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The privilege of Annual Advertisers is strictly limited to their own immediate business; and all advertisements for the benefit of other persons, as well as all advertisements not immediately connected with their own business, and all excess of advertisements. in length or otherwise, beyond the limits engaged, will be charged at the usual rates.

AGENTS FOR THE COMMERCIAL

NEW YORK: Messrs. BROWN & DEROSSET. BOSTON: FREDERICK KIDDER, Esq.

D. CASHWELL,

TO IMISSION AND FUR WARDING MERCHANT, WILMINGTON, N. C. Feb. 8.

JOHN HALL. SHIP AGENT

AND COMMISSION MERCHANT, No. 3) GRAVIER STREET.

April 13, 1813.

F. J. LORD & CO. Rice Factors & Commission Agents. Nov. 25, 1817.

M'KELLER & M'RAE, LUMBER AND TIMBER AGENTS, GENERAL

COMMISSION MERCHANTS, and GROCERS, Store formerly occupied by HALL & ARMSTRONG, NORTH WATER STREET, WILMINGTON, N. C.

HECTOR M'KELLAR. Nov. 11, 1918.

L. MALLETT.

AGENT FOR THE SALE OF Timber, Lumber, Naval Stores, &c., Natt's Building, North Water Street, WILMINGTON, N. C. Nav. 9, 1949.

BARRY, BRYANT & CO., COMMISSION MERCHANTS, WILMINGTON, N. C.

March 17, 1849. WILLIAM NEFF,

(Late of the firm of NEFF & WARNER.) WHOLESALE AND RETAIL DEALER IN SHIP CHANDLERY, SHIP STORES

AND GROCERIES, CORNER OF DOCK & WATER STREETS.

WILMINGTON, N. C.

JOHN D. LOVE, DEALER IN CABINET FURNITURE, BEDSTEADS, CHAIRS, MITRASSES, &c., ROCK SPRING, WILMINGTON, N. C.

SCOTT, KEEN & CO. MERCHANT TAILORS, AND DEALERS IN

SUPERIOR Ready Made Clothing.

MARKET STREET. WILMINGTON, N. C. Oct. 21, 1818.

CORNELIUS MYERS. MANUFACTURER

AND DEALER IN HATS, CAPS, UMBRELLAS AND WALKING CANES, &c. WILMINGTON, N. C., Market-at.

JAS. T. MORRIS, Lumber and Timber Inspector,

Oct. 17 1848.

WILMINGTON, N. C. Oct. 12, 1848. JAS. T. MORRIS,

Agent for the Sale or Purchase of MEGROES, WILMINGTON, N. C. Oct. 12 1848.

A. B. STITH & Co., AUCTIONEERS AND COMMISSION MERCHANTS

Fayetteville Street, RALEIGH N. C. Will attend to all orders and commissions in their

line of business, with punctuality and dispatch. REFER TO

145-12m-e.

HEFER TO
HIS Excellency Chas. Manly,
J. O. Warson. Esq.,
Mathew Shaw, Esq.,
Hon. J. R. J. Daniel,
Gro. W. Mosdecai, Esq.,
Maj. G. L. Histon,
Roleigh, N. C., Feb. 22, 1849.

COMMERCIAL.

PUBLISHED TRI-WEEKLY, BY THOMAS LORING.

VOL. 3—NO. 153

WILMINGTON, TUESDAY MORNING, MARCH 13, 1849.

Whole No. 465.

W. L. SMITH,

(LATE OF THE FIRM OF SANDFORD & SMITH.) AUCTIONEER AND COMMISSION MERCHANT, WILMINGTON, N. C.

Store on North Water Street, Parsley's block. Oct. 14 1848.

J. S. WILLIAMS, Fancy & Staple Dry Goods Store ONE DIDA WEST OF WM SHIN'S DRUG STORE MARKET STREET, WILMINGTON, N.C.

W. BRANSON, AGENT FOR THE SALE OF TIMBER, LUMBER, NAVAL STOREN, Se. Nutt's Building, North Water Street.

WILMINGTON, N.C. N. B. I have a large and Secure Timber Pen where I will put all Timber 1st with me for sale at as Small charge as is made by any other Agent in this place.

