



AND

## North-Carolina State Gazette.

Ours are the plans of fair & delightful peace,  
Unwarped by party rage, to live like brothers.

MONDAY, MAY 20, 1805.

No 295.

Vol. VI.

### By Authority.

### LAWS OF THE U. STATES.

#### AN ACT

For the more effectual preservation of peace in the ports and harbours of the United States, and in the waters under their jurisdiction.

BE it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That whosoever any treason, felony, misprision of treason or of felony, misdemeanor, breach of the peace, or of the revenue laws of the United States, shall hereafter be committed within the jurisdiction of the United States, and the case shall be cognizable by or under their authority, if the person committing the same shall be on board of any foreign armed vessel, in any port or harbour of the United States, or in the waters within their jurisdiction, it shall be the duty of any judge or justice of any court of the United States, upon satisfactory proof thereof to him made, to issue his warrant specifying the nature of the offence, and directed to a marshal, commanding him so to take the body of the offender, and bring him before the said judge or justice, to be dealt with according to law. And if the said marshal shall deem the ordinary posse comitatus insufficient to insure the execution of the said warrant, he shall apply to the said judge or justice, who shall immediately issue his order directed to any officer having command of militia, or any officer having command of regular troops or armed vessels of the United States, in the vicinity, requiring him to aid the said marshal with all the force under his command, or such part as may be necessary in executing the warrant aforesaid. And the said marshal, conforming himself in all things to the instructions which he shall receive from the President of the United States, or from any other person authorised by the President, shall first demand the surrender of the person charged with the offence; and if delivery be not made, or if the marshal be obstructed from making the demand, he shall use all the means in his power, by force and arms, to arrest the offender and all others who are with him, giving him aid and countenance in evading the arrest, and he shall convey the said offender and all others arrested as aforesaid, and deliver them to the civil authority, to be dealt with according to law. If death ensue to the person ordered to be arrested, or to any of those giving him aid and countenance, it shall be justified; but if to the marshal, or to any of those supporting him in the discharge of his duty, the persons engaged in resisting the civil authority shall be punished as in cases of felonious homicide.

Sec. 2. And be it further enacted, That whosoever after the passage of this act, any felony, misprision of felony, misdemeanor, or breach of the peace, shall be committed within the body of a county in any one of the United States, and any process of law shall be issued under the authority of the State, for the purpose of arresting the offender, if the said offender shall be on board of any foreign armed vessel in any port or harbour of the United States, and within the jurisdiction of the State in which the offence was committed, it shall be lawful for the governor or other supreme executive officer of the state in which the said offence shall have been committed, upon due proof thereof, and upon his being satisfied that the ordinary posse comitatus is insufficient to ensure the execution of the said process, to issue his order directed to any officer having command of regular troops or armed vessels of the United States in the vicinity, requiring him to aid the officer charged with the execution of the process, with all the force under his command, or such part thereof as be necessary in arresting the offender, and all those giving aid and countenance in resisting the civil authority. And if the said offender shall flee to any place beyond the jurisdiction of the state, and within the exclusive jurisdiction of the United States, the officer charged with the execution of the said process, shall be, and he is hereby au-

thorised to pursue the said offender into such place, taking with him, if necessary, the said armed force, and there arrest him, in virtue of the said process. And if the said offender shall flee to and be on board of any foreign armed vessel, being in any place beyond the jurisdiction of the state, and within the exclusive jurisdiction of the United States, the officer charged with the execution of the said process shall first demand the delivery of the said offender of and from the person or persons having charge and command of the said foreign armed vessel, declaring the authority and cause for which the demand is made; and if the said offender be not delivered according to the said demand, or if the officer charged with the execution of the process be obstructed in attempting to make the demand, then he shall use all the means in his power, by force and arms, to enter on board of the said foreign armed vessel, there to search for and arrest the said offender, and all those who are with him, giving him aid and countenance in preventing and resisting the execution of the said process, and the officer charged with the execution of the said process, shall convey the said offender and deliver him over to the civil authority of the State, to be dealt with according to law; and all those arrested for being concerned in resisting the execution of the process shall be delivered over to the civil authority of the United States, and shall be punished in the same manner as if they had been concerned in knowingly and wilfully obstructing, resisting or opposing any officer of the United States in serving or attempting to serve any warrant or other legal or judicial writ issued under the authority of the United States. But if any of those concerned in making the arrest be killed in a place within the exclusive jurisdiction of the United States, those engaged in resisting the civil authority, shall be punished as in cases of felonious homicide; and if the person charged with the offence, or any of those concerned with him in resisting, be killed, in a place under the exclusive jurisdiction of the United States, it shall be justified.

