Hillsborough Recorder.

UNION, THE CONSTITUTION, AND THE LAWS—THE GUARDIANS OF OUR LIBERTY.

Vol. XVI. FRIDAY, MAY 22, 1835. No. 771.

HILLSBOROUGH, N. C.

PUBLISHED WEEKLY

BY DENNIS HEARTT,

AT THREE DOLLARS A YEAR, OR TWO DOLLARS FIFTY CENTS IF PAID IN ADVANCE.

Those who do not give notice of their wish to have their paper discontinued at the expiration of the year, will be presumed as desiring its continuance until countermanded.—And no paper will be discontinued until all arrearages are paid, unless at the option of the publisher.

Persons procuring six subscribers, shall receive the seventh gratis.

Advertisements not exceeding sixteen lines will be inserted three times for one dollar, and twenty-five cents for each continuance.

Subscriptions received by the printer, and most of the post-masters in the state.

All letters upon business relative to the paper must be post paid.

NOTICE.

A MEETING will take place at Haywood, Chatham county, on Tuesday the 26th of May, with the view of forming a new company to render the Cape Fear River and its tributary streams navigable above Fayetteville. Such persons as feel an interest in effecting the same, are requested to attend said meeting.

April 20th. 68—

State of North-Carolina,

Orange County.

Superior Court of Law, March Term, 1835.

Andrew Patton vs. *Elizabeth Patton* } Petition for Divorce.

IT appearing to the satisfaction of the Court, that Elizabeth Patton, the defendant, is not an inhabitant of this state. It is therefore ordered that publication be made for three months in the Hillsborough Recorder for the said defendant to appear at the next Superior Court of Law, to be held for Orange county, at the court house in Hillsborough, on the second Monday in September next, then and there to plead, answer or demur to the said petition, otherwise the same will be taken pro confesso as to her and heard ex parte.

Witness, George W. Bruce, clerk of our said Court at office in Hillsborough, the second Monday in March A. D. 1835.

GEO. W. BRUCE, *C. S. C.*

Price Adv. $2 50. 67—3m

To Journeymen Shoemakers.

THE subscriber is in need of several journeymen to work at the Boot and Shoemaking business, on application to the subscriber. The Raleigh wages will be given.

CHARLES L. COOLEY.

April 30 65—

THE subscriber has on hand a handsome assortment of Saddler's Materials, and will dispose of them at

SADDLING BUSINESS

at moderate prices, for cash or credit.

WANTED,

A first rate JOURNEY MAN SADDLER, to whom good wages will be given.

Also TWO BOYS as APPRENTICES to the said business.

SOLOMON FULLER.

May 14. 70—

Attention

To the Commissioned Officers and Musicians belonging to the 17th or Hillsborough Regiment.

YOU are hereby notified and commanded to attend at Hillsborough on the second Saturday of June next, for the purpose of drill and the election of field officers.

*** *Each Captain will be expected to make at that time his annual return.*

JEFF. HORNER, *Col.*

May 14 70—

State of North-Carolina,

Orange County.

Court of Pleas and Quarter Sessions, February Term, 1835.

Jonathan P. Steed vs. *Neal H. Horton* } Original Attachment.

IN this case it appearing to the satisfaction of the Court that the defendant, Neal H. Horton, resides beyond the limits of this state, it is therefore ordered by the Court, that publication be made in the Hillsborough Recorder for six weeks successively, for the said Horton to appear, and reply and plead, at the next term of this Court, to be held at Hillsborough, on the 4th Monday of May next, or judgment will be rendered against him by default.

JOHN TAYLOR, *C. C. C.*

Price adv. $2 25 67 6w

Plantation For Sale.

THE PLANTATION belonging to the Rev. John Witherspoon, and on which he lately resided, about one mile and a quarter from town is offered for sale. The Plantation contains about six hundred acres, is very pleasantly situated, has on it a very good Dwelling House, and all necessary Out Houses, and some very good meadow. Persons desirous of purchasing can view the premises. For terms apply to

EDMUND STRUDWICK.

