, and when ina Catawha Company, has in like manner failed of its effect, and when ina Catawha Company, has in like manner failed of its effect, and when in a Catawha Company, has in like manner failed of its effect, and when in the other States in the United States or in the recovered, shall be paid over by them to the county trustee, by the mis-recital therein of the name and style of the said comrict of Columbia, or any of the Lerritories, as he may deem edient; which commissioner shall continue in office during the sure of the Governor of this State, and shall have authority blake the acknowledgment or proof of any deed, morigage or ther conveyance of any lands, tenements or hereditaments, ly a being in this State, or any other writing, under seal, to be ted in this State. And such acknowledgment or proof, taken made in the manner directed by the laws of this State, and cerled by the commissioner before whom the same shall be taken made, s vailable in law, for all purposes, as if the same had been made r taken before one of the justices of the Supreme Court of the nited States, or judge of any court of supreme jurisdiction in v of the United States. IL Be it further enacted, That every commissioner appointed virtue of this act, shall have full power and authority to adister an eath or affirmation to any person who shall be willing desirous to make such oath or affirmation before him; and to te depositions, and to examine witnesses, under any commison or commissions, emanating from any of the courts of this s, relating to any cause depending or to be brought in any of ad coarts; and every deposition, affidavit or affirmation, made e such commissioners, shall, and is hereby declared to be as good and effectual, to all intents and purposes, as if taken before dicer resident in this State, and competent to take the same. III. Beit further enacted, That every commissioner appointed aforesaid, before he shall proceed to perform any duty under by virtue of this act, shall take and subscribe an oath or affir a. before a justice of the peace in the city or county in which commissioner shall reside, well and faithfully, to execute perform all the duties of such commissioner, under and by e of the laws of North Carolina; which oath or affirmation all be filed in the office of the Secretary of this State. . Be if further enacted, That it shall be the duty of the Go. or of this State to make known to the cierks of the several I record in this State, the names and places of residence such persons as may be appointed by virtue of this act.

tast will and testament of such deseased debter, or before the expiration of two years after granting letters of administration on the estate of such deceased debter, shall be atterly null and word, as to the creditors of the said deceased debter. And the creditor or creditors of the deceased debter may proceed against his or her real estate, in the same manner asif such convegances hever had been made by the devisee or heir at law of such deceas-ed debter. Provided, that nothing herein contained shall impair or in any way affect the right of a widow to dower in the lands of her deceased husband: and provided also, that this act shall not impair or in any way affect the right of any person or persons to whom any land shall be given by any last will and testament.

have the same power over such land as he or she now has; any thing herein contained to the contrary notwithstanding. II. And be it further enacted, That all laws and clauses o

laws coming within the meaning and purview of this act, be, and the same ard hereby repealed and matic void.

As set for the regulation of the patrol. 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 from and after the passage of this act, it shall be the duty of the County Court of each county in this State, should the court deem it necessary, at the first court that shall happen after the first day of January in each and every year, or any subsequent court, to appoint a patrol committee, of three persons in each captain's districtin said county, whose daty it shall be to employ a patrol, of such number of persons as they may think necessary, to patrol heir district.

11. And beit further enacted, That it shall be the duty of the said County Courts, at the same term, to lay a tax of not more than ten cents on each taxable slave in said county; which tax shall be levied and collected by the sherilfs of the several counties in the same manner as other taxes, and be applied under the direction of the County Courts to defray the expenses of the patrol. III And heit further enacted, That it shall be the duty of the

pairol to visu the aegro houses in their respective districts as often as may be necessary, to inflict a punishment not exceeding fifteen lashes on all slaves they may find off their owner's plan tation without a proper permit or pass. It shall also be the duty of the pairollers to visit all suspected places, and suppress all collections of slaves; it shall also be their duty to be diligent in apprehending all conaway negroes in their respective dis ricts: to be vigilant and endeavor to detect all thefts, and bring the perpetrators to justice, and also all persons guilty of trading with slaves. The patrol committee shall bear all complaints

lodged against the patrollers for abuse or neglect of duty, and shall have full power and authority to discharge any one or more of the patrollers, and employ others, at any time when they may think it expedient. The patrols thus employed shall have a full powers as those heretofore appointed by the County Courts; and if, upon taking up a negro and chastising him as now directed by law, he shall behave insciently, they may inflict further

IV. Be it further enacted, That nothing herein contained wiall be construed to prevent the County Courts from appointing such patrols as they may deem proper.

