

RALEIGH REGISTER

AND NORTH-CAROLINA GAZETTE.

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

THREE DOLLARS PER ANNUM }
ONE HALF IN ADVANCE }

TUESDAY, JANUARY 31, 1837.

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TERMS.

THREE DOLLARS PER ANNUM—One half in advance
Those who do not, either at the time of subscribing
or subsequently, give notice of their wish to have
the Paper discontinued at the expiration of the
year, will be presumed as desiring its continuance
until countermanded.

ADVERTISEMENTS.

Not exceeding sixteen lines, will be inserted three
times for a Dollar; and twenty-five cents for each
subsequent publication: those of greater length, in
proportion. If the number of insertions be not
marked on them, they will be continued until or-
dered out and charged accordingly.

DEFERRED ARTICLES.

Providence, R. I. Dec. 21.

SHOCKING.—Yesterday afternoon an
Englishman, named Whimslaw Smith, a
tin plate worker, jumped from the highest
point on the roof of the Old Coffee House,
(so called,) in Market-square, a distance
of nearly fifty feet, and landed upon the
pavement ten feet from the side-walk,
breaking one arm in two places, the other
arm at the wrist, one leg broken, with both
arms and feet literally crushed, besides a
hole broken in his head. He survived the
injuries received until his limbs and wounds
were dressed by a skillful surgeon, after
which he was removed to the Asylum, where
he died about 6 o'clock in the evening.

We learn that Mr. Kinne Morgan, of
Cabarrus county, was stabbed on Friday
last, by one of his own negroes. The
circumstances as related to us by a friend
are these: There had been previously a
misunderstanding between the boy and
his master, and while engaged on Friday
in greasing a wagon, Mr. Morgan told a
little boy, who stays with him, to scotch
the wheel and to place it before the wheel
—the negro told him to place it behind.
Mr. Morgan shoved the negro one side,
we suppose, to do it himself, the negro
seized him, drew his knife and stabbed
him in two places—one in the hip, the
other in the side—the wound in his side
entered his liver and caused his death.
The negro fled and had not been taken
when our informant left home.

Charlotte Jour.

Climate and Scenery in Florida.—A
correspondent of the New York Com-
mercial, writing from Florida under date
of December 12, says:

"The St. John's river, of which I sup-
pose you have hardly ever heard, is one
of the most beautiful streams in America;
it is from one to three miles wide, and
navigable for nearly two hundred and
fifty miles from its mouth by steamboats;
its banks are covered with a great variety
of evergreens, the live oak, the pine, the
magnolia, palmetto, &c. and Lake George,
into which it expands, a short distance
before reaching Volusia, is as splendid
and enchanting a sheet of water as any
fancy could picture. And don't you envy
me, who, for the last five days, have been
enjoying the delightful winter climate of
Florida, the thermometer at 75, the air
clear, pure, and elastic, flowers in great
variety blooming on the banks of the St.
John's, and birds merrily carolling amidst
its shrubbery? It is almost cruel to pre-
sent such a picture to you, who are shiver-
ing in the midst of snow and ice, and
what is worse, have no prospect of any
thing better for months to come."

Expansive power of water in freezing.—
A remarkable evidence of the expansive
power of water during the process of con-
gelation, was lately afforded in Cincin-
nati. We learn from the Whig of that
city, that a large iron anvil, weighing up-
wards of three tons, was left lying near
the door of the iron foundry of Messrs.
Harkness, Vorhees & Co. exposed to the
weather. It was perfectly solid and
sound, with the exception of a very nar-
row fissure in the centre of one side about
five inches in length, and reaching into
near the same depth. During the recent
rain this crevice became filled with water,
holding, perhaps, not more than half a
gill. During the severe cold of the night
of the 20th inst. this water became frozen,
and its expansive force during the process
completely severed this huge mass of iron
into two parts! A more striking instance
of the tremendous power thus exerted by
water, has perhaps rarely if ever occurred.

Distressing Accident.—Was drowned,
in Lane's creek, on the evening of the
9th inst., near his residence in Anson
county, N. C. EDWARD WINFIELD, B. Q.,
in the 70th year of his age. The deceased
left home in the morning, to visit a neigh-
bor a few miles distant: on his return, it
is believed his horse threw him, while
crossing the creek. His body was found
next morning. He has left a wife and a
large circle of relatives and friends to
mourn his loss. In his relation of hus-
band, father, friend, and master, he has
left but few equals.—Fayetteville Obs.