W. B. this place, Sept. 28 1848.

B. I. HOWZE, ATTORNEY AT LAW. WILMINGTON, No. Ca. Will practice in all the Courts of Wayne, Duplin

WILLIAM J. CLARK, ATTORNEY AT LAW,

RALEIGH, N. C. Sept. 12th. 1343. 76-w. tri. c.

and New Hanover Countles.

CARROLL & FENNELL. Grocers & Commission Merchants, WILMINGTON, N. C.

MAVE ALWAYS ON HAND A GENERAL ASSORTMENT OF FIGURE CROCERIES, LIQUORS, WINES, &c.

AND WILL PAY PARTICULAR Attention to the sale of all kinds of Produce S. J. CARRILL.

FREDERICK CLARK. MANUFACTURER AND DEALER IN ALL KINDS OF CABINET FURNITURE CHAIRS, BEDSTEADS, WRITING DESKS, MAT TRISSES, PAULIANTERS, &c. FRONT STREET, NEAR MARKET, WILMINGTON, N. C.

> DEROSSET & BROWN. WILMINGTON, N. C.

BROWN & DEROSSET.

NEW YORK. SEVERAL COMMISSION MERCHANTS March 17, 1819.

J. & W. L. McGARY. FORWARDING AND COMMISSION MERCHANTS,

WLMINGTON, NC. March 17, 1313.

GEORGE S. GILLESPIE.

AGENT FOR THE SALE OF TIMBER LUMBER, NAVAL STORES, & All askeliberalcash advances on all consignments ofproduce.

GEORGE W. DAVIS.

March 17.

COMMISSION MERCHANT, WILMINGTON, N. C. darch 17. 1848.

J. C. LATTA. COMMISSION MERCHANT. AND GENERAL AGENT,

WILMINGTON, N. C. Oct.10,1948

CASSIDEY, SCHRADER & CO., ENGINEERS AND MECHANIST WILMINGTON, N. C.

THE ABOVE FIRM HAVE ERECTED AN EXTENSIVE IRON AND BRASS FOUNDRY. TOOSTHER WITH

Machine and Blacksmith Shops, Where orders for every description of work in their line of business, will be expeditiously and fatthfully executed.

July 25, 1948. LIFE INSURANCE IN THE NATIONAL LOAN FUND SO-

CIETY, OF LONDON,

FIRE INSURANCE

IN THE ETNA INSURANCE COM PANY, OF HARTFORD, CONN., OR, IN THE

HOWARD INSURANCE COMPANY, OF NEW YORK,

May be effected by application to DEROSSET & BROWN. Nov. 25, 1847.

BENJAMIN BLOSSOM, COMMISSION MERCHANT, NEW YORK.

Liberal advances made upon Consignmentsof al

kinds of preduce. Means, J. & D. McRan, G. W. Davin, Enq. J. R. Blossom Enq.

HENRY P. RUSSELL,

AGENT FOR THE CAPE FEAR STEAM SAW MILL,

WILMINGTON, N. C. Strict attention given to the faithful execution of all orders for Lumber. Jan. 1, 1849.

GEO. HARRISS, General Commission Merchant, WILMINGTON, N. C.

STRICT attention given to procuring Freights and purchasing Cargoes for yessels.

Wilmington.

REFER TO

F. P. Hall, Esq.,
O. G. Parsley, Ksq.,
J. A. Taylor, Esq.,
J. D. Bellamy, Esq.,
Messrs. Ballard & Huntington, J.
Messrs. Tooker, Smyth & Co., 2

"Thompson & Hunter, S. New York. Alexis, Herron, Jr., Phila lelphia Messrs, Williams & Butler, Chiricston, S. C. H. F. Baker, Esq , Jun. 2, 1849.

ELLIS & MITCHELL'S

GRAIN STORE, Murphy's Building, near Wessel's dock.

SEED Wheat and Rie; North Carolina Corn; Cow Pers; Fresh Ground Meal and Homony; White Homony Beans; New Corn Meal and Buck wheat and Rye Meal; Blackeyed Pras; Oats; Fayetteville and Caral Flour, barrels and half bbls. n werop; Hay; Cow and Horses feed constantly on hand, and for sale.

