

The North Carolinian.

"CHARACTER IS AS IMPORTANT TO STATES AS IT IS TO INDIVIDUALS; AND THE GLORY OF THE STATE IS THE COMMON PROPERTY OF ITS CITIZENS."

BY WM H BAYNE

FAYETTEVILLE, SATURDAY, JANUARY 2, 1847

[Volume 7—Number 411]

To the contributors to the funds of the Donaldson Academy:

The charter of this institution requires that it be located in the town of Fayetteville, or in its vicinity, within four miles thereof. At a meeting of the Board of Trustees, held in the Session Room of the Presbyterian Church of Fayetteville, on the evening of Tuesday the 8th of December, 1846, a proposal was submitted, to make application to the Legislature of North Carolina, at its present sessions, for such an alteration in the said charter as would admit of a location at the discretion of the Board, any where within the territorial limits of the Presbytery of Fayetteville. As this proposal could not legally be acceded to without the consent of the contributors to the funds of the Institution, the undersigned were appointed a committee to ascertain whether such consent could be obtained. The said contributors are, therefore, hereby respectfully requested to show cause to either of the undersigned, on or before the 25th inst., whether the application aforesaid shall be made, in pursuance of the said proposal.

CLIN McIVER,
J. G. SHEPHERD,
ARCHIE S. McNEILL.

Dec. 12, 1846.

FRESH RAISINS.

50 Whole, Half and Quarter Boxes, just received and for sale by
W. PRIOR.
Oct 31, 1846.

N. C. Regiment of Volunteers!

ATTENTION!
The subscriber will receive a lot of SIX BARREL REVOLVING PISTOLS by the next steamer that arrives, which will be sold at a small advance at my store on Hay street.
D. C. 12, 1846. W. PRIOR.

NOTICE.

The Subscriber, Administrator of Malcom Ray, deceased, will hire out the negroes belonging to the estate of his late testator, on the first Tuesday in January next. The hiring will take place at the late residence of the deceased. Good bonds will be required before the negroes are delivered.
ANDREW C. RAY, Adm'or.
Dec. 12, 1846. 408-31.

FOR SALE. A first rate HORSE,

Dray, and Harness—enquire of
A. M. CAMPBELL.
Dec. 12, 1846.

NEW GOODS.

The Subscriber is now receiving and opening, on the south side of Hay street, a short distance above the Market, an entire NEW STOCK of STAPLE AND FANCY DRY GOODS, Consisting in part of black, brown, and cadet-mixed Cloths, cassimeres, satinetts, golden-mixed jeans, vestings, kerseys, bleached and raw shirtings, and shirtings, Irish Hosiery, calicoes, cashmeres, muslin-de-laines, alpaca, white and red flannels, negro and sable Blankets, and many other things in the Dry Goods line. Hats and caps, boots and shoes, crockery, hardware and cutlery; food, St. Croix and New Orleans Sugars; Legums and Rio Coffee; young hyson, a J. and W. Tea; Molasses, pepper, spice, whole and quarter boxes Raisins, cheese, bagging, rope and twine, trace chains, iron, steel, &c., all of which he will sell low for cash, or in exchange for country produce.
J. UTLEY.
Dec. 5, 1846.

LOOK HERE.

Roundshaves & Axes.
The Subscriber continues to manufacture his celebrated Roundshaves, so favorably known to Turpinite makers for the last three years. They can be had at any shop, or at the stores of P. Taylor or S. Lattinick. Turpinite Axes repaired at the shortest notice. No Slaves are genuine unless branded L. Wood.
LEVINE WOOD.
Dec. 19, 1846. 419-6m.

CARTHAGE

Male and Female Institute.
THE Spring Session in this Institution will commence on Monday the 4th of Jan'y 1847, under the superintendence of the subscriber. Students in the Male department will be prepared, if desired, to enter as high as the Junior Class in College.
The Female department has been hitherto under the superintendence of Mrs. McNeill, but it is the desire of the Subscriber, the ensuing Season, if sufficient encouragement is given, to devote part of his time to the instruction of classes in this department. The course of study is intended to be as extensive and thorough as that pursued in the best institutions of the kind in the country.
Special attention will be paid to the morals and manners of the Pupils, and every exertion made to render the School worthy of the confidence and patronage of the public.
The location of the Institution is elevated, pleasant, and decidedly healthy.
Rates of Tuition in the Male department, per Session of five months, vary from \$8 to \$12 50. In the Female department, from \$6 to \$15, Music on the Piano (extra) \$16. Use of Instrument \$2. Board, the highest, including bedding, washing, lights and wood, \$6 per month.
A. C. McNEILL, Principal.
Carthage, Dec. 10, 1846. 419-4w

