At a General Assembly of the State of North Carolina, begun and held in the City of Raleigh, on Monday, the 18th day of November, in the year of our Lord one thousand eight hundred and fifty, and in the seventy-fifth year of the independence of the United States of America, being the day appointed by law for the meeting of the General Assembly, the following members of the Senate appeared, exhibited their credentials, and were qualified according to law, viz:

From the 1st District—Pasquotank and Perquimons—
  " 2d do. Camden and Currituck—
  " 7th do. Bertie—Lewis Bond.
  " 9th do. Hali fax—Andrew Joyner.
  "13th do. Craven—
  "14th do. Carteret and Jones—
  "15th do. Lenoir and Greene—Edwin G. Speight.
  "16th do. New Hanover—Nicholas N. Nixon.
  "18th do. Duplin—B. W. Herrng.
  "19th do. Brunswick, Bladen and Columbus—R. Wooten.
  "20th do. Cumberland—Thos. N. Cameron.
From the 21st District—Sampson—Thomas Bunting.

22d do. Wayne—Wm. Thompson.

23d do. Johnston—Wm. H. Watson.

24th do. Wake—Wesley Jones.


26th do. Franklin—James Collins.


28th do. Granville—Nathaniel E. Canaady.

29th do. Person—Robert H. Hester.

30th do. Orange—John Berry.


32d do. Moore and Montgomery—Angus R. Kelly.

33d do. Robeson and Richmond—John Malloy.

34th do. Anson—Purdie Richardson.

35th do. Randolph—Wm. B. Lane.


37th do. Caswell—George Williamson.


40th do. Cabarrus and Stanly—Rufus Barringer.

41st do. Rowan and Davie—J. A. Lillington.

42d do. Davidson—Samuel Hargrave.

43d do. Stokes—Phillip Barrow.

44th do. Surry and Ashe—George Bower.

45th do. Iredell—George F. Davidson.


48th do. Burke, Caldwell, Wilkes and McDowell—Tod. R. Caldwell.

49th do. Buncombe, Yancy and Henderson—N. W. Woodfin.


A quorum, consisting of a majority of the whole number of members being present, Mr. Bower nominated Weldon N. Edwards, of Warren, for Speaker.

On motion of Mr. Gilmer, the name of Andrew Joyner, of Halifax, was added to the nomination, and the Senate voted as follows:
FOR MR. EDWARDS:

FOR MR. JOYNER:
Messrs. Willey, Pender, Sessoms, Bond, Eborn, Grist, Kelly, Malloy, Richardson, Lane, Gilmer, Barringer, Lillington, Davidson, Bynum, T. R. Caldwell and Woodfin—17.

Mr. Edwards, having received a majority of the votes given, and being duly elected Speaker of the Senate, was conducted to the chair by Messrs. Bower and Gilmer, and made his acknowledgements in an appropriate address.

Mr. Courts nominated John Hill for Principal Clerk; and, on motion of Mr. Woodfin, the name of Henry W. Miller was added to the nomination.

The Senate then proceeded to vote, under the superintendence of Messrs. Courts and Woodfin, as follows:

FOR MR. HILL:
Messrs. Speaker, Rogers, Sherrod, Clarke, Speight, Williamson, Nixon, Herring, Wooten, Cameron, Bunting, Thompson, Watson, Jones, Drake, Collins, Cannaday, Hester, Berry, Courts, G. W. Caldwell, Hargrave, Barrow, Bower, Hoke, Thomas and McMillan—27.

FOR MR. MILLER:
Messrs. Willey, Pender, Sessoms, Bond, Eborn, Grist, Kelly, Malloy, Richardson. Lane, Gilmer, Barringer, Lillington, Davidson, Bynum, T. R. Caldwell and Woodfin—17.

Mr. Hill, having received a majority of the whole number of votes given, was declared duly elected Principal Clerk of the Senate.

Mr. Drake nominated George E. B. Singeltary for Assistant Clerk of the Senate; and, on motion of Mr. Bond, the name of H. W. Husted was added to the nomination.
The Senate then proceeded to vote, under the superintendence of Messrs. Drake and Bond, as follows:

FOR MR. SINGELTARY:

Messrs. Speaker, Rogers, Sherrod, Clarke, Speight, Nixon, McMillan, Herring, Wooten, Cameron, Bunting, Thompson, Watson, Jones, Drake, Cannady, Hester, Berry, Williamson, Courts, G. W. Caldwell, Hargrave, Barrow, Bower, Hoke and Thomas—27.

FOR MR. HUSTED:

Messrs. Willey, Pender, Sessoms, Bond, Eborn, Grist, Kelly, Malloy, Richardson, Lane, Gilmer, Barringer, Lillington, Davidson, T. R. Caldwell and Woodfin—16.

Mr. Bynum voted for A. W. Burton.

Mr. Singeltary, having received a majority of the votes cast, was declared duly elected Assistant Clerk.

The Senate now proceeded to the election of Principal Door-keeper.

Mr. Cameron nominated James Page for the appointment; and, on motion of Mr. Bynum, the name of Green Hill was added to the nomination.

The Senate then voted as follows:

FOR MR. PAGE:

Messrs. Speaker, Rogers, Sherrod, Clarke, Speight, Nixon, McMillan, Herring, Wooten, Cameron, Bunting, Thompson, Watson, Jones, Drake, Collins, Cannady, Hester, Berry, Lane, Williamson, Courts, Green W. Caldwell, Hargrave, Barrow, Bower, Hoke and Thomas—28.

FOR MR. HILL:

Messrs. Willey, Pender, Sessoms, Bond, Eborn, Grist, Kelly, Malloy Richardson, Gilmer, Lillington, Davidson, Bynum, T. R. Caldwell and Woodfin—15.

Mr. Page, having received a majority of the votes, was declared duly elected.
Mr. Courts nominated Patrick McGowan for Assistant Door-keeper, and the Senate proceeded to vote, as follows:

FOR MR. McGOWAN:


Mr. McGowan, having received a majority of the votes given, was declared duly elected.

On motion of Mr. Speight, the Senate adjourned until tomorrow morning, 10 o'clock.

TUESDAY, Nov. 19.

The Senate met according to adjournment.

Andrew Joyner, the Senator elect from the county of Halifax (being the 9th Senatorial District), appeared, produced his credentials, was qualified, and took his seat.

On motion of Mr. Eborn,

Ordered, That a message be sent to the House of Commons, informing that body of the due organization of the Senate, by the election of Weldon N. Edwards, the Senator from Warren county, Speaker, John Hill, Principal Clerk, George E. B. Singeltary, Assistant Clerk, James Page and Patrick McGowan, Door-keepers, and that it is ready to proceed to the dispatch of public business.
The Speaker presented a communication from the Secretary of State, relating to the Public Printing, which was read, and, on motion of Mr. Courts, ordered to be sent to the House of Commons.

Mr. Cameron introduced the following Resolution, viz.:

Resolved, That the Speaker of the Senate assign seats on the floor of the house to such editors of newspapers as desire to report the proceedings of this body.

Which was read and adopted.

On motion of Mr. Drake,

Resolved, That the Rules of Order for the government of the last Senate be adopted for the government of the present Senate, until otherwise ordered.

A message was received from the House of Commons, announcing the due organization of that body, by the appointment of James C. Dobbin, of Cumberland county, Speaker, Perrin Busbee, Principal Clerk, Thomas B. Baily, Assistant Clerk, Thaddeus D. Bryson, Principal Door-keeper, and W. S. Webster, Assistant Door-keeper, and of their readiness to proceed to the dispatch of public business.

Mr. Bynum introduced a Resolution in favor of Green Hill, which was read the first time and passed, and on motion of Mr. Joyner, the rule was suspended, and the Resolution read the second and third times, passed and ordered to be engrossed.

Received from the House of Commons, a message proposing to appoint a Joint Select Committee of two on the part of each House to wait on his Excellency, the Governor, and inform him of the due organization of both branches of the
Legislature, and of their readiness to receive any communication he may have to make, which was concurred in, and Messrs. Cameron and Gilmer appointed the Committee on the part the Senate, and the House of Commons informed thereof.

On motion of Mr. Eborn, the Senate adjourned until tomorrow morning, 10 o'clock.

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**Wednesday, Nov. 20.**

The Senate met according to adjournment.

Wm. B. Shepard, the Senator elect from the first Senatorial District, composed of the Counties of Pasquotank and Perquimons; John Barnard, the Senator elect from the 2d district, composed of the counties of Camden and Currituck; and John H. Haughton, the Senator elect from the County of Chatham, being the 31st district, severally appeared, produced their credentials, were qualified, and took their seats

Received from the House of Commons a message, proposing to proceed forthwith to the election of one Engrossing Clerk, which was concurred in.

Mr. Bower nominated Robert K. Bryan for the appointment; and, on motion of Mr. Speight, the name of James J. Thomas was added to the nomination. Messrs. Bower and Caldwell, of Burke, were appointed the Committee on the part of the Senate to superintend the election, and the House of Commons informed thereof.

Received from the House of Commons a message, announcing that Messrs. Wilson, of Perquimons, and Caldwell, of Rowan, form their branch of the Committee to superintend the election of one Engrossing Clerk, and informing that John L. Graham is in nomination for the appointment.
The Senate then voted as follows:

**FOR MR. BRYAN:**

Messrs. Speaker, Barrow, Bower, Bond, Bunting, Bynum, Caldwell, of Burke, Caldwell, of Mecklenburg, Cameron, Clarke, Courts, Haughton, Herrer, Hester, Jones, Joyner, Kelly, McMillan, Malloy, Nixon, Pender, Rogers, Shepard, Sherrod, Sessoms, Thompson, Willey, Williamson and Wooten—29.

**FOR MR. THOMAS:**

Messrs. Berry, Cannady, Collins, Drake, Gilmer, Lane, Richardson, Speight, Thomas, Woodfin and Watson—11.

**FOR MR. GRAHAM:**


Mr. Bower, from the Joint Committee appointed to superintend the election of Engrossing Clerk, reported that no one having received a majority of the whole number of votes given, there was no election; which was concurred in.

On motion of Mr. Caldwell, of Burke,

Ordered, that a message be sent to the House of Commons to vote again forthwith for Engrossing Clerk.

Received from the House of Commons a message, concurring in the proposition of the Senate to vote again for Engrossing Clerk, and stating that Messrs. Steele and McLean form the Committee on their part, to superintend said election.

Whereupon, Messrs. Collins and Kelly were appointed superintendants on the part of the Senate, and the Senate voted as follows:

**FOR MR. BRYAN:**

Messrs. Speaker, Barrow, Bower, Bunting, Caldwell, of Burke, Caldwell, of Mecklenburg, Cameron, Clarke, Courts, Drake, Haughton, Herrin, Hester, Jones, Joyner, Kelly, McMillan, Nixon, Rogers, Shepard, Sherrod, Thompson, Williamson and Wooten—24.
Mr. Kelly, from the Committee appointed to superintend the election of Engrossing Clerk, reported that no one having received a majority of the votes cast, there was no election; which was concurred in.

On motion of Mr. Bynum,

Ordered, that a message be sent to the House of Commons, proposing to vote again forthwith for Engrossing Clerk; and, on his motion, the name of Augustus W. Burton was added to the nominations.

Mr. Cameron moved that a Committee be appointed to propose and report Rules of Order for the government of the Senate, which was agreed to, and the following members appointed, viz: Messrs. Cameron, Joyner, Courts, Bower and Bynum.

Mr. Cameron, from the Committee appointed to prepare and report Rules of Order for the government of the Senate, reported the following, which were read and adopted, viz.:

Rule 1st. When the Speaker takes the chair, each member shall take his seat, and, on the appearance of a quorum, the journal of the preceding day shall be read.

Rule 2d. After the reading of the journal of the preceding day, the Senate shall proceed to business, in the following order, viz.:

1st. The receiving petitions, memorials, pension certifi-
cates, and papers addressed either to the General Assembly or to the Senate.

2d. The reports of Standing Committees.
3d. The reports of Select Committees.
4th. Resolutions.
5th. Bills.
6th. Bills, resolutions, petitions, memorials, messages, pension certificates, and other papers on the table. Then the orders of the day; but motions and messages to elect officers shall always be in order.

Rule 3d. When any member is about to speak in debate, or deliver any matter to the House, he shall rise from his seat, and respectfully address himself to the Speaker, and shall confine himself to the question under debate, and avoid personality: and when two or more members happen to rise at once, the Speaker shall name the one who is first to speak. No member shall speak oftener than twice on the same question, without leave of the House; and when any member is speaking, he shall not be interrupted by any person, either by speaking or by standing or passing between him and the chair.

Rule 4th. All bills and resolutions introduced, shall pass, as a matter of course, the first reading.

Rule 5th. If any member, in speaking or otherwise, transgress the rules of the House, the Speaker shall, or any member may, call him to order; in which case the member so called to order shall immediately sit down, unless permitted to explain, and the House shall, if appealed to, decide on the case, but without debate. If there be no appeal, the decision of the chair shall be submitted to. If the decision be in favor of the member called to order, he shall be at liberty to proceed; if otherwise, and the case require it, he shall be liable to the censure of the House.

Rule 6th. When a question is under debate, no motion
shall be received but to adjourn, to lay on the table, to post-
pone indefinitely, to postpone to a day certain, to correct, or
to amend, which several motions shall have precedence in
the order they stand arranged, and the motion for adjourn-
ment shall always be in order, and decided without debate.

Rule 7th. Questions may be stated by the Speaker sitting,
but shall be put standing. Questions shall be distinctly put,
in this form: "Senators, as many as are of the opinion that
(as the case may be), say aye;" and, after the affirmative
voice is expressed, "As many as are of the contrary opinion
say No." If the Speaker doubt as to the voice of the ma-
jority, or a division be called for, the Speaker shall call on
those in the affirmative of the question to rise from their
seats, and afterwards those in the negative. If the Speaker
still doubt, or a count be required, the Speaker shall name
two members, one from each side, to tell the number in the
affirmative, which being reported, he shall then name two
others, one from each side, to tell the number in the negative,
which being also reported, he shall state that division to the
House, and announce its decision. No member who was
without the bar of the Senate when any question was put
from the Chair, shall enter his yea or nay, without leave,
unless he shall have been absent on some Committee; and
the row of pillars shall be the bar of the Senate.

Rule 8th. When any member shall make a motion, which
is not of course, he shall reduce the same to writing, if re-
quired.

Rule 9th. In all cases of election by the House, the Speak-
er shall vote, and when on a division, there shall be an equal
number of votes, the Speaker shall decide the question. In
no other case shall he vote, unless his vote, if given to the
minority, shall make the division equal; and when an equal
division shall be produced by the Speaker's vote, the ques-
tion shall be lost.
Rule 10th. No member shall depart the service of the House without leave, or receive pay as a member for the time he is absent.

Rule 11th. Petitions, memorials and other papers, addressed to the House, shall be presented by the Speaker or by a member in his place, a brief statement of the contents thereof shall verbally be made by the introducer; and the petition, memorial or other paper shall not be read, unless so ordered by the House.

Rule 12th. Resolutions for the appropriation of public money, all resolutions of a public nature, as well as all bills, shall be read the first time for information, and upon this reading shall not be subject to amendment, but may be amended on the second and third reading; and the Clerk shall keep a calendar of all such resolutions and bills, with the orders taken on them, for the inspection of the members of the Senate.

Rule 13th. All bills of a public nature, when ready for the second reading, shall be noted to be read, at least one day previous thereto, and then shall first be read for information, and afterwards paragraph by paragraph, and held open for amendment.

Rule 14th. After a bill has been once rejected, postponed indefinitely, or to a day beyond the session, another of like provision shall not be introduced during the same session.

Rule 15th. When a question has once been decided, it shall be in order for any member in the majority to move for a consideration thereof on the same or succeeding day, if the bill, resolution or paper, upon which the question has been taken, be in the possession of the Senate; and no bill or resolution of a public nature shall be sent from the Senate until 12 o'clock the succeeding day.
Rule 16th. The Speaker shall examine and correct the Journal before it is read; he shall have the general direction of the Hall; he shall designate the members who shall compose all Committees, except when otherwise ordered, and the Select Committees of the House shall consist of five members.

Rule 17th. There shall be appointed by the Speaker the following Committees, viz: a Committee of Propositions and Grievances; a Committee of Privileges and Elections; a Committee of Claims; a Committee on the Judiciary; a Committee on Internal Improvements; a Committee on Education and the Literary Fund; and, a Committee on Corporations, consisting of seven members each.

Rule 18th. When the House resolves itself into a Committee of the Whole, the Speaker shall leave the chair and appoint a Chairman; and when upon any other occasion the Speaker wishes to leave the chair, he shall appoint a Speaker pro tem.

Rule 19th. When any petition, memorial or other paper, addressed to the House, shall have been referred either to one of the Standing or Select Committees, they shall, in their report on the petition, memorial or other paper, make a statement in writing, of the facts embraced in the case so referred.

Rule 20th. In case of any disturbance or disorderly conduct in the lobby or gallery, the Speaker or Chairman of the Committee of the Whole House shall have the power to have the same cleared.

Rule 21st. No person except members of the House of Commons, Officers and Clerks of the two houses of the General Assembly, Judges of the Supreme and Superior Courts, officers of the State resident at the seat of Government, members of Congress, persons particularly invited by the
Speaker, and such gentlemen as have been members of either house of the Legislature, shall be admitted within the hall of the Senate.

Rule 22d. Any member dissatisfied with the decision of the Speaker on any question of order, may appeal to the House.

Rule 23d. When the House adjourns, the members shall keep their seats until the Speaker leaves the chair.

Rule 24th. On motion of adjournment, the question shall be decided without debate.

Rule 25th. The Rules for the government of the Senate shall not be amended or altered, without giving at least one day's notice of such amendment or alteration, except by consent of two-thirds of the members present.

WELDON N. EDWARDS,
Speaker of the Senate.

By order,

JOHN HILL, Clerk.

On motion of Mr. Lane,

Ordered, That a message be sent to the House of Commons, proposing to appoint a Joint Select Committee to prepare and report Rules of Order for the government of the intercourse between the two Houses.

Received from the House of Commons, a message agreeing to the proposition of the Senate to vote again for Engrossing Clerk, and stating that Messrs. Campbell and Hill constitute the Committee on their part to superintend said election.

Whereupon, Messrs. Bynum and Bunting were appointed superintendents on the part of the Senate, and the Senate voted as follows, viz:
FOR MR. BRYAN:
Messrs. Speaker, Barrow, Bower, Bunting, Cameron, Clarke, Courts, Drake, Herring, Jones, Joyner, Kelly, McMillan, Malloy, Nixon, Rogers, Sherrod, Thompson, Watson and Wooten—20.

FOR MR. THOMAS:
Messrs. Berry, Cannady, Eborn, Hester, Lane, Richardson, Speight, and Thomas—8.

FOR MR. BURTON:

Received a message from the House of Commons, transmitting the message of his Excellency, the Governor, and proposing to print ten copies for each member of the Legislature.

Mr. Cameron moved that the reading of the message be postponed until to-morrow. Not agreed to.

But subsequently, before the reading of the message was concluded, on motion of Mr. Gilmer, the further reading of the same was dispensed with, and the proposition to print, agreed to.

On motion of Mr. Gilmer, the Senate adjourned until to-morrow morning, 10 o'clock.

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THURSDAY, NOV. 21.

The Senate met according to adjournment.

Mr. Bynum, from the Committee appointed to superintend the election of Engrossing Clerk, reported that Robert K. Bryan had received seventy votes, James J. Thomas forty-eight votes, and A. W. Burton thirty-seven votes, but no one
having received a majority of the whole number of votes given, there was no election. Report concurred in.

Received from the House of Commons, a message agreeing to the proposition to raise a Joint Select Committee of three on the part of the Senate, and five on the part of the House, to prepare joint rules for the government of the intercourse of the two Houses, and informing that Messrs. Eaton, S. J. Person, Stevenson, Cherry and Barnes, of Northampton, form their branch of said Committee.

Mr. Shepard presented the following Resolutions, which were unanimously adopted, viz:

Resolved by the Senate and House of Commons, That the members of the present Legislature have heard with deep sensibility, of the death of Richard Dobbs Spaight, one of the Governors of the State of North Carolina, and the last under her old Constitution.

Resolved, That in testimony of our respect for one who has filled the high position of Chief Magistrate of this Commonwealth, we will now adjourn.

Resolved, That a copy of these Resolutions, signed by the Speakers of the Senate and House of Commons, be forwarded to the family of the late Governor Spaight, as a testimony of our sympathy in their affliction.

On motion of Mr. Shepard, a message was sent to the House of Commons, asking their concurrence in said Resolutions.

Received from the House of Commons, a message unanimously concurring in the Resolutions transmitted by the Senate touching the death of Ex-Gov. Spaight, and in the proposition to adjourn in respect to his memory.

On motion of Mr. Bower, the Senate adjourned until tomorrow morning, 10 o'clock.
The Senate met according to adjournment.

William H. Washington, the Senator elect from the county of Craven, being the 13th Senatorial District, and Michael F. Arendell, the Senator elect from the 14th District, composed of the counties of Carteret and Jones, appeared, produced their credentials, were qualified, and took their seats.

Mr. Joyner introduced the following resolutions, to wit:

Resolved, That so much of the Governor's Message as relates to an amendment of the Constitution be referred to a Select Committee.

That so much thereof as relates to a reorganization of the Public Offices, to Finance and State debts, and to the Washington monument, be referred to the Joint Select Committee of the two Houses on Finance.

That so much as relates to Common Schools, and the distribution of the School Fund, be referred to the Committee on Education and the Literary Fund.

That so much as relates to Internal Improvement, and the Raleigh and Gaston Rail Road, be referred to the Committee on Internal Improvements.

That so much as relates to the claim of the State on the Government of the United States for money advanced, be referred to a Select Committee.

That so much as relates to the Western Turnpike and Cherokee lands, be referred to a Select Committee.

That so much as relates to Nag's-Head, be referred to a Select Committee.

That so much as relates to a revisal of the Statutes, and to Foreign Communications, be referred to a Select Committee on the Judiciary.
That so much as relates to a Geological and Mineralogical survey of the State, be referred to a Select Committee.

And, That so much as relates to Historical Documents be referred to a Select Committee.

Read and laid on the table.

Received a message from the House of Commons, proposing to create a Joint Select Committee, consisting of eleven members on the part of the House and six on the part of the Senate, to whom shall be referred so much of the Message of His Excellency the Governor, as relates to the question of Negro Slavery; and also the communications from the Governors of South Carolina, New Hampshire, Virginia, &c.; and that they report by bill or otherwise.

The proposition was agreed to, and the House of Commons informed thereof by message.

Mr. Joyner presented the resignation of George W. Gary, a Justice of the Peace for the county of Halifax; which was read and accepted.

Received a message from the House of Commons, proposing to vote again for Engrossing Clerk; which was concurred in, and Messrs. Davidson and Cannady appointed the Senate branch of the Committee to superintend said election, and the House of Commons informed thereof.

A message was then received from the House of Commons, announcing that Messrs. Fleming and Winston form their branch of the Committee to superintend the election of Engrossing Clerk, and that they would commence voting on the return of the messenger.

The Senate then voted as follows:

FOR MR. BRYAN:

Mr. Woodfin introduced a Bill providing for the call of a convention to amend the Constitution of the State. Read the first time and passed; and, on motion of Mr. Gilmer, ordered to be laid on the table and printed.

Mr. Davidson, from the Committee appointed to superintend the election for Engrossing Clerk, reported that Mr. Bryan had received seventy-one votes, Mr. Thomas forty-five votes, and Mr. Burton thirty-five votes, but no one having received a majority of the votes given, there was no election Conceded in.

Another message was then received from the House of Commons, proposing to vote again for Engrossing Clerk, which was agreed to, and Messrs. Rogers and Willey appointed on the part of the Senate superintendants of said election, and the House of Commons informed thereof by message.

Mr. Cameron introduced a Bill to incorporate the Fayetteville and Southern Plank Road Company, which was read the first time and passed.

Received a message from the House of Commons, stating that Messrs. Pope and Kelly form the House branch of the Committee to superintend the election for Engrossing Clerk; also, that J. L. Graham was added to the nomination and that the House of Commons would vote on the return of the messenger.
Mr. Lane, from the Joint Committee appointed to prepare Rules of Order for the government of the intercourse of the two Houses, reported the following

JOINT RULES OF ORDER:

1. Each House shall perfect and finally act on all Bills, Resolutions and Orders, before the same shall be communicated to the other for its concurrence; and if amended in the House to which it is transmitted, it shall be communicated to the House in which it originated, asking the concurrence of that House in the amendment.

2. In any case of amendment of a Bill, Resolution or Order, agreed to in one House and disagreed to in the other, if either House shall request a conference and appoint a Committee for that purpose, and the other House shall also appoint a Committee to confer, each Committee shall consist of an equal number, and they shall meet and state to each other the reasons of their respective Houses, for and against the amendment, and confer freely thereon, and make a report in writing to their respective Houses, of the result of their conference.

3d. Messages from one House to the other shall be sent by the Assistant Clerk of each House, unless otherwise ordered.

4th. When a message shall be sent from one House to the other, it shall be announced at the door of the House to which it is sent, by the door-keeper, and shall be respectfully delivered to the chair by the person by whom it may be sent.

5. After a Bill shall have passed the House in which it originated, it shall be under the signature of the Clerk, and engrossed under his direction and inspection, before it shall be communicated to the other House.
6. After a Bill shall have passed both Houses, it shall be duly enrolled on suitable paper by the Engrossing Clerks, before it shall be presented for ratification.

7. When bills are enrolled, they shall be carefully examined by a Joint Committee of two from the Senate and four from the House of Commons, appointed at the meetings of the two Houses each Monday morning, as a Committee for that purpose, for one week, whose duty it shall be to compare the enrolled with the engrossed bill, as passed in the two Houses, and to correct any errors that may be discovered in the enrolled bills, and make their report of the said bills to the House.

8. After examination and report, each bill shall be ratified and signed in the respective Houses, first by the Speaker of the House of Commons, and then by the Speaker of the Senate.

9. All orders, resolutions, and votes of the Houses shall be examined, engrossed, and signed in the same manner as bills.

10. When a bill or resolution, which shall have passed in one House, is rejected in the other, notice thereof shall be given to the House in which the same may have passed.

11. The Committee in each House shall, in all cases, make a statement of facts on which their report is founded; which statement, with all other papers on which any bill or resolution shall be formed, shall be transmitted to the other House.

12. The Committee of Finance shall be Joint, consisting of eight members of each House. The Library Committee shall be a Joint Standing Committee, consisting of three members from each House, appointed by the Speakers thereof respectively.
13. In all Joint Committees, the member first named on the Committee, on the part of the House proposing to raise such Committee, shall convene the same, and, when met, they shall choose their own chairman.

14. Either House may make a reference to any Joint Committee, and all reports shall be made to the House ordering such reference.

15. When either House shall order any paper or document to be printed, it shall be printed in octavo form, on good paper, and with fair type, and shall be distributed in the following manner: one copy thereof to each member of the General Assembly, one copy to the Clerks to each House, for the use thereof, and ten copies shall be deposited in the Public Library.

16. All elections requiring a joint vote, shall be viva voce, and a Select Committee of two members in each House shall be appointed to superintend the same in their respective Houses. After the vote shall have been taken, said Select Committee shall confer together, and report the result of such election to their respective Houses.

17. That the foregoing rules shall be permanent Joint Rules of the Legislature of North Carolina, until altered or amended.

Mr. Shepard moved to amend the Rules by adding to the latter part of the 15th section, the words, and the Public Librarian is required to have them neatly bound; which was agreed to, the rules adopted as amended and a message sent to the House of Commons, asking the concurrence in said amendment.

Mr. Rogers, from the Committee appointed to superintend the election for Engrossing Clerk, reported that Robert K.
Bryan had received ninety-two votes, James J. Thomas thirty-two votes, and J. L. Graham five votes; that Robert K. Bryan, having received a majority of the whole number of votes given, is duly elected.

Concurred in.

Received from the House of Commons, a message concurring in the amendment of the Senate to the Joint Rules of Order for the government of the intercourse between the two Houses.

Also, received from the House of Commons, a proposition to print in pamphlet form, the Constitution of the United States; the Constitution of North Carolina; the Rules of Order of the Senate; the Rules of Order of the House of Commons, and the Joint Rules of the two Houses, one copy for each member of the two Houses, one for each of the Principal and Assistant Clerks, and ten for the Public Library.

Concurred in, and House of Commons informed thereof.

The Speaker announced, that in conformity to the order of the Senate, he had assigned seats to the Editors of the Standard, Register and Times.

On motion of Mr. Joyner, a message was sent to the House of Commons, proposing to vote on to-morrow at 12 o'clock, for Secretary of State; and that the name of Wm. Hill is in nomination for that office.

On motion of Mr. Cameron, the Senate adjourned until to-morrow morning, 11 o'clock.
Saturday, Nov. 23.

The Senate met according to adjournment.

The Speaker announced the appointment of the following Committees:


On Education and the Literary Fund—Messrs. Shepard, Bunting, Lillington, Haughton, Williamson, Bower and Jones.

On Claims—Messrs. Drake, Hargrave, Pender, Grist, Wooten, Willey and Barrow.

On Internal Improvements—Messrs. Thomas, Joyner, Gilmer, Cannady, Nixon, Rogers and Lane.

On Corporations—Messrs. Cameron, Bynum, Watson, Caldwell, of Burke, Davidson, Speight and Thompson.

The Speaker thereupon rose and desired the indulgence of the Senate, to state, that from considerations due alike to the Senate and to himself, he had omitted the appointment of the Committee on Privileges and Elections. He would ask the kindness of the Senate to appoint that Committee in such mode as may be most agreeable to itself.

Whereupon,

Mr. Cameron introduced the following Resolution, which was read and adopted:

Resolved, That the Senate will on Monday next, at 12 o'clock, proceed to choose a Committee on Privileges and Elections.

Mr. Thompson presented the following Preamble and Resolutions, viz:
WHEREAS, It has pleased the ruler of the universe to remove from amongst us, Mr. John Exum, for many years a member of this body from the county of Wayne, and who at the time of his death, was a member elect to this branch of the General Assembly.

Resolved, That while we bow with resignation to the decrees of Him who holds our destinies in his hands, we desire to express our deep regret at his death, and to give this public testimony of esteem to the memory of one, who had for a long period of time served his county with fidelity and zeal.

Resolved, That the foregoing Preamble and Resolutions be spread on the Journals of the Senate, and the Speaker be requested to cause a copy of them to be forwarded to the family of the deceased.

Which Preamble and Resolutions were unanimously adopted.

