

GENERAL ASSEMBLY.

SENATE.

Tuesday, Dec. 12.

Mr. Eborn introduced a bill to amend the 10th section of the 102d chapter of the Revised Statutes concerning Pedlars. Referred to the Committee on the Judiciary.

Mr. Lillington presented the memorial of the Officers of the 63d Regiment of North Carolina Military Laws. Referred to the Committee on Military Affairs.

Mr. Thomas of Haywood presented a memorial, praying for a Turnpike Road from Waynesville to the Tennessee line. Also, a petition of citizens of Cherokee praying for a Turnpike road up the Nantahala river; both were referred to the Committee on Internal Improvements.

Mr. Smith introduced Resolutions on the subject of Common Schools which were referred to the Committee on Education.

Bills presented and read first time:—By Mr. Eborn to incorporate Midway Male and Female Academy, in the County of Pitt, near Paeolus. By Mr. Gilmer concerning the practice of the law.—By Mr. Smith to incorporate the Trustees of Chowan Female Institute at Murfreesboro.

Mr. Conner presented a bill to repeal an Act passed in 1839, entitled an Act concerning the Wardens of the Poor in the County of Lincoln. Passed first reading and referred to the Committee on the Judiciary.

The Chair announced a message from the House of Commons, transmitting a Resolution for a Joint Select Committee, to consider the expediency of altering the time of holding the General Assembly.—Concurred in; and the following gentlemen constitute the Senate Committee, viz: Messrs. Conner, Washington and Walker.

The following bills were read the third time and passed:—To unite the Roanoke Railroad and Seaboard and Roanoke Railroad and for other purposes. To empower the Roanoke Navigation Company to be common carriers of Agricultural produce, goods wares and merchandise, upon Roanoke, Dan and Staunton rivers.—To incorporate the Town of Shelby, in Cleveland County. To alter the time of holding the Spring and Fall Terms of Cleveland County Courts. To incorporate Macon Academy, in the County of Wayne.

Mr. Kendall called up the bill to pay witnesses for their attendance before a Clerk and Master Commissioner to take an account &c., which, after some discussion, was rejected.

A message was received from the House of Commons informing the Senate that they have laid upon the table their resolutions to go into an election for United States Senator on the 20th instant and proposing to go into that election to day at 12 o'clock.

The question being on concurring in this proposition, Mr. Gilmer called for the Ayes and Noes.—They were taken as follows: Yeas 25; Nays 23.

The Senate then voted. When the name of Mr. Thomas of Haywood, was called he rose and said that his position was a popular one. He believed the will of his constituents was in favor of T. L. Clingman; and he therefore gave their vote instead of his own.

The bill to amend the Revised Statutes, chapter 104, concerning public bridges and ferries, was indefinitely postponed.

The bill to limit the term of Sheriffs, was laid upon the table Yeas 23; Nays 17.

And then on motion, the Senate adjourned.

HOUSE OF COMMONS.

Mr. Hicks introduced a bill to facilitate the collection of certain debts &c. Referred to the Committee on the Judiciary.

Mr. Ferebee introduced a Resolution to send a message to the Senate, proposing to raise a Joint Select Committee, of one on the part of the Senate and two on the part of the House, to wait on Charles Manly, and inform him of his election as Governor of the State, &c. Adopted.

Mr. Hargrove introduced a bill to exempt the Wardens of the Poor, and the County Trustees of the County of Anson, from Military duty. Referred to the Committee on Private Bills.

Mr. Palmer offered a resolution instructing the Judiciary Committee to inquire into the propriety of establishing a mode for removing Justices of the Peace from office for misbehavior. Adopted.

A message was received from the Senate, transmitting Resolutions of thanks to Miss Dix. Adopted.

Mr. Caldwell, of Guilford, introduced a Resolution instructing the committee on Finance to inquire into the propriety of allowing the Bank of the State to issue small bills. Adopted.

the Senate informing that body of said nomination. Carried.

The Speaker announced the arrival of the hour for the execution of the Joint order—the election of United States Senator.

