#### BY AUTHORITY.

## Laws of the United States.

[PUBLIC-No. 57.]

AN ACT to provide for the satisfaction of claims arising under the fourteenth and nineteenth artieles of the treaty of Daneing Rabbit creek, concluded in September one thousand eight hundred and thirty.

Be it enacted by the Sonate and House of Re-presentatives of the United States of America in Congress assembled, That the act approved on the third of March, eighteen hundred and thirty-seven, entitled " An act for the appointment of commissioners to adjust the claims to reservations of land under the fourteenth article of the treaty of eighteen hundred and thirty, with the Choetaw modified by the provisions of this act," be, and the same are hereby, revived and continued in force until the powers conferred by this act shall be fully executed, subject, nevertheless, to repeal or modification by any act of Congress. And all the powers and duties of the commissioners are here-by extended to claims arising under the nineteenth article of said treaty and under the supplement to the said treaty, to be examined in the same manner and with a same effect as in cases arising under the fourteenth article of the said treat, .-Provided, That the salary of said commis shall not ecceed the rate of two thousand five

hundred dollars per annum. Sec. 2. And be it further enacted, That subpernas for the attendance of witnesses before the said commissioners, and process to compel such attendance, may be issued by the said commissioners, or any two of them, under their seals, in the same manner and with the same effect as if issued by courts of record, and may be executed by the marshal of any district, or by any sheriff, deputy she riff, or other peace officer designated by the said commissioners, who shall receive for such services the same fees as are allowed in the district court of the United States for the district in which the same shall be rendered for similar services, to be paid, on the certificate of the commissioners, out of the contingent fund appropriated by the fourth section of the act secondly above recited, which was approved on the twenty-second day of February, one thousand eight hundred and thirty-eight, and which is revived by this act : Provided, That nothing herein contained shall be construed to revive such portion of the act approved the third day of March, one thousand eight hundred and thirtyreven, referred to in the first section of this act, as

provides for the employment and pay of the district attorney of either of the districts of the State of Mississipp Sec. 3. And be it further enacted, That when the said commissioners shall have ascertained that any Choctaw has complied or offered to comply with all the requisites of the fourteenth article of the said treaty, to entitle him to any reservation under that article-which requisites are as follows to wit: that said Choctaw Indian did signify his or her intention to the agent, in person, or by some person duly authorised and especially directed by aid Indian to signify the intention of said Indian to become a citizen of the States, within six months of the date of the ratification of the said treaty, and had his or her came, within the time of six months aforesaid, enrolled on the register of the Indian agent aforesaid, for that purpose; or shall prove, to the entire satisfaction of the said commissioners and to the Secretary of War, that he or she did signify his or her intention, within the term of six months from the date of the ratification of the treaty aforesaid, if his or her name was not enrolled in the register of the agent aforesaid, but was omitted by said agent; and secondly, that said Indian did, at the date of making raid treaty, to wit, on the twenty-seventh day o September, eighteen hundred and thirty, have and own an improvement in the then Choctaw country; and that, having and owning an improvement at the time and place aforesaid, did reside upon that identical improvement, or a part of it, for the term of five years continuously next after the ratification of said treaty, to wit, from the twenty-fourth day of February, eighteen hundred and thirty-one, to the twenty-fourth of February. cighteen hundred and thirty-six, unless it shall be made to appear that such improvement was, before the twenty-fourth day of February, eighteen hundred and thirty-six, disposed of by the United States, and that the reservee was dispossessed by means of such disposition; and, thirdly, that it shall be made to appear to the entire satisfaction of said commissioners, and to the secretary of War that said Indian did not receive any other grant of land under the provisions of any other article of said treaty; and, fourthly, that it shall be made to appear, in like manner, that said Indian did not receive any other grant of land under the provis ions of any other article of said treaty; and fourthly, that it shall be made to appear, in like manner, that said Indian did not remove to the Choctaw country west of the Mississippi river, but he or she had continued to reside within the limits of the country ceded by the Choctaw Indians to the United States by said treaty of twenty seventh September, in the year eighteen hundred and thirty-it shall be the duty of the said commissioners, if all and each of the above requisites shall be made clearly to appear to their satisfaction, and the Secretary of War shall concur there. in, to proceed to ascertain the quantity of land to which said Indian, by virtue of the fourteenth article of the said treaty, is entitled to, which, when ascertained, shall be located for said Indian, according to sectional lines, so as to embrace the provement, or part of it, owned by said Indian, at the date of said treaty; and it shall be the duty of the President of the United States to issue a patent to said Indian for said land, if he or she be living, and if not. to his or her heirs and legal representatives; and in like manner shall the commissioners aforesaid ascertain the quantity of land granted by said article to each child of said Indian according to the limitations contained in said artiele, and locate said quantity for said children contiguous to and adjoining the improvement of the parent of such child or children; and the President shall issue a patent for each tract of land thus located to said Indian child, if living, and if not, to the heirs and legal representatives of said Indian child. But if the Un ted States shall have disposed of any tract of land to which any Indian was entited under the provisions of said fourteenth article of said treaty, so that it is now impossible to give said Indian the quantity to which he was entitled, including his improvement as aforesaid, er any part of it, or to his children, on the adjoining lands, the said commissioner shall thereupon estimate the quantity to which each Indian is entitled, and allow him or her for the same a quantity of land equal to that allowed, to be taken out of any of the public lands in the states of Mississippi, Louisiana, Alabama and Arkansas subject to entry at private sale; and certificates to that effect shall be delivered, under the direction of the Sceretary of War, through such agent as he may select, not more than one-half of which shall be delivered to said Indian until after his removal to the Choctaw territory west of the Mississippi river. The said commissioners shall also ascertain the Choctaws, if any, who relinquished or offered to relinquish any reservations to which he was entitled under the nineteenth article of the said treaty or whose reservations under that article had been sold by the United States; and shall also determine the quantity to which such claimant was entitled, and the quantity of land which should be allowed him on the extinguishment of such claim, at the rate of two-fifths of an acre for every acre of the land to which said claimant was entitled, said lane having been estimated under this article at fifty cents per acre: Provided, nevertheless.
That no claim shall be considered or allowed by said commissioners, for or in the name or behalf of any Indian claimant whose name does not appear upon the lists or registers of claimants made by Major Armstrong, special agent for that pur-pose, in conjunction with the three chiefs of the three Choctaw districts, and returned to the De-