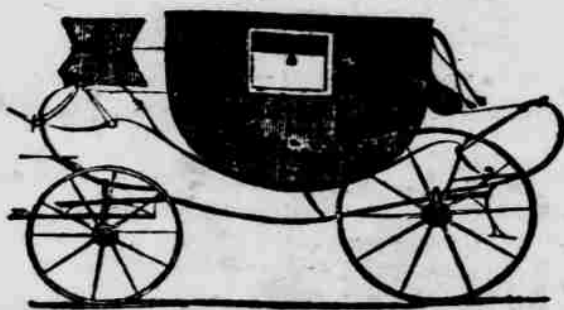
ADMINISTRATOR'S NOTICE.

The Subscriber, at December term, 1846, of Cumberland Court of Pleas and Quarter Sessions, duly qualified as Administrator on the estate of Mrs. Martha Lewis, deceased. All persons having claims against said estate are hereby notified to present them for payment within the time prescribed by law, or this notice will be pleaded in bar of their recovery.
On Saturday, the 16th of January, 1847, I will expose for sale at the late residence of the deceased, all the HOUSEHOLD FURNITURE, together with all the perishable property, on the usual terms.
R. A. STUART, Administrator.

Further Notice.

HOUSES AND LOTS FOR SALE.
By virtue of a power of Attorney, executed to me by the heirs at law, I will sell the House and Lot on Person street, lately occupied by Mrs. Lewis. This place would well suit a business man, being but a short walk from the market. Also, one improved Lot on Russell st., on which, with little expense, could be made a very comfortable dwelling. The above property can be seen on application to
R. A. STUART, Attorney.
Dec. 19, 1846. 409-1s.

JOSEPH S. DUNN offers his services as undertaker and builder, to the citizens or others, disposed to contract for building or jobbing Terms liberal.



NEW CARRIAGE REPOSITORY

THE Subscribers take this method of informing the public, that they have commenced the Carriage Manufacturing Business. And intend to carry it on in all its various branches. J. G. SHEPHERD, ARCHIE S. McNEILL.

Coaches, Coaches, Chariotees Barouches, Buggies, Gigs and Sulkeys.
Of the most modern and approved styles. With several years' experience by one of the Principals, in one of the largest Manufacturing in the Northern States, they feel no hesitation in saying, that nothing shall be wanting to make their Work equal to any put up here or elsewhere. They hope that by unassisted attention to business, to merit a generous share of public patronage. They assure the public that no pains have or will be spared to procure the best materials the surrounding country affords. They have completed and in progress of completion, several Vehicles of the latest fashions, which they offer at prices in conformity with the present pressure of the times.

All Work warranted for twelve months. Their Establishment is at the foot of the hill, opposite Liberty Point.
SIMPSON & McLAUCHLIN.
Fayetteville, Dec. 27, 1846. 358-7
REPAIRING done at the shortest notice, in the neatest manner, and at the lowest prices.

DENTISTRY.

J. N. BAIRD
HAVING determined to locate permanently in Fayetteville, will devote his undivided attention to the practice of Dentistry in Fayetteville, and the surrounding counties.
When in Fayetteville, he will be found at Briggs' Hotel, and all orders from the country, for his services, will be promptly attended to.
He can exhibit the most satisfactory references, as to character and practical skill in his profession.
Age 38, 1846. 390-1y.
Dr Baird is at present absent, attending the Fall Lectures in Baltimore. He will return 4 February.

REMOVAL.

D. & W. McLAURIN have removed to the opposite side of Hay street into the east tenement of the granite block of buildings, nearly opposite H. & E. J. Lilly.

NEW GOODS.

In addition to our stock, we are now opening a general assortment of reasonable GOODS, and receiving a supply of GROCERIES, Crockery, &c. &c., which we will sell low for cash, or on time to those who pay their bills promptly.
D. & W. McL.
Octob 24, 1846. 401-1f.

