and square timber, and Saw-mill lumber, with amendments. The amendments were comparred in, and the bill as amended, was read the second time and passed.

Mr. Sullivan presented a bill to ap-point commissioners for the Town of Kennavitte, in the county of Duplin; which was read the first time and passed. Mr. Barringer presented a resolution lu favor of Waller Freeman, together with a petition from may citizens of Raleigh and vicinity, in his behalf. Said resolution and petition were, on motion of Mr. B. referred to the committee on Propositoms and Grievances.

Mr. Moore presented a bill to amend the Revised Statute, outhorizing the draining of the Swamp Lands of this State, and to create a fund for common schools; which was read first time and passed.

Mr. Doak presented a bill to amend the 75th Chapter of the Revised Statutes en ditled militia; which was read the first tim , passed, and on motion of Mr. D. referred to the committee on Military Affairs.

Mr. Proctor presented a petition from sundry citizens of Pasquotank county, praying that restrictions may be imposed on the fisheries in Albemarle Sound and its waters. The petition was read and taid on the table.

Mr. J. P. Caldwell, from the Committee on Propositions and Grievances, reported onfavorably on the petition of sundry citizens of the town of Wilmington, teenth brigade of North Carolina Militia. praying an alteration in the mode of appointing inspectors, and asked to be discharged from the further consideration of

Mesars. Russel, F. Williams, D A. Graham and Brannock, were appointed the committee on enrolled bills, the present week.

Mr. Spruill presented a bill to amend the Revised Statute, entitled an act concerning slaves and free persons of color; which was read the first time, passed, and referred to the committee on the Judicary.

The bill for the relief of the Wilmington and Raleigh Rail Roal, being under discussion, was, on motion of Mr. Hoke. so amended, as to make the amount borrowed on the faith of the State, payable in annual instalments of fifty thousand dollars each till all be paid.

Mr. Guthrie offered an amendment. prohibiting the Company from declaring any Dividend or Bonds until the debts contracted by virtue of this act shall have been discharged; and authorizing the Company to pay into the Treasury of the State, the whole or any part of the amout of debt so contracted; and on making such payment into the Treasury, to be forthwith absolved from all further liability for such amount of said debt so paid.

Here Mr. Guthrie made a question of order, whether a stockholder in said Company had a right, under the 19th Rule of Order, to vote on any question presented the Rule as follows, to-wit: "No person shall vote on any question in the event of which he is immediately and directly concerned." decided that no member who is a stockho'der has such right to vote. pealed to the House; and the House sustained the Chair in its decision.

stockholders liable as securi- read the first time and passed. vies to the State in their individual capacity, in proportion to the amount of stock held and owned by said stockholders. This amendment was rejected by a vote

The bill was further amended on mo tion of Mr. Brogden, by adding the Gov-erner of the State to the Attorney Gener-al, of Inspector of the Deed of Mortgage to be made by said Company for the benefit of the State.

The bill, as amended, was then passed by a vote of 55 to 52.

SENATE. Tuesday, Dec. 22.

Mr. Arrington presented a resolution toraise a joint committee to report at what time the Legislature can adjourn sine die; which was read and rejected. On motion of Mr, Moore, the Judiciary

committee were instructed to inquire into the expediency of giving to one or three magistrates out of court jurisdiction over all plain and minor cases of assaults and hatteries, with a specified fine, where the defendants plend guilty.

Mr. Dockery presented a resolution in-

atructing the committee on Internal Improvement to inquire into the expediency of making an appropriation for a survey of Lumber river from South Carolina line to McF rland's Bridge, and a canal from said river, near Lumberton, the most eligi-ble route to Cape Fear river; which was adopted.
Mr. Maye presented a resolution to

send a message to the Commons proposing that the two Houses adjourn sine die on the 4th January; which was adopted.

The Commons having concurred in the Senate's amendment to the engrossed bill to expedite legal process, said bill was or-

The engrossed bill to amend an act to authorise A. R. S. Hanter of Cherokee to remove his bridge, passed 1838-'59, passed its third reading and was ordered to be enrolled.

