

by purchasers of Cherokee lands, praying relief from the embarrassments to which they have been involved by said purchases.

Tuesday, Nov. 23.

Mr. Wellborn presented the petition of sundry inhabitants of Wilkes county, praying for the passage of a law to restore to credit Amos Harmon. Referred to the committee on that part of the Governor's message which relates to Criminal Law.

Mr. Cox from the committee appointed to conduct the balloting for a Major-General of the 4th Division of Militia, reported that Michael McLeary was duly elected.

Mr. Forney presented a bill to incorporate the Lincoln Agricultural Society, which passed its first and second readings, and on motion of Mr. Wellborn was referred to the committee on Agriculture.

Mr. Gray presented the petition of Wm. Lytle of Tennessee, praying that the purchase money, which he has paid to the State of North-Carolina for certain land therein mentioned, may be refunded to him. Referred to the committee on Claims.

Mr. McDowell presented the petition of Elizabeth Wilkins of Burke, praying to be divorced from her husband William Wilkins. Referred to the committee of Propositions and Grievances.

Wednesday, Nov. 26.

Mr. Brittain presented the petition of sundry inhabitants of Buncombe county, praying that a company be incorporated for the purpose of making a Turnpike Road from Asheville by the Warm Springs to the Tennessee Line—also, a bill to carry the prayer of the petitioners into effect; which passed its first reading, and on motion of Mr. Brittain, the bill and petition were referred to the committee on Internal Improvements.

Mr. Hill of Franklin, presented the following resolution:

That a select joint committee be appointed to enquire into the expediency of amending the Judiciary system so far as relates to the Circuit Courts of this State, and that they have leave to report by bill or otherwise.

Which was agreed to, and Messrs. Hill of Franklin, Martin, Seawell, Cameron and Wellborn, were appointed to compose the committee on the part of the Senate.

Thursday, Nov. 27.

The following bill was presented:

By Mr. Sneed, a bill further to amend an act concerning proving of wills and granting letters of administration, and to prevent frauds in the management of intestate's estates, passed in 1715.

On motion of Mr. Wellborn, the committee on Criminal Law were instructed to inquire into the expediency of repealing an act passed in 1819, directing the county courts to pay fees to certain persons therein named in certain cases—agreed to.

Mr. Speight introduced a resolution, the object of which was to require of the Board of Internal Improvements, the reasons why they have not, agreeably to a resolution of the last Assembly, disposed of a part of the service of the civil engineer: And whether or not it would not be the interest of the State to retain the Engineer, and if retained, to inquire into the expediency of reducing his salary to a sum not exceeding thousand dollars—which on motion of Mr. Cameron was laid on the table.

HOUSE OF COMMONS.

FRIDAY, NOV. 21.

Yesterday the following standing Committees were appointed:

Propositions and Grievances—Messrs. Love, Edmonson, Folk, McLean, McCauley, J. G. A. Williamson, Jones, L. Cherry, Copeland, Hassel, Croom, Blackledge, Leonard, Stephens, Ashe and Alford.

Claims—Messrs. McMillan, Gordon, Martin, Bain, Baily, Whittaker, Furner, Gary, Elliot, Bell, Helms, Smith, Miller, Ward, J. White, and Martin.

Education—Messrs. Graham, Whitaker, Fisher, Plynt, Brown, Claov, T. Mann, E. Mann, Wilkins, Barrow, Watson, Edwards, Fredrick, Oliver, Seawell and Cole.

Agriculture—Messrs. Lowry, Holland, Bodenhamer, Brower, Jeter, Underwood, Alston, Lewis, Mahon, W. D. Barnard, M'Daniel, Bright, Davis, Campbell, McNeil and McFarland.

Internal Improvements—Messrs. Conrad, Horton, Broadnax, Morgan, Mebane, Webb, L. P. Williamson, Davenport, Baker, Vann, Hellen, Jos. Hill, Sidbury, Strange, and D. Underwood.

Patrols and Elections—Messrs. Weaver, Wright, Dargan, Worth, Ranney, Bowers, Bynum, Fox, Webster, Walker, Pugh, Whitehurst, J. H. White, Melvin, Sellers, and Gordon.

