



AND

North-Carolina State Gazette.

Ours are the plans of fair delightful peace,
Unwar'd by party rage, to live like brothers.

MONDAY, APRIL 15, 1805.

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By Authority.
LAWS OF THE U. STATES.

AN ACT

To amend the charter of George-Town.

BE it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That from and after the second Monday in March current, the corporation of George-Town, in the district of Columbia, shall be divided into two branches; the first branch to be composed of five members and a recorder, and to be called the board of Aldermen; and the second branch to be composed of eleven members, and to be called the board of common council men; which said two branches shall be elected as hereafter particularly provided.

Sec. 2. And be it further enacted, That immediately after the passage of this act, and before the said day above mentioned, the present members of the said corporation shall meet at their usual place of meeting, and then and there choose by ballot, from their body, five persons to compose the said board of Aldermen, which said persons, when chosen as aforesaid, shall compose the said board of Aldermen, and be, and continue such, until the fourth Monday in February, 1806; and that the present recorder of the said corporation shall be the President of the said board of aldermen, until the time last aforesaid: that the other members of the said corporation, (except the mayor) shall compose the said second branch, called the board of common council men, and be, and continue such, until time aforesaid and shall choose out of their own body, a President to be, and continue such until the time aforesaid, and when thus organised, said corporation shall have, exercise, and possess, all the powers and rights now vested in the said corporation, and to be herein and hereby vested in them.

Sec. 3. And be it further enacted, That the present mayor of the corporation of George-town, shall be, and continue such, until the first Monday of January next.

Sec. 4. And be it further enacted, That on the fourth Monday of February next, the free white male citizens of George-town, of full age, and having resided within the town aforesaid twelve months previously, and having paid tax to the corporation shall assemble at a place to be appointed, as hereafter directed, and then and there shall proceed to elect, by ballot, five fit and proper persons, citizens of the United States, and residents of the said town, one whole year next before the said day of election, above twenty one years of age, and having paid tax to said corporation, to compose the said board of aldermen; and shall also at the same time proceed as aforesaid, to elect eleven fit and proper persons, having the qualifications last aforesaid, to compose the said board of common council; the said board of aldermen to continue two years, and the said board of common council to continue one year; and the said mayor, together with such other fit persons as shall be named and appointed by the said corporation shall be judges of the election, and the five persons voted for as aldermen, who shall have the greatest number of legal votes on the final casting up of the polls, shall be declared duly elected for the board of common council; and that the like election for aldermen be held on the fourth Monday in February, every two years thereafter; and for the said common council, on the said fourth Monday in February annually, forever thereafter.

Sec. 5. And be it further enacted, That on the first Monday of January next, and on the same day annually forever thereafter, the said corporation shall, by a joint ballot of the said two branches present, choose some fit and proper person to be mayor of the said corporation, and some fit and proper person, learned in the law, to be the recorder of the said corporation, to continue in office one year.

Sec. 6. And be it further enacted, That the said mayor before he acts as such and the said recorder, before he acts as such, shall respectively make oath, before some justice of the peace, for the county of Washington, aforesaid in the presence of both branches of

the said corporation, that he will well and faithfully discharge the several and respective duties of his office; and that each member of the said two branches shall, before he acts as such, in the presence of the corporation, take an oath to discharge the duties and trust reposed in him, with integrity and fidelity.

Sec. 7. And be it further enacted, That four members of the board of aldermen, and seven members of the board of common council, shall form a quorum to do business, the said corporation shall hold two sessions in each year; one to commence on the first Monday in March, and the other on the first Monday in December, with power to adjourn from day to day, to be held at such place as the mayor may designate not otherwise provided for by ordinance: Provided always, That the mayor shall have power, on urgent occasions, to convene said corporation, on application of at least five members in writing, giving reasonable notice of such intended meeting.