V. Be it further enacted That it shall be the duty of the seve ral County Courts of this State to adopt rules and regulations apressed respectively; any law to the contrary notwithstanding. for the government of the patrols of their county pursuant to the authority given them by the act passed in the year one thousand eight hundred and two, chapter fifteen.

ment and proof of deeds, and instruments under seal, and depositions. Be it enacted by the General Assembly of the State of North aroling, and it is hereby enacted by the authority of the same, to form a fund in aid of the tax for the support of the natrol

the the nacted by the authority of the same ton, and those that were in the hand That the arms now at Bri of the valuater companies in the course of General, with the Perguimons, he distributed by the Adjutant General, with the advice and consent of the Governor in writing, in such portions as he may deem expedient, with the police authorities of Eliza-beth City. Washington, and Halifax, and Edeaton; and that he cause to be sent from the arcenal at Payetteville and Raleigh, or either place, to Wilmington and Newbern, not exceeding three hundled muskets to each place, and to Tarborough not exceed-ing two hundred muskets, as soon as arrangements chu be made with the police authorities of those places to receive them, upon their giving bond, with approved security, if required, for the safe keeping and preservation of anid arms, to be used by the militia in case of emergencies. of the valuateer companies in the counties of Pasquotank and Perquimons, he distributed by the Adjutant General, with the

safe keeping and preservation of said arms, to be used by the militia in case of emergencies. II. And by it further ensoted, That in case any police authori-ty, or the senior colonel of any county in this State, shall peti-tion the Governor for any number not exceeding with that many, kets, he is hereby authorised to furnish them with that many, provided they give bond, with approved security, if required, for the safe keeping and preservation of them: Provided, that no orie county shall receive a greater number than the sixty five, except those places already named in this act, unless it is in case insurrection or invasion.

of insurrection or invasion. III. And be it further enacted, That in case of insurrection or invasion, or a probability thereof, the Governor is authorised to distribute the public arms of the State, and to send them to such places as he may deem necessary and expedient. And he is hereby authorised to issue his warrant, upon a proper voucher being introduced, upon the Treasurer of the State for such sums as are necessary to carry the provisions of this act into effect. IV. And be it further enacted. That this act shall be in force from and after the passage thereof.

IV. And be it further enacted. That this act shall be in force rom and after the passage thereof.
V. Be it further enacted. That the Governor beauthorised and

V. Be it further enacted, That the Governor beauthorised and required, whenever he shall deem it expedient, to make such provisions as he may think necessary for guarding and protecting the different arsenals in this State.

An act for the more perfect administration of justice in capital on Whereas inconveniences have been experienced because of the xpiration of the terms assigned to the Superior Courts before he conclusion of trials for capital offences in which they may be

engaged: Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same, hat so much of any law or laws as fixes the duration of, or asigns a period to the close of the term of any Superior Court, be epcated so far as to authorise the Judge to continue the said ourt, or adjourn the same from day to day, for the purpose of finishing the trial and the reception of the verdist, and rendering he judgment of the law thereon, in any capital case whereof the rial may have previously commenced.

An set concerning the North Carolina Catawha Compa

Whereas an act, passed in the year one thousand eight handred and twenty one, chapter twenty one, entitled an act to amend the first section of an act, passed in the year one thousand this morning, with a view to have the mogation of the Catawba river, the object of which was to extend the privileges therein recited to the North Carolina Catawba Company; but which has failed in its effect, by the same being serein styled the Catawba Navigation Company; and whereas the act, passed in the year one thousand eight hundred and twen ty five, chapter thirty-one, entitled an act giving further time to the North Carolina Catawba Navigation Company to complete the navigation of the Catawba river, the object of which was to extend the privileges thereio recited to the aforesaid North Caro

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Mr.

duction of the duties on almost every oth

consumption of every farmer in the Union be he poor or rich, and indeed of every member of every other class in the com munity.

Mr. SPRIGHT continued by observing that the House, if was true, might dispose of, the question as they pleased, but he would repeat that it was of a nature worthy of their grave consideration. The object of petitioning this House was to obtain 'n redress of grievances; and the course which ought to be taken in respect to such a mea-sure, was one that would ensure its pass-ing in such a direction as was most likely ing in such a direction as was most likely to ensure a free, fair, and full discussion of its menits. He concluded by moving a reconsideration of the vote of the House and Mcans.

