

# Carolina Sentinel.

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## General Assembly.

### JOINT STANDING COMMITTEES.

**Finance.**—Messrs. M'Kay, Branch, Baker, of Gates, Williamson, Seawell, Bechtelme, Spaight and Graves, of the Senate; and Messrs. Hill, Carson, Barringer, Jiggitt, Jones, Blackledge, Ward and Henry, of the Commons.

**Library.**—Messrs. Cameron, M'Kay, and Brownrigg, of the Senate; and Messrs. Henry, E. E. Graham and Broaduax, of the Commons.

**Congressional Districts.**—Messrs. Shober, Carson, M'Leary, Graves, Wane, Wall, Cameron, Sneed, Outlaw, Lindsay, Flowers, Baker, of Brunswick, and Hatch, of the Senate; and Messrs. Henry, Skinner, R. Jones, Blackledge, Cole, Dulany, Hunt, Strange, Mebane, Hill, Fisher, Rea, J. Graham and Gordon, of the Commons.

### SENATE.

FRIDAY, NOV. 22.

Mr. Glisson, from the committee appointed to draw up Rules of Order for the government of this House, made a report which was concurred in.

On motion of Mr. Spaight, the Senate proceeded to the appointment of standing committees which were made as follows:

**Proposition and Grievances.**—Messrs. Baker of Brunswick, Flowers, Jones, Sneed, Outlaw, Williams, Wall and Shober.

**Privileges and Elections.**—Messrs. Troy, Eddie, Carson, Bray, Brownrigg, Hatch, Marshall and Barringer.

**Claims.**—Messrs. Ward, Pebles, Beard, Vanhook, Jacobs, Whitfield, Robinson and M'Leary.

SATURDAY, NOV. 23.

The following persons were appointed to the several committees on the Governor's Message, viz:

**Internal Improvements.**—Messrs. Branch, Hatch, Miller, Wade and Jones.

**Militia and Public Arms.**—Messrs. M'Kay, M'Leary, Jacobs, Barringer and Beale.

**Education.**—Messrs. Shober, Brownrigg, Legend, George and Sumner.

**Reports from the Legislatures of South Carolina and Massachusetts.**—Messrs. Graves, Garson, Blackwell, Sneed and Wall.

**Report and Resolutions received from Massachusetts, relative to the appropriation of a portion of the public lands for Education.**—Messrs. Outlaw, Baird, Baker, Brunswick, Parker and Calloway.

**Agriculture.**—Messrs. Spaight, M'Kay, Williams, Culpepper and Beasley.

**Judiciary.**—Messrs. Cameron, Seawell, Spaight, Troy and Williamson.

**Repairs of the State House.**—Messrs. Baker, of Gates, Flowers, Robinson, Deane and Whitfield.

Mr. Cameron presented a bill, to amend an act passed in 1810, to amend an act, entitled an additional act to an act, entitled female converts how to pass lands; which passed its first reading.

Mr. Jacobs presented the following resolution:

**Resolved,** That the committee on the Judiciary be instructed to inquire into the expediency of revising, amending and consolidating the several acts and parts of laws, now in force in this state, relative to executors and administrators; which was adopted.

MONDAY, NOV. 25.

On motion of Mr. Williamson, the following resolutions were adopted:

**Resolved,** That the committee on the Judiciary be instructed to inquire whether any alteration is necessary, in the laws, relative to the punishment of persons guilty of the offence of, altering or defacing the marks or brands of others; and that they report by bill or otherwise.

**Resolved,** That the same committee be instructed to inquire into the expediency of dividing the state into eight judicial districts, and appointing two additional judges to hold the Superior Courts; and if inconvenient, whether any other alteration or amendment be necessary in the judiciary system of this state.

Mr. Culpepper presented a petition from the citizens of Camden county, praying the repeal of a law, passed in the year 1820, directing the manner in which property should be sold hereafter; also an act of law, directing the time and place of sales of lands and slaves under execution; which was referred to the committee of Propositions and Grievances.