November 6. 46—

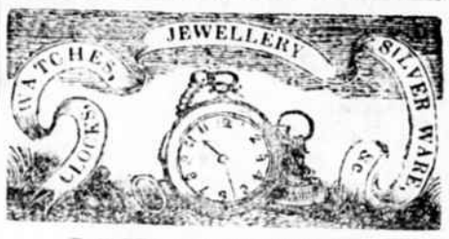
BLANKS for sale at this Office.

CASH FOR NEGROES.

THE subscriber wishes to purchase ONE HUNDRED likely young NEGROES, and will give higher prices in CASH than any other person in market.

GEORGE LAWS.

April 20. 68—



NEW WATCHES, JEWELLERY, &C.

HUNTINGTON & LYNCH

HAVE just received an extensive assortment of goods in their line, consisting of all kinds of

GOLD AND SILVER WATCHES,

A GREAT VARIETY OF

***Rich and Fashionable* JEWELLERY,**

MUSICAL INSTRUMENTS of different kinds,

THERMOMETERS,

SPECTACLES, Gold, Silver-Plated, and Steel, to suit all ages.

Also a great assortment of

PERFUMERY, &c. &c.

All of which will be sold unusually low for CASH.

WATCHES repaired at short notice, and warranted.

April 24. 68—

Convention Act.

AN ACT concerning a Convention to amend the Constitution of the State of North Carolina.

WHEREAS the General Assembly of North Carolina have reason to believe that a large portion, if not a majority of the free men of the state are desirous to amend the Constitution thereof, in certain particulars hereinafter specified: And whereas it is the duty of the General Assembly to inform all such of the free men of the state as may be desirous of amending the Constitution, in what manner they can effect their object: Therefore,

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 Court of Pleas and Quarter Sessions of each and every county in this state, at the first term that shall be held after the first day of January 1835, shall appoint two inspectors to superintend the polls required at each and every election precinct in said counties, for ascertaining, by ballot, the will of the freemen of North Carolina relative to the meeting of a State Convention. And in case the said Court of any county should fail to make such appointments, or if any inspector so appointed shall fail to act, it shall be the duty of the sheriff of the county, acting as his deputy or deputies, with the consent of one justice of the peace, if more be present with the sheriff of those freeholders to appoint an inspector or inspectors in the place of him or them who shall fail to act. Which inspectors, when duly sworn by the sheriff or a justice of the peace or freeholder to perform the duties of the place with fidelity, shall have the same authority as if appointed by the court.

II. *Be it further enacted,* That it shall be the duty of the sheriffs of the respective counties in this state to attend at the several election precincts in said counties on Wednesday and Thursday, the 1st and 2d of April next, and at such places where all persons qualified by the constitution and laws of this state to vote for members of the House of Commons shall have the right to vote, and the inspectors of the election shall open a poll for the election of delegates to a Convention voting with a printed or written ticket, "Convention," and those who do not want a convention voting with a ticket with the words "Not convention" or "Against Convention."

III. *Be it further enacted,* That it shall be the duty of the sheriffs to make duplicate statements of their polls and the respective numbers, sworn to before the clerk of the County Court, one copy of which shall be deposited in said clerk's office, and the other copy transmitted to the Governor of the state at Raleigh, immediately after the election.

IV. *Be it further enacted,* That it shall be the duty of the Governor, as soon as he shall have received the returns of the sheriffs, in the presence of the Secretary of State, Public Treasurer, and Comptroller, to compare the number of votes for and against a convention: and if it shall appear that a majority of the votes polled are in favor of it, he shall forthwith cause a proclamation of the fact in such of the newspapers as he may think proper, and shall issue a writ of election to every sheriff of the state, requiring him to open polls for the election of delegates to the Convention, at the same places and under the same rules as prescribed for holding other state elections, and at such time as the Governor may designate.

