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BY GEORGE HOWARD,

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REGULAR AGENTS.

J. M. REDMOND } Tarboro'
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January, 1840.

POLITICAL.



From the Raleigh Standard.

CAPIONS

Of the Public and Private Acts and Resolutions, passed by the General Assembly of North Carolina at the session of 1840-'41.

PUBLIC ACTS.

- 1. To prevent the cutting of timber in the Rivers of Cherokee county.
2. To secure title, and grant jurisdiction to the United States over a tract of land on Body's Island, for the purpose of erecting a Light House.
3. To give longer time to register Grants of Land, &c., in this State. Allows 2 years.
4. To repeal so much of the Act of 1829, authorizing the Justices of Iredell to purchase land and erect a Poor House, as compels said land to lie within 10 miles of Statesville.
5. To change the time of holding the County Court of Camden.
6. To amend the act of 1818 providing for the election of a Magistrate for the town of Wilmington and for other purposes. The provisions of said Act are not to extend to citizens of the counties of Brunswick, Sampson, Duplin, or New Hanover and to none other but residents of Wilmington.
7. To regulate the time of holding the Superior Court of Moore. Directs the next term of said court to commence one week earlier and hold two weeks if necessary.
8. To amend an act entitled an act concerning the seat of Government and Public Buildings. Provides for the appointment of an agent to take care of the Public Buildings and public grounds in the city of Raleigh.
9. To abolish the Fair held at or near Laurel Hill, in Richmond county.
10. To authorize A. R. S. Hunter of Cherokee county to remove his bridge.
11. To expedite legal process.
12. To compel Militia Officers to hold their commissions 3 years.
13. Authorizing the Governor to appoint an Agent in the counties of Macon and Cherokee. Said Agent is to attend to the collection of Bonds given for Cherokee lands, and to the general interest of the State in connexion with said land whether sold or unsold, for which 3 per cent compensation is allowed on the amount collected.
14. Concerning Jurors in Yancey county. Allows 75 cents per day and two cents mileage to said Jurors.
15. Providing for the election of Electors of President and Vice President of the United States. The election hereafter to be held on the first Monday in November, instead of the second Thursday as heretofore directed, in the years which they are now directed to be held.
16. Repealing the Act relating to Public Road in Buncombe county.
17. Amending the Revised Statute, entitled "An Act concerning Registers." Provides that hereafter the several County Courts may order the books of the Register to be kept at a specified place, and may also compel the Register to attend by himself or deputy, one day in each week at the Court House, for the transaction of public business, and for failure thereof incurs a penalty.
18. To lay off and establish a County by the name of Stanley. Erects said County out of the Southern portion of Montgomery, the rivers Yadkin and Peele being the dividing line of said Stanley and Montgomery counties.
19. To make Elections uniform throughout the State, &c. Directs that hereafter, the elections for Members of the General Assembly, Representatives in the Congress of the United States, Governor of the State, Sheriffs, Clerks of the County and Superior Courts, shall be held in all the counties of the State, on the 1st Thursday in August, in the several years which said elections are now directed by law to be held, under the same provisions as heretofore.
20. To incorporate the town of Henderson, in the county of Granville.
21. For the relief of the Wilmington and Raleigh Rail Road Company. Directs the Treasurer to endorse the Bonds of said Company for \$300,000, and pledging the State for the payment of the same, under certain conditions.
22. To enlarge the limits of the town of Wadesboro', in Anson county. Corpora e limits hereafter to extend 1/2 mile each way from the Court House.
23. To attach a part of Iredell to Wilkes

county. Attaches a few acres of land in Iredell to Wilkes.

24. Concerning the collection of fines and costs from free negroes and free persons of color. Repeals so much of the Act of 1838 and '39, entitled an Act to amend the 58th chapter of the Revised Statutes, entitled Insolvent Debtors, so far as it extends or may be construed to extend to free negroes and free persons of color.

25. To give the County Court of Cherokee, jurisdiction over the State Road in said county.

26. To amend the Revised Statutes concerning Pilots and Commissioners of Navigation of Cape Fear River. Provides hereafter, instead of the County Court, the Commissioners of Wilmington shall appoint five and the qualified voters of Smithville one, of the six Commissioners of Pilotage and Navigation of Cape Fear River.

27. To amend the Act laying off a Road from Barnsville to the Tennessee Line.

28. To lay off a new County by the name of Cleveland. Erects the County out of parts of Lincoln and Rutherford.

29. Directing the conveyance of the Commons adjoining the town of Murphey in Cherokee to the chairman of the County Court, upon the payment of 50 cents per acre.

30. To regulate the Jury in the county of Burke.

31. To amend the Act concerning the Election of Governor. Provides for more certain returns.

32. To lay off a new County by the name of Caldwell. Erects the County out of parts of Burke and Wilkes.

33. To amend the law concerning the fees of Coroners. Allows \$5 for each inquest, and authorizes the County court to make allowance for burial expenses.

34. To lay off a road down the Blue Ridge from the Yancey Line to Turkey Cove Creek. Appropriates \$1000, provided the citizens of Burke and Yancey will expend \$500 in labor or money on said road, and the \$1000 to be paid when the Commissioners certify to the Treasurer, that such expenditure has been made.