The following bills were presented:

By Mr. Troy, a bill to alter the times

of holding the Superior Courts in the 5th circuit; which passed its first reading, and, on motion of Mr. Spaight, was ordered to lie on the table.

By Mr. Williamson, allowing to the state the right of peremptory challenge to jurors, in all prosecutions for capital offences; which passed its first reading.

By Mr. M'Kay, a bill declaring what staves and heading shall be merchantable; which passed its first reading, and on motion of Mr. Baker, of Gates, the same was referred to a select committee, consisting of Messrs. Baker, M'Kay, Baker of Brunswick, Phelps and Culpepper.

TUESDAY, NOV. 26.

The Senate proceeded to the consideration of the bill to amend the "Female Converts how to pass lands." After considerable discussion, the bill passed its second reading.

WEDNESDAY, NOV. 27.

A number of private petitions for pensions, &c. &c. were presented and read.

The bill declaring what staves and heading shall be merchantable, was read the second and third times, and passed, and ordered to be engrossed.

Mr. Ward presented a resolution, instructing the committee on military affairs to enquire into the propriety of dividing the first and sixth divisions of militia into three divisions & six brigades. — Agreed to.

The Senate proceeded to the order of the day, on the bill to exempt regular ministers of the Gospel from serving as jurors, which after discussion, passed its third and last reading—yeas 43, nays 14.

The Senate continued on the order of the day, on the bill to divide Rowan County; which was read the second and third time, passed and ordered to be engrossed. The yeas and nays were, for the passage 40—against it 17.—[This bill has yet to pass the Commons.]

THURSDAY, NOV. 28.

Mr. M'Kay presented a bill concerning old titles of lands, &c. which was read and referred.

Mr. Williamson presented a resolution instructing the committee on the Judiciary to enquire whether any alteration is necessary in the laws relative to the probate of Wills, &c.

Mr. Sneed presented a resolution, instructing the committee on the Judiciary, to enquire into the expediency of amending the Laws, so as to require executors to give Bond, unless otherwise directed by the Testator.—Both referred.

### HOUSE OF COMMONS.

FRIDAY, NOV. 22.

#### SELECT COMMITTEES OF THIS HOUSE.

**Propositions and Grievances.**—Messrs. Worth, Macy, Gartin, Clark, Whitaker, Bower, Gary, Baker, S. A. Bryan, Bernard, Pugh, Cole, Nixon, Lamb, Alford and White.

**Claims.**—Messrs. R. Martin, Rain, A. B. N'Millan, Anderson, Yaucy, Webb, Wilkes, Turner, J. Skinner, Harrell, Hellen, Speight, Frink, Dalany, A. McNeill and Tyson.

**Education.**—Messrs. Sheppard, Fisher, J. Graham, Gordon, Meter, Clancy, Mann, Cherry, Blair, Elliott, E. E. Graham, S. Smith, Wooten, Sidbury, M'Laurain and Ghilchrist.

**Internal Improvement.**—Messrs. Broaduax, Dargan, Baird, Horton, Mebane, Hunt, Mathews, Williamson, H. Skinner, C. Bell, Burns, Cox, M'Millen, Melvin, Strange and Fleming.

**Agriculture.**—Messrs. Hurter, Beall, Conrad, A. Smith, Sneed, M'Cauley, Fox, Thornton, Barrow, Bateman, Watson, Daniel, Maxwell, Stephens, N. McNeill and John Smith.

**Military Land Warrants.**—Messrs. Hellen, Blackledge, R. A. Jones, J. M. Bryan and Sneed.

On motion, Messrs. Nixon, Pugh, Bateman, Lamb and Moore were appointed a committee to revise the inspection laws.

Mr. Mebane, from the Judiciary committee, reported in favor of the bill to repeal the second section of the act of 1821, respecting the Supreme Court. The report was ordered to lie on the table.