Sec. 8. And be it further enacted, That each of the said branches shall judge of the elections, qualifications and returns of its own members, and may compel the attendance of the members of each branch by reasonable penalties; and either branch shall have power to appoint their president, pro-tempore, in case of the absence of the one duly chosen as aforesaid; any ordinance may originate in either branch, and no ordinance shall be passed, but by a majority of both branches, nor unless it shall pass both branches during the same session, and be approved of by the mayor, who shall sign the same, unless he objects thereto within forty-eight hours from the time the same is presented to him for signature; if he does so object, he shall immediately return the same to the said corporation, with his objections in writing, and if, on reconsideration, two thirds of each branch of the corporation, shall be of opinion that the said law ought to be passed, it shall notwithstanding the objections of the mayor become a law, and he shall sign the same; if the said mayor shall not return his objections to the same, to the said corporation, within the time aforesaid, it shall be come a law, and shall be signed by him; the clerk of the corporation shall record, in a book to be kept by him for that purpose, all the laws and resolutions which shall be passed as aforesaid, and deliver a copy of them to the public printer; to be printed by him for the use of the people.

Sec. 9. And be it further enacted, That in case the aldermen composing the first branch, shall at any time, on any question before them, be equally divided, the recorder shall have the casting vote; and determine such question to the same effect as if the same had been determined by a majority of the aldermen present, and similar power is hereby given to the president of the second branch, in case of an equal division in that body.

Sec. 10. And be it further enacted, That it shall be the duty of the mayor, to see that the laws of the corporation be duly executed, and to report the negligence or misconduct of any officer to the said corporation; who on satisfactory proof thereof, may remove from office the said delinquent, or take such other measures thereupon as shall be just and lawful; he shall lay before the said corporation from time to time, in writing, such alterations in the laws of the said corporation as he shall deem necessary and proper; he shall have and exercise the powers of a justice of the peace in the said town; and shall receive for his services annually a just and reasonable compensation to be allowed and fixed by the said corporation; no person shall be eligible to the said office of mayor unless a citizen of the United States of the age of thirty years, a resident of the said town for five years then last past, and unless he shall have paid a tax to said corporation.

Sec. 11. And be it further enacted, That in case of a vacancy in either branch of the said corporation, by death, removal or otherwise, of either of the members, a fit person or persons qualified as aforesaid, shall be elected by the people in the

manner aforesaid, to fill such vacancy immediately thereafter, the mayor giving however, at least five days notice of such election; and in case of the vacancy of the mayor or recorder, the said corporation shall, within five days thereafter, as herein before directed, proceed to the choice of a fit person or persons, qualified as aforesaid, to fill his or their place.

Sec. 12. And be it further enacted, That the said corporation shall have power to impose a tax not exceeding in any one year fifty cents in the hundred dollars, on all property within the said town; and the sessions of the said corporation shall be held as heretofore, until the said second Monday in March current; and the said corporation shall have, possess and enjoy all the rights, immunities privileges and powers heretofore enjoyed by them; and shall be called by the same name as heretofore, and shall have perpetual succession; and in addition thereto they shall have power to regulate the inspection of flour, and tobacco in said town, to prevent the introduction of contagious diseases within said town and precincts, to establish night watches and patrols, and erect lamps; to regulate the stationing, anchorage and mooring of vessels; to provide for regulating and licensing ordinaries, auctions and retailers of liquors, hackney carriages, waggons, carts and drays within said town and precincts; to restrain or prohibit gambling, to provide for licensing, regulating or restraining theatrical or other public amusements, to regulate and establish markets, to pass all laws for the regulation of weights and measures, to provide for the licensing and regulating the sweeping of chimneys, and fixing the rates thereof, to establish and regulate firewards and fire companies, to regulate and establish the size of bricks to be made and used within the said town, the inspection of salted provisions, and the size of bread, to sink wells, and erect and repair pumps in the streets, to impose and appropriate fines, penalties and forfeitures for breach of their ordinances, to erect work houses, to open, extend and regulate streets within the limits of the said town, provided they make to the person or persons who may be injured by such opening, extension or regulation just and adequate compensation to be ascertained by the verdict of an impartial jury to be summoned, and sworn by a justice of the peace of the county of Washington, and to be formed of twenty-three men who shall proceed in like manner as has been used in other cases where private property has been condemned for public use; and they shall have the power of restraining, regulating and directing the manner of building wharves and docks; also to direct the manner in which the improvements thereon to be erected shall be made, so that they may not become injurious to the health of the town; in addition to the power heretofore granted to the said corporation by the act of Congress, entitled "An act additional to and amendatory of an act, entitled 'An act concerning the district of Columbia,' of laying a tax of two dollars per foot front, for paving the streets, lanes and alleys of the said town, they shall have the power upon petition in writing of a majority of the holders of the real property fronting on any street or alley, if in their judgment it shall be deemed necessary, to lay such further and additional sum on each foot front on said street or part of a street, as will be sufficient to pave said street or part of a street, lane or alley so petitioned for; and the like remedy shall be used for the recovery thereof, as is now used for the recovery of the public county takes in the said county of Washington; and they shall have power by ordinance to direct or order the paved streets to be cleansed and kept clean, and appoint an officer for that purpose; to make and keep in repair all necessary sewers and drains, and to pass regulations necessary for the preservation of the same.