CANDIES.

An assortment of FRESH CANDY, received and for sale by
W. PRIOR.
October 24, 1846.—401-1f.



MONUMENTAL MARBLE FACTORY.

The subscriber respectfully informs his fellow citizens and the public in general, that he has opened, nearly opposite the Post Office, a Factory of the above description, where orders for Monuments, Tombstones, Grave Stones, in its character, will meet every attention. Painters can be supplied with paint stoves and mullers. From his experience in the business, he believes himself competent to give satisfaction to all who may favor him with their patronage.
GEORGE LAUDER.
Fayetteville, July 18, 1846.—357-6m-pd

ODD FELLOWS' FEMALE SCHOOL.

THE first quarter in 1847 will commence on Monday, January 4th, under the superintendence of Mrs. Julia Elliott, a lady favorably known for her attainments and qualifications as a Teacher and disciplinarian. The plan adopted is such, as has received the approbation of the best Scholars in Europe, and as far as is known in this Country, has been entirely successful. The Institution being under the direction and control of the Society of Odd Fellows, is not strictly in its character, nor can it be from the nature of its founders. Their object in its Establishment, is to place within the reach of the public, a School second to none, where the advantage of a thorough English education may be obtained at an expense far less than has been heretofore usual in this place.
The price of tuition, is three dollars and twenty-five cents per quarter. All necessary Books found without any additional charge.
Application may be made to James G. Cook, or John M. S. edman.
December 26, 1846.—410-3w.
Observer copy.

MOUNTAIN BUTTER.

11 Finks superior Mountain Butter for sale by
HALL & HALL.

FAYETTEVILLE AND WARSAW STAGE LINE.

New Arrangement.
The Warsaw Stage leaves Fayetteville on Sundays, Tuesdays, and Thursdays, at 2 o'clock, P. M., and arrives at Warsaw in time to take the train for North or South. It leaves Warsaw Mondays, Wednesdays and Fridays, after the arrival of the Train from both ways, and arrives in Fayetteville next morning in time for the stage going north or south.

JACKSON JOHNSON, Agent.
Dec. 26, 1846. 410-1f.

FRANKLIN ACADEMY.

THE exercises of this Academy will be resumed on the first Monday of January, by the former Teachers, Alex. and N. A. McLean. The following are the rates of tuition, in advance, per session of five months: Languages & higher branches Mathematics, \$12 English Grammar, Arithmetic, & Geography, 10 Orthography, Reading and Writing, 6

Board can be obtained at the Academy or in the immediate neighborhood, at from six to seven dollars per month, one half payable in advance. No deduction for the absence of students, except in cases of protracted illness.
Dec. 26, 1846. 410-31.

State of North Carolina—Robeson county.

Court of Pleas and Quarter Sessions—Nov. Term, 1846.
Wiley Allford and wife, and others, vs. Zachariah Fulmore, A H Fulmore and others.
Petition to account.

It appearing to the Court that the defendants, Joseph Fulmore, Wyatt Wilkinson and wife, and others, children of Elizabeth Brown, deceased, are not inhabitants of this State, it is ordered by the Court that publication be made for six weeks in the North Carolinian, notifying the said defendants to appear at the next term of the Court of Pleas and Quarter Sessions to be held for the County of Robeson, at the Court House in Newberton, on the fourth Monday in February next, and then and there plead, answer or demur to said petition, otherwise the same will be taken pro confesso as to them, and set for hearing exparte.
(From the Minutes.)
SFD. HOWELL, Clerk.
Dec 26, 1846. 410-6t.

Head Quarters 34th Regiment

N. C. Militia,
Cumberland County, Dec 9, 1846.
In pursuance of General Order, No. 2, from his Excellency Wm. A. Graham, Captain-General and Commander-in-Chief of the North Carolina Militia, the Officers of the 34th Regiment of N. C. Militia are hereby ordered to have their respective companies at the usual place of parade, on Tuesday the 23rd day of January, 1847, in full uniform, armed and equipped according to law, for the purpose of affording an opportunity to all those who choose to volunteer for the prosecution of the war with Mexico, according to the terms prescribed in the late requisition from the War Department. By order of Col Commandant.
HECTOR McNEILL, Adjutant.
Dec. 26, 1846. 21.

THE SUPREME COURT.