35. Giving to Cherokee county a Superior Court of Law and Equity.

36. To repeal an Act entitled an Act to appoint a Committee of Finance for the county of Richmond, passed at the session of 1829-'30.

37. To amend an Act passed at the last General Assembly, entitled "an Act to prevent obstructing the passage of Fish up the Peele and main Yadkin rivers.

38. Giving to the county of Henderson a Superior Court of Law and Equity.

39. To repeal, in part the Act entitled an Act concerning Bills, Bonds, and Promissory Notes. Fixes the rate of damages at 3 instead of 6 per cent.

40. To change the time of holding the Court of Pleas and Quarter Sessions of Lincoln county. Directs that they be held on the first Monday in June and December.

41. To protect the interest of Lessors.—Exempts from execution or lien of any debt until the end of year, the crop or quantity of grain that the Lessee agrees to pay his Landlord.

42. To repeal an Act of 1831, giving exclusive jurisdiction to the Superior Courts of Moore. Gives jurisdiction to the Court of Pleas and Quarter Sessions of Moore over all pleas and prosecutions of the State, which are now cognizable and exercised by the other county courts in this State.

43. For the better regulation of the county court of Cumberland. Authorizes a majority of the acting Justices of the county to elect annually from among themselves a special Justice, who is to receive \$8 per day for every day that he may attend and hold the Court of Pleas and Quarter Sessions, to be paid by the county trustee.

44. To amend the Revised Statute entitled an Act concerning the appointment of guardians, and the management of Orphans, and their Estates. Grants power to the Superior Courts of Law and Courts of Pleas and Quarter Sessions to commit the tuition and custody of the orphans to one, and the charge of his estate to another person.

45. Providing for restoring to the rights of citizenship, persons convicted of infamous crimes.

46. An Act supplementary to an Act passed in 1839, chapter 30, entitled an Act to amend the Inspection laws. Inflicts a fine of \$100 on any Inspector that inspects saw-mill lumber by any rules different from those prescribed by the Inspection laws—one half the fine to go to the informer or person suing, and the other half to the use of the county where such forfeiture shall be incurred.

47. To amend an Act passed at the last session of the General Assembly entitled an Act to authorize the making of a Turnpike Road in Haywood county. The capital stock of said company to be \$6,000, instead of \$4,000. The Road to commence at John B. Allison's and run the

most practicable route through Casher's Valley, to the South Carolina line.

48. Making an appropriation for completing the capitol of the State. The appropriations are as follows: \$2,000 for completing the two rooms designed for the Supreme Court and Library; and the two rooms designed for the Door-keeper; and for furnishing with proper cases and finish the Office designed for the comptroller; \$20,000, with interest from the 16th day of November, 1810, to be paid to the Bank of the State of North Carolina, to pay up the Bonds given by the chairman of the Commissioners for rebuilding the capitol; \$9,374 46 to pay the outstanding accounts for artists furnished and labor done on the capitol.

49. To authorize the laying off and establishing a Turnpike Road from Laxton Lynch's, in Rutherford. Said Road to commence at Laxton Lynch's, thence along or near the State Road, crossing the Blue Ridge at the Hickory Nut Gap, to the widow Sails.

50. In favor of Poor Debtors. Exempts from Execution to every person having a family, one cow and calf, two barrels of corn, fifty pounds of Bacon, or Pork, or fifty pounds of Beef, or one barrel of fish. This Act to take effect after the first day of next March.

51. To prevent free persons of color from carrying fire arms.

52. To amend the Revised Statute entitled an Act for preventing of frauds and fraudulent conveyances, and to repeal the third section thereof.

53. For the establishment and better regulation of common Schools. Provides that the net annual income of the Literary Fund (exclusive of moneys arising from the sale of swamp lands) shall annually be distributed among the several counties of this State, in the rates of their Federal population, to be ascertained by the census next preceding such distribution.

The Courts of Pleas and Quarter Sessions of the counties which voted for schools under the provisions of the Act of 1838, at the first term which shall be held after the 1st day of January in each and every year, or at the succeeding term of said court, a majority of the Justices of the Peace being present, shall appoint not less than five nor more than ten superintendents of common schools. The share of the Literary Fund to which each county may be entitled is to be paid to the chairman of the Board of Superintendents, and before such distribution is to be had, the payments to which may have been made to the counties under the Act of 1838, is to be deducted from share of said county, and the excess only paid over. Each county, by a levy of a tax, is to raise one-half of the estimate amount to be received by said county for that year from the Literary Fund. The board of superintendents are required, within three months after their appointment, to lay off their counties into school districts, in such form and size as they may think most conducive to the convenience of the inhabitants of said county, with power to alter the boundaries of said districts. On the first Monday after the expiration of one month after the said school districts shall have been laid off, the free white men of the several school districts, who are entitled to vote for Members of the General Assembly, shall vote by ballot for three men to be entitled the "school committee;" and whenever the districts fail to make an election the board of superintendents shall appoint the "school committee," who shall continue in office till others are chosen at the next annual election. The school committees are to contract with a suitable teacher for their respective districts for such time as the monies to which said districts may be entitled, will permit. Any branch of English education may be taught in said schools; and all white children under twenty-one years shall be permitted to attend the school of their district as scholars.

