



AND

North-Carolina State Gazette.

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

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TENNESSEE LAND LAW.

The Editor of the Register received by the last Western Mail, some copies of the above law, entitled "An act directing the division of the State into convenient districts, for the appointment of principal surveyors thereof, and for ascertaining the bona fide claims, against the same, agreeable to an act of Congress, passed the 13th of April, 1806, entitled An act to authorise the State of Tennessee to issue grants and per cert. titles to certain lands therein described, and to settle the claims to the vacant and unappropriated lands within the same." This law contains sixty sections, and fills 18 pages of a large sized pamphlet; it is therefore too long to be inserted in a newspaper. The Editor of the Register, conceiving that many of its details are not interesting to the citizens of this State, will compress all the important provisions into a smaller compass, for the gratification of his readers. If any of them should wish to see the act itself, they may do so on application to his office.

The Act provides that two registers of the land office shall be appointed by joint ballot of both houses of the General Assembly, who shall hold their offices during good behaviour; one of whom shall keep his office at the seat of government, who is to be called the register of the land office of East Tennessee, and one shall keep his office at Nashville, and shall be called the register of the land office of West-Tennessee.

The State shall be divided into six districts, exclusive of the district south of French Broad and Holston, in each of which one principal surveyor shall be appointed by joint ballot of both houses of the legislature, whose duty it shall be to engage a number of skilful surveyors, as deputies, who shall be confined to the districts in which they are appointed, and for whose conduct in all points, touching his office, the principal surveyor shall be answerable. Surveyors to take an oath, &c.

The boundaries of the several districts herein directed to be laid off, are described, and called first, second, third, fourth, fifth & sixth districts.

That each surveyor shall, without delay, cause the part of the lands within his district to which the Indian claim has been extinguished, to be divided by north and south lines, run according to the true meridian, and by others crossing them at right angles, so as to form sections as near six miles square as the case will admit, unless where the line of the late Indian purchase, or any other exterior boundary, may render it impracticable, and then this rule shall be departed from no further than such particular circumstances may require.

That each principal surveyor shall cause to be connected with some line of a section, every survey within his district upon which a grant has issued, as far as it is practicable; he shall also cause to be surveyed each location made by virtue of a bona fide land warrant, legally issued, and which has been located to any particular spot of ground so described as to be ascertained with certainty.

That after ascertaining the claims as aforesaid, the principal surveyor shall cause to be laid off and surveyed, with plain marked lines, six hundred and forty acres of land, in one or more tracts, which shall be fit for cultivation & improvement, and which shall be as near the center of each section as existing claims and the quality of the land will admit, which shall be appropriated for the use of schools for ever, agreeably to the provisions of the before recited act of Congress.

That each principal surveyor shall enter in a book a list of all warrants, or such other legal evidences of claims to lands, as shall be duly certified to be valid by the board of commissioners hereafter appointed by law to investigate the same, with the name of the assignor, if any, expressing the number

of the warrant, the number of acres, in columns opposite the owner's name, leaving a blank column for the number of the location, which shall be drawn by lot.

The residence of the surveyors is fixed at Sevierville, Nashville, Jefferson, Alexander's, Kingston, Knoxville and Jonesborough.

The drawing for the numbers of the locations shall commence at the respective offices of the surveyors, in a public manner, on the first Monday in August next. And the surveyor shall proceed immediately after the priority of the locations are determined by lot, to enter the same in a book.

That every person having a valid land warrant, and desirous of locating the same on any particular waste or unappropriated land, shall lodge such warrant with the principal surveyor of the district wherein the lands lie, who shall list the same, provided the said warrant is lodged with him before the opening of his office for receiving locations, or at the time of making such location; and the party shall direct the location thereof so specially and precisely, that the surveyor may be able to lay the same down with precision before the survey is made, &c.

That every principal surveyor shall cause to be surveyed, without delay, all lands entered for in his office, and shall, within 3 months after the survey is made, record the plats and certificates thereof, at full length.

The Governor, once in every year, and oftener if he shall see cause, shall appoint two or more capable persons to examine the book of entries and surveys, for the information of the legislature.

The register shall in no case issue a grant to any assignee of a plat and certificate of survey, unless such assignment is, upon said plat and certificate of survey, certified by the principal surveyor to be a true copy, and recorded in his office, which assignment shall be proven in open court of the county where the land lies, by two credible witnesses, with the clerk's certificate of probate annex thereto.

If any person shall obtain a survey of land to which another hath a claim, the person having such claim may enter a caveat to prevent his obtaining a grant, until the claim can be determined. Such caveat shall be entered within 3 months after the receipt of the plat, &c. at the principal surveyor's office, expressing the nature of the right on which the plaintiff claims the land, and the quantity and part of said survey claimed.

The caveat to be tried at the ensuing county court.

The register of the land office is directed how to keep his books, and issue grants, their form, &c.

The Governor may appoint, once in every year, and oftener if he see cause, two or more capable persons to examine the record books and papers in the land office.

