



AND
NORTH-CAROLINA STATE GAZETTE.

"Ours are the Plans of fair delightful Peace,
Unwar'y'd by Party Rage to live like Brethren."

VOL. IV.

TUESDAY, JANUARY 18, 1803.

No. 170.

LAWS OF NORTH-CAROLINA.

Passed at the late Session of the General Assembly.

An Act to raise a Revenue for the payment of the Civil List and contingent charges of Government for the year one thousand eight hundred and three.

BE it enacted by the General Assembly of the State of North-Carolina and it is hereby enacted by the authority of the same, That for the year one thousand eight hundred and three, a tax of eight-pence on every hundred acres of land within this State, and a tax of two shillings on every hundred pounds value of town lots with their improvements, and a tax of two shillings on every poll, shall be levied, collected and accounted for in the same manner as directed by the several acts of Assembly in such case made and provided.

II. And be it further enacted, That a tax on all stud horses and jack-asses within this State, of the whole sum which the owner or keeper of such stud-horse or jack-ass, shall ask and receive for the season of one mare, shall be levied, collected and accounted for in the same manner as such taxes have been heretofore levied, collected and accounted for.

III. And be it further enacted, That all free males between the ages of twenty-one and fifty years, and all slaves between the ages of twelve and fifty years, shall be subject to a poll-tax.

IV. And be it further enacted, That the fourth and fifth sections of an act of the General Assembly, passed at Raleigh in the year one thousand eight hundred and one, entitled "An act to raise a revenue for the payment of the civil list and contingent charges of government for the year one thousand eight hundred and two, be revived and continued in full force.

V. And be it further enacted, That no sinking-fund tax shall be collected for the year one thousand eight hundred and three.

An Act making further provision for the Redemption of the Certificate Debt of this State.

FORASMUCH as justice and sound policy require that the certificate debt of this State should be redeemed whenever the finances of the State are adequate thereto, and it appearing that there is now in the public chest, monies unappropriated commensurate to its redemption, therefore,

Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That it shall and may be lawful for the Public Treasurer for the time being, and he is hereby authorized and directed, to purchase in for the use and benefit of the people of this State, after the first day of January next, the principal and interest of all the certificates heretofore issued, agreeably to the acts and under the authority of the Legislature of this State, which shall be presented to him before the first day of December next; those issued at Warrenton in the year one thousand seven hundred and eighty-six; those issued by Patrick Travis, Commissioner of Cumberland county; those issued for services in the Western country, commonly called "Chickamauga Certificates," and all those not at present receivable at the Treasury Office, excepted, paying and giving for each pound of the principal and interest which shall be presented to him and purchased as aforesaid, the sum of fifteen shillings, reckoning and allowing interest on any of said certificates bearing interest, to the day of purchase: Provided always, That no certificate shall bear interest after the first day of December next.

II. And be it further enacted, That the Treasurer shall cause this act to be published at least three weeks in one or more of the newspapers published within this State.

An Act to amend the sixth section of an Act, passed at Raleigh in the Year 1801, entitled "An act to amend the several Land Laws of this State."

WHEREAS it may so happen, that some Persons who have made entries of land in the years one thousand eight hundred, and one thousand eight hundred and one, may not have had it in their power to pay the purchase-money into the Treasury of the State by the first December, one thousand eight hundred and two, and thereby be injured by their entries lapsing: For remedy whereof,

Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That all claimants of entries of lands made in the years one thousand eight hundred, and one thousand eight hundred and one, who shall not have paid for the same before the first day of December, one thousand eight hundred and two, shall have until the twentieth day of December, one thousand eight hundred and three, to pay the purchase-money into the Treasury for the same; and all entries so paid for are declared to be as good and valid in law, as if the same had been paid for according to the fifth section of an act passed in the year one thousand eight hundred and one, entitled "An act to amend the several land laws in this State;" and the said entries shall, within two years after the said twentieth day of December, one thousand eight hundred and three, perfect their entries by grant; and all entries not perfected by grant within the time aforesaid, shall be deemed lapsed, and shall revert to the State, any thing to the contrary notwithstanding.

II. And be it further enacted, That the provisions of this act shall not extend or be construed to extend to give relief or further indulgence to any person or persons, who have, by any entry or entries, entered land to a greater amount than six hundred and forty acres.

An Act for dividing the State into Districts, for the purpose of electing Representatives to Congress.