The chairman of the board of superintendents to give bond and security for the faithful application of the funds which may come to his hands, in such penalty as the Court of Pleas and Quarter Sessions may prescribe: Provided, however, that when the chairman is required to give bond as aforesaid, he shall be allowed to retain five per cent of the moneys which shall pass through his hands.—The Sheriffs of the counties in which a majority of the voters, under the provisions of the Act of 1838, were for "No School," shall give notice by advertisement in every election precinct, when they advertise the next election for members of Congress, that an election will be held to ascertain the voice of the people upon the subject of common schools.—This Act shall not be so construed as to prevent any county which has levied and collected a tax agreeably to the provisions of the 8th section of the Act of 1838, from drawing from the Literary Fund, at any time before the 1st day of September next, the amount to which said county may be entitled. The teachers of any common schools shall be exempt from performing military duty, working on the

roads, or serving on the jury, whilst engaged in teaching in said schools.

54. Fixing the time for holding the Superior Courts of Law and Equity in the Seventh Judicial Circuit.

55. To enable the commissioners of Raleigh to appoint Trustees of the Rex Hospital Fund and to erect such Trustees into a body corporate and for other purposes.

56. Supplemental to an Act passed at the present session of the General Assembly entitled an Act to lay off and establish a county by the name of Cleveland.

57. To authorize the making a Turnpike Road in the county of Henderson. Capital Stock \$2,000; the Road to commence at some suitable place on the Buncombe Turnpike Road between Green River and the South Carolina line, running thence to the South Carolina line at or near where the Gap Creek Road strikes.

58. To amend the Revised Statute entitled an Act to drain the Swamp Lands of this State and to create a fund for Common Schools. Authorizes the President and Directors of the Literary Fund to employ counsel to aid and assist them in the investigation of the State's title to such of the Swamp Lands as in their opinion have not been duly entered and granted to individuals. Also to purchase several tracts of land owned by individuals, whenever, in the process of draining it may be necessary.

59. To regulate the measurement of Ton and square timber and saw-mill lumber. Scale of measurement, superficial or board measure and all failures to be governed by this Act, shall be liable to a fine of \$10.—This Act does not extend to the counties of Tyrrell, Washington, Gates, Bertie, Chowan, and Northampton.

60. To amend the 58th chapter of the Revised Statutes entitled Insolvent Debtors.

61. To repeal a part of the 18th Section of the Revised Statutes entitled an Act concerning the Supreme Court. Takes the duties of Marshal from the Sheriff of Wake county, and gives the Judges of Supreme Court power to appoint their own Marshal.

62. Relating to Vagrants.

63. To provide for the election of certain Militia Officers of the 5th Division of North Carolina Militia.

64. To alter the time of holding the Superior Court of Law and Equity, and the Court of Pleas and Quarter Sessions for the county of Carteret. The Superior Court to be held hereafter on the Tuesday after the 3rd Monday after the 4th Monday in March and September. The Court of Pleas and Quarter Sessions to be held on the Tuesday after the 3rd Monday in February, May, August and November.

65. Altering the mode of drawing Jurors for the Superior Courts of Rutherford county.

66. Concerning the Superior Courts of the counties of Hyde, Northampton and Davie.

67. To alter the times of holding the Superior Courts of Law and Equity for the counties of Cabarrus and Mecklenburg. The Superior Court of Cabarrus to be held on the 3rd Monday in February and August; in Mecklenburg the 4th Monday in February and August.

68. Concerning Jurors in Burke county.

69. Supplemental to an Act passed at the present session of the General Assembly authorizing the Governor to appoint an Agent to call in the Cherokee Bonds. Instructs the Treasurer to take a receipt from said Agent, giving the names and amount of the obligors on said Bonds.

70. To amend the 102nd chapter of the Revised Statutes entitled an Act to provide for the collection and management of a revenue for this State. Requires Sheriffs when they make their returns to include Taxes collected on undisturbed property.

71. To purchase a Library. Re-enacts the annual appropriation of \$500.

72. To authorize the making of a Turnpike Road from Gatesville to the Chowan River and to incorporate a Company for that purpose. Capital Stock \$4000 Road to commence at Gatesville and run to some suitable point on the Chowan River, and from the opposite side of said River to the high land in Hertford county.

73. To amend the Revised Statutes entitled an Act concerning last Wills and Testaments. Requires that after the 4th July next that Wills bequeathing Personal Estate to be executed with the same formalities as are required in the execution of Wills of Real Estate.

74. To regulate the time of holding the courts of Rutherford and Cleveland counties. Limits the holding of the Superior Courts of Rutherford to one week, and directs the county court of Cleveland to be held on the second Monday of January instead of the third Monday, as heretofore directed.

75. To protect churches.

76. To prevent the transportation of slaves upon Rail Roads, Steam Boats, or stage coaches, without written permission from their owners. Penalty \$500.

77. To amend an Act entitled an Act to incorporate the North Carolina Central