Mr. RAMSEY hoped that the motion the gentleman from North Carolins for reconsideration should not prevail. The reference.

But the gentleman from North Caruli

nd an act, passed in the year one thousand eight hundred and nine one thousand, entitled "An act giving to the Courts of Pleas and

Courter Sessions power to regulate separate elections." Be it enacted by the General Assembly of the State of North wolina, and it is hereby enacted by the authority of the same, hat the County Court of Pleas and Quarter Sessions of this te, a majority of the justices being present, have full power authority to fix and alter the place or places of holding sepa elections, thirty days notice having been twen in three or public places, and at the court house, of the intended appli-m for the same.

at more effectually to subject the lands of descased debtors to the payment of

Whereas, by the existing law, a devisee or heir at law of a med debtor may sell and convey any lands which may be and, or which may have descended to him or her, before ac on hought or process sued out against such devisee or heir at w, to the great injury of honest creditors: For remedy whereof, Be it enacted by the General Assembly of the State of North volina, and it is hereby enacted by the authority of the same, in from and after the passage of this act, when any person fill die serzed of any lands, and shall be indebted at the time his or her death, all the lands of which he or she died seized of the light are the passage of the or she died seized the liable to the promet of his or her debts, for the term of years after the probate of his or her last will and testament, in case he or she shall die intestate, for two years after ad. That the provisions of the shure recited act be extended to the intertion granted on his or her estate. And all sales, conveynistration granted on his or her estate. And all sales, convey-tes or alienations of any lands of a deceased debior, mude by a to all entries made since the year one thousand eight hundred y devises or devisees or her or heres at now of such deceased and fifteen; and that this act be in force from and after the ratifi-ther, before the expiration of two years from the probate of the cation thereof.

ment to smend an ast, entitled an set to anthorise the County Courts in this State to direct the Sheriff to sell any slav, that may be taken up and confined in any jail as a runaway after certain length of imprisonment and public notice, passed in the year one thousand eight hundred and eighteen. 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 any runaway slave, confined in any jail of this State under the provisions of the aforesaid act, and his or her owner be hall have the same force and effect, and be as good and unknown, and the said slave should die, or by the regular process of law be removed from said jail before a sale of said runaway slave is effected according to the directions of said act, then and in either of said cases it shall be the duty of the Court of Pleas

and Quarter Sessions of the county where said slave was confin ed to direct the county trustee to pay all the expenses of his or her imprisonment out of the county funds: Provided, that the and styled therein. jailor shows to the court that he has complied with the law re quiring advertisement of runaways.

H. Beit further enacted, That in case the trustee of any coun y, by the order of the Court of Pleas and Quarter Sessions therein, should pay the expenses of the confinement of any runaway slave in pursuance of the provisions of the first section of this act and the owner thereafter become known, it shall be the duty of the said trastee to recover for the use of the county, from the own er or his representative, the amount he may have previously paid on account of said runaway slave.

An set to amend us set, passed in the year one thousand eight hundred and nigh-teen, entitled an set to regulate the impection of staves, and for other pur-

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 all staves and heading hereafter inspected, shall be culled. and the refuse separated from the merchantable, except there be an agreement between the purchaser and seller that the same shall not be done.

As act to exempt leasure of gold mines in certain cases from liability as copar

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 lessor or lessors of property, real or personal, for mi-ning purposes, although such lessor or lessors may receive a sum uncertain of the proceeds or nett profits, or any other consideration, which, though uncertain at first, may afterwards becom certain, shall not be held as a partner or partners of the lesses nor shall any of the legal or equitable relations or liabilities of copartners exist between them, unless it be so stipulated in the contract between such lessors and lessees.

An act to exempt Bibles and other books therein monitoned from execution. 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 from and after the passing of this act, one Bible, Testa-ment, Hymn Book and Prayer Book, and all necessary school books, shall be exempt from all executions against the owner o said Bible or any of said books; and shall likewise be excepted in the oath of insolvency; any law to the contrary notwithstanding.