"In that state of abandoned servility
and prostitution to which the undue in-
fluence of the Executive has reduced
the other branches of the Legislature, the
'Office-holders' of our country have in
reality little punishment to fear, and few
difficulties to contend with, beyond the
censure of the Press and the spirit of re-
sistance which it exercises among the peo-
ple."

While reviewing one of our standard
works (Junius' Letters), our attention
was arrested by the above extract from
its pages. For a moment we believed
that this great champion of the rights of
the People was referring to our own Re-
publican Government, and not to the de-
grading vassalage and corrupt abuses of
the Monarchy of Great Britain.

Wilmington Adv.

CAPTIONS OF THE ACTS

Passed by the Legislature of N. Carolina,
SESSION OF 1836-37.

PUBLIC ACTS.

1. An Act to receive the proportion
of the Surplus Revenue to which N.
Carolina is entitled under the Act of
Congress to regulate the Public Money
(Authorizes the Public Treasurer to
execute the necessary obligations of the
State, that the money shall be returned
if ever called for.)

2. An Act concerning Corporate bod-
ies in this State. (Limits all corpo-
rations, where the charters do not spe-
cify the length of time they shall run,
to 30 years; and provides that a fail-
ure to use the privileges granted by
any Charter to any Company for two
years, shall work a forfeiture.)

3. To amend an Act entitled an Act
to establish a Department for adjusting
and liquidating the Public Accounts of
this State, and for appointing a Com-
ptroller, and for other purposes. (Pro-
vides for the biennial election of Com-
ptroller and continuing the term of ser-
vice of the late Comptroller until Jan.
1, 1837.)

4. Authorizing Courts of Equity to
direct the Clerks and Masters thereof,
to execute title for all property sold
under decree of said Courts. (The title
to this, sufficiently explains its pro-
visions.)

5. To incorporate the Edenton and
Norfolk Rail Road Company. (Incor-
porates an association of gentlemen to
construct a Rail Road between the two
points, but no appropriation is made
from the funds of the State.)

6. Establishing Davie county. (Forms
a new county by this name, out of
that part of Rowan county, hereto-
fore known as the Forks.)

7. Incorporating the general Mining
and Manufacturing Association. (In-
corporates an association of gentlemen,
for the purposes mentioned with a Ca-
pital of One Million of Dollars.)

8. Concerning the Superior Courts
of Law and Equity, in and for the coun-
ties of Moore, Montgomery and Anson.
(Extends the provisions of the Acts of
1830 and 1831, for three years.)

9. Concerning Brokers. (Reduces
the Tax from \$200 to \$25 and puts the
law into immediate operation.)

10. Authorizing County Courts to
settle disputed boundary lines between
counties. (The title to this act suffi-
ciently explains its provisions.)

11. Empowering County Courts of
Record to change Names. (Gives to
the several County Courts the power
of changing the names of bastard chil-
dren and others.)

12. To amend an Act entitled an
Act for the more uniform and con-
venient administration of Justice within
this State, passed in 1806. (Establishes
a new Superior Circuit, composed of
the counties of Macon, Haywood, Yan-
cy, Buncombe, Rutherford and Burke.
Also fixes salary of Judges at \$1,950
each, subject to a deduction of \$100
for every Court they fail to attend.)

13. Concerning the Public Printing
in this State. (Abolishing the Office
of Public Printer, and directs the Sec-
retary of State to let out the various
printing of the State by contract to the
lowest bidder.)

14. Empowering the Halifax and
Weldon Rail Road Company to sub-
scribe their stock to the Wilmington
and Raleigh Rail Road Company.

15. Supplemental to an Act passed by
the present General Assembly, entitled
an Act to lay off the county of Davie.
(Provides for the establishment of Courts
in said county.)

16. To alter the time of holding E-
lections in the counties of Halifax,
Northampton and Nash. (Makes the
Election uniform in each county, viz.
on the first Friday in August.)