Committee on the part of House to superintend the election of Senator Messrs. Long and Sanders.

The House then proceeded to vote. The Resolution in favor of Isaiah Cook an others passed 3d reading.

Mr. Long from the Committee to superintend the election of Senator, reported as follows: 19th votes cast. Badger 52; Clingman 6; Rayner 1; Dobbin 7; Edwards 13; Jas B. Shepard 18; McKay 18; Fisher 6; Verabe 2; Biggs 2; Leak 8; Read 4; Eaton 1.—No election.

SENATE. Wednesday, Dec. 13, 1848.

Mr. Patterson from the Committee on Internal Improvements, reported the bill to provide for making a turnpike Road from Salisbury west to the line of the State of Georgia, without amendment, and recommended its passage.

Mr. Halsey presented a resolution providing for a Select Committee of one from each Judicial District, to consider the expediency of forming additional Judicial Districts.

Bill presented.—By Mr. Worth, to amend the act of 1846-7, entitled an act to provide for a re-assessment of the land of the State, and more accurate enlistment of taxable bills. Passed first reading. By Mr. Washington to amend an act passed in 1846-7, to incorporate Atlantic Fire Company, No 2, in the town of Newbern. Lies over.

The following bills passed their third reading:—To incorporate Mt. Lebanon Lodge, No 117, in Edgecombe. To incorporate Island Fort Manufacturing Company, at Franklinsville, in Randolph. To amend an act to authorize the Governor to establish a depot of Arms at Newbern. To emancipate John Good a Slave.

When this latter bill came up, Mr. Halsey rose and said he was desirous of hearing from the gentleman who introduced the bill, some good reason for its passage.

Mr. Thomas of Haywood presented a resolution, to proceed to the election of a United States Senator on the 22d of this month, and for a Circuit Judge on the 23rd of the same month, at one o'clock.

On this motion a very discursive debate ensued, by Messrs Thomas, of Haywood, Gilmer, Woodfin, Lillington, and Thomas of Davidson.

Finally, Mr. Lillington moved that the preamble and Resolution be laid upon the table, which motion prevailed, Ayes 26; Noes not counted.

And then the Senate adjourned.

HOUSE OF COMMONS. A message from the Senate, transmitting the resignation of the Hon R. M. Pearson, as Judge of the Supreme Court.

Mr. Spivey introduced a resolution for the relief of Young Patterson, Clerk of the County Court of Franklin. Referred to the Committee on Claims.

Mr. Gambill introduced a bill to authorize Andrew Carmichael, late Sheriff of Wilkes, to collect the arrears of taxes due him.

Mr. McClannahan introduced a bill to improve the Cape Fear and Deep Rivers above Fayetteville.—Referred to the Committee on Internal Improvements.

that Charles L. Hinton is in nomination. The Senate then voted for Hinton 41; Scattering 7.

Mr. Patterson called up, upon its second reading, the bill to establish a new County by the name of Watauga. This bill gave rise to a discussion, between Messrs. Thompson, of Bertie, Bower, Shepard and Patterson. A motion for its recommitment to the Committee of Propositions and Grievances, with instructions, prevailed.

The bill for the relief of Executors and Administrators, with a Substitute reported by the Judiciary Committee, came up, and substitute was adopted and ordered to be printed.

Mr. Bell introduced a bill to authorize the Board of Internal Improvements to make sale of the Glubfoot and Harlows Creek Canal, which passed its first reading, and was referred to the Committee on Internal Improvements.

And then the Senate adjourned.

HOUSE OF COMMONS. The Speaker announced the following gentlemen, Messrs. Satterthwaite, Griggs and Nicholson, committee on the part of the House to enquire into the propriety of altering the time of the meeting of the General Assembly.

Mr. Mebane, from the committee on Finance, reported that the committee had examined the books and vouchers in the Offices of the Comptroller and Treasurer, and found them to correspond with the printed Reports, and that the duties of these offices had been faithfully discharged.

On motion of Mr Mebane, the report of the committee was sent to the Senate. Mr. Satterthwaite submitted a report from the Joint Select Committee to whom was referred the Resolutions of the Legislature of Rhode Island. Carried.