Finance—Carson, Shepherd, Turner, Taylor, J. A. Bryan, Stanly, and Hazel.

Mr. Martin, of Rockingham, introduced the following resolution, which was ordered to be printed:

Whereas, many of the good people of this State, believing it essential to the future prosperity of themselves, and their posterity, to

secure the Constitution thereof; and having, in the exercise of an unquestionable right, duly elected Delegates from their several counties, for the purpose of proposing amendments to the same, and the Delegates aforesaid having convened in Raleigh agreeably to appointment, and in convention, did agree on sundry amendments thereto, for the consideration of their constituents; And whereas, this House believe it their bounden duty at all times, when fundamental principles become a question, to afford the free citizens of this State an opportunity of expressing and ascertaining their collective sentiments thereon: therefore,

Resolved, That a select committee be appointed, with special instructions to report a bill to this House, for the purpose of causing polls to be opened and held in each county in this State, at the usual times and places of holding elections for members of the next Legislature, for the purpose of ascertaining the sense of the People on the proposed Constitution, and to cause due returns thereof to be made to the next Legislature.

Resolved further, That thousand copies of the existing Constitution, and the Constitution as amended, be printed for the information of the citizens of this State.

Mr. Alston withdrew the resolution which he submitted yesterday, instructing the Treasurer of the State to give a statement of the amount of capital stock invested in the several Banks in this State, &c.

The following gentlemen were named as the Library committee, on the part of this House: Messrs. Fisher, Broadnax, and Thomas N. Mann.

On motion, that part of the Governor's Message relating to the Indian reservation of lands, was referred to a select committee, composed of the following members: Messrs. Mebane, Iredell, Carson, Croom, and Brown.

Saturday, Nov. 22.

On motion of Mr. Turner, it was resolved, that all resolutions, the object of which is to draw money from the public treasury, be read three times in each house.

Mr. Alston withdrew the resolution submitted by him on Thursday last, relative to the Banks of this State, and substituted the following, which was sent to the Senate for concurrence:

Resolved, That a joint select committee be appointed to inquire into the state and condition of the several incorporated Banks in this State; whether their Notes are at this time redeemed agreeably to their charter with specie, if not, to ascertain when the said Banks will be ready to resume specie payments; and also to inquire whether the Notes of said Corporations, or any of them, have depreciated from their intrinsic value, and if they have so depreciated, to investigate and report the means, if any, of improving and sustaining the credit of said notes.

Mr. Stanly introduced the following Resolution:

Resolved, That a joint select committee be appointed to inquire whether the Public Printing cannot be done with more economy than under the existing laws, either by special contract or otherwise; and that said committee report by bill or otherwise.

This resolution was adopted, and Messrs. Mebane, Blackledge, Shepherd and Strange, were appointed a committee, on the part of this House, in pursuance thereto.

The following Report was received from the Public Treasurer; which was read, referred to the committee on Finance, and ordered to be printed:

To the honorable, the General Assembly of the State of North Carolina:

GENTLEMEN: By the laws of this State it is made a part of my official duty to inform you, that the receipts at the treasury of North-Carolina with the year commencing with the first day of November, 1822, and ending with the last day of October, 1823, including sundry payments of arrearages, and the public taxes of every other description which become due and were paid at the Treasury of this State within that period—together with the dividends declared by our State Bank on the stock or shares held in it by North-Carolina—the purchase money or proceeds of the vacant and unappropriated lands lately entered, and paid for in the course of time above mentioned—and the collection made from the bonds given by the purchasers of the public lands near Raleigh, which were sold in 1820, amount to \$114,613 74 1-6.

To this sum, the balance remaining in the Treasury on the first day of November, 1822, and thereafter to be accounted for, as reported to the last General Assembly, being added, to wit, \$114,461 92, an aggregate amount of \$229,075 73 1-6 is formed.

From this sum total disbursements have been made within the time first above mentioned, including the Treasury Notes and other monies burnt, to the amount of \$119,352 51 1/2: The vouchers for which have been handed over to the Comptroller, and are, of course, in readiness for the examination of the committee of Finance.