An set to extend the provisions of an isometry two, estilled an to lands within this State. ns of an act, passed in the year one

any; and whereas the act, passed in the year one thousand ina, (Mr. Spright,) speaks of the im eight handred and twenty-nine, entitled an act to amend the priety of referring the sucject to a eight hundred and twenty-nine, entitled an act to another the mility of which had already charter of the Catawba Navigation Company, the object of which was to extend the privileges therein resited to the aforesaid North Carolina Catawba Company, has in like manner failed to effect the intention of the Legislature, by the mis-resital of the therefore ought not to have cognizance of name and style of the said corporation: Be it therefore enacted by the General Assembly of the State of

North Carolina, and it is hereby enacted by the authority of the North Carolina, and it is hereby enacted by the authority of the same, That the before recited acts do, and shall constitute a part of the charter of the said North Carolina Catawba Company: and that all the proceedings of the said corporation, by virtue of and under the authority of the said acts, are and shall be as valid in committee, also has prejudged the said law and equity, to all intents and purposes, as if the said North Carolina Catawba Company had been correctly named, written and styled therein. He could consent to no change of the case. The subject embraced in the

An act to repeal an act, passed in the year one thousand eight hundred and twen-ty-three, entitled an act concerning the public lands in the county of Haywood, so far as respects buildings on said hunds. 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 so much of the above recited act as makes it ou indiciable

Carolina, and it is hereby enacted by the authority of the same, That so much of the sea coast as is included within the limits of That so much of the sea coast as is included within the limits of Hyde county shall be divided into three districts: the first dis-trict to extend from New Inlet to the Bald Beach, near Kinna-keet; the second district, from the Bald Beach to Cape Hatteras Point; and the third district, from Cape Hatteras Point to Car-Nr. McDuvrie said that the gentle from Pennsylvania, (Mr. RAMSEY.)

person who shall sue for the same, and prosecute such suit to indgment, in any jurisdiction having cognizance thereof.

act to amend an act, entitled "an act to alter the time of holding two of the Courts of Plans and Quarter Sessions of Lincoln county." Be it enacted by the General Assembly of the State of North roling, and it is hereby esuicled by the authority of the same, at alter the punning of this act, the two Courts of Plans and arter Sessions heretofore built in said county on the fourth Monday after the fourth Monday of March and September, shall be hereafter helden on the first Monday after the fourth Mon-day of March and September in each and every year.

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it. Now, sir, said Mr. B., I would ask gentleman if the very objection whith

morial, as he had said before, belonged to this course is deviated from, the gentleme from North Carolina may as well move i reference to the Committee on Claims, be, and the same is hereby repealed. An act to amend an act, passed in the year one thousand eight hundred and twen-ty-eight, entitled an act to amend an act, passed in the year one thousand eight hundred and twen-ty-eight, entitled an act to amend an act, passed in the year one thousand eight hundred, entitled an act concerning weeks. Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the sume discharge of the duties imposed on them He hoped that the motion would not pre-vail; and that the memorial should remain

Mr. McDuppie said that the gentlem Point; and the third district, from Cape Hatteras Point to Car-teret county. It And be it further snacted. That there shall he one wrock master appointed for each of said districts, under the same rules, regulations and restrictions as are prescribed in the above rest-ted acts. Anast to prohibit the elevation in this Sam, after the time therein mentioned of back notes under for dollar, issued by the backs of other Same. That it shall not be lawful for any person, from and after the fourth day of July, one thousand eight hundred and thirty two to pass, circulate or receive in payment, within this State, and back hote, bill or promissory note in the payment of money. It. Ba it further enceted. That any person effending agains any of the provisions of the precessing section, shall forfeit the nominal amount of such tank note, bill or promissory note, will or promissory note, will or promissory note the denomination of twe dollars. It. Ba it further enceted. That any person effending agains any of the provisions of the precessing section, shall for feit the nominal amount of such tank note, bill or promissory note, will or promissory note, will or promissory note the denomination of twe dollars. It. Ba it further enceted in the nume and for the use of any person who shall see (ar the same, and prosecute such suit to buse to the shall see (ar the same, and prosecute such suit to buse to the provisions of the precessing section, shall for feit the tall committees who would certaining the the form the provisions of the precessing section, shall for feit the tall committees who would certain and imp transition shall see (ar the same, and prosecute such suit to buse the shall see (ar the same, and prosecute such suit to buse the shall see (ar the same, and prosecute such suit to buse the shall see (ar the same, and prosecute such suit to buse the shall see (ar the same, and prosecute such suit to buse the shall see (ar the same, and prosecute such suit to buse the shall see (ar the same, and pro Sarchot,) who I be nost intelligent mechan ding two of of practical wind which statesmen may n the city, pre-The state of the second

d with that on manufactures of (Sec 4th page.)