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TERMS.

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BY AUTHORITY.

AN ACT to incorporate a Fire Insurance Company in the City of Washington.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the subscribers to this company, their successors and assigns, shall be, and they are hereby created a body politic, by the name and style of the Franklin Insurance Company, and shall, by that name, have succession, and shall be able to sue and be sued, implead and be impleaded, in all courts of law in the United States.

Sec. 2. *And be it further enacted,* That a subscription be opened in the city of Washington, under the direction of John Davidson, Saterlee-Clark, Alexander Kerr, R. C. Weightman, Benjamin G. Orr, Wm Brent, Samuel Miller, and William Doughty, or a majority of them, for raising a capital of two hundred and fifty thousand dollars, in shares of twenty-five dollars each; and that each person, upon subscribing, pay to the persons abovementioned, five dollars, upon each share so subscribed for; and that the remainder of the said twenty-five dollars shall be secured by negotiable notes, signed and endorsed to the satisfaction of the aforesaid John Davidson, Saterlee Clark, Alexander Kerr, R. C. Weightman, B. G. Orr, William Brent, Samuel Miller, and William Doughty, or a majority of them, and payment thereof may be thereafter demanded, at such times, and in such proportions, as the president & directors, hereafter mentioned, shall judge advisable, giving six weeks notice, in at least three of the gazettes printed in the District of Columbia.

Sec. 3. *And be it further enacted,* That every subscriber shall be entitled to vote by himself, his agent, or proxy, appointed under his hand and seal, attested by two witnesses, at all elections made by virtue of this act; and shall have as many votes as he holds shares, as far as ten shares; one vote for every five shares, which he may hold over ten shares, as far as fifty other shares; and one vote for every thirty shares, which he may hold over sixty shares; and every stockholder, (not in debt to the company) may, with the assent of the president and directors, in person, or by power of attorney, assign and transfer his stock in the books of the same, or any part thereof, not being less than a whole share; but no stockholder, indebted to the company, shall be permitted to make a transfer, or receive a dividend until such debt is paid or secured, to the satisfaction of the president and directors.

Sec. 4. *And be it further enacted,* That as soon as five thousand shares shall be subscribed, the persons hereby authorized to receive subscriptions shall call a meeting of the subscribers, giving two weeks notice, in two of the papers printed within the district; and the subscribers, who shall assemble in person, or by proxy, shall choose, by ballot, from among the stockholders, by a majority of votes, twelve directors, who shall continue in office until the first Monday in June, in the year one thousand eight hundred and nineteen; on which Monday in June,

in every succeeding year thereafter an election shall be held for twelve directors, aforesaid, who shall continue in office for one year from the time of their election and until others be chosen in their stead. And the said directors, at their first meeting, shall choose, from among themselves or from the stockholders at large, a president, and allow him a reasonable compensation for his services; and in case of death, removal, resignation, or other disqualification, of the president, or any of the directors, the remaining directors, may elect others to supply their places, during the remainder of the term for which they were chosen; and in every case, where one of the directors shall be chosen president, the vacancy shall be supplied, as in the case of death, removal, or resignation. That the persons hereby authorized to receive subscriptions, or any three of them, be a committee to superintend the first election of directors, and a committee of three stockholders, not being directors, be appointed by the directors, to superintend every succeeding election.

Sec. 5. *And be it further enacted,* That the president and directors shall have power to ordain and make such by-laws, ordinances, and regulations, as shall appear necessary, for regulating and conducting the concerns of the company, not being contrary to this act, or the laws and constitution of the United States. And the funds of the company, as they shall arise, may be vested in the funded stock of the U. States, or of any individual state, or in stock of any incorporated bank.

Sec. 6. *And be it further enacted,* That the members of the company shall not be liable for any loss, damage or responsibility, other than the property they have in the capital or funds of the company, to the amount of the shares respectively held by them, and any profits arising therefrom not divided: *Provided,* the said corporation shall, from time to time, apply all sums of money received by them, for premiums, to the payment of losses, in the first instance, and to make up the amount of their original capital whenever it shall have suffered any diminution by losses.

Sec. 7. *And be it further enacted,* That the president and directors, for the time being shall have power to dispose of, according to the provisions of the second section of this act, the shares which may remain unsold at the formation of the company; and they shall have power, also, to provide, by purchase, or otherwise, a suitable place for an office, to make all rules and regulations for conducting the business of insurance, and the concerns of the company, not provided for by this act; to appoint a secretary, and such other officers as they may find necessary; and to make such compensation for their services as they may deem proper, and they shall have full power and authority to make insurances against fire, on any and every description of property. All policies of insurance, and other contracts, made by the secretary, shall be obligatory on said company, and have the same effect as if the said policies and contracts had been attested by corporate seal.