On motion of Mr. Henry,

**Resolved,** That the committee on the Judiciary be instructed to inquire whether the act of 1821, requiring the reporter of the Supreme Court to publish the same within three months after they have been made, has been complied with; and, if it has not, to inquire whether other and more effectual provisions ought to be made by law to secure to the people the accurate and punctual publication of the decisions of the Supreme Court.

On motion of Mr. Strange, ordered that a message be sent to the Senate, proposing to raise a joint committee for the purpose of dividing the state into Congressional Districts. Messrs. Henry, Skinner, Jones, Blackledge, Cole, Dulany, Hunt,

Strange, Mebane, Hill, Fisher, Rea, J. Graham and Gordon, form the committee on the part of this House.

On motion of Mr. Henry, a message was sent to the Senate, proposition to raise a joint committee, to be styled the Library committee. Messrs. Henry, E. E. Graham and Broaduax form the committee on the part of this House.

On motion of Mr. Boykin,

**Resolved,** That Messrs. Boykin, J. Skinner, M'Lean, Carson and Frink form a committee to take into consideration the laws respecting weights and measures.

On motion of Mr. Graham,

**Resolved,** That a select committee be appointed, to whom shall stand as referred bills after their second readings, for correction.

Messrs. Graham, Strange, Henry, Turner and Blair form this committee.

On motion of Mr. Barringer,

**Resolved,** That no bill of a private nature shall be introduced in this House after the 9th December next.

Ordered to lie on the table.

On motion of Mr. Fisher,

**Resolved,** That the committee on that part of the Governor's Message as relates to the militia and the public arms, be instructed to inquire into the causes of the falling off in the returns of the effective militia of the state; and to report by bill amendatory of the existing law, so as to ensure in future correct and full returns of the militia through the various grades of officers, from captains up to major-generals.

SATURDAY, NOV. 23.

On motion of Mr. Hellen,

**Resolved,** That a committee be formed on Military Land Warrants; and Messrs. Hellen, R. A. Jones, J. M. Bryan and Sneed were named as the committee.

Mr. E. E. Graham presented a resolution that Judge Nash be paid the sum of dollars, for holding the special Court of Oyer and Terminer, for the county of Craven in January last, which resolution was referred to the committee of Claims.

On motion of Mr. Hill,

**Resolved,** That so much of the Governor's Message as relates to Internal Improvements, be referred to the standing committee on Internal Improvements; that so much as relates to Education, be referred to the standing committee on Education; that so much as relates to Agriculture, be referred to the standing committee on Agriculture.

A message was received from the Senate, disagreeing with the propositions of this House, to appoint a joint committee, of one member from the Congressional Districts, for the purpose of dividing the state into Congressional Districts, agreeably to the last apportionment of Representatives; and proposing, in another message, "That a select joint committee be appointed to enquire whether or not it be expedient to make a new arrangement of the Congressional Districts of the state, taking into view the last census and the apportionment by Congress; and that the said committee consist of two members for each Congressional District, one from each House; and that the said committee report by bill or otherwise." Which was concurred in.

MONDAY, NOV. 25.

The following bills were presented:

By Mr. Graham of Newbern, a bill to amend an act, passed in 1798, for the better regulation of the town of Newbern.

By Mr. Blackledge a bill to amend an act, passed in the year 1815, to incorporate a company to make a Turnpike Road from Pungo river, in Hyde county, to the town of Plymouth, in Washington county.

These bills passed their first readings, and the latter was referred to Messrs. Blackledge, Blair, Pugh, Hastings and Barrow.

By Mr. Graham, a bill to incorporate a Light Infantry Company in Newbern; which was read the first time, and, on motion of Mr. G. was referred to the military committee.

By Mr. Blair, a bill to amend an act passed in 1821, regulating the fees of Notaries.