J. R. BLOSSOM, FORWARDING AND COMMISSION MERCHANT. WILMINGTON, N. C.

Liberal Cash advances made on consignments to Mr Benjamin Blossom New York. (ALSO. AGENT FOR THE MUTUAL BENEFIT LIFE INSC-

RANCE COMPANY. Capital liable for Losses, about \$700.000.

> MARTIN & CRONLY. AUCTIONEERS,

COMMISSION MERCHANTS, GENERAL AGENTS. Wilmington, N. C., Oct. 3 1848.

Dr. B. MUNSEY, HOMŒQPATHIC PHYSICIAN,

DENTIST, MARKET St, 6 Doors above Front St.

JOHN T. RUSS, INSPECTOR OF

Dec. 23, 1948.

TIMBER AND LUMBER, newspapers published in the town of Wil- the town of Fayetteville, it shall and may be WILMINGTON, N. C.

F. J. LORD & CO., Agents for the

NAUTILUS MUTUAL LIFE INSURANCE CO Accumulated Capital, \$130,000. ALSO FOR THE

EAGLE LIFE & HEALTH INSURANCE CO. Capital, \$100,000.

Will take risks on lives of Slaves. Office 23 North Water Street. Oct. 24, 1848.

HARRISS & DRAKE. General Conmission Merchants, WILMINGTON, N. C.

REFERENCES: O. G. Parsley Esq, Col. John McRae,
Messrs. Ballard & Huntington, N. C.
Will Peck, Esq. Raleigh, N. C.
Messrs. Hall, Sackett & Co., { Fayetteville, N. C. Wilmington, N. C. Joseph Utiey, Esq.,

Measts. James Corner & Sons. Baltimore. E. A. Souder & Co, Philadelphia. Thompson & Hunter, New York. Pillsbury & Sandford. Pillsbury & Sandiord, ; Hunting & Tufts, Boston, J. & G. P. Titcomb, Kennebunk, Me.

September 14th. 1848. COTTON YARN.

A Fine Set of Teeth for 25 Cents. White Teeth, Foul Breath, Healthy Gums.

wice cleaned with

JONES' AMBER TOOTH PASTE, have the appearance of the most beautiful Ivory, and at the same time it is so perfectly innocent and exquisitelyfine, that its constant daily use is highly advantageous, even to those teeth that are in good condition, giving them a beautiful polish, and preventing a premature decay. Those already decayed, it prevents from becoming worse-it also fastens such as are be subscribed, and the residue thereof shall be coming loose, and by perseverance it will render the foulest teeth delicately white, and make the breath

PRICE 25 OR 37 CENTS A BOX.
Sold in Wilmington, by Lippitt & Wilkings.

FEATHERS. 2000 LBS prime live geese Peathers, for sale Dec. 12.

CORN. 100 BUSHELS CORN Just Recived per rail road and For sale by HARRISS DRAKE,

BUTTER. - Fresh Goshen Butter. For sale by HOWARD & PEDEN. Feb. 3

AN ACT

kivers above Fayetteville. Whereas the navigation of the Cape Fear and Deep Rivers above Fayetteville and as far up the same as is practicable, would be of important public utility; and many persons are willing to subscribe money to effect the work, and it is just, that such subscribers, their heirs and assigns, shall receive reasonable tolls in satisfaction for the money advanned by them to execute the said work and for the risk they run; and whereas the Cape Fear Navigation Company did at their annual meeting in the year 1834, relinquish all claim to the river above Fayetteville to any Company that would improve the same.

1. Be it therefore enacted by the General Assembly of the State of North Carolina, and it hereby enacted by the authority of the same, That it shall be lawful to open books in the town of Wilmington, under the direction of A. J. DeRosset, Jr., John McRae, Miles Costin. Benjamin I. Howze, Wm. C. Bettencourt. or any three of them; at Fayetteville under the direction of James C. Dobbin, Archer McNeal, Benjamin Atkins, John D. Cameron, David A. Ray, or any three of them; at Pitteborough under the direction of Nathan A. Stedman, W. T. Horn, John J. Jackson, H. A. London, M. Q. Waddell, John A. Hanks, S. McClenahan, or any three of them; at Hay wood under the direction of Robert K. Smith, Elias Bran. Robert Faucett, William Crump, James D. Pullen, or ony three of them; at Carthage under the direction of Jno. Morrison, Charles Chalmers Angus R. Kelly, Samuel J. Person, Dr. Bruse, or any three of them; at Ashboro' under the direction of Alfred Marsh, Franklin Hoover. Jonathan Worth, Henry B. Elliott, Wm. B. Lane, or any three of them; at Greensborough under the direction of David F. Caldwell, John M. Morchead, John A. Gilmer, James W. Doak. James Morehead, or any three of them; at Salisbury under the direction of John W. Ellis, Willie Bean, John A. Lillington, Hamilton C. Jones, or any three of them; at jr., John Berry, Sidney Smith. -

