

# CAROLINA CENTINEL.

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## Legislature of North Carolina

### SENATE.

Friday, Dec. 7.

The following bills were presented;  
Mr. Parker, a bill to repeal an act passed in 1819, granting to Timothy M'Ever privilege to retail spirituous liquors in this State;  
Mr. Ruffin, a bill to alter the name of Edward Candler, and legitimate him;  
Mr. Campbell, of New-Hanover, presented the petition of Charlotte McDonald, praying an act to be passed directing a certain suit to be dismissed. Referred.

Mr. Graves from the committee on military land warrants, reported unfavorably on the petitions of James Pitts and John Kidds.

On motion of Mr. Boddie, the Judiciary committee were instructed to enquire into the expediency of passing a law to prevent free negroes and mulattoes from coming to and settling in this State.

Mr. M'Leary, from the committee of claims, to whom was referred the petition of Angus Shaw, reported in his favour.

A message was sent to the House of Commons, proposing to ballot to-morrow for a Major-General of the 5th division, nominating for the appointment Brigadier-General Edmond Jones.

Saturday, Dec. 8.

Mr. Spaight of Craven, from the committee of conference between the two Houses on the disagreeing vote relative to placing on the joint committee on the petition of Edward Newton and others, the member from Wilmington, reported that it was agreed that the proposition of the Senate was in order, and that it would be recommended by the committee on the part of the Commons that they recede from their disagreement to the proposition. A message was afterwards received, stating that the Commons accordingly receded.

A message was received from the Commons, proposing to ballot for Public Treasurer and Public Printer, nominating John Haywood and Thomas Henderson for those offices. A ballot took place, accordingly, and these gentlemen were elected.

Mr. Black presented the petition of sundry inhabitants of Robeson, praying for the passage of an act to amend an act granting exclusive jurisdiction to the Superior Courts of that County in all cases where a jury is necessary. Referred to the Judiciary committee.

The following bills were presented;  
Mr. Kenan, a bill to repeal an act passed in 1810, making a compensation to the owners of outlawed & executed slaves in Duplin; and

Mr. Raiborn, a bill to extend the time for the registration of grants, &c; which bills passed their first reading.

Several bills, passed their second and third readings.

Monday, Dec. 10.

Mr. Lindsey, from Currituck, from the committee to whom was referred the petition of Edward Newton and others, made an unfavorable report, which was concurred with.

Mr. Speight, from Greene, from the committee to whom was referred a bill to alter the times of holding the Superior Courts of Carteret, Jones, Greene and Lenoir, recommended the whole of the bill to be stricken out, except the words "A bill" and insert "to alter the times of holding the superior courts of Carteret, Jones, Greene, and Lenoir, and the County Courts of Jones and Craven," which bill passed its first reading.

Mr. Marshall presented the petition of Joseph Medley, Sheriff of Anson, praying an allowance for insolvent polls, which was referred.

Mr. M'Leary from the committee of claims, to whom was referred the petition of Abner Hanner, late Sheriff of Currituck, recommended the passage of a bill in his relief; but it was rejected.

Mr. M'L also reported a resolution in favor of George Williamson, sheriff of Caswell, which passed its first reading.

Mr. Spaight, from the Judiciary Committee, to whom was referred a resolution to enquire into the expediency of passing an act authorizing the Judges to deputize persons to execute writs, &c. reported a bill to provide for the execution of process when there shall be no proper officer

to execute the same, which passed its 1st reading.

Mr. Campbell, from the committee to whom was referred the petition of Charlotte McDonald, reported a bill for her relief, which passed its first reading.

The following bills were presented;  
By Mr. Gordon, a bill to repeal an act passed in 1802, directing the mode of appointing patrols in the counties of Gates, Camden, and Pasquotank;

Mr. Lamb, a bill to repeal an act passed at the last session, directing the manner in which property levied on by sheriffs and constables shall be sold hereafter;

Mr. Williamson, a bill to alter the mode of removing suits from the Courts of Equity to the Supreme Court;

Mr. Campbell, a bill further to regulate the pilotage of Cape-Fear;

Mr. Person, a bill to repeal an act passed last session, for the relief of honest debtors; and by

Mr. Miller, a bill to provide for the appointment of a Coroner in the County of Warren.

Which bills passed their first readings.

On motion of Mr. Deberry, the Judiciary committee were instructed to enquire into the expediency of providing by law for the payment of witnesses who may be compelled to attend trials in civil cases before justices of the peace out of court, and at an inconvenient distance from their residence.

The bill to authorise the County Courts of the several counties in this state to appoint Committees of Finance, after undergoing considerable discussion and amendments, passed its second reading.