The bill to add a part of Carteret to

Hyde county, was rejected. on Internal Improvements, were taken first time, passed, and on motion of Mr. K. Mr. Shepard moved an amendment referred to the committee on propositions

by striking out the 5th resolution, and in-serting the following:

the halfe are an in month.

the Yadkin; and that the Engineer, in making his Lands. report, shall in licate u'at route is preferable on account of the passe, directness and facility of construction; and whether there is material for paving said route throughout the entire length of the road. sufficienty ab in bent and durable. Resolved mile; and what will be the expense of said road, if it is only graded; and is order to carry this resolution into effect; the sum of \$2,000 is hereby appropriated out of any monies in the Treas-

After some discussion between Messrs. Waddell and Shepard, the resolutions and amendment were laid on the table.

The bill to compel mil'tia captains to nuster their exempanies four times a year. ras rejected.

Mr. Mitchell presented a bill to amend the 53rd chapter of the Revised Statutes, concerning the Governor; which passed its first reading.

HOUSE OF COMMONS.

Mr. J. P. Caldwell presented a petition from sundry citizens of Iredell county, praying that a portion of said County be attached to the county of Wilkes. The petition was referred to the Members of the House of Commons representing the counties of Iredell and Wilkes.

On motion of Mr. McLaughlin, the committee on Military Affairs were instructed to enquire whether any further legislation be necessary to effect an election of Genereral Officers in the 6th division and 6f-On motion of Mr. Monday, the Commit-

tee on the Judiciary were instructed to enquire into the expediency of so amending the subject. The report was concurred in. the Patrol law as to increase their pay, and to report by bill or otherwise. .

Mr. Davis presented a Resolution in favor of John Davis, Sheriff of Lenoir county; which was read the first time, passed, and on his motion, referred to the Committee on Propositions and Grievances.

A communication was received from the Governor, transmitting a memorial on the ubject of French Spoilage prior to 1801together with sundry documents of Congress on that subject

On motion of Mr. J. P. Caldwell, the communication and accompanying documents were sent to the Senate with a proposition that they be referred to a Joint Seect Com nittee of five on the part of each

Mr. Poindexter from the Committee on Maims reported a resolution in favor of Geo. Little, which was read the first time

Mr. II. C. Jones presented a petition from sundry citizens of the counties of Surry, Wilkes and Iredell, praying the ereetion of a new county out of a portion of said counties, which, on motion of Mr. Boyden, was referred to the Committee on Propositions and Grievances.

ed unfavorably on the petition from Currituck county, relating to hunting and fishing on the unenclosed Marshes &c. The Committee were discharged from further consideration of the subject.

Mr. Boyden presented a bill to amend the Revised Statutes, entitled an Act concerning the appointment of Guardians and the management of Orphans and their estates, which was read the first time, passed, and on motion of Mr. B. referred to the Committee on the Judiciary.

Mr. Farrow presented a bill concerning Mr. Biggs then offered an amendment, the Superior Courts of Hyde, which was that the new annual income of the bierary

The bill to lay off and establish a road down the Blue Rridge from the line of the county of Yancy to Turkey Creek in Burke County, was read the second time and pass-

Mr. Poindexter, from the Committee on John J. Briggs, which was read the first off. time and passed.

Mr. Mendenhall presented a petition from the Wake Forest College asking a loan from the funds of the College, which on motion of Mr. M. was referred to the joint Committee on Education.

The bill to prevent the obstruction of fish passing up the Roanoke and Caskie Rivers and their waters-was taken up, considered, and on motion of Mr. Paine postponed

indefinitely,

Mr. Guthric offered the following: Resolved, That when this House mijourus, on Fhursday next, it shall adjourn to meet on Monday at 10 n'clork—which was rejected.

Mr. Winston presented a bill to enlarge

the limits of the Town of Wadesborough in Anson county, which was fead the first time, passed and on motion of Mr. W. referred to the committee on Proposition and Grievances.