Mr. Ballard introduced a bill to amend an act relating to the appointment of Clerks and Masters in equity. Referred to Committee on the Judiciary.

Mr. Spivey introduced a bill to amend an act in relation to Common Schools.—Referred to Committee on Education.

Mr. Shuford introduced a bill to amend the 17th Section of the Militia laws. Referred to Committee on Military Affairs.

Mr. Piggott introduced a bill concerning Pedlars. Referred to Committee on Propositions and Grievances.

Mr. McIntosh introduced a bill in relation to Weights and Measures. Referred to Committee on Propositions and Grievances.

Mr. Thigpen, from the Committee to superintend the election of Treasurer, reported as follows: whole number of votes 158; for Hinton 145; scattering 13.

The Speaker announced the order of the day to be the unfinished business of yesterday, the Resolutions of Mr. Steele.

Mr. T. R. Caldwell offered the following amendment: Resolved, That nothing in the Resolutions contained intended or shall be so construed as to afford any aid or comfort to the doctrine of nullification.

Mr. Stanly offered an amendment to insert "odious and abominable doctrine;" which was accepted.

Mr. Miller moved to refer the Resolutions to a Select Committee of four. Carried by a vote of 57 to 33.

Mr. F. R. Caldwell moved to refer to the same committee the following amendment, offered by Mr. McDowell of Bladen: Resolved, That in order to settle the question of the power of Congress over slavery in the Territories, and to secure permanency to the Union. It is the opinion of this Legislature that the Missouri compromise line should be extended to the Pacific Ocean.

with to the election of a United States Senator.

Mr. Thomas of Haywood moved to amend by inserting the third day of January next. Negatived.

Mr. Rogers moved to add, "that each member should vote in accordance with the wishes of his constituents, as expressed in his election on the 3rd of August last.

Mr. Halsey moved to amend the amendment by striking out the word his before the word election, and inserting the word the." The question was decided in the negative 25 to 23. And the Senate adjourned.

HOUSE OF COMMONS. On motion of Mr. Oglesby the committee on the Judiciary were instructed to inquire into the expediency of compelling by law all constables to return warrants in the Captain's district in which the defendants may reside.

Mr. Gambill presented a bill to lay off a road in Wilkes county; Mr. Newsom a bill to incorporate the Wake county Rifle Company; Mr. S. J. Person, a bill to incorporate the Grand Lodge of the Independent Order of Odd Fellows of North Carolina; which bills severally passed first reading.

Mr. Oglesby presented the following resolutions: Be it resolved, as to the sense of this House, That the Constitution of this State be altered and amended in the following particulars, to wit:

1st So as to dispense with the free hold qualification of members in both Houses of the Assembly.

2. So as to provide that the Senatorial districts shall hereafter be laid off by the General Assembly according to the white population of the State, and not in proportion to the public taxes paid into the Treasury of the State.

3. So as to provide that after allowing to each county one member in the House of Commons, that in making the apportionment of the balance of the members, the ratio of representation shall be ascertained by dividing the amount of free white population in the State, after deducting that comprehended within those counties which do not severally contain one hundred and twentieth part of the entire free white population aforesaid, by the number of representatives less than the numbers assigned to said counties.

Be it further resolved, That these resolutions be referred to the committee on the Judiciary, with instructions to report by bill or otherwise.

On motion of Mr. Kelly, these resolutions were rejected, 64 to 48.

Mr. Rayner offered a substitute for the bill heretofore introduced by Mr. Sheek, providing for the amendment of the Constitution of the State, which was adopted and ordered to be printed.

The House voted for Comptroller as follows: Collins 60, Wm. J. Clark 57.

Mr. Keen reported that the whole number of votes given was 167, of which Collins received 85, and was therefore duly elected. Concurred in.

The bill heretofore introduced by Mr. Satterthwaite, to amend and consolidate the several acts relating to fishing with seines and nets in Tar and Pamlico rivers, after an ineffectual motion of Mr. Stanly to amend, passed its second reading 89 to 28.

