GENERAL ASSEMBLY HOUSE OF COMMONS, December 19, 1828.

DEBATE

On the bill for forming a new County by the name of Macon, out of the lands lately acquired by Treaty from the Cherokee Indiana

Concluded. Ar. Fisher said, it was with reluctance that he rose on this occasion ; but he could not help making a few remarks on what had fallen from gentlemen opposed to this bill. He had been surprised to hear the gentleman from Halifax, who principles, so completely abandon them 27. In this view, therefore, they have in the arguments he made use on this subject. He seemed to consider this bill as standing on the same ground with that before the House the other day, for erecting a new County out of the Counties of pledge to erect this territory into a County, had been given by the Legislature in 1819, and again renewed in 1821. And depart from a correct course as to violate may. a pledge, a Government can never do it-Some of the objections made to the passage of this bill, said Mr. F. are entirely untenable. It nad been objected to because of the expence which would attend the forming of this new County,

though he considered gentlemen as entirely driven from this ground. It had been said that Haywood County, fore done much for us, let us do our part at present, pays but \$350 a year in taxes, in improving the advantages we possess. and if divided as proposed would pay little more than half that sum. Gentlemen | and unite in promoting whatever may adseemed to forget the money which these vance the interests of our Country. new settlers paid into the Public Treasury for their land. In the last ten years, humble and respectful manner to ask for they have paid more into the Treasury redress-they are very remote from the Fifth Census of the United States. ten times over, than the counties of Wash- seat of justice, and are cut off from it by The House took up the bill to authorise ington and Martin have paid into it since almost impassable mountains ; and shall the State of Tennessee to issue grants and the organization of our Government. - | we deny them relief because they happen perfect titles to certain lands. The bare annual interest of the \$119,000 to live in a certain part of the State ?-which have been paid by these citizens He trusted not. for their land, would be about six times the amount of taxes paid by those two and more particularly to-day, that any then adjourned. Counties. that the present Senator of Haywood was Nothing, except to talk about a division elected by 58 votes only. What were of the Union, was more alarming. And the facts in the case he did not know ; yet there is some force in the remark .but he had no doubt that there were as If such an event were to happen, it would many freemen in that County as in either be something like that ever-to-be-regret-Martin or Washington. According to ted course taken by this Government in the Territory now proposed to be e- 'Ferritory which now forms the State of Niles, in his Register, insists that it is not had never been present at any deliberatirected into a County, there were 397 Tennessee, one of the most impolitic meatracts, some of them of 640 acres, and o- sures that was ever adopted by this or athers of a less quantity; and upwards of ny other Country. 1500 tracts have been since surveyed, shall be formed. tleman is sent, eleven votes were only subject. number. He did not mention this cir- had said in respect to the lines of distincvoters, but only to show that there were wish that all such considerations might be Augusta, from the latter place to the high ber of constituents.

RATIFICATE REGISTER AND NORTH-CAROLINA GAZETTE.

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

Published every Friday, by JOSEPH GALES & SON, at Three Dollars per annum-half in advance.

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VOL. XXIX

FRIDAY, JANUARY 23, 1829.

othing to fear.

But shall it be said that the Legislature of North-Carolina assemble here actuated by local prejudices and considerations? Were it so, no wonder that our State is Booke and Buncombe- It appeared to in a low depressed condition. He could him that the two bills were quite different not, however admit the representation to -that no parallel could be drawn between be correct. He trusted the Legislature them. Some gentlemen who were deci- would always act on broad and liberal dedly opposed to the former bill, were principles, and if so, our prospects will favorable to this. A solemnly implied brighten, and the character of our State will rise in the scale of the Union. It is time to drop these loca! feelings of East and West, and listen to the grievances of though individuals may sometimes so far the people, come from what quarter they

> Nature has in some respects been unkind to us in giving us an iron-bound coast ; but liberal to us in other respects. We have a fine climate and fertile lands, standing on the middle ground, between the extreme North & South, where we are blessed with all the necessaries and many of the luxuries of life. Nature has there-

Let us abandon all narrow party feelings,

These people have come forward in a

prided houself upon his pare Republican of the East will still have a majority of Webb, Webster, Wheeler, Whitfield, Whitaker, Wilder, Wilkinson, Wilson, Wright, and Wyche.-62.