Mr. Shepard introduced the following Resolutions, viz:

Resolved, That the Constitution of the United States was a compromise of conflicting interests, ordained and established by the people of the several States, in order to form a more perfect Union, establish justice, insure domestic tranquility, provide for the common defence, promote the general welfare, and secure the blessings of liberty to all the parties; and that whenever its provisions are so perverted or enlarged, that it fails to secure these objects to the weakest member of the confederacy, it ceases to be the Constitution agreed to, and becomes the creature of the whim and caprice of a dominant majority, alien in interest to the oppressed, the most dangerous and intolerant of all Governments.

Resolved, That although we love the Union of the States and view its destruction as a great calamity, we nevertheless regard the right to secede from it as a right of self-defence and protection, which the people of North Carolina have never surrendered, and never can surrender with due regard to their own safety and welfare, and that whenever a majority of the people of North Carolina shall solemnly resolve that they cannot safely remain in the Union, it is not only
their right, but it is their duty to secede, and to punish such of her citizens as refuse submission to her will as rebels and traitors.

Resolved, That whilst we claim the right of secession as a right reserved to the people, and not surrendered by the Constitution, we believe it to be an extreme remedy, and one which should not be resorted to unless all means to preserve the Union and to protect the property and insure the welfare of the people, have manifestly failed.

Resolved, That the Fugitive Slave Bill lately passed by Congress is in conformity with the provisions of the Constitution, and that its repeal or any alteration tending to impede an owner of a slave from retaking his property, will be regarded as undoubted and sufficient evidence that a majority of Congress are unrestrained by the express provisions of the Constitution, and that a time has arrived when it becomes the duty of the people of North Carolina to decide whether they will submit to an unlimited Government, or will resist its encroachments boldly and effectually.

Resolved, That property in slaves being recognized both by the Constitution of North Carolina and of the United States, it is as much the duty of the general Government to protect and defend slave property as it is its duty to protect and defend any other species of property; and that any action of the general Government preventing the immigration of slave property to any Territory of the Union, is an assault upon such property, tending ultimately to destroy it, and preventing its removal to countries better adapted to its profitable occupation than where it now is found.

Resolved, That the injustice done to the slaveholding States by the late admission of California into the Union, would never have occurred had the South been united. We therefore invite the co-operation of the slaveholding States in demanding from the general Government an adequate protection for such slave property as may emigrate to any Territory belonging to the United States; or, should it be deemed more advisable, an equal division of such Territory between the slaveholding and the non-slaveholding States of the Union.

Resolved, That the Governor be requested to transmit a copy of these resolutions to the Governors of the other States
of the Union, with a request that they be laid before their several Legislatures.

Which resolutions were read, and, on motion of Mr. Shepard, ordered to laid on the table and printed.

Received from the House of Commons a message, concurring in the proposition of the Senate to vote at 12 o'clock, M., this day, for Secretary of State, and stating that Messrs. Pigott and Stevenson form the Committee on the part of that House to superintend said election.

A message was received from the House of Commons, proposing to raise a Joint Select Committee, of five members of each House, to take into consideration that part of the Governor's Message which relates to the Cherokee land, both sold and unsold, and also the debts owing for Cherokee lands. Concurred in.

Received a message from the House of Commons, proposing to raise a Joint Select Committee, to consist of nine persons, six from the House and three from the Senate, to be styled the Committee on Revenue, to take into consideration the revenue laws of the State; and which, on motion of Mr. Caldwell, of Burke, was ordered to be laid on the table.

The hour of 12 o'clock having arrived, a message was sent to the House of Commons, stating that Messrs. Joyner and Jones form the Committee on the part of the Senate to superintend the election of Secretary of State, and that the Senate would proceed to vote on the return of the messenger.

The Senate then voted as follows:

FOR MR. HILL:

Messrs. Speaker, Arendell, Barnard, Barrow, Barringer, Berry, Bower,
Bond, Bunting, Bynum, Caldwell of Burke, Caldwell of Mecklenburg, Cameron, Cannady, Collins, Courts, Davidson, Drake, Eborn, Gilmer, Grist, Hargrave, Haughton, Herring, Hester, Jones, Joyner, Kelly, Lane, McMillan, Malloy, Nixon, Pender, Richardson, Rogers, Sessions, Shepard, Sherrod, Speight, Thomas, Thompson, Washington, Willey, Williamson, Woodfin and Wooten—46.

The Speaker announced that Messrs. Clarke, Shepard, Caldwell of Mecklenburg, Woodfin, Joyner, and Cameron, form the Senate branch of the Joint Select Committee on so much of the Governor's Message as relates to negro slavery; and the House of Commons were informed thereof by message.

Mr. Washington introduced the following resolution:

Resolved, That the Speaker of the Senate be, and he is hereby authorized and empowered to assign to the Doorkeepers of this body such of the private rooms in the Capitol as have been heretofore occupied by them.

Which was adopted.

Mr. Washington presented the pension certificates of Thomas Ewell and Alexander Taylor, which were read, and, on his motion, ordered to be signed by the Speaker of the Senate, and transmitted to the House of Commons.

Received a message from the House of Commons, proposing to raise a Joint Select Committee of seven, five on the part of the House and two on the part of the Senate, to take into consideration the Raleigh and Gaston Rail Road, &c.; which, on motion of Mr. Woodfin, was ordered to be laid on the table.

The bill to incorporate the Fayetteville and Southern Plank Road Company was taken up, and, on motion of Mr. Cameron, referred to the Committee on Internal Improvements, and ordered to be printed.

Mr. Joyner, from the Committee appointed to superintend
the election for Secretary of State, reported that Mr. Hill had received one hundred and fifty votes, Mr. Dickerson three votes, and Mr. Patterson one vote. That Mr. Hill, having received a majority of the whole number of votes given, is duly elected. Concurred in.

Mr. Bynum presented the petition of sundry citizens of Cleaveland, Burke, Catawba and Lincoln counties, praying the establishment of a new county out of a portion of each of said counties. Also, a counter petition on the same subject; which, on his motion, were referred to the Committee on Propositions and Grievances.

The Resolution heretofore introduced by Mr. Joyner, referring certain portions of the Governor's Message to appropriate Committees, were, on his motion, taken up, and being modified by him, by striking out so much as relates to the Western Turnpike and Cherokee lands, were adopted.

On motion of Mr. Bynum, the Senate adjourned until Monday morning, 11 o'clock.

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MONDAY, NOV. 25.

The Senate met according to adjournment.

The Speaker announced that Messrs. Bower, Lillington, Gilmer, Watson, Lane, Hester, Speight and Drake, compose the Senate's branch of the Joint Committee on Finance; and that Messrs. Bunting, Washington and Barringer formed the Senate's branch of the Joint Committee on the Library.

Also, that the following members constituted the Committees on certain portions of the Governor's Message under
the Resolutions heretofore introduced by Mr. Joyner, to wit:

On so much of said Message as relates to an Amendment of the Constitution—Messrs. Clarke, Courts, Woodfin, Shepard and Williamson.

On so much of the same as relates to Nag’s-Head—Messrs. Joyner, Caldwell, of Mecklenburg, Bynum, Nixon and Rogers.

On Historical Documents—Messrs. Hoke, Caldwell, of Burke, Thompson, Davidson and Hargrave.


Also, that Messrs. Thomas, Bower, Woodfin, Jones and Bond, form the Senate’s branch of the Joint Select Committee on the Western Turnpike and Cherokee Lands.

The resignation of Geo. Halloway as Justice of the Peace for the county of Caldwell; R. O. Ledbetter a Justice of the Peace for the county of Rutherford, and Lewis Cogdell a Justice of the Peace for the county of Wayne, were severally read and accepted.

Received from the House of Commons, a message informing that Messrs. Samuel J. Person, Thornton, Gordon, Waugh, Steele, Adams, Jerkins and Winston, form their part of the Joint Select Committee on Finance.

Also, a message stating that J. J. Williams, Mizell and Wiley, compose their part of the Joint Select Committee on the Library.

Received also from the House of Commons, a message announcing that Messrs. R. M. Saunders, Rayner, Avery, L. B. Saunders, Hill, of Brunswick, Stowe, J. M. Leach, Blow, Erwin and S. P. Hill, form their branch of the Joint
Select Committee on so much of the Governor's Message as relates to the subject of Negro Slavery.

Mr. Washington presented a petition praying for the passage of an Act, vesting in Sukey Borden (a woman of color,) all the rights and privileges of a free woman; which, on his motion, was referred to the Committee on Propositions and Grievances.

Mr. Hoke presented the memorial of Ephraim Lutz and Catharine Lutz, praying for the passage of a law restoring them to their marital rights;
Which, on his motion, was referred to the Committee on the Judiciary.

Mr. Nixon presented the memorial of the Washington and Manchester Rail Road Company;
Which, on his motion, was referred to the Committee on Internal Improvements.

Mr. Cameron introduced a Bill to incorporate the Cape Fear Bridge Company, which was read the first time and passed; and, on his motion, referred to the Committee on Corporations.

Mr. Bynum introduced a Bill to prevent Clerks of Courts from issuing certificates to free negroes and free persons of color, which was read the first time and passed; and, on his motion, referred to the Committee on the Judiciary.

Mr. Thompson presented the pension certificates of William Saucer and Theophilis Gardner, which were read; and, on his motion, ordered to be signed by the Speaker of the Senate, and transmitted to the House of Commons.

The hour of 12 having now arrived, at which, according to the order of Saturday last, the Senate was to proceed
to the appointment of a Committee on Privileges and Elections, a motion was made by Mr. Woodfin, that Messrs. Cameron, Bower and Joyner, form a Committee for the purpose of nominating the members of said Committee, which was carried; and subsequently Mr. Cameron reported the following members as composing the Committee of Privileges and Elections, to-wit. Messrs. Bower, Bunting, Caldwell, of Mecklenburg, Hargrave, Woodfin, Lillington and Washington.

Which was concurred in.

Received from the House of Commons, a message proposing to raise a Joint Select Committee of seven on the part of the House and six on the part of the Senate, to enquire into the propriety of having an appropriate inscription made on the Block of Marble which is designed for the Washington Monument. The proposition was agreed to, and the House of Commons informed that Messrs. Cameron, Hoke, Joyner, Bower, Shepard and Gilmer, form the Senate’s branch of the Committee on the subject.

Mr. Washington moved to reconsider the vote of Saturday, by which the message from the House of Commons, proposing to appoint a Joint Select Committee on Revenue, was laid on the table, which was carried. And the question being on agreeing to the proposition of the House, was determined in the negative, and the House of Commons informed thereof.

Mr. Washington also moved to reconsider the vote on Saturday, by which the House message, proposing to appoint a Joint Select Committee on the subject of the Raleigh and Gaston Rail Road, was laid on the table, which was carried. And the question being on agreeing to the proposition of the House, was determined in the negative, and the House of Commons informed thereof by message.
On motion of Mr. Hoke, the Senate adjourned until tomorrow morning, 11 o'clock.

Tuesday, Nov. 26.

The Senate met according to adjournment.

Mr. Cameron, from the Committee on Corporations, to whom was referred a Bill, entitled a Bill to incorporate the Cape Fear Bridge Company, reported the same without amendment, which said Bill was read the second time and passed.

Mr. Berry introduced a Bill providing for an Amendment of the Constitution of the State of North Carolina, which was read the first time and passed; and, on his motion, ordered to be laid on the table and printed.

Mr. Nixon introduced a Bill concerning the Wilmington and Manchester Rail Road, which was read the first time and passed; and, on his motion, referred to the Committee on Internal Improvements, and ordered to be printed.

Mr. Lane introduced a Bill to make real estate assets for distribution, and to facilitate and cheapen the settlement of estates, which was read the first time and passed; and, on his motion, referred to the Committee on the Judiciary.

Mr. Rogers introduced a Bill to amend an act passed at the session of 1844-'45, entitled an act to amend section 7th of the Revised Statutes, entitled Guardian and Ward; read the first time and passed; and, on his motion, referred to the Committee on the Judiciary.
Mr. Bynum introduced a Bill to protect the labor and industry of North Carolina, which was read the first time and passed; and, on his motion, referred to the Joint Select Committee of the two Houses on the subject of Negro Slavery, and ordered to be printed.

Received a message from the House of Commons, transmitting a communication from his Excellency, the Governor, accompanied by a report from the Engineer and Commissioners appointed to locate the Turnpike road from Salisbury to the Georgia line, together with charts, vouchers and expenses, &c., and proposing that the same be printed, which was agreed to, and the House of Commons informed thereof.

Received, also, a message transmitting a communication from Chas. L. Hinton, Public Treasurer, with a proposition to print, in addition to the usual number, sixty copies; concurred in, and the House of Commons informed thereof.

Received from the House of Commons, a message stating that they had passed the accompanying engrossed resolutions, directing the public Treasurer to procure information in regard to certain taxable property, under the act of 1848-49, in which they ask the concurrence of the Senate.

The resolution was read the first time and passed; and, the rule being suspended, on motion of Mr. Gilmer, said resolution was read the second and third times, and ordered to be enrolled.

Received from the House of Commons, a message transmitting the pension certificate of John Rhun; which was ordered to be countersigned by the Speaker of the Senate, and returned to the House of Commons.

Mr. Eborn introduced the following resolution, viz.:

Resolved, That the Committee on the Judiciary be in-
structed to inquire into the expediency of amending the Revised Statutes, chap. iii. sections 65, 66, 67, and 68, relating to free negroes and mulattoes, so as more effectually to guard against the evil of their coming from free States, on board vessels as sailors, or otherwise; and that they report by bill or otherwise.

Agreed to.

On motion of Mr. Cameron,

Ordered. That a message be sent to the House of Commons, proposing to vote immediately for a Solicitor of the Fifth Judicial Circuit. Mr. Cameron nominated Robert Strange; and, on motion of Mr. Haughton, the name of T. S. Ashe was added to the nomination.

On motion of Mr. Caldwell, of Burke, the Senate adjourned until to-morrow morning, 11 o'clock.

Wednesday, Nov. 27.

The Senate met according to adjournment.

Received a message from the House of Commons, proposing that the two Houses go into the election of Solicitor of the Fifth Judicial Circuit, this day, at half past 11 o'clock; which was concurred in, and the House of Commons informed that Messrs. Cameron and Haughton form the Senate branch of the Committee to superintend said election.

Received also from the House of Commons, a message proposing to vote for Solicitor of the Fourth Judicial Circuit, this day, at 12 o'clock, and informing that Messrs. Cad Jones, Jr., and J. F. Poindexter are in nomination.

The proposition was concurred in, and the House of Com-
mons informed that Messrs. Berry and Lane are appointed a Committee on the part of the Senate to superintend said election.

Mr. Thomas, from the Committee on Internal Improvements, to whom was referred a bill to incorporate the Fayetteville and Southern Plank Road Company, reported the same without amendment, and recommended its passage. Ordered to be laid on the table.

The bill to incorporate the Fayetteville Bridge Company was taken up, and passed the third and last time, and ordered to be engrossed.

Mr. Gilmer introduced the following resolutions, viz.:

Resolved. That the people of North Carolina cherish a deep attachment, and feel a loyal devotion to the union of the States, and, in the opinion of this General Assembly, will never give their consent to a dissolution of that union, except in a case of extreme necessity, which has not yet occurred, and which our hopes and wishes for our country forbid us to think will occur.

Resolved. That in the series of measures adopted by the Congress of the United States, at their last session, for the settlement of the agitation growing out of the institution of slavery, the General Assembly recognize a compromise and adjustment of questions, difficult and alarming in their character and tendency; and, as such, these measures have, in the opinion of the General Assembly, the approval, and will command the hearty support of the people of North Carolina.

Resolved. That while the people of this State approve and will sustain, as a whole, this series of measures, yielding objections which they may have to any particular of the series, they have a right to expect, do expect, and will insist upon a like support of the whole, and like yielding of objections to any particular measure, in those portions of the Union in which that is esteemed objectionable, which by the people
of North Carolina is regarded as important and valuable; and while North Carolina thus discharges, from patriotic love of the Union and the Constitution, and a solemn conviction of the inestimable value to the whole country, and to the world, of our Constitutional Union, her whole duty in the premises, she confides in the same patriotic and just sentiments influencing the great body of the American people for a like performance of their whole duty, in every State and portion of the Union.

Resolved, That the act passed at the last session of Congress, commonly called the Fugitive Slave Law, is in exact accordance with the Constitution, just and fair in each and all its provisions, and entirely consistent with the usages of law, in other cases of a like kind, and therefore is liable to no objection which does not lie against the Constitution itself; that to repeal it, or materially alter its provisions, would be an act of injustice and bad faith, well calculated to alarm the whole of the slaveholding States, to destroy their confidence in the honesty and fair purposes of the people of the States concurring in such repeal or alteration, and produce such alienation and distrust as would render the further maintenance of the Union very difficult, if not utterly impossible.

Resolved, That the faithful execution of the Fugitive Slave Law in the Free States, is necessary to the preservation of the Union; is a plain duty binding on the Government and people of the United States, demanded by every consideration of justice and fair dealing, and cannot be denied or evaded without a manifest violation of a fundamental condition of our Constitutional Union, unworthy the American character, and not to be patiently borne by American freemen. But confiding in the justice and patriotism of the great body of the people of the Free States, this General Assembly will not anticipate so sad and unwelcome an event as the repeal, essential modification, or non-execution of this Law; and, therefore, declines now to declare what measures should or would be taken in that event by the people of North Carolina, such a declaration being easily interpreted into a premature menace upon a contingency, which may never happen, and likely to aid in producing the very state of things to which it would refer, and which all good and patriotic men sincerely desire to prevent.

Resolved, That in any event which may happen, this
General Assembly does not doubt that the people of North Carolina will be found prepared to adopt with coolness and wisdom, and maintain with steady firmness and perseverance, such measures as the emergency may require; first, to maintain their rights and honor in the Union by Constitutional means; and, secondly, when such a course shall be demanded by stern necessity, and only then, to insure the preservation of these rights and that honor out of the Union, by such means beyond the Constitution, as the necessity of the case may require, their wisdom may devise, and their strength enable to render effectual.

Resolved, That the Governor be requested to transmit copies of these Resolutions to the Governors of other States of the Union, and our Senators and Representatives, with a request they be laid before Congress, and the Legislatures of the several States.

Which said Resolutions were read, and, on his motion, referred to the Joint Select Committee on Negro Slavery, and ordered to be printed.

Received a message from the House of Commons, proposing to vote to day at half past 12 o'clock, for Solicitor of the 2nd Judicial Circuit, and announcing that Geo. S. Stevenson and John S. Hawks are in nomination. Concluded in.

Messrs. Washington and Nixon were appointed the Senate's branch of the Committee to superintend said election, and the House of Commons informed thereof.

Received a message from the House of Commons, stating that Messrs. McDowell and Hill, of Brunswick, form the Committee on the part of the House of Commons, to superintend the election of Solicitor of the Fifth Judicial Circuit; and the hour agreed upon for going into said election having arrived,

The Senate voted as follows:

FOR MR. STRANGE:

Messrs. Speaker, Barrow, Berry, Bower, Bunting, Caldwell, of Meck-
lenburg, Cameron, Cannady, Clarke, Collins, Courts, Drake, Hargrave, Herring, Hester, Hoke, Jones, McMillan, Nixon, Rogers, Speight, Sherrod, Thomas, Thompson, Watson, Williamson and Wooten—27.

FOR MR. ASHE:
Messrs. Arendell, Barnard, Barringer, Caldwell, of Burke, Davidson, Eborn, Gilmer, Grist, Haughton, Joyner, Kelly, Lane, Lillington, Malloy, Pender, Richardson, Sessoms, Shepard, Willey and Woodfin—22.

Mr. Woodfin introduced a bill to incorporate the Ashville and Greenville Plank Road Company. Read first time and passed, and on motion of Woodfin, referred to the Committee on Internal Improvement, and ordered to be printed.

Received a message from the House of Commons, informing that Messrs. McLean and Foster, of Davidson, form the House branch of the Committee, to superintend the election of Solicitor of the 4th Judicial Circuit; and the hour agreed upon for voting in said election, having arrived,

The Senate voted as follows:

FOR MR. JONES:
Messrs. Speaker, Barrow, Berry, Bower, Bunting, Cameron, Caldwell, of Mecklenburg, Cannady, Clarke, Courts, Collins, Drake, Hargrave, Herring, Hester, Hoke, Jones, McMillan, Nixon, Rogers, Sherrod, Speight, Thomas, Thompson, Watson, Williamson and Wooten—27.

FOR MR. POINDEXTER:
Messrs. Arendell Barringer, Bond, Bynum, Davidson, Eborn, Gilmer, Grist, Haughton, Joyner, Kelly, Lane, Lillington, Malloy, Pender, Richardson, Sessoms, Shepard, Willey and Woodfin—20.

Mr. Caldwell, of Burke, voted for Mr. Kerr.

Mr. Cameron, from the Committee appointed to superintend the election for Solicitor of the 5th Judicial Circuit, reported that Robert Strange had received 91 votes, and that Tho. S. Ashe had received 76 votes; that Robt. Strange having received a majority of the whole number of votes given, is duly elected.
Report concurred in.
Mr. Berry, from the Committee appointed to superintend the election of Solicitor of the 4th Judicial Circuit, reported that Cad. Jones, Jr., had received 92 votes, J. F. Poindexter 68 votes, J. Kerr 1 vote, and C. Graves 2 votes; that Mr. Jones having received a majority of the whole number of votes given, is duly elected.

Concurred in.

Mr. Clarke introduced the following resolution, viz:

Resolved, That the Judiciary Committee be instructed to report what facilities should be extended by the several County Courts of North Carolina to any of the free colored population, who may emigrate to Liberia; and also to inquire into and report the legality and expediency of said County Courts binding out as apprentices for the term of ninety-nine years all the children of said population, born after the 1st day of January, 1852, for the mutual benefit and protection of both races.

Read, and on motion, referred to the Judiciary Committee.

On motion of Mr. Caldwell, of Burke, the vouchers for the survey of the Western Turnpike, were referred to the Committee on Claims.

Mr. Bynum introduced the following Resolution, viz:

Resolved, That the Committee on Corporations be instructed to inquire into the expediency of passing a general Corporation Act, providing for the formation of Manufacturing and Mining Companies, Plank Roads and Turnpike Companies, Navigation Companies, and such other Companies and Societies as are now usually formed by separate acts of incorporation, and that the said Committee have leave to report by bill or otherwise.

Read and referred to the Committee on Corporations.
A message was received from the House of Commons, proposing to vote for Solicitor of the Second Judicial Circuit, and informing that Messrs. Sherard and Cherry form their branch of the Committee to superintend said election, and that they would proceed to vote on the return of the messenger, the hour agreed upon to vote in said election having arrived.

The Senate then voted as follows:

FOR MR. STEVENSON:

FOR MR. HAWKS:
Messrs. Arendell, Barringer, Bond, Bynum, Caldwell, of Burke, Davidson, Eborn, Gilmer, Grist, Haughton, Joyner, Kelly, Lane, Lillington, Malloy, Pender, Richardson, Sessoms, Shepard, Washington, Willey and Woodfin—22.

On motion of Mr. Shepard, the Senate proceeded to the consideration of the resolutions heretofore introduced by him on the subject of slavery; and the same being modified by him, after debate, were, on his motion, referred to the Joint Select Committee on Negro Slavery.

On motion of Mr. Thomas, the Senate adjourned until to-morrow morning, 11 o'clock.

THURSDAY, Nov. 28.

The Senate met according to adjournment.

Mr. Joyner introduced the following resolutions, viz.:
Resolved, That the people of North Carolina have ever cherished a cordial attachment to the Constitution and to the union of the United States; that they are deeply sensible of the many blessings and benefits resulting from this union, and are sensibly alive to the great and overwhelming calamities which its dissolution would bring upon the people of this country. It is, however, nevertheless true, that the long continued wrongs and increasing aggressions made by the people of the North on the institution of slavery, as established in the Southern States, an institution guarantied by the Constitution of the United States, and over which they have not one particle of rightful control, are gradually weakening and undermining this attachment, and, if persisted in, must inevitably lead to a severance of the ties which bind together the States of this Union.

Resolved, That the acts of compromise and pacification, passed at the last session of Congress for the admission of California as a State into the Union, for the Government of the territories of Utah and New Mexico, for establishing the boundary of Texas, for suppressing the slave trade in the District of Columbia, and for the recovery of fugitive slaves, though regarded by many good and intelligent citizens as inadequate to the just rights of the South, yet as a whole, if faithfully observed, in all its parts, would meet the approval of the people of North Carolina.

Resolved, That a repeal of the fugitive slave law, passed at the last session of Congress, or any material modification rendering its provisions inoperative for the great purposes designed, would be regarded as a wrong and an outrage on Southern rights and property, justifying the most firm, united and determined resistance, and in either of these events, North Carolina will unite with her Southern sister States in a Convention to provide the proper mode and manner of redress, and determined resistance to further encroachments on their rights.

Resolved, That whatever differences of opinion may exist in regard to the right of one or more States to secede from the Union, there can be no question, as to the natural right of every people, when the wrongs and oppression of the Government become no longer bearable, to resist and to overthrow such Government, and to establish other Government, founded on principles better adapted to secure the liberty and
just rights of the people. To this dread alternative, the Southern people may unhappily be driven, by the wrongs and injustice of their Northern brethren.

Read, and on motion of Mr. Joyner, referred to the Joint Select Committee on Negro Slavery, and ordered to be printed.

Mr. Washington introduced a resolution in favor of S. J. Prentiss and others, which passed its first reading, and on motion of Mr. Joyner, was referred to the Committee on Propositions and Grievances.

Mr. Caldwell, of Burke, introduced a bill to improve the public roads in the State of North Carolina, which was read the first time and passed, and on his motion, referred to the Committee on Internal Improvements, and ordered to be printed.

Received a message from the House of Commons, proposing to raise a Select Committee of three on the part of each House, to designate the time and manner of comparing and counting the votes cast for Governor at the last August election, which was concurred in, and Messrs. Bower, Joyner and Wooten appointed the Committee on the part of the Senate, and the House of Commons informed thereof.

Received from the House of Commons, a message proposing to raise a Joint Select Committee of three on the part of the Senate and six on the part of the House, to inquire into the expediency of amending and revising the Militia Laws of the State, or of abolishing the same altogether.

Disagreed to.

Mr. Washington, from the Committee appointed to superintend the election of Solicitor of the Second Judicial Circuit, reported that Mr. Stevenson had received 89 votes, Mr.
Hawks 73 votes, Mr. Rodman 1 vote, and Mr. Dorch 1 vote. That Mr. George S. Stevenson, having received a majority of the votes given, was duly elected. Concurred in.

Received a message from the House of Commons, transmitting the pension certificate of Ann Patterson; which was ordered to be countersigned by the Speaker of the Senate.

Mr. Sessoms introduced a bill to incorporate the Joint Stock Building Company; which was read and passed the first time, and, on his motion, referred to the Committee on Corporations.

Mr. Kelly introduced a bill for the more speedy administration of justice; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary, and ordered to be printed.

Mr. Woodfin, from the Committee on the Judiciary, to whom was referred a bill, entitled "A bill to make Real Estate assets for distribution, and to facilitate and cheapen the settlement of estates," reported the same without amendment, and recommended its rejection. Ordered to lie on the table.

Mr. Davidson introduced a bill to incorporate the Charlotte and Fayetteville Plank Road Company; which was read and passed the first time, and, on his motion, referred to the Committee on Corporations.

Mr. Bynum introduced a bill to repeal an Act to abolish Jury trials in the County Courts of Rutherford and Cleveland Counties; read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.

Mr. Lillington introduced a bill to incorporate Fulton
Lodge, No. 99, of Ancient York Masons, in the town of Salisbury, which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Received a message from the House of Commons, proposing to raise a Joint Select Committee on Military Affairs, to consist of nine on the part of the House and five on the part of the Senate: which proposition was concurred in.

Mr. Bynum introduced a resolution in favor of Pulaski A. Williams, which was read the first time and passed, and on his motion, referred to the Committee on Propositions and Grievances.

Mr. Shepard introduced a bill to amend an act passed at the session of 1833, entitled an act to establish a Bank in the State of North Carolina, which was read and passed the first time, and on his motion, referred to the Committee on Corporations.

On motion of Mr. Drake, the Senate adjourned until tomorrow morning, 11 o'clock.

Friday, Nov. 29.

The Senate met according to adjournment.

The Speaker announced Messrs. Clarke, Bynum, Caldwell, of Mecklenburg, Rogers and Pender as the Senate's branch of the Select Committee on Military Affairs, of which the House of Commons was informed by message.

Mr. Williamson presented a memorial from sundry citi-
zens of the town of Milton engaged in the manufacture of Tobacco, praying for an exposition and modification of the revenue law of the last last session, which, on motion, was referred to the Judiciary Committee.

Mr. Courts, from the Committee on Propositions and Grievances, to whom was referred a resolution in favor of Francis J. Prentiss and others, reported the same to the Senate, and recommended it passage.
Read the second time and passed.

On motion of Mr. Washington,

Resolved, That the Principal Clerk of the Senate shall be, and hereby is, allowed (by and with the assent of the Speaker) to occupy Committee Room, No. 3, for the greater convenience of his official business, provided, however, that the occupation of the said room by the said Clerk shall in no manner interfere with the use of said room by the Committee to whom it has or may be assigned.

Mr. Rogers introduced the following resolution, viz.:

Resolved, That the Committee on the Judiciary, be requested to inquire into the expediency of amending the act passed at the session of 1848 and 1849, entitled an act, more effectually to prevent the selling or giving away of spirituous liquors at or near places of public worship, chapter 11, and that they report by bill or otherwise.

Which was agreed to.

The Senate proceeded to the consideration of the bill entitled "A bill to make Real Estate assets," &c.; which, on motion of Mr. Washington, was laid upon the table.

Mr. Haughton introduced a bill to provide for the incorporation of Companies to construct Plank Roads, and of Companies to construct Turnpike Roads, and for other pur-
poses; which was read the first time and passed, and, on his motion, was referred to the Committee on Corporations, and ordered to be printed.

Mr. Haughton introduced a bill to provide for the incorporation of Companies to construct Plank Roads and of Companies to construct Turnpike Roads, and for other purposes, which was read the first time and passed, and on his motion, referred to the Committee on Corporations, and ordered to be printed.

The bill to incorporate the Fayetteville and Southern Plank Road Company, was taken up, amended on motion of Mr. Bynum, passed its third and last reading, and ordered to be engrossed.

Mr. Hoke introduced a bill to repeal a portion of an act, entitled an act to erect a Toll Bridge over Catawba river, between the Counties of Caldwell and Catawba, passed during the session of the General Assembly of 1848 and 1849; which, on motion of Mr. Caldwell, of Burke, was referred to the Committee on Internal Improvements.

Mr. Thomas introduced a resolution in favor of John Cockerham; read and referred to the Committee on Cherokee Lands.

Mr. Cameron presented the resignation of Jonathan Evans, a Justice of the Peace for the County of Cumberland, which was read and accepted.

On motion of Mr. Gilmer, the Senate adjourned until tomorrow morning, 11 o'clock.
Saturday, Nov. 30.

The Senate met according to adjournment.