those registers to be entitled to a reservation un-

der said nineteenth article.

commissioners, within two years from the time of their entering upon the duties of their offices, and as often as shall be required by the President of the United States, shall report to him their proceedings in the premises, with a full and perfect list of the names of all the Chectaws whom they shall have determined to be entitled to reservations under this act; the quantity of land to which each shall be so entitled; the number of claims which can be located according to the provisions of the fourth section of this act, and such as cannot be located according to the provisions of the fournh section of this act; and the powers and duties of the said commissioners shall cease at the expira-tion of two years from the time of the first organization of the board; and their proceedings may be terminated by the President at any time pre-

vious to the expiration of the said two years. Sec. 5. And be it further enacted, That the commissioners to be appointed under this act shall Indians, so far as the same are not repealed or also ascertain and determine the quantity of land to which any Choctaw or other person named in the supplement to the said treaty of Dancing Rab. bit creek was entitled by virtue thereof, and which such person has by any means been prevented

from receiving. Sec. 6. And be it further enacted, That if the President of the United States shall approve and confirm the determination of the commissioners heretofor, appointed to idvestigate the claims ex. isting under the fourteenth article of the said treaty of Dancing Rabbit creek, in any case, he shall cause to be delivered to the claimant, if he be a Choctaw Indian, his legal heirs, certificates, us provided by the fourth section of this act, for the quantity of land to which claiment shall appear, by such determination, to have been entitled, in full satisfaction and discharge of such claim :-Provided, Such determination was made by udhering, in every instance, to the requisites contained in the fourth section of this act: And provided, also, That said claims, nor either of them, cannot now be located, according to the provisions of the fourth section of this act.

Sec. 7. And be it further enacted, That distinct accounts shall be kept of the certificates issued in satisfaction of the claims provided for by this act, and of all expenses attending the same; and the amount thereof shall be retained and withheld from any distribution to the States.

Sec. 8. And be it further enacted, That nothing n this act contained shall be so construed as toauthorize the said commissioners to adjudicate any cleim which may be presented by a white man who may have had, or now has, an Indian wife or family : and any patent to land which shall ssue to any Indian claim under the provisions of the treaty aforesaid, shall be issued to the Indian to whom the claim was allowed, if living, and if dead to his or her heirs and legal representatives, any act of Congress, or usage, or custom, to the contrary notwithstanding.

