

RALEIGH REGISTER,

AND NORTH-CAROLINA GAZETTE,

"Ours are the plans of fair, delightful peace,
"Unwar'd by party rage to live like brothers."

Vol. VII.

Monday, March 8, 1830.

No. 651.

THE REGISTER

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ADVERTISEMENTS

Not exceeding sixteen lines, neatly inserted 3
times for a Dollar, and twenty-five cents for
every succeeding publication; those of greater
length in the same proportion....COMMUNICA-
TIONS thankfully received....LETTERS to
the Editors must be postpaid.

COURT OF APPEALS.

In the introductory remarks to his Penal
Code, for the State of New-York, Mr. Liv-
ingston recommends, with great eloquence,
the abolition of the punishment of death
for all offences. Connected with his ideas
on that subject, is the necessity, which he
urges with great force, of a court for the
correction of errors, as well in criminal as
in civil causes. He says:

"But not to resort to the danger of the
example in times of trouble and dissension,
adverted once more to that (which was for-
merly urged, and to which I must again
hereafter return) which attends its regular
practice in peace—the irremediable nature
of this punishment (death) when error,
popular prejudice, or false or mist ken
testimony, has caused its infliction to be or-
dered upon the innocent; a case by no
means of so rare occurrence as may be
imagined. It is not intended to enter into
a detail of those which I have myself
collected; they are not few although they
must necessarily bear a small proportion
to those which were not within my reach.
The author of a book of high authority on
evidence, (Phillips) has brought together
several cases, which are well authenticat-
ed. In France, in the short space of one-
year, I have gathered from the public pa-
pers, that seven cases occurred, in which
persons condemned to death by the prima-
ry courts, (assizes) have been acquitted
through the sentence of a superior tribunal or
a reversal of the sentence. In other States
of our Union these cases are not uncom-
mon. With us the organization of our
courts prevents the correction of any error,
either in law or in fact, by a superior
tribunal. But every where it is matter of
surprise that any cases should be discov-
ered of these fatal mistakes. The unfor-
tunate subjects of them are, for the most
part, friendless; generally, their lives
must have been vicious, or suspicion would
not have fastened on them; and men of
good character sometimes think it discrep-
table to show an interest for such men, or
to examine critically into the circumstan-
ces of their case. They are deserted by
their connexions, if they have any;
friends they have none. They are con-
demned—executed—forgotten; and in a
few days, it would seem, that the same
earth which covered their bodies has bur-
ied all remembrance of them, and all
doubts of their innocence or guilt. It is,
then, not unreasonable to suppose, that
many more such cases have existed than
those that have fortuitously been brought
to light. Would you retain a punishment
that, in the common course of events, must
be irremediably inflicted, at the time, on
the innocent, even if it secured the pun-
ishment of the guilty? But that is far
from being the effect. While you cannot,
in particular cases, avoid its falling upon
innocence, that very cause, from the im-
perfection of all testimony, will make it
more favourable to the escape of the guilty;
and the maxim, so often quoted on
this occasion, will no longer be perverted
in order to effect a compromise between
the conscience of the juror and severity of
the law, when your punishments are such
only as admit of remission when they have
been found to be unjustly imposed.

meaning, joyously. Her ear acquires a
blind man's instinct, as from time to time
it catches the slightest stir, or whisper, or
breath of the now more than ever loved
one, who lies under the hand of human af-
liction. Her step as in obedience to an
impulse or a signal, would not waken an
insect; if she speaks, her accents are a
soft echo of natural harmony, most deli-
cious to the sick man's ear, conveying all
that sound can convey of pity, comfort and
devotion, and thus, night after night, she
tends him like a creature sent from a high-
er world; when all earthly watchfulness
has failed her eye never winked, her mind
never palled, her nature, that other times
is weakness, now gaining a superhuman
strength and magnanimity; herself forgot-
ten, and her sex alone predominant.

PREDICTION VERIFIED.