The following is the bill which has been before the Legislature, in regard to the Supreme Court. But it will hardly become a law at this session. It is a Bill, "concerning the Supreme and Superior Courts, and for the more speedy administration of justice therein."
1. 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 Supreme Court shall consist of five Justices, as well as those commissioned as Judges of the Supreme Court, as those commissioned as Judges of the Superior Courts of Law and Courts of Equity; and that the said Judges, and their successors in office, or any five of them, shall have power to hold the said Court, with all every jurisdiction, power, privilege and authority, now by law possessed by the said Court, or the Judges thereof: That the present Judges of the Superior Courts shall hereafter receive each a salary of two thousand two hundred and fifty dollars, to be paid quarterly, in the manner and on the days specified in the first section of the Revised Statutes, entitled "Salaries and Fees"; and all Judges hereafter appointed, shall receive a like salary: That the first vacancy which shall happen by death or otherwise, amongst the present Judges, shall not be filled, but from and after such vacancy, the number of Judges shall be reduced to nine.
2. Be it enacted, That the State shall be divided into nine Judicial Circuits.
3. Be it further enacted, That the Superior Courts of Law and Courts of Equity shall hereafter be held by all the Judges in manner following: The first Circuit shall be classed as follows: the first, second, and third circuits shall form a first class; the fourth, fifth, and sixth circuits shall form a second class; the seventh, eighth, and ninth circuits shall form a third class. At the first term of the Supreme Court which shall be holden under this Act, it shall be the duty of the Judges, by an order of Court, to allot three of their number to each of the said classes; and the Judges so allotted to any class of circuits, shall ride the circuits composing the same, and hold the courts therein as may be arranged between them, so that no Judge shall ride the same circuit twice in succession. And so long as the said Supreme Court shall consist of ten Judges, the said Court shall make such order that the Judges not allotted to any class of circuits, shall in turn ride one or the other of the circuits, so that the exemption from circuit duty, arising from there being more Judges than circuits, may be afforded to each Judge in due rotation.
4. Be it further enacted, That the Judges, from and after this act shall go into operation, shall have like and equal powers and authority; shall have all the powers now by law given to and possessed by Judges of the Supreme Court, and Judges of the Superior Courts of Law, and Courts of Equity; shall be styled in all proceedings of the Supreme Court, "Judges of the Supreme Court," and in all proceedings in the Superior Courts of Law, or Courts of Equity, "Judges of the Courts of Equity," as the case may be; and all Judges hereafter appointed, shall be commissioned as Judges of the Supreme and Superior Courts.
5. Be it further enacted, That this Act shall go into operation and take effect, from and after the first day of January next.
6. Be it further enacted, That from and after this Act shall go into operation, the fourth section of the Revised Statutes, entitled "An Act concerning the Supreme Court," and all laws inconsistent with this Act, or for which this Act has made another provision, and also all laws relating to laws, allowing to Judges extra compensation for holding special terms of the Superior courts, shall be, and the same are hereby repealed.

From the Raleigh Standard, 23d Dec.

For several days past the Senate has been for the most part engaged in the discussion of a Preamble and Resolution, introduced by Mr Gilliam of Bertie. The Preamble declares, among other things, that the Mexican War was brought on by "the action of the Executive," and the Resolution appropriates ten thousand dollars for the benefit of the Regiment of Volunteers to be raised in this State. On Saturday last Mr Gilmer of Guilford, following in the lead of Governor Graham and that Tory newspaper, the Greensborough Patriot, opened the discussion in a violent and unpatriotic speech in favor of the Preamble; and on Monday able and conclusive arguments were delivered on the American side of the question, by Dr Cameron of Cumberland, and Gen. Wilson of Edgecomb. The Senate was also addressed on Monday by Messrs. Gilmer, Woodfin, Ehringhaus, and Russell, in favor of the Preamble.

In the Senate, on Saturday, Gen. Wilson moved to strike out that portion of the Preamble which charges the War on the Executive; on Monday, Gen. Hawkins of Warren, moved to amend the motion by inserting that the War had been brought about by the action of Mexico. The yeas and nays not being demanded, the vote was taken by count, when Mr Graves of Caswell, (temporarily in the Chair) announced the result 21 yeas, 20 nays. Whereupon the faces of the Federal members lengthened considerably, and the yeas and nays were demanded; and the result was, 23 yeas, 24 nays. By hard efforts they had succeeded in whipping in three more of their number, so as to reach 24; and what did they say by that vote? Why, that Mexico is not in the wrong, and that as a consequence, our own country is! We leave the Federal members of the Senate to get out of this predicament the best way they can.