Sec. 3. And be it further enacted, That if any commanding officer of militia, of regular troops or armed vessel of the United States, shall refuse to obey the requisition authorised by this act, he shall forfeit a sum not exceeding five thousand dollars.

Sec. 4. And in order to prevent insults to the authority of the laws, whereby the peace of the United States with foreign nations may be endangered, Be it further enacted, That it shall be lawful for the President of the United States either to permit or interdict at pleasure, the entrance of the harbours and waters under the jurisdiction of the United States to all armed vessels belonging to any foreign nation, and by force to repel and move them from the same; except when they shall be forced in by distress, by the dangers of the sea, by being pursued by an enemy, or when charged with dispatches or business from the government to which they belong; in which case as well as in all others when they shall be permitted to enter, the commanding officer shall immediately report his vessel to the collector of the district, stating the object or causes of his entering the harbour or waters, shall take such position therein as shall be assigned him by such collector, and shall conform himself, his vessel and crew, to such regulations respecting health, repairs, supplies, stay, intercourse and departure, as shall be signified to him by the said collector, under the authority and directions of the President of the United States, and not conforming thereto, shall be required to depart from the United States.

Sec. 5. And be it further enacted, That whosoever any armed vessel of a foreign nation, entering the harbours or waters within the jurisdiction of the United States, and required to depart therefrom, shall fail so to do, it shall be lawful for the President of the United States, or such other person as he shall have empowered for that purpose, to employ such part of the land and naval forces of the United States, or the militia

thereof, as he shall deem necessary to compel the said armed vessel to depart; or if he shall think it proper, it shall be lawful for him to forbid by proclamation, all intercourse with such vessel, and with every armed vessel of the same nation, and the officers and crew thereof; to prohibit all supplies & aid from being furnished them, and also to entrust the collector of the district where such armed vessel shall be, and of any and of every other district of the United States, to refuse permission to any vessel belonging to the same nation, or to its citizens or subjects, to make entry or unlade, so long as the said armed vessel shall remain in the harbors or waters of the United States, in defiance of the public authority. And if after the publication of said proclamation and due notice thereof, any person shall afford any aid to such armed vessel, or to any other, contrary to the prohibition contained in the said proclamation, either in repairing the said vessel, or in furnishing her, her officers or crew with supplies of any kind or in any manner whatsoever, or if any pilot shall assist in navigating the said armed vessel, or any other contrary to the prohibition contained in the said proclamation, unless it be for the purpose of carrying the armed vessel required to depart as aforesaid, beyond the limits and jurisdiction of the United States, the person or persons so offending, shall forfeit and pay a sum not exceeding one thousand dollars, and shall also be liable to be bound for their good behaviour.

Sec. 6. And be it further enacted, That whosoever any officer of an armed vessel commissioned by any foreign power, shall on the high seas commit any trespass or tort, or any spoliation on board any vessel of the United States, or any unlawful interruption or vexation of trading vessels actually coming to or going from the United States, it shall be lawful for the President of the United States, on satisfactory proof of the facts, by proclamation to interdict the entrance of the said officer, and of any armed vessel by him commanded within the limits of the United States; and if at any time after such proclamation made, he shall be found within the limits of the United States, he shall be liable therefor to be arrested, indicted, and punished by fine and imprisonment, in any Court in the U. States having competent jurisdiction, and it shall be a part of the sentence that he shall, within such time after the payment of his fine & expiration of his term of imprisonment, as the court shall direct, leave the United States never to return. And if he shall return within the limits of the United States after the passing of such sentence, or be found therein after the period limited by the court as aforesaid, he shall again be liable to be indicted, fined & imprisoned at the discretion of the court: Provided always, That if the said officer shall also have committed any other offence made punishable by this act, he shall be liable to prosecution and punishment; the provisions of this section to the contrary notwithstanding.

Sec. 7. And be it further enacted, That the President of the United States shall be, and he is hereby authorised and required to give, as soon as may be, after the passage of this act, to the collectors of the respective districts, and to such other persons as he may think proper, the necessary instructions for carrying this act into effect, particularly marking out the line of conduct to be observed by the Marshal, and the several collectors, in performing the duties enjoined by this act.

Sec. 8. And be it further enacted, That if any person shall be sued for any thing done in pursuance of, or in obedience to this act, he may plead the general issue, and give this act in evidence, any law, custom or usage to the contrary notwithstanding.

Sec. 9. And be it further enacted, That this act shall continue in force for the term of two years, and from thence to the end of the next session of Congress, and no longer.

NATH. MACON,

Speaker of the House of Representatives

JOS. ANDERSON

President of the Senate pro tempore.

Approved, March 9, 1805.

TH. JEFFERSON.