On motion of Mr. Washington,

Ordered, That a message be sent to the House of Commons, proposing to raise a Joint Select Committee, to consist of three on the part of the Senate, and five on the part of the House, to ascertain and report to the Legislature, the present condition of the Institution for the education of the Deaf and Dumb, and the manner in which the same has been, and is now, conducted.

On motion of Mr. Bower,

Resolved, That the Committee on Claims be instructed to enquire and report what was the cost of the survey of the Salisbury and Western Turnpike, what officers were employed, and by what authority, the amount paid each, out of what fund, and whether by authority of law, and if not, by what authority, and that they cause to be printed for the use of the Senate, the vouchers for said expenses, heretofore referred to said Committee.

Mr. Herring introduced a memorial from sundry citizens of the County of Duplin, praying for the passage of a law, exonerating all those who have heretofore made deeds of trust for the benefit of their creditors, generally without fraud and in good time, from all liabilities after the delivery of the same; which, on his motion, was referred to the Committee on the Judiciary.

Mr. Cameron introduced a bill to incorporate the Fayetteville and Northern Plank Road Company; which was read the first time and passed, and, on his motion, was referred to the Committee on Corporations, and ordered to be printed
Mr. Caldwell, of Mecklenburg, presented the pension certificate of Martha Thompson, which, on his motion, was signed by the Speaker of the Senate, and transmitted to the House of Commons.

Mr. Willey introduced a bill to amend an act, passed at the session of 1830 and 1831, entitled an act to establish the Town of Gatesville, in the county of Gates, and to incorporate the same, and for other purposes; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

On motion of Mr. Joyner,

Resolved. That a message be sent to the House of Commons, informing that body that an error has been made in the printing of the Joint Rules of order between the two Houses, in this, that the 7th rule as agreed upon and adopted, requires that enrolled bills shall be carefully examined by a Joint Committee of two on the part of the Senate, and four on the part of the House of Commons; the same rule as printed, declare the Committee to consist of three on the part of the Senate, and five on the part of the Commons. In the same rule as printed, the appointment of this Committee every week has been wholly omitted.

On motion of Mr. Woodfin, the bill providing for the call of a Convention to amend the Constitution of the State of North Carolina, was taken up, and made the special order of the day for Monday next, at 12 o'clock.

Received a message from the House of Commons, stating that they have passed the following engrossed resolution, in which they ask the concurrence of the Senate, viz:

"A resolution for furnishing the Engrossing Clerks' room."

Which was read the first time and passed, and, on motion of Mr. Thomas, the rule was suspended, and the said reso-
olution passed the second and third time, and was ordered to be enrolled.

Also, a resolution in favor of the Engrossing Clerks, which was read the first time and passed.

Also, a resolution in favor of H. T. Dyer, Sheriff of Wilkes County, which was read the first time and passed, and, on motion of Mr. Washington, referred to the Committee on Claims.

Mr. Bynum introduced a bill to encourage the investment of Capital for mining and manufacturing purposes; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations, and ordered to be printed.

The resolution in favor of F. J. Prentiss and others, was taken up, read the third time, passed, and ordered to be engrossed.

On motion of Mr. Caldwell, of Mecklenburg, the Senate adjourned until Monday morning, 11 o'clock.

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**Monday, Dec. 2.**

The Senate met according to adjournment.

The Speaker announced that Messrs. Lillington and Speight form the Senate's branch of the Committee on enrolled bills for the present week, of which the House of Commons was informed by message.
Mr. Caldwell, of Mecklenburg, presented a memorial from sundry citizens of the county of Mecklenburg, praying for an increase of the Tax on Retailers of Spirituous Liquors; which, on his motion, was referred to the Joint Committee on Finance.

Also, a memorial relating to the public execution of criminals; which, on his motion, was referred to the Joint Committee on the Judiciary.

Mr. G. W. Caldwell also presented the resignation of Daniel Welsh, a Justice of the Peace for the county of Mecklenburg; which was read and accepted.

Mr. Cameron introduced a bill to incorporate Independent Division, No. 31, of the Sons of Temperance, which was read the first time and passed; and, on his motion, referred to the Committee on Corporations.

A message was sent to the House of Commons, announcing that the Senate had passed the following engrossed bills and resolution, viz.:

"A bill to incorporate the Fayetteville Bridge Company."
"A bill to incorporate the Fayetteville and Southern Plank Road Company." And
"A resolution in favor of F. J. Prentiss and others."

In which they ask their concurrence.

The engrossed resolution in favor of the Engrossing Clerks, was read the second time and passed.

Mr. Woodfin presented a memorial from sundry citizens of the county of Buncombe, relating to the destruction of stock, &c.; which, on his motion, was referred to the Judiciary Committee.

Mr. Woodfin introduced a bill to amend and alter an act passed in 1848-49, entitled "An act to lay off and establish a county by the name of Watauga, chapter 25."

Which was ordered to be laid on the table.
Mr. T. R. Caldwell presented a memorial from sundry citizens of Watauga county, remonstrating against any attempt to attach any part of said county to the counties of Burke or Yancy.

Ordered to lie on the table.

Received a message from the House of Commons, concurring in the proposition of the Senate to raise a Joint Select Committee of three on the part of the Senate and five on the part of the House, to ascertain and report to the Legislature the condition of the Institution for the Education of the Deaf and Dumb, and the manner in which the same has been and is now conducted; and informing that Messrs. Avery, W. Hill, Montgomery, Jerkins and Maultsby, form their branch of the Committee on the subject.

The Speaker announced that Messrs. Washington, Cameron and Watson, were appointed a Committee on the part of the Senate, and the House informed thereof by message.

Received a message from the House of Commons, stating that Messrs. Thornton, Montgomery and Steele, form the House branch of the Joint Select Committee to prepare and examine the votes cast for Governor in August last.

Also, a message announcing that Messrs. Ruffin, Waugh, Cherry and Scott, form the House branch of the Committee on enrolled bills for the present week.

Mr. Thomas, from the Committee on Internal Improvements, to whom was referred the bill and accompanying memorial concerning the Wilmington and Manchester Rail Road Company, reported the same, with sundry amendments, and recommended its passage.

On motion of Mr. Thomas,

Ordered, That said report and amendments be printed.
Mr. Thomas introduced a bill to incorporate the Tennessee River Railroad Company, which was read the first time and passed; and, on his motion, ordered to be laid on the table and printed.

Mr. Washington introduced a bill to amend the 7th section of the 5th chapter of the Revised Statutes, in relation to apprentices, which was read the first time and passed; and, on his motion, referred to the Committee on the Judiciary.

Mr. Woodfin introduced a bill to change the mode of dividing the proceeds of the Literary Fund among the several counties of North Carolina, which was read the first time and passed; and, on motion of Mr. Shepard, referred to the Committee on Education and the Literary Fund. Yeas 34, nays 13.

Mr. Woodfin demanded the yeas and nays.

Those who voted in the affirmative are:

Messrs. Arendell, Barnard, Barrow, Berry, Bond, Bunting, Cameron, Caldwell, of Mecklenburg, Cannady, Clarke, Collins, Eborn, Gris, Herring, Hester, Hoke, Jones, Joyner, McMillan, Mallory, Nixon, Pender, Richardson, Rogers, Sherrod, Sessions, Shepard, Speight, Thompson, Washington, Watson, Willey, Williamson and Wooten—34.

Those who voted in the negative, are:


The Senate then proceeded to the consideration of the special order of the day, viz: the providing for the call of a Convention to amend the Constitution of the State of North Carolina, when, on motion of Mr. Woodfin, the further consideration of the same was postponed, and made the special order of the day for Wednesday next, 12 o'clock.
On motion of Mr. Bynum,

Resolved, That the Clerk cause to be printed for the use of the Senate, the names of the members of the Standing and Select Committees of the Senate, and of the Joint Committees of the two Houses.

Received a message from the House of Commons, transmitting a communication from the Board of Directors for the Institution for the Deaf and Dumb, proposing to refer the same to the Select Committee on the subject, which was agreed to.

On motion of Mr. Thomas, the Senate adjourned until tomorrow morning, 11 o'clock.

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TUESDAY, Dec. 3.

The Senate met according to adjournment.

Mr. Haughton presented a memorial praying for the passage of an act to emancipate Elias Counsel, a boy of color, which was referred to the Committee on Propositions and Grievances.

Mr. Washington, from the Committee on the Judiciary, to whom was referred a bill to amend the 7th section of the 5th chapter of the Revised Statutes, in relation to apprentices, reported the same without amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Washington, from the same Committee, to whom was referred a resolution instructing them to inquire into the ex-
peditancy of amending the Revised Statutes, relating to free negroes and mulattoes, &c., reported favorably on the same; which report was accompanied by a bill entitled "A bill to amend the 65th and 68th sections of the 111th chapter of the Revised Statutes, relating to slaves and free persons of color, and for other purposes;" which said bill was read the first time and passed.

Mr. Cameron, from the Committee on Corporations, to whom was referred the bill to amend an act, passed at the session of 1830-31, entitled an act to establish the Town of Gatesville, in the County of Gates, and to incorporate the same, and for other purposes, reported the same without amendment, and recommended its passage.

Ordered to be laid on the table.

Mr. Cameron, from the same Committee, to whom was referred the bill to incorporate the Fulton Lodge, No. 99, of Ancient York Masons, in the Town of Salisbury, reported the same without amendment, and recommended its passage.

Ordered to be laid on the table.

Mr. Cameron, from the same Committee, to whom was referred the bill to incorporate the Charlotte and Fayetteville Plank Road Company, reported the same without amendment, and recommended its passage.

Ordered to be laid on the table.

Received a message from the House of Commons, transmitting a communication and documents from his Excellency, the Governor, containing the biennial report of the President and Directors of the Literary Fund, proposing to print the same, and refer them to the Joint Select Committee on Finance; the proposition was agreed to, and the House of Commons informed thereof.

Received a message from the House of Commons, stating that they had passed the following engrossed bill, viz:

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"A bill to incorporate the Greenville and Raleigh Plank Road Company," in which they ask the concurrence of the Senate. Said bill was read the first time and passed; and, on motion of Mr. Bynum, referred to the Committee on Corporations.

The resignation of A. Mattaw, a Justice of the Peace for the County of Surry, and Richd. O. Warren, a Justice of the Peace for the County of Wayne, were read and accepted.

Mr. Woodfin, from the Judiciary Committee, to whom was referred a bill to repeal an act to abolish Jury trials in the Counties of Rutherford and Cleaveland, reported the same without amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Joyner introduced a bill authorizing the Seaboard and Roanoke Rail Road Company, to issue bonds, which was read the first time and passed, and referred to the Committee on Internal Improvements.

On motion of Mr. Thomas, the bill to incorporate the Tennessee River Rail Road Company, was taken up, and, on his motion, referred to the Committee on Internal Improvements.

The resolution in favor of the Engrossing Clerks, being read the third time, Mr. Bynum moved that the same be amended, by striking out all after the word Resolved, and insert the following, viz: That no person shall hereafter be permitted to have a bed in any room in the Capitol; which was disagreed to, and the said resolution passed, and ordered to be enrolled.

Mr. Hoke introduced a bill to establish the Rock Spring Camp Ground, in the County of Lincoln, and to incorporate
the Trustees thereof; which was read the first time and passed, and on his motion, referred to the Committee on Corporations.

On motion of Mr. Woodfin,

Resolved, That the Principal Door-keeper have leave to employ a substitute during his illness.

Mr. Bynum presented the claim of the executors of Isaac Lollar against the State of North Carolina; which, on his motion, was referred to the Committee on Claims.

Mr. Washington introduced the following resolution, viz.:

Resolved, That John H. Wheeler have permission to borrow books from the State Library, to be used in this city, upon giving his receipt to the Librarian therefor; and also make, or cause to be made, extracts from such books or records as are in the Executive Department, that may be useful to him.

Referred to the Committee on the Library.

The Senate proceeded to the consideration of the bill relating to the Wilmington and Manchester Railroad Company; which, on motion of Mr. Nixon, was ordered to be laid on the table.

Mr. Thomas, from the Committee on Internal Improvements, to whom was referred the bill to incorporate the Asheville and Greenville Plank Road Company, reported the same, with sundry amendments, and recommended its passage. Ordered to be laid on the table.

On motion of Mr. Thomas, the Senate adjourned until to-morrow morning, 11 o'clock.
The Senate met according to adjournment.

Mr. Clarke presented the memorial of sundry officers and privates of the several regiments of the 5th and 17th brigade of North Carolina, praying for an amendment of the Militia laws of the State; which, on his motion, was referred to the Committee on Military Affairs.

Mr. Pender introduced a bill to incorporate Esperanza Lodge, No. 28, of the Independent Order of Odd Fellows, which was read the first time and passed; and, on his motion, referred to the Committee on Corporations.

Mr. Pender also introduced a bill to incorporate Maroa- tock Division, No. 88, of the Sons of Temperance, which was read the first time and passed; and, on his motion, referred to the Committee on Corporations.

Mr. Barring introduced a bill to provide for the pay of witnesses in certain cases, which was read the first time and passed; and, on his motion, referred to the Committee on the Judiciary.

Mr. Grist introduced a bill to incorporate a Bank in the town of Washington, in the county of Beaufort, which was read the first time and passed; and, on his motion, referred to the Committee on Corporations, and ordered to be printed.

Mr. Nixon presented the memorial of the Board of Commissioners for the town of Wilmington, in relation to the Wilmington and Manchester Railroad; which, on his motion, was referred to the Committee on Internal Improvements.

Mr. Cameron, from the Committee on Corporations, to
whom was referred the bill to incorporate the Greenville and Raleigh Plank Road Company, reported the same, with amendments, and recommended its passage.

Ordered to lie on the table.

Mr. Cameron, from the same Committee, to whom was referred the bill to establish the Rock Spring Camp Ground, in the county of Lincoln, and to incorporate the same, reported said bill, and asked to be discharged from the further consideration of the subject.

Which was not agreed to.

Mr. McMillan presented the petition of Theophilus D. Odham, in relation to the opening of a communication for the passage of fish between Bogue and Bear Inlets, by way of Inshore Creek, in the county of Onslow; which, on his motion, was referred to the Committee of Propositions and Grievances.

Mr. Cameron, from the Committee on Corporations, to whom was referred the bill to incorporate the Murfreesboro' Joint Stock Building Company, reported the same, without amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Cameron, from the same Committee, to whom was referred the bill to amend an act passed at the session of 1833-34, entitled "An act to establish a Bank in the State of North Carolina," reported the same, with an amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Cameron, from the same Committee, to whom was referred the bill to incorporate Independent Division, No. 31, of the Sons of Temperance, reported the same, without amendment, and recommended its passage.

Ordered to lie on the table.
On motion of Mr. Barringer,

Resolved, That the Committee on the Judiciary inquire into the expediency of making provision for hereafter requiring the attendance of the Attorney and Solicitor-General upon each session of the Legislature, in order to revise all bills of a public character, previous to their enrolment and ratification as laws; and the said Committee report by bill or otherwise.

On motion of Mr. Lillington, the special order of the day was postponed for half an hour.

On motion of Mr. Berry,

Ordered, That a message be sent to the House of Commons, proposing to go into the election of Comptroller of the State, on to-morrow at 12 o'clock.

Mr. Lane introduced a bill to incorporate Union Institute; in Randolph County, a Normal College; which was read the first time and passed, and, on his motion, referred to the Committee on Education and the Literary Fund.

The bill to incorporate Fulton Lodge, No. 99, of Ancient York Masons, in the Town of Salisbury;

The bill to amend the 7th section of the 5th chapter of the Revised Statutes, in relation to apprentices;

The bill to amend an act passed at the session of 1830-'31, entitled an act to establish the Town of Gatesville, in the County of Gates, and to incorporate the same, and for other purposes; And,

The bill to repeal an act to abolish Jury trials in the County Courts of Rutherford and Cleaveland, were severally read the second time, and passed.

Mr. Thomas, from the Committee on Internal Improvements, to whom was referred the bill authorising the Sea-
board and Roanoke Rail Road Company to issue bonds, reported the same without amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Thomas, from the Committee on Cherokee Lands and Turnpike Road, to whom was referred a resolution in favor of John Cockerham, reported the same, with an amendment, which was agreed to; and said resolution passed its second reading as amended.

The bill to amend the 65th and 66th sections of the 111th chapter of the Revised Statutes, relating to slaves and free persons of color, &c., was taken up, and, on motion of Mr. Washington, ordered to be laid on the table.

Received a message from the House of Commons, stating that they disagreed to the proposition of the Senate to go into the election of Comptroller of State to-morrow at 12 o'clock; but proposing to go into said election at 1 o'clock this day, and informing that Wm. J. Clarke and Wm. F. Collins are in nomination for the office.

In which proposition the Senate did not concur, of which the House of Commons were informed by message.

Received a message from the House of Commons, transmitting a communication from his Excellency, the Governor, accompanied by a report from the Commissioners charged with the supervision of the affairs of the Raleigh and Gaston Rail Road, with a proposition to print the same, which was concurred in, and information thereof sent to the House of Commons.

The Senate then proceeded to the consideration of the special order of the day, being the bill providing for the call of a Convention to amend the Constitution of the State of North Carolina, on its second reading.
After sometime spent in debate, Mr. Bower moved that said bill be referred to the Select Committee, raised on such part of the Governor's message as relates to an amendment of the Constitution.

Mr. Thomas moved that the Senate do now adjourn until to-morrow morning, 11 o'clock.

Which was not agreed to.

The question then recurred on the motion of Mr. Bower, to refer the said bill to the Committee raised on the subject of an amendment of the Constitution, which was determined in the affirmative. Ayes 40, noes 9.

Mr. T. R. Caldwell demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


On motion of Mr. Berry, the bill heretofore introduced by him, providing for an amendment of the Constitution of the State of North Carolina, was taken up and referred to the Committee raised on the subject of an amendment of the Constitution.

On motion of Mr. Lillington, the Senate adjourned until to-morrow morning, 11 o'clock.
Thursday, Dec. 5.

The Senate met according to adjournment.

Mr. Nixon introduced a bill to amend the 88th chapter of the Revised Statutes, which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary, and ordered to be printed.

Mr. Shepard introduced a bill to incorporate the Home Guards, a volunteer corps of infantry of the line, in the County of Pasquotank; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Mr. Cameron presented a memorial, praying for the passage of a law to emancipate Lucy and her child Laura, persons of color, of the County of Cumberland; which, on his motion, was read, and referred to the Committee on Propositions and Grievances.

Mr. Courts, from the Committee on Propositions and Grievances, to whom was referred a petition in favor of Lucy Borden, reported unfavorably on the same, which report was concurred in.

On motion of Mr. Berry,

Ordered, That a message be sent to the House of Commons proposing to go into the election of Comptroller of State, this day at 12 o'clock.

Mr. Woodfin, from the Committee on the Judiciary, to whom the subject was referred, reported a bill, entitled a bill, to amend an act of the General Assembly of North Carolina, passed at its session of 1848-'49, entitled an act more
effectually to prevent the selling or giving away of spirituous liquors, at or near places of public worship.

Which was read the first time and passed.

On motion of Mr. Shepard,

Resolved, That the public Treasurer be directed to report to the Senate the amount of tax paid in each County of the State, upon land and polls for the last five years, discriminating in said report, between the white and black poll.

Mr. Williamson introduced a bill to authorize the building of a Toll Bridge over Dan River, in Caswell County, near Milton, and to incorporate a Company for that purpose; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Mr. Washington introduced a bill to revive so much of the Revised Statutes, chapter 34, sections one, two, seven, and thirty-two, as have been repealed by the act of 1846, entitled an act to protect houses and enclosures from wilful injury, and to repeal so much of said act of 1846, as has been or might be construed to repeal or modify the said sections, or any of them; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.

Mr. Bynum introduced a bill concerning Corporations, which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.

Mr. Washington introduced a bill in relation to the execution of criminal process, which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.

Received a message from the House of Commons, announ-
cing that they had passed the following engrossed bills, in which they ask the concurrence of the Senate, viz.:

"A bill concerning Jury trials in the county of Buncombe."

"A bill to incorporate the Trustees of Coleraine Female Academy, in the county of Bertie." Aud,

"A bill to incorporate Oriental Lodge, No. 24, of the Independent Order of Odd Fellows, at Coleraine, Bertie county, North Carolina."

Which bills were severally read and passed the first time.

Also, "A bill concerning original attachments," which was read the first time and passed, and referred to the Judiciary Committee.

Received a message from the House of Commons, agreeing to the proposition of the Senate, to go into the election of Comptroller of State to-day at 12 o'clock, and announcing that Messrs Stowe and Scott form the House branch of the Committee to superintend said election; and informing that Wm. J. Clarke and Wm. F. Collins are in nomination.

The House of Commons was informed that Messrs. Arendell and Berry were appointed superintendents of said election on the part of the Senate; and the hour having arrived which was previously agreed upon by the two Houses to go into said election,

The Senate voted as follows:

FOR W. J. CLARKE:

Messrs. Speaker, Barrow, Berry, Bower, Bunting, G. W. Caldwell, Cameron, Cannady, Clarke, Collins, Courts, Drake, Hargrave, Herring, Hester, Heke, Jones, McMillan, Nixon, Rogers, Sherrod, Speight, Thomas, Thompson, Watson, Williamson and Wooten—27.

FOR W. F. COLLINS:

Messrs. Arendell, Barnard, Barringer, Bond, Bynum, T. R. Caldwell,
Davidson, Eborn, Gilmer, Grist, Haughton, Joyner, Kelly, Lane, Lillington, Malloy, Pender. Richardson, Sessoms, Shepard, Washington, Willey and Woodfin—23.

Mr. Washington introduced a bill concerning the duties of Sheriffs, which was read the first time and passed; and, on his motion, referred to the Judiciary Committee.

Mr. Nixon introduced a bill to incorporate the Wilmington and Topsail Sound Plank Road Company, which was read the first time and passed; and, on his motion, referred to the Committee on Internal Improvements, and ordered to be printed.

On motion of Mr. Bynum, the vote on the passage of the resolution directing the Public Treasurer to report to the Senate the amount of tax upon land and polls, &c., was reconsidered.

Mr. Woodfin moved to amend the same, by inserting the words "and upon all other sources of taxation;" which was not agreed to.

The question then recurring on the adoption of the resolution, was decided in the affirmative.

Mr. Berry, from the Committee appointed to superintend the election for Comptroller of State, reported that Wm. J. Clarke had received 87 votes, Wm. F. Collins 73 votes, Mr. Anderson 1, Mr. Nixon 1, and Mr. Dargan 1. That W. J. Clarke, having received a majority of the whole number of votes given, is duly elected.

Concurred in.

The bill to repeal the act to abolish Jury trials in the County Courts of Rutherford and Cleveland, was taken up, and on motion of Mr. Bynum, ordered to be laid on the table.

The resolution in favor of John Cockerham was then ta-
The bill to amend the 7th section of the 5th chapter of the Revised Statutes, in relation to apprentices.

The bill to amend an act passed at the session of 1830-'31, entitled an act to establish the Town of Gatesville, in the County of Gates, and to incorporate the same, and for other purposes. And

The bill to incorporate the Fulton Lodge, No. 99, of Ancient York Masons, in the Town of Salisbury;

Were severally read the third time, passed, and ordered to be engrossed.

The bill to incorporate Independent Division, No. 31, of the Sons of Temperance, was taken up, and on motion of Mr. Bynum, ordered to be laid on the table.

The bill to incorporate the Murfreesboro' Joint Stock Building Company, was read the second time and passed.

Received from the House of Commons, a message transmitting the report of the Joint Select Committee, appointed to prescribe the time and manner for counting and comparing the votes cast for Governor, at the last August election, and stating that the following resolution had been adopted by the House of Commons, in which they ask the concurrence of the Senate, viz:

Resolved, That the two Houses of the General Assembly shall convene in the Hall of the House of Commons, on Monday the 9th inst., at 12 o'clock; that one member shall be appointed teller on the part of the Senate, and two on the part of the House of Commons, to make a list of the votes given for Governor of the State of North Carolina, as they shall be declared, by the Speaker of the Senate; that the result shall be delivered to the Speaker of the Senate, who shall announce to the two Houses, assembled, as aforesaid, the state of the vote and the person elected, if it appears that a choice has been made agreeably to the Constitution of the State;
which annunciation shall be deemed a sufficient declaration of the person elected, and together with the list of votes shall be entered on the Journals of the two Houses.

Which said report was concurred in.

The bill authorizing the Seaboard and Roanoke Railroad Company to issue bonds, was read the second time and passed.

The bill to amend an act passed at the session of 1833-34, entitled an act to establish a Bank in the State of North Carolina, was read, amended, on motion of Mr. Washington, and passed the second time as amended.

The bill to incorporate the Ashville and Greenville Plank Road Company was then taken up, and, pending the consideration of the same, on its second reading,

On motion of Mr. Speight, the Senate adjourned until tomorrow morning, 11 o'clock.

**Friday, Dec. 6.**

The Senate met according to adjournment.

The Speaker announced Mr. Courts as the Teller on the part of the Senate, to examine the returns, and make a list of the votes for Governor, at the late election; and the House of Commons was informed thereof.

Mr. Drake, from the Committee on Claims, to whom was referred the resolution in favor of H. T. Dyer, Sheriff of Wilkes county, reported the same to the Senate, and recommended its passage.

The said resolution was then read the second time and passed.
Mr. Washington, from the Committee on the Library, to whom was referred a resolution authorizing John H. Wheeler to borrow books from the Library of the State, and to make, or cause to be made, extracts from books and records in the Executive Department, reported the same, with an amendment, limiting the operation of said resolution to one year; which was adopted, and the resolution, as amended, read and passed the second time.

On motion of Mr. Bynum,

Ordered, That the report on said resolution be printed.

On motion of Mr. Rogers,

Resolved, That the Committee on the Judiciary be requested to inquire into the expediency of amending the existing law, so as to authorize the Courts of Pleas and Quarter Sessions, for each and every county in this State, to levy a tax on Real Estate, to create a fund to pay Tales Jurors who may hereafter be summoned to sit on Jury trials.

Mr. Bond introduced a bill to incorporate the Windsor Female Academy, in the county of Bertie, which was read the first time and passed; and, on his motion, referred to the Committee on Corporations.

Mr. Lane introduced a bill to incorporate Franklinsville Academy, in Randolph county, which was read the first time and passed; and, on his motion, referred to the Committee on Corporations.

Mr. Washington introduced a bill to incorporate Tuscarora Lodge, No. 22, of the Independent Order of Odd Fellows, in Kinston, North Carolina; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

On motion of Mr. Bynum,
Resolved, That the Committee on Propositions and Grievances be instructed to inquire into the propriety of liberating a mulatto boy, the property of the late Col. John Roberts, of Cleaveland County, and that they have leave to report by bill or otherwise.

Mr. Bynum also presented a memorial on the subject of the foregoing resolution, which, on his motion, was referred to the Committee on Propositions and Grievances.

Mr. Nixon introduced a bill to enlarge the powers of the Commissioners of the Town of Wilmington; which was read the first time and passed, and, on his motion, referred to the Committee on Internal Improvements, and ordered to be printed.

Mr. Watson introduced a bill to repeal the act of the General Assembly of 1848-49, providing for the support of a system of International, Literary and Scientific Exchanges, which was read the first time and passed; and, on his motion, referred to the Committee on the Library.

Mr. Washington introduced a bill authorising Needham Loftin, Jr., to emancipate his slave, Elias Council, upon certain conditions therein mentioned; which was read the first time and passed, and, on his motion, referred to the Committee on Propositions and Grievances.

The Senate now proceeded to the consideration of the unfinished business of yesterday, to wit: "The bill to incorporate the Ashville and Greenville Plank Road Company"; which said bill, after the adoption of sundry amendments, was read the second time and passed.

Received a message from the House of Commons, announcing that they have passed the following engrossed bills, in which they ask the concurrence of the Senate viz:
"A bill to incorporate the Trustees of the Windsor Male Academy, in the County of Bertie." And "A bill to incorporate the Fayetteville and Centre Plank Road Company."

Which said bills were read the first time and passed.

Received from the House of Commons, the following engrossed resolutions, to wit:

"Resolutions providing for certain alterations and improvements of the Hall of the House of Commons, and making appropriations therefor;" which were read the first time and passed, and, on motion of Mr. Bynum, referred to a Select Committee of three members, with instructions to inquire into the propriety of making similar provisions for furnishing the Senate Chamber.

Messrs. Bynum, Shepard and Drake were appointed said Committee.

Mr. T. R. Caldwell introduced the following Resolution, viz:

Resolved, That the Secretary of State be authorised and required to issue a grant to one hundred acres of land in the County of Burke, to Susannah Fox, it being the same land entered by Susannah Powell, (now Susannah Fox,) on the 8th day of November, 1842, and surveyed by the County Surveyor of Burke county, 29th of April, 1848; which was read and passed the first time, and on motion of Mr. Caldwell, of Burke, referred to the Committee on Claims.

"The bill to incorporate the Murfreesboro' Joint Stock Building Company." And, "The bill authorising the Seaboard and Roanoke Rail Road Company to issue bonds, were severally read the third time and passed, and ordered to be engrossed.
The bill to amend an act passed at the session of 1833-'34, entitled an act to establish a Bank in the State of North Carolina, was taken up for consideration, and on motion of Mr. Bower, ordered to be laid on the table.

Mr. Thomas, from the Committee on Internal Improvements, to whom was referred the bill to incorporate the Tennessee River Rail Road Company, reported the same without amendment, and recommended its passage.

Ordered to lie on the table.

On motion of Mr. Cameron, the Senate adjourned until to-morrow morning, 11 o' clock.

SATURDAY, Dec. 7.

The Senate met according to adjournment.

Mr. Woodfin, from the Committee on the Judiciary, to whom was referred the bill concerning the duties of Sheriffs, reported the same to the Senate, and recommended its passage.

Ordered to lie on the table.

Mr. Woodfin, from the same Committee, to whom was referred the bill concerning Corporations, reported the same without amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Woodfin, from the same Committee, to whom was referred the engrossed bill concerning original attachments, reported the same without amendment, and recommended its passage.

Ordered to lie on the table.
Mr. Sessoms introduced a bill to incorporate Theophilus Division, No. 57, of the Order of the Sons of Temperance, in the Town Murfreesboro; which was read the first time, passed, and, on his motion referred to the Committee on Corporations.

Mr. Lane introduced a bill to incorporate Hanks Lodge, No. 128, of Ancient York Free and Accepted Masons; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Received from the House of Commons a message, transmitting communications from the President of the Bank of Cape Fear, and from the President of the Bank of Fayetteville, exhibiting the conditions of said institutions, with a proposition to print the same; which was concurred in, and the House of Commons informed thereof.