Sec. 9. And be it further enacted, That no claim shall be allowed under the fourteenth article of said treaty if the said commissioners shall be satisfied, by such proof as they may prescribe, that said claim had been, previous to the expiration of five years from the ratification of said treaty, assigned, either in whole or in part; and in case of a partial assignment, or agreement for an assignment thereof, the same shall be allowed so far only as the original Indian claimant was, at that date, the

bona fide proprietor thereof. Sec. 10. And be it further engeted. That all claims under either of the articles of said treaty mentioned above, or the supplemental articles thereof, which shall not be duly presented to said commissioners for allowance within one year after the final passage of this act, shall be thereafter

JOHN WHITE, Speaker of the House of Representatives. WILLIE P. MANGUM, President of the Senate pro tempore.

JOHN TYLER. Approved, August 23, 1842.

[Public-No. 61.] N ACT to amend the acts of Juty, eighteen burn-dred and thirty-six, and eighteen hundred and thirty-eight, allowing pensions to certain wi-

Be it enacted by the Senate and House of Re. exentatives of the United States of America to Congress assembled, That the marriage of the widow, after the death of her husband, for whose services she claims a pension under the act of the seventh of July, eighteen hundred and thirtynight, shall be no bar to the claim of such wid aw to the benefit of that act, she being a widow at the time she makes application for a pension. Approved, August 23, 1842.

#### State of North Carolina, MACON COUNTY.

Court of Pleas and Quarter Sess.,

JUNE SESSIONS, 1842. Original Attachment levied

T K. GRAY, on land and debts in the JOSEPH HICKS. hands of garnishers.

The defendant is hereby notified to be and appear before the Justices of said county, at the next court to be held for Macon county, at the court house in Franklin, on the second Monday n September next, then and there to replevy and plead to issue, else judgment of condemnation will be entered against the property levied on, and debts in the hands of the garnishees. Witness, J. K. GRAY, clerk of said court, at of-

fice, the second Monday before the last Monday J. K. GRAY, Clerk. in June, 1842. Pr. adv. \$5 50. 104 6aw 7

Smith's Geography and Atlas. A LARGE number of these valuable works for sale at this Office-very cheap. . Asheville, Nov. 26.

STATE OF N. CAROLINA, Haywood county.

Court of Pleas and Quarter Sess.,

JUNE SESSIONS, 1842.

D.C. HOWELL, Constable's Levy on Real Estate. SAM'L J. SITTON. It appearing to the satisfaction of the court, that

the defendant is not an inhabitant of this State, that notice can be personally served on him, it is ordered that publication be made for four weeks in the Highland Messenger, for the defendant Samuel J. Sitton, to appear at the next court of Pleas and Quarter Sessions, to be held for the county of Haywood, at the courthouse in Waynesville, on the third Monday in September next then and there to show cause to the contrary, or an order of sale will be directed to issue to sell said real estate for the satisfaction of said debt. Witness, WALTER BROWN, clerk of said court,

at Waynesville, the 1st Monday before the last Monday in June, 1842. W. BROWN, Clerk.

Pr. ady. \$5 50.

G. Walker, WARE HOUSE AND COMMISSION MERCHANT,

And Receiving & Forwarding Agent, HAMBURG, S.C.

#### Notice. TEN CENTS REWARD!!

RANAWAY from the subscriber, some time in May last, a bound boy, by the name of Alexander Fish. All persons are forewarned against harboring or employing him, as I am de-termined rigidly to enforce the law against all such. The above reward (but no thanks) will be partment of War in January, eighteen hundred given for the delivery of said boy to me, in Hay. and thirty-two, and who does not appear from W. W. BATTLE. July 1, 1842.

## Sec. 4. And be it further enacted, That the said | Cheapest Paper in North Carolina!!! FACTORAGE and COMMISSION NEW ARRANGEMENT!!

STILL GREATER INDUCEMENTS TO SUBSCRIBE FOR A FAMILY NEWSPAPER!!

THIS NUMBER COMMENCES THE THIRD VOLUME OF

THE HIGHLAND MESSENGER HAVING been so liberally patronised by a generous public, THE PROPRIETORS have deter-

Two Dollars a year, in advance! This, they believe, will be best for all parties. Though as much, and perhaps more, has been collected on the subscription to the Messenger, than is usual for country papers,—yet there are thousands of dollars on our books, to collect which, much time and expense will be required. Hereafter no accounts will be kept for subscription with persons residing out of this county. All persons wish-

ing to subscribe for the Messenger must forward TETETOD EDGDE E A RES CASEE

or their note for TWO DOLLARS AND FIFTY CENTS, payable six months from the time of subscribing,-or, a note for THREE DOLLARS, payable at the end of the year.