THREE CHERS FOR SMITHFIELD.—We have just received the following letter from Smithfield, dated December 21, announcing the arrival at that place of the Steamer Johnston. Our friend says: "I hasten to inform you that the Steamer Johnston has just arrived here. She came up the River in fine style, the cannon firing during the time. She left Newbern on Saturday evening. There is such a stir here that I cannot write any more. You can imagine the scene, and add the balance."—Raleigh Standard.

NORTH CAROLINA LEGISLATURE

SENATE.—Monday, December 21.
Bills to create new counties to be called Alexander and Lafayette were laid on the table.

HOUSE OF COMMONS.

Mr Ellis, of Rowan, moved to reconsider the vote taken on Saturday last, by which the resolution to adjourn on Wednesday next, the 23d inst., to Monday the 28th inst., was passed. He thought the House had no right to pass such a resolution. He had found, on reference to the Constitution, that the House could not adjourn, only from day to day, except by joint resolution. Some objection being made to reconsider the resolution, he modified his motion by moving to reconsider the vote taken on the resolution offered by Mr Puryear of Surry, to rescind the resolution offered by Mr Hall of New Hanover.

Mr Washington of Craven, stated that he was decidedly of opinion that the House had no Constitutional right to pass the resolution on Saturday, and though it was therefore a nullity, yet it ought not to stand on the Journal, but ought to be rescinded; that he also concurred with the gentleman from Person (Mr Holeman) that the motion of the gentleman from Rowan (Mr Ellis) was not in order. The proper motion was that now made to reconsider the vote by which the proposition to rescind was rejected on Saturday. That motion was clearly in order.

The yeas and nays being called for, the question to reconsider the vote taken on the resolution to rescind the resolution passed to adjourn, it was decided in the affirmative—yeas 103, nays 1.—The question was then taken on the adoption of the resolution offered by Mr Puryear, and decided in the affirmative—yeas 104, nays 1.

Mr Griggs, of Currituck, offered the following resolution which was adopted: Resolved, That a Select Committee of five be appointed, whose duty it shall be to inquire into the condition, so far as is ascertained, of the Inlet which has been recently opened near Boddie's Island, on our coast, and that they report to the House on the practicability and propriety of improving said Inlet and making it permanent.

Mr Hargrave of Anson, presented a bill to increase the number and pay of Jurors in the County of Anson; which was referred to the Committee on Private Bills.

Mr Mebaus of Orange, introduced a bill concerning orphans and persons non compos mentis; and

Mr Washington, of Craven, a bill to alter the time of holding the Superior Courts of Law and Equity in the second Judicial District of this State, and of the Courts of Pleas and Quarter Sessions, for the counties of Jones and Onslow. These bills were referred to the committee on the Judiciary.

Mr McKesson of Burke, presented a bill authorizing the construction of a Turnpike Road from the town of Murganton to the town of Lincolnton; which was referred to the Committee on Internal Improvements.

Mr Washington, of Craven, presented a memorial from the owners of the steamboat Wayne, now plying on the River Neuse,

praying that no exclusive privileges to navigate said river should be granted to others. Ordered to lie on the table.

Mr Williams of New Hanover, presented a memorial from certain citizens of New Hanover, praying a modification of the laws relating to insolvent debtors; which was referred to the committee on the Judiciary.

The Engrossed Bill to incorporate the North and South Carolina Railroad Company was read the third time and passed—yeas 80, nays 20. Ordered to be enrolled.

A message was received from His Excellency, Gov. Graham, through his Private Secretary, transmitting a copy of the proceedings of a Convention of Delegates from sundry counties of North Carolina and Virginia, relating to the navigation of the Roanoke River and its tributaries; which was, on motion of Mr Wilder of Wake, referred to the committee on internal improvements.

Also received, in like manner, the following message, which was on motion of Mr Puryear of Surry, referred to the committee on Finance: To the Honorable, the General Assembly of the State of North Carolina: By my request, the Public Treasurer has handed me the enclosed statement of the condition of the Treasury, showing a deficit of \$37,000 on the first day of January next. The resolution of the last session, authorizing monies to be borrowed by the treasurer, expired at the beginning of your present session.