Our readers are all familiar with the an-
ecdote of the Almanac maker, whose boy
inadvertently reasoned the weather with
"a little snow," in June, which by an ex-
traordinary coincidence of circumstances,
established the reputation of the Almanac
beyond the reach of gainsaying. The faith,
so prevalent at that time in Almanac ma-
kers' predictions respecting the weather,
seems not to be extinct, even at the pre-
sent day. During the prevalence of the
mild weather, in the fore part of this win-
ter, a trader in Franklin County was thus
accosted by one of his customers:—"Mr.
Yardstick, I've brought back the Alma-
nack I bought of ye, for I don't b'lieve its
gunnywine, and I want my sixpence again,
or else one of the rascal Farmers,' that can
be depended upon. This is all a sham."
He went on to relate, that depending on
his Almanac, he had made sundry arrange-
ments for sleighing and sledding, and had
been sorely disappointed. He then open-
ed his Almanac, and exhibited to the shop-
keeper the following words, extending
through half a page, and occupying a space
of two or three weeks: "Look for snow
about this time." "So, said the trader, you
say, that depending on your Almanac, you
have been greatly disappointed." "Yes I
have been waiting for snow these three
weeks; every body has been looking for it
and wondering why it didn't come; the
gals have lost their sleigh-ride, and neigh-
bor Goodwill says we shan't ever get our
wood up at this rate." "I am sorry for your
disappointment, but the fault is your own,
and not mine nor the Almanac's; if you
will examine again you will find that the
Almanac did not predict the coming of
snow, but merely the looking for it; if it
had actually come, people would not have
been looking for it, as you say every body
has been, even as is there foretold; & thus
the prediction is verified." This logic con-
vinced the purchaser, who went away not
only satisfied that his Almanac was the
"gunnywine Farmers'," but confirmed in
his belief in Almanac predictions.

Mass. Spy.

NOTICE.

THE Copartnership heretofore existing un-
der the Firm of Bowers & Harrison was, by
mutual consent, dissolved on the 10th inst.
Henry G. Bowers having purchased the inter-
est of Wyatt Harrison in the Business, he alone
is authorized to collect the debts due the concern,
and grant discharges.

HENRY G. BOWERS,
WYATT HARRISON.
Smithfield, Feb. 15, 1830.

The subscriber will continue the mercantile
business in this place, on his own account, to be
conducted by Mr. Brittain S. Uley, and now of-
fers to the public an extensive assortment of Dry
Goods, Groceries, Hardware, and all such other
Goods as are usually sold in a country Store.—
He will sell for cash, as low as can be purchased
in the State; and will also pay the market price
in cash, for Cotton in the seed or bale.

HENRY GABOWERS.
Smithfield, Feb. 15, 1830.

State of North-Carolina.

Haywood County.
Court of Pleas and Quarter Sessions,
June, 1829.
Robert Love,

Zachariah Clark & William Clark.
Original attachment against Zachariah Clark, and
a writ as to William Clark, to be joined in the
suit.

IT appearing to the satisfaction of the Court
that the defendant Zachariah Clark, is an in-
habitant of another State—The Court therefore
orders, that publication be made six weeks in
the Raleigh Register, that if the defendant Za-
chariah Clark does not appear and reply, or
plead, that at next Court judgment will be given
against him.

December Sessions, 1829. The above order
was renewed, and the order of publication as
above to be made.

RO. LOVE, Clk. H. C. C.

Superior Court of Law.

Chatham County. Fall Term, 1829.
Alfred Vestal & others vs. Thos. Vestal & others.
Petition for the division of Lands of William
Vestal, dec.

IT appearing to the satisfaction of the Court
that John Vestal, one of the defendants in
this case, is not an inhabitant of this State; it is
therefore ordered, that notice be published in
the Raleigh Register for six months of the filing
of the Petition, and that the said John Vestal, at
the next term of this Court, on the 3d Monday
of March next, plead, answer or demur to the
petition, or the same will be taken pro confesso
and heard ex parte.

CHAS. J. WILLIAMS,
Clerk Sup. Court.

NOTICE.