## to agents, and others.

ANY PERSON FORWARDING Twelve. Dollars, IN CURRENT BANK NOTES, SHALL HAVE Seven COPIES OF THE PAPER ONE YEAR!!!

To give sufficient time to earry this arrangement into effect, we shall continue to send a paper to our subscribers severally in Cherokee, Macon, Haywood, Yancey, Henderson, Buncombe, Burke, Rutherford, Cleaveland, Caldwell and Lincoln counties, until the next term of the Superior Court in each of those counties, when an agent for the paper will be present at each place, with whom settlement can be made. Subscribers residing in this State, in other counties than those named abovetogether with those residing in other States, can remit the amount of their subscription to us through Those persons who fail to comply with this arrangement in three months their several Post Offices. from this time, will find their papers discontinued, and their accounts forwarded for collection. [ All letters, either to the editors or publishers, must be post paid; otherwise, the postage will be

#### FURNITURE! FURNITURE!!

charged to the persons forwarding such letters.

CALLat the Cabinet shop on the public square, FURNITURE. consisting in part, of BU. REAUS, PRESSES, TA. BLES, large and small-

WORK STANDS, CANDLE STANDS, &c. The establishment has lately changed lands, and the price of Farniture considerably reduced. In a few days there will be ready a large lot of REPUBLICAN BEDSTEADS.

ubstantial and neat, but no "French," about them. Every kind of work in the above line will be done to order at this shop, with a neatness and dispatch, not surpassed in the Western part of this

IJ All kinds of country produce except Proises, Tobacco and Whiskey or Brandy, will be taken in payment for Furniture. Asheville, July 21, 1842.

## VALUABLE TOWN PROPERTY

FOR SALE

THE subscriber respectfully informs I the gublic that he wishes to dispose of his property in Asheville, recently pur-chased from Col. Chunn. It is a beautiful and handsome situation for any gentleman wishing an up-country residence, and is susceptible of very neat and handsome improvement. The subscriber would here say, that he has already on hand all the materials necessary to any improvementhat might be desired by the purchaser, which has will furnish on terms more easy and reasonable than can be had from any one else in the country. It is unnecessary to give a description of the premises, as it will be entirely convenient for any one wishing to purchase, to see the time, by either calling upon Dr. Hardy or Nicholos W. Woodfin, Esq., who are authorized to make Rhoda McDaniel, widow and relict of the said a sale. The terms will be either one-third in cash, with a credit of three years for the balance, or, if the purchaser should prefer it, a credit of two years will be given on the whole amount, which may be secured to the subscriber, by bond and security from the purchaser, together with a lien upon the property,
Wm. F. McKESSON.

Asheville, June 17, 1842.

#### STATE OF NORTH CABOLINA. MACON COUNTY.

Court of Pleas and Quarter Sess.

JUNE SESSIONS, 1842. THOS. RATCLIFT, ) Original Attachment levied on land and debte

JOSEPH HICKS. \in hands of garnishees. The defendant is hereby notified to be and apnext court to be held for Macon county, at the court house in Franklin, on the second Monday

debts in the hands of the garnishees. fice, the second Monday before the last monday J. K. GRAY, Clerk. in June, 1842. Pr. adv. \$5 50. 104

Estray.

plead to issue, else judgment of condemnation

will be entered against the property levied on, and

Taken up, by Joseph G. Lusk, on the 25th of June, 1842, one DARK BAY ROAN MARE, with three white feet, black main and tail; some sign of the saddle on the back, a small star in the face; with a small blaze down to the nose; with some white on the inside of the right hind leg near the foot; about fourteen hands and three inches high; supposed to be eight years old last spring; appraised to be worth thirly-seven dollars. Taken up on Spring Creek, eight miles south of the Warm Springs. R. P. WELLS, Ranger.

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#### United States District Court of North Carolina. IN BANKBUPTCY.

NOTICE to show cause against petition of-John W. Grady, of Cherokee county, merchant, to be declared a Bankrupt at Chambers in Favetteville, on Thursday the first day of Septem-

John Bates, of Cherokee county, carpenter, to be declared a Bankrupt at Chambers in Fayette. ville, on Thursday the first day of September,

William Berry, of Cherokee county, saddler, to be declared a Bankrupt, at Chambers in Fay. resides or has removed without the limits of the etteville, on Thursday the first day of September, 1842.