17. To amend the Charter of the
Cape Fear, Yadkin and Pee Dee Rail
Road Company. (Changes the title to
that of Fayetteville and Western Rail

Road Company, increases the Capital
to \$2,000,000 and authorizes the con-
struction of a Road from Fayetteville
to the Narrows of the Yadkin, with two
branches from thence—one to Wilkes-
boro', and the other to intersect the
Cincinnati and Charleston Road.)

18. To amend an Act entitled an
Act authorizing the entering of the un-
surveyed lands acquired by Treaty
from the Cherokee Indians in the years
1817 and 1819, in the counties of Hay-
wood and Macon. (Prohibits the en-
try of Lands reserved to the Indians.)

19. To amend the Act incorporating
the Franklin Turnpike Company.—
(Provides for the further extension of
the Road.)

20. To amend the several Acts of the
General Assembly, prescribing the time
of payment for entries of land in
this State. (Extends the time of pay-
ment on monies due Dec. 15, 1837, to
Dec. 15, 1838.)

21. To lay off and construct a Road
from the Town of Franklin, in Macon
county, across the Nantahala Moun-
tain, to Valley River, and thence to the
Georgia line. (Appropriates \$9,000
for the work. The Governor to ap-
point a Commissioner to locate and
lay off the Road.)

22. To amend the Charleston and
Cincinnati Rail Road Company. (Con-
fines the Road to the French Broad
River, and makes it cross the Blue
Ridge into Rutherford county, and re-
serves the privilege of joining the Road
in any of the States, through which it
may pass.)

23. To amend an Act authorizing the
entering of unsurveyed lands lately ac-
quired by Treaty from the Cherokee In-
dians, in the counties of Haywood and Macon.

24. To provide for draining the Matta-
muskeet Lake. [Appropriates the sum of
\$8,000 for this purpose from the State
funds, to be expended under the direction
of Commissioners.]

25. Supplemental to an Act, passed at
the present session, to establish the County
of Davie. [Authorizes the Justices of
Rowan to officiate in certain matters per-
taining to the erection of said county.]

26. Prescribing the mode of surveying
and selling the lands of this State, lately
acquired by Treaty from the Cherokee In-
dians. (Authorizes the Governor to ap-
point two Commissioners to superintend
the manner of surveying and laying off
the lands. The Governor also to appoint
one Principal Surveyor, with power to ap-
point as many Deputy Surveyors, Chain
carriers &c. as necessary. Commissioners to
have \$5 per day; Principal Surveyor \$5,
and Deputies \$4 per day; Chain carriers
and pack horse men \$2,50 per day.)

27. Making an appropriation for com-
pleting the Capitol. (Appropriates for
this purpose the sum of \$120,000.)

28. To incorporate the North-Carolina
Central Rail Road Company. (Incor-
porates a Company to construct a Road
from Beaufort to Fayetteville.)

29. Concerning the Public Arms. (Au-
thorizes the Public Arms at Raleigh and
Fayetteville to be cleaned and stamped,
and distributed amongst the several coun-
ties of the State.)

30. Concerning the election of Govern-
or. (Allows Sheriffs \$2 a day and mileage
for making return of Election for Governor.)

31. To encourage the culture and man-
ufacture of Silk and Sugar. (Gives to in-
dividuals the privilege of forming associa-
tions for this purpose, with corporate pow-
ers.)

32. To incorporate the Raleigh and
Columbia Rail Road Company. (Provides
for the construction of a Road from Ra-
leigh to Columbia, S. C. in continuation
of the Raleigh and Gaston Road.)

33. Fixing the time for perfecting titles
to land heretofore entered and paid for.

34. Declaring that the shares of Stock
in incorporated Companies shall be de-
emmed and taken as personal estate. [The
title explains the Act.]

35. Allowing Public Officers or their
Deputies to administer Oaths. [Allows
Deputies to administer Oaths.]

36. To increase the Capital Stock of
the Halifax and Weldon Rail Road Com-
pany. (Authorizes an enlargement of the
Capital to the amount of \$10,000.)