AT the Court of Pleas and Quarter Sessions,
held for the County of Johnston, February
Term, 1830, the subscribers qualified as the
Executors to the last Will and Testament of
Isaac Williams, deceased; all persons indebted
to the Estate of said deceased, are requested to
make immediate payment—and all those having
claims to present them within the time prescribed
by law, or this notice will be plead in bar of
their recovery.

On the 16th of March next, will be offered
for sale, on a six months credit, a large and nu-
merous Stock of Cattle, Hogs, Horses and Sheep,
Corn and Fodder, Household and Kitchen Furni-
ture, Blacksmith Tools, and Farming Tools,
and other articles too tedious to mention.

The sale will commence at the late residence
of said dec'd, & end in the Marshes on Neuse river—
and will continue from day to day until all is
sold.

NATHAN WILLIAMS, } Exors.
JOHN EASON, }
Feb. 23, 1830. } 56 3t

Classical Institution.

PETER LE MESSURIER informs the citizens
of this place, that he has this day commene-
d a select School for young gentlemen only, in
the Raleigh Male Academy.
His terms are thirty-one dollars for the usual
scholastic year; half in advance, the balance at
the close of the year.

Reference to the Rev. Thos. P. HUNT of this
place.
Raleigh, Feb. 8 1830.

Mr. Le Messurier, who has lately arrived in
this place, brought with him letters of introduc-
tion and testimonials from gentlemen of high lit-
erary and moral standing in Virginia, and I have
no doubt that he merits the recommendations
given him.
T. P. HUNT.

FOR SALE.

A TRACT OF LAND, in Wake county, ly-
ing on both sides of Dutchman's Branch,
containing 397 acres, and another Tract lying on
the south side of Swift Creek. The Tracts are
contiguous, and were purchased some years
ago by the late Wm. Gilmour of Wm. Brown.
Apply to the Editors of the Register, who are
authorised by the owner to sell said land.
August 15, 1829. 99f

Money Lost.

ON Friday last, the subscriber, while trav-
eling in the Stage from Raleigh to Fayette-
ville, lost a packet of money and papers, the
precise sum not known, but believed to be be-
tween two and three hundred dollars, consisting
of Treasury Notes, several one dollar Newbern
bills, two dollar State Bank bills, several five
and ten dollar State Bank bills, and five and ten
dollar bills on South-Carolina Bank; 4 or 5 ten
dollar bills on the United States Bank, one dis-
tinctly recollectcd to be signed by John Huske,
and one by Jones. Also, a five dollar Chesaw
bill, folded in a paper, and endorsed D. Mask,
to whom it belongs. There was also a Justice's
Judgment for \$90, in favor of Stackburgher's
Executors against Mr. Legrand of Anson, with
credits thereon.

The whole was folded in a sheet of blank pa-
per, and singly tied up. A liberal reward will
be paid to the person finding the same, and de-
livering it to the Editors of the Register, Raleigh,
the Editor of the Observer, Fayetteville, or to
the Subscriber.

GEO. C. MENDENHALL,
Guilford county, N. C.
Jan. 15.

New Entertainment.

HALFWAY HOUSE

Between Halifax and Warrenton.



The Subscriber informs his friends
and the public generally, that he has
opened a House of Entertainment
at the former residence of the late
Mr. James Alston, half way between Halifax
and Warrenton, and within a few yards of Capt.
Wilcox's Store. And pledges himself that no
attention will be spared to promote the comfort
of those who may favor him with a call. This,
with the moderation of his charges, he hopes
will secure him a portion of the public patron-
age.

PRICES.

Man and Horse per day,	\$1 25
Dinner and Horse-feed,	75
Supper	37 1/2
Breakfast	37 1/2
Lodging	12 1/2
Servants half price.	

CHARLES C. F. RENCHER.
Halifax county, Feb. 8, 1830. 51 6t

State of North-Carolina.

Bertie County.
Court of Pleas and Quarter Sessions,
February Term, 1830.