By Mr. Blackledge, a bill to alter the mode of electing Sheriffs, and to vest the right thereof in the power of the people of the State.

Which bills were passed the first readings, and the latter ordered to be printed.

On motion of Mr. Cooper,

**Resolved,** That the Judiciary Committee be directed to enquire whether any, and if any, what alteration is necessary in the laws relative to the payment of witnesses attending, or who are summoned at trials, before Justices of the Peace, and that they have leave to report by bill or otherwise.

of money expended in transporting the Statue of Washington from Wilmington to Raleigh.

A message was received from the Senate, proposing that the two Houses, at their meeting to-morrow morning, ballot for Governor of the State, and nominating GABRIEL HOLMES for that office; which was concurred in.

The House proceeded to consider the report of the Judiciary committee, to whom was referred the bill to repeal the second section of an act, passed in 1821, respecting the Supreme Court. Mr. Blackledge moved that the report and bill be indefinitely postponed. The question thereon was determined in the negative by yeas and nays—96 to 30.

A number of private petitions were presented and referred.

TUESDAY, NOV. 26.

Mr. Mebane presented a bill to amend the act of 1806 for the more convenient administration of Justice, by providing relief for the counties in which suits in the Superior Courts have, or may so accumulate that they cannot be tried at the regular terms of those Courts. [This bill was ordered to be printed.]

The bill further regulating the town of Newbern, passed its last reading in this House; also the bill to repeal the 5th section of the act of 1821, directing the time and place of sale of lands and slaves under execution.

Mr. Skinner, from the committee, reported in favor of allowing Judge Nash 122 dollars, for holding a special Court of Oyer and Terminer in Newbern. The report was concurred in.

Mr. Mebane, from the committee to whom was referred the resolution relative to the reports of the Supreme Court, reported a bill to repeal the 13th section of the supplemental act of 1818, concerning the Supreme Court, and also the act of 1821, amending the act concerning the Supreme Court. The bill was once read. [We understand the intention is to make it the duty of the Clerk of the Supreme Court to have the reports published.]

Mr. Mebane, from the committee on the subject, reported it unnecessary to make any alteration in the payment of witnesses. The report was received and the committee discharged.

The Speaker laid before the House the following report from the Public Treasurer, which was ordered to be printed:

To the Honorable the General Assembly of the State of North Carolina.

GENTLEMEN—The laws of this state make it my duty to inform you, that the receipts at the Treasury of North Carolina, for the year commencing the first day of November, 1821, and ending the last day of October, 1822, including sundry payments of arrearages and the public taxes of every other description, which became due and were paid at the Treasury of the state within that period; together with the dividends declared by our three several Banks on the stock or shares held in them respectively by North Carolina, and which were payable into the common Treasury; the purchase money or proceeds of the vacant and unappropriated lands lately entered, and paid for in the course of the time above mentioned; and the collection made from the bonds given by the purchasers of the public lands near Raleigh, amount to one hundred and twenty-seven thousand and sixty-four dollars twenty-four cents and an half; including a dividend declared by the Directors of the Cape-Fear Navigation Company in the year 1821, on the shares held in it by North Carolina—(\$127,064 24 1/2)

To this sum, the balance remaining in the Treasury on the first day of November, 1821, and thereafter to be accounted for, as reported to the last General Assembly, being added, to wit: One hundred and fourteen thousand and ninety-nine dollars, forty-four and one fourth cents, an aggregate amount of two hundred and forty-one thousand, one hundred and sixty-three dollars, sixty-eight cents and three-fourths of a cent is formed—(\$241,163 68 3/4.)

From this aggregate sum, disbursements have been made within the time first above mentioned, including Treasury notes and other monies burnt, to amount of one hundred and twenty-six thousand, seven hundred and one dollar, sixty-one and three quarters cents—(\$126,701 99 3/4.) The vouchers for which are in the possession of the Comptroller, and are of course, in readiness for the examination of the Committee of Finance.