Mr. Seawell from the committee of Propositions, reported unfavorably on the petition of Richard Furnville, Daniel Pegram, and sundry inhabitants of Orange in favor of Elisha Cate.

Tuesday, Dec. 11.

Mr. Williamson presented the petition of Caleb Miller of Lincoln county, praying to be divorced from his wife Rachel.

Mr. Raiborn, that of John Massy praying for a military warrant; and of Henry Smith, praying for compensation for his services in the Revolutionary War.

Mr. Ruffin the petition of John Hanke, relative to an entry of land in the County of Stokes.

Mr. Hatch the memorial of the President and Directors of the Clubfoot and Harlow's Creek Canal Company. All which petitions were referred.

On motion of Mr. Person the following resolution was adopted.

Resolved by the Senate and House of Commons, That a select joint committee be instructed to enquire into the expediency of establishing a new Bank, to be located entirely to the State, with such provisions as may have a tendency to relieve the pecuniary distresses of the people, and that they report by bill, &c.

Mr. Williamson, from the balloting committee for a Major-General of the 5th division, reported that Philip Britain was duly elected.

The following bills were presented:  
By Mr. Wade, a bill to authorise and empower the County Court of Randolph to lay a tax to complete the Court-house.

Mr. Lindsey, (of Currituck,) a bill to authorise Samuel Salyear, jun. of Currituck, to erect a gate across the public road to Bell's Island; and a bill to repeal part of an act passed in 1816, to compel retailers of spirituous liquors to take a licence from the County Court.

These bills passed their first reading.

The Senate took up the bill to authorise the County Courts in each of the Counties to appoint a Committee of Finance. After some debate, a motion was made to postpone the bill indefinitely, which was negatived 39 votes to 20. The bill then passed its 3d reading 32 votes to 25.

Wednesday, Dec. 12.

Mr. Welborn presented the petition of Leonard Whittington, praying to be restored to his rights as a citizen.—Referred.

On motion of Mr. Ruffin, the committee on Claims was instructed to enquire into the expediency of allowing Robert Vanhook, late sheriff of Person, for certain insolvent taxables.

Mr. Vanhook presented a bill concerning the County Court of Person; and

Mr. Person a bill to authorise Martha Glascock, of Moore, to retail spirits free from taxes; which bills passed their first reading.

On motion of Mr. Frink, the committee of Internal Improvements were instructed to enquire into the expediency of discharging the State Engineer.

Mr. Williamson introduced sundry resolutions on the subject of a Convention similar to those brought forward in the House of Commons yesterday, by Mr. Fisher, which were made the order of the day for Monday next.—Several bills passed their 2d and 3d readings.

### HOUSE OF COMMONS.

Friday, Dec. 7.

Mr. Graves, from the committee appointed to wait on Governor Holmes to inform him of his election, reported that he would attend to be qualified this day at 12 o'clock. At which hour, he attended in the Common's Hall, and the usual oaths of office were administered to him by Chief Justice Taylor, in presence of the Members of both Houses.

The following petitions were presented;  
By Mr. Lamon, from Willie Bunn, of Nash, Guardian of Rebecca Thorp, an idiot, praying to sell certain lands of her's;

Mr. M'Comb, from sundry inhabitants of the Counties of Iredell, Cabarrus and Mecklenburg, praying for the discontinuance of the new road between Concord and Beasford;

Mr. Roberts, from William Harrison, praying for a military land warrant; and Mr. Andres, from citizens of Bladen County, praying to be excused from working on a certain public road.

Which petitions were referred.

On motion of Mr. Cowan, the committee appointed to enquire what alterations are necessary in the salary of the Secretary of State, were instructed to enquire what alterations were necessary in the fees of the Clerks of the Superior Courts.

The following bills were introduced:

By Mr. Peele, a bill to repeal the 1st section of an act passed in 1819, to prevent fraudulent trading with slaves; and Mr. Roberts a bill to compel the clerk's of the Superior and County Courts of Surry to keep their offices in Rockford.

Both bills passed their first reading.

The bill authorising the recording of marriage licences, was, on motion of Mr. A. Morgan, on its second reading indefinitely postponed.

A message was received from Governor Franklin, inclosing an Act of the Legislature of Tennessee ratifying the boundary between that State and this.—Referred.

The bill to alter the method of proving book debts, was, on motion of Mr. Slade, indefinitely postponed by 63 votes to 43.

Saturday, Dec. 8.

Mr. Dulany presented the petition of John Lloyd and Mary Bender, praying for military land warrants. Referred.