By order of the Court. H. H. POTTER. Acting Clerk of Court in Bankruptcy. 20d 109

# U.S. District Court of N. Carolina,

IN BANKRUPTCY.

NOTICE to shew cause against Petition of Philip Chandler, of Burke county, tinner, Philip Chandler, of Burke county, tinner, to be declared a Bankrupt, at Chambers in Fay. etteville, on Thursday, the first day of September next.

By order of the Court. H. H. POTTER Acting Clerk of Court in Bankruptcy. 842 20d 109

## BLANKS! BLANKS!!

Asheville, N. C., July 15th, 1842.

CLERKS of Courts, Attorneys, Sheriffs, and Constables are respectfully informed that we immediately cantof the court have now on hand, and shall continue to keep, house, where you will find a large and general assortment of BLANKS; and large stocks of well assorted that we are now prepared to all with promptness orders for any of the following kinds, viz:

Superior Court, County Court, Ca. Sa's, Indictments for Assault Alfrays, Witness Tickets. Jurors' Tickets, Writs, Capins Bonds. Executions, Roud Orders, Ca. Sa. Bonds. Vend. Expo. Subponas, Venditioni Exponas, Indictments for Affrays, Ca. Sa. Bonds Assaults, Witness Tickets,

Jucors' Tickets. Writs, &c., &c. Miscellaneous. Constables' Warrants. Sheriff's Deeds-Vend. Expo. Ca Sa's, and Bonds, Guardians' Bonds. sheriff's Deeds-Fi. Fa Appeal Bonds, Apprentices' Indentu nmissions for taking Marriage License, Appearance Bonds, Depositions. onstables' Official Deeds of Trust,

Bonds, Deeds of Conveyance, Administrators' Bonds Const. Delivery Bonds Prosecution Bonds, Injunctions, Equity Subponas, Letters of Administra-Write. tion, Letters Testamentary, Deeds of Equity. Ejectments, &c., &c. Indemnity Bonds,

" Messenger" Office, Asheville, July 22, 1842.

State of Worth Carolina.

In Equity-Spring Term, A. D. 1842.

Andrew Hemphill, executor of the last will and AGAINST

Wm. M. Daniel, Margaret Grimes, Archibald Grimes and William Merritt and wife Sarah, George Patton and his wife Mary, Andrew McDaniel, Thos. McDaniel and Barnard Wilson, and wife Elizabeth, Jane Dunsmore, widow of James Dunsmore, and Andrew Dunsmore, Sarah Gillespie, James H. Mor ris, Thomas Morris, and James Hemphill, Thos. McClure, and wife Mary, Margaret McDaniel and Elizabeth McDaniel, Wm. Hemphill, Thos. Hemphill, Andrew Hemp. hill, Samuel -. Hemphill, Archibald Hemp-hill, John Hemphill, and Behjamin Hemphill.

ORIGINAL BILL.

IN this case it appearing to the satisfaction of the Court, that the defendants Margaret Grimes, Archibald Grimes-William Merritt and wife Sarah, Jane Dunsmore widow of James Dunsmore, Sarah Gillespie, Thomas McClur e and wife Mary, Margaret McDaniel, and Elizabeth McDaniel, being devisees of the said William pear before the Justices of said county, at the McDaniel dec'd, plaintiffs testator and that they are resident, without the jurisdiction of this court as that the ordinary process cannot be served on in September next, then and there to replevy and them. It is therefore ordered that publication be made for six weeks successively in the Highland Messenger, a weekly newspaper published in the town of Asheville in said State, giving notice to Witness, J. K. Grav, clerk of said court, at of- the said defendants to appear at a Court of Equi ty, to be held for Buncombe county at the cour suse in Asheville on the first monday after the 4th monday in September next, then and there to plead answer or demurr to the plaintiffs bill, other wise judgment pro confesso will be rendered against them, and the bill set for hearing accor dingly exparte. Witness E. H. McClure Clerk and master in said court at office, the first Mon day after the 4th Monday in March A. D., 1842. E. H. McCLURE.

> Entered in the Ranger's Office on 9th May, 1842, by Mary Cagle, living about five miles west of Hendersonville,

> An Estray mare Mule, about four or five years old, of a light brown cohigh. Appraised to be worth fifty dollars.