CONGRESS.

SENATE.

Monday, Jan. 12. The resignation of Mr. Bateman, from New Jersey, owing to bad health, was faid

before the Senate.

peared from Delaware.

a against the Tariff law, was presented, and ordered to be printed.

committee on Indian Affairs to enquire what further provisions by law are necessary to effect with the least delay and expence, the removal, with their consent, of he Indians, from the several States and Territories of the Union.

The Senate took up Mr. Benton's resolutions relative to the Sinking Fund, Public Debt, &c. and the whole subject was referred to the Committee of Finance.

HOUSE OF REPRESENTATIVES. Monday, Jan. 12.

Mr. M.Duffie, from the committee of Ways and Means, reported a bill to impose regulations on sales at Auction.

Mr. Lea and Mr. Crockett spoke in favor of the bill, and Mr. Carson, Mr. Locke He regretted that on a former occasion, and Mr. Woods against it. The House term.

under Heaven, which has the right to say to them, that they shall not have a voice in making the Government which has to rule hem as well as others. It is impossible that they can submit to be classed with slaves, and told that this is a matter not for them, but for freeholders ty determine."

NO. 1.552.

On the Presidency .- Mr. Smyth of Virginia has brought a proposition before Congress to amend the Constitution, so as that the President shall be ineligible to a second election. It appears he sent a copy of his Speech on this occcasion to Chief-Justice Marshall, who acknowledged the receipt of it, and gave his approbation to the measure, as follows :

Richmond Jan. 1st, 1829. DEAR SIE : I have received your speech on the resolution amendato y of the Constitution and thank you for sending it to me. I have read it with great attention, and think the argu ment against the re-eligibility of the President very strong. Public opinion is, I believe, taking a decided direction towards this point; and am disposed to think, in its favor. Some differ ence may exist respecting the time for which the Chief Magistrate ought to be elected-more, perhaps, than on the propriety of his being reeligible.

The question is one of great interest and deli cacy; and is not without difficulty. We may Mr. Storrs reported a bill for taking the perceive the inconvenience of the present arrangement much more clearly than those which may result from any new and untried system .-In a great and powerful republic, nothing is

Land for sale for Taxes.

N the 2nd Monday in March next, will be it the Court House, in Showhill, Gr county, the following tracts of land, ur so thereof as will be sufficient to pay tax due there-on, for the years 1824 and 1825, and cost of ad-vertising, (agreeable to act of Assembly, 1827 and 1823.)

250 acres given in by Rhoda Carr, for 1824 & 1 do Jesse Murphrey 1824 & d Marg Murphrey 182 200 do 671 do Cstu'n. Porter, 1821 Spiers Murphrey do 18:5 30 de 8:24 6. 6 do do Wm. Rauls do 300 Jas. B. Hooker 1824 & 6 do 22 do Aug. Williams do 1825 168 do do John Ruff 1824 & Wm. Rasberry Henry Heff 270 1824 & 5 do do 871 do do 1825 140 Mary Coward 1824 & 1 do do Wm. Farmer 1824 & # 280 do do Ben. Hartsfield 225 do do 125 de Pope Albritton do Jesse Brand 337 do do 182 do Isaac Pate Richard L. Tison 25 do do 67 do Jonathan T. Eason do do Lemon Eason 524 do 631 do Stephen Eason (Listed by Stephen Esson. Guardian, &c. do for Ashley Eason 1824 & 48 do Francis Thigpen 1824 & 5 Eliz'th Thigpen 1824 & 5 110 do do 52 do do for Clara Thigpen 1824 & 5 63 do ZACHARIAH ELLIOTT. Jan. 1, 1829.