V. *Be it further enacted,* That the same persons who were appointed to hold the polls in taking the vote on convention, shall hold them for the election of delegates; provided, that if any of such inspectors shall fail to attend or act, the sheriffs and their deputies shall supply their places in the manner hereinbefore pointed out.

VI. *Be it further enacted,* That the several County Courts shall allow the sheriffs the same compensation for holding said elections that they usually allow for holding other state elections. And if any sheriff or other officer appointed to hold said elections shall fail to comply with the requisitions of this act, he shall be liable to a fine of one thousand dollars, recoverable before any competent jurisdiction to the use of the county whose officer he is. And it shall be the duty of the county solicitors to prosecute such suits.

VII. *Be it further enacted,* That all persons qualified to vote for members of the House of Commons, under the present constitution, shall be entitled to vote for members to said Convention. And all free white men of the age of twenty-one years who shall have been resident in the state one year previous to, and shall continue to be so resident at the time of election, shall be eligible to a seat in said Convention: Provided he possess the freehold required of a member of the House of Commons under the present constitution.

VIII. *Be it further enacted,* That each county in this state shall be entitled to elect two delegates to said convention, and no more.

IX. *Be it further enacted,* That if any vacancy shall occur in any county delegation, by death or otherwise, the Governor shall forthwith issue a writ to supply the vacancy; and the delegates shall convene in or near the city of Raleigh, on the first Thursday in June next, and provided that a quorum does not attend on the day, the delegates may adjourn from day to day until a quorum is present; and a majority of delegates elected shall constitute a quorum to do business.

X. *Be it further enacted,* That no delegate elect shall be permitted to take his seat in Convention until he shall have taken and subscribed the following oath or affirmation: I, A B, do solemnly swear, (or affirm as the case may be,) that I will not, either directly or indirectly, evade or disregard the duties enjoined, or the limits fixed to this convention, by the people of North Carolina, as set forth in the act of the General Assembly passed in 1834, entitled, "An act concerning a Convention to amend the Constitution of the State of North Carolina," which act was ratified by the people: so help me God.

XI. *Be it further enacted,* That the Public Treasurer be, and he is hereby authorized to pay, upon the warrant of the Governor, such sums of money as may be necessary for the contingent charges of the convention; and also to pay each member of the convention one dollar and fifty cents per day during his attendance thereon, and five cents for every mile he may travel to and from the convention.

XII. *Be it further enacted,* That it shall be the duty of the Governor, immediately after the ratification of this act, to transmit a copy to each county court clerk in the state, and cause it to be published until the meeting of the Convention, in the newspapers of the state.