It is, therefore, necessary, that early measures be taken to meet the public engagements at that day. WILL A. GRAHAM, Executive Department, Dec. 21, 1846.

A message was received from the Senate, stating that they had passed the engrossed bill to emancipate Abel Payne, and his wife Patsy; and the engrossed bill to incorporate the Neuse River Steamboat Company, and asking the concurrence of the House. The said bills were read the first time and passed, and the last named on motion of Mr Washington of Craven, was referred, together with the memorial presented by him this morning, from the owners of the steamboat Wayne, to the committee on internal improvements.

The following Bills were read the third time, passed and ordered to be engrossed: The bill authorizing the Governor to establish a Depot of Arms at Newbern.

The bill in addition to an act in the Revised Statutes, entitled Mills and Millers.

The bill to incorporate the White Cavalry, in the county of Robeson, commanded by Captain Edmund P. Ashley.

The engrossed bill to charter the Wilmington and Mauchester Railroad Company, was read the third time and ordered to be enrolled—yeas 73, nays 26.

The bill to provide for the appointment of a Common School Commissioner, together with the report of the committee thereon, was on motion of Mr Foy, of Jones, ordered to be printed.

SENATE.—Tuesday, December 22.

Mr Waddell, from the committee on the Judiciary, to whom was referred a bill to repeal an act passed at the last General Assembly of the State of North Carolina, more effectually to prevent the imprisonment of honest debtors, reported the same and recommended its rejection. Ordered to lie on the table.

Mr Waddell, from the same committee, to whom was referred a bill authorizing John A. Rowland to collect arrears of taxes, reported the said bill and recommended its rejection. Ordered to lie on the table.

Mr Ehringhaus, from the committee on Military Affairs, reported a bill for the better regulation of the Militia of this State; which passed second reading.

Mr Patterson introduced a bill to incorporate the town of Wilkesborough, in the County of Wilkes, and for the better regulation thereof; which passed first reading.

The Senate then proceeded to the consideration of the special order of the day, viz: "the bill to repeal an act, entitled an act, to amend an act concerning the mode of choosing Senators and Representatives in the Congress of the United States, and for the purpose of securing a just and proper division of the State into Congressional Districts; which was read the second time and passed—yeas 25, nays 22. Being strictly a party vote, we deem it unnecessary to publish it.

The Senate then took up for consideration the resolution appropriating \$30,000 for equipping and paying expenses of our Volunteers to Wilmington, and the amendment proposed thereto, by Mr Wilson; and, after considerable discussion on the amendment, the Senate adjourned until to-morrow morning at 10 o'clock, without taking the question on its adoption.

HOUSE OF COMMONS.

Mr Shaw of Cumberland, presented a memorial from sundry Officers of the 33d Regiment, praying compensation for holding a Court Martial, for the trial of Col. Ducauc McComick, which was referred to the committee on Military Affairs.

Mr Shaw of Cumberland, introduced a bill to repeal an act passed at the session of 1844, entitled an act in favor of poor debtors.

Mr Hargrave of Anson, presented a resolution in favor of George D Doggan, Sheriff of Anson county; which was referred to the committee on the Judiciary.

Mr Mebaus of Orange, introduced a bill to abolish Jury Trials in the County Courts of this State, and to divide the State into three Judicial Divisions, and for other purposes; which was referred to the committee on the Judiciary.

The bill to regulate the appointment of Field Officers of Regiments of Volunteers called into service of the United States was taken up on its second reading. Mr W. F. Jones of Rutherford, offered to amend this bill by a substitute; and Mr Washington of Craven, offered an amendment to Mr Jones' substitute. [These amendments were ably discussed by Messrs Jones, Raynor, and Washington.] Pending the question of their adoption, the hour arrived for taking recess, when the Hon. Edward Stanly gave notice that on this afternoon, he should resign the Chair as Speaker of the House.

Evening Session.
The Speaker having temporarily left the chair, the Rules were suspended, and Mr Hawkins, of Warren, offered the following Resolution which was unanimously adopted: Resolved, That the thanks of this House are due; and are hereby tendered to the Hon. Edward Stanly, for the ability and impartiality, with which he has discharged the duties of Speaker to the House of Commons.