JEREMIAH OSBORN, Ranger. Henderson county, May 27, 1842.

Webster's Dictionary, FOR sale at this office—very low for cash Nov. 26.

State of North Carolina. HAYWOOD COUNTY.

Mary E. Slate, ) PETITION FOR DIVORCE. tos.

John Slate. N this case it appearing that the defendant I John Slate, is not a citizen of this State, but same, so that the ordinary process of law cannot be served on him: It is therefore ordered that publication be made in the Messenger, according to law, that he be and appear at the next term of the Superior Court of Law to be held for Haywood county, at the court house in Waynesville, on the third Monday in September next, to plead, answer, or demur to the petition of Mary E. Slate, or the same will be taken pro confesso and set for hear-WM. JOHNSTON, CPk.

Mortgages, NJUNCTIONS, Equity Writs and Subpenas for sale here.

FOR sale at this office, a small lot of go PAPER. WRITING PAPER-ruled-very low f

waynesville, August 10, 1842. 6sw 119

BUSINESS.

And receiving & forwarding

AGENCE 9

HAMBURG, S. C. THE subscriber respectfully begs leave to apprise his friends and the Merchants of the upper districts generally, that he is thoroughly prepared to transact business as above, and, confident in his long experience in said business in

this place, solicits a share of patronage.

His store being on Market Street, the most elevated part of Town, no danger from inundations need be apprehended. H. URQUHART.

Nov. 1st, 1841.

STATE OF NORTH-CAROLINA .... Yancey county Court of Pleas and Quarter Sessions,

Spring Term, 1842. ATTACHMENT LEVIED ON LAND.

TOHN ANDERSON, | ORDERED by the Court, that publication WM. D. ANDERSON, be made in the "Highland Messenger," for six successive weeks, for the defendant to appear and replevy and plead to issue or the land will be condemned to plaintiff 's usc. Witness, J. W. GARLAND, Clerk of said Court, at office, the 2d Monday after the 4th Monday in March, A. D. 1842.

J. W. GARLAND, Clk. May 27.

Valuable Land for Sale!

HE subscribers offer for sale two hundred and fifty acres of Land. situated 74 miles east of Asheville, on what is called the river road leading to Morganton, with about 45 acres in cultivation there is 25 or 30 acres well adapted to the growth of grass,-some cleared, and some uncleared. The plantation is well watered, and in a first rate, place for stock of all kinds. Liberal credit will be given, by the purchaser giving good security. For further particulars, enquire at this office. R. W. & A. PORTER.

Feb. 25, 1842.

State of North-Carolina, HAYWOOD COUNTY.

In Equity,-Spring Term, 1842.

Isaac Robinson and wife

Petition for sale of rs. Wm. Clark, and others land for partition. heirs at law of Ben-

jamin Clark. T appearing to the satisfaction of the Court, L that Benjamin Ciark, Alfred Clark Zachariah Clark, William Smith, who intermarried with Charlotte Clark, Polly Clark, widow of ampledy Clark, James Walker and his wife Elizabeth, Ta ames Grigsby and his wife Sally, defendents in this case, are not inhabitants of this State; it is ordered that publication be made for six weeks in the Highland Messenger, for the said defendants to appear at the next court of Equity, to be held for the county of Haywood, at the Court House in Waynesville on the third Monday in September next; then and there to plead, answer or demur to the said Petition, or the same will be taken pro confesso and set for hearing experte. Witness, H. H. Davidson, Clerk and Master of said court, at Waynesville, the third Monday in March 1842 H. H. DAVIDSON. C. M. E.

> State of North-Carolina, LINCOLN COUNTY.

[Pr. adv. \$5 50.]

April 8, 1842.

DQUITY OFFICE.

Jacob Ramsonr and Samuel P. Simpson, CROSS BILL

Elizabeth Bradshaw, et al. IT appearing upon the affidavit of Jacob Ram-sour one of the complainants in the above case, that Pride Bradshaw, Henry Sides and wife Susannah, Jonas Bradshaw, Fields Bradshaw, and Larkin Bradshaw, defendants in the said case re side beyond the limits of this State : therefore let publication be made for four weeks in the High. land Messenger, notifying the said defendants to be and appear at the next Court of Equity to be held for Lincoln county, at the court house in Lin colnton, on the second monday after the third monday in August next, then and there to plead answer or demur to the said cross bill; otherwise judgment pro confesso against them and the said

Bill heard exparte. Attest W. WILLIAMSON, Clerk and Master of our said court at office, the second monday after the third monday in February A. D. 1842, and 66th year of the Independence of said State. W. WILLIAMSON, C. & M. E.