State of North-Carolina, WAKE COUNTY. Court of Pleas and Quarter Sessions, November Term, 1828. Fanny Utley, widow of Wilham Utley, dec'd.

Petition for Dower Thomas Utley, and others, heirs of said dec'd

T having been made appear to the Court, that one of the Defendants, to wit, Thomas Utley, lives beyond the limits of this State, so that the ordinary process cannot be served on him a

It is therefore ordered by the Court, that advertisement be made in the Raleigh Register for six weeks, for said Thomas to come forward and answer, &c. to said petition, on or before the next County Court of Peas and Quarter Sem sions, to be held at the Gourt House in Rales on the 3d Monday of February next, otherwise it will be taken pro confesso, and a decree will be made according to the prayer of said petitions 41-6w B. S. KING, C. C.

State of North-Carolina: **Ratherford County.** Superior Court of Law-October Term, 1828. William Hicks v. Elizabeth Hicks. Petition for Divorce.

John M. Clayton, a new member, ap-The protest of the Legislature of Geor

A resolution was passed instructing the

Gentlemen consider this application for a new County as a sort of scheme which they do not understand ; and though they be unwilling to imitate the Crane in the Fable who put his head in the Fox's mouth ; they are willing to put their hands into the pockets of these citizens, and draw from thence nearly 120,000 dollars.

But an additional reason for admitting these citizens to be formed into a County, in preference to those who asked to be erected into the County of Jackson, is the pledge. In consequence of that, the various parts of our State had purchased land and removed into the Wilderness, in the expectation, after all the labour and hardships attending the settlement of such a country, of enjoying the blessings of civilized society. Nor have these people asked for a return of any part of the money which they have paid into the Treasury, to make thein roads, or for any ther purpose. No, they have seen it liberally expended in Improvements in different parts of the State-on the Roanoke, ishing the Clubfoot and Harlow Canal; in opening Roads, surveying Swamp Lands. &c. &c. And he would ask gentlemen who represented those parts of the State which had been favored by the expenditure of large sums of money which were princithe Legislature, turn a deaf ear to their cries ? the Eastern section of the State have the preponderating power in the Legislatuse and they will keep it. Do we then, come here for the purpose of watching one | and A. Williams .- 65. another-one section desiring to keep aother down, instead of redressing its grievances and doing justice to our list low-citizens? This ought not so in 1.9

thing had been said about these people And the gentleman from Halifax states, leaving us and going to another State .-the first survey made of the land for sale | when we suffered the loss of that valuabl

and will be sold as soon as this County other remark, and then take his seat.-Gentlemen had said that they were op-When the gentleman from Halifax ob- posed to forming any more new Counties ; price of commodities ; that it has not di jects to the formation of this County, be- that they would rather consolidate some cause Haywood has at present so few free- | already in existence. If they be sincere holders, he ought to recollect that he in the expression of this opinion, he hopstands on this floor as the Representative ed they would evince that sincerity by in- reign demand for products of the Agricul of but a small number of Constituents .- | troducing a bill for this purpose. Until ure of the South. Mr. F. remembered that at one of the e- this was done. he could not help doubtlections in the town from which the gen- ing whether they were in earnest on this

given. He believed 58 was about the full Mr. F. wished that nothing which he enmstance by way of complaint; for he tion which are apt to be drawn in this himself was sent here by less than 100 House, would be taken amiss. He could other members besides those from Hay- laid aside, and that every question which est point of pavigation in the Tennessee wood who were sent here by a small num- came before the Legislature might be decided upon its real merits alone.

After a few other remarks from Mr. Cooper, Mr. Vail, Mr. Fisher, Mr. Graham and Mr. Bynum, the committee rose, and reported the bill to the House, with- acres of fertile land, worth it is supposed out amendment.