XIII. *Be it further enacted,* That the following propositions shall be submitted to the people for their assent or dissent to the same; the sense of which shall be understood as expressed by the votes "for convention," and the latter by the vote "no convention," at the time and in the mode herein before provided, to wit: That the said Convention, when a quorum of the delegates who shall be elected are assembled, shall alter and devise amendments to the constitution of this state, so as to reduce the number of members in the Senate to not less than thirty-four nor more than fifty, to be elected by districts; which districts shall be laid off at convenient and prescribed periods by counties, in proportion to the public taxes paid into the treasury of the state by the counties thereof: *Provided,* that no county shall be entitled to the formation of a senatorial district, and when there are one or more counties having an excess of taxation above the ratio required to form a senatorial district, adjoining a county or counties deficient in such ratio, the excess or excesses aforesaid shall be added to the taxation of the county or counties deficient, and if, with such addition, the county or counties receiving it shall have the requisite ratio, such county and counties each shall constitute a senatorial district. 2d. That the said convention shall form and devise a further amendment to the said constitution, whereby to reduce the number of members in the House of Commons to not less than ninety nor more than one hundred and twenty, exclusive of borough members, which the convention shall have the discretion to exclude in whole or in part; and the residue to be elected by counties or districts, or both, according to their federal population, viz. according to their respective numbers, which shall be determined by adding to the whole number of free persons, including those bound to service for a term of years, and including Indians not taxed, three-fifths of all other persons; and the enumerations to be made at convenient and prescribed periods, but each county shall have at least one member in the House of Commons, although it may not contain the requisite ratio of population. 3d. That the said Convention shall also frame and devise amendments to said constitution, whereby it shall be made necessary for persons voting for a Senator, and persons eligible to the Senate, to possess the same residence and freehold qualifications respectively, in the senatorial district, as is now required in the county: *Provided,* that they shall not in any manner disqualify any of the free white men of this state from voting for members in the House of Commons, who are qualified to vote under the existing constitution of the state. 4th. That said convention may also consider of, and in their discretion propose the following other amendments to the said constitution, or any of them, to viz. So as 1st. To abrogate or restrict the right of free negroes or mulattoes to vote for members of the Senate or House of Commons. 2d. To disqualify members of the assembly and officers of the state, or those who hold places of trust under the authority of the state, from being or continuing such while they hold any other office or appointment under the government of the state or of the United States, or any other government whatsoever. 3d. To provide that capitation tax on slaves and free white polls shall be equal throughout the state. 4th. To provide for some mode of appointing and removing from office militia officers and justices of the peace, different from that which is now practised. 5th. To compel the members of the General Assembly to vote *viva voce* in the election of officers whose appointment is conferred on that body. 6th. To amend the thirty-second article of the constitution of the state. 7th. To provide for supplying vacancies in the General Assembly of this state when such vacancies occur by resignation or death, or otherwise, before the meeting of the General Assembly. 8th. To provide for biennial meetings instead of annual meetings of the General Assembly, and if they shall determine on biennial sessions, then they may alter the constitution in such parts of it as require the annual election of members of assembly and officers of state, and the triennial election of secretary of state, and provide for their election every two years. 9th. To provide for the election of Governor of the state by the qualified voters for the members of the House of Commons, and to prescribe the term for which the Governor shall be elected, and the number of terms during which he shall be eligible. And the said convention shall adopt ordinances for carrying into effect the amendments which shall be made; and shall submit said amendments to the determination of all the qualified voters of the state; but they shall not alter any other article in the constitution or bill of rights, nor propose any amendments to the same, except those which are herein before enumerated.

XIV. *Be it further enacted,* That if a majority of voters at the election first directed to be held by this act shall be found "for convention," it shall be considered and understood that the people, by their vote as aforesaid, have conferred on the delegates to said convention the power and authority to make alterations and amendments in the existing constitution of the state, in the particulars herein enumerated, or any of them, but in no others.

XV. *Be it further enacted,* That the said convention, after having adopted amendments to the constitution in any or all of said particulars, shall prescribe some mode for the ratification of the same, by the people or their representatives; and shall prescribe all necessary ordinances and regulations for the purpose of giving full operation and effect to the constitution as altered and amended.

XVI. *Be it further enacted,* That the convention shall provide in what manner amendments shall in future be made to the constitution of the state.

Read three times, and ratified in General Assembly, 6th January 1835.

AN ACT supplemental to an Act, passed at the present session, entitled An Act concerning a Convention to amend the Constitution of the State of North Carolina.

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 following propositions shall be submitted to the people for their assent or dissent, in the same manner and under the same forms, regulations and restrictions as were prescribed and adopted in an act, passed at the present session, entitled "An act concerning a Convention to amend the Constitution of the state of North Carolina:" That the said convention may, in their discretion, devise and propose the following amendments to the said constitution, or any of them, so as, 1st. To provide that the Attorney General shall be elected for a term of years. 2d. To provide a tribunal where by the Judges of the Supreme and Superior Courts, and other officers of the state, may be impeached and tried for corruption and mal-practices in office. 3d. To provide that upon conviction of any Justice of the Peace of any infamous crime or of corruption and mal-practice in office, his commission shall be vacated, and said Justice rendered forever disqualified from holding such appointments. 4th. To provide for the removal of any of the Judges of the Supreme and Superior Courts, in consequence of mental or physical inability, upon a concurrent resolution of two thirds of both branches of the legislature. 5th. To provide that the salaries of the Judges shall not be diminished during their continuance in office. 6th. To provide against unnecessary private legislation. 7th. To provide that no Judge of the Supreme or Superior Courts shall, whilst retaining his judicial office, be eligible to any other, except to the Supreme Court bench.