On motion of Mr. Alston, the Public Treasurer was directed to lay before this House a particular account and statement of the receipts and disbursements of the board of Internal Improvements for the last two years, up to the 26th November, 1821, stating the amount advanced from the Public Treasury, and the amount paid out of the fund for Internal Improvements.

The following bills were introduced:

By Mr. Fisher, a bill concerning the town of Salisbury;

Mr. Webb, a bill to repeal the 2d, 3d and 4th sections of an act passed in 1819, prescribing the manner of assessing lands in this State for taxation;

Mr. Collins in pursuance of a petition, a bill to repeal an act passed last session, for the better regulation of the county courts of Rutherford, Burke and Lincoln.

Mr. Jones, a bill to amend the 15th section of an act passed in 1783, to prevent the exportation of unmerchandise commodities, so far as relates to the town of Wilmington;

Mr. Sellers, a bill to repeal an act passed last session for the relief of honest debtors.

The three first bills passed their first reading; the 4th was referred to a committee, and the last ordered to lie on the table.

The House proceeded to consider a resolution proposed by Mr. Hillman on Thursday last, for rescinding the rule of the House lately adopted, directing the order in which business should be introduced. The resolution, after a few remarks for and against it, was agreed to; so the rule is rescinded.

Mr. Hillman, from the committee to whom was referred the Reports and Resolutions of Maryland and New-Hampshire, &c. on the subject of appropriating public lands for the purpose of Education among the several States, reported in favor of a concurrence with the proposition. The Report was concurred with, and ordered to be printed.

A number of bills was received from the Senate which received their first reading.

Mr. Stanly, from the Judiciary Committee, reported a bill to preserve the right of trial by jury in suits at common law, when the value in controversy shall exceed \$20, which passed its first reading.

The Speaker laid before the House a communication from the Public Treasurer, inclosing the following statement of the Affairs of the State Bank, regretting that he had it not in his power at present, to transmit a like statement in relation to the Banks of Newbern and Cape-Fear; but expected to hear shortly from them on that subject:

### General Statement of the State Bank of North-Carolina, Nov. 20, 1821.

*Specie, Foreign Notes & Bills of Exchange	\$639,418 09
Bills discounted	2,940,592 18
Due from other Banks	66,513 66
Real Estate, including Bank Buildings	128,630 12
Due for unpaid Stock	94,556 11
Bank Stock	17,440 00
Currency	31,764 97
	\$4,521,915 13

Stock subscribed,	1,600,000 00
Notes in circulation	1,978,331 89
Subscription to new Stock†	125 00
Due to other Banks	531,608 80
Deposits	266,397 15
Dividends unpaid	8,437 00
General profit and Loss (out of which the present Dividend is to be paid)	137,015 29
	\$4,521,915 13

The Report and Statement were ordered to be printed.

A message was sent to the Senate proposing to ballot on Monday morning for Counsellors of State, nominating Joseph Gillespie, Wm. Blackledge, senr. Thos. Wynns, John Unstead, Theophilus Lacey, Gideon Alston, and Joseph Pickett.

The message was concurred in by the Senate, and the following names added to the nomination, viz: David Gillispie, Joseph Carson, Thomas Kenan, Wm. Davidson, and Benj. F. Hawkins.

\* Specie \$533,258 92; Foreign Notes \$77,879 50; Bills of Exchange \$28,279 67.

† Due to Stockholders who subscribed for more Shares than they obtained.

Monday, Dec. 10.

Mr. Henry from the committee on that part of the Governor's Message in relation to pecuniary embarrassments, reported a bill to amend an act passed last session, for the relief of honest debts.

The following bills were also introduced;  
By Mr. Freeman, a bill to establish a poor and work-house in Chatham;

Mr. Cowan, a bill to amend an act passed in 1784, to prevent the exportation of unmerchandise commodities;

Mr. M'Neil, a bill to repeal part of the 1st section of an act passed in 1817, directing a road to be laid out and opened from Fayetteville to Morganton; and also part of the 1st section of an act passed in 1818 on the same subject;

Mr. Hawks a bill to amend the quarantine laws of this State;

Mr. Slade, a bill establishing a Board of Physicians, and regulating the practice of Physic and Surgery in the State;

Mr. Blackledge a bill to alter the mode of electing Sheriffs and to vest the right of election in the free people of the several counties;

Mr. Hillman, a bill to incorporate the Raleigh Female Tract Society;

Mr. Lloyd, a bill respecting grants which have been heretofore issued from the office of the Secretary of State.

The above bills passed their first reading, except the last, which was referred to the Judiciary committee.