37. To aid the Internal Improvements
of the State. (Provides that the State
shall subscribe two-fifths of the Capital
Stock of the Cape Fear and Western Road,
from Fayetteville to a point above the Nar-
rows of the Yadkin—two-fifths of the Stock
of the Raleigh and Wilmington Rail Road,
for the construction thereof from Wilming-
ton to the Roanoke—two-fifths of the Ca-
pital Stock of the Central Rail Road, for
the construction thereof from Beaufort
Harbor to Fayetteville—Provided, that
individuals shall first subscribe and pay,
or secure to be paid, the remaining three-
fifths of said Capital Stock in said Com-
panies & also expend in labour on the road
one-fourth of said three-fifths.)

38. To provide for the redemption of
the Scrip issued by the State under the
Act of Assembly, passed in 1835, and
entitled an Act to provide for the sub-
scription on the Shares reserved to the
State in the Charter of the Bank of the

State. [Appropriates \$400,000 of the
Surplus Revenue for this purpose.]

39. Concerning the Bank of Cape Fear,
[Enlarges its Capital Stock \$700,000, of
which the State is to take \$300,000 and
individuals \$400,000.]

40. To confer Banking privileges on
the Stockholders of the Charleston and
Cincinnati Rail Road. Its leading pro-
visions are as follows:
Subscriptions are to be taken to the Rail Road
by re-opening the Books, and whenever 8 millions
are subscribed, then the Bank may be considered
formed, and each Stockholder in the Road may
then have a share of \$50 in the Bank.

On subscribing, the Stockholders pay \$5 on each
share to the Rail Road and \$12.50 to the Bank—
so that the Bank Capital will originally be about
1 million. This may be increased one million be-
fore, in order to give a return for the dead capital
in the Road. The capital of the Bank then cannot
be further increased except by calling in equal in-
stalments for the Rail Road.

The Bank and the Rail Road are to be managed
by separate Boards of Directors, and there can be
no subscription to the Bank, except by first being
bound for double the amount to the Rail Road.

The Capital of the Bank must be paid in Specie,
into some Bank in the State where the subscrip-
tion is made.

The Rail Road and Bank Shares are to be insepar-
ably connected and one cannot be sold without
the other.

The Rail Road Company is to be liable for the
debts of the Bank; but the Bank is not liable for the
debts of the Company.

The issues of the Bank are limited to twice its
Capital paid in—and when the Capital of the Bank
is increased to six millions, no further increase is
allowed until six millions of Dollars are expended
on the Rail Road, and until the Road is carried into
Kentucky—neither can it be increased to nine mil-
lions, until that amount is expended on the Rail
Road and the Road reaches Kentucky, and it can
be increased to 12 millions whenever that amount
is expended on the Road and the Road reaches Lex-
ington in Kentucky.

Before the Bank can go into operation, three of
the States of North and South Carolina, Tennes-
see and Kentucky must consent to the Charter and
to the establishment of Branches.

The Bank must receive its Notes in Specie and
for every delay it must pay an Interest of 12 per ct.
It is not allowed to issue Notes, smaller than five
Dollars, and after the Road is finished, it cannot
issue smaller than ten.

It cannot lend on its own, or the Rail Road Stock,
until nine millions of the Rail Road Capital is paid in.

The officers of the Bank are not permitted to be
Brokers.

The Branch in the State of North Carolina is
limited to one million, and must be established to
the west of the Catawba, and no other Branch or
Agency is allowed. It is made liable to a tax of
one fourth per cent on its capital, after the Road is
finished and the Stockholders receive six per cent.

It is made liable to process from the Courts of North
Carolina in case it violates its charter, and, in that
event, Receivers are to be appointed by the Court
to collect its assets and pay its debts.

None but citizens are allowed to vote at meetings
of Stockholders, and no Bank is permitted to sub-
scribe to the Stock—and in case more is subscribed
than is wanted, the citizens of other States must
have their subscriptions first reduced.

In case the work on the Rail Road is suspended
a year, or in case, within five years, less than three
million is expended on the Road—or, in case, in ten
years, it is not carried to Kentucky or has had twelve
millions expended on it, the Bank loses its charter.
In case these conditions are complied with the Bank
is chartered for twenty one years after the expiration
of the said ten years.