Mr. McIntosh, from the committee to superintend the election of counsellors of State reported that Lewis Bond, Joshua Tayloe, Nathaniel T. Green, Charles L. Payne, Thomas A. Allison, Adolphus L. Erwin, and John Winslow, had each received a majority of the whole number of votes given and were duly elected Counsellors of State; in which report the House concurred.

Adjourned.

SENATE. Saturday, Dec. 16. The Senate proceeded to the consideration of the unfinished business—being the amendment of Mr. Rogers to the resolution offered by Mr. Gilmer yesterday to go into an election of United States Senator.

HOUSE OF COMMONS. Mr. Miller presented a resolution proposing to go into an election of United States Senator to day at 12 o'clock; which was amended and carried. The Senate having agreed, the House voted as follows: For Badger 58, For Wm. B. Shepard, Ballard, Brown, Courts, Dickson, Keen, Kelly, Nixson, Procter, Sherard, Stevenson, T. Williams. For Clingman, Atkin, Coleman, Ellis, Farmer, Sheek, Shuford, J. H. White, C. Williams, Love. For J. B. Shepard, 10. For McKay 8. For Leake 6, For Edwards 4. For Fisher 4. For Swain 3. For Dobbin 2, Reid 1, Venable 1, Steele 1, Daniel 1. No election.

Mr. Brown introduced a bill making compensation to jurors in the county of Sampson in certain cases; Mr. Cherry, a bill to provide for taking depositions of witnesses in other States, to be read in courts in this State; Mr. Biggs, a bill to incorporate the Martin and Bertie Turnpike Company, which bills passed first reading.

Mr. A. J. Lech presented a resolution proposing to hold evening sessions after Monday next. Laid on the table.

Mr. Ballard introduced a bill concerning fishing in the Albemarle & Curatan Sounds, and in the rivers and creeks emptying therein; which was referred to a select committee.

Mr. Mebane, from the committee on Finance, introduced a bill to provide for the payment of the debt of the State to the Bank of Cape Fear, the Bank of the State and other debts due on account of endorsements by the State for the Raleigh and Gaston Rail Road; which passed first reading.

Mr. Dobbin presented a bill to establish the Bank of Fayetteville; which passed first reading and was ordered to be printed.

In execution of the joint agreement, the Houses voted for a Judge of the Superior Court; when the vote of this House stood as follows: For J. W. Ellis 60, for Wm. H. Battle 58. Mr. Ellis was elected.

Mr. J. H. White introduced a bill to extend the limits of the town of Lincoln; Mr. Caldwell a memorial against the passage of said bill. Referred. House adjourn'd.

Monday, Dec. 18. SENATE. Mr. Gilmer, from the joint select committee to whom was referred so much of the Governor's message as relates to a day of Thanksgiving, reported a resolution for that purpose, and in accordance with the recommendation in said message. Ordered to lie on the table.

The engrossed bill to authorize the County Court of Mecklenburg to pay over certain funds to the County Court of Union, and the resolution in favor of A Hanshaw were read the third time, amended and passed and sent to the other House for their concurrence in the amendments.

The following engrossed bills were read the third time, passed and ordered to be enrolled to wit. A bill to incorporate Blount Creek Manufacturing Company in Fayetteville; to lay off a road from Newton to Morganton; to incorporate the Bertie Guards; to condemn a part of Hay street in the town of Monroe to erect a public jail thereon.

The bill to clear out Lumber river in the counties of Richmond and Robeson, was rejected on its second reading 28 to 18.

The engrossed resolution relative the State's claim against the General Government passed its third reading, and was sent to the Commons for their concurrence in the amendment made by the Senate.

The bill to suppress vice was read the third time, passed, and ordered to be engrossed.

Mr. Gilmer introduced the following resolution, to wit, Resolved, By the Senate, the House of Commons concurring, That the two Houses adjourn sine die on the second day of January next.

Which was adopted—Yeas 31 nays 15. Those who voted in the negative are Messrs Bethell, Davidson, Hargrove, Hawkins, Joyner, Miller, Patterson, Shepard, Smith, Speight, Thompson of Wake, Ward, Washington, Wooten and Worth.