Mr. Moore presented a bill to authorise the Weldon Toll Bridge Company to sub-scribe their Stock to the Portsmouth and Roanoke Rail Road Company and for other purposes; which was read the first time

Mr. Boyden presented a bill to amend the Revised Statutes, entitled an act for re-

etraining the taking of excessive usury—
Mr. E. F. Miller moved that said bill be rejected; which motion did not prevail, and the said bill was read the first time, passed and referred to the committee on the Judici-

Messrs, Thompson and Eaton obtained leave of absence from Thursday next to

Puesday next. Mr. Winston from the committee on the Judiciary, reported a bill to amend the 58th Chapter of the Revised Statutes, entitled, insolvent debtors; which was read the first

time and passed. Mr. King presented a Resolution in favor of James C. Turrentine; which was read the

and Grievances. Mr. J. P. Caldwell presented a petition required to employ a compount Engineer to survey a route for a turnpike roud from Enleigh to Ashevilles also a route from Favetteville to the Tennesses line by the way of Wilkeshorough, live pering the former route at some point east of was referred to the committee on Cherokee

Mr. Keener presentel a petition from Jesse R. Siler, praying indulgence on be half of the State on a judgment obtained against him for lands sold by the State, the soreover, That said Engineer give an estimate title of which is disputed, until a suit be in his report, as accurate as he can make it, tried to settle the title, which on motion of what will be the cost of paving said road per Mr. K. was referred to the committee on Mr. K. was referred to the committee on propositions and Grievances.

The resignations of sundry Justices of the Peace were presented read and accepted. Wednesday, Dec. 23.

SENATE. Mr. Waddell introduced resolutions appointing a committee of five . to prepare an abstract from the census of this State for the year 1819, together with the amount of publie tax paid according to the Comptroller's report, to be printed for the Legislature and also published with the Laws and Journals; which were read and adopted; and Messrs. Waddell, Dockery, Gaither, Mitchell and Worth appointed to form said committee.

Mr. Clingman presented a bill to incorporate the Nantahalah Turnpike Company;

which passed its first reading. The proposition of the Commons to refer the communication of the Governor on the ly postponed was now re-considered and on motion subject of French spoliations, to a joint se- of Mr. Wilson laid on the table. lect committee, was concurred in.

The resolution in favor of Isaae Hunter, was taken up, amended, on motion of Mr. Edwards, and passed, 32 to 16.

The bill for the establishment and better

regulation of common schools, was taken up, and, after discussion, laid on the table. The bill to establish a county by the name of Cleveland, was rejected on its second reading-26 to 22.

Mr. Hellen, from the committee on Interal Improvements, to whom was referred the memorial of sundry citizens of Hyde gates on the eanal leading from Mattamuskeet lake, reported a resolution directing the Literary Board to ascertain the nature and extent of the injuries sustained by a portion of the citizens of Hyde from the operations of the State, on a ditch intended to drain the waters of Mattamuskeet to Wyserking creek; and, if they find that the State ought to redress the said injuries, that doss not exceed \$2,500 Laid on the able.

Mr. Bynum, from the Judiciary committee, to whom were referred several bills concerning sheriffs, clerks and constables, reported the same to the Senate with an amendment. Laid on the table.

Mr. Mitchell presented a bill to amend an et, passed at the session of 1838, to devide the counties into school districts and for other purposes; which passed its first reading, and was ordered to be printed. [Provides that the several County Courts in each county in the State, shall elect not more than ten persons as superintendents of common schools, subject to a fine of \$50 for reinitial to conver that boil remarks and review

off the county into school districts, to possess corporate powers, containing not less than 18 square miles each, and make return thereof to next Court; the people of each district shall meet annually, and appoint from 3 to 5 committee men, and designate a site for the school house, &c.; and the cammittee men shall contract for site and for building house, employ teachers, visit school, and make regulations, &c.; that the County Court of each county shall annually lava tax not exceeding \$20 for each district, for the support of schools in said county; and that the chairman of the Board of Superin- and passed. tendents shall give bond in the penal sum of 2,000 dollars, for the faithful performance of his duty; and that counties, in which schools ate established under the law of last session.

HOUSE OF COMMORS.

A measage was received from the Senate pro osing that the two Houses adjourn sine die on Monday, the fourth day of January next, which Was concurred in by a vote of 58 to 41.