This expenditure, being deducted from the sum total above mentioned, will be found to leave a balance of one hundred and fourteen thousand four hundred and sixty-one dollars and ninety-nine cents remaining in the Treasury of this state on the first day of November instant—say on the first day of Nov. 1822—yet to be accounted for—(114,461 99.)

For a specification of the several items

forming or composing the receipt and expenditure above mentioned, the Treasurer would ask leave respectfully to refer to the printed statement furnished by the Comptroller for the use of the Members of the present General Assembly.

The net amount of the dividends declared by the Directors of the State Bank on the shares held in it by North Carolina, (after deducting the interest retained by that corporation, as due and payable to it under the provisions of the act of 1811, on account of the unpaid for shares of the state, up to December last) was eighteen thousand and nineteen dollars and seventy-six cents, which sum was paid over to the Public Treasurer, by the officers of the Bank, in money of the emissions of 1783 and 1785, and was therefore burnt and destroyed, as the law directs.

Of the sum of one hundred and fourteen thousand four hundred and sixty-one dollars and ninety-nine cents, 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, 1822, forty-three thousand three hundred and three dollars and nine cents, are deposited at my credit, as Public Treasurer, in the State Bank at Raleigh.—Forty thousand and forty-eight dollars, and ninety-nine and three-quarters cents, are deposited and stand at my credit, in like manner, in the Bank of Newbern, in Raleigh—and fifteen thousand, nine hundred and seventy-two dollars and fifty cents, 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 formed of cash or bank notes, kept there to be at hand and in readiness to meet the ordinary expenditures of the day—of vouchers or claims which have been paid off and taken up since the first day of November instant, and which are therefore not brought into account—and of worn and redeemed Treasury notes, prepared and preparing to be burnt, when the Legislature may be pleased so to direct.

In the month of November last, Messrs. Welborn and Taliaferro, commissioners appointed by Governor Franklin 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 fifteen hundred and nineteen dollars, and forty-one and one-fourth cents, (\$1,519 4 1/4) being the net proceeds of the sales made by them and which had come into their hands as commissioners as 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 the further sum of six thousand, six hundred and fifty-eight dollars, and eighty-six cents, collected (from the bonds taken at the sales made by Messrs. Franklin and Mebane in 1820) up to the first day of the present month.

Messrs. Welborne and Taliaferro, likewise, handed over and delivered at the Treasury the bonds taken to secure the purchase money of the lands sold by them, as commissioners aforesaid, amounting to thirteen thousand, six hundred and eighty-nine dollars and sixty-seven and a half cents, the whole of which remain on file, and yet to be paid.

From the statement which commences this report, it will be perceived, that the expenditures of the last year, including the money burnt, more than covered the balance which remained in the Treasury on the first of November, 1821, and, indeed, exceeded it by several thousand dollars; and it will likewise be borne in mind, that the sources from whence three of the items contained in the Comptroller's statement, laid before the Assembly early in the present session, and which very materially contributed to the creation of the balance remaining in the Treasury on the first day of November, 1822—namely: The dividends of the Banks of Cape-Fear and Newbern, and the dividend of the Cape-Fear Navigation Company, have ceased to operate in favor or aid of the ordinary revenue of the state; and can, therefore, no longer be counted on in forming an estimate of the amount of the future receipts at the Treasury. It is hoped and believed however, that in the course of the present fiscal year, the redemption of the money of the emissions of 1783 and 1785, will be accomplished; and should such prove to be the case, the dividends thereafter declared by the State Bank may be made to come in aid of the revenue of the state, and will probably form considerable items, and prove valuable and efficient substitutes for the sources of revenue above mentioned as being now no more.

The Public Treasurer considers it his duty to present to the Legislature the foregoing statement and view of the present situation and future prospects of the Treasury of the state; not, indeed, with the intention of suggesting the advisability of any increase whatever of the public taxes at present laid, and in operation, and which,