Hillsborough under the direction of Hugh Waddell, Giles Mebane, Cadwallader Jones, or any three of them, and at such other places, and under the direction of such other persons as any three of the Commissioners hereinbefore named to superintend the receiving of subscriptions at Pittsborough shall direct, for the purpose of receiving subscriptions to an amount not exceeding two hundred thousand for the purpose of effecting a communication by Steamboats, from some point at or near Waddell's Ferry, in Randolph County to ders. necessary and convenient for the purpose of

transportation, 2. The times and places for receiving submost expedient, until the whole number of

shares shall be subscribed for. 3. When five hundred shares shall be subscribed for in manner aforesaid, the subscrishall be and they are hereby declared to be incorporated into a Company by the name and style of the "Cape Fear and Deep River Navigation Company," and by that name shall be capable in law of purchasing, holding, selling, leasing and conveying estates, real and personal and mixed, so for as shall be necessary for the purpose hereinalter mentioned and no further, and shall have perpetual succession, and by said corporate name, may sue and be sued, and may have and use a common seal, which they shall have power to alter or renew at their pleasure, and shall 10 Bales, B. C. Yarns assorted numbers, for have and enjoy and may exercise all the powers, rights and privileges which other corporate bodies may lawfully do, for the purposes mentioned in this act; and may make all such bye-laws, rules and regulations not inconsistent with the laws of this State or of Yellow and unhealthy teeth, after being once or the United States, as shall be necessary for the well ordering and conducting the affairs

of the Company. 4. Upon any subscription of stock as aforesaid there shall be paid at the time of subscribing to the said Commissioners, or their agents, appointed to receive such subscriptions, the sum of two dollars on every share paid in such installments and at such times as tors of said Company. The said Commis-Directors may recover the amount due from ptors or administrators may reside, or by warrant before a Justice of said County.

tice of that event shall be given by three or more of the said Commissioners at Pittsborough, who shall have power at the same time To improve the Cape Fear and Deep to call a general meeting of the subscribers, condemned, and after viewing the same and at such convenient place and time as they hearing such proper evidence as the party shall name in said notice, (to constitute any may offer, they shall ascertain according to such meeting, a number of persons entitled to a majority of all the votes which could be proprietor of the land will sustain by the congiven upon all shares subscribed, shall be present, either in person or by proxy, and if a le performing this duty they shall consider sufficient number to constitute a meeting do the proprietor of the land as being the owner not attend on that day, those who co attend of the whole fee simple interest therein, they shall have power to adjoun from time to time, until a meeting shall be formed.)

6. The subscribers at this general meeting, before directed, and the proprietors of stock at every annual meeting thereafter, shall elect a President and five Directors, who shall continue in office unless sooner removed, until the next annual meeting after their election, and until their successors shall be elected, but the President or any of the Directors may at any time to removed, and the vacancy thereby occasioned be filled by a majority of the votes given at any general meeting; an order of the Court of Please and Q. Seesthe President with any two or more of the lons, for the purpose of ascertaining the dam-Directors, or in the event of the sickness, ab- ages that will be sustained by sence or disability of the President, any three the proprietor of certain lands in the said shall constitute a board for the transaction of