IT appearing to the satisfaction of the Court
that a certain negro slave, calling himself
Samuel Wilkins, now in the Jail of this county,
will have been confined on the 2d day of March,
1830, for the space of twelve months, and the
apprehension and confinement of the said slave
has been advertised six months: It is therefore
ordered, that the Sheriff, immediately after the
second day of March next, advertise the sale of
said slave for three months according to law, and
make sale accordingly.

Test, E. A. RHODES, Clk.

Agreeably to the above order of the Court of
Pleas and Quarter Sessions of Bertie county, I
shall on the 3d day of June next, before the
Courtroom door in the Town of Windsor, offer
the said Negro Slave (Samuel Wilkins) for sale
to the highest bidder, for cash.

LEWIS BOND, Sheriff.
Windsor, March 27, 1830. 56 1t

Ten Dollars Reward.

STOLEN from the subscriber on the night of
the 30th ultimo, a light Sorrel HORSE,
about five feet high, a star or white spot in his
face, eight or nine years old the coming spring,
one hindmost foot white, (the left I believe)
forefeet in bad order, and a little split, the left
has the appearance of having received a wound
near the outer edge, something like a chisel had
been stuck in it. He works well in Carriage,
Gig, &c.

I will give the above reward to any person
who will be the cause of my obtaining possession
of the above described horse.
GEORGE G. GRAY.
Southampton county, Va. Feb. 11. 2t

NOTICE.

THE Land of Absalom Yancey, advertised in
the Register to be sold at Oxford, on the
5th inst. not having been disposed of, the Trust-
tee is authorised to sell the same privately. All
applications for this purpose can be made to Ab-
salom Yancey, at Oxford, or

HENRY M. MILLER,
Raleigh,
51 1mo.
Feb. 12.

BISHOP RAVENSCROFT'S Sermon, preach-
ed at the Ordination of the Rev. P. B. WILEY,
in Salisbury, price 15 cents.
Jones's Essay on the Church, price 15 do.
The Festivals and Fasts.
Bishop Wilson's Sacra Privata.

Received and for sale at the Book-Store of
J. GALES & SON.
March 3.

Mrs. John Haywood,

DESPEFULLY announces to the Public
that she is prepared to accommodate Tra-
vellers, Gentlemen and their Families, Boarders
by the Day, Week, Month or Year—School Chil-
dren for any length of time.

Her house is situated in the immediate vicinity
of the Capitol, the Banks, and several Semi-
naries of Learning. There is a beautiful and
highly cultivated Garden attached to it; her
Rooms are spacious and airy. She assures all
those who may honor her with their patronage,
that no exertions shall be wanting on her part to
render them comfortable.

Mrs. H. has also a good Stable, which shall be
well supplied with provender for horses, and a
careful Ostler to attend them.

Prices as moderate as those of any Boarding-
House in the city.
Raleigh, January 2. 49

A New Supply of Hardware and other Goods.

Just received from New-York, and for
sale on the most reasonable terms.

To wit:—

A fine assortment of Locks of almost
every description
Hinges and Bolts
Chain Traces of good quality
Weeding Hoes do.
Steelyards of various sizes
Cut Nails do.
Wrought Nails, 6d. 8d. & 10d.
Saws and Steel Blade Squares
Brace and Bits
Iron and Steel of all kinds
Cast Steel and English Blistered Steel
Fine Scissors and Razors
Jack and Penknives, single and double
bladed

Blacksmiths' Vices
Sledge and Hand Hammers
Screw Plates
Waffle Irons
Spades and shovels
Box Iron, for Dagon Plows, round and
square Bars
Mill Saws
Pitt do.
Gross Cut do.
Millsaw Files and all other kinds of
first quality, Cast Steel and most ap-
proved factories

Carpenters Planes and Tools

Viz: Jack Planes, Fore-Planes, Smoothing
Planes and Jointers, single and double
Irons
Sash Planes, Ceiling, Tongue and Groove
and Flooring do.
Beed Planes, Astigal do.
3-8 Gut and Thurst, Raising Planes
Mouling Planes, Quick, Overlay and
Beeds
Quick O. G. and Beed Planes
Common and Castle Plane Irons.
Queens Ware.