Sec. 8. *And be it further enacted,* That the said president and directors, shall conduct business in the city of Washington; that they shall keep proper books, and record their proceedings therein; that on the first Monday of May, and the first Monday of November, in every year, after the first year, they shall declare a dividend of so much of the clear profits as they may deem advisable, and within ten days thereafter shall pay the same to the stockholders; but it shall not be made lawful for the said president & directors to include, in such dividend the premiums of any risk which has not actually terminated, nor to divide more than two thirds of the clear profits, until, by the half yearly appropriation of the other third thereof, a contingent fund of twenty thousand dollars shall be

formed; and as often as the fund shall be impaired by losses, the said president and directors shall continue the half yearly appropriation aforesaid, until it be returned to the amount beforementioned.

Sec. 9. *And be it further enacted,* That every director who shall be present at the declaration of any dividend in violation of the eighth section of this act, shall be individually answerable to the stockholders for the injury resulting therefrom, unless his protest be recorded in the books of the corporation.

Sec. 10. *And be it further enacted,* That in case any action shall be prosecuted on any insurance made by virtue of this act, it shall be deemed sufficient service of such process to leave a copy thereof with the president or secretary for the time being, and all recoveries had in any such action or actions shall be conclusive on the company, so far as to render the stock and property of the company liable, and no further.

Sec. 11. *And be it further enacted,* That this act shall be and continue in force for and during the term of twenty years, from and after the passing thereof until the end of the next session of Congress; and on the dissolution or expiration of this charter, the president and directors, for the time being, shall take prompt and effectual measures for closing all its concerns; but no such dissolution or expiration shall operate, so as to prevent any suits to be brought or continued by or against the said corporation for any debt or claim due by or to the same, and which arose previously to said dissolution or expiration, but for the purpose of closing its concerns its corporate powers shall remain unimpaired.

Sec. 12. *And be it further enacted,* That this corporation shall not issue any promissory note in the way of banking, and that Congress may, at any time, during the period for which this charter is granted, repeal and amend same.

H. CLAY,
Speaker of the House of Representatives.
JOHN GAILLARD,
President of the Senate pro tempore
April 9, 1818.—Approved,
JAMES MONROE.

AN ACT for changing the compensation of receivers and registers of land offices.

BE it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That instead of the compensation now allowed by law to the receivers of public moneys, for the lands of the United States, they shall receive an annual salary of five hundred dollars each, and a commission of one per centum on the moneys received, as a compensation for clerk hire, receiving, safe keeping, and transmitting such monies to the Treasury of the United States: *Provided always,* That the whole amount which any receiver of public monies shall receive, under the provisions of this act, shall not exceed, for any one year, the sum of three thousand dollars.

Sec. 2. *And be it further enacted,* That, instead of the compensation now allowed by law, to the registers of the land offices, they shall receive an annual salary of five hundred dollars each, and a commission of one per centum, on all the moneys, expressed in the receipts by them filed and entered, and of which they shall have transmitted an account to the Sec'y of the Treasury: *Provided always,* That the whole amount which any register of the land offices shall receive, under the provisions of this act, shall not exceed, for any one year, the sum of three thousand dollars.

H. CLAY, Speaker
of the House of Representatives.
JOHN GAILLARD,
President of the Senate pro tempore
April 20, 1818.—Approved,
JAMES MONROE.

AN ACT for transferring the claims in the office of the Commissioner to the Third Auditor of the Treasury Department.

BE it enacted by the Senate and House of Representatives of the Uni-

ted States of America, in Congress assembled, That all claims under the act, entitled, "an act to authorize the payment of property lost, captured, or destroyed, by the enemy, while in the military service of the United States, and for other purposes, passed the ninth of April, one thousand eight hundred and sixteen, and the act in amendment thereof, passed the third of March, one thousand eight hundred and seventeen, now remaining in the office of the commissioner of claims, and not acted on finally by said commissioner before the ninth of April, one thousand eight hundred and eighteen, be and the same are hereby transferred to the office of the Third Auditor of the Treasury Department; and the said Third Auditor, in all adjudications upon the claims aforesaid shall be governed, in all respects, by the same rules, regulations, and restrictions, as have heretofore been prescribed to the commissioner of claims under the above recited acts.

Sec. 2. *And be it further enacted,* That the Third Auditor aforesaid, for performing the duties hereby required of him, shall be allowed and paid the sum of five hundred dollars, out of any money in the treasury not otherwise appropriated.

H. CLAY,
Speaker of the House of Representatives.
JOHN GAILLARD,
President of the Senate pro tempore.
April 20, 1818.—Approved,
JAMES MONROE.