4sw107 [Pr. adv. 8 July 29, 1842. State of North Carolina,

BUNCOMBE COUNTY.

IN EQUITY—SPRING TERM, 1842. David Roberts

TOT. James Gudger, adm'r of John Knighton dec'd, Robert P. Wells, and Daniel Welsh and his wife Priscilla, Jo. Knighton, Jesse Knigh ton, George Cato and wife Nancy, Burwell Richardson and wife Elizabeth, Sam'l Smart and wife Susanna, and Daniel Droddy and

wife Kiziah.

BILL TO FORECLOSE A MORTGAGE. N this case it appearing to the satisfaction of the Court, that the defendants Daniel Welsh and wife Priscilla, Jos. Knighton Jesse Knighton, Geo. Cato and wife Nancy, Burwell Richardson and wife Elizabeth, Samuel Smart and wife Susannah, and Daniel Droddy and wife Kiziah are not residents within the jurisdiction of this court, so that the ordinary process could be served on them, it was therefore ordered by the court now here, that publication be made for six weeks successively in the Highland Messenger, a weekly newspaper published at Asheville in said State. notifying the said non residents to appear at a court of Equity to be held for Buncombe county. at the court house in Asheville, on the first Monday after the 4th Monday in Semptember next then and there to plead answer or demur to the plaintiffs bill, otherwise judgment pro confesso will e rendered and set for hearing exparte as to them Witness E. H. McCLURE Clerk and master in our said court at office, the first Monday after the 4th Monday in March A. D., 1842. E. H. McCLURE.

#### State of North Carolina, MACON COUNTY.

Court of Pleas and Quarter Ses., June Ses., 1842.

SILER & DICKEY, | Original Attachment, levied on lands & debts JOSEPH HICKS. in hands of garnishee.

The defendant is hereby notified to be and ear before the Justices of said county, at the next court to be held for Macon county, at the court house in Franklin, on the second Monday n September next, then and there to replevy and lead to issue, else judgment of condemnation fwill be entered against the property levied on, and debts in the hands of the garnishees.

Witness, J. K. Grav, clerk of said court, at of ice, the second Monday before the last Monday in June, 1842. J. K. GRAY, Clerk.

Smith's Arithmetic.

## Plain and Fancy

BOOK AND JOB PRINTING! THE public are respectfully informed that in addition to the former large and general as. sortment of Printing Materials belonging to this establishment, a new supply has been recently received, which will enable us to execute

Letter-Press Printing,

OF EVERY DESCRIPTION. in a style equal, if not superior to any other estab lishment in the State. Orders for any of the following kinds of

Printing will be thankfully received, and promptly attended to: BLANKS, OF EVERY DE. |CARDS, OF ALL KINDS, HAND-BILLS, Snow-Bulls, WAY AND STAGE BILLS,

SCRIPTION, PAMPHLETS, CIRCULARS, TICKETS. ATALOGUES, LABELS, &c. &c. MINUTES,

" MESSENGER" Office Asheville, July 22, 1842.

## AUCTION! AUCTION!!

will sell to the highest bidder, at the October term of our court, at my house, in Asheville, a large quantity of House-hold and Kitchen furniture, bead-steads and bedding, of an excellent quality. I will also sell in the same way, a large ssortment of confectionaries, w ... syrups, &c., tobacco, pickled fish, corn, pota-ses, cubbage, &c. &c. Also, a fine cow and calf, and a pair of blooded pigs. All sums over twenty dollars can be settled by the purchaser giving note due in three months, with security. Cash down will be

required for all sums under twenty dollars. All persons having claims against me, are reuested to present them for payment, immediately. All persons who are indebted to me by note or otherwise, are respectfully requested to come for. ward and settle them by our next court. All notes or accounts remaining uncettled after that time, will be put in the hands of an officer, for immedi-JOSEPH COCHE. ate collection. Asheville, Sept. 15, 1842. tf 112