Sec. 13. And be it further enacted, That the duties on all licenses to be granted as aforesaid, shall be to and for the proper use and benefit of the said corporation; and the said corporation shall have power to pass all laws not inconsistent with the laws of the United States, which may be necessary to give effect and operation to all the powers vested in the said corporation; and to appoint constables and collectors of the taxes, and all other officers who may be deemed necessary for the execution of their laws, whose duties and powers shall be prescribed in such manner as the said corporation shall deem fit for the purpose aforesaid.

Sec. 14. And be it further enacted, That the jurisdiction of the said corporation shall extend to the limits of the original plan of said town, and to such additions as are recognized by law; and that a survey as soon as conveniently may be after the passage of this law, shall be made under the direction of the said corporation, ascertaining said limits, and a plat thereof made and returned to said corporation, which when approved of by them, shall be preserved, and become a record.

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Sec. 16. And be it further enacted, That the jurisdiction of the said corporation shall extend to the limits of the original plan of said town, and to such additions as are recognized by law; and that a survey as soon as conveniently may be after the passage of this law, shall be made under the direction of the said corporation, ascertaining said limits, and a plat thereof made and returned to said corporation, which when approved of by them, shall be preserved, and become a record.

NATHL. MACON,
Speaker of the House of Representatives.
JOS. ANDERSON,
President of the Senate, pro tempore.
Approved, March 24, 1805.
TH: JEFFERSON.

AN ACT
To continue in force "an act declaring the assent of Congress to an act of the State of Maryland, passed the 28th day of December, 1793, for the appointment of a health officer."

BE it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That the consent of Congress be and it is hereby granted and declared to the operation of an act of the General Assembly of Maryland, passed the twenty-eighth day of December, one thousand seven hundred and ninety-three, entitled "An act to appoint a health officer for the port of Baltimore in Baltimore county;" so far as to enable the state aforesaid to collect a duty of one per cent per ton on all vessels coming into the district of Baltimore, from a foreign voyage, for the purposes in said act intended.

2. And be it further enacted, That this act shall be in force for nine years from the passing thereof, and from thence to the end of the next Session of Congress thereafter, and no longer.

NATHL. MACON,
Speaker of the House of Representatives.
JOS. ANDERSON,
President of the Senate pro-tempore.
Approved, March 24, 1805.
TH: JEFFERSON.

AN ACT
To authorise the Secretary at War to issue Military Land Warrants, and for other purposes.

BE it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That the Secretary of War be and he hereby is authorised, from and after the passing of this act, to issue warrants for military bounty lands, to the sixty-three persons who have exhibited their claims and produced satisfactory evidence to substantiate the same to the Secretary of War, and also to such persons as shall, before the first day of April next, produce to him satisfactory evidence of the validity of their claims, in pursuance of the act of the 26th of April, eighteen hundred and two, intitled "An act in addition to an act entitled 'An act in addition to an act regulating the grants of land appropriated for military services, and for the Society of the United Brethren, for propagating the gospel among the Heathen.'"

Sec. 2. And be it further enacted, That the holders or proprietors of the land warrants issued by virtue of the preceding section, shall and may locate their respective warrants, only on any unlocated parts of the fifty quarter townships, and the fractional quarter townships, which had been reserved for original holders, by virtue of the fifth section of an act, intitled "An act in addition to an act intitled 'An act regulating the grants of land appropriated for military services, and for the Society of the United Brethren, for propagating the gospel among the Heathen.'"

Sec. 3. And be it further enacted, That the act, entitled "An act in addition to an act, entitled 'An act in addition to an act regulating the grants of lands appropriated for military services, and for the Society of the United Brethren, for propagating the gospel among the Heathen,'" approved the 26th day of April, 1802, be and the

same is hereby continued in force until the 1st day of March, 1806.