41. To drain the Swamp Lands of this
State, and to create a fund for Common
Schools. [Provides for the biennial ap-
pointment of a Board of Literature, of
three persons, by the Governor and Coun-
cil. Vests in the said Board all the
Swamp Lands of this State, not hereto-
fore entered by individuals, in trust as
a public fund for Education; also, all
the Stock owned by the State in the Bank
of the State, except 1000 shares, together
with the Stock owned by the Literary
Fund; also, Stock in Bank of Cape Fear,
and the profits accruing therefrom. And
authorizes the said Board to expend
\$200,000, or so much thereof as they
think can be beneficially expended, in
reclaiming said Swamp Lands, which,
when reclaimed, is to enure to the ben-
efit of said School Fund.]

42. Prescribing the manner in which con-
tested elections of Governor shall be de-
termined in this State.

43. Concerning the Revised Statutes
(Authorizes the publication of 5000 copies
of the Revised Code, to be distributed a-
mongst the Justices of the Peace, Mem-
bers of Assembly, Clerks of Courts, &c. With
the exception of the Acts specified in this
law, the whole Revised Acts are suspen-
ded and declared not to be in force until
Jan. 1838.) The Work to be published
under the care of two Commissioners, to be
appointed by the Governor.)

44. Making additional compensation to
the Secretary of State [allows him \$150 for
acting as Librarian, and for letting out
the Public Printing &c.]

45. Supplemental to an act, passed at
the present session, concerning the Pub-
lic Printing. [Allows persons now re-
quired by law to advertise in the State
Gazette, to advertise in any Newspaper
printed at the Seat of Government.]

REVISED ACTS.

A great portion of the Session was
devoted to the re-enactment of the Pub-
lic Statute Laws, revised and consolida-
ted by the Commissioners appointed for
that purpose. They were arranged un-
der 115 different and distinct heads, and
there was scarcely one of them which did
not undergo some amendment. But we
deem it unnecessary to notice, particu-
larly, only those amendments and altera-
tions, which go to change essentially the
character or identity of the law.

The Wreck Laws have been amended,
so as, in all instances, to give the County
Courts the power of appointing Commis-
sioners of Wrecks and to take their bonds.

The Bastardy Laws have been amen-
ded, so as to put the issue of the pater-
nity of Bastard children, as respects
Costs, upon the same footing as Indict-
ments.

The law with regard to Idiots and Lu-
natics has been amended, so as to autho-
rize Courts of Equity to sell the estates of
Idiots and Lunatics, when deemed for
their advantage, in the same manner, and
under the same regulations, as Courts of
Equity may sell the estates of Infants.

The laws with regard to the University
are amended, so as to prohibit the retail
of Spirituous Liquors, and the exhibition
of Shows, &c. within two miles thereof,
unless by consent of the Faculty.

The law with regard to County Trustee
is amended, so that the Office may be
abolished by the County Courts; in which
case, the Office devolves upon the Sher-
iff, with such compensation as the Court
may allow.

The law with regard to Crimes and
Punishments is amended, so that Store-
houses, Factories and Mills are included

7. For the relief of John Timson, a
native Cherokee Indian.

8. To authorize Ebenezer Pettigrew
to build a bridge across Scuppernon
River.

9. To regulate the Courts of Pleas
and Quarter Sessions in Ashe county.

10. To incorporate the town of
Rolesville.

11. To incorporate the Mutual In-
surance Company of Fayetteville.

12. To repeal an Act, passed in 1833,
for the better administration of justice in
Haywood county.

13. Authorizing Ebenezer Pettigrew
to build a bridge across Scuppernon River.

14. To amend the Charter of the Ports-
mouth and Roanoke Ra Road.

15. To prevent obstructions to the
passage of Fish up Fishing Creek, in the
counties of Edgecomb and Halifax.

16. To incorporate the Caldwell Insti-
tute in the town of Greensborough, Guil-
ford county.

17. To incorporate the Farmers' and
Mechanics' Cotton Manufacturing Com-
pany of Orange and Chatham.

18. To alter the time of holding the
Superior Courts of Law and Equity in
Stokes and Guilford.

19. Authorizing William L. Blount and
his associates to erect a bridge across
Great Contentnea, near Washington's
Ferry, on said Creek.

20. For the better regulation of the
town of Fayetteville.

RESOLUTIONS.