The bill was then read the second time; and the question being on its passage,

Mr. Gaston observed, that it had occurred to him, that if this bill passed, an amendment would be proper. It will be recollected, that the deeds for the land sold in this Territory are not given until and until the deed is given, the holder of the land pays no taxes for it. This not only accounts for the small number of could see no reason why the same princi-0ple should not prevail in respect to the land sold in this Territory. When a bill ing on this subj ct, says : of this kind was before the House on a the Cape Fear and other Rivers ; in fin- former occasion, an amendment of the kind which he now proposed was received without objection. He hoped it would now be received. It was agreed to.

Ataleigh Megister. TUESDAY, JAN. 20, 1829.

The Tariff -- Notwithstanding all the violence exhibited by the States of South-Carolina and Georgia on this subject Mr. Mr. F. said he would only notice one on the South. And shews, by reference to public Documents, that the protection

offered by the Tariff has not advanced th minished the Revenue of the U. States; and that it has not interfered with the fo-

-00-

Proposed extension of Railroad.-A the signature of CLINTON, suggests the proabout to be made between Charleston and River, a distance of little more than 200 miles, which, when the obstructions at the Muscle Shoals are removed. (for efforting) two millions of dollars) will form an Out let to the Atlantic Ocean!

This would be a great object to the citizens of the South and South-west,& would be an improvement of national importance. -000-

the whole of the purchase-money be paid, of Virginia, are warmly engaged in debating this question. Various propositions have been made as to the proper mode of freeholders in Haywood, but also for the electing Members to the proposed Convensmall amount of Revenue paid into the tion ; but as yet no one has been agreed to. Treasury. According to the general law County representation, the Congressional of the State, all persons who enter land, district plan, and a representation of al pay taxes upon it immediately; and he the white inhabitants, have each their ad-

more difficult than the disposition of the Executive power. Yet, though not very fond of experiments, I should be disposed to try the effect of confining the Chief Magistsate to a single

With great respect I am, sir, your obt. servt J. MARSHALL.

The Hon. ALEXANDER SETTE, Washington. -000

Harrison G. Otis, Esq. is elected Mayor of Boston, in the place of Mr. Quincy, resigned. On taking the ouths of office, Mr. O. made a handsome Address, in the conclusion of which, he alluded to his political life, and made the explicit declaration " before God and his country, that he true that the Tariff laws, so far as they ons, either public or private, among few have a protecting character, are oppressive or many, in which the question of a dismemberment of the Union, or the forcible resistance of the measures of the General Government for a moment was agitated."

-000-

Honors to the Governor .- The citizens of this town, the personal and political triends of our esteemed Governor, Jonn Owen, Esq. this day engaged in paying him the most distinguished marks of attention and respect. At a meeting held a few days ago, it was determined to address a letter to Gov. Owen, at Raleigh, to pass writer in the Charleston Mercury under through this town on his way to his seat in Bladen : and that, should he do so. a priety of extending the Railroad which is committee would meet and conduct him to town, where his fellow-citizeus proposed to pay their respects to him at a Collation to be served at the Mansion Hotel, and a Ball in the evening at the Lafayette Hotel. The Governor having replied that he would arrive here this day, the Committee, con sisting of Jas. Seawell, Esq. Magistrate of which Congress has appropriated 400.000 Esqrs. proceeded yesterday afternoon to Mrs. Campbell's, eight miles from town, where they met his Excellency. The Corps of Flying Artiliery, attached to the Fayettevile Battalion, also left this morning, to meet and escort him to town, and it will be taken pre confesso, and set for hearing the whole are now, as our paper is going to press, momently expected to arrive .--The remainder of the Battalion, and the Virginia Convention .- The Legislature Independent Company, are also under arms, to be presently reviewed by the Governor-Fayette. Obs. Jan. 15.