Received from the House of Commons a message, transmitting a memorial from sundry citizens of the county of Cherokee, praying the Legislature to adopt some measures for the removal of the Cherokee Indians from this State, and proposing to raise a Joint Select Committee, of two on the part of the Senate and three on the part of the House, to whom the subject shall be referred; which was concurred in, and the House of Commons informed that Messrs. Thomas and Caldwell, of Burke, form said Committee on the part of the Senate.

Received from the House of Commons the resignation of B. Burguin, a Justice of the Peace for the county of McDowell; which was read and accepted.

On motion of Mr. Washington,

The bill to amend the 65th and 68th sections of the 11th chapter of the Revised Statutes, relating to slaves and free
persons of color, and for other purposes, was taken up, and, on his motion, referred to the Committee on the Judiciary.

On motion of Mr. Drake,

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of passing a law to prevent the sale of Spirituous Liquors to free persons of color in this State.

The Senate then proceeded to the consideration of the engrossed bill, entitled "A bill to incorporate the Greenville and Raleigh Plank Road Company;" which, after sundry amendments, was read the second time and passed.

The engrossed resolution in favor of H. T. Dyer, Sheriff of Wilkes county, was read the third time and passed, and ordered to be enrolled.

On motion of Mr. Shepard,

Resolved, That the Treasurer be directed to hand over to the Comptroller the resolution passed by the Senate, directing him to report to the Senate the amount of land and poll tax, discriminating between the white and black poll; and that the Comptroller be directed to make the report instead of the Treasurer.

The bill to incorporate the Ashville and Greenville Plank Road Company was then read the third time, passed, and ordered to be engrossed.

* The resolution in favor of John H. Wheeler was read the third time and passed, and ordered to be engrossed.

The Senate proceeded to the consideration of the bill to amend an act of the General Assembly of North Carolina, passed at its session of 1848-49, entitled "An act more effec-
tually to prevent the selling or giving away of spirituous liquors, at or near places of public worship;" and, on motion of Mr. Thomas, ordered that the same be laid on the table.

The bill to incorporate the Charlotte and Fayetteville Plank Road Company was taken up; which, after undergoing sundry amendments, was read the second time and passed.

On motion of Mr. Caldwell, of Burke, the Senate adjourned until Monday morning, 11 o'clock.

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Monday, Dec. 9.

The Senate met according to adjournment.

The Speaker announced that Messrs. Caldwell, of Mecklenburg, and Barnard form the Senate branch of the Committee on Enrolled Bills for the present week, of which the House of Commons was informed by message.

A message was sent to the House of Commons, stating that the Senate have passed the following engrossed bills, viz:

"A bill, entitled a bill, to amend the 7th section of the 5th chapter of the Revised Statutes, in relation to apprentices."

"A bill, entitled a bill, to amend an act passed at the session of 1830-'31, entitled an act to establish the Town Gatesville, in the county of Gates, and to incorporate the same, and for other purposes."

"A bill, entitled a bill, to incorporate Fulton Lodge, No. 99, of Ancient York Masons, in the Town of Salisbury."
"A bill, entitled a bill, authorising the Seaboard and Roanoke Rail Road Company to issue bonds." And,
"A bill, entitled a bill, to incorporate the Murfreesboro' Joint Stock Building Company;" in which, they ask the concurrence of the House of Commons.

Mr. Washington presented the memorial of sundry citizens of Craven, Jones, and other counties, praying for a charter for a Rail Road, to extend from the terminus, on the Central Rail Road, to the Town of Newbern; which, on his motion, was read and referred to the Committee on Internal Improvements, and ordered to be printed.

Mr. Cameron presented a memorial of the merchants of Fayetteville, relative to the Navigation of the Cape Fear River; which, on his motion, was referred to the Judiciary Committee.

Mr. Joyner, from the Committee on so much of the Governor's Message as relates to Nags Head, made a report on the subject, and recommended the adoption of the following resolutions, viz:

Resolved, By the General Assembly of the State of North Carolina, that the reopening of the Inlet at or near Nags Head, between the Ocean and Albemarle sound, is a work of deep importance to a very large and wealthy portion of the State, and of vast advantage to the general commerce and navigation of the whole country.

Resolved, That this work is peculiarly within the powers and duty of the General Government, and that Congress will fail in one of its great duties to the State of North Carolina, and to the commerce and navigation of the country, if the necessary appropriation of money for the construction of this great work is not properly made, and the work prosecuted to completion, with all reasonable dispatch.

Resolved, further, That it is a matter of just complaint on the part of the people of North Carolina, that this work has been so unreasonably delayed; and its further delay will be
considered a palpable wrong and injustice to the State, as one of the members of the confederacy, possessing equal rights and bound to equal duties with her sister States, which cannot fail to produce great discontent and dissatisfaction.

Resolved, That our Senators and Representatives in Congress be requested to use their best exertions to effect the object contemplated by the foregoing resolutions.

On motion of Mr. Rogers, ordered, that the report and resolutions be printed.

Mr. Bynum, from the Select Committee, to whom was referred so much of the Governor's Message as relates to a Geological and Mineralogical Survey of the State, reported a bill to provide for a Geological and Agricultural Survey of the State; which was read the first time and passed.

Mr. Woodfin, from the Judiciary Committee, to whom was referred the bill to revive certain parts of the 34th chapter of the Revised Statutes, providing for the protection of houses and inclosures, &c., reported the same without amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Woodfin, from the same Committee, to whom was referred the bill in relation to the execution of criminal process, reported the same, without amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Woodfin, from the same Committee, to whom was referred the bill for the more speedy and certain administration of justice, and for other purposes, reported the same, without amendment, and recommended its passage.

Ordered to lie on the table.

Received a message from the House of Commons, propos-
ing to rescind the joint order, by which the report of the President and Directors of the Literary Fund, transmitted to the General Assembly, on the 2d instant, was referred to the Committee on Finance; which was concurred in.

The said message further proposed to raise a Joint Select Committee, consisting of three members on the part of the Senate, and five on the part of the House, to whom the aforesaid report shall be referred; to which the Senate disagreed, and the House of Commons were informed thereof by message.

Received a message from the House of Commons, transmitting communications shewing the condition of the Bank of the State of North Carolina, of the Merchants' Bank of Newbern and of the Bank of Fayetteville, with a proposition to print the same, which was agreed to, and information thereof sent to the House of Commons.

Received from the House of Commons the resignations of sundry Justices of the Peace, which were read and accepted.

Received a message from the House of Commons, stating that Messrs. Fleming, G. W. Hayes and Dickinson, constitute the House branch of the Committee on the removal of the Cherokee Indians; also, that Messrs. Winston, Durham, Drake and Sherrill, constitute the House branch of the Committee on Enrolled Bills.

Also, a message stating that Messrs. Thornton and Steele have been appointed Tellers on the part of the House, to superintend the counting and comparing of the votes cast for Governor at the last August election; and that the hour had arrived to execute the joint order of the two Houses, and that the House of Commons was ready to receive the Senate for that purpose.

The Senate repaired to the Commons Hall, Mr. Speaker
Edwards made the following announcement to the Convention of the two Houses:

*Gentlemen of the Senate,*

*and of the House of Commons:*

The two Houses of the General Assembly being here convened, I will proceed according to the requirements of the Constitution to open and publish in their presence, the returns of the election for Governor, held on the first Thursday of August last. I will commence with the counties in alphabetical order.

The returns were then opened, and the vote compared in the presence of the convention of the two Houses, under the inspection of Mr. Courts as Teller, on the part of the Senate, and Messrs. Thornton and Steele as Tellers on the part of the House of Commons. Mr. Courts, in behalf of the Tellers, reported the result of the Convention as follows, viz:

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<tr>
<th>Counties</th>
<th>For D. S. Reid</th>
<th>For C. Manly</th>
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</thead>
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<td>Counties</td>
<td>For D. S. Reid</td>
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<td>Martin</td>
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<td>Northampton</td>
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<td>New Hanover</td>
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<td>Perquimons</td>
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<td>Pasquotank</td>
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<tr>
<td>Pitt</td>
<td>583</td>
<td>591</td>
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</table>
The following announcement was made by the Speaker of the Senate, to the Convention of the two Houses, viz:

*Gentlemen of the Senate,*

*and of the House of Commons:*

The Tellers appointed by the two Houses, to compare the returns and make a list of the votes given at the late election for Governor in this State, report that David S. Reid received 45,080 votes, being the highest number of votes given, and that Charles Manly received 42,337 votes. No objection being made to this report, I declare David S. Reid duly elected Governor of the State of North Carolina, for two years from the 1st of January next.

**WELDON N. EDWARDS,**

Speaker of the Senate.
The members of the Senate then returned to the Senate Chamber.

Mr. Thomas, from the Committee on Internal Improvement, to whom was referred the bill to enlarge the powers of the Commissioners of the Town of Wilmington, reported the same without amendment, and recommended its passage.

Ordered to be laid on the table.

On motion of Mr. Thomas,

Resolved, That the Committee on Propositions and Grievances, be instructed to inquire into the expediency of erecting a new County by the name of Jackson, out of a portion of Macon and Haywood counties.

Mr. Thomas introduced a resolution in favor of Jason Sherill, which was read the first time and passed.

Mr. Washington introduced a resolution concerning the Map of the survey of the Western Turnpike, &c.

Which was read and adopted.

On motion of Mr. Lillington, the Senate adjourned until to-morrow morning, 11 o'clock.

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Tuesday, Dec. 10.

The Senate met according to adjournment.

Mr. Bynum, from the Select Committee, to whom was referred the engrossed resolutions providing for certain alterations and improvements of the Hall of the House of Com-
mons, and making an appropriation therefor, reported the same back to the Senate, with the following amendment, to wit:

Resolved, That the Senate Chamber be furnished in a similar manner to the House of Commons, and that the sum of eight hundred dollars be appropriated for that purpose.

Mr. Cameron presented the petition of Barnabas Thomas and Elizabeth Thomas, of the county of Cumberland, relating to a bounty land claim; which, on his motion, was read and referred to the Committee on Claims.

On motion of Mr. Cameron,

Resolved, That the Military Committee be instructed to enquire into the expediency of providing for the establishment, in this State, of a Scientific Military School under the patronage of the State.

Mr. Washington introduced a bill to incorporate the Newbern and Central Rail Road Company; which was read the first time and passed, and on his motion, referred to the Committee on Internal Improvements, and ordered to be printed.

Mr. Sherrod introduced a bill to incorporate Connoho Lodge, in the Town of Hamilton; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Mr. Jones introduced a bill to incorporate the Ringgold Guards, which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Mr. Grist introduced a bill to amend an act for the incorporation of the Town of Washington; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.
Mr. Sherrod introduced a bill to incorporate a Female Academy, in the Town of Hamilton; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Mr. Washington introduced a bill to re-charter the Merchant's Bank of Newbern; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations, and ordered to be printed.

Mr. Woodfin introduced the following Resolution:

Be it Resolved, By the General Assembly of the State of North Carolina, that it is the true policy of the State to encourage the extension of the North Carolina Rail Road West, to Knoxville, Tennessee, and East from Goldsboro, to Beaufort or Newbern; and as a means of securing this improvement for the benefit of the State, charters ought to be granted to Companies to make the respective portions of said Road on the terms of the Charter granted heretofore to the North Carolina Rail Road.

The said resolution was read, and, on motion of Mr. Woodfin, ordered to be printed and made the special order of the day for Tuesday next.

Received from the House of Commons a message, announcing that they have passed the following engrossed bill, in which they ask the concurrence of the Senate, viz:

"A bill to amend the 14th section, chapter 19, of an act passed at the session of the General Assembly of 1848-49, concerning the late county of Polk, &c.;" which bill was read the first time and passed, and, on motion of Mr. Bynum, referred to the Committee on Claims.

Received also from the House of Commons, an engrossed bill, entitled "a bill to lay off and establish a new county by the name of Yadkin;" which was read the first time and passed.
Mr. Woodfin, from the Joint Select Committee, on so much of the Governor's Message, as relates to Negro Slavery, to whom sundry resolutions on the subject had been referred, reported the following resolutions as a substitute for the same, and recommended their adoption, viz:

Whereas, the people of North Carolina have ever cherished a lively and cordial attachment to the Union of the States, and entertain the most sincere desire for its preservation: And whilst, in the opinion of this General Assembly, the slaveholding States have suffered great wrong, by some of the measures enacted at the last session of Congress, called the Compromise Acts; yet, as these measures have become the laws of the land, it is the duty of the South to acquiesce, so long as they shall be adhered to and enforced in good faith, and so long as Congress shall abstain from the adoption of any other measures touching the institution of slavery, calculated either to endanger its security or to destroy the guaranties of the Constitution.

Be it, therefore, Resolved, That the Fugitive Slave Act, passed by Congress at its last session, is in strict conformity with the provisions and requirements of the Constitution of the United States, and, if carried into execution in good faith, is calculated to give security to said property; and any failure on the part of the Federal Executive to enforce, or any attempt on the part of the Judicial authorities of the free States to obstruct its execution, would not only constitute just cause of complaint on the part of the South, but would be such a gross dereliction of duty as could not fail to weaken those ties which bind together the States of the Union.

Resolved, That the abolition of slavery in the District of Columbia, the interdiction of the slave trade between the States, the refusal to admit any new State into the Union because of its recognition of the institution of slavery, the total repeal of the Fugitive Slave Act, or its modification, so as essentially to impair its force and efficiency, would, in the opinion of this General Assembly, amount to such a clear, deliberate, and palpable breach of good faith, and flagrant abuse of power, as to demand of the free men of North Carolina the most determined resistance, and justify them in uniting with the other slaveholding States, to uphold and maintain their just and violated rights.
Resolved. That whenever all or any one of the Acts mentioned in the foregoing resolutions shall have been passed by the Congress of the United States, the Governor of this State is hereby required to convene the General Assembly at such time as he in his wisdom shall deem fit, in order to take into consideration the solemn duties which we owe to ourselves as free men, and of our then existing relations with the Federal Government.

And whereas, it would be both proper and expedient to restrict all trading intercourse with the non-slaveholding States, so long as there shall exist a well grounded apprehension either as to the repeal of the fugitive slave act or its non-execution, and as there now exists just ground for such apprehensions;

Be it therefore Resolved. That it is expedient to impose an ad valorem tax upon all articles of merchandise of the growth, manufacture or product of the non-slaveholding States, which shall be brought into, and be offered for sale within the State, from and after the first day of August next. Provided however, the Governor shall be authorized and required by, and with the advice of the Council of State to suspend the execution of such law, until the meeting of the next General Assembly, if it shall satisfactorily appear that the fugitive slave act hath been faithfully executed.

On motion of Mr. Woodfin, said Resolutions were ordered to be printed and made the special order of the day for Friday next.

The Bill to incorporate the Greenville and Raleigh Plank Road Company. And

The bill to incorporate the Charlotte Plank Road Company, were severally read the third time, passed and ordered to be engrossed.

The engrossed bill concerning original attachments was then taken up, read the second time and passed.

Mr. Gilmer introduced a bill to incorporate a Bank in the Town of Greensborough, in the County of Guilford, which
was read the first time and passed, and on his motion referred to the Committee on Corporations.

The bill concerning the duties of Sheriffs, was read the second time and passed.

On motion of Mr. Clarke, the vote by which the resolutions on the subject of slavery, were made the order of the day for Friday next, was reconsidered and made the special order of the day for Monday next.

On motion of Mr. Bynum, the bill providing for a Geological and Agricultural survey of the State, was made the special order of the day for Friday next.

On motion of Mr. Berry, the Senate adjourned until tomorrow morning, 11 o'clock.

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**Wednesday, Dec. 11.**

The Senate met according to adjournment.

A message was sent to the House of Commons, informing that the Senate has passed the engrossed bill entitled "A bill to incorporate the Greenville and Raleigh Plank Road Company," with sundry amendments, in which they ask the concurrence of the House.

Mr. Caldwell, of Mecklenburg, presented the memorial of sundry citizens of Mecklenburg county, praying for the passage of a law subjecting to taxation certain articles manufactured out of this State; which, on his motion, was referred to the Committee on Finance.
Mr. Drake, from the Committee on Claims, to whom was referred a resolution in favor of Susannah Fox, reported the same to the Senate, and recommended its passage.

Ordered to lie on the table.

Mr. Drake, from the same Committee, to whom was referred the bill concerning the county of Polk, &c., reported the same, without amendment, and recommended its passage.

Mr. Woodfin, from the Committee on the Judiciary, to whom the subject was referred, reported a bill to prevent the destruction of live stock, &c.; which was read the first time and passed.

Mr. Cameron, from the Committee on Corporations, to whom the same had been referred, reported the following bills to the Senate, without amendments, and recommended their passage, viz.:

The bill to authorize the building of a Toll Bridge on Dan river, in Caswell county, and to incorporate the same.

The bill to encourage the investment of capital for Mining and Manufacturing purposes.

The bill to incorporate Connoho Lodge, in the town of Hamilton.

The bill to incorporate Theophilus Division, No. 37, of the Order of the Sons of Temperance.

The bill to incorporate a Bank in the town of Washington, in Beaufort county.

The bill to amend an act for the incorporation of the town of Washington.

The bill to incorporate Hanks Lodge, No. 128, of Ancient York Free and Accepted Masons.

The bill to incorporate Tuscarora Lodge, No. 22, of the Independent Order of Odd Fellows.

The bill to incorporate Marrattock Division, No. 88, of the Sons of Temperance.
The bill to incorporate Esperanza Lodge, No. 28, of the Independent order of Odd Fellows.

The bill to incorporate the Fayetteville and Northern Plank Road Company.

The bill to incorporate a Bank in the town of Greensboro', in the county of Guilford.

The bill to incorporate the Ringgold Guards.

The bill to incorporate a Female Academy in the town of Hamilton.

The bill to incorporate Windsor Female Academy, in the county of Bertie.

The bill to incorporate Franklinsville Academy. And,

The bill to incorporate the Home Guards, in the county of Pasquotank.

Which said bills were ordered to lie on the table.

Mr. Clarke, from the Joint Select Committee on Negro Slavery, to whom was referred sundry resolutions on the subject, submitted a detailed report, in writing, from the minority of the Committee, signed by himself as chairman, W. B. Shepard, G. W. Caldwell, W. W. Avery, S. J. Person, M. Erwin, S. N. Stowe, and W. J. Blow, members of the same, and recommended the adoption of the following accompanying resolutions, viz.:

Resolved, That the Constitution of the United States is a compact between sovereign and independent States, and all powers not therein delegated, are reserved to the States respectively; that among the attributes of sovereignty retained by the several States, is that of watching over the operations of the general Government, and protecting her citizens from unconstitutional abuse, on the one hand, and securing to them, on the other, a strict fulfilment of the obligations imposed by the Constitution upon the general Government.

Resolved, That the people of North Carolina, as an organized political community, have the right to secede or withdraw from the Union, whenever a majority of the people in
Constitution assembled shall decide a withdrawal necessary to protect their property or persons from unconstitutional and oppressive legislation by the General Government, or whenever by the failure of the General Government to fulfill her Constitutional obligations, the people of the State may deem such a step necessary, in order to secure the enjoyment of the rights, privileges and protection guaranteed to them by the Constitution of the United States; and in such an emergency, a majority of the people of North Carolina, acting through the organized authority of the State, would be entitled to the sole and undivided allegiance of all her citizens; which said resolutions were read, and, on motion of Mr. Clarke, made the order of the day for Monday next, and, together with the report, ordered to be printed.

Mr. Woodfin, from the Judiciary Committee, to whom was referred the bill to provide for the pay of witnesses in certain cases, reported a substitute which was read the first time and passed; and ordered to be printed.

Mr. Cameron introduced a bill to incorporate Cool Spring Tent, No. 263 of the Independent Order of Reckabites in the Town of Fayetteville, which was read the first time and passed; and on his motion referred to the Committee on Corporations.

Mr. Nixon introduced a bill to incorporate the Trustees of Topsail Academy, which was read the first time and passed; and on his motion referred to the Committee on Corporations.

Mr. Malloy introduced a bill to amend an act passed at the last Session of the General Assembly, entitled an act to incorporate Antioch Academy in the county of Robeson, which was read the first time and passed; and on his motion referred to the Committee on Corporations.

Mr. Bunting introduced a bill to incorporate the Fayetteville and Warsaw Plank Road Company, which was read
the first time and passed; and on his motion referred to the Committee on Corporations.

Mr. Woodfin introduced a bill to repeal an act of 1848-49, entitled an act to amend the Charter of Hickory Nut Turnpike Company, which was read the first time and passed; and on his motion referred to the Committee on Propositions and Grievances.

Mr. Woodfin also, presented sundry memorials on the same subject, which were referred to said Committee.

Mr. Sherrod introduced a bill to appoint Commissioners for the Town of Jamestown in the county of Martin, which was read the first time and passed; and on his motion referred to the Committee on Corporations.

The Speaker laid before the Senate a communication from the Comptroller of State, in answer to a resolution of the Senate, directing him to report the amount of land and poll tax, discriminating between the white and black poll, &c., which on motion of Mr. Shepard, was ordered to be laid on the table.

Mr. Joyner introduced a resolution in relation to the Raleigh and Gaston Rail Road, which was ordered to be printed; and made the special order of the day for Saturday next.

Mr. Washington introduced a resolution in relation to the swamp land belonging to the Literary Fund, which on his motion was referred to the Committee on Education and the Literary Fund.

Mr. Woodfin introduced a bill to repeal the 57th Section of the 102nd Chapter of the Revised Statutes, which was passed the first time, and referred to the Committee on Propositions and Grievances.
Mr. Arendell introduced a bill to incorporate the Beaufort and North Carolina Rail Road Company, which was read the first time and passed; and on his motion referred to the Committee on Internal Improvements, and ordered to be printed.

Mr. Malloy introduced a bill to prevent the sale of spirituous Liquors within a certain distance of Antioch Academy in the county of Robeson, which was read the first time and passed; and on his motion referred to the Judiciary Committee.

On motion of Mr. Woodfin, the engrossed bill concerning jury trials in the county of Buncombe, was taken up, amended on his motion, read the second time and passed.

On motion of Mr. Kelly, the bill for the more speedy and certain administration of justice, and for other purposes, was taken up, and made the special order of the day for Wednesday next.

On motion of Mr. Bynum, the Senate then adjourned until to-morrow morning 11 o'clock.


Thursday, Dec. 12.

The Senate met according to adjournment.

A message was sent to the House of Commons, informing that the Senate had passed the following engrossed bill and resolution in, which they ask their concurrence, viz:

A Bill to incorporate the Charlotte and Taylorville Plank Road Company. And
A Resolution in favor of John H. Wheeler.

Mr. Bower presented a memorial from sundry citizens of Ashe county, in relation to the construction of a public road from Jefferson to the Virginia line, which on his motion was referred to the Committee on Internal Improvements.

Mr. Courts, from the Committee on Propositions and Grievances, to whom was referred the bill to repeal the act of 1848-49, entitled an act to amend the Charter of the Hickory Nut Turnpike Company, reported the same to the Senate and recommended its passage.
Ordered to lie on the table.

Mr. Cameron, from the Committee on Corporations, to whom the same had been referred, reported the following bills, and recommended their passage:

A Bill to establish Rock Spring Camp ground, and to incorporate the same.
The bill to incorporate the Cool Spring Tent, No. 263 of Independent Order of Rechabites in the Town of Fayetteville.
The bill to incorporate the Fayetteville and Warsaw Plank Road Company.
The bill to appoint Commissioners for the Town of Jamestown, in the county of Martin.
The bill to incorporate the Trustees of Topsail Academy. And
The bill to amend an act passed at the last Session of the General Assembly, entitled an act to incorporate Antioch Academy in the county of Robeson.
Ordered to lie on the table.

Mr. Drake, from the Committee on Claims, to whom was referred a resolution relative to the Salisbury and Western
Turnpike, made a report thereon, accompanied by the following resolution, to wit:

Whereas, at the last session of the General Assembly of the State of North Carolina, an act was passed authorizing the construction of a Turnpike Road from Salisbury, West to the Georgia line, and that the making of said road should be paid out of the funds arising from the Cherokee lands; and whereas the expenses of survey and location has been paid out of the General Treasury of the State;

Therefore, Resolved, That the State Treasurer be and he is hereby authorized and required, that out of the first monies collected on notes, judgments, or any other claims due and arising from the sale of Cherokee lands, he retain and return to the General Treasury the sum of eleven thousand four hundred and fifty-seven dollars and thirty-two cents, with interest thereon, from the 20th Nov. 1850, that being the amount expended in the survey of the Salisbury and Western Turnpike Road.

Ordered that said report and vouchers be printed.

Mr. Jones introduced a bill to incorporate Holly Spring Lodge, No. 115, of Ancient York Masons, in the county of Wake, which was read the first time and passed; and, on his motion, referred to the Committee on Corporations.

Mr. Joyner introduced a bill to incorporate the Mechanics' Savings Society, which was passed the first time; and, on his motion, referred to the Committee on Corporations.

Mr. Cameron presented a petition, praying for the emancipation of Lewis Williams, a man of color; which was referred to the Committee on Propositions and Grievances.

Mr. Lane introduced a bill relating to Mills, which was read the first time and passed; and, on his motion, referred to the Committee on Propositions and Grievances.

Mr. Malloy, introduced a bill more adequately to compen-
The bill concerning the duties of Sheriffs was passed the third time, and ordered to be engrossed.

Received from the House of Commons the resignation of sundry Justices of the Peace; which were read and accepted.

Received a message from the House of Commons, proposing to raise a Joint Select Committee, consisting of two on the part of the Senate and two on the part of the House, to inform the Honorable David S. Reid of his election as Governor of the State of North Carolina, and to know at what time it will suit him to appear before the General Assembly, to take the oaths of office.

The proposition was concurred in, and the House of Commons informed thereof; and that Messrs. Bower and Joyner constitute the Senate branch of said Committee.

Received, also, a message, transmitting the report of the Adjutant-General, proposing to print the same; which was concurred in, and the House informed thereof.

The bill to incorporate the Fayetteville and Centre Plank Road Company;

The bill to incorporate the Tennessee River Railroad Company;
The bill to incorporate Connoho Lodge, in the town of Hamilton;
The engrossed bill to incorporate the Trustees of Windsor Male Academy, in the county of Bertie;
The engrossed bill to incorporate the Trustees of Coleraine Female Academy, in the county of Bertie;
The engrossed bill to incorporate Oriental Lodge, No. 24, of the Independent Order of Odd Fellows, at Coleraine;
The bill to incorporate the Home Guards, in Pasquotank county;
The bill to incorporate Theophilus Division, No. 57, of the order of the Sons of Temperance, in the town of Murphyesboro';
The resolution in favor of Susannah Fox;
The resolution in favor of Jason Sherell;
The bill to authorize the building of a Toll Bridge on Dan River in Caswell county, near the town of Milton;
Were severally read the second time and passed.

The bill to prevent the destruction of live stock in the wild range, was read the second time, and amended and passed;
The bill to lay off and establish a new county by the name of Yadkin;
The bill in relation to the execution of criminal process;
The bill to incorporate Marrattock Division, No. 88, of the Sons of Temperance; and,
The bill to incorporate Esparenza Lodge, No. 28, of Independent Order of Odd Fellows,
Were severally read the second time and passed.

The bill concerning Corporations was taken up, and, on motion of Mr. Woodfin, ordered to be laid on the table.

On motion of Mr. Pender, the Senate adjourned until to-morrow morning, 11 o'clock.
Friday, Dec. 13.

The Senate met according to adjournment.

A message was sent to the House of Commons, informing that the Senate had passed the engrossed bill, entitled a bill, concerning jury trials in the county of Buncombe, with sundry amendments, in which they ask the concurrence of the House.

Mr. Bunting presented the resignation of Mr. Royal, a Justice of the Peace for the county of Sampson, which was read and accepted.

Mr. Bower introduced a bill to improve the State road leading from Wilksboro' by Jefferson, to the Tennessee line, which was read the first time and passed, and on his motion, referred to the Committee on Internal Improvements.

Mr. Bower also presented sundry memorials on the subject, which was referred to the same Committee.

Mr. Willey presented the proceedings of a public meeting in the town of Edenton, relating to the subject of slavery &c., which were read, and ordered to be laid on the table.

Mr. Shepard, from the Committee on Education and the Literary Fund, to whom was referred the bill to incorporate Union Institute, a Normal College, reported the same without amendment, and recommended its passage.

Mr. Shepard, from the same Committee, to whom was referred the bill to change the mode of dividing the proceeds of the Literary Fund, among the several counties of North Carolina, reported the same back to the Senate, and recommended its rejection.

Ordered to lie on the table.
Mr. Washington, from the Judiciary Committee, to whom was referred the bill to repeal the act of the last Legislature, providing for the support of a system of international Literary and Scientific exchanges, reported the same without amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Washington, from the same Committee, to whom was referred the bill to amend the Revised Statutes, in relation to slaves and free persons of color, &c., and the bill to prevent Clerks of Courts from issuing certificates to free negroes and free persons of color, reported a substitute, which was read the first time and passed; and on his motion, ordered to be laid on the table and printed.

Mr. Woodfin, from the Judiciary Committee, to whom was referred a resolution on the subject, reported a bill entitled a bill to prevent selling intoxicating liquors to free negroes and Indians, and for other purposes, which was read the first time and passed.

Mr. Courts, from the Committee of Propositions and Grievances, to whom was referred a memorial on the subject, reported a bill to emancipate Lucy, a slave, and her child Laura, which was read the first time and passed.

Mr. Berry introduced a bill for the better regulation of the village of Chapel Hill, which was read the first time and passed; and, on his motion, referred to the Committee on Corporations.

The bill to incorporate the Home Guards, in Pasquotank county; and,

The bill to authorize the building of a Toll Bridge, on Dan River, in Caswell county, and to incorporate a Company for that purpose, were severally read the third time and passed, and ordered to be engrossed.
Mr. Woodfin introduced a bill to improve County prisons, and to establish Houses of Correction, which was read the first time and passed, and on his motion, referred to the Committee on the Judiciary.

Mr. Woodfin also introduced a bill to protect the Counties against the unreasonable expense of malicious prosecutions; which was read the first time and passed, and, on his motion, referred to the Judiciary Committee.

Mr. Haughton introduced a bill concerning Divorces, which was read the first time and passed, and, on his motion, referred to the Judiciary Committee.

Mr. Thomas, from the Committee on Internal Improvements, to whom was referred the bill to incorporate the Wilmington and Topsail Sound Plank Road Company, reported the same, without amendment, and recommended its passage.

Ordered to lie on the table.

The Senate now proceeded to the consideration of the engrossed resolutions, from the House of Commons, proposing certain alterations and improvements of the Hall of the House of Commons, and asking an appropriation therefor.

The question being on agreeing to the amendment proposed by the Select Committee, viz.: That the Senate Chamber be furnished in a similar manner to the House of Commons, and that the sum of eight hundred dollars be appropriated for that purpose.

Which was not agreed to.

On motion of Mr. Courts, the vote by which said amendment was rejected, was reconsidered.