In case of vacancy in the office of President, or any Director, happening from death, resignation, removal or disability, such vacan-sfor, by the said order, or the day to which cy may be supplied by appointment of the

board until the next annual meeting. 7. The President and Directors of said Company shall be and they are hereby invested and having visited the premises, we proceedwith all the rights and powers necessary for the construction and repair with as many land aforesaid the quantity of additional fenlocks and dams as they, or a majority of them may deem necessary and also to make and continue all works whatever which may be necessary and expedient in order to the pro- from, to the proprietor of the land, that un-

per completion of the work. 8. The said President and Directors shall have power to make contracts with any per- damage aforesaid at the sum of son or persons on behalf of the Company for constructing said work and performing all other work respecting the same, which they shall judge necessary and proper, and to require from the subscribers from time to time. such advances of money on their respective shares as the wants of the Company may demand, until the whole of their subscriptions shall be advanced, to call on any emergency one months notice thereof in one of the news- certify that the above named freeholders, be

Fayetteville, and for providing every thing 9. If any stockholder shall fail to pay the demnation of the above mentioned land for sum required of him by the President and the use of the Cape Fear and Deep River Directors or a majority of them, within one Navigation Company, an they would certimonth after the same shall have been adver- fy truly their proceedings thereupon to the scriptions shall be advertised in one or more tised in one of the newspapers published in Court of said County mington, Fayetteville and Pittsborough, and lawful for the President and Directors or a on. the books for receiving the same shall not be majority of them to sell at public auction, and then the books may be closed or continued record having jurisduction thereof, or by war- reet another view and report to be made in open, or closed and re-opened without further rant before a Just of the County of which the same manner as above prescribed. notice as a majority of the above named Com- he is a resident, and any purchaser of the 14. On the confirmation of any such report, missioners at Pittsborough may judge to be stock of the Company, under the sale by the and on payment or tender to the proprietors of President and Directors, shall be subject to the land the damages so assessed, or the payproprietors.

bers their executors, administrators or assigns | President and Directors, their officers and ser- said shall be vested in the Cape Fear and vants, shall have full power and authority to Deep River Navigation Conpany, and they enter upon all lands and tenements through shall beadjudged to hold the same in fee simand to lay out the same according to their sold and conveyed it to them. pleasure, so that the mill house, yard, or other buildings of no person be invaded without his consent; and they shall have power to to the proprietor for the condemnation of his enter on and lay out such contiguous land as land and even before they shall have been they may desire to occupy as sites for depots, instituted, the President and Directors, if they toll houses, ware houses, work shops, and other think that the interest of the Company rebuildings, for the necessary accommodation of quires it, may by themselves their officers their officers, agents and servants, their horses agents and servants enter upon the lands mules and other cattle, and for the protection laid out by them as aforesaid and which they of the property entrusted to their care; Pro- desire to condemn, and apply the same to the vided, that the land so laid out shall not ex- use of the Company. ceed one and a half acre in any one parcel. If when they so take possession, proceed-

with the owner or owners of the land so en- pending, it shall be their duty diligently to tered on and laid out by them, as to the terms | prosecute them to a conclusion; and when of purchase, it shall be lawful for them to ap the report of the freeholders ascertaining the ply to the Court of Please and Quarter Sess- damages shall be returned and confirmed, ions of the County in which such land, or the the Court shall render judgement in favor of greater part thereof, may lie, and upon such the proprietor of the land for the amount application the Court shall appoint five dis- thereof and either compel its payment into interested and impartial free holders to assess | Court or award a process of ex-cution therethe damages to the owners from the condem- for as to them shall seem right. nation of the land for the purpose aforesaid. made unless ten days previous notice of the any Court or Judge to stay the proceedings may be required by the President and Direc application shall have been given to the ow- of the Company in the prosecution of their

ner of the land, or to the guardian if the owsioners or their agents shall forthwith after ner be an infant or the committee, the owner agents and servants are transcending the nethe first election of President and Directors of being non compos mentis, if such owner guar- thority given them by this act, and that the the Company pay over to the said President dian or committee can be found within the and Directors all money received by them. County, or if he cannot be so found then and on failure thereof the said President and such an appointment shall not be made unless notice of the application shall have them or from any one or more of them by mo- been published at least one month next pretion or ten days previous notice in the Court | ceding, in some newspaper printed as conof Pleas and Q. Sessions, or the Superior venient as may be to the Court House of the Court of Law in any Connty wherein such Commissioner or Commissioners, their exections of the Court House on the first day at to institute proceedings for its consumnation