DIED

At Williamsborough, in this State, on Thursday last, Mrs. Sarah Ravenscroft, wife of the Rev John Ravenscroft, Bishop of this Diocese. An acquaintance of some years with this estimable lady during her residence in this City, enables us to bear tes imony to the piety and vocates. The Constitutional Whig speak- virtue of the deceased-of mild and endearing manners, and of a friendly disposition, Mrs. Ra venscroft was esteemed by her neighbours, and "When we reflect that three-fifths of beloved in no common degree by her friends and conn ctions. She had no children ; but her loss will be irre parable to her kind and indulgent husband. In Rowan county, on the 3d inst. after a long and painful illness, Mr. Nicholas Filhouer, aged 68 ye rs, a native of Germany. In Fayetteville on Monday last, Mr. Luke Bowen, for many years an inhabitant of that place. In Hillsbono' a few days ago, Mrs. Bloan, at the advanced age of 89 years. At Washington City, on the 15th instant, Col. Isaac Roberdeau, Chief of the Topographical Corps.

T appearing to the satisfaction of the Court that Elizabeth Hicks, the defendant, is not an inhabitant of this State ; it is therefore ordered by the Court that publication be made three months in the Raleigh Register, giving notice to the defendant that he appear at the next Superior Court of law to be holden in Rutherford ton, on the 3d Monday after the 4th Monday in March next, then and there to answer, plead or demur to said petition, otherwise it will be ta-ken pro confesso and adjudged accordingly. Witness, James Morris, Clerk of our said Court, at office the 3d Monday after the 4th Monday in September 1828, and of the 53d year of the Independence of the United States. JAMES MORRIS, CIL.

> State of North-Carolina, WASHINGTON COUNTY.

in Equity .--- Fall Term, A. D. 1828. **Friley** Jones

William Jones, Thomas Jones, Jane Jones, The mas R. Smaw and Nancy, his wife, Charlotte Jones, by Levi Fagon, her Guardian, and Fri-ley Jones, by Wm. Fagan, Sen. his Guard an-Tappearing to the satisfaction of the court, that Thomas Jones resides without the limits of the State : It is ordered that publication be made three months in the Raleigh Register, that une less he appear and answer at the next Superior Court of Equity to be held for the County of Washington on the second Monday in March next, Judgment pro confesso will be taken against him. Test.

J. GOELET, C. M. E. W. C.

State of North-Carolina, Halifax County. In Equity-Fall Term, 1828. William E. Shine,-Complainant.

George W. Gary, Robert F. W. H. Perkins and Stephen Burrows, Defendants,

T appearing to the satisfaction of the Cour L that Robt. F. W. H. Perkins resides beyond the limits of this State r. It is ordered by the Court, that publication be made in the Raleigh Register for 3 months, that unless he appear by the second day of next term, and put in an an-swer, plea or demurrer to the Complainant's bill; ex parte as to him.

Witness, Edmund B. Freeman, Clerk and Master in Equity, for Halifax county, at affice, the 4th Monday after the 4th Monday in Sent EDM. B. FREEMAN, C. M. B. 1828.

State of North-Carolina. Edgecombe County. Court of Pleas and Quarter Sessions. November Term, 1828. The President and Directors of the State Bank,

Bennet Barrow. Original Attachment. Spencer D. Cotton and Theophilus Parker sum-IT appearing to the satisfaction of the Court, that the defendant is not a resident of this State. It is therefore, ordered, that publication be made for six weeks in the Raleigh Register, that unless the defendant make his personal appearance at the Court of Pleas and Quarter Sessions, to be held for the county of Edgecombe, at the Courthouse in Farborough, on the fourth Monday in February next, and replevy and plead, judgment by default will be taken against, and the proper-ty levied on condemned, subject to the plaintiffs recovery.

ing, by Yeas and Nays, as follows :

Yeas .- Messrs. Alexander. Alford, Allison, Barnhurdt, Bethell, Blackwood, Bogle, Borden, B. S. Brittain, Mark Brittain Brooks, Calloway, pally derived from these lands, whether Clayton, Clement, Eccles, Edmonston, Fisher, they could now, when these citizens come Fi ming, Gaston, Gibson, Gordon, Graham, forward and present their grievances to Rempton, Hancock, Hester, Hodges, Jasper, C. Jones, Kendall, Lilly, Loretz, Martin, Mendenhall, Mitchell, G. T. Moore, A. Moure, Morris, M'Lean, M'Millan, M'Neill, Nash, New-But the gentleman from Halitan sars Land, Nicholson, Potter, Purcell, Rainey, Rufn. Ssintclair, Shipp, Simpson, N. G. smith, Smith, Stephens, Stockard, Styron, Swain, Tyson, H. Waddell, A. Waddell, Wadsworth, Waiker, H. Walker, J. Webb, E. Williams,