If it shall appear to any principal surveyor, or deputy, when executing his duty in ascertaining existing claims, or if they are informed by any other person, that there is contained in any survey or grant heretofore issued, more land than the survey or grant mentions, such surveyor is required to re-survey such land, and if it do not exceed 10 acres in the 100, it shall not be accounted an error; and if there be a greater overplus, the claimant may locate it, on paying the surveyor double fees; but in all cases where the overplus exceeds one-fourth of the original grant, such residue shall be adjudged and declared vacant land, which, if not entered in 3 months, may be disposed of by the legislature. And where any grant contains less than the warrant calls for,

the commissioners shall issue a warrant for the deficiency.

Every person, his legal representative or rightful assignee, for whom an entry was made for any lands in this State, in any office legally established in N. Carolina, which were not actually located west and south of the line as described in the first section of the act of Congress herein before referred to, on or before the 25th of February, 1790, and which said entries by the laws of N. Carolina were good and valid, and on which a warrant issued on said entry, or which entry was founded on a good and valid warrant, and on which no grant ever issued by N. Carolina, shall be entitled to receive a grant from this State for such quantity of land as is called for in such entry. And if the call of such entry is not designated in such a manner that the same can be identified, such claimant, or his legal representative, may be at liberty to remove and enter the same in any office by this act established for receiving entries. Provided such evidence of unsatisfied claims shall, in all cases, be adjudged good and valid by the board of commissioners hereinafter appointed.

That every person, his legal representative or rightful assignee, who may have fairly obtained from the Secretary of N. Carolina, any warrant for military services, which by the laws of that State was good and valid, and on which warrant no grant ever issued to such person, or his legal representative or rightful assignee, by said State, shall be entitled to receive a grant from this State for the quantity of land called for in such warrant.

That any person, his legal representative, or rightful assignee, who may have procured a warrant for services performed as a commissioner or guard, &c. under an act of N. Carolina, for raising troops for the protection of Davidson County, or who may have obtained warrants for pre-emption rights, which warrants were good and valid by the laws of that State, and on which no grants have issued, shall be entitled to a grant from his State for the quantity of land called for in said warrants.

Every person, his legal representative or rightful assignee, to whom a grant may have issued from N. Carolina, on a warrant which, by the laws of that State was good and valid, and which is taken by the interference of a grant of better title issued by that State for the same land, or for any part thereof, shall be entitled to obtain a grant from this State for the same quantity of land called for in such grant of younger title; but if only a part of the land be covered by the better title, he shall be entitled to a grant for the deficiency.

Any person, his legal representative, or rightful assignee, to whom a grant may have issued from N. Carolina, on a good and valid warrant, the locality of which cannot be ascertained, either from the vagueness of the calls of the surveyor, or from the calls and corners of said survey being lost or destroyed, or from the surveyors and chain-carriers being deceased, shall be entitled to obtain a grant for the same quantity of land.

It shall be lawful for any person, his legal representative, or rightful assignee, who may have obtained a grant from N. Carolina, for any land south of French Broad and Holston, and west of Big Pigeon river, on any good and valid warrant, for which a bona fide consideration was actually paid, and never refunded, and on which no other grant ever issued, to obtain a grant from this State, for the quantity of land called for in the warrant on which said grant issued, in any part of this State, except within the tract of country south of French

Broad & Holston, or within the military reservation; and when any person is desirous of procuring title to any vacant land in consequence of a grant having issued for lands in the tract hereinbefore named, he shall exhibit his grant within eight months to the board of commissioners for East-Tennessee, & shall therewith adduce such evidence as is required in similar cases, that said warrant is good and valid, and the consideration thereof was actually paid and never refunded, and that no other grant hath issued on the same warrant, and if said commissioners adjudge his claim to be valid, he shall be entitled to a certificate in such form as the commissioners deem proper.

Whereas it appears that there is deposited in the Secretary's office of N. Carolina, a file of military warrants, &c. accompanied with plats and certificates of survey, marked No. 29, on which plats & certificates, it is believed no grants have issued, which said file was examined and copied by John Overton, Esq; late agent from this State to N. Carolina, it is made lawful for each person for whom any of said surveys were made, on producing a transcript of the copy taken from said file by the agent to N. Carolina, or other copies of said warrants, and plats and certificates of survey, to obtain a grant from this State, for the land called for in said surveys, provided said warrants be good and valid, and no grant on them has been issued.

There shall be appointed by joint ballot of both houses of the General Assembly, two persons, who with the register of the land office for East-Tennessee, shall be a board of commissioners in East-Tennessee; and there shall be appointed in the same manner two persons, who, with the register of the land office of West-Tennessee, shall be a board of commissioners in West-Tennessee, for the purpose of judging and ascertaining the validity of warrants and other legal evidences of unsatisfied claims to lands within this State, which, by this act, are to be perfected into grants, under the provisions of the cession act, and of the act lately passed by Congress authorising Tennessee to issue grants, &c. The commissioners for East-Tennessee to meet at Knoxville, on the first Monday of December next, and at Jonesboro' on the first Monday of January: those for West-Tennessee to meet at Nashville on the first Monday of December next. They shall each appoint a clerk, and meet on their own adjournments at the above places.