On motion of Mr. Jefferson,

Resolved, That the House hold evening session

om and after Monday next. Mr. Carson presented a bill to punish unlawful mining by indictments, which was read the first time, and referred to the committee on the Judici-

Mr. Moore presented a petition from sundry citizens of Halifax county, praying the passage of a Law, securing to every family in the State a Homestead" which was read and referred to the

omniftee on the Judiciary.

A message was received from the Senate informing that they had passed the engrossed bill

nncerning Jurars in Yancy county with an a-Also the engressed bill authorising the Governr to appoint an agent in the county of Macon or

Cherokee with sundry amendments and asking the concurrence of this House—the amendments to each bill were read and concurred in. A communication was received from the Govern-or, transmitting the information required by a Join Resolution of the two Houses of the General Asem-

bly, in relation to the affairs and condition of the University; which on motion of Mr. Barringer, was sent to the Senate with a proposition that it be The bill for the relief of the Wilmington and

Raleigh Rail Road Company was read the third time Mr. F. Taylor offered the following amendment viz: "The individual property of the stock-holders shall be bound as security to the State" which was rejected by a vote of 61 to 42. The question then recurred on the passage of the bill its third reading was determined in the affirmative y a vote of 55 to 50.

by a vote of 55 to 50.

Mr. Burringer presented a hill to enable the Commissioners in Raleigh to appoint Trustees of the Mex Hospital Eurol, and to erect such Trustees. tees into a body corporate, and for other purposes, which was read the first time and passed.

Mr. J. P. Caldwell, from the committee on Prop-sitions and Grievances, reported unfavorably on the petition from Lincoln, Burke, Wilkes and Iredell praying a new county to be erected out of parts of said counties, and asked to be discharged from further consideration of the subject; which report which was consurred in.

payment of Engineers for surveys on the Feyette-ville and Western Rail Road Company, be refer-

red to the committee on Claims.

Mr. Guthale presented a bill concerning public Mr. Guthsie presented a bill concerning public and of New Jersey, and admited others to occubirdes; which was read the first time and pared. Ty their places, in violation full parliamentary the proposition of Mr. Mit hell to strike the heir under two years from the time of

Mr. Hoke moved to amend the 19th Rule of or- usage, and of the right and liberies of the peo-Mr. Hake moved to amend the 12th Rule of order so as to read: "No member shall note on any
question who was not present when the question
was put by the Seaker. Upon a division and
count of the House on any question, no member
without the Bar shall be counted." The proposed
substitute was read and laid over one day under the

the committee on Military affairs.

Mr. Poindexter presented a petition from sundre citizens of Surry county, sgainst the erection of a new county out of a portion of Surry, Iredell and Wilkes; which was referred to the committee on Propositions and Grievances.

Mr. Reid, from the committee on Propositions

and Grievances, reported a resolution in favor of Lunsford Lane, which, on motion of Mr. Spruill, was postponed indefinitely.

The bill to make elections uniform throughout the State, was read the second time and amended so as to fix the elections on the first Thursday in August. The bill then passed the second reading by a vote of 93 to 19. On motion of Mr. Hill the said bill was read the 3rd time, passed, and ordered to be en-

On motion of Mr. Moore the bill to prevent obstructions to the passage of fish up the Roanoko and Cashie Rivers which was yesterday indefinite-

SENATE. Thursday, Dec. 24. The Speaker having obtained leave of absence for one week, A. Bockerv, Esq. the Senator from Richmond, was chosen Speaker pro tem The votes stood thus:

Mr. Dickery 39 21 Mr. Waddell withdrawn 19

Scattering 2 Mr. Speed, from the committee on Pririlezes and Elections, to whom was referred the contested election from the discounty, relative to the erection of locks and trict composed of Greene and Lenoir, reported a resolution declaring that Mr. Whitfield, the sitting member, is entitled

to his seat. Laid on the table.

Mr. Congran presented a bill to amend an act passed at the last session, to authorise the making a turnpike in Haywood county. Mr. M'Dairmid a bill supple mentary to an act passed 1839, chapter 30, to amend the inspection laws. Mr. Wadthey remove the nuisance, provided the cost dell, a bill to incorporate Fairfield Academy. Mr. Shepard, a bill to grant certain. privileges to the Princess Anne and Kempviller Canal Companies. Mr. Waddell, a bill to amend and explain the Revised Statute "for limiting the time whithin which actions may be brought, and for quieting the titles to land and slaves, and prescribing the time within which presumption of satisfaction may arise," and to repeal part of the said statute. These bills were severally read the first time and passed,

The engrossed bill authorising the Gov. ernor to appoint an agent in Macon or Cherokee, was ordered to be entailed.