### HENRY A. DREER'S Seed & Horticultural Warehouse.

No. 97, CHESNUT STREET, PHILADELPHIA.
WHERE is offered a full assortment of War-W ranted Garden and Field Seeds, comprising all the most superior and newest kinds worthy of cultivation, all of the crop of 1841. Flower Seeds .- Great attention is devoted to this branch, and upwards of 300 choice and rare varieties are offered for sale this season. Assortments put up in boxes of 12 very rare kinds for \$1,00 or 20 fine kinds for \$1,00. Each box is

accompanied with Directions for Planting. Bulbous Flowering Roots .- A large collection,

suitable for spring planting, as Gladiolus, Tigri-dias, Amarylis, Taberose. &c. &c. Double Dahlias.—The collection of this superb Flower stands unrivalled, having gained the First Prize for three successive seasons, [1839, '40, and 41, at the grand Autumnal Exhibitions of the Pennsylvania Horticultural Society, for the best varieties and best displays. Dry Roots can be transported any distance between the months of October and av. Packages containing an assortment of 12 fine kinds, and of all the various colors, each root labelled with name and color, and carefully packed in moss, for \$5,00; smaller

assortments in proportion. Books on Farming and Gardening .- All the standard and most approved works on the subjects, among which are the Farmers' Companion, by Judge Buel, \$1,00; onbray on Poultry, 75 cents; American Swine Breeder, 75; M'Mahon's American Gardener, \$3,00; Bridgman's Young Gar. dener's Assistant, \$1,25; Florists Guide, 624 cents; Buist's Flower Garden Directory, \$2, 25. Gardening Tools .- As Hoes and Rakes, Pro-

Green House Syrings, &c. &c. Green and Hot House Plants .- Shrubbery, Fruit and Ornamental Trees supplied on the most reamakle terms, from the proprietor's collection or established nurseries.

ning Knives and Shears ; Garden Trowels, Spades,

French Sugar Beet, mangel Wurtzel, Ruta Baga, Field Carrot and Turnip Sceds, Wholesale Dealers supplied with Seeds, neatly put up in bags with printed labels, containing Practical D rections for planting and managing, by the 100 ec 1000, or by the pound, on favorable terms. Cata

logues gratis, on (post paid) application. Blank Books. FEW for sale at this office Good paper-A FEW for said at the well bound. Low for cash.

#### March 5, 1842. James Conner,

TYPE FOUNDER, CORNER OF ANN AND NASSAU STREETS, NEW YORK. RESPECTFULLY informs his old patrons and the public generally, that he continues to manufacture and supply every article used to the Printing Business, as well as to stereotype all jobs that may offer. He embraces this opportunity to return thanks to those whose patronage he has extensively enjoyed for so many years, and to say that he is to be found at the old established stand corner of Ann and Nassau Streets, fully prepared to execute any order that he may be honored with; and that the type manufactured by him is from a selection of faces taken from his old specimens, together with a number of additions of a superior cut; that he is enabled to supply Sours as well as FOUNTS, of the most beautiful of his old faces, and of a greatly improved quality of metal. He is also engaged in getting up, by a newly discovered process, an extensive series of new and highly ornamental Articles. Arrangements are made with the manufacturers of presses and other printing materials, that will enable him to execute orders as expeditiously as any other Founder in the

Union, and on as favorable terms. A new specimen is now in the course of print Oct. 1, 1841. Large Family Bibles.

Books, &c., for sale at this office. State of North Carolina,

MOMMONBibles, cheap Testaments, Hymr

#### BUNCOMBE COUNTY. IN EQUITY.

James M. Smith

David Myers, Clayborn Myers, Willam Hemmingway and wife Mary, Robt. Myers, and - Allen, who intermarried with Nancy Myers, one of the devisees of David Myers, dec'd, late of Richland District, S. Carolina. BILL FILED IN VACATION.

N this case it appearing from the affidavit of the plaintiff that the defendants are not inhabilants of this State-It is therefore ordered that publication be made in the Highland Messenger for six weeks successively notifying the defendants to appear at the Court of Equity to be held for Buncombe county, at the Court House in Asheville, on the first monday after the fourth Monday in September next, then and there to plead, answer or demur to the plaintiff's billotherwise judgment pro confesso will be rendered against them, and the bill set for hearing exparte
Witness, E. H. McClurk, Clerk and Master in said Court, at office, the first Monday after the

fourth monday in March, 1842. E. H. McCLUIRE. May 25, 1842. (88 25.)

Road Orders. FEW quires of Blank Road Orders, for the A use of County Court Clerks, on hand at this office.

## NOTICE.

To all whom it may concern: THE citizens of the west end of the counties of Buncombe and Yancey intend to petition the next Legislature of North Carolina to have a new county stricken off the two counties, west of the