NATHL. MACON,
Speaker of the House of Representatives.
A. BURR,
Vice President of the United States, and
President of the Senate.
Approved, March 24, 1805.
TH: JEFFERSON.

SHERIFF'S SALE.

On the 10th day of May next, at Dublin Court-house, will be sold, as much of the following lands as will be sufficient to pay the taxes and expenses of said lands for the years 1803 and 1804.

- 320 acres of land, belonging to the heirs of James Spiller, adjoining the lines of James Kenan.
- 300 acres patented by William Ellis, given in by Felix Frederick, joining the lines of said Felix, on the drains of Nahunga.
- 88 acres on Muddy Creek, belonging to the heirs of James Lockhart, joining James Pickett and Lincoln Sheffield's lines.
- 100 acres, belonging to the heirs of John Megee, joining the lines of Merit Manning and Abraham Andrews.
- 300 acres on Elder swamp, joining the lines of Lewis Hedgman, supposed to be owned by Moy.
- 612 acres on Persimmon swamp, joining the lines of Thomas Rutledge, given in by William Higgins for the heirs of Nicholas Hunter, and claimed by George Hooper, granted to John Rutherford.
- 249 acres on both sides of Maxwell swamp, joining Nathaniel McCains and Isaac Hunter's lines, supposed to be the property of George Hooper, granted to John Thalley.
- 100 acres belonging to the heirs of John Megee, joining the heirs of Samuel Sandlin and Daniel Sutherland.
- 63 1-3 acres, the property of Rebecca Harvel, joining the lines of John Alderman and Joshua Blanton.
- 400 acres belonging to the heirs of Johnston, on the east side the No. East, joining William Pickett's line.
- 100 acres belonging to the heirs of Archibald Pearce, joining the lines of Arthur Murray and William Pickett.
- 2000 acres belonging to the heirs of William Jones, joining the lines of Geo. Powell, Jesse George and John Whitman.

March 23, 1805.
N. B. No letter or order will stop the sale; nothing but cash.

Belfield Academy Lottery.

At a meeting of the managers of the Belfield Academy Lottery on the 9th March, the following scheme

was adopted, in place of the one first published.

1	Prize of 1000 Dollars, is 1000
1	500
10	100
20	50
50	20
1250	8

First drawn blank on the 7th day of } 800
the drawing, will be entitled to }
First drawn blank on the 25th }
day of the drawing, will be } 1000
entitled to }
Last drawn blank will be entitled to 4000

1835 Prizes,
2665 Blanks. 20000

4000 Tickets at 5 dollars each, is 20000
N. B. Not 2 blanks to a prize.

At said meeting it was resolved, that the drawing of said Lottery shall commence on Monday the 15th April next, at the tavern of John Avery, in Belfield; and as a trivial alteration in the former scheme has been deemed necessary, it behoves the managers to inform such as have hitherto purchased tickets under the former scheme, that if any should be dissatisfied, they may on application, and on returning their tickets, receive their money from those of whom they purchased, provided they apply by the 10th of April: But it is believed and hoped, that as no man can be injured by the alteration, so no person will exact a return.

LEWIS DUPRE, ch.
Test. PHIL. CLAIBORNE, secry.
March 14, 1805.

New Invention to make Cellars dry.

CHARLES DONALDSON,
BY a simple process, makes Cellars dry, without either draining or ramming on the outside, and the expense is not more than 10 or 15 dollars. Several gentlemen of Raleigh (whose cellars he has made dry) will testify the usefulness of his plan, which tends not only to convenience, but the preservation of health. He offers his services to the citizens of Wake and the adjacent counties, as well in the above line, as in the digging of wells and draining of wet lands.
Raleigh, March 25, 1805.
Letters (post paid) addressed to him or to the Post Master at this place will be duly attended to.

State of North-Carolina.

WAYNE COUNTY COURT,
February Term, 1805.

William Ezum } THE Petitioner
vs. } states, that he is tenant in common with the defendants, of a tract of land, situated in Wayne county, on the south side of Nahuntea, and prays partition of the same. It being suggested to the court that the defendants are absent and out of the state, it is ordered, that public notice of the petition be given in the State Gazette, agreeably to law. Test, JAMES SASSER, C