Cups and Saucers
Plates, Dishes, Bowls, &c. &c.
Cheap Coffee Pots.
An Assortment of Castings.
Oven Lids of various sizes.

Also, a General Assortment of Dry Goods.
Factory Cotton, of the most approved
Factory and all numbers
20 Boxes clarified, Candles, but little
inferior to Spermaceti.

And a consignment of Cain's Superfine
Flour, with other Qualities—
Offered for sale on the most reasonable terms.

RICHARD SMITH.
Raleigh, Feb. 23, 1830. 54 1m

State of North-Carolina.

Wake County.
Court of Pleas and Quarter Sessions,
February Term, 1830.
Richard Smith vs. William Nichóls.

Original attachment levied on a negro woman by
the name of Polly and other property.
IT having been made appear to the satisfaction
of the Court, that the defendant has removed
himself beyond the limits of this State, or so
conceals himself that the ordinary process of law
cannot be served on him. It is therefore order-
ed, that advertisement be made in the Raleigh
Register for six weeks, that unless the defend-
ant come forward on or before the next term of
the Court of Pleas and Quarter Sessions to be
held for the county of Wake, at the Courtroom
in Raleigh, on the third Monday of May next,
then and there to reply and plead to issue,
judgment will be made final, and the property
levied on be made subject to plaintiff's recovery.

By order,
B. S. KING, C. C.

BANK OF CAPE FEAR.

19th January, 1830.
WHEREAS an act was passed at the last
meeting of the General Assembly, touch-
ing the extension of the charter of the Bank of
Cape-Fear, under certain limitations and restric-
tions, to which, the assent of the Stockholders,
is required by a specified day—Therefore Re-
solved, that this meeting be adjourned, to meet
at the Banking House in Wilmington, on the
Second Tuesday in April next, being the 13th
day of the Month, then and there to consider,
of the same; and of all other matters wherein
the interests of the Bank of Cape Fear, are concern-
ed; and to take such order thereon as may be
deemed expedient.

Public Notice is hereby given of the above
Resolution of the Stockholders, at their adjourned
meeting in January last, to the intent that all
concerned may be duly apprized thereof.
J. R. LONDON President of the
Bank of Cape Fear.
JOHN HILL, Cashier. 58-116A.

WANTED

TO purchase immediately, a Pair of BAY
HORSES, for the Carriage—not to exceed
8 years old. I will purchase them together or
separately.
WILL. POLK
Jan. 27. 46

BANK OF NEWBERN, Feb. 17th, 1830.

IN pursuance of the clause in the Charter of
the Bank of Newbern directing that "a num-
ber of Stockholders not less than thirty, who
together shall be proprietors of one hundred
shares or upwards, shall have power at any
time to demand a general meeting of the Stock-
holders, for purposes relative to the said Cor-
poration respectively, and upon such demand,
the President of the Bank shall call such meet-
ing, giving at least four weeks notice in a pub-
lic Gazette, published in the City of Raleigh,
and specifying in such notice the object or ob-
jects of such meeting." I do, as President of
the Bank of Newbern, give notice that a requisition
has been made by more than thirty Stock-
holders owning a much greater number than
one hundred shares, for a general meeting of
Stockholders to take into consideration the expe-
diency of accepting the late restricted extension
of their charter, proposed by the Legislature;
also to ascertain the price at which stock of the
Bank shall be received in payment of debts, and
generally to examine the state of the Bank & to
adopt such measures as may be deemed necessary
for its prudent management; and that in conse-
quence of said requisition, I do call a general
meeting of the Stockholders aforesaid, for the
objects herein above stated, to be held at the
Banking House at Newbern, on the 15th day of
April next. The Stockholders are requested to
attend generally in person or by proxy.
WILL. GASTON, Pres't. B. N.
53 Jan 115A.

State of North-Carolina, Wake County.

Superior Court of Law and Equity— all Term,
1829.

Burwell Simms & others. Petition for Sale of
the "Lower Lands of
which Wm. Simms' }
} Widow, late of Wake,
} died possessed.