### THE HIGH-BRED CHESTNUT HORSE

#### MAGIC.

Imported by Governor Turner, in the Fall of 1803. WILL be let to Mares at my Stable, in Greenville, Pitt County, at Twenty Dollars the Season, which may be discharged by the Payment of Sixteen, provided Payment is made by the 1st Day of January next; Forty Dollars to ensure a Mare to be with Foal, with the same Deduction as in the Season, if paid within the same Time; Ten Dollars the Leap, to be paid when the Mare is covered. Should the Property of any mare insured be changed, the Insurance will be demanded in every Instance. Should a Mare insured not prove with Foal, the Money will be returned.

The Season will commence the 1st of March, and end the 10th of August. Good and extensive Pasturage, well enclosed, and Servants sent with Mares boarded, gratis. No Liability for Accidents or Escapes, but the greatest Care shall be taken to prevent either.

The Proprietors of this Horse contemplate keeping an imported Mare in this Neighbourhood, and should a Mare put by the Season not prove with Foal, (the Money being paid) the Owner will be entitled to a Season of the same Mare the next Season gratis.

MAGIC will be ten Years old next Spring; is a Horse of elegant Form and great Powers; full Fifteen Hands and a half high, and as well bred a Horse as any in England. He was got by Volunteer, one of the best Sons of Old Eclipse, and Sire of Spread Eagle—Eagle—Stirling—Triumph—Reverie—Commo-re, &c. &c. out of Marcella; Marcella was got by Mambrino; her Dam, Media, by Sweet Brier, out of Angelica, by Snap—Regulus—Bartlett's Childers—Honey-wood's Arabian—dam of the two True Blues.

MAGIC covered three Years in England and his Colts are considered large and promising; and some of them are entered in the heaviest Sweepstakes to be run for in that Country. His Colts are very highly esteemed both for Form and Size, in the neighbourhood of Warrenton where he covered in 1803.

GEORGE GREEN.

### BURRAMPOOTER

WILL be let to Mares the ensuing Season, at my House in Orange County, on the south side of Haw-River, on the following Terms: The single Leap seven Dollars, payable at the Stable Door; and if a Mare does not stand the first time, she may be put by the Season, on the payment of seven Dollars more at the time of entering upon it; For the Season ten Dollars, and for the Insurance of a Foal, fifteen Dollars. Any person putting a Mare by Insurance, and parting with her before it can be well ascertained whether she is with Foal, shall be liable for the Insurance Money. The Season to commence on the first day of March, and end on the 15th July. On Notes being given before the expiration of the Season, credit will be allowed until the tenth of January, otherwise the Money will become due at the expiration of the Season.

Mares, if required, fed at a reasonable Price. I will not be accountable for Accidents, but great Care will be taken of Mares left with the Horse.

BURRAMPOOTER is rising six years a fine Bay, upwards of sixteen Hands high, elegantly formed, lengthy, strong-boned, and said by the best of Judges, to be as fine a Colt as his Sire Dare-Devil is a Horse being like him in every Part, shape and size, is found to be a sure Foal-getter, and his Colts are remarkably fine. His Pedigree will shew him to be as fine Blooded a Colt as any in America.

BURRAMPOOTER was got by the imported Horse Dare-Devil, his dam by Wild-ar, his grandam by Fearnaught, who was imported by Col. Baylor of Virginia; his great grandam by Godolphin, who was got by Fearnaught out of a full-blooded Mare; his great great grandam by the imported Hob Nob—his great great grandam by the imported horse Jolly Roger—his great great great grandam by the imported Horse Valiant, out of a Tryall Mare of Col. Archer Carey, which was got by the old imported Horse Tryall. AUG. WILLIS.

### THE THOROUGH-BRED HORSE

#### RATLER.

WILL be let to Mares the ensuing Season, at my Stable, at Snow-Hill, Greene County, at the moderate Price of Ten Dollars the single Leap, Sixteen Dollars the Season, which may be discharged by the Payment of Fourteen Dollars on or before the 10th Day of January next; twenty-five Dollars to ensure a Mare to be with Foal, with the same Deduction as in the Property be changed, the Person who put her will be charged with the full amount. If any Mare put by the Leap should want the Horse a second Time, by paying six Dollar more, shall be entitled to the remaining Part of the Season Grain will be furnished at a moderate Price for those who require it. Good Pastures, and Servants Board gratis, but will not be liable for Accidents or Escapes of any Kind whatever.

RATLER is a fine Bay, upwards of fifteen Hands and a half high. He was got by old Shark, his Dam the noted running Mare Lady Legs, she was got by old C. m. t. n. l.; his Grand Dam by Spadille, his great Grand Dam by old Fearnaught, his great great Grand Dam was imported by Colonel Randolph of Virginia.