5. When five hundred shares or more of the stock shall have been subscribed, public no- to perform the duty assigned them, shall be for of the land upon giving to the said Presi-

designated in the order appointing them, and any one or more of them attending on the day may adjourn from time to time, patil their business shall be finished. Of the five freeholders so appointed any three or more of them may act after having been duly sworn or solemnly affirmed, before some Justice of the Peace, that they will impartially and justly, to the best of their ability, ascertain the damages which will be sustained by the proprietors of the land from the condem-nation thereof, for the use of the Company, and that they will truly certify their proceed-ings tl ercupon to the Court of the said Coun-

11. It shall be the duty of the said Freeholders in pursuance of the order appointing them, to assemble on the land proposed to be their best judgement the damages which the demnation thereof for the use of the Company. shall take into consideration the quality and quantity of the land to be condemned, the additional fencing that will be required thereby; and all other inconveniences which will result to the proprietor from the condemna-

12... When the said freeholders shall have agreed upon the amount of damages, they shall forthwith make a written report of their proceedings under their hands and seals in

substance as follows: freeholders appointed by

or more of the Directors who shall appoint County, which the President and Directors one of their own body President protempore, of the Cape Fear and Deep River Navigaton Company" protose to condemn for their use do hereby certify that we met together, on the land aforesaid on the

day of we were regularly adjourned from the day appointed for our meeting by the said order, and that having been first duly sworn ed to estimate the quantity and quality of cing which would probably be occasioned by the condemnation, and all other inconveniences which seemed to us likely to result thereder the influence of these considerations, we have estimated and do hereby assess the

Given under our hands and day of At the foot of the report so made, the magistrate before whom the said freeholders were

sworn shall make a certificate in substance

us follows :

County a general meeting of the subscribers, giving tice of the Peace of said County do hereby papers printed in Fayetteville. To appoint fore they executed their duties as above cera Treasurer, Clerk, and such other officers as titled were solemnly sworn (or aftirmed) bedollars in shares of one hundred dollars each, they may require, and to transact all the bu- fore me, that they would impartially and siness of the Company during the intervals justly to the best of their ability ascertain the between the general meetings of the stockhol- damages which would be sustained by the above named

Given under my hand this

13. The report of the frecholders so made closed in less than ten days, and if it shall ap- to convey to the purchaser the share or shares together with the correlicate of the Justice of pear that more than two thousand shares of of such stockholder so failing or refusing, giv- the Peace as aforesaid, shall be forthwith rethe capital stock aforesaid shall have been ing one month's previous notice of the time turned by the said frecholders to the Court subscribed for, within the said ten days, it and place of sale in manner aforesaid, and af- of the County, and unless good cause can be shall be the duty of the said Commissioners for retaining the sum due and all charges of shown against the report it shall be confirmed at Pittsborough, or and three of them to re- the sale out of the proceeds thereof, to pay by the Court and entered on record. But if duce the number of shares subscribed for, the surplus over to the former owner or his the said report should be disaffirmed, or if the among the subscribers in fair and equal pro- legal representative, and if the said sale shall said freeholders being unable to agree, should portions to the amount of stock subscribed for not produce the sum required to be advanced report their disagreement, or from any other respectively, by each until the whole amount with the incidental charges atlending the cause they should fail to make a report, withof shares shall be reduced to two thousand; sale, then the President and Directors may in a reasonable time after their appointment, but if the whole amount shall not be subseri- recover the balance of the original proprietor, the Court may in its discretion as often as hed for within ten days from the time the or his assignee, or the executor or administra- may be necessary supersede them or any of books shall be opened to receive subscriptions, tor or either of them by suit in any court of them, appoint others in their stead, and di-

> the same rules and regulations as the original mentof said damages into Court when for good cause shown, the Court shall have so ordered 10. Be it further enacted, That the said it, the land reviewed and assessed as aforewhich they may desire to conduct their work. ple in same manner as if the proprietor had

If the President and Directors cannot agree ings to ascertain the damages as aforemula be

16. In the mean time to order shall be No such appointments, however, shall be made, and no injunction shall be awarded by work, unless it be manifest, that their officers. interposition of their Court is necessary to prevent injury, that cannot be adequately compensated for in damages.

17. If the President and Directors, shall take possession of any land before the same shall have been purchased by them, or conleast of the next preceding term of the said as aforesaid, or shall not prosecute with due Court.