10 rise in carried as

Resolved, That the Public Treasurer be instructed to report to this House, when the Bonds due to the State from the Raleigh and Guston, and the Wilmington and Raleigh Rail Road Companies fall due and what security has been taken from said Companies for the payment of the Loans made to them, and the names of the several individuals and corporations who are indebted to the State by loans from the Literary and Internal Improvement Funds; the several amounts due by each, when said debts fall due and the security

taken for their payment. Laid on the table, on motion of Mr. Lilly. Mr. Mills presented a bill altering the mode ed its first reading. fund shall be distributed among the counties of drawing Jurors for the Superior Court of

The Engrossed bill to compel Militia officers o hold their commissions three years was read he second and third times passed and ordered to

be enrolled.
The following persons were duly elected to Claims, reported a Resolution in favor of may maintain their districts as already laid wit, Thos. A. Allison, as Colonel, Amos Weaver, as Leutenant Colonel, and Edwin Falls, as Major of cavairy, attached to the 15th Brigade of the Militia.

Mr. Baringer from the committee on Internal Improvements reported a bill for the relief of the Raleigh and Gaston Bait Road Company, which was read the first time and passed.

Mr. Moora from the committee on the Judiciary, reported bill to make Real Estate assetts in certain case which was read the first time, passed, ordered to be printed and made the order of the day for l'oreday next.

The Rasoluton in favor of the Sheriffs of Chatham, Collmbus, Duplin, Macon, Nash, and Washington was read and on motion of Mr. Spruill postponed indefinitely, by a vote of 54 to 49. Adpraed bill Saturday.

SENATE.

Friday, Dec. 25. Mr. Morekeasl, from the Judiciary commi fee, eforted adversely to the proposition to give each magistrate the first volume othe Revised Statute.s The committee wa discharged from the further consideration of the subject.

Mr. Waldell, from the select committee on the object, reported an abstract of the Census Ordered to be printed. Mr. Climman presented a resolution in

favor of Sainel Waters, Referred. Mr. Moregad presented a bill to make respass upor land and other property indictable in cetain cases. Mr. Clingman, bill concering jurors in Cherokee .-The bills were each read the first time and passed.

The resolutin in favor of Mr. Whitfield's retaining his seal, was taken up and adopted. A number of ills passed their second reading.

HOUSE OF COMMONS. Monday Dec. 28. Messre, Gray, lickson, Monroe and Holt were appointd the committee on enrolled bills, the peant week.

Mr. J. O. K. Wilgms presented the following Preamble att Reso'ntions: On motion of Mr. Reid,
Resolved. That so much of the report of the at its last session, set asia the Representatives
Board of Internal Improvement as relates to the from New Iersey having he legal certificate of their election from the Executive of said State, given in accordance with the provisions of the Constitutions, both of the United States

that the times, places and manter of holding election for Senators and Representatives shall be prescribed in each State by the Legislature

Role.

Mr. Monroe presented a memorial from the 34th Regiment of Militia praying a repeal of so much of the Militia Laws as restricts company musters to two in a year. Said memorial was referred to and if earried out into practice begeafter, would

be destructive of the fundamental principles of Republican Government, and of the rights and several Legislatures of the States, composing the Union, indignantly to frown on this first at-

trample on all laws and all precedents, to gain power, to fasten all odious measure on the people in obedience to Executive dedication. Resolved furtier, That we will stand by our sister State, New Jersey, in the assertion of our rights, and we congratulate her on the brilliant victory she has achieved, and the withering re-

buke she has thereby given to the tools and mini ans of Executive power. These resolutions were referred to the Select committee, heretofore raised on the rubiect matter in them embraced.

The bill to punish unlawful mining by indictwent, was read the second time and rejected.