1. A Resolution in favor of Eliakim
Cox and Tilman Vestal.

2. In favor of Simon Smithwick, of
Martin county.

3. Directing the burning of Treasury
Notes.

4. Relative to the election of Gov-
ernor.

5. In favor of Turner & Hughes.

6. In favor of Win. D. Alexander.

7. Authorizing the Governor to draw
for payment of expenses of Cherokee
Land sales.

8. In favor of James Hart, of Carter-
et county.

9. Authorizing the Public Treasurer
to receive the purchase money of late
sales of Cherokee lands.

10. In favor of Samuel S. Gedney.

11. In favor of Mary Sloan.

12. In favor of John H. Hill.

13. In favor of the Roanoke Naviga-
tion Company.

14. In favor of John Miller.

15. Directing the Public Treasurer
to receive in payment for Cherokee
Lands, certain Notes of the Banks of
Virginia, Georgia and South-Carolina.

16. In favor of James C. Turrentine.

17. Concerning the office of Public
Treasurer.

18. Concerning Military Land War-
rants.

19. In favor of William Thompson.

20. In favor of George Hoover, Sheriff
of Randolph county.

21. In favor of Edward Stanly.

22. In favor of Green Hill.

23. Relative to the employment of ad-
ditional Engrossing Clerks.

24. In favor of the heirs of James M'In-
tyre.

25. In favor of Leander Truitt, Assistant
Door-keeper.

26. In favor of John and Thomas Webb.

within the list of buildings on which Ar-
son may be committed.

The law with regard to Slaves and free
persons of colour, is amended, so as to
repeal that provision making it the duty
of Masters to teach free persons of col-
our to read and write.

The law with regard to County and
Superior Courts is amended, so as to al-
low County Courts to establish Special
Courts, with an allowance to each Jus-
tice of not more than three dollars nor
less than one dollar per day.

The law on the subject of County char-
ges is amended, so as to allow the Courts
to impose, without restriction, such tax
as is necessary to meet County charges.

The Revenue Laws are amended by
providing for a re assessment of Lands.
The County Court is to appoint three
Assessors in each District, one of whom
must be a Magistrate, who are to assess
the Lands in such District; and said as-
sessment is to remain for five years, when
a re-assessment is to take place.

The Militia Laws are also amended,
so that, in future, each Company is to
choose its own Officers, and the Field and
General Officers are to be chosen by the
Commissioned Officers of each respective
Regiment, Brigade, Division, &c.

The law with regard to Widows is a-
mended so as to repeal that provision
which requires a Jury to ascertain the
sufficiency of the provision made for Wid-
ows by the husband's Will, and, on her
dissent, allows her absolutely her right
of Dower and distributive share.

The law with regard to Habens Corpus
is amended so as to make that writ the
right of the citizen in every case, and re-
moves other impediments to his benefi-
t.

The law with regard to Official Bonds
is amended, so as to make them payable,
in all cases, to the State.

The law with regard to Mills is a-
mended, so as to make Wind-mills, Pub-
lic Mills.

The law with regard to Insolvent
Debtors, is amended so as to provide that
Prisoners within the bound, may take the
Oath of Insolvency without going into
close prison. Allows all the creditors,
who are notified to join in the same made
upon the suggestion of fraud & concealment
of property by the debtor, and provides
when the Plaintiff has no Agent in the
county, the debtor may advertise in a
Newspaper; with many minor altera-
tions, tending to improve the condition of
honest Insolvents and punishing those who
commit frauds.

Those Revised Acts, in which no es-
sential alteration was made, were those
which follow:

An Act concerning Bank Debts—En-
tries and Grants—Public Documents—
Elections of Members of Congress—Di-
vorce and Alimony—Attorneys at Law—
Constables—Bail in civil cases—Execu-
tors and Administrators—Coroners—
Comptroller—Quarantine and Health—
Treasurer of the State—Religious Soci-
eties—Evidence in certain cases—Abate-
ment—Oysters—Secretary of State—
Mad Dogs—Wills and Testaments—
Pensions—Overseers—Usury—Election
of President and Vice President—Reple-
vin—Hunting—Currency—Draining low
land—Notaries—Corporations—Partition
of real and personal estates—Pilot and
Commissioners of Navigation—A toney
General and Solicitors—Stray—Weights
and Measures—Mine—Fences