This expenditure being deducted from the aggregate amount above mentioned, will be found to leave a balance of \$109,723 21 1/2, remaining in the Treasury of this State on the first day of November instant—say on the first day of November, 1823, and heretofore to be accounted for. It may be proper, however, here to observe, that \$3,187 11 balance, being the proceeds of vacant lands entered and paid for, are appropriated by law for the promotion of Agriculture, &c.; which

being deducted, will leave \$106,537 10 1/2 only, for the ordinary purposes and support of the government.

In the printed statements, furnished by the Comptroller for the use of the members of the present General Assembly, the several items forming the reception and expenditure above mentioned, will be found, entered in their proper places and under different heads.

The net amount of the dividends declared by the President and Directors of the State Bank, upon the shares held in it by North-Carolina, including as well the dividend of December, 1822, as that of June, 1823 (after deducting the interest claimed and retained by that corporation, as due it under the provisions of the act of Assembly of 1811, on account of the unpaid shares of the stock held therein by this State, up to the first Monday of December last,) was \$18,019 76: of which sum \$13,762 65, were paid over to the Public Treasury by the officers of that bank, in money of the emissions of 1783 and 1785, and were thereupon burnt and destroyed as the law directs. The remainder being \$4,257 11, was had in notes of the bank, there being, at that time, no more money of the emissions above mentioned in the vaults of the bank.

Of the sum of \$109,723 21 1/2, above mentioned, as being the balance due and payable from the Public Treasurer to the State of North-Carolina, on the first day of the present month, viz. on the first day of November, 1823, \$53,731 83, are deposited and stand at my credit as Public Treasurer, in the State Bank of North-Carolina; at Raleigh: \$36,991 20 are deposited and stand at my credit in like manner, in the Bank of Newbern, in Raleigh: And \$17,282 56 are deposited in like manner, and stand at my credit as Public Treasurer, in the Bank of Cape-Fear, at Fayetteville: The remainder is in the public chest, and is kept there to be at hand and in readiness to meet the demands or expenditures of the day.

In the month of December last, John Patton, Esq. the Commissioner appointed by Gov. Holmes, to superintend the selling, &c. of the lands belonging to this State, commonly called the Cherokee lands, paid into the Public Treasury, the sum of \$3,773 13 1/2, being the net proceeds of the sales made by him and which had come into his hands in cash, as Commissioner aforesaid: which sum was forthwith and agreeably to law, placed at the credit of the Board of Internal Improvements; as has been likewise and since that period, in the course of the late fiscal year, the further sum of \$5,883 49 1/2, collected from the purchasers at the sales made by Messrs. Franklin and Mebane, and Wellborn and Galistero.

Col. Patton the Commissioner above mentioned, at the same time handed over likewise at the Treasury, the bonds taken to secure the payment of the balance of the purchase money of the lands sold by him as aforesaid, amounting to \$28,710 63 cents; the whole of which were placed on file, none of them having become due or payable, until very lately.

The Public Treasurer has rendered to the Board of Internal Improvements an account of his receipts and expenditures from the first of November, 1822, to the first of November, 1823, embracing the sums above mentioned, together with all monies received by him, which are subject to its drafts or disposal; which shews or leaves in his hands yet to be accounted for, the sum of \$17,361 38 1/2.

From the statement which commences this Report, it will be seen, that the expenditures or disbursements at the Treasury for the last year, including the money burnt, exceeded the balance which remained in the Public Treasury on the 1st day of November, 1822, by several thousand dollars: It is believed, however, that in the course of the present fiscal year, the dividends which will probably be declared by the State Bank on the stock held in it by this State, be well nigh disencumbered and released from the redemption of the old paper money, will so materially add to the balance remaining in the Public Treasury on the 1st day of November instant, already and above reported, as to render it fully and perhaps more than commensurate to the support of the Government.

Much and respectfully, Gentlemen, Your obt. servant,

JOHN HAYWOOD, Treasurer. The Exposes or statements of the affairs of the several Banks of this State, required by a resolution of the last Assembly, will be laid before the Legislature on Monday next. J. H. Raleigh, Nov. 22d, 1823.