That when said commissioners determine that the claim of any person, founded on an entry or a warrant, which was not perfected into a grant, is a bona fide and valid claim, the clerk shall record it, and the warrant and the evidences thereof, shall be filed in the clerk's office, and a duplicate furnished to the person entitled to the benefit thereof, signed and attested.

The President of the board shall endorse on each warrant or evidence of claim which may be rejected, that the same is invalid, of which a record shall be kept.

[The remainder in our next.]

Twenty-five Dollars Reward.

RAN A'WAY, from Raleigh, about a fortnight after Easter, a NEGRO MAN, named *Romulus*, but who in general calls himself *Robin*. He is about 21 years old, weighs about 150—has a thin visage and is tolerably black—is somewhat knock-kneed and has the appearance of being ruptured. He is supposed to have made for Halifax or Northampton county, in which part of the country he was raised. Whoever will bring him to Mr. Charles Parish, in Raleigh, or to Joshua Lee, his owner, in Wake county, shall receive the above Reward, or more, if he be brought from a great distance.

August 22.

THOMAS EMOND,

WATCH & CLOCK MAKER,

Respectfully informs the Public, that he has rented a House opposite to Mr. Boylan's Printing-Office, and second door below the Post-Office; where he carries on the Watch and Clock-Making Business, in all its various Branches.

Those who may be pleased to favour him with their custom, may rely on his utmost endeavours to give satisfaction.

Raleigh, Sep. 13, 1806.

* One or two Lads, about 14 years of age, will be taken Apprentices to the above Business.

NATHANIEL JONES

Informs his Friends and the Public, that he means to keep a BOARDING-HOUSE during the ensuing Session of the General Assembly.

Raleigh, Oct. 11.

WIDOW MITCHELL

Respectfully informs the Members of the ensuing General Assembly, that she continues her BOARDING HOUSE as usual, and hopes to be favoured with the company of, at least, her old friends, * Horses kept.

Continuation of Entertainment.

THE Subscriber humbly offers his sincere thanks to the Public but more especially to the Deceases, who have honoured him with their custom in his line of Business; he makes a tender of his usual services in the same capacity. His House and Stables are provided as heretofore, and he will endeavour, by his strict attention, to merit a continuance of their favours.

He has provided several Rooms for the reception of Members of the General Assembly who may favour him with their company during the approaching session.

P. CASSO.

Raleigh, October 11.

Indian Queen, Raleigh.

WM. SCOTT,

Returns his grateful Acknowledgments to those who have favoured him with their Countenance since his entrance upon the above Inn; and hopes, by continued perseverance and attention to business, to insure their future support.

As the House is commodious, and every endeavour will be used to render his Entertainment acceptable, he hopes to be favoured with the Company of a good number of the Members of the General Assembly, at their ensuing session.

Having added to his accommodations, the House nearly opposite to the Indian Queen, he can, even during the Session of Assembly, provide Entertainment for Travellers and others, who may call on him. His Stables are excellent, and well provided.

Sep. 13.

CHARLES PARISH,

Returns thanks to his Friends and the Public in general, for the liberal Encouragement he has met with in his line since he commenced Business in this City, and still hopes to meet with a further continuance of public favour. He wishes to inform the Members of the General Assembly, and those travelling Gentlemen who may please to make use of his House, that every necessary attention shall be paid, in order to render them comfortable.

He has on hand, and which will be completed by the meeting of the General Assembly, one of the best finished Stables in the place, and having a Farm to support it, he flatters himself it will always be well provided for.

Raleigh, Sep. 20.

BOARDING.

THE Subscriber respectfully informs the Public, that he has lately made considerable Improvements to his Buildings, situate on the Corner Lot on Hillsborough Street, within 90 steps of the State-House, with a view of accommodating annually a few Members of Assembly, who may prefer living in a private Family to boarding in a Tavern. As his Rooms are good and convenient, and he is determined to pay every Attention to accommodate those who favour him with their Company, he trusts his House will be found an agreeable Residence for the Session.

JOSIAH DILLIARD.

Raleigh, Oct. 3.

J. D. has attended at Mr. Casso's Tavern for four Sessions past, during which time he flatters himself his conduct was such as gave satisfaction.

After the Session of Assembly closes, J. D. will receive a few Students of the Academy as Boarders.

MARK COOKE,

HAVING taken the large and convenient House on Hillsborough-street, now occupied by Mr. Joseph Ross, would be glad to accommodate Members of the ensuing General Assembly as Boarders.

From the knowledge which some of the Gentlemen have of the situation and convenience of the House, he hopes for encouragement.

Gentlemen wishing extra Accommodations, may have them at a fair rate.

Raleigh, October 4.

Students in the Academy will be boarded the ensuing year.