### RACING PERFORMANCES.

In October 1799, two Mile heats, &

Sweepstakes for three Year olds, over the Halifax Turf, he distanced Mr. Schenck's Filly. In February, 1800, over the Charles ton course, two Mile Heats, he beat several of the best Nags, carrying ninety Pounds. He also in a few days after, beat the best Horses, two Mile heats, over the course in Augusta. He has never been beaten, and is supposed by the best Judges in North-Carolina to be equal to any Horse on the Continent, four mile Heats.

BENJAMIN EVANS.

Snow-Hill, Greene County, Feb. 18th, 1805

### THE HIGH-BRED HORSE

#### TRUE BLUE.

Imported by Governor Turner, in Nov. 1803.

WILL be let to Mares at my Stable within half a mile of Caswell court-house, at Twenty Dollars the Season, which may be discharged by the Payment of Sixteen, provided it is made by the first day of January next; Forty Dollars to ensure a Mare to be with Foal, with the same deduction as in the Season, if paid within the same time; Ten Dollars the Single Leap, paid when the Mare is covered, with the privilege of turning to the Season by the payment of six Dollars more. Should the Property of any Mare insured be changed, the Insurance will be demanded in every instance. The Season will commence on the first of March, and end the 10th of August. Good and extensive Pasturage well enclosed, and Servants sent with Mares boarded gratis; but no Liability for Accidents or Escapes, though the greatest Care will be taken to prevent either. Should a Mare insured not prove with Foal, the Money will be returned. The Proprietors of this Horse contemplate keeping an imported Horse in this neighbourhood; and should a Mare put by the Season not prove with Foal (the money being paid) the Person putting her will be entitled to a Season of the same Mare the next Season gratis.

TRUE BLUE is a beautiful Bay, with a handsome Star in his Forehead, upwards of five feet three inches high, will be eight years old next Spring; of an elegant Form and great Strength, with fine Limbs and Feet, and is thought by those who have seen him, to possess more Activity than any Horse of his Size. His Performance on the Turf entitles him to be ranked among the best Horses that have been imported, having won twelve Races out of nineteen, eight of which were four Mile Heats, never having been beaten that distance where there were heats, although he has contended with the best Horses in England; and what is surprising, won three Races of four Mile Heats each, in four days, as may be seen by having reference to the Racing Calendar for 1801.

### PEDIGREE

Certified by Mr. John Hutchinson who bred him, which is confirmed by the General Stud Book, both which may be seen by any Person applying, viz.

TRUE BLUE was got by Walnut, one of the best sons of Highflyer, his dam Little Scot, and Scotia's dam by King Fergus; his Grand dam Celia, Tickle Toby's dam by Herod; his great grandam Proserpine, by Marske, own sister to the famous Eclipse; his great great grandam Spiletta by Regulus; his great great grandam Mother Western, by Smith's son of Snake, Montague, Hau-boy, Brimmer. No Horse was ever bred in England, whose Stock was higher priced than that from which True Blue is descended. Walnut, Highflyer, King Fergus, Herod, Marske, &c. &c. are and were Stallions in the very highest estimation. True Blue Blue covered last Season in Warren, and proved to be a remarkably sure Foal-getter.

### SOLOMON GRAYES

Orange County, Feb. 14, 1805.

### CHOICE LANDS

#### FOR SALE.

A Division of the famous Saura Town Lands having taken place between the Heirs of James Parke Farley, Esq. dec. and Colonel John S. Farley, and his Sister Mrs. Elizabeth Morson, the Subscribers Robert Taylor, of Norfolk, and Charles Duncan, at Roanoke, near Petersburg, are fully empowered by the said Col. Farley and Mrs. Morson, to dispose of their proportion, containing 12832 Acres, which are surveyed and divided into eight lots, containing from 500 to 2800 acres, agreeably to plats in the possession of the said Duncan. The four largest lots are of excellent quality, each containing a considerable proportion of the richest low grounds, which produce Tobacco of the very first quality, as has been experienced by one of the Subscribers, who shipped it for a number of years.

These lands lie on Dan and Smith's Rivers in Rockingham County, on the Borders of North-Carolina, about 170 miles from Petersburg and Richmond. As there is seldom such Lands for Sale, they must be an object to those who want to purchase such as will produce fine Tobacco, Hemp and small Grain. One third of the Price must be paid in ready Money, one third in twelve months, and the other third in two years, the Purchaser giving Bond with unexceptionable Security, bearing interest from the date if not punctually paid. Those that wish to purchase, will be shewn the Lands by Dr. John C. Cox, living at Leeksville, near Rockingham Court House; and the Terms by

ROBERT TAYLOR,

CHARLES DUNCAN.

Petersburg, Nov. 15 1804.

For Sale,

A GOOD PIANA FORTE.

Enquire of the Printer.