The question now being on agreeing to the amendment, was decided in the negative: Yeas 23, nays 24.
Mr. Cannady demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The question now recurring on the passage of the resolution, was decided in the negative: Yeas 6, nays 41.

Mr. T. R. Caldwell demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The bill to enlarge the powers of the Commissioners of the town of Wilmington was taken up, read the second time, and passed.

Mr. Hoke introduced a bill concerning the right of appeal in criminal cases, which was read the first time and passed;
and, on his motion, referred to the Committee on the Judiciary.

The bill concerning Corporations;

The bill to encourage the investment of capital for Mining and Manufacturing purposes;

The bill to amend the 14th section of chapter 19, of an act passed at the session of the General Assembly of 1848-49, concerning the late county of Polk, &c.;

The bill to incorporate the Trustees of Topsail Academy;

and

The bill to repeal the 57th section of the 102d chapter of the Revised Statutes,

Were severally read the second time and passed.

The Senate now proceeded to the consideration of the bill to incorporate a bank in the Town of Washington, in the county of Beaufort; which was amended on motion of Mr. Shepard, and after some time spent in the consideration of the same, on its second reading;

On motion of Mr. Bower, the Senate adjourned until tomorrow morning, 11 o'clock.

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**Saturday, Dec. 14.**

The Senate met according to adjournment.

A message was sent to the House of Commons, stating that the Senate had passed the engrossed bill to incorporate the Asheville and Greenville Plank Road Company;

The bill to incorporate the Home Guards, in the county of Pasquotank;
The bill to authorize the building of a Toll Bridge on Dan River, in Caswell county, near Milton, and to incorporate a Company for that purpose:

In which they ask the concurrence of the House.

Mr. Shepard presented the memorial of the Society of Friends, praying that the sale of spirituous liquors at or near Newby's Bridge Academy, in the county of Perquimans, be prohibited; which, on his motion, was referred to the Committee on Education and the Literary Fund.

Mr. Courts, from the Committee on Propositions and Grievances, to whom was referred a bill relating to Mills, reported the same back to the Senate, and recommended its rejection.

Ordered to lie on the table.

Mr. Eborn presented the resignation of Kinchen Barnhill, a Justice of the Peace for the county of Pitt; which was read and accepted.

Mr. Pender introduced a bill to incorporate Keystone Chapter, No. 19, in the Town of Plymouth; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

On motion of Mr. Bunting,

Resolved, That the Committee on the Judiciary, be instructed to inquire into the practicability and expediency of so amending the law respecting the payment of debts due from insolvent estates by executors and administrators, that the fund in their hands may be applied to all such debts, pro rata, without reference to their dignity, and without the power in such executors and administrators, by confession of assets, voluntary payment, or otherwise, to give a preference to any of such debts over others; and that said Committee report by bill or otherwise.
Mr. Kelly introduced a bill to lay off and establish a new County by the name of Witherspoon; which was read the first time and passed, and, on his motion, referred to the Committee on Propositions and Grievances, together with memorials relating thereto.

The bill to incorporate Tuscarora Lodge, No. 22, of the Independent Order of Odd Fellows, in Kinston, was read the second time and passed.

The Senate now proceeded to the consideration of the unfinished business of yesterday, viz: "The bill to incorporate a Bank in the Town of Washington;" and after some time spent in the consideration of the same, on its second reading, and the adoption of sundry amendments, its further consideration was suspended.

And the Senate proceeded to the consideration of the special order of the day, viz: "The resolution in relation to the Raleigh and Gaston Rail Road;" which, on motion of Mr. Joyner, was modified and adopted, and referred to a Select Committee, consisting of Messrs. Joyner, Speight, Jones, Cannaday and Bynum, with instructions to report a bill in conformity to said Resolution.

On motion of Mr. Bynum, the vote of yesterday, by which the resolutions proposing certain alterations and improvements in the Hall of the House of Commons was rejected, was reconsidered.

And, on motion of Mr. Eborn, the vote rejecting the amendment to said resolution, was also reconsidered.

On motion of Mr. Washington, the said resolutions and amendment were ordered to be laid on the table.

The Senate then resumed the consideration of the unfinished business of yesterday, viz: "The bill to incorporate a Bank in the Town of Washington;" and after some time spent in the consideration of the same, on its second reading, and the adoption of sundry amendments, its further consideration was suspended.
ished business of the morning, viz: "The bill to incorporate a Bank in the Town of Washington," and the question, shall the said bill pass the second reading, was decided in the affirmative: Yeas 29, nays 17.

Mr. Hoke demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Berry, Barrow, Bunting, Cannady, Clarke, Collins, Courts, Drake, Hargrave, Herring, Hester, Hoke, Jones, Sherrod, Thompson, Wooten and Williamson—17.

On motion of Mr. Gilmer, the bill to lay off and establish a new county by the name of Yadkin, was taken up, and referred to the Committee on Propositions and Grievances, together with sundry memorials relating thereto.

On motion of Mr. Bynum, the Senate then adjourned until Monday morning 11 o'clock.

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**Monday, Dec. 16.**

The Senate met according to adjournment.

The Speaker announced that Messrs. Barringer and Herring, form the Senate branch of the Committee on Enrolled
Bills for the present week, and the House of Commons were informed thereof.

Mr. Courts, from the Committee on Propositions and Grievances, to whom was referred a memorial praying for the emancipation of Lewis Williams, reported the same back to the Senate, and recommended that the prayer of the same be not granted.

Concurred in.

Mr. Kelly presented the memorial of sundry citizens of Robeson county, against the establishment of a new county by the name of Witherspoon; which, on his motion, was referred to the Committee on Propositions and Grievances.

Mr. Bower, from the Committee on Finance, to whom was referred a memorial in relation to granting license to retailers of spirituous liquors, reported adversely thereon, and asked to be discharged from its further consideration.

Which was agreed to.

Mr. Willey introduced a Resolution in favor of John Reddick, late Sheriff of Gates County, which was read and passed the first time, and, on his motion, referred to the Committee on Propositions and Grievances.

Mr. Grist introduced a bill to make a road from Rutland Creek to Mattamuskeet Lake, in Hyde county through the State lands, and bringing them into market, by making them more valuable; which was read the first time and passed, and with an accompanying memorial, referred to the Committee on Education and the Literary Fund.

Mr. Bunting introduced a bill to authorise the citizens of the Town of Clinton, in Sampson county, to elect Commissioners for said Town; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.
The bill to incorporate a Female Academy in the Town of Hamilton;
The bill to incorporate the Ringgold Guards;
The bill to incorporate Hanks Lodge, No. 128;
The bill to incorporate Windsor Female Academy, in the county of Bertie; and,
The bill to incorporate Franklinsville Academy; in Randolph county; were severally read the second time and passed.

The bill to amend an act for the incorporation of the Town of Washington, was read the second time, amended on motion of Mr. Washington, and passed.

The resignation of J. L. Boykin, a Justice of the Peace, for the county of Sampson, was read and accepted.

Received a message from the House of Commons, transmitting a message from his Excellency the Governor, and report of the President and Directors of the Board of Internal Improvements, with a proposition to print the same; which was concurred in, and the House of Commons informed thereof.

Also, a message, stating that the House of Commons have passed the engrossed bill from the Senate, entitled "A bill authorizing the Seaboard and Roanoke Railroad Company to issue bonds," with sundry amendments; in which they ask the concurrence of the Senate.

The amendments were concurred in, and the bill ordered to enrolment.

The bill to amend an act passed at the last session of the General Assembly entitled "An act to incorporate Antioch Academy, in the county of Robeson," was read the second time and passed.

The bill to incorporate Cool Spring Tent, No. 163, of the
Independent Order of Rechabites, in the town of Fayetteville; and

The bill to repeal the act of the General Assembly of 1848-49, providing for the support of a system of international Literary and Scientific exchanges,

Were severally read the second time and passed.

The bill relating to Mills was read the second time and rejected.

The Senate now proceeded to the consideration of the special order of the day, viz.: "The resolutions concerning Negro Slavery and Federal relations."

After some time spent in debate, and pending the question on said resolutions,

On motion of Mr. Washington, the Senate adjourned until to-morrow morning, 11 o'clock.

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TUESDAY, DEC. 17.

The Senate met according to adjournment.

Mr. Courts, from the Committee on Propositions and Grievances, to whom was referred a resolution in favor of John Reddick, late Sheriff of Gates county, reported the same back to the Senate, and recommended its passage.

Ordered to lie on the table.

Mr. Woodfin, from the Committee on the Judiciary, to whom was referred the bill to amend an act passed at the session of 1844-45, entitled an act to amend the 7th section
of the Revised Statutes, entitled Guardian and Ward, reported the same back to the Senate, and recommended its rejection.

Ordered to lie on the table.

Mr. Woodfin, from the same Committee, to whom was referred the bill more adequately to compensate Constables, reported the same, without amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Cameron, from the Committee on Corporations, to whom was referred the bill to incorporate Keystone Chapter, No. 19, of Royal Arch Masons, in the town of Plymouth, reported the same, without amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Cameron, from the same Committee, to whom the same had been referred, reported the following bills back to the Senate, without amendment, and recommended their passage, viz.:

The bill for the better regulation of the village of Chapel Hill;
The bill to incorporate Holly Spring Lodge, No. 115, of Ancient York Masons, in the county of Wake; and
The bill to incorporate the Mechanics' Saving Society, in the town of Weldon.
Ordered that said bills lie on the table.

Mr. Woodfin, from the Judiciary Committee, to whom was referred the bill to amend the 88th chapter of the Revised Statutes, reported the same, without amendment, and recommended its passage.
Ordered to lie on the table.
Mr. Clarke, from the Committee on the Amendment of the Constitution, to whom was referred the bill providing for the call of a Convention to amend the Constitution of the State of North Carolina, reported the same back to the Senate, and recommended its rejection.

Ordered to lie on the table.

Mr. Woodfin, from the Committee on the Judiciary, to whom was referred the bill concerning the right of appeal in criminal cases, reported the same, without amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Sherrod introduced a bill to incorporate the town of Hamilton, in Martin county, which was read the first time and passed; and, on his motion, referred to the Committee on Corporations.

Mr. Caldwell of Burke, introduced a bill to amend an act entitled an act to incorporate the Caldwell and Ashe Turnpike Company, passed by the General Assembly, at its session of 1846-47, which was read the first time and passed; and, together with a memorial relating thereto, referred to the Committee on Internal Improvements.

Mr. Joyner introduced a bill to incorporate the Weldon Manufacturing Company, which was read the first time and passed; and, on his motion, referred to the Committee on Corporations.

Mr. Woodfin, from the Judiciary Committee, to whom was referred the bill to improve the County prisons, and establish Houses of Correction, reported the same with an amendment, which said bill and amendment, on his motion, were ordered to be printed, and made the special order of the day for Tuesday next.
On motion of Mr. Eborn,

Resolved, That the Committee on the Judiciary, be instructed to enquire into the expediency of amending the Revised Statutes, chapter 68, section 1, relating to the distribution of intestate's estates, so that when the intestate leaves no child or children or descendants of children, that the widow of said intestate, shall have more of her deceased husband's estate than she is now entitled to by law; and that they report by bill or otherwise.

The Resolutions on the subject of Slavery and Federal Relations, being the order of the day, were now taken up. Mr. Cameron moved that they be committed to the Committee of the whole, which was agreed to. Whereupon, the Senate resolved its self into the Committee of the Whole, to take the same under consideration, Mr. Courts in the Chair.

And after some time spent therein, the Speaker resumed the Chair, and Mr. Courts reported that the Committee having, according to order, had the said resolutions under consideration, had come to no conclusion thereon; but had directed him to report progress, and ask leave to sit again; which was granted.

On motion of Mr. Gilmer, the Senate adjourned until tomorrow morning, 11 o'clock.

Wednesday, Dec. 18.

The Senate met according to adjournment.

Mr. Thomas, from the Committee on Internal Improvements, to whom was referred the bill to repeal a portion of an act, entitled an act, to erect a Toll Bridge over the Ca-
tawba River, between the counties of Caldwell and Catawba, passed by the General Assembly of North Carolina, of 1848-49, reported the same back to the Senate, and recommended its rejection.

Ordered to be laid on the table.

Mr. Thomas, from the same Committee, to whom was referred the bill to improve the Public Roads in the State of North Carolina, reported the same with sundry amendments.

Ordered to lie on the table.

On motion of Mr. Bower,

Resolved, That hereafter when the Senate adjourn, they adjourn to meet at 10 o'clock, unless otherwise ordered.

Mr. Thomas introduced a resolution in favor of Enoch Reese and James Mann, which was read the first time and passed.

Mr. Thomas introduced a bill to amend the act of 1846-47, chapter 12, which was read the first time and passed, and, on his motion referred to the Committee on the Judiciary.

Mr. Watson introduced a bill to authorize the Commissioners of Smithfield to sell Town Commons; which was read first time and passed, and, on his motion, referred to the Committee on Corporations.

The engrossed bill to incorporate the Fayetteville and Centre Plank Road Company, was read the third time, amended, on motion of Mr. Bynum, and passed, and a message sent to the House of Commons asking their concurrence in said amendments.
Mr. Drake introduced a bill to incorporate the Nashville Guards, which was read the first time and passed, and, on his motion, referred the Committee on Corporations.

The following Engrossed Bills were read and passed the third time, and ordered to be enrolled:

The bill to incorporate the Trustees of Windsor Male Academy, in the county of Bertie;

The bill to incorporate the Trustees of the Colerain Female Academy, in the county of Bertie; and,

The bill to incorporate the Tennessee River Rail Road Company.

Mr. Courts, from the Committee on Propositions and Grievances, to whom was referred the engrossed bill to lay off and establish a new county by the name of Yadkin, reported the same with sundry amendments.

Ordered to lie on the table.

On motion of Mr. Bower, the said bill was taken up, the amendments agreed to, and the bill read the third time and passed, as amended, and a message sent to the House of Commons asking their concurrence in the amendments thereto.

Received from the House of Commons a message, proposing to go into the election of Public Treasurer, to-morrow at half past 11 o'clock, which was concurred in, and the House of Commons informed thereof. Messrs. Bunting and Haughton, form the Senate branch of the Committee to superintend said election.

Received also a message from the House of Commons, transmitting the report of the Joint Select Committee on the accounts of the Public Treasurer, with a proposition to print the same; which was concurred in, and the House of Commons informed thereof.
Received also a message from the House of Commons, proposing to print the accompanying message from his Excellency, the Governor, together with the report transmitted therewith, of Maj. S. Moylan Fox, on the condition of the Raleigh and Gaston Rail Road; which proposition was concurred in, and information thereof sent to the House of Commons.

The said message also contained a communication from his Excellency, the Governor, transmitting the report of Col. W. B. Thompson, the Chief Engineer, upon the extension of the Cape Fear and Deep River Slackwater Navigation Company, to the Yadkin River, and through the same to Wilksboro', with a proposition to print the same; which was concurred in, and the House of Commons informed thereof.

Also, a message from the House of Commons, stating that they had passed the following Engrossed Bills, viz:

A bill extending the powers of the Commissioners of the Town of Franklinton, in which they ask the concurrence of the Senate.

The said bill was read the first time and passed, and, on motion, referred to the Committee on Corporations.

The bill in relation to the execution of criminal process;
The bill concerning Corporations;
The resolution in favor of Jason Sherrill; and,
The resolution in favor of Susannah Fox; were severally read the third time and passed, and ordered to be engrossed.

The engrossed bill from the House of Commons, entitled a bill, to amend the 14th section of chapter 19th, of an act passed at the session of the General Assembly of 1848-'49, concerning the late county of Polk, was read the third time, passed, and ordered to be enrolled.
The unfinished business of yesterday coming up for consideration, viz.: The resolutions and reports on the subject of slavery, &c., on motion of Mr. Bower, the further consideration of the same was postponed until Monday next, and made the special order for that day.

The Senate now proceeded to the consideration of the resolution heretofore introduced by Mr. Woodfin, in relation to Internal Improvements; and after some time spent in debate, and pending the consideration of the same,

On motion of Mr. Washington, the Senate adjourned until to-morrow morning, 10 o'clock.

THURSDAY, Dec. 19.

The Senate met according to adjournment.

On motion of Mr. Gilmer,

Ordered, That a message be sent to the House of Commons, proposing to raise a Joint Select Committee, to consist of the members of the Committees on Education of the Senate and House of Commons, to whom all bills, resolutions, and communications, on the subject of Common Schools shall be referred; and that the said Joint Select Committee be instructed to examine the whole system of Common Schools, by such lights as can be obtained in the city of Raleigh; the situation and amount of the Literary Fund now unaccounted for, in the hands of officers of the School Law, or of private individuals, and to report, at as early a day as practicable, a plan for the collection of monies due the Literary Fund, for the more efficient and better organization of
the System of Common Schools, and for the more safe, economical, and beneficial application of the School Fund to the purposes for which said fund was originally designed.

Mr. Clarke, from the Committee on the amendment of the Constitution, to which was referred the bill to abolish the freehold qualification for voters in the Senate, reported a substitute, and recommended its passage.

Ordered to lie on the table.

Mr. Cameron, from the Committee on Corporations, to whom the same had been referred, reported the following bills, without amendment, and recommended their passage, viz.:

The bill to incorporate the Nashville Guards;
The bill to incorporate the Weldon Manufacturing Company;
The engrossed bill extending the powers of the Commissioners of the town of Franklinton;
The bill authorizing the Commissioners of Smithfield to sell Town Commons; and
The bill to incorporate the town of Hamilton, in Martin county.

Ordered that said bills lie on the table.

Mr. Bynum introduced a bill requiring Committees of Finance to pass upon all county claims; which was read the first time and passed, and, on his motion, referred to the Judiciary Committee.

The bill to prevent the destruction of live stock in the wild range, was read the third time, amended, on motion of Mr. Woodfin, and passed, and ordered to be engrossed.

The bill to incorporate Theophilus Division, No. 57, of the order of the Sons of Temperance, in the Town of Murfreesboro;
The bill to incorporate Conoho Lodge, in the town of Hamilton;

The bill to incorporate the Tuscarora Lodge, No. 22, of the Independent Order of Odd Fellows, in Kinston; were severally read the third time, passed, and ordered to be engrossed.

The bill to incorporate a Bank in the town of Washington, in the county of Beaufort, was taken up for consideration. Mr. Drake moved to amend the same, by striking out the words, "public debts of the United States," which was agreed to. Mr. Berry moved to amend said bill in the 16th section, by striking out the word twenty-five, and inserting thirty-six, which motion was not agreed to. Mr. Cameron moved still further to amend the bill by striking out the 21st section, which was agreed to. Mr. Nixon moved to reconsider the vote agreeing to the amendment offered by Mr. Drake, to strike out the words "public debts of the United States," in the 7th section of the bill.

Before the question was taken thereon, a message was received from the House of Commons, stating that the hour having arrived, they would proceed, on the return of the messenger, to vote for Treasurer of the State, in accordance with the joint agreement, and announcing that Messrs. Ruffin and Adams form their branch of the Committee to superintend said election; and that C. L. Hinton and D. W. Courts are in nomination for the office.

The Senate, under the superintendence of Messrs. Haughton and Bunting, proceeded to vote, as follows:

FOR MR. COURTS:

Messrs. Speaker, Barrow, Berry, Bower, Bunting, Caldwell, of Mecklenburg, Cameron, Cannady, Clarke, Collins, Drake, Hargrave, Herring, Hester, Hoke, Jones, McMillan, Nixon, Rogers, Speight, Sherrod, Thompson, Watson, Williamson and Wooten—25.
FOR MR. HINTON:

Messrs. Arendell, Barnard, Barringer Bond, Bynum, Caldwell, of Burke, Davidson, Eborn, Gilmer, Grist, Haughton, Joyner, Kelly, Lane, Lillington, Malloy, Pender, Richardson, Sessoms, Shepard, Thomas, Washington, Willey and Woodfin—24.

The Senate then resumed the consideration of the bill to incorporate a Bank in the Town of Washington; the question being on the motion of Mr. Nixon, to reconsider the vote by which the amendment of Mr. Drake to strike out the words "public debts of the United States," was agreed to, was decided in the affirmative: Yeas 26, nays 21.

Mr. Drake demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The question then recurring on agreeing to the said amendment, was decided in the negative.

The bill was then read the third time, passed, and ordered to be engrossed.

The bill to enlarge the powers of the Commissioners of the town of Wilmington was read the third time and passed, and ordered to be engrossed.

Mr. Haughton, from the Committee appointed to superintend the election for Treasurer, reported that the whole num-
ber of votes given was 163; that Mr. Courts had received 81, Mr. Hinton 79, scattering 3; and that no one having received a majority of the whole number of votes given, there was no election.

On motion of Mr. Hoke,

Ordered, That a message be sent to the House of Commons, proposing to vote again for Public Treasurer.

On motion of Mr. Bynum, the Senate took up, for consideration, the bill to incorporate Independent Division, No. 31, of the Sons of Temperance, which was amended, on motion of Mr. Clarke, read the second time, and passed.

On motion of Mr. Bynum, the rule was suspended, and the said bill read the third time, passed, and ordered to be engrossed.

The bill to incorporate Marrattock Division, No. 88, of the Sons of Temperance;
The bill to incorporate Hanks Lodge, No. 128;
The bill to incorporate the Ringgold Guards; and
The bill to incorporate Hamilton Female Academy, in the Town of Hamilton; were severally read the third time, passed, and ordered to be engrossed.

The bill to incorporate Esperanza Lodge, No. 28, of the Independent Order of Odd Fellows, was read the third time, amended, on motion of Mr. Clarke, passed, and ordered to be engrossed.

The Senate now proceeded to the consideration of the unfinished business of yesterday, viz.: The resolution heretofore introduced by Mr. Woodfin, on the subject of Internal Improvements.

Pending the consideration of the same,
A message was received from the House of Commons agreeing to the proposition of the Senate to go forthwith into the election of Public Treasurer, and stating that Messrs. Clanton and Bond form their branch of the Committee to superintend said election.

The House of Commons were informed that Messrs. Hoke and Kelly were appointed superintendents of the said election, on the part of the Senate, and that they would proceed to vote on the return of the messenger.

The Senate voted as follows:

FOR MR. COURTS:


FOR MR. HINTON:

Messrs. Arendell, Barnard, Barringer Bond, Bynum, Caldwell, of Burke, Davidson, Eborn, Gilmer, Grist, Haughton, Joyner, Kelly, Lane, Lillington, Malloy, Pander, Richardson, Sessoms, Shepard, Washington, Willey and Woodfin—23.

The Senate then resumed the consideration of the Resolution of Mr. Woodfin, on the subject of Internal Improvements, and after some time spent in debate, and pending the consideration of the same,

On motion of Mr. T. R. Caldwell, the Senate adjourned until to-morrow morning, 10 o'clock.
The Senate met according to adjournment.

Mr. Bower, from the Committee on Finance, to whom was referred a memorial from sundry citizens of Mecklenburg county, praying for the passage of a law subjecting to taxation certain articles of the manufacture of other States, reported the same to the Senate, and asked to be discharged from its further consideration.

Which was agreed to.

Mr. Drake, from the Committee on Claims, to whom was referred the memorial of Barnabas Thomas and Elizabeth Thomas, of the county of Cumberland, in relation to a bounty land claim, reported the same back to the Senate, and asked to be discharged from its further consideration.

Which was agreed to.

Mr. Haughton introduced the following resolution, viz:

Resolved, By the General Assembly of North Carolina, that the Board of Commissioners, charged with the management of the Raleigh and Gaston Rail Road, examine the claims of Abram Reuchter and of Charles Manly, administrators of Thomas Thomson, deceased, for certain fugitive slaves, which they allege the said road improperly aided in making their escape, and that they pay the said claims out of any money belonging to the road, if in their opinion they shall be found just and lawful; which was read, and together with the memorial relating thereto, referred to the Judiciary Committee.

Mr. Kelly, from the Committee on the Judiciary, to whom was referred a resolution on the subject, reported a bill to amend the 64th chapter of the Revised Statutes, and better to provide for the widows of intestates in certain cases; which was read the first time and passed.
Mr. Washington, from the Select Committee, to whom was referred a resolution, intrusting them to ascertain and report to the Legislature, the present condition of the Institute for the education of the Deaf and Dumb, and the manner in which the same has been, and is now, conducted, &c., made a report thereon; which said report, with the accompanying documents, were ordered to be printed.

Received a message from the House of Commons, transmitting a memorial from sundry citizens of Mecklenburg and other counties, praying for the establishment of a medical board, with a proposition to raise a Joint Select Committee of two on the part of the Senate, and three on the part of the House of Commons, to whom the aforesaid memorial shall be referred.

The proposition was concurred in, and Messrs. Cameron and Malloy appointed said Committee on the part of the Senate; and the House of Commons informed thereof.

Received a message from the House of Commons, stating that they had passed the engrossed bill to incorporate the Fayetteville and Southern Plank Road Company, with an amendment, in which they ask the concurrence of the Senate.

The amendment was agreed to, and the House of Commons informed thereof.

Mr. Woodfin, from the Committee on the Judiciary, to whom was referred a resolution respecting the emigration of free negroes, &c., made a report thereon, and asked to be discharged from the further consideration of the same.

Mr. Woodfin, from the same Committee, to whom was referred the memorial concerning the Revenue Law, reported that the subject did not require further legislation, and asked to be discharged from its further consideration.
Mr. Woodfin, from the same Committee, to whom was referred the bill to protect the counties against the expense of malicious prosecutions, reported the same back to the Senate, and recommended its rejection.

Mr. Woodfin, from the same Committee, to whom was referred the resolution on the subject of claims against the estate of deceased debtors, reported that the same did not require further legislation, and asked to be discharged from its further consideration.

Mr. Woodfin, from the same Committee, to whom was referred the bill to authorize the citizens of the town of Clinton, to elect Commissioners, &c., reported the same without amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Woodfin, from the same Committee, to whom was referred a resolution relating to paying Tales Jurors, reported unfavorably thereon, and asked to be discharged from its further consideration.

Mr. Woodfin, from the same Committee, to whom was referred the resolutions requiring the attendance of the Attorney-General and Solicitor-General at the sessions of the General Assembly, to revise all bills, &c., reported unfavorably thereon, and asked to be discharged from the further consideration of the subject.

Mr. Woodfin, from the same Committee, to whom was referred the bill to prevent the sale of spirituous liquors near Antioch Academy, reported the same back to the Senate, without amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Woodfin, from the same Committee, to whom was referred the memorial in behalf of Insolvent Debtors, reported
adversely thereon, and asked to be discharged from its further consideration.

Mr. Shepard, from the Committee on Education and the Literary Fund, to whom was referred the memorial of sundry persons in Perquimons county, praying that the sale of spirituous liquors at or near Newby's Bridge Academy, be prohibited, reported a bill on the subject; which was read the first time and passed.

Mr. Cameron introduced a bill to provide for the registration of Births, Marriages, and Deaths, in the State of North Carolina, which was read the first time and passed; and, on his motion, referred to the Committee on the Judiciary.

Mr. Wooten introduced a bill granting original and exclusive jurisdiction of cases, where the intervention of a jury may be necessary, to the Superior Courts of Law for Columbus county; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.

Mr. Nixon introduced a bill to incorporate the Trustees of Long Creek Academy, in the county of New Hanover; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Mr. Kelly, from the Committee appointed to superintend the election of Public Treasurer, reported that D. W. Courts had received 84 votes, C. L. Hinton 77, and Mr. Caldwell 1 vote. That Mr. Courts, having received a majority of the whole number of votes given, is duly elected.

Which report was concurred in.

On motion of Mr. Arendell,

Resolved, That the Committee on Education and the Lite-
rary Fund be instructed to inquire into the expediency of draining the Prairie lands in the county of Carteret, commonly known as "the open ground;" and that they report by bill or otherwise.

On motion of Mr. Bynum, the bill to provide for a Geological and Agricultural survey of the State was taken up, amended, on his motion, read the second time, and passed.

Received from the House of Commons the resignation of Bennett Bunn, a Justice of the Peace for the county of Wake, which was read and accepted.

The Senate proceeded to the consideration of the unfinished business of yesterday: The Resolution heretofore introduced by Mr. Woodfin, on the subject of Internal Improvements.

Mr. Kelly moved to amend the same, by inserting after the word Company, the following, viz: "at as early a day as the resources of the State will admit;" and pending the question,

On motion of Mr. Nixon, the said resolution and amendment were ordered to lie on the table.

On motion of Mr. Nixon, the bill concerning the Wilmington and Manchester Rail Road Company, was taken up, and made the special order of the day for to-morrow at the hour of 11 o'clock, A. M.

On motion of Mr. Cameron, the Senate adjourned until to-morrow morning, 10 o'clock.
SATURDAY, Dec. 21.

The Senate met according to adjournment.

Mr. G. W. Caldwell presented the memorial of sundry citizens of Mecklenburg county, praying for the establishment of a Medical Board, which, on his motion, was referred to the Joint Select Committee on the subject.

Mr. Cameron presented the report of the Commissioners of the Insane Hospital of North Carolina, which, on his motion, was referred to a Select Committee and ordered to be printed.

Mr. Bower presented the memorial of sundry citizens of Ashe county, relating to the construction of a public road from Wilksboro' to the Virginia line; which, on his motion, was referred to the Committee on Internal Improvements.

Mr. Joyner, from the Select Committee, to whom the resolution in relation thereto was referred, reported a bill to incorporate the Raleigh and Gaston Rail Road Company; which was read the first time and passed;

And, on motion of Mr. Cannady, ordered to be printed.

Mr. Bond introduced a bill to incorporate the Bertie Manufacturing Company, which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Mr. Cameron, from the Committee on Corporations, to whom was referred the bill to provide for the incorporation of Companies to construct Plank Roads, and of Companies to construct Turnpike Roads, and for other purposes, reported the same back to the Senate, with certain amendments, and recommended its passage.

Ordered to lie on the table.
Mr. Cannady introduced a bill to incorporate Oxford Female Academy, in Granville county; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Mr. Speight introduced a bill to incorporate Kinston Academy, in the town of Kinston, Lenoir county; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

The hour of 11 o'clock having arrived, the special order of the day was taken up, viz.: "The bill concerning the Wilmington and Manchester Railroad Company," which was amended, read the second time, and rejected: Yeas 23, nays 26.

Mr. Sherrod demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Kelly moved to take up the bill for the more speedy and certain administration of justice, and make it the special order of the day for Monday next, at the hour of half past 10 o'clock.

Which was not agreed to.

Received from the House of Commons a message, trans-
mitting the report of the Directors of the North Carolina Rail Road, with a proposition to print the same, which was concurred in, and the House of Commons informed thereof.

Also, a message accompanied by a communication from the Adjutant General, transmitting the report of the Keeper of Public Arms, at the Arsenal at Fayetteville, proposing to refer the same to the Committee on Military Affairs; which was concurred in, and information thereof sent to the House of Commons.