II. *Be it further enacted,* That should the people decide in favor of a call of a convention, as is provided for in the before referred to act, the said convention is hereby authorized and empowered to consider of, and in their discretion propose, the above additional amendments to the said constitution, or any of them.

Read three times, and ratified in General Assembly, 9th January, 1835.

FORTUNE'S HOME!!

NORTH-CAROLINA

STATE LOTTERY.

FOR THE BENEFIT OF THE

SALISBURY ACADEMY.

FIFTH CLASS, FOR 1835.

To be drawn at Murfreesborough, Hertford co. on Friday the 22d of May,

ON THE POPULAR

Terminating-Figure System

Stevenson & Points,
Managers.

CAPITAL PRIZE. } **$6000!**

SCHEME.

1 Prize of	$6,000	is	$6,000
1 Prize of	3,000	is	3,000
1 Prize of	2,000	is	2,000
8 Prizes of	1,000	is	8,000
10 Prizes of	500	is	5,000
10 Prizes of	400	is	4,000
10 Prizes of	300	is	3,000
10 Prizes of	200	is	2,000
100 Prizes of	100	is	10,000
100 Prizes of	50	is	5,000
116 Prizes of	30	is	3,480
201 Prizes of	20	is	4,020
300 Prizes of	15	is	4,500
6,000 Prizes of	10	is	60,000
6,000 Prizes of	6	is	36,000
6,000 Prizes of	4	is	24,000
18,868 Prizes, amounting to			$180,000

*** All Prizes payable in CASH, forty days after the drawing, subject to a deduction of fifteen per cent.

Whole Tickets, . .	$4
Halves, ...	2
Quarters, ...	1

☞ Tickets to be had of

ALLEN PARKS, *Agent,*

HILLSBOROUGH, NORTH-CAROLINA.

May 1 69

JOB-PRINTING,

Executed at this Office with neatness and accuracy.

ECLIPSE LIGHTFOOT,

Full Brother to the present Black Maria and Shark,

THE most beautiful horse ever seen in this quarter of the world, was got by American Eclipse; his dam Lady Lightfoot by old Sir Archey; his grand dam old Bince Norfolk, by imported Shark; his great grand dam by imported Clockfast, (half brother to imported Medley,) his g. g. grand dam Col. Burwell's Maria, by Fitzhugh's famous Regulus, (son of imported Fearnought, out of imported Jenny Dismal) his g. g. g. grand dam, Col. Burwell's famous mare Camilla by imported Fearnought; his g. g. g. g. grand dam Col. Bird's imported Calista, by Forester—Crab—Coghegline—Bajazet's dam by Whitmore—Leedes—Earl mare.

Gentlemen possessing and reading the horse books of this country and England, are requested to examine them diligently for themselves, but for those not having the means of acquiring the same information, I beg to be permitted to state, that a better pedigree cannot exist. If blood consists in a near consanguinity to a strain of horses most remarkable for all the high and desirable qualities in the zoology of horses, a simple relation of facts will establish Eclipse Lightfoot as equal to any horse upon earth. And what are the facts? I begin with those most recent, and nearest home. He himself has been twice sold in less than six months; first time for $7,000—second time for $10,000. His full brother, Shark, still more recently, for $15 000. His full sister, the present Black Maria, is held by her owner at 8 or $10 000. Eclipse, who is the sire of Eclipse Lightfoot, is the first horse that ever sold for $10,000, in America. And a year or two ago, at 20 years old, he again sold for about the same sum. He ran until he was nine years old—all his races four mile heats—and was taken off the turf sound as a nut. He was never beaten; and to use the language of one of his strongest opponents at one time, "He challenged the world—he beat the world—he won a world of money—and he is a *world's wonder.*"