Mr. Caldwell, from the Select committee on that subject, reported a bill to at tach a part of the county of Iredell to the county of Wilkes. The bill was read the first, second and third times, passed; and ordered to engrassed.

Mr. Paine presented a bill supplimental to an act concerning the draining of the Low Lands, and

Mr. Reid a bill to incorporate the Franklin Library Society in the town of Eavetteville. These bills were read the first time and passed.

Mr. Boyden presented a petitiou from sundry citizen of Surry County, with a bill to carry their prayer into effect, entitled a bill to extend the jurisdiction of Justicies of the Peace, which was read the first time and passed,

Mr. J. B. Jones presented a petition from sundry citizens of the district of Edenton calling the attention of the Legislature to the subject of re-opening the inlet at Nag's Head, which, on motion of Mr. J. was referred to the committee up Internal improvements.

The bill to prevent selling unmatured crops, was read the third time and reject

Mr. D. A. Graham presented a bill to establish a French Literary Institution in the county of Robeson, which was read the firt time and passed.

Mr. Boyden, from the committee on Education, reported a resolution directing a loan of \$10,000 to be made to Wake

SENATE.

Mr. Moore, from the Committee of Propositions and Grievances, to whom was referred the memorial of Jas. Harman, praying the emancipation of his stave, reported adversely thereto. Concurred in.

Mr. Bond, from the committee of Claims, reported the resolution in favor of Samuel Waters without amendment. Laid on the

Mr. Whitaker presented a resolution in favor of William Stronack & which pass-

The resolution in relation to the statue of Washington, passed its third reading, 25 to 19, and was ordered to be engrossed. The engrossed bill to amend the Revised Statute for the appointment of Electors to

vote for President and Vice President, passed the flurd reading, and was ordered to be enrolled. The bill for the establishment and better regulation of Common Schools, was amended on motion of Mr. Shepard, by ma-

king federal instead of white population, the ratio in the distribution of the proceeds of the Literary fund for the support of Schools, by a vote of 25 to 21.
YEAS—Messrs. Asrington, Bond, Cooper, Edwards, Etheridge, Paison, Hawkins, Hill, Houlder, Johnson, Larkins, Melvin, Moye, Pasteur, Pollock,

Reid, Selby, Shepard, Sloan, Speed, Spiers, Sp. u-ill, Whitaker, Whitfield, and Wilson. NAYS-Messre, Albright, Bynum, Clingman, Gaither, Hargrave, Hellen, Kerr, Melchor, Mitchell, Moose, Morehead, Montgomery, Myers, Orr. Parks, Puryear, Ribelin, Waddell, Ward, Williams,

The bill was further amended, on m tion of Mr. Mitchell, and laid on the ta-

HOUSE OF COMMONS.

Tuesday, Dee, 29. The bill to incorporate the Little River Manutacturing Company, was read the second time and amended, when, on motion of Mr. Reid, it was indefinitely postponed.

Mr. C. Jones introduced a resolution relating to furniture in the office of the Secretary of State, which was rend the first time and passed.

Mr. Spruitl presented a bill to prevent free persons of color from carrying fire arms, which was read the first time and passed; and

Mr. Moore presented a petition from sundry citizens of Halifax county, on the same subject, which was read, The engressed resolution in favor of R.

Mr. Mills, from the committee on pri-

to be engroused.

Wednesday, Dec. 30. SENATE. The Senate resolved itself into a commit-

out all after the enacting clause still ponding. Mr. Dockery delivered his view. to the committee at some length in favor of adopting, as a compromise the principle of combined population and territory, as the bas's of distribution in dividing the the proceeds of the literary fund among the several counties of the State for the support of schools. Mr. Mitchell also addressed the committee in favor of the specific proposition that one half population and one half territory be taken as the basis; Mr. Worth spoke in favor of tasovereignty of the States.

Resolved further, That it is the duty of the Speed addressed the committee in favor of federal population. The proposition of Mr. Mitchell to strike out, was finally tempt of a factious majority in Conress, to negatived; and the committee rose and ob-

tained leave to sit again. Mr. Speed presented a bill to authorise the making of a turupike road from Gatesville to the Chowan river, and to incornerate a company for that purpose. Mr. Me-Dairmid a bill to incorporate the Little River Manufacturing Company; which bills passed their first reading.