Mr. Roane presented the petition of John Burgin, James Moore, and others, praying for the passage of a law specifying what penalty shall be incurred for the breach of that part of the Constitution of this State, which says, "all persons shall be at liberty to exercise their own mode of worship,"—which was referred to the Judiciary committee.

Mr. Fisher presented the petition of Michael Rymer, of Rowan; and Mr. Iredell presented the petition of Thomas Small, of Chowan, praying to be restored to credit, which were referred to the committee of Propositions and Grievances.

On motion of Mr. Baker, it was Resolved, That the committee on the Judiciary be instructed to inquire into the expediency of so amending an act of the General Assembly passed in 1808, to amend an act passed at the last session of the General Assembly, to allow interest on judgments recovered in actions brought on contract, and to mitigate the severity of executions in such a way as to secure to the widows of persons dying intestate, such portions of the property, now exempt by law from execution, as they may think proper; and that said committee have leave to report by bill or otherwise.

On motion of Mr. Campbell, the committee on the Judiciary were instructed to inquire into the Expediency of altering the law of Landlord and Tenant, so as to provide a shorter and less-expensive mode for dispossessing tenants who hold over, and to secure to the landlord his rent; and that they report by bill or otherwise.

Mr. Martin presented a Bill to repeal the 5th and 6th sections of an act, passed in 1820, entitled "an act to prevent the marriage of infant females."

M. Leonard, a Bill to repeal an act passed in 1813, entitled "an act fixing on the sum hereafter to be paid to the State for vacant lands."

M. Hunter, a Bill to repeal, in part, the 4th section of an act, passed in the year 1806 entitled an act to revise the militia laws of this State, relative to the artillery companies of light Infantry, Grenadiers and riflemen.

The foregoing Bills passed their first readings.

Mr. Stanly presented a bill, to amend an act, entitled an act regulating descents, passed in 1803; which was read and referred to the Judiciary Committee.

Mr. Roane, a Bill to repeal an act, passed in 1822, entitled an act to alter the time of holding two of the Courts of Pleas and Quarter Sessions for the county of Burke. Which bills were read the first time.

Tuesday, Nov. 25.

On motion of Mr. Wilkins, it was Resolved, That a select committee be appointed to enquire into the expediency of amending the 9th and 10th sections of the act of 1813, amending the militia laws of this state, in such a way as not to require the infliction of the several penalties contained in the 10th section of said act for a failure to observe, in very particular, the requisitions of the 9th section of said act; and whether less penalties than those mentioned in the 10th section would not answer a better purpose.

The said resolution was referred to a committee, composed of Messrs. Wilkins, Sellers, Smith, Campbell and Ruiney.

Mr. Roane presented the petition of Jacob Smith and others, citizens of Burke county, praying the obstructions to the passage of fish up Lower Creek, in said county, be removed by law; Mr. Fisher presented the petition of the heirs of Joseph Cunningham, late of Rowan county, stating that their ancestors purchased a tract of confiscated lands from the Commissioner of confiscated property, and paid the purchase money; a part of which has been evicted; and praying for reimbursement.

The foregoing petitions were referred; the former to the committee of Propositions and Grievances, and the two latter to the committee of Claims.

Mr. Roane presented a bill, incorporating Morganton Academy; which was read the first time and passed.

A message from the Senate, informing that they had passed a resolution in favor of Judge Norwood, and asking the concurrence of this House.

The resolution was read and rejected. On motion of Mr. Hassell, the vote was reconsidered, and the resolution was thereupon read the first, second and third times, and passed.

Mr. Blackledge, from the committee of Propositions and Grievances, to whom was referred the petition of Michael Rymer, of Rowan county, reported a bill favorable to the petitioner; which report was concurred in, and the bill read the first and second times, and passed.

The bill to repeal the act of 1822, altering the time of holding two of the Courts of Pleas and Quarter Sessions for Burke county; also the bill to repeal, in part, the 4th section of the act of 1806, revising the militia laws relative to artillery companies of light infantry, grenadiers and riflemen, were read the second time, and passed.

The bill to repeal the 5th and 6th sections of the act of 1820, to prevent the marriage of infant females, was read and referred to the Judiciary committee.