IT appearing to the satisfaction of the Court
that John Simms, one of the children of Wil-
liam, hath removed beyond the limits of this
State, and hath died leaving him surviving the
following children, viz: Martha, Calvin, Silves-
vester, Sanford and Marion: And it further ap-
pearing to the Court, that Joseph Loyd, who
intermarried with Peggy, another child does not
reside within the limits of the State: It is order-
ed, that publication be made in the Raleigh
Register for six weeks, that the said children, and
grand-children, and heirs of the said William
Simms, dec'd, be and appear before the Judge
of our Court of Equity to be holden in the
county of Wake, at the Court house in Raleigh,
on the first Monday after the 4th Monday of
March next, and plead, answer or demur, to-
ward the Bill will be taken pro confesso as to
them and decreed accordingly.

Witness, H. M. Miller, Clerk and Master of
Wake Court of Equity, the 1st Monday after
the 4th Monday of September, 1829.
H. M. MILLER, C. & M.

To Merchants, Planters, and Manufacturers.

Nathaniel S. Williams
TENDERS his services to his friends and the
Public, to transact business on Commission,
and respectfully refers to the gentlemen named
below, for his qualifications.

REFERENCES.
Hon. Samuel Smith, } Senators in Congress
} E. F. Chambers, } from Maryland.
} John Forsyth, } Senator in Congress
} from Georgia.
} Daniel Webster, } Senator in Congress
} from Massachusetts.
} Lewis Williams, } Representative in Con-
} gress from N. Carolina.
} Warren R. Davis, } Representative in Con-
} gress from S. Carolina.

Messrs. Macdonald &
Ridgely, Wm. Lor-
man, Esq. Luke Tier-
nan, Esq. Isaac Mc-
Kimm, Esq.
} Baltimore.
Baltimore, Feb. 9, 1830. 58-4t

NOTICE.

STOLEN out of my pocket, in the Clerk's Of-
fice at Roxborough, Person county, a Black
Leather Pocket-book, containing a number of
valuable papers, a number of notes of hand,
which cannot at present be remembered. I re-
collect one, on Lewis Daniel for \$450; one on
Francis Lawson, with Wm. Street security, for
\$100; likewise, a number of small Notes, not at
present recollectcd. There was one-half of a
Hundred Dollar note, U. S. money, payable at
the Branch Bank of New-Orleans, letter L. No.
3831; also, one-half of a Fifty Dollar note, U.
S. paper, payable at Charleston, letter L. No.
2146; one Ten Dollar note, of the State Bank
of N. C. and one Dollar Note, of the same Bank,
with a number of Constables Receipts, and other
valuable papers. I would forewarn any person
from trading for any of the Notes of hand or o-
ther papers. To any person finding, or giving
information of the Pocket-book, I will give a
reward of \$30, by the delivery of the same with
the contents to
JAMES WILLIAMSON,
Person county, Nov. 30. 30 3m

THE SUBSCRIBER

OFFERS for Sale his HOUSE & LOTS in the
Town of Oxford, with the LAND adjoining
—about 200 acres—of which about 60 acres are
Woodland. The House is 52 by 40 feet, com-
modious, and well finished throughout, having
4 rooms with fire places on each floor, with
a wide passage on each—a garret distributed into
closets and two comfortable rooms; and a cellar
under the whole divided into several apartments.
It is situated in a most beautiful grove of Oaks;
attached to it is a large Falling Garden furnished
with fruit selected from the north—a Ice-House
constructed of rock—a stone Spring-House—a
Well of excellent water in the yard—an Office in
the yard suitable for a Lawyer, and every neces-
sary Out-house, all in good repair.

Also, a TANYARD now in operation, which
might give employment to 8 or 10 hands, having
10+ acres of land attached to it, and on the pre-
mises is a comfortable two story Dwelling, with
every convenience for a family residence. A
better constructed Yard is seldom seen any
where. This property will be disposed of on
reasonable and accommodating terms.
THO. B. LITTLEJOHN,
Oxford, Sept. 1. 54 1t