BE it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That this State shall be divided and laid off into twelve districts, as follow: viz: the counties of Perquimons, Chowan, Currituck, Camden, Gates, Pasquotank and Hertford, shall compose the first district; the counties of Halifax, Northampton, Bertie and Martin shall form the second district; the counties of Beaufort, Hyde, Pitt, Edgecomb, Tyrrel and Washington, shall form the third district; the counties of Leon, Craven, Carteret, Jones, Green, Wayne and Johnston, shall form the fourth

district; the counties of New-Hanover, Brunswick, Onslow, Duplin, Sampson and Bladen, shall form the fifth district; the counties of Franklin, Warren, Granville and Nash, shall form the sixth district; the counties of Richmond, Montgomery, Anson, Moore, Cumberland and Robeson, shall form the seventh district; the counties of Wake, Orange and Chatham, shall form the eighth district; the counties of Guilford, Rockingham, Caswell, Perfon and Randolph, shall form the ninth district; the counties of Cabarrus, Rowan and Mecklenburg, shall compose the tenth district; the counties of Burke, Lincoln, Buncombe and Rutherford, shall form the eleventh district; the counties of Surry, Stokes, Iredell, Wilkes and Ashe, shall form the twelfth district; each of which districts shall be entitled to elect and send one Representative to the Congress of the United States; and the person elected in each district, shall be a resident or inhabitant of that district for which he is elected, during the space or term of one year, before and at the time of his election.

II. And be it further enacted by the authority aforesaid, That the election shall be held on the same days, and at the same places as are now prescribed by law, for holding elections for members to represent the several counties in the General Assembly of this State, in August, in the year one thousand eight hundred and three, and at the same times and places in the year one thousand eight hundred and four, and at the same times and places every two years thereafter; and the same are to be conducted by the Sheriffs of the several counties within this State, and the deputies of said Sheriffs, in like manner as the annual elections of members of the General Assembly are, except that the Inspectors of the elections and Clerks of the polls shall be sworn to act with justice and impartiality, which oath shall be administered by any Justice of the Peace then present; and each and every freeman entitled to vote for a member of the House of Commons in the General Assembly of this State, shall and may vote for a Representative to Congress.

Provided nevertheless, That no person shall be entitled to vote at any election except in the county where he resides: And provided further, That if any person whatsoever shall vote more than once in any election for members of the General Assembly, or for a Representative to Congress, for his county or district, on conviction thereof, shall forfeit and pay the sum of ten pounds, to be recovered before a single Justice of the Peace, one half to the use of the person suing for the same, the other half to be applied to the use of the county. And in counties where separate places of elections have been, or shall be established, by law, the elections directed by this act, shall be conducted by the returning officer, in the same manner as elections for members of the General Assembly heretofore had, each officer making return of the poll agreeably to this act.

III. And be it further enacted by the authority aforesaid, That immediately after the election so closed in each county, the Sheriff or other returning officer shall, in presence of the Inspectors of the election, cast up the scrolls, and make out two correct statements of the number of suffrages given in his county to each candidate, one of which statements shall be by the Inspectors filed in the Clerk's office of their respective counties, after the same is duly certified by the said returning officer; and a majority of the Inspectors, and the Sheriff or other returning officer, by himself or deputy, shall attend with the other, on the day and at the places hereinafter mentioned, and at the same time and place, the poll for the different counties shall, by the said Sheriffs or their deputies, or other returning officers (as the case may be) in presence of three Justices of the Peace, who are to be summoned by the Sheriff or other returning officer of the county wherein they shall meet for that purpose, be examined and compared, and a certificate under the hand and seal of the said returning officers, shall be given to the candidate in each district, for whom the greatest number of votes shall have been given; but if two or more candidates shall have an equal number of votes, the said returning officers shall determine which of them shall be the Representative; and if no decision is by them made, then they shall decide the same by drawing, in like manner as the Grand Jury is drawn for in the Superior Courts.

IV. And be it further enacted by the authority aforesaid, That each and every person who shall be duly elected a Representative under this act, shall, upon obtaining a certificate of his election, according to the direction above-mentioned, obtain from his Excellency the Governor, a commission certifying his appointment as a Representative of this State; which commission the Governor is hereby empowered and required, on such certificate being produced to him, to issue.

V. And be it further enacted by the authority aforesaid, That the Sheriffs or other returning officers, shall meet on the Thursday next after each election, at the court-house of the county first mentioned in their respective districts: Provided always, That if any accident shall happen to either of the returning officers, which may prevent any or either of them from meeting on the day aforesaid, the returns of each and every officer shall be received on the day following, and the Sheriff or other returning officer failing to attend at the time and place above-mentioned, shall forfeit and pay the sum of fifty pounds, to be recovered for the use of the State, upon due proof thereof, in any court of law within this State, by anaaction of debt, by the Treasurer of the State for the time being.

VI. And be it further enacted, That the Sheriff or other returning officer, holding elections in pursuance of this act, shall be allowed the sum of twenty-five shillings for every thirty miles travelling to and returning from the places of comparing the polls, and the same sum for every day they shall necessarily attend in complying as aforesaid, which shall be paid by the Treasurer on affidavit of the Sheriff or returning officer, for their services as aforesaid, including ferrriages.

VII. And be it further enacted by the authority aforesaid, That if in any event it shall become necessary that this State shall be represented in Congress at an earlier period than the time of the election before provided for by this act, the Governor for the time being, shall be, and he is hereby authorized and required to direct and appoint the time of holding the elections for Representatives in Congress from this State, at such earlier time as shall be deemed necessary and proper.

VIII. And be it further enacted, That all acts and clauses of acts heretofore made, which come under the meaning and purview of this act, be and the same are hereby repealed.