Mr. Clement, from the committee to whom had been referred the bill to divide the county of Rowan, returned the bill without amendment. It passed its first reading.

Mr. Strange presented the memorial of the commissioners of the town of Fayetteville concerning the commissions paid to the state by auctioneers. Referred to the committee of Finance.

Mr. Hillman, from the joint committee to whom was referred the resolution instructing them to enquire into the expediency of amending the several laws establishing the superior courts, reported a bill to amend and extend an act passed in 1806, establishing the present court system, by providing relief for the counties in which the suits may so accumulate as that they cannot be tried at the regular terms of these courts. The bill passed its first reading.

Mr. M'Lean from the committee of Claims, made an unfavorable report on the memorial of Benj. S. Judah, of New-York, which was concurred with.

A message to the Senate proposing to ballot immediately for Major-General of the 5th division, and adding to the nomination the names of Brig. Gen. Philip Britain and George Bowers.

Mr. Stanly from the Judiciary committee, reported a bill directing the time and place of sale of lands and slaves, under execution, which passed its first reading.

Mr. S. from the same committee to whom was referred the resolution proposing to allow compensation to Willie P. Mangum, late one of the Judges of this State, for holding the Superior Court of Currituck in the fall of 1820, reported a resolution directing the Treasurer to pay the same, which passed its first reading.

Mr. Barringer from the Committee of Finance, reported in favor of paying Alexander Nicholson, of Richmond county, \$67 85, which passed its 1st reading.

Mr. M'Leod presented the petition of Margaret Martin and others, praying for military land-warrants.—Referred.

Tuesday, Dec. 11.

The following bills were presented:  
By Mr. Strange, a bill to amend the 8th section of an act passed in 1794, to prevent the exportation of unmerchandise commodities;

Mr. Wilkins, a bill to amend the Militia Laws of this State;

Mr. Styron, a bill for the better regulation of the pilotage at Ocracock;

Mr. Leake reported a bill authorizing Wm. P. Leake to sell certain property belonging to his ward.

Mr. M'Comb from the committee to whom was referred the petition of sundry inhabitants of Iredell, Cabarrus and Mecklenburg, reported a bill to alter a part of the State Road laid out according to the act of 1817.

Mr. Barringer from the committee of Finance, reported a bill to provide a Revenue for the year 1822; also, a bill imposing an annual tax on Stud Horses and Jack-Asses.

Which bills severally passed their first reading.

Mr. Burges presented the report of the Superintendants and Board of Directors of the Roanoke Navigation Company, which was referred to the committee on Internal Improvement, and ordered to be printed.

Sundry bills received from the Senate, passed their first reading.

Mr. Henry presented the following resolution:

Whereas the Navigation Act passed by the Congress of the United States on the 18th day of April 1718, countervailing the operation of the Navigation Acts of Great-Britain, upon our trade with the West-India Islands, has not produced the effect intended of compelling her to either relax or abandon her Colonial System; but has, on the contrary, had the effect of destroying an indispensable and lucrative trade theretofore existing between this State and the British West-Indies: Whereupon,

Resolved, that our Senators and Representatives in Congress be instructed to use their endeavors to have the said act repealed.

Ordered that the said resolution lie on the table till Monday next.

Mr. Styron presented the petition of Thomas Marshall, Sheriff of Carteret praying to be allowed for certain insolvent taxables.—Referred.

Mr. Brickell, from the balloting committee for Counsellors of State, reported that the following Gentlemen were elected, viz: Gideon Alston, Thomas Wynns, Wm. Blackledge, David Gillespie, Theophilus Lacy and Thomas Kenan.

Mr. Fisher presented the following Resolution:

1. Resolved by the General Assembly of North-Carolina, That the representation of the people of this State in both branches of the Legislature, under the present Constitution, is greatly unequal, unjust, and anti-republican.

Resolved, That the Constitution ought to be so amended as that each citizen of the State should have an equal share in the right of representation upon the principle of free white population and taxation, or of free white population, including three-fifths of all other persons.

3. Therefore, Resolved, That, at the next Election, for Members of Assembly, the people of this State who are entitled to vote for Members of the House of Commons, be invited to vote at said Election whether they are in favour of a Convention or not, by writing on their tickets, Convention or No Convention.

4. Resolved, That the Sheriff of each county in this State, or other returning officers, be, and they are hereby directed immediately after the next Election to ascertain the number of votes given for, or against a Convention; and to make out a correct statement thereof, and transmit the same to the Governor to be laid before the next General Assembly.

The bill to alter an act passed in 1741, for restraining the taking excessive Usury, was read a 2d time, when Mr. Martin moved that the bill should be indefinitely