Mr Stanly, having resumed the Chair, tendered his acknowledgments to the House in a very chaste, appropriate and feeling speech; at the conclusion of which, he resigned the Chair as Speaker of the House.

Mr Washington of Craven, thereupon nominated the Hon. Robert B. Gilliam of Granville, as Speaker for the residue of the session; and Mr Long of Halifax, added to the nomination the name of John W. Ellis of Rowan. The House then proceeded to vote as follows:

For Mr Gilliam—Messrs Adams, D. A. Barnes, Baxter, Britton, Brogden, Brower, Bullock, Calloway, Charles, Chunn, Crede, Davenport, Erwin, Fagg, Faurett, Forebee, Foy, Gambill, George, Golding, Gouin, Gwynn, Hackney, Hargrave, Hayes, Haynes, Hicks, Holeman, Hoover, Hunt, Jackson, W. F. Jones, Krumpholtz, Laster, Leathers, Mebane, E. P. Miller, G. A. Miller, M. Curry, McKesson, Nicholas, Ogburn, Palate, Palmer, Peebles, Piggott, Puryear, Rayner, Reid, Russell, Sanders, Scott, Skuine, Smaaw, Steele, Stanly, Trott, Waddell, Walker, Washington, Watters, I. White, Welborn, Wilson—65.

For Mr Ellis—Messrs, Austin, E. Barnes, Bean, Brown, Collins, Cox, Daucy, J. P. Davis, J. N. Davis, Edwards, Ferguson, Fleming, Gallin, Griggs, Hall, Harrison, Holden, R. Jones, Long, Marshall, J. Martin, W. K. Martin, Mays, Murphy, McMullen, McNeill, Pagan, Richardson, Shaw, Sheek, Sims, Smith, Webster, J. H. White, Wilder, Whitaker, Williams—38.

For G. H. Wilder—Mr Kelly.

Mr Gilliam, having received a majority of the whole number of votes given, was declared by the Clerk to be duly elected. Messrs Washington and Long, conducted him to the Chair from whence he made his acknowledgments for the honor conferred upon him, in a very brief and appropriate speech.

The House then resumed the consideration of the unfinished business in which it was engaged upon taking the recess in the forenoon. The amendments were discussed, until a late hour, by Messrs. Paine, Hicks, Wilder, Fleming Mebane, Baxter and Smith; and on motion of Mr Baxter, the further consideration of the subject was postponed, and made the order of the day for Tuesday next.

Wednesday, Dec. 23.

HOUSE OF COMMONS.

The Bill concerning the Supreme and Superior Courts, and for the more speedy administration of justice therein, was on motion of Mr Smith, made the order of the day for Monday next.

On motion of Mr Ellis, of Rowan, the House took up on its second reading, the Bill to improve the navigation of the Yadkin River. [This Bill gives to a Corporate Company the exclusive right to navigate and improve this River.]

Mr Hackney of Cumberland, moved to amend the Bill by adding a section making the private property of the Stockholders liable for the debts of the company, in proportion to the amount of Stock held by them, and called for the Yeas and Nays.

Mr Ellis, of Rowan, said he felt bound to make some explanation why he was opposed to the amendment. He had voted, on a former occasion, for an amendment, similar to the one proposed; but as this Bill was intended to benefit the public generally, and also to make improvements on the River, he felt himself bound to vote against the amendment, and in recording his vote against it, he felt assured he was carrying out the wishes of his constituents. He had voted two years ago for a similar amendment, but his mind had undergone some change, &c.

Mr Hackney of Chatham, said his reasons for offering the amendment were, that a similar clause had been offered to a Bill to incorporate the Lumber River Company two years ago and he was glad to find that the gentleman from Rowan, when he was convinced, was ready to confess that there was no use of inserting this liability clause; and as the gentleman was honest enough to make an open confession that he had changed his mind, he was desirous of having the Yeas and Nays taken, so as to allow the other Democrats an opportunity of "showing their hands."

Mr Fleming of Yancey said he was in favor of the amendment of the gentleman from Chatham, and was prepared to vote for it, &c.

Mr Welborn, of Wilkes, said he hoped the amendment would not be adopted. He said the gentleman from Yancey knew nothing about the Yadkin River; that he lived too