The bill to repeal the act of 1818, fixing the sum to be paid to the state for vacant lands, was read the second

time, and, on motion of Mr. Stanly, postponed indefinitely.

Wednesday, Nov. 26.

Mr. Love presented the petition of John Shulle, of Haywood county, stating that he had been ejected from a tract of land purchased from the Commissioners appointed to sell the lands lately acquired from the Cherokee Indians by treaty, and praying that the purchase money, with costs of suit, be refunded to him. The petition was referred to the committee on the Indian reservation of lands.

Mr. Hargrave presented the petition of Daniel Noorcaser, of Davidson county, praying for the passage of law to divorce him from his wife Catharine. Referred to the committee of Propositions and Grievances.

Messrs. Stanly, Iredell, Strange, T. N. Mann and Taylor, were appointed a committee, on the part of this House, on the resolution, adopted by the Senate, making inquiry into the expediency of amending the judiciary system, so far as relates to the Circuit Courts of this state.

On motion of Mr. Fisher, it was Resolved, That the joint select committee on the subject of amending the judiciary system, be instructed to inquire into the expediency of passing a law for dividing the state into three supreme judicial districts—the Eastern, the Middle, and the Western; and to provide that a Supreme Court be held by the present Judges of the Supreme Court once a year, or oftener, in each of said districts; and, further, to inquire whether it will not promote the public interest to constitute said Courts as Courts of Chancery; and that they report by bill or otherwise.

Mr. Ward, from the committee of Claims, made a report upon the petition of Jonathan Weaver; which was read, and, on motion, recommitted to the same committee.

Mr. Taylor presented a bill, fixing the time for giving notice to endorsers of bonds and notes in certain cases; which was referred to the Judiciary committee.

The bill to repeal the act of 1822, altering the time of holding two of the County Courts for the county of Burke; also a bill to repeal, in part, the 4th section of the act of 1806, to revise the militia laws of this state, relative to the artillery companies of light infantry, grenadiers and riflemen; and also a bill concerning Michael Rymer, of Rowan county, were respectively read the third time and passed, and ordered to be engrossed.

The bill incorporating Morganton Academy was read the second time and passed.

FROM THE RALEIGH STAR.

Extract of a letter from a highly respectable gentleman, in New York, to his friend in Raleigh.

"You may rest assured that the bold assurance, which originated at Albany in Senator Van Buren's newspaper, the Argus, relative to the result of our Legislative election, and which has traveled as far as Richmond, is destitute of the smallest foundation. Van Buren first started the assertion; Noah, of the Advocate, seconded it; Binns, of the Democratic Press, backed it; the National Intelligencer gave new life to it; and the Enquirer, it seems, has also kicked on this football of falsehood. I assure you, that whenever the regularly nominated candidates were even suspected, they were opposed, and in almost every instance, defeated. That there are a majority of regular nominations elected, no one doubts; but where they were not opposed and defeated, it was because they were known to be unfriendly to Mr. Crawford. Of course, there was no necessity to oppose most of the nominations. I assure you, and you may note down the assertion, that there will not be twenty-five Crawfordites in our next Legislature. But Van Buren, Noah, Binns, Gales, Ritchie, &c. think it absolutely necessary, with a view to other states, to keep up the idea that Mr. Crawford still has a chance of gaining New-York. The truth is, Mr. Crawford and his party have been entirely broken down in our state, by an indignant people."

Extract of a letter from a gentleman in New-Jersey to the Editors of the Washington Republican, dated November 1.

"Yesterday Joseph M'Ilvaine, esq. was unanimously elected a Senator in Congress by our Legislature, to supply the vacancy occasioned by the appointment of Judge Southard, as Secretary of the Navy."

"Dr. Bateman, our former representative, was a candidate; but the bare report that he was friendly to the interest of Mr. Crawford for the Presidency, prevented his receiving a single vote."

"Mr. M'Ilvaine is considered friendly to Mr. Calhoun. Mr. Calhoun, it is certain, is growing in public estimation daily, and will finally receive, I have little doubt, the vote of New-Jersey."

By the conflagration of a house in the state of Maine, an accomplished young lady, aged 16, was burnt to death!