Lady Lightfoot, dam of Eclipse Lightfoot, ran at all distances and at all places, until she was 11 years old. She was beaten but seldom—once by Beggar Girl, 2 mile heats, when she was prepared and run down for 4 miles, once by the great *lusus naturæ* Hermaphrodite, whom she beat twice, (all 4 mile heats.) She was twice beaten by the invincible Eclipse; which is to pluck the laurel from one side of the diadem to place it the more gracefully on the other.—And she was beaten at 11 years old, by Betsy Richards; but it was evident her day had passed, and she would then have been, where she so gloriously died, among the first matrons of the age. In 1815, then 5 years old, she won all her stakes, and was carried to Charleston, S. C. by Gen. Wynn, where she won in three consecutive days, at 2, 3 and 4 mile heats, all the money run for in the week, beating the best horses of the day. Among them the famous Lottery, (dam of Kosciusko, Saxe Weimer and Crusader,) the famous Transport, (dam of Bertand, jr. and Little Venus,) the famous Merino Ewe, (dam of Phillis and Gohanna,) and others: a feat never before or since performed by any horse. She won innumerable races, but most remarkable, 7 Jockey Club Purses, at 10 years old!!!

Old Black Maria, by imported Shark, grand dam of Eclipse Lightfoot, ran until she was 14 years old, acquired for herself and posterity an imperishable fame—won a number of races—lost a few in the down-hill of life, and was only rivalled by her next kin.

Imported Shark, (great grand sire of Eclipse Lightfoot,) was got by Marske, the sire of the great Eclipse, in England; and is, of course, his half brother, and the great grand-son of Childers. To these two horses he has been frequently compared as next; but by the fairest reasoning in the world he must be at least their equal. He ran more races—won more money—was only beaten by two horses, and that readily accounted for. Dorimont (sire of Gabriel,) beat him, evidently by the difference of weight given him for the year. Shark beat him, when aged, and both carried the same weight. Pretender, (his half brother,) by Marske, beat him, from a slight defect in the heels,—a disease very common. A notice, in the racing calendar for 1787, (I think,) says he won upwards of 22,000 guineas (about $100,000) and it is said, by high authority, that 10,000 guineas were offered for him, as he left the New-Market Course for the last time.

If beauty, action, speed, bottom, durability to last upon the turf, and longevity are the grand desiderata to breeders, no strain of horses possesses it in a more pre-eminent degree. These are the qualities—this the blood of Eclipse Lightfoot; not to be detracted from by a full and still further extention, too lengthy for publication. He has been twice purchased out of a training stable, in which he was at the head, and by well approved judges; and for general and immediate benefit has been put to stand. Over this, the horse could have no possible control, but it is a just cause to inveigh against his unkind owners, for depriving him the chance by his *might* and *strength*, of sustaining side by side with his closest kin, their growing fame. If my life rested upon it, I would take him for all distances, sooner than any horse upon earth, not more tried; and as a stallion, second to none.

He is now at his harem, in Mecklenburg, Va. five miles south of Boydton, near Taylor's Ferry, on Roanoke, where he will be let to mares at $60 the season. Any gentleman putting five mares or becoming responsible for them, will be charged $50 each—$1 to the groom in every instance. Great liberality will be exercised in putting first rate mares (runners themselves or producing runners.) Mares missing this season, will be put next gratis. Every preparation has been made for keeping mares, and all care taken to prevent accidents, but no liability. Mares fed at 25 cents per day. Those with colts at their side, will be fed, unless positively prohibited. Mares from a distance, in foal, had better be sent before foaling. The season will expire on the 1st of July.

JOHN C. GOODE.

March 26. 68—