Nays .- Messrs. Ball, Rass, Battle, Bateman, Mackledge, Boykin, Branch, Bryan, Bynum Hyrum, Cooper, Cox, Davenport, Dozier, Bickson, Ellis, Foy, Gary, Gillespie, Gregory, Harlow-citizens? This ought not so in the per, W. G. Jones, Wesley Jours, Kerr, Larkins, Besides the East is in no damager of wish it. Latham, T. Latham, Montgomery, Macon, ing its present ascendency It has all Moye, M'Kiel, Nelson, Pierce, Pool, Riddick, resent a majority of 30 votes in juice thodes, Rogers, Rogerson, Sasser, Saundercallot of the two Houses; so that the son, Sharpe, L. R. Simmons, B. T. Simmons, callot of the two Houses; so that the ho. B. Smith, Spruill, Steeman, Underwood. Sounty may be admitted, and the people , Bail, R. Walker, Ward, Waiford, Watson, Th

freemen of this land are non-freeholdersthat they compose the majority of that community whom the Bill of Rights declares

to possess the right to amend, alter or a-The bill then passed its second read- bolish the Government-it is matter of amazement to perceive the utter contempt and non-chalance with which they have been treated by the House of Delegates .-They are expressly, in contr vention of all right, excluded from voting for members of convention-they are by an amendment to

> the bill, deprived of the privilege of hild ing a seat in that assembly-and in short hey are no where recognized as existing. but for the purpose of being stripped of the unalienable and indefeasible rights guaranteed to be theirs in the Bill of Rights.

Individually, we are indifferent to an extension of the right of suffrage; we have been rather indisposed to a change; bu the Legislature are taking the course to for the non-freeholders to submit quietly to the insolting indifference with which

they are elbowed out of their right to puricipate in the proposed alteration of the form of Covernment. There is no power

At Philadelphia, on the 12th instant, the Rev. Doctor Chester, of Albany, of the Presbyterian Church.

STRAYED.

TAROM a Lot in the suburbs of Raleigh, on the 23d ult.

Two Mares, one a dark Bay, close built, with white Star in her forehead, with new Shoes on her hind feet, is 4 feet 10 inches high, and from make this change not a matter of choice 8 to 10 years old. The other a bright Bay, has but necessity. It is impossible, we think, a large blaze in her face, 2 hind legs white, in nearly 5 feet high, and 11 or 12 years old.

Five Bollars Reward will be given to any person who will restore said Mares to Leroy Pettiford, staleigh or two dollars and a balf for either Plaintiff. of them.

39 3 .

Jan, 19, 1828.

Witness. Michael Hearn, Clerk of said Court, at office, the fourth Monday of November, 1828. MICHAEL HEARN, C. C.

State of North-Carolina, Bertie County Court of Pleas and Quarter See

cullen Capebart, J Judicial attachment, returned

Cha's Fleetwood Statistic the property of Charles Fleetwood Scharles Fleetwood." T appearing to the satisfaction of the Court, that the defendant Charles Fleetwood has re-moved without the limits of this State, so that the ordinary process of law cannot be served on thim : It is therefore ordered by the Court, that publication be made in the Hateign Register, for three months, for the said Gharles Fleetwood, that moved without the said Charles Fleetwood, the ordinary process of law cannot be served on the ordinary process of that unless he appear by himself or some agent, and replevy suid property, on or before the se-cond Monday of February next, Judgment by default will be taken against him, and the pro-perty levied on condenned to the use of the

(By order of the Court.) A. RHODES, US