BYENING SESSION. The engrossed bill repealing the act is ating to the public road in Buncomb county, was read the third time, passed and ordered to be enrolled. HOUSE OF COMMONS.

Mr. Burringer, from the committee on Internal Improvements, reported a bill toamend the 22d Section of the 88th chapter of the Revised Statutes, entitled an act to reduce into one the several acts concerning Pilots, and commissioners of payigation; which was the first time and pass-

EVENING SPSSION.

Mr. Reid presented a bill to extend the time of holding the next Term of the Saperier Court for Cumberland county which was read the first time and passed.

Mr. Poindexter presented a resolution to pay for surveys for the Favetteville and Western Rail Road; which was read the first time and passed. Mr. Morris presented a bill to author-

ize the making of a Turnpike Road in the the county of Henderson which was read the firt time, and passed. Mr. Bryan presented a bill to appropriate 400 dollars to the improvement of

Lewis Fork Road, which was read the

first time, and passed. Thu slay, Dec. 31. BENATE.

The engrossed bill to amend the revised statutes concerning registers; and the engrossed bill to make elections uniform throughout the State, were each read the third time, passed and ordered to be enrolled.

The resolution concerning the draining of Mattamuskeet Lake, was rejected. Forest College Sald resolution and to Wake No. 10 14.

Thursday, Dec. 29, the line of the country of Versian Services.

the line of the county of Yancey to Turkey Cove Creek in Burke county, was read the second time. Mr. Moy moved to strike out the words, in the 3rd sectien thereof, the words "belonging to the internal improvement fund;" which was agreed to. Mr. Reid moved to strike out the third section of the bill; which was negatived; and it passed its second

reading, as amended. The bill to lay off and establish a county by the name of Union, was rejected on its second reading.

EVENING SESSION. The Senate resolved itself into a committee of the whole, Mr. Edwards in the chair, on the bill for the establishment and better regulation of common schools; which Messrs, Bockery, Shepard, Reid. McDarmid, Waddell, Bond and Cooper participated, the committee rose, and obtained leave to sit again,

SUBSTANCE OF THE REMARKS Made by Mr. MOORE, of Hallian, on the bill to make
Real Easte assets in costain cases, in House of
Commons, January 1, 1811
Mr. SPYAKEN: The bill now before the

House, is the result of a resolution referred to the committee on the Judiciary. It relates to a subject which has long been a matter for reflection by every legal gentleman in the Assembly. During a practice of the law for many years, I have gathered that experience which convinces me, that the measure is wise and salutary, and called for by a just regard for the interest of the creditor, the repntation of the deceased, and the welfare of his orphane,

Before I proceed to examine the provi-

sions of the bill, I will briefly state the evil for which it is designed as a remedy. By the satisfection of debts, and this was the law of the colony till the year , when, by an act of Parliament, this species of estate was subjected to the satisfaction of debts, in as full manner as personal property. The remedy, however, did not extend to estate which descended to heirs, nor was it thus ap plied, till the year 1784 : when it was provided by law, that on failure of assets, the creditor, after obtaining his judgment, might issue his scire facias against heirs and devisces, in order to subject the lands which the debtor possessed. This law did not re-strain the heir from selling the estate, and in case of sale before it was subjected, the remedy was lost. In order to prevent the B. Davis and others, received from the heir from appropriating to himself what Senate, was read, passed and ordered to ought, in justice, to be applied to the pay-be enrolled. ment of the ancestor's debts, it was soon after provided, that if the heir sold the estate vate bills, introduced a bill to incorporate descended on him, he should be liable, perthe lawn of Henderson, in the county of sonally, for the value of the land. Thus Granville, which was read the first, se continued the law, until the year 1830. The cond and third times, passed, and ordere- creditor was not yet fully secured : for the sale by the heir, of the land descended, conveved a good and valid title to the purchaser, and if the heir was insolvent, the personal redress againt him was wholly unavailing. ee of the whole, Mr. Edwards in the chair, Cases of this kind occurred. To remedy and took up the bill for the establishment this evil, the act of 1830 was passed, the