On motion of Mr. Joyner, the committee to whom was referred the Governor's message and plan of a rail road from Gaston to Charlotte, were instructed to inquire into the expediency of commencing the said work at Weldon, on Roanoke river.

On motion of Mr. Thomas of Davidson, a message was ordered to be sent to the Commons, proposing that the two Houses vote forthwith for Senators of the United States.

Mr. Rogers moved an adjournment which was negatived—26 to 24.

Mr. Courts, from the committee on Propositions and Grievances, reported the bill to amend the act to tax the vendors of foreign made riding vehicles, and recommended the adoption of an amendment as a substitute therefor, which provides that no person shall hereafter peddle any foreign made riding vehicles in any county, until he shall have first obtained from the Sheriff a license, for which he shall pay one hundred dollars, under a penalty of two hundred dollars, with further liability to indictment, fine and imprisonment; and also repeals so much of former act as requires any pedlars of foreign made riding vehicles to pay a tax for keeping any common depository.

The amendment was adopted, 95 to 10; and the bill, as amended, passed its second reading.

Mr. Rayner, from the committee on Internal Improvements, reported the bill to amend the act to incorporate the Orangepeake Canal Turnpike Company, with an amendment, which was adopted; also favorably to the passage of the bill to improve the Cape Fear and Deep rivers above Fayetteville; and the said bills passed their second reading.

The proposition of the Senate to go into an election of U. S. Senator immediately, on motion of Mr. Love, was laid on the table.

The House then took up the special order of the day, being the bill to increase the revenue of the State, with the amendments reported from the committee on Finance. Pending the consideration thereof, the House adjourned.



THE STAR. RALEIGH, DEC. 20, 1848.

It was said by John Randolph of Roanoke, that a majority of two was the best majority in the world, for the reason that it necessarily produced union and concert; and we have always, until now, thought there was truth and wisdom in the remark.

The course of our Whig friends in the Legislature, who have exactly that majority, staggers our faith in this aphorism of the illustrious descendant of Pocahontas.

We have seen them, in the election of a Judge of the Supreme Court, pulling so wide apart in fifteen ballottings, as almost to let a bitter Democratic partisan run in between them; we have seen them scatter, after as many trials for a Superior Court Judge, so as to suffer the election over Judge Battle, of a Democrat, who, however promising his talents, is acknowledged, from his want of age and experience, to be vastly inferior in qualifications to his distinguished competitor; and we now see them, with a majority of near nine thousand of the sovereign people of the State, and 82 to 3(!) of their representatives in the Assembly pointing to the man upon whom the high trust of United States Senator should be conferred, likely to defeat the cherished hopes and desires of the great Whig party of the State, and even to give a vital stab to the party itself.

But this fearful responsibility rests upon the two or three who cannot surrender their predilections to the opinions of the eighty-two, nor even to those of the people themselves! We doubt not, as we stated last week, they think they have justifiable reasons for their course. But where is the republicanism, where the fairness of the thing? Will it not seem a little extraordinary to these gentlemen themselves, upon reflection, that they should persist in their course, and require eighty two harmonious Whigs to yield to the discordant opinions of three? Eighty three united, all of one mind, yield to three, who have no agreement among themselves! Just think of it!

The course of our Whig friends is founded upon the conviction, no doubt, that every one ought to maintain a spirit of independence, and think and act for himself.—This would be right and manly when acting in their individual, but not in their associated capacity. In the latter, such is the diversity of human opinion, nothing can be done without compromise, concession, and surrender of individual judgment. In this case, all that is required is to act in obedience to the known will of the people; and this the faithful representative will always do, where no matter of conscience is involved, whatever may be his own personal wishes or opinions.

IOWA U. S. SENATORS. The Washington Union publishes a telegraphic dispatch, dated St. Louis, Dec. 16, announcing that the Hon. A. G. Doxey and Gen. G. W. Jones have been elected to the U. S. Senate from Iowa on the first ballot over Low and Wallace, Whigs. A strict party vote.