AN ACT respecting the surveying and sale of the public lands in Alabama territory.

BE it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the powers and duties of the surveyor for the lands in the northern part of the late Mississippi territory, shall extend to the whole of the Alabama territory; and that only. And it shall be his duty to cause such of the said lands, to which the Indian title has been, or shall hereafter be extinguished, as the President of the United States shall direct, to be surveyed and divided in the same regulations, as are provided by law in relation to other public lands. And the said surveyor shall receive for his services, hereafter, an annual compensation of two thousand dollars, and shall be allowed not exceeding two clerks, whose whole compensation shall not exceed fifteen hundred dollars per annum.

Sec. 2. *And be it further enacted,* That in every public sale hereafter to be made of public lands in the territory of Alabama, there shall, in addition to the usual reservation of section sixteen, in each township, for the support of schools, be excepted from the sales such sections not exceeding ten in any one land district, as the President of the United States shall have designated, for the purpose of laying out and establishing towns thereon; which sections, so designated and reserved, for the purpose aforesaid, shall be laid off into lots, and offered for sale, in the manner, and on the terms and conditions as to price, as is prescribed for the laying off and sale of lots, by the fifth section of the act, entitled "An act to authorize the appointment of a surveyor for the lands in the northern part of the Mississippi territory, and the sale of certain lands therein described," passed on the 31 of March, one thousand eight hundred and seventeen. And there shall be reserved from sale in the Alabama territory, an entire township, which shall be located by the Secretary of the Treasury, for the support of a seminary of learning within the said territory; and also, any one entire section which may be located under the direction of the Governor of the said territory, for the seat of government therein.

Sec. 3. *And be it further enacted,* That all the lands lying between the basis meridian, and the first standard meridian, in the Alabama district be attached to the land district east of Pearl river. And the lands so

attached to the said district, east of Pearl river, after having been surveyed according to law, shall, with the exception of section number sixteen, in each township, which shall be reserved for the support of schools therein, and with the further exception of such reservations as may be made in pursuance of the second section of this act, shall be offered for sale to the highest bidder, under the direction of the register of the land office, and the receiver of public monies, at the place where the land office is kept, & on such day or days as shall, by proclamation of the President of the United States, be designated for that purpose; the sales shall remain open two weeks and no longer. The lands shall not be sold for less than two dollars an acre, and shall, in every respect, be sold in tracts of the same size, and on the same terms and conditions, as have been, or may be, provided for lands sold in the same district. All the lands offered for sale, and remaining unsold at the close of the said public sales, may be disposed of privately sale, by the register of the land office, in the same manner, and on the same terms and conditions, as are or may be provided for the sale of other lands in the same district; and patents shall be granted in the same manner, & on the same terms, as for other lands in the said district.

H. CLAY,
Speaker of the House of Representatives.
JOHN GAILLARD,
President of the Senate pro tempore.
April 20, 1818.—Approved,
JAMES MONROE.

BY THE PRESIDENT OF THE U. STATES.

WHEREAS by an act of Congress, passed on the 3d of March, 1815, entitled, "an act to provide for the ascertaining and surveying of the boundary lines fixed by the treaty with the Creek Indians, and for other purposes," the President of the United States is authorized to cause the lands acquired by the said treaty to be offered for sale when surveyed:

THEREFORE I, JAMES MONROE, President of the United States, do hereby declare and make known, that public sales for the disposal (agreeably to law) of certain lands in the Alabama territory, shall be held at Milledgeville in Georgia vizz On the third Monday in October next for the sale of town lots, in the town of Cahaba, in the said territory situate at the junction of the rivers Alabama and Cahaba.

On the third Monday in October next, for the sale of townships 13, 14, 15, 16, in ranges, 9, 10, 11, 12, 13, 15; and of townships 14, 15, 16, in ranges 14 and 16 of the land district in Alabama territory, directed by law to be sold at Milledgeville, excepting such lands as have been reserved by law for the support of schools, or for other purposes; each public sale shall continue open for two weeks, and no longer. The town lots, and other lands, shall be offered for sale in regular numerical order, commencing with the lowest number of lots, sections, townships and ranges.

And I further declare and make known, that the offices of the register and receiver of public monies for the said district, shall be removed from Milledgeville to the aforesaid town of Cahaba, on the first day of January, 1819.

Given under my hand at the City of Washington, this twenty third day of May, 1818.

JAMES MONROE.
By the President:
JOSIAH MEIGS,
Commissioner of the General Land Office.
June 6,—12-4-18.

FOR SALE,

A NUMBER OF COPPER STILLS.

Wanted to purchase, Old Copper, Pewter, and Lead, for which the highest prices will be given.

TH. M'LIN,
May 2.—18.