Also, a message agreeing to the amendments of the Senate to the engrossed bill to lay off and establish a new county by the name of Yadkin.

Said bill was ordered to be enrolled.

Also, a message concurring in the amendment of the Senate to the bill to incorporate the Fayetteville and Centre Plank Road Company.

Ordered that said bill be enrolled.

Received also from the House of Commons, a message agreeing to the proposition of the Senate to raise a Joint Select Committee, to consist of the members of the Committee on Education of the Senate and House of Commons, to whom all bills, resolutions and communications on the subject of Common Schools shall be referred, with certain instructions relating thereto.

Mr. Arendell moved to reconsider the vote by which was just rejected, "The bill concerning the Wilmington and Manchester Rail Road."

On motion of Mr. Lillington, the motion to reconsider was laid on the table.

Subsequently Mr. Thomas moved to take up said motion, which was agreed to.

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The question then being on the motion to reconsider, was decided in the affirmative: Yeas 29, nays 20.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Barnard, Barrow, Bower, Berry, G. W. Caldwell, Cannady, Clarke, Collins, Courts, Drake, Eborn, Hargrave, Hester, Jones, Rogers, Sherrod, Speight, Thompson, Willey and Williamson—20.

Mr. Caldwell, of Burke, moved an adjournment, which was not agreed to.

The question now recurring on the passage of the bill, the second time, was decided in the negative: Yeas 22, nays 27.

Mr. Collins demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Barnard, Barrow, Berry, Bower, Bunting, T. R. Caldwell, G. W. Caldwell, Cameron, Cannady, Clarke, Collins, Courts, Drake, Eborn, Hargrave, Hester, Heke, Jones, Lillion, Pender, Rogers, Sessoms, Sherrod, Speight, Thompson, Willey and Williamson—27.

On motion, the Senate adjourned until Monday morning 10 o'clock.
The Senate met according to adjournment.

The Speaker announced that Messrs. Hargrave and Richardson, form the Senate branch of the Committee on enrolled bills for the present week, and the House of Commons were informed thereof.

Mr. Malloy presented a memorial, praying for a Charter to construct a Plank Road from Haley's Ferry to Pedee River, by Lumberton, in Robeson County, to Whitesville, in Columbus county; which, on his motion, was referred to the Committee on Internal Improvements.

Mr. Cameron presented the memorial of certain citizens and mechanics of the town of Fayetteville, which, on his motion, was referred to the Committee on Propositions and Grievances.

Mr. Joyner presented a memorial from the Stockholders of the Wilmington and Raleigh Rail Road Company, praying for an amendment of their Charter, which, on his motion, was referred to the Committee on Internal Improvements.

Mr. Bynum presented the memorial of William Roberts, praying for the emancipation of Walter, a slave, the property of the late Col. Roberts, deceased; which, on his motion, was referred to the Committee on Propositions and Grievances.

Mr. Thomas introduced a resolution in favor of Jacob Siler, which was read the first time and passed.

Mr. Bond introduced the following resolution, viz.: 
Resolved, That it is expedient that the General Assembly of the State of North Carolina, now in session, appoint a delegation of gentlemen to attend the World's Fair, to be held in London next May.

Which resolution was read and passed the first time; and, on his motion, ordered to be printed, and made the special order of the day for the 1st day of January next.

The Speaker announced that Messrs. Cameron, Joyner, Courts, Watson, and Lillington, are appointed the Select Committee on the subject of the Insane Hospital of the State of North Carolina.

Mr. Pender introduced a bill concerning a Turnpike Road from Lake Pungo to Plymouth, in Washington county, which was read the first time and passed; and, on his motion, referred to the Committee on Education and the Literary Fund.

Mr. Joyner introduced a bill to amend an act, entitled an act to amend an act passed in 1833, entitled an act to incorporate the Wilmington and Raleigh Railroad Company; which was read the first time and passed, and, on his motion, referred to the Committee on Internal Improvements.

Mr. Speight introduced a bill to amend an act, entitled an act to incorporate the town of Kinston, in the county of Lenoir; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.

Mr. Shepard, from the Committee on Education and the Literary Fund, to whom the subject was referred, reported a bill providing for the construction of a road between Rutman's Creek and Mattamuskeet Lake; which was read the first time and passed.

Mr. Drake introduced a bill to amend an act passed at the Session of 1846-47, entitled an act for the better regulation
of the Town of Nashville, which was read the first time and passed.

The resignation of Daniel W. Courts, the Senator from the county of Rockingham (being the 38th Senatorial District), to take effect on the 1st day of January next, was read and accepted.

Whereupon, it was ordered, that the Speaker of the Senate issue a writ of election to the Sheriff of Rockingham county, to hold an election for Senator of said county, on giving five days notice, to supply the place of D. W. Courts, resigned.

Mr. Thomas introduced a bill to amend an act, entitled an act, to incorporate the Jonathan's Creek and Tennessee Mountain Turnpike Company; which was read the first time and passed, and, on motion, referred to the Committee on Corporations.

Received a message from the House of Commons, proposing to set apart Tuesday afternoon next, for the appointment of Justices of the Peace, which was concurred in, and the House of Commons informed thereof.

Mr. Eborn introduced a bill extending the time of registering Grants, mesne conveyances, Powers of Attorney, Bills of Sale and Deeds of Gift; which was read the first time and passed, and, on his motion, referred to the Judiciary Committee.

Mr. Thomas introduced a bill to incorporate the Tuckasege and Keowee Turnpike Company, which was read the second time and passed, and, on his motion, referred to the Committee on Internal Improvements.

Mr. Pender introduced a bill to incorporate Pasquonaux Lodge, in Elizabeth City, which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.
On motion of Mr. Washington, the bill to enlarge the limits of the town of Washington, was taken up, and together with the memorials relating thereto, referred to the Committee on Corporations.

On motion of Mr. Bynum, the bill to repeal an act to abolish Jury trials in the counties of Rutherford and Cleaveland, was taken up, amended; and passed the third time.

The title to said bill was then read, and, on motion of Mr. Bynum, amended so as to read, "A bill to restore Jury trials to the County Courts of Rutherford, Cleaveland and Henderson."

Ordered that said bill be engrossed.

The bill to provide for the Geological and Agricultural survey of the State, was taken up, read the third time, passed, and ordered to be engrossed.

Mr. Lillington moved that the Senate do again reconsider the vote by which the bill concerning the Wilmington and Manchester Rail Road Company was rejected.

The Speaker decided the motion not to be in order, from which decision Mr. Lillington appealed. Whereupon, Mr. Joyner moved that the appeal be laid upon the table; which motion was carried.

The Senate now proceeded to the consideration of the resolution heretofore introduced by Mr. Woodfin, on the subject of Internal Improvements. The question being on the amendment of Mr. Kelly, proposing to insert, after the word Companies, the following words, viz: "at as early a day as the resources of the State will admit;" Mr. Bynum moved to amend the amendment, by striking out all after the word at, and inserting the following, viz: "the present Session of the Legislature."
Before any question was taken, on motion of Mr. Gilmer, the resolutions and amendments were referred to the Committee on Internal Improvements.

A message was received from the House of Commons, stating that Messrs. Foster of Wilkes, Bogle, Stowe, and Flynt, form their branch of the Committee on Enrolled Bills, for the present week.

Also, that Messrs Blow, J. J. Williams, and Durham, form the House branch of the Joint Select Committee on the establishment of a Medical Board.

Also, a message, informing that the House of Commons has passed the following engrossed resolution, in which they ask the concurrence of the Senate, viz.:

“A resolution to provide a safe depository for Maps and Documents relating to Public Surveys and Internal Improvements of the State, and for other purposes.”

Which said resolution was read the first time and passed.

On motion of Mr. Shepard, the resolutions on the subject of Slavery were taken up, and made the special order of the day for Monday next.

On motion of Mr. Bynum, leave of absence was granted to Messrs. Bond and Grist, for two weeks, from and after to-morrow.

On motion of Mr. Cameron, leave of absence was granted to Mr. Bunting, from and after to-morrow, until Monday next.

On motion of Mr. Bower, the Senate proceeded to the consideration of the bill to amend an act passed at the session of 1833-34, entitled an act to establish a Bank in the State of North Carolina. Mr. Bower moved to amend the bill by adding the following proviso, which was agreed to, viz.:
Provided, however, in case any Bank or Banks shall, under the provision of this act, deal in, buy, or sell, any such stock or bonds issued by the State, the interest or premium accruing thereon, which shall be received or paid to, or secured to be paid to such Bank or Banks, shall be liable to a tax of three cents on every dollar, which shall be paid and accounted for in the same manner, and under like penalties required under the provisions of an act passed at the Session of 1848–49, to increase the public Revenue.

Mr. Woodfin moved the following amendment:

Provided, That nothing in this act shall be so construed as to impose a tax on the interest on any bond or bonds purchased by any of the Banks, by virtue of the existing law.

Before the question was taken on the foregoing amendment, on motion of Mr. Bynum, the vote on agreeing to the amendment of Mr. Bower was reconsidered.

On motion of Mr. Speight, leave of absence was granted to Mr. Drake from and after to-morrow, until Monday next.

On motion of Mr. Bynum, the Senate adjourned until to-morrow morning, 10 o'clock.

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**Tuesday, Dec. 24.**

The Senate met according to adjournment.

A message was sent to the House of Commons, announcing that the Senate has passed the following engrossed bills and resolutions, in which they ask the concurrence of the House, viz:

A bill to incorporate the Tennessee River Railroad Company;
A bill in relation to the execution of criminal process;
A bill concerning Corporations;
A bill to incorporate Theophilus Division, No. 57 of the order of the Sons of Temperance in the town of Murfreesborough;
A bill to incorporate Conoho Lodge, in the town of Hamilton;
A bill to incorporate Tuscarora Lodge, No. 22, of the Independent Order of Odd Fellows, in Kinston;
A bill to enlarge the powers of the Commissioners of the town of Wilmington;
A bill to incorporate Independent Division, No. 31, of the Sons of Temperance;
A bill to incorporate Maratock Division, No. 88, of the Sons of Temperance;
A bill to incorporate Hanks Lodge, No. 128;
A bill to incorporate the Ringgold Guards;
A bill to incorporate the Hamilton Female Academy;
A bill to incorporate Esperanza Lodge, No. 28, of the Independent Order of Odd Fellows;
A bill to provide for a Geological and Agricultural survey of the State;
A bill to restore Jury trials to County Courts of Rutherford, Cleaveland and Henderson;
A resolution in favor of Jason Sherrill; and,
A resolution in favor of Susannah Fox.

Mr. Courts, from the Committee on Propositions and Grievances, to whom was referred a bill to lay off and establish a new county by the name of Witherspoon, reported the same with sundry amendments.
Ordered to lie on the table.

Mr. Cameron, from the Committee to whom was referred the bill to amend an act for the incorporation of the town of
Washington, reported the same with an amendment, and recommended its passage.
Ordered to be laid on the table.

Mr. Cameron, from the Committee on Corporations, to whom was referred the same, reported the following bills, and recommended their passage, viz:

The bill to incorporate the Bertie Manufacturing Company;
The bill to amend an act entitled an act to incorporate the Jonathan's Creek and Tennessee Mountain Turnpike Company;
The bill to incorporate the Trustees of Long Creek Academy, in the county of New Hanover;
The bill to incorporate the Kinston Academy, in the county of Lenoir;
The bill to incorporate Pasquonaux Lodge, in Elizabeth City; and,
The bill to incorporate the Oxford Baptist Female College, in Granville county.

Mr. Pender introduced a bill to secure the more speedy and certain administration of justice, which was read the first time and passed; and, on his motion, referred to the Judiciary Committee.

Mr. Thomas introduced a bill to extend the time of perfecting titles to lands heretofore entered; which was read the first time and passed, and, on motion of Mr. Bower, the rule was suspended, and the said bill read the second and third times, passed, and ordered to be engrossed.

Mr. Cameron introduced a bill to amend the Common School Law; which was read the first time and passed, and, on his motion, referred to the Committee on Education and the Literary Fund.
On motion of Mr. Joyner, leave of absence was granted to Mr. Sherrod, from and after to-day, until Monday next.

Mr. Kelly introduced a bill for electing Judges of the Court of Pleas and Quarter Sessions by the people, and for other purposes; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.

On motion of Mr. Bynum, said bill was ordered to be printed.

Received a message from the House of Commons, proposing to rescind the joint order of yesterday, setting apart to-day for the appointment of Justices of the Peace. Also, that when the two Houses adjourn, they adjourn to meet on Thursday next; which propositions were concurred in, and the House of Commons informed thereof.

Mr. Kelly introduced a bill to prohibit the right of appeal in certain cases, and extending the same in others; which was read the first time and passed, and, on his motion, referred to the Judiciary Committee.

On motion of Mr. Joyner, the Senate took up for consideration, the resolutions in relation to Nag's Head, &c.; which were read the second time and passed, and, on motion of Mr. Pender, the rule was suspended, and the said resolutions were read the third time, passed, and ordered to be engrossed.

The Senate now proceeded to the consideration of the unfinished business of yesterday, viz.: "The bill to amend an act passed at the session of 1833-34, entitled an act to establish a Bank in the State of North Carolina," with certain amendments proposed thereto.

On motion of Mr. Bower, the further consideration of the bill was postponed until Tuesday next.
The bill to improve the County Prisons, and to establish Houses of Correction, was read the second time and passed; and, on motion of Mr. Woodfin, made the special order of the day for Thursday next.

Mr. Eborn introduced a bill for the relief of Ben. M. Selby, sen., late Sheriff of Pitt county; which was read the first time and passed, and, on his motion, referred to the Committee on Propositions and Grievances.

The engrossed bill to incorporate the Oriental Lodge, No. 24, of the Independent Order of Odd Fellows, at Colerain, Bertie County, was read the third time and passed, and ordered to be enrolled.

The following bills were severally the third time, passed, and ordered to be engrossed, viz:

The bill to repeal the act of 1848-49, providing for the support of a system of International, Literary and Scientific Exchanges;

The bill to appoint Commissioners for the town of James-town, in the county of Martin;

The bill to incorporate the Trustees of Topsail Academy;

The bill to incorporate Franklinsville Academy;

The bill to incorporate Cool Spring Tent, of Independent Order of Rechabites, in the town of Fayetteville;

The bill to amend an act passed at the last session of the General Assembly, entitled an act incorporate Antioch Academy, in the county of Robeson;

The bill to incorporate Windsor Female Academy, in the county of Bertie;

The bill to repeal the 51st section of the 102d chapter of the Revised Statutes; and,

The bill to encourage the investment of capital for mining and manufacturing purposes.
On motion of Mr. Washington, the Senate took up the bill to revive so much of the Revised Statutes, as may have been repealed by the act of 1846, entitled an act to protect houses and enclosures from wilful injury; which said bill was read the second time and passed.

Received from the House of Commons, the resignations of sundry Justices of the Peace, which were read and accepted.

The bill to amend an act for the incorporation of the town of Washington, was read the second time, amended, and passed.

The bill to incorporate the Mechanic Savings Society, of Weldon;
The bill for the better regulation of the village of Chapel Hill;
The bill to incorporate Keystone Chapter, No. 19, in the town of Plymouth;
The bill to incorporate Holly Springs Lodge, No. 115, of Ancient York Masons, in the county of Wake; and,
A resolution in favor of John Reddick, late Sheriff of Gates county, were severally read the second time and passed.

The bill to amend an act passed at the session of 1844-45, entitled an act to amend the 7th section of the Revised Statutes, entitled Guardian and Ward, was taken up, on motion of Mr. Rogers, and recommitted to the Committee on the Judiciary.

The following bills were severally read the second time and passed, viz:

The bill more adequately to compensate Constables;
The bill to amend the 88th chapter of the Revised Statutes;
The bill concerning the right of appeal in certain cases; and

The bill to incorporate the town of Hamilton, in Martin county.

On motion of Mr. Sessoms, the Senate adjourned until to-morrow morning, 10 o'clock.


The Senate met according to adjournment.

Mr. Bower, from the Committee appointed to inform the Hon. David S. Reid of his election as Governor of the State, and to learn from him at what time he can appear before the Legislature and take the oaths of office, reported that he would appear before the two Houses of the General Assembly, for that purpose, on the 1st day of January next.

The bill to incorporate the Mechanics' Savings Society of Weldon, was taken up, amended, on motion of Mr. Joyner, passed the third time, and ordered to be engrossed.

The bill to amend so much of the Revised Statutes, No. 34, sections 1st, 2d, 17th. and 32d, as may have been repealed by the act of 1846, entitled an act to protect houses and enclosures from wilful injury, and to repeal so much of said act of 1846 as has been or might be construed to repeal or modify the said sections, or any of them, was read the third time, passed, and ordered to be engrossed.

The bill concerning the right of appeal in criminal cases, was read the third time, passed, and ordered to be engrossed.
On motion of Mr. Hoke, the bill to repeal a portion of an act entitled an act to erect a Toll Bridge over the Catawba River, between the counties of Caldwell and Cleaveland, was taken up and recommitted to the Committee on Internal Improvements, together with a memorial relating thereunto.

Mr. Bynum presented a memorial praying for the repeal of an act to incorporate the town of Shelby; also a counter memorial in relation thereto; which said memorials, on his motion, were referred to the Committee on Propositions and Grievances.

On motion of Mr. Hoke, the Senate took up for consideration the bill to establish Rock Spring Camp Ground, in the county of Lincoln, and to incorporate the same; which said bill was read the second time and passed.

The bill to amend the 88th chapter of the Revised Statutes;

The resolution in favor of John Reddick, late Sheriff of Gates county;

The bill to incorporate the Holly Spring Lodge, No. 115, in the county of Wake;

The bill to incorporate Keystone Chapter, No. 19, in the town of Plymouth; and,

The bill for the better regulation of the village of Chapel Hill; were severally read the third time, passed, and ordered to be engrossed.

On motion of Mr. T. R. Caldwell, the bill to improve the public roads in North Carolina, was taken up, and made the special order of the day for Tuesday next.

The bill more adequately to compensate Constables, was taken up, read the second time, and, on motion of Mr. Bynum, indefinitely postponed.
The bill to amend an act of the General Assembly of North Carolina, passed at the session of 1848-49, entitled an act more effectually to prevent the selling or giving away of spirituous liquors at or near places of public worship, was taken up, on motion of Mr. Rogers, read the second time, amended, and passed.

Received a message from the House of Commons, proposing to raise a Joint Select Committee of four on the part of each House, to make suitable arrangements for inducting his Excellency, David S. Reid, into office; which proposition was concurred in, and the House of Commons informed that Messrs. Bower, Joyner, Woodfin and Caldwell, of Mecklenburg, form said Committee on the part of the Senate.

Also, a message stating that the House of Commons concur in the amendments proposed by the Senate to the bill, entitled a bill, concerning Jury trials in the county of Buncombe.

Ordered that said bill be enrolled.

The resolution in favor of Enoch Reese and James Mann, was read the second time and passed.

The Senate now proceeded to the consideration of the bill to prevent selling intoxicating liquors to free negroes and Indians, and for other purposes.

Mr. Lillington moved to amend the bill, by striking out the 2d section. Mr. Bynum moved to amend the said section by striking out 16 and inserting 21. Mr. Bower called for a division of the question; whereupon, the question was first taken on striking out, which was carried, and the motion to insert 21 agreed to. The question now recurring on the motion of Mr. Lillington, to amend the bill by striking out the 2d section, was determined in the negative.
Mr. Pender moved further to amend the bill by adding the following proviso, viz.:

Provided, That this is not to prevent retailers from delivering spirituous liquors, wine, or cider, to such minors, for his or their parent or guardian, or other person in whose employ they may be, without a written order.

Which amendment was agreed to, and the bill, as amended, read the second time and passed.

The bill to incorporate Union Institute, in Randolph county, a Normal College, was read the second time and passed; and, on motion of Mr. Hoke, ordered to be printed.

The bill to incorporate the Bertie Manufacturing Company, in the county of Bertie;
The bill to incorporate the Nashville Guards;
The bill to authorize the citizens of the town of Clinton, in Sampson county, to elect Commissioners for said town;
The engrossed bill extending the powers of the Commissioners of the town of Franklinton;
The bill to amend an act of 1846-47, entitled an act for the better regulation of the town of Nashville;
The bill to incorporate Pasquonaux Lodge, in Elizabeth City;
The bill to incorporate the Weldon Manufacturing Company;
The bill to repeal an act of 1848-49, entitled an act to amend the charter of Hickory Nut Turnpike Road; and
The bill to incorporate the Fayetteville and Northern Plank Road Company; were severally read the second time and passed.

On motion of Mr. Barrow, the Senate adjourned until tomorrow morning, 10 o'clock.
Friday, Dec. 27.

The Senate met according to adjournment.

Mr. Barringer presented the memorial of sundry citizens of Cabarrus county, asking for certain volunteer companies in that county, the privilege of electing Constables within their bounds; which, on his motion, was referred to the Committee on Propositions and Grievances.

Mr. Pender presented the memorial of the citizens of Plymouth, praying for the prohibition of the sale of spirituous liquors to free negroes. Ordered to be laid on the table.

The following bills were introduced, viz:

By Mr. McMillan: A bill to incorporate Richmond Academy, in the county of Onslow; which was read and passed the first time, and on his motion, referred to the Committee on Corporations.

By Mr. Pender: A bill to prevent the obstruction of Fish at inlets on the Sea coast of this State; which was read the first time and passed, and, on his motion, referred to the Committee on Propositions and Grievances.

By Mr. Barringer: A bill to incorporate the Concord and Taylorsville Plank Road Company; which was read the first time and passed, and, on his motion referred to the Committee on Corporations.

By Mr. Pender: A bill to repeal part of the act of 1848-49, chapter 77th, entitled an act to increase the Revenue of the State; which was read the first time and passed, and, on his motion, referred to the Judiciary Committee.
By Mr. Richardson: A bill prohibiting the sale of spirituous liquors, within a certain distance of the Carolina Female College, in the county of Anson; which was read the first time and passed.

By Mr. Willey: A bill to amend an act passed at the session of 1846-'47, entitled an act, to incorporate the Orapake Canal and Turnpike Company; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Mr. Thomas presented a memorial from the Cherokee Indians, in this State, which, on his motion, was referred to the Joint Select Committee on the subject.

Mr. Thomas, from the Committee on Internal Improvements, to whom was referred the bill to improve the State road from Wilksboro', by the way of Jefferson, to the Tennessee line, reported the same back to the Senate, without amendment, and recommended its passage.

Ordered to lie on the table.

The bill to amend the 64th chapter of the Revised Statutes, and better to provide for the widows of intestates in certain cases, was read the second time and passed.

The bill to protect the counties against the expense of malicious prosecutions, was read the second time and rejected.

The bill to prevent the sale of spirituous liquors within a certain distance of Antioch Academy, in the county of Robeson; and,

The bill concerning the sale of spirituous liquors near Newby's Bridge Academy; were read the second time and passed.

A message was sent to the House of Commons, stating
that the Senate has passed the following Engrossed Bill and Resolution, viz:

A bill to extend the time of perfecting titles to land heretofore entered; and,

The resolution in relation to Nags Head, &c., in which they ask the concurrence of the House of Commons.

The bill to emancipate Lucy, a slave, and her child Laura;

The bill authorizing the Commissioners of Smithfield, to sell the town Commons;

The bill to amend an act entitled an act to incorporate Jonathan's Creek and Tennessee Mountain Turnpike Road;

The resolution in favor of Jacob Siler;

The Engrossed Resolution from the House of Commons, to provide a safe depository for Maps and Documents relating to public surveys and Internal Improvements of the State, and for other purposes;

The bill to make a road between Rutman's Creek and Mattamuskeet Lake;

The bill to incorporate Kinston Academy in the county of Lenoir;

The bill to incorporate the Trustees of Long Creek Academy, in the county of New Hanover; and,

The bill to incorporate the Oxford Baptist Female College, in Granville county; were severally read the second time and passed.

The bill to lay off and establish a new county by the name of Witherspoon was read the second time, the amendments recommended by the Committee agreed to, and the said bill passed as amended.

The bill to incorporate the Wilmington and Topsail Sound Plank Road Company, and
The bill to incorporate Pasquonaux Lodge, in Elizabeth City, were severally read the second time and passed.

The bill to repeal an act of 1848-49, entitled an act to amend the charter of Hickory Nut Turnpike Road, was read the third time, and, on motion of Mr. Bynum, ordered to be laid on the table.

Mr. Shepard, from the Committee on Education and the Literary Fund, to whom was referred a bill concerning a Turnpike Road from Lake Pungo to Plymouth, in Washington county, reported the same back to the Senate, without amendment, and recommended its passage.

Ordered to lie on the table.

The bill to incorporate the Weldon Manufacturing Company;

The bill to amend an act of 1846-47, entitled an act for the better regulation of the town of Nashville; and

The bill to authorize the citizens of the town of Clinton, in Sampson county, to elect Commissioners for said town, were severally read the third time and ordered to be engrossed.

The engrossed bill from the House of Commons, entitled a bill extending the powers of the Commissioners of the town of Franklinton, was read the third time, passed, and ordered to be enrolled.

The resolution in favor of Enoch Reese and Jas. Mann;

The bill to establish the Rock Spring Camp Ground, in the county of Lincoln, and to incorporate the same;

The bill to amend an act for the incorporation of the town of Washington;

The bill to incorporate the Fayetteville and Northern Plank Road Company;

The bill to incorporate the Nashville Guards; and
The bill to amend an act of the General Assembly of North Carolina, passed at its session of 1848-49, entitled an act more effectually to prevent the selling or giving away spirituous liquors near places of public worship;
Were severally read the third time, passed, and ordered to be engrossed.

The Senate then took up for consideration the bill to prevent selling intoxicating liquors to free negroes and Indians, and for other purposes.

Mr. Kelly moved to amend the second section of the bill, by striking out the word 21 and inserting 17.

Mr. Bynum called for a division of the question; and the question being taken on striking out, was disagreed to.

Mr. Bynum moved to amend said section by striking out the word, cider; which was carried.

Mr. Hoke moved to amend the same, by striking out 21 and inserting 16; which was objected to, by Mr. Bynum, as not in order.

The Chair decided the same to be in order.

Mr. Bynum appealed from the decision, but subsequently withdrew his appeal.

Mr. Bower called for a division of the question; and the question being taken on striking out, was decided in the affirmative: Yeas 27, nays 9.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Mr. Bynum moved to fill the blank by inserting the word "twenty;" which was not carried.

Mr. Bynum then moved to fill the same by inserting "nineteen;" which was not agreed to.

The question was then taken on inserting "eighteen," and rejected.

Mr. Bynum then moved that the bill be indefinitely postponed; which motion did not prevail.

The question now being on inserting the word "sixteen," on a division, the vote being yeas 17, nays 17, the Speaker voted in the affirmative, and the amendment was agreed to.

Mr. Lillington moved to amend the bill, by striking out the 2nd section; which motion was not carried.

The question now recurring on the passage of the bill the third and last time, was decided in the affirmative: Yeas 24, nays 12.

Mr. Bynum demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The title of said bill was then read. Mr. Lillington moved to amend the same, so as to make it read:

"A bill to relieve parents and guardians from any further trouble in the discharge their duties."
Which motion was not agreed to.
Ordered that said bill be engrossed.

On motion of Mr. Bynum, the Senate then adjourned until to-morrow morning, 10 o'clock.

Saturday, Dec. 28.

The Senate met according to adjournment.

A message was sent to the House of Commons, stating that the Senate has passed the following accompanying Engrossed Bills and Resolutions, in which they ask the concurrence of the House of Commons, viz:

A bill for the better regulation of the village of Chapel Hill;
A bill to incorporate Windsor Female Academy;
A bill to incorporate Holly Springs Lodge, No. 115, in Wake county;
A bill concerning the right of appeal in criminal cases;
A bill to amend an act passed at the last session of the General Assembly, entitled an act to incorporate Antioch Academy, in Robeson county;
A bill to amend the 88th chapter of the Revised Statutes;
A bill to revive so much of the Revised Statutes, No. 34, sections 1st, 2d, 17th, and 32d, as may have been repealed by the act of 1846, entitled an act to protect houses and enclosures from wilful injury, and to repeal so much of said act of 1846 as has been or might be construed to repeal or modify the said sections, or any of them;
A bill to incorporate the Mechanics' Savings Society, of Weldon;
A resolution in favor of John Reddick, late Sheriff of Gates county;
A bill to repeal the act of 1848-'49, providing for the support of a system of International, Literary and Scientific Exchanges;
A bill to incorporate the Trustees of Topsail Academy;
A bill to appoint Commissioners for the town of James-town, in Martin county;
A bill to incorporate Franklinsville Academy;
A bill to incorporate Cool Spring Tent, of Independent Order of Rechabites, in the town of Fayetteville;
A bill to incorporate Keystone Chapter, No. 19, in the town of Plymouth;
A bill to encourage the investment of capital for mining and manufacturing purposes; and,
A bill to incorporate the town of Washington.

Mr. Caldwell, of Burke, presented the memorial of sundry citizens of Caldwell county, in relation to the Horse-ford Bridge, on the Catawba River, and public road from Lenoir to the Charlotte and South Carolina Rail Road; which, on his motion, was referred to the Committee on Propositions and Grievances.

Mr. Bower presented the memorial of sundry citizens of Watauga county, against any alteration or change in the line between the counties of Watauga and Yancey; which, on his motion, was referred to the Committee on Propositions and Grievances.

Mr. Woodfin presented the memorial of sundry citizens of Watauga county, praying to be attached to the county of Yancey; which, on his motion, was referred to the Committee on Propositions and Grievances.

Mr. Woodfin presented the petition of Ann Strange, (now Ransom,) in relation to the purchase of certain lands, therein
Mr. Woodfin introduced a bill to incorporate Ashville Division, No. 15, of the Sons of Temperance; which was read the first time and passed.

Mr. McMillan introduced a bill to protect the Patrol; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.

Mr. Joyner introduced a bill to prevent merchants and others from improper trading with negroes; which was read the first time and passed, and, on his motion, referred to the Committee on Education and the Literary Fund.

Mr. Hoke introduced a resolution in favor of Joseph Stamey, Executor of J. R. Stamey, late Sheriff of Lincoln county; which was read the first time and passed.

Mr. Courts, from the Committee on Propositions and Grievances, to whom was referred the memorial of sundry citizens of Fayetteville, in relation to free negroes, &c., reported the same back to the Senate, and asked to be discharged from its further consideration.

Discharged accordingly.

Mr. Thomas introduced a bill to incorporate the Tuckasege and Nantahala Turnpike Company; which was read the first time and passed.

Mr. Woodfin introduced a bill to amend an act, entitled an act, to incorporate the town of Ashville; which was read the first time and passed.

Mr. Kelly introduced a bill concerning Jurors; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.
Mr. Woodfin introduced a bill concerning the duties of Clerks; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.

Mr. Bynum introduced a bill to amend the act incorporating the town of Rutherfordton; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

The bill prohibiting the sale of spirituous liquors within a certain distance of the Carolina Female College, in the county of Anson, was read the second time and passed, and, on motion of Mr. Joyner, the rule was suspended, and the said bill read the third time, passed, and ordered to be engrossed.

The bill to amend the 64th chapter of the Revised Statutes, and better to provide for the widows of intestates, in certain cases, and

The bill to prevent the sale of spirituous liquors within a certain distance of Antioch Academy; were severally read the third time, passed, and ordered to be engrossed.

Mr. Eborn introduced the resignation of Ardin Moore, a Justice of the Peace for Pitt county; which was read and accepted.

On motion of Mr. Woodfin, the bill to amend and alter an act passed in 1848-49, entitled an act to lay off and establish a county by the name of Watauga, chapter 25, was taken up, and referred to the Committee on Propositions and Grievances, together with the memorial relating thereto.

The engrossed resolution, from the House of Commons, to provide a safe depository for Maps and documents relating to Public Surveys and Internal Improvements of the State, and for other purposes, was read the third time, passed, and ordered to be enrolled.
The following bills were taken up, read the third time, passed, and ordered to be engrossed, viz.:

The bill authorizing the Commissioners of Smithfield, to sell the town Commons;

The bill concerning the sale of spirituous liquors near Newby's Bridge Academy;

The bill to emancipate Lucy, a slave; and her child Laura;

The bill to incorporate Pasquonaux Lodge, in Elizabeth City;

The bill to make a road between Rutman's Creek and Mattamuskeet Lake;

The bill to incorporate the town of Hamilton, in Martin county;

The bill to incorporate Kinston Academy, in the county of Lenoir;

The bill to incorporate the Bertie Manufacturing Company;

The bill to amend an act entitled an act to incorporate the Jonathan's Creek and Tennessee Mountain Turnpike Company;

The bill to incorporate the Trustees of Long Creek Academy, in New Hanover county; and

The bill to incorporate the Oxford Baptist Female College, in Granville county.

The resolution in favor of Jacob Siler, was read the third time and passed, and ordered to be engrossed.

The bill to lay off and establish a new County by the name of Hooper, was read the third time, amended, on motion of Mr. Kelly, passed, and ordered to be engrossed.

A message was received from the House of Commons, transmitting a report from the Public Treasurer, containing the amount of plate, and the number of pleasure Carriages,
Gold and Silver Watches, &c., with the amount of tax thereon, with a proposition to print the same.

The proposition was agreed to, and the House of Commons informed thereof.

The said message also contained a communication from his Excellency, the Governor, transmitting a copy of the annual report of the Treasurer of the University of North Carolina, submitted to the Board of Trustees at their last meeting, proposing that the same be printed;

Which was concurred in, and the House of Commons informed thereof.

The said message also stated that Messrs. Wilson, Steele, Scott and Gordon, constitute the House branch of the Joint Select Committee, to make arrangements for inducing his Excellency, David S. Reid, into office, on the first day of January next.

Also, a message from the House of Commons, proposing to set apart Saturday, the 4th day of January next, for the appointment of Justices of the Peace.

The proposition was concurred in, and information thereof sent to the House of Commons.

Received from the House of Commons the resignation of sundry Justices of the Peace, which were accepted.

Mr. Bynum called up the bill to repeal an act of 1848-49, entitled an act to amend the Charter of Hickory Nut Turnpike Road; which was read the third time and passed.

Ordered to be engrossed.

The bill to incorporate the Wilmington and Topsail Sound Plank Road Company, was taken up, read the third time and passed.

Ordered to be engrossed.
The bill to improve the State road from Wilksboro', by Jefferson, to the Tennessee line, was read the second time, amended, on motion of Mr. Bower, and passed as amended.

The bill concerning a Turnpike Road from Lake Pungo to Plymouth; and,

The bill to incorporate the Fayetteville and Warsaw Plank Road Company, were severally read the second time and passed.

On motion of Mr. Woodfin, the bill providing for the call of a Convention to amend the Constitution of the State of North Carolina, was taken up and made the special order of the day for Friday next.

On motion of Mr. Bower,

Resolved, That the Public Treasurer be requested to furnish the Senate with a statement, showing the total sum paid out of the Treasury in defraying the expenses of the Convention that amended the Constitution of this State in 1835.

Mr. Kelly called up the bill for the more speedy and certain administration of justice; which, on his motion, was made the special order of the day for Saturday next, at the hour of 11 o'clock.

The bill to recharter the Merchants' Bank, of Newbern, was taken up, amended, on motion of Mr. Washington, read the second time, and passed.

Mr. Speight moved to reconsider the vote on the passage of the bill to lay off and establish a new county by the name of Hooper.

On motion of Mr. Hoke, the motion to reconsider was laid on the table.
Mr. Shepard, from the Committee on Education and the Literary Fund, to whom was referred the bill to prevent merchants and others from improper trading with minors, reported the same back to the Senate, without amendment.

Mr. Jones moved to amend the bill, by adding the following as an additional section, viz.:

"That it shall be the duty of all parents and guardians wishing to avail themselves of this bill, to give public notice that they wish no credit given to their children."

Which amendment was not agreed to.

The bill was then read the second time and passed.

Mr. Bower introduced a bill relating to the Judicial Districts in North Carolina; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.

On motion of Mr. Washington, ordered that said bill be printed.

On motion of Mr. Hoke, the Senate adjourned until Monday morning, 10 o'clock.

Monday, Dec. 30.

The Senate met according to adjournment.

The Speaker announced that Messrs. McMillan and Kelly form the Senate branch of the Committee on Enrolled Bills the present week, and the House of Commons were informed thereof.
Mr. Joyner presented a memorial from sundry citizens of Forsythe county, praying the repeal of the act of last session, authorizing the construction of a public road through the counties of Forsythe, Surry and Ashe; which, on his motion, was referred to the Committee on Propositions and Grievances.

Mr. Herring presented the memorial of sundry citizens of Duplin and Lenoir counties, against the passage of laws incorporating religious societies, &c.; which, on his motion, was referred to the Committee on Propositions and Grievances.

Mr. Bower introduced the following Resolution, viz:

Resolved, That a message be sent to the House of Commons, proposing that the General Assembly adjourn on the ___ day of January next.

Which, on his motion, was ordered to be laid on the table.

Mr. G. W. Caldwell introduced a bill to incorporate the Rock Island Manufacturing Company, in the county of Mecklenburg; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Mr. G. W. Caldwell introduced a bill to incorporate the Catawba Bridge Company, which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Mr. Nixon introduced a bill to amend the Charter of the Wilmington and Manchester Rail Road Company; which was read the first time and passed, and on his motion, referred to the Committee on Internal Improvements.
The bill concerning a Turnpike Road from Lake Pungo to Plymouth, in Washington county, was read the third time, passed, and ordered to be engrossed.

On motion of Mr. Joyner, the Senate took up for consideration, the bill to incorporate the Raleigh and Gaston Railroad Company; which, on his motion, was amended.

Mr. Shepard moved further to amend the bill in the 26th line of the 2nd section, by inserting after the words and Railroad, the following to wit: "Subject to a prior loan of $400,000 belonging to the State, which, together with the proportion of the nett profits of working the Road, which would be due the State, shall not be subject to mortgage;" which amendment was agreed to.

Mr. Shepard moved further to amend the bill by adding an additional section, making it the duty of the Governor to advertise said Road for sale, upon certain conditions, if at the end of 90 days from the adjournment of the Legislature, a Company shall not be organised according to the terms of said bill.

Mr. Cameron moved to amend the amendment, by striking out 90 days and inserting 4 months, which was agreed to; the question on agreeing to the amendment as amended, was carried, and the bill passed its second reading.

On motion of Mr. Shepard, the order of the day, being the Resolutions on the subject of Slavery, was postponed, and made the special order of the day for to-morrow 12 o'clock.

On motion of Mr. Speight, leave of absence was granted to the Senator from Wayne, from and after to-day, until Thursday next.

The following bills were read the third time, passed, and ordered to be engrossed, viz:

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The bill to improve the State Road from Wilksboro', by the way of Jefferson, to the Tennessee line;
The bill to prevent merchants and others from improper trading with negroes; and
- The bill to incorporate the Fayetteville and Warsaw Plank Road Company.

A message was received from the House of Commons, transmitting the following bills and resolutions, in which they ask the concurrence of the Senate:

- A bill giving a name to the county town of Forsythe, and for other purposes;
- A bill incorporating Ocean Wave Division of the Sons of Temperance, No. 60.
- A bill to amend an act entitled an act to authorize the inspection of provisions, passed in the year 1848-49, chapter 43.
- A bill concerning the official bonds of Sheriffs, Coroners, and Constables;
- A bill to incorporate Buena Vista Lodge, No. 21, Independent Order of Odd Fellows, located in Greensboro', Guilford county;
- A bill to incorporate Logan Lodge, No. 121, of Ancient York Masons, at Jamestown, in the county of Guilford;
- A bill to establish a new county by the name of Jackson;
- A bill to incorporate Rockingham Division, No. 32, of the Sons of Temperance, located in the county of Richmond;
- Resolutions in relation to the block of marble furnished by the citizens of Lincoln county for the Washington monument;
- A resolution in favor of Joseph C. Newland, late Clerk of the County Court of Caldwell; and
- A resolution to authorize the President and Directors of the Literary Fund to loan three thousand dollars to Chowan Female Institute;
Which said bills and resolutions were severally read the first time and passed.

The following bills were read the second time and passed:

The bill to amend an act entitled an act to incorporate the town of Asheville, and
The bill to incorporate Asheville Division, No. 15, of the Sons of Temperance.

The Resolution for the relief of Joseph Stamey and Nella Stamey, executors of John R. Stamey, deceased, was read the second time and passed.

Mr. Washington, from the Committee on the Judiciary, to whom was referred the bill to amend an act entitled an act to incorporate the town of Kinston, in the county of Lenoir, reported the same, without amendment, and recommended its passage.

The said bill was read the second time and passed.

Received from the House of Commons the resignation of sundry Justices of the Peace, which were accepted.

Mr. Woodfin introduced a bill to facilitate the payment of the State subscription to the North Carolina Railroad Company, and to insure the immediate representation of her stock in said Corporation;
Which was read the first time and passed.

Mr. Woodfin introduced a bill to lay off and establish a new county by the name of ——— ; which was read the first time and passed, and, on his motion, referred to the Committee on Propositions and Grievances.

The bill to recharter the Merchants' Bank of Newbern,
was taken up. Mr. Bower moved an amendment to the third section of the bill requiring the officer at the head of the Treasury Department of the State, to be furnished once every year with a full list of the Stockholders of said Bank.

Which amendment was agreed to.

Mr. Bower moved to amend the bill by striking out the following words, at the end of the 8th section; viz: "And the said Bank shall not be liable to future taxation;" which was not agreed to.

The bill was then read third time, passed, and ordered to be engrossed.

A message was sent to the House of Commons, stating that the Senate have passed the following Engrossed Bills and Resolution, in which they ask the concurrence of that body, viz:

- A bill concerning the sale of spirituous liquors near Newby's Bridge Academy;
- A bill to incorporate Pasquouaux Lodge, in Elizabeth City;
- A resolution in favor of Jacob Siler;
- A bill authorizing the Commissioners of Smithfield, to sell town Commons;
- A bill to make a road between Rutman's Creek and Mattamuskeet Lake;
- A bill to emancipate Lucy, a slave, and her child Laura;
- The bill prohibiting the sale of spirituous liquors within a certain distance of the Carolina Female College, in the county of Anson;
- A bill to amend the 64th chapter of the Revised Statutes, and better to provide for the widows of intestates, in certain cases, and
- A bill to prevent the sale of spirituous liquors within a certain distance of Antioch Academy.
Received a message from the House of Commons, stating that they have passed the following Engrossed Bills, in which they ask the concurrence of the Senate, viz:

A bill to incorporate Muchuena Lodge, No 20, of the Independent Order of Odd Fellows, in the town of Warren-ton;

A bill giving a new name to the county town of Stokes, and for other purposes;

A bill to amend an act passed at the session of the Legislature of 1848-'49, entitled an act to incorporate the McDowell and Yancey Turnpike Company;

A bill to appoint Commissioners for the town of Wentworth;

A bill to regulate the pay of Jurors and Witnesses, in the county of Craven;

A bill to incorporate the Grand Division of the Sons of Temperance, of the State of North Carolina;

A bill to repeal an act entitled an act, to amend an act to incorporate the Hickory Nut Turnpike Company, passed at the session of the General Assembly of 1848-'49;

A bill to amend an act, entitled an act, to make Real Estate, Assets, passed at the session of 1846-'47;

A bill to incorporate the town of Murphy, in the county of Cherokee; and,

A bill to incorporate Mountain Lodge, No. 19, of the Independent Order of Odd Fellows, in town of Lincolnton.

The said bills were read the first time and passed.

Also stating that they have passed an Engrossed Bill concerning Depositions; and,

An Engrossed Bill to prevent more effectually the corruption of the slave population; in which they ask the concurrence of the Senate.

Said bills were read the first time, and passed, and, on motion of Mr. Kelly, referred to the Committee on the Judiciary.
Also stating that they had passed an Engrossed Bill to repeal the first and second sections of an act of the General Assembly of 1848-'49, chapter 56, entitled an act concerning the President and Directors of Literary Fund, in which they ask the concurrence of the Senate.

Said bill was read the first time and passed, and, on motion of Mr. Joyner, referred to the Committee on the Judiciary.

On motion of Mr. Lillington, the Senate adjourned until to-morrow morning; 10 o'clock.

TUESDAY, DEC. 31.

The Senate met according to adjournment.

Mr. Courts, from the Committee on Propositions and Grievances, to whom was referred the bill to prevent the obstruction of the passage of Fish at inlets on the Sea-coast of the State, reported the same back to the Senate, and recommended its passage.

Ordered to be laid on the table.

Mr. Courts, from the same Committee, to whom was referred the petition of N. Loftin, Sr., praying for the emancipation of his slave, Elias, and a bill to carry out the prayer of said petition, reported unfavorably thereon; which report was concurred in.

Mr. Davidson, from the Committee on Historical Documents, reported the following Resolution, which was read and passed the first time, viz:
Resolved, That the agent appointed by the Governor, to procure Historical Documents, shall, in case he deems it necessary, to visit London for that purpose, be entitled to receive his traveling expenses, and all sums necessarily expended in Clerk hire, to be ascertained and allowed by the next General Assembly.

On motion of Mr. Clarke,

Resolved, That the Judiciary Committee be instructed to enquire into, and report whether, the tax imposed in the several Bank Charters are only premiums paid for the various banking privileges granted, or as a guaranteed exemption from all other taxation, which the State may deem it necessary to impose upon the capital of its citizens for the support of the Government or the protection of her credit.

Mr. G. W. Caldwell introduced a bill to lay off and establish a road from Charlotte to Newton; which was read the first time and passed, and, on his motion, referred to the Committee on Propositions and Grievances, together with the memorials relating thereto.

Mr. Gilmer introduced a bill to ascertain the will of the freemen of North Carolina as to a call of a Convention on the Federal Basis; which was read the first time, passed, and ordered to be printed.

Mr. Sherrod introduced a bill to incorporate the Roanoke and Tar River Plank Road Company; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Mr. Lane introduced a bill to amend an act entitled an act to incorporate the town of Franklinsville, in the county of Randolph, passed at the session of 1846-47; which was read the first time and passed.

Mr. Bower called up for consideration the resolution of-
fered by him on yesterday, to send a message to the House of Commons, proposing to adjourn on the — day of January next; which, on motion, was amended by inserting 13th, and, as amended, was adopted by the Senate.

Received a message from the House of Commons, transmitting the resignation of John Ligon, a Justice of the Peace for Wake county, in which the Senate refused to concur.

The Senate now proceeded to consider the following engrossed bills and resolutions, which were transmitted from the House of Commons by message, on yesterday, in which they ask the concurrence of the Senate, viz.:

A bill to incorporate Falling Creek Lodge, No. 29, of the Independent Order of Odd Fellows, located at Rockingham, in the county of Richmond;

A bill to incorporate Robeson Institute, in the county of Robeson;

A bill to incorporate Lafayette Division, No. 2, of the Sons of Temperance;

A bill to incorporate Greensboro' Division, No. 6, of the Sons of Temperance;


A resolution in favor of A. H. Sanders, Sheriff of Montgomery county;

A resolution authorising a loan of two thousand dollars to the Trustees of Mount Pleasant Academy, in the county of Cherokee; and,

A resolution for the relief of the Clerk of the County Court of Chowan.

Which said bills and Resolutions were read the first time and passed.

The engrossed bill to repeal an act, entitled an act to
amend an act, to incorporate the Hickory Nut Turnpike Company, passed at the session of 1848-'49, was read the second time and passed, and, on motion of Mr. Woodfin, the rule was suspended, and said bill was read and passed the third time, and ordered to enrollment.

The following engrossed bills from the House of Commons were read the second time and passed, viz;

A bill concerning the official bonds of Sheriffs, Coroners and Constables;
A bill to incorporate the Grand Division of the Sons of Temperance, of the State of North Carolina;
A bill to incorporate Mountain Lodge, No. 19, of the Independent Order of Odd Fellows, in the town of Lincoln-ton;
A bill to regulate the pay of Jurors and Witnesses in the county of Craven;
A bill to incorporate the town of Murphy, in the county of Cherokee;
A bill giving the name to the county town of Stokes, and for other purposes.

On motion of Mr. McMillan, the vote of yesterday, by which was passed the bill to recharter the Merchants' Bank of Newbern, was reconsidered.

Mr. Bower moved to amend the same by striking out the following words at the latter part of the 8th section, viz: "And the said Bank shall not be liable to future taxation;" which motion was agreed to, and the bill passed the third time, as amended, and ordered to be engrossed.

The engrossed bill from the House of Commons, to amend an act, entitled an act, to make real estate assets, passed at the session of 1846-'47, was read the second time and passed, and, on motion of Mr. Joyner, referred to the Committee on the Judiciary.
The following Engrossed Bills were read the second time and passed, viz:

A bill to amend an act passed at the session of the Legislature of 1848-'49, entitled an act, to incorporate the McDowell and Yancey Turnpike Company;

A bill to appoint Commissioners for the town of Wentworth;

A bill to incorporate Rockingham Division, No. 32, of the Sons of Temperance, in the county of Richmond;

A bill to amend an act, entitled an act, to authorise the inspection of provisions, passed in the year 1848-'49, chapter 43; and,

A bill to incorporate Logan Lodge, No. 121, of Ancient York Masons, at Jamestown, Guilford county;

Mr. Speight moved to take up the motion which had been laid on the table, to reconsider the vote on the passage of the bill to lay off and establish a new county by the name of Hooper, which was carried; whereupon, the motion to reconsider was withdrawn.

Received a message from the House of Commons, proposing to go into the election for Council of State on Monday next, at 11 o'clock, A. M.

Which motion was agreed to, and the House of Commons informed thereof.

Received also a message transmitting the report of the Joint Select Committee, appointed to make arrangements for the induction into office, of the Hon. David S. Reid, as Governor of the State, and asking the concurrence of the Senate in the same.

The report was concurred in by the Senate, and the House of Commons informed thereof.

The hour of 12 o'clock having arrived, the Speaker an-
nounced the order of the day, viz: The resolutions and reports on the subject of Slavery; whereupon, the Senate resolved itself into the Committee of the whole, to take the same under consideration, Mr. Courts in the Chair; and after some time spent therein, the Speaker resumed the Chair.

And Mr. Courts reported that the Committee having, according to order, had the same Resolutions under consideration, had come to no conclusion thereon, but had directed him to report progress, and ask leave to sit again, which was granted.

On motion of Mr. Bynum, the Senate adjourned until to-morrow morning, 10 o'clock.

**Wednesday, January 1, 1851.**

The Senate met according to adjournment.

Mr. Woodfin, from the Committee on the Judiciary, to whom was referred the bill to extend the time for registering Grants, Mesne Conveyances, Powers of Attorney, Bills of Sales, and Deeds of Trust, reported the same to the Senate, and recommended its passage.

Ordered to lie on the table.

Mr. Woodfin, from the same Committee, to whom the same was referred, reported the following bills, and recommended their passage, viz.:

The bill to repeal a part of the act of 1848-49, chapter 77, imposing a tax on the income of vessels;

The bill concerning the duties of Clerks;

The bill concerning Jurors; and
The bill to prohibit the right of appeal in certain cases, and extending the same in others.
Ordered that said bills be laid on the table.

Mr. Woodfin, from the same Committee, to whom was referred the bill to insure the more speedy and certain administration of justice, reported the same, with an amendment, and recommended its passage.
Ordered to be laid on the table.

Mr. Thomas, from the Committee on Internal Improvements, to whom was referred the bill to amend the charter of the Wilmington and Manchester Railroad Company, reported the same back to the Senate, with sundry amendments:
Ordered to lie on the table.

Mr. Thomas, from the same Committee, to whom was referred the bill to amend an act to incorporate the Caldwell and Ashe Turnpike Company, passed at the session of the General Assembly of 1846-47, reported the same back to the Senate, with sundry amendments.
Ordered to lie on the table.

Mr. Thomas, from the same Committee, to whom was referred the bill to amend an act entitled an act to amend an act passed in 1833, entitled an act to incorporate the Wilmington and Raleigh Railroad Company, reported the same back to the Senate, with sundry amendments.
Ordered to lie on the table.

Mr. Berry introduced the following resolution, viz.:

Resolved, That the Senate, after to-morrow, take a recess each day, from half past 1 o'clock until half past 3, until otherwise ordered.
On motion of Mr. Bynum, ordered that said resolution be laid on the table.

Mr. Lillington introduced a bill to incorporate the Western Mutual Insurance Company of North Carolina; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Mr. Bynum introduced a bill to incorporate the North Carolina Mining and Manufacturing Company; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Mr. Woodfin, from the Committee on the Judiciary, to whom was referred the bill granting original and exclusive jurisdiction of all cases where the intervention of a jury may be necessary, to the Superior Court of Law for Columbus county, reported the same back to the Senate, with sundry amendments.

Ordered to lie on the table.

Mr. Woodfin, from the same Committee, to whom was referred the bill to provide for a registration of Births, Marriages and Deaths, in the State of North Carolina, reported the same without amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Thomas, from the Committee on Internal Improvements, to whom was referred the bill to incorporate the Tuskegeee and Keowee Turnpike Company, reported the same with sundry amendments.

Ordered to lie on the table.

Mr. Washington introduced a bill making certain trespasses on land criminal and indictable; which was read first time and passed, and referred to the Committee on the Judiciary.
Mr. Bynum introduced a bill to lay off roads in the counties of Rutherford, Burke and McDowell; which was read the first time and passed, and, on his motion, referred to the Committee on Internal Improvements.

The engrossed bill concerning the official Bonds of Sheriffs, Coroners and Constables, was taken up, and referred to the Judiciary Committee.

The following Engrossed Bills were read the third time, passed and ordered to be enrolled, viz:

A bill to regulate the pay of Jurors and Witnesses, in the county of Craven;
A bill to incorporate the Grand Division of the Sons of Temperance, of the State of North Carolina;
A bill to incorporate Mountain Lodge, No. 19, of the Independent Order of Odd Fellows, in the town of Lincolnton;
A bill giving the name to the county town of Stokes, and for other purposes;
A bill to appoint Commissioners for the town of Wentworth;
A bill to amend an act passed at the session of the Legislature of 1848-49, entitled an act to incorporate the McDowell and Yancey Turnpike Company;
A bill to amend an act entitled an act to authorize the inspection of provisions, passed in the year 1848-49, chapter 43.
A bill to incorporate Rockingham Division, No. 32, of the Sons of Temperance, located in the county of Richmond;
A bill to incorporate Logan Lodge, No. 121, of Ancient York Masons, at Jamestown, in the county of Guilford; and
A bill to incorporate the town of Murphy, in the county of Cherokee.

The following Bills and Resolution were read the third time and ordered to be engrossed, viz:
A bill to amend an act entitled an act to incorporate the town of Asheville, and
A bill to incorporate Asheville Division, No. 15, of the Sons of Temperance.
A Resolution for the relief of Joseph Stamey and Nelly Stamey, executors of John R. Stamey, deceased;

The following Engrossed Bills were read and passed the second time, viz:

A bill to incorporate Falling Creek Lodge, No. 29, of the Independent Order of Odd Fellows, located at Rockingham, in the county of Richmond;
A bill to incorporate Lafayette Division, No. 2, of the Sons of Temperance, in the town of Fayetteville;
A bill to incorporate Robeson Institute, in the county of Robeson;
A bill to incorporate Greensboro' Division, No. 6, of the Sons of Temperance, located in Greensboro';
A bill incorporating Ocean Wave Division, No. 60 of the Sons of Temperance,
A bill giving a name to the county town of Forsythe, and for other purposes;
A bill to incorporate Buena Vista Lodge, No. 21, Independent Order of Odd Fellows, located in Greensboro', Guilford county;
A bill to incorporate Muchuena Lodge, No 20, of the Independent Order of Odd Fellows, in the town of Warren ton;

The following Engrossed Resolutions were read the second time and passed, viz:
A resolution authorising a loan of two thousand dollars to the Trustees of Mount Pleasant Academy, in the county of Cherokee:
A resolution to authorize the President and Directors of the Literary Fund to loan three thousand dollars to Chowan Female Institute;

A resolution in favor of A. H. Sanders, Sheriff of Montgomery;

A resolution for the relief of the Clerk of the County Court of Chowan.

A resolution in favor of Joseph C. Newland, late Clerk of the County Court of Caldwell; and

Resolutions in relation to the block of marble furnished by the citizens of Lincoln county for the Washington monument.

On motion of Mr. Kelly, the resolutions offered by Mr. Speaker Edwards in Committee of the whole, upon the subject of Slavery and Federal relations, were ordered to be printed.

The bill to amend an act, entitled an act, to incorporate the town of Franklinsville, in the county of Randolph, passed at the session of the General Assembly of 1846-'47, was read the second time and passed.

The Resolution authorising the payment of travelling expenses and Clerk hire to the agent appointed by the Governor to procure Historical Documents, was read the second time and passed.

The bill to emancipate Elias Council on certain conditions, was read the second time and passed.

Received a message from the House of Commons, announcing that they were now ready to receive the Senators into their Hall, for the purpose of inaugurating the Governor elect.

The members of the Senate then repaired to the Hall of the House of Commons, and after the ceremony of inaugur-
ating his Excellency David S. Reid as Governor of the State was concluded, they returned to the Senate Chamber, and were called to order by the Speaker.

Received a message from the House of Commons, proposing to add the practising Physicians of both Houses to the Committee appointed to take into consideration the propriety of establishing a Medical Board in North Carolina.

The proposition was agreed to, and the House of Commons informed thereof.

On motion of Mr. G. W. Caldwell, the Senate adjourned until to-morrow morning, 10 o'clock.

Thursday, Jan. 2.

The Senate met according to adjournment.

Mr. Cameron presented two memorials, accompanied by bills, in relation to the better regulation of the town of Fayetteville; which, on his motion, were referred to the Committee on Propositions and Grievances.

Mr. Cameron, from the Committee on Corporations, to whom the same was referred, reported back to the Senate the following bills, without amendment, and recommended their passage, viz:

A bill to incorporate the Concord and Taylorsville Plank Road Company;
A bill to incorporate the Roanoke and Tar River Plank Road Company;
A bill to incorporate the North Carolina Mining and Manufacturing Company;
A bill to incorporate Richland Academy, in the county of Onslow;

The bill to amend an act passed at the session of 1846-47, entitled an act to incorporate the Orapeake Canal and Turnpike Company;

A bill to incorporate the Catawba Bridge Company;

A bill to incorporate the Western Mutual Insurance Company of North Carolina;

A bill to amend an act incorporating the town of Rutherfordton; and,

The bill to incorporate the Rock Island Manufacturing Company in the county of Mecklenburg.

Mr. Barringer introduced the following Preamble and Resolutions:

Whereas, The Southern States of the Union have long acquiesced in a Revenue System, on the part of the Federal Government, which it was believed would promote the prosperity and independence of the country at large, but which was understood, all the while, as peculiarly favoring the mining and manufacturing interest of the North; and whereas, the advantages accruing to that section, by this system, have seemed only to increase the disposition and ability of the non-slaveholding States, to persevere in their unconstitutional, unjust and fanatical aggression upon the Domestic Institutions of the South,

1st. Be it, therefore, Resolved, That it is the true policy of the slaveholding States, henceforth, to oppose any and all increase in the present rates of duty on foreign imports, beyond what may be absolutely necessary for an economical administration of the General Government.

Be it further Resolved, That a copy of the foregoing preamble and resolution be transmitted to each of our Senators and Representatives in Congress, with a request that they use their best efforts to carry out the principles therein set forth.

The resolutions were read the first time and passed, and, on motion of Mr. Shepard, ordered to be printed.
On motion of Mr. Pender,

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of so altering the existing law as to make it the duty of Sheriffs to advertise sales of land for taxes in the paper or papers published nearest the location of the land to be sold; and also to advertise, in like manner, all property sold by them under execution, when the amount exceeds thirty dollars: and that they also take into consideration the memorial from the citizens of Washington county on this subject, and that they report by bill or otherwise.

Mr. Pender also introduced a memorial in relation to the same subject.

Mr. Nixon introduced a bill to incorporate the Wilmington Gas Light Company; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Mr. Hoke introduced a bill to establish, in North Carolina, a Military and Scientific Institute, for the diffusion of Education among the citizens thereof; which was read the first time and passed, and, on his motion, referred to the Committee on Military Affairs, together with a memorial relating thereto.

Mr. Pender introduced a bill to exempt persons of 65 years of age, and upwards, from serving as Jurors; which was read the first time and passed.

Mr. Pender introduced a bill to extend the authority of the Commissioners of the town of Plymouth; which was read the first time and passed.

Mr. Kelly introduced a bill supplemental to an act passed at the present General Assembly, entitled an act to establish
a new county by the name of Hooper; which was read the first time and passed.

Mr. Lillington introduced a bill to incorporate Mocksville Lodge, No. 134, of Ancient York Masons, in the town of Mocksville; which was read the first time and passed.

Mr. Kelly introduced a bill to provide for the more efficient and economical application of the proceeds of the Literary Fund; which was read the first time and passed, and, on his motion, referred to the Committee on Education and the Literary Fund.

On motion of Mr. Joyner, the Senate proceeded to the consideration of the bill to incorporate the Raleigh and Gaston Railroad Company; which, on his motion, was amended, read, and passed the third time, and ordered to be engrossed.

On motion of Mr. Haughton, the bill to provide for the incorporation of Companies to construct Plank Roads, and of Companies to construct Turnpike Roads, and for other purposes, was taken up, amended, on his motion, read the second time and passed.

Mr. T. R. Caldwell moved to suspend the order of the day, for the purpose of taking up the bill to improve the public roads of the State.

Which motion was not agreed to.

The hour of 12 having arrived, the resolutions and reports on the subject of slavery, were now taken up, as the unfinished business of yesterday.

And the Senate again resolved itself into Committee of the whole, to take the same under consideration, (Mr. Cameron in the Chair,) and after some time spent therein, the Speaker resumed the Chair, and Mr. Cameron reported that
the Committee having, according to order, had the said resolutions under consideration, had come to no conclusion thereon; but had directed him to report progress, and ask leave to sit again; which was granted.

Mr. T. R. Caldwell moved to take up the bill to improve the public roads of the State; which, on his motion, was made the special order of the day for to-morrow half past 10 o'clock.

On motion of Mr. Haughton, the bill to provide for the incorporation of Companies to construct Plank Roads, and of Companies to construct Turnpike Roads, and for other purposes, was made the special order for to-morrow 11 o'clock.

On motion of Mr. Woodfin, the bill to improve the county prisons and to establish houses of correction, was made the special order of the day for Monday next.

On motion of Mr. Kelly, the Senate then adjourned until to-morrow morning, 10 o'clock.

Friday, Jan. 3.

The Senate met according to adjournment.

Mr. Cameron, from the Committee on Corporations, to whom was referred the bill to incorporate the Wilmington Gas Light Company, reported the same back to the Senate, and recommended its passage.

Ordered to lie on the table.
Mr. Woodfin, from the Committee on the Judiciary, to whom was referred the bill to amend the act of 1846-47; chapter 12, reported the same back to the Senate, and recommended its passage.

Ordered to lie on the table.

Mr. Woodfin, from the same Committee, to whom was referred the memorial on the subject of Public Executions, reported that the subject did not require further Legislation, and asked to be discharged from its further consideration.

Discharged.

Mr. Woodfin, from the same Committee, reported back to the Senate the bill to protect the Patrol, and recommended its passage.

Ordered to lie on the table.

Mr. Woodfin, from the same Committee, to whom was referred the bill concerning Divorces, reported the same back to the Senate, with an amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Woodfin, from the same Committee, to whom was referred the bill to make Real Estate Assets for distribution, and to facilitate and cheapen the settlement of estates, reported the same back to the Senate, and recommended its rejection.

Mr. Woodfin, from the same Committee, to whom was re-committed the bill to amend an act passed at the session of 1844-45, entitled an act to amend the 7th section of the Revised Statutes, entitled Guardian and Ward, reported the same back to the Senate, and recommended its rejection.

Mr. Barringer, from the Committee on Propositions and Grievances, to whom was referred a bill to amend and alter
an act passed in 1848-49, entitled an act to lay off and establish a new county by the name of Watauga, chapter 25, accompanied by several memorials for and against said bill, reported the same back to the Senate, and recommended its rejection.

Mr. Barringer, from the same Committee, to whom was referred a memorial from certain citizens of the counties of Duplin and Lenoir, praying the Legislature to refuse, for the future, acts of incorporation to religious societies, and especially the Sons of Temperance, reported the same back to the Senate, and asked to be discharged from its further consideration.

Mr. Barringer, from the same Committee, to whom was referred sundry memorials of the citizens of Cleaveland county, in relation to an act incorporating the town of Shelby, in said county, reported unfavorably thereon, and asked to be discharged from its further consideration.

Mr. Washington introduced a bill regulating the proceedings when the estate of a deceased person is insolvent; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary, and ordered to be printed.

Mr. Richardson introduced a bill to incorporate a Bank in the town of Wadesboro', in the county of Anson; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations, and ordered to be printed.

The hour of 11 o'clock having arrived, the Senate now proceeded to the consideration of the special order of the day, viz: The bill to provide for the incorporation of Companies to construct Plank Roads, and of Companies to construct Turnpike Roads, and for other purposes; which was
amended, on motion of Mr. Haughton, read the third time and passed as amended, and ordered to be engrossed.

Mr. Barringer called up the bill to facilitate the taking of Testimony before Referees, Arbitrators and other Commissioners, which was read the second time and passed.

On motion of Mr. Washington, the Senate now proceeded to consider the bill to improve the Public Roads of the State of North Carolina.

Mr. Bower moved to amend the bill by striking out the words or twelve, after the word majority, in the 3rd line of the 1st section, which was agreed to.

After the adoption of sundry amendments offered by T. R. Caldwell, Mr. Bynum moved still further to amend the same by striking out the 10th and 11th sections, which was carried; after the adoption of some further amendments, moved by Mr. Joyner and Mr. Bynum, the question was taken on the passage of the bill on its second reading, and decided in the negative: Yeas 22, nays 22.

Mr. Collins demanded the yeas and nays.

Those who voted in the affirmative, are:

Messrs. Arendell, Barnard, Barringer Bynum, Caldwell, of Burke, Davidson, Eborn, Gilmer, Haughton, Joyner, Kel'y, Lane, Lillington, Maloy, Nixon, Pender, Richardson, Shepard, Sessouns, Washington, Willey and Woodfin—22.

Those who voted in the negative, are:

Messrs. Barrow, Berry, Bower, Bunting, Caldwell, of Mecklenburg, Cameron, Cannady, Clarke, Collins, Drake, Hargrave, Herring, Hester, Hoke, Jones, McMillan, Rogers, Speight, Sherrod, Watson, Williamson and Wooten—22.

The affirmative and negative being thus equal Mr. Speaker Edwards cast his vote in the negative.
The Speaker laid before the Senate a Communication from the Public Treasurer, in answer to a Resolution requesting him to furnish the Senate with a statement shewing the total sum paid out of the Treasury in defraying the expenses of the Convention that amended the Constitution of this State in 1835.

On motion of Mr. Bower, ordered to be laid on the table and be printed.

The Speaker announced the special order of the day, to wit: the unfinished business of yesterday, being the Resolutions and Reports on the subject of Slavery; whereupon, the Senate again resolved itself into Committee of the whole, to take the same under consideration, Mr. Cameron in the Chair, and after some time spent therein, the Speaker resumed the Chair, and Mr. Cameron reported that the Committee having, according to order, had the said Resolutions under consideration, had come to no conclusion thereon; but had directed him to report progress, and ask leave to sit again.

Leave was granted.

Received a message from the House of Commons, informing that they had laid on the table the resolution of the Senate proposing that the General Assembly adjourn on the 13th instant.

Also a message that the House of Commons have passed the following engrossed bill and resolution, in which they ask the concurrence of the Senate, viz:

A bill to incorporate the Salisbury and Taylorsville Plank Road Company; and,

A resolution authorising the Governor to furnish the Clerk and Master of the counties of Yancey, Rutherford and Alexander with seals of office.

The said bill and resolution were read the first time and passed.

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On motion of Mr. Clarke, the Senate adjourned until tomorrow morning, 10 o'clock.

Saturday, Jan. 4.

The Senate met according to adjournment.

Mr. T. R. Caldwell presented the memorial of sundry citizens of Caldwell county, in relation to the extension of the Central Railroad, which, on his motion, was referred to the Committee on Internal Improvements.

Mr. Cameron presented the memorial of Joseph Togno, concerning the culture of the grape; which, on his motion, was referred to a Select Committee.

Messrs. Cameron, Bunting, Washington, Clarke, and Nixon, were appointed on said Committee.

Mr. Washington, from the Committee on the Judiciary, to whom was referred the bill making certain trespasses on land criminal and indictable, reported the same back to the Senate, without amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Barringer, from the Committee on Propositions and Grievances, to whom was referred a memorial from sundry citizens of Cabarrus county, asking, for certain Volunteer Companies in this county, the privilege of electing Constables within their bounds, reported the same back to the Senate, and asked to be discharged from its further consideration.

Discharged accordingly.
Mr. Barringer, from the same Committee, to whom was referred the bill to lay off and establish a new county by the name of ——, out of parts of Buncombe and Yancy counties, accompanied by a memorial from the citizens of said counties, reported the same back to the Senate, and recommended its passage.

Ordered to lie on the table.

Mr. Barringer, from the same Committee, to whom was referred a resolution in favor of Pulaski B. Williams, late Sheriff of the late county of Polk, reported the same back to the Senate, and asked to be discharged from its further consideration.

Mr. Barringer, from the same Committee, to whom was referred a bill for the relief of Benjamin M. Selby, sen., late Sheriff of Pitt county, reported the same back to the Senate, and recommended its passage.

Ordered to lie on the table.

On motion of Mr. Pender,

Resolved, That a Joint Select Committee be raised on the Institution for the Deaf and Dumb, consisting of three members of the Senate and five of the House of Commons, with instructions to examine and inquire particularly into the pecuniary affairs of that Institution; and that they report in detail the items of expense attending the same; how and how much the superintendent of the said institution is paid; in what manner the printing and other mechanical establishments connected with the Institution are supported, and how the proceeds thereof are disposed of, and all other things connected with the subject which they may deem pertinent,

The following bills were introduced, viz:

By Mr. Cameron: A bill to increase the Revenue of the State; which was read the first time and passed, and, on his motion, was referred to the Committee on Finance.
By Mr. Shepard: A bill to extend the jurisdiction of Justices of the Peace, in certain cases; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.

By Mr. Bower: A bill to establish a Superior Court of Law and Equity, for the county of Watauga; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.

By Mr. Bynum: A bill concerning trials in capital cases; which was read the first time and passed, and, on his motion, referred to the Judiciary Committee.

On motion of Mr. Sessoms,

Resolved, That the Committee on the Judiciary be instructed to enquire whether the Laws of the State have made any provision for the admission of private pay pupils of the State in the Institution of the Deaf and Dumb of said State, and if not, the expediency of reporting a bill for the same.

On motion of Mr. Speight, the vote of yesterday, by which the bill to improve the public roads of the State was rejected, was reconsidered.

Mr. T. R. Caldwell moved to lay the said bill upon the table, which was agreed to.

The bill to incorporate the Western Mutual Insurance Company of North Carolina, was read the second time and passed.

The hour of 11 o'clock having arrived, the Senate now proceeded to the consideration of the special order of the day, viz: The bill for the more speedy and certain administration of justice. Before the question was taken on the passage of the bill,
A message was received from the House of Commons, proposing to postpone the execution of the joint order by which they agreed to appoint Justices of the Peace, until half past three o'clock this afternoon.

Which was concurred in.

The message also stated that the House of Commons concurred in the proposition of the Senate to raise a Joint Select Committee on the subject of the Deaf and Dumb Institute.

A message was also received from the House of Commons accompanied by a message from his Excellency, the Governor, transmitting a communication from the Governor of South Carolina, enclosing an act passed by the Legislature of that State, to provide for calling a Southern Convention, &c.

Also a communication from the President of the Nashville Convention, in relation to the Slavery Question and the rights of the States.

On motion of Mr. Drake, ordered that the same be printed.

On motion of Mr. Joyner, the consideration of the unfinished business of yesterday, being the resolutions and reports on the subject of Slavery, was postponed until Monday, and made the special order for that day, at the hour of 12 o'clock.

The Senate then resumed the consideration of the bill for the more speedy and certain administration of justice.

Mr. Bynum moved to amend the bill, by striking out all thereof after the enacting clause, and inserting a substitute, proposing three additional circuits, to be held by the Judges of the Supreme Court; and requiring the Judges of said Court, together with the Judges of the Circuit Courts, to
hold the Supreme Court hereafter: also providing for the election of three other Solicitors for the new circuits proposed to be established.

On motion of Mr. Bynum, ordered that the amendment be printed.

On motion of Mr. Thomas, the further consideration of the bill and amendment was postponed until Tuesday next, and made the special order for that day, at 11 o'clock.

On motion of Mr. Bower, the Senate took up for consideration the bill to amend an act passed at the session of 1833-34, entitled an act to establish a Bank in the State of North Carolina, with certain amendments proposed thereto.

On motion of Mr. Woodfin, the amendment heretofore offered by him was withdrawn.

The question then being on agreeing to the amendment of Mr. Bower, which provides that in case any of the Banks shall, under the provisions of this act, deal in such stocks, they shall be liable to a tax of three cents on every dollar of interest or premium accruing thereon.

Whereupon, Mr. Bynum moved the following as a substitute for said amendment, viz:

"Provided, That the Legislature shall have power to impose the same tax on such stocks in the hands of Banks, that they do on such stocks in the hands of individuals."

Pending the question, Mr. Bynum obtained leave to introduce a memorial, remonstrating against the establishment of the county of Lafayette, which, on his motion, was referred to the Committee on Propositions and Grievances.
The Senate then, on motion of Mr. Pender, took a recess until half after 3 o'clock.

Afternoon—Half past 3 o'clock.

The session of the Senate this afternoon was passed in the recommendation of Justices of the Peace.

On motion of Mr. Gilmer, the Senate then adjourned until Monday morning, 10 o'clock.

Monday, Jan. 6.

The Senate met according to adjournment.

Mr. Williamson presented the resignation of William Florence, a Justice of the Peace for the county of Caswell, which was read and accepted.

Mr. Barringer, from the Committee on Propositions and Grievances, to whom was referred the bill to repeal a portion of an act entitled an act to authorize the erection of a Toll Bridge over Catawba River, between the counties of Caldwell and Catawba, and to incorporate a Company for that purpose, passed at the session of 1848-'49, reported the same to the Senate with an amendment, and recommended its passage.

Ordered to lie on the table.
Mr. Barringer, from the same Committee, to whom was referred the memorial of Theophilus D. Odum, praying the privilege of opening a communication between Bogue and Bear inlets, &c., reported a bill to carry out the prayer of the petition, and recommended its passage.

Said bill was read the first time and passed.

On motion of Mr. Joyner,

Resolved, That hereafter the Senate will adjourn to meet at 10 o'clock, A.M., take a recess at half after 1 o'clock, P.M. and meet again at 3 o'clock, P.M., each day, (Sundays excepted,) during the remainder of the session.

The Speaker announced that Messrs. Hoke and Willey form the Senate branch of the Committee on Enrolled Bills for the present week.

Mr. Arendell introduced the following Preamble and Resolutions, viz:

Whereas, In the year 18—, it was successfully demonstrated that the channel of Core Sound would be so deepened by dredging, as to open a communication between Beaufort Harbor and the waters of Pamlico Sound for the passage of merchant vessels, and the complete success of said undertaking was only prevented by the accidental destruction of the instruments then employed for said purposes. Therefore,

Resolved, That our Senators and Representatives in Congress be, and they are hereby, requested to use their best exertions to procure an appropriation of money from the General Government for opening said water communication, and for the completion of the work, undertaken as aforesaid, in the year 18—.

Resolved, That a copy of the foregoing Preamble and Resolution be transmitted by the Governor to our Senators and Representatives in Congress.

Which said Resolutions were read the first time and passed.
Mr. Cameron introduced the following Resolution, viz:

Resolved, That the Treasurer of the Board of Trustees of the University of North Carolina, be directed to pay to Barnabas Thomas and his sister Elizabeth Thomas, heirs at Law of Philip Thomas, late of the county of Cumberland, the sum of dollars, being the amount for which a tract of land granted to the said Philip Thomas, for services rendered during the war of the Revolution, which said land was escheated to the University of the State, and was sold for the benefit of the same.

Which was read the first time and passed.

The engrossed bill giving a name to the county town of Forsythe county, and for other purposes, was read the third time, passed, and ordered to be enrolled.

The bill to incorporate the Western Mutual Insurance Company of North Carolina, was taken up, read the third time, passed, and ordered to be engrossed.

The Speaker announced that Messrs. Haughton, Hoke and McMillan form the Senate branch of the Joint Select Committee, to enquire into the affairs of the Institution of the Deaf and Dumb.

On motion of Mr. Hoke, the special order of the day, viz: The resolution on the subject of Slavery, was postponed until this evening half past 3 o'clock.

The Senate now proceeded to the consideration of the unfinished business of yesterday, viz: The bill to amend an act passed at the session of 1833-34, entitled an act to establish a Bank in the State of North Carolina.

The question being on agreeing to the amendment proposed by Mr. Bynum, the same was rejected.

The question now recurring on the amendment of Mr.
Bower, which provides that in case any of the Banks shall, under the provisions of this act, deal in such stocks, they shall be liable to a tax of three cents on each dollar of interest or premium accruing thereon, was decided in the affirmative: Yea 30, nay 12.

Mr. Bower demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The bill was then read the third time and rejected.

Received a message from the House of Commons, stating that the hour of 11 o'clock having arrived, that body would proceed, on the return of the messenger, to vote for Councilors of State; and that Messrs. C. Jones and D. P. Caldwell form their branch of the Committee to superintend said election. And also announcing that Messrs. M. S. Stokes, Wilson S. Hill, J. U. Kirkland, Archibald Henderson, Wm. K. Lane, Jas. J. McKay, Whitmell Stallings, Jesse R. Siler, Oliver D. Fitts and Jason Carson, are in nomination.

Messrs. Lane and Speight were appointed the Committee to superintend said election, on the part of the Senate.

The Senate then voted as follows:

FOR M. S. STOKES:
Messrs. Speaker, Arendell, Barrow, Barringer, Berry, Bower, Bunting,
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Bynum, Caldwell, of Burke, Caldwell, of Mecklenburg; Cameron, Cannady, Clarke, Collins, Davidson, Drake, Eborn, Gilmer, Haughton, Hargrave, Herring, Hester, Hoke, Jones, Joyner, Kelly, Lane, Lillington, McMillan, Malloy, Nixon, Pender, Richardson, Rogers, Sessoms, Sherrod, Speight, Thomas, Thompson, Washington, Watson, Williamson, Woodfin and Wooten—44.

FOR WILSON S. HILL:

FOR J. U. KIRKLAND:

FOR ARCHIBALD HENDERSON:

FOR W. K. LANE:
Messrs. Speaker, Barrow, Berry, Bower, Bunting, G. W. Caldwell, Cameron, Cannady, Clarke, Collins, Drake, Eborn, Hargrave, Haughton, Herring, Hester, Hoke, Jones, Joyner, Kelly, Lane, McMillan, Malloy, Nixon, Richardson, Rogers, Sherrod, Speight, Thomas, Thompson, Washington, Watson, Williamson and Wooten—34.

FOR WHITMELL STALLINGS:
Messrs. Speaker, Barrow, Berry, Bower, Bunting, G. W. Caldwell, Cameron, Cannady, Clarke, Collins, Drake, Hargrave, Herring, Hester, Hoke, Jones, McMillan, Nixon, Pender, Sherrod, Speight, Thomas, Thompson, Watson, Willey, Williamson and Wooten,—27.

FOR JAMES J. McKAY:
Messrs. Speaker, Barrow, Berry, Bower, Bunting, G. W. Caldwell,
Mr. McMillan introduced a bill to extend the corporate limits of the town of Jacksonville, in the county of Onslow, which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

The following Engrossed Bills and Resolutions, were read the third time and passed, and ordered to be engrossed:

A bill to incorporate Greensboro' Division, No. 6, of the Sons of Temperance, located in Greensboro'.
A bill to incorporate Robeson Institute, in the county of Robeson;

A bill to incorporate Lafayette Division, No. 2, of the Sons of Temperance, in the town of Fayetteville;

A bill incorporating Ocean Wave Division, No. 60, of the Sons of Temperance;

A bill to incorporate Falling Creek Lodge, No. 29, of the Independent Order of Odd Fellows, located at Rockingham; in the county of Richmond;

A bill to incorporate Buena Vista Lodge, No. 21, Independent Order of Odd Fellows, located in Greensboro', Guilford county;

A resolution to authorize the President and Directors of the Literary Fund to loan three thousand dollars to Chowan Female Institute;

A bill to incorporate Muchuena Lodge, No 20, of the Independent Order of Odd Fellows, in the town of Warrenton;

A resolution in favor of A. H. Sanders, Sheriff of Montgomery county;

A resolution authorising a loan of two thousand dollars to the Trustees of Mount Pleasant Academy, in the county of Cherokee.

The Resolution authorising the payment of travelling expenses and Clerk hire to the agent appointed by the Governor to procure Historical Documents, was read the third time and passed, and ordered to be engrossed.

The bill to amend an act, entitled an act, to amend an act passed in 1833, entitled an act to incorporate the Wilmington and Raleigh Rail Road Company, was taken up, the amendments recommended by the Committee to whom it was referred, agreed to, read the second time and passed.

The bill to amend the act incorporating the town of Ruth-
erfordton, was read, amended, on motion of Mr. Bynum, and passed its second reading.
The resolution for the relief of the Clerk of the County Court of Chowan;
The resolution in relation to the Block of Marble, furnished by the citizens of Lincoln, for the Washington Monument; and,
The resolution in favor of Joseph C. Newland, Clerk of the County Court of Caldwell, were read the third time, passed, and ordered to be enrolled.

The engrossed bill to repeal an act of the General Assembly of 1848-'49, ratified January 27th, 1849, entitled an act to repeal a part of an act of the Legislature of 1844-'45, chapter 14, was taken up and read, and, on motion of Mr. Thomas, ordered to lie on the table.

The bill to amend an act, entitled an act to incorporate the town of Franklinsville, in Randolph county, passed at the session of 1846-'47; and,
The bill to facilitate the taking of testimony before Referees, Arbitrators, and other Commissioners, were severally read the third time and passed, and ordered to be engrossed.

Mr. Thomas, from the Select Joint Committee, on so much of the Governor's Message as relates to Cherokee lands, reported a bill providing for the sale of lands in the counties of Macon and Haywood, and to subject the unsurveyed to entry.
The said bill was read the first time and passed.

The Senate then took a recess until 3 o'clock.
THREE o'clock, P. M.

The bill to appoint Commissioners to lay off a Public Road from the town of Jefferson, in Ashe county, to the Virginia line;
The bill to repeal part of an act of 1848-'49, chapter 77th, imposing a tax on the income of vessels;
A bill to extend the authority of the Commissioners of the town of Plymouth;
The bill for the relief of Benjamin M. Selby, Sr., late Sheriff of Pitt county; and,
The resolution in favor of P. B. Williams, late Sheriff of the late county of Polk, were severally read the second time and passed.

Mr. Lane, from the Committee appointed to superintend the election for Councillors of State, reported that Messrs. Stokes, Hill, Kirkland, Henderson, Lane, Stallings and McKay, having each received a majority of the votes given, are duly elected.
The report was concurred in.

The Senate now proceeded to the consideration of the special order of the day, viz: the Resolutions and Reports on the subject of Slavery; whereupon, it again resolved itself into Committee of the whole, to take the same under consideration, Mr. Cameron in the Chair, and after some time spent therein, the Speaker resumed the Chair, and Mr. Cameron reported that the Committee having, according to order, had the said Resolutions under consideration, had come to no conclusion thereon; but had directed him to report progress, and ask leave to sit again.
Which was granted.

On motion of Mr. Haughton, the Senate then adjourned until to-morrow morning, 10 o'clock.
The Senate met according to adjournment.

A message was sent to the House of Commons, stating that the Senate have passed the following Engrossed Bills and Resolutions, in which they ask the concurrence of that body, viz:

A resolution in favor of Joseph Stamey, Executor of J. R. Stamey, late Sheriff of Lincoln county;
A bill to amend an act, passed at the session of 1848-'49, entitled an act, to incorporate the town of Asheville;
A bill to recharter the Merchants' Bank of Newbern;
A bill to incorporate Asheville Division, No. 15, of the Sons of Temperance.
A bill to incorporate the Fayetteville and Northern Plank Road Company;
A bill to amend an act of the General Assembly of North Carolina, passed at its session of 1848-'49, entitled an act more effectually to prevent the selling or giving away of spirituous liquors at or near places of public worship;
A bill to incorporate the Fayetteville and Warsaw Plank Road Company;
A bill to amend an act, entitled an act, to incorporate Jonathan's Creek and Tennessee Mountain Turnpike Company, passed at the session of 1846-'47, and which was amended by the act of 1849;
A bill to incorporate Oxford Baptist Female College in Granville county;
A bill to prevent selling intoxicating liquors to free negroes and Indians, and for other purposes;
A bill to prevent merchants and others from improper trading with minors;
A bill to prevent the destruction of live stock in the wild range;
A resolution in favor of Enoch Reese and James Mann;
A bill concerning a Turnpike Road from Lake Pungo to Plymouth, in Washington county;
A bill to lay off and establish a new county by the name Hooper;
A bill to amend an act for the incorporation of the town of Washington, being chapter 199, of the acts of the session beginning in 1845;
A bill to incorporate the Bertie Manufacturing Company, in the county of Bertie;
A bill to authorize the citizens of the town of Clinton, in Sampson county, to elect Commissioners for said town;
A bill to incorporate the Nashville Guards;
A bill to establish the Rock Spring Camp Ground, in the county of Lincoln, and to incorporate the Trustees thereof;
A bill to incorporate Kinston Academy, in the town of Kinston, Lenoir county;
A bill to incorporate the Wilmington and Topsail Sound Plank Road Company;
A bill to incorporate the Weldon Manufacturing Company;
A bill to amend an act passed at the session of 1846-'47; entitled an act for the better regulation of the town of Nashville;
A bill to improve the State road from Wilksbóro', by the way of Jefferson, to the Tennessee line;
A bill to repeal an act passed at the session of 1848-'49; entitled an act to amend a charter of the Hickory Nut Turnpike Company;
A bill to incorporate the town of Hamilton, in Martin county;
A bill to incorporate the Trustees of Long Creek Academy, in the county of New Hanover.
Mr. Barringer, from the Committee on Propositions and Grievances, to whom was referred a memorial from sundry citizens of Burke, Cleveland and other counties, praying for the establishment of a new county out of parts of said coun
ties, to be called Lafayette, reported the same back to the Senate, and asked to be discharged from its further consideration.

Mr. Barringer, from the same Committee, to whom was referred the bill to lay off and establish a public road from Charlotte to Newton, together with the memorial relating thereto, reported the bill back to the Senate, and recommended its rejection.

Ordered to lie on the table.

On motion of Mr. Gilmer,

Resolved. That the Committee on Internal Improvements be instructed to inquire whether any, and if any, what alteration is necessary in the law relating to the Capitol and Capitol Square, and that they report by bill or otherwise.

Mr. McMillan introduced a bill for the improvement of Ship Navigation in New River, in the county of Onslow; which was read the first time and passed, and, on his motion, referred to the Committee on Internal Improvements, and ordered to be printed.

Mr. Gilmer introduced a bill to amend an act passed at the session of the General Assembly of 1848-49, entitled an act to incorporate the Greensboro' and Mount Airy Turnpike Company; which was read the first time and passed.

Mr. Arendell introduced a bill for the better administration of justice in the county of Carteret; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.

Mr. Washington introduced a bill for the better protection of feme covert; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.
Mr. Hoke introduced a bill concerning the Clerk of the County Court of Gaston; which was read the first time and passed.

Mr. Nixon introduced a bill to amend an act entitled an act to establish the Commercial Bank of Wilmington; which was read the first time and passed, and, on his motion, referred to the Judiciary Committee.

On motion of Mr. Hoke, the bill to incorporate Union Institute, in Randolph county, a Normal College, was taken up. Mr. Hoke moved to strike out the 9th section of the bill. Mr. Kelly moved to amend the same, by inserting, after the word schools, in the 2d line of the 9th section, the following, viz: "And a majority of the Justices of any county;" which motion was agreed to.

Mr. Cameron moved further to amend said section, by striking out the words, "But the Board of Superintendents," in the 5th line, and inserting "But a majority of the Justices;" which was carried.

Mr. Joyner moved further to amend the same, by inserting, between the word "College" and the word "and," in the 3d line of said section, the words "not exceeding two from any one county at any one time;" which was agreed to.

The question now recurred on striking out the whole of the 9th section; which was decided in the negative: Yeas 15, nays 29.

Mr. Thompson demanded the yeas and nays.

Those who voted in the affirmative, are:

Messrs. Barnard, Berry, Bower, Cannady, Collin, Drake, Hester, Hoke, Jones, Rogers, Speight, Thompson, Watson, Willey and Wooten —15.
Those who voted in the negative, are:


Mr. T. R. Caldwell moved to amend the 10th section of the bill, by inserting after the word schools in the 6th line, the words, "in the respective counties from which we come;" which was carried.

Mr. Washington moved to amend the 9th section, by adding the following proviso; which was agreed to, viz:

"Provided, However, that so much of the Common School Fund of any county, shall not be used for said purpose, as to make it necessary to suspend the operation of the Common Schools, in any District of said county."

The said bill was then read the third time, passed, as amended, and ordered to be engrossed.

Received a message from the House of Commons, stating that Messrs. Thornton, Winston, Montgomery, Wiley and Ruffin constitute the House branch of the Committee, to examine into the affairs and management of the Deaf and Dumb Institution.

Received also a message from the House of Commons, stating that they have passed the following Engrossed Bills and Resolutions, in which they ask the concurrence of the Senate, viz:

A bill to extend the limits of the town of Kenansville, in the county of Duplin;
A bill to incorporate the Raleigh and Summerville Plank Road Company;
A bill to incorporate the Granville Plank Road Company;
A resolution in relation to the encouragement of Home Industry, and requesting our members in both branches of Congress to vote against any increase of tariff duties.

The Senate now proceeded to the consideration of the unfinished business of yesterday, viz.: the Resolutions and Reports on the subject of Slavery, and again resolved itself into committee of the whole, to take the same under consideration, Mr. Cameron in the Chair, and after some time spent therein, the Speaker resumed the Chair, and Mr. Cameron reported that the Committee having, according to order, had the said Resolutions under consideration, had come to no conclusion thereon; but had directed him to report progress, and ask leave to sit again.

Which was granted.

The Senate then took a recess until 3 o'clock.

THREE O'CLOCK, P.M.

The Senate again resolved itself into the Committee of the whole, to take under consideration the unfinished business of the morning, being the reports and resolutions on the subject of Slavery, and after some time spent therein, the Committee rose, reported progress, and through their Chairman, Mr. Cameron, asked leave to sit again.

Leave was granted.

Mr. Woodfin moved that another member be added to the Judiciary Committee, to supply the place of Danl. W. Courts, resigned; whereupon, Mr. Lillington was appointed.
On motion of Mr. Haughton, the Senate adjourned until to-morrow morning, 10 o'clock.


WEDNESDAY, JAN. 8.

The Senate met according to adjournment.

Mr. Shepard presented the memorial of Josiah Watson, asking permission to erect a dam, &c.; which, on his motion, was referred to the Committee on Internal Improvements.

Mr. Cameron presented the memorial of Malcolm Gillis, of Cumberland county, asking compensation for services rendered in the war of 1812; which, on his motion, was referred to the Committee on Claims.

On motion of Mr. Joyner,

Resolved, That a message be sent to the House of Commons, proposing to adjourn the two Houses, sine die, on the 16th instant, and that the Clerks of the two Houses make up the estimate of pay to the members thereof to that day.

The following bills were introduced, read the first time and passed, viz:

By Mr. Thompson: A bill to amend the 25th chapter of the Revised Statutes, entitled an act concerning Coroners.

By Mr. Barrow: A bill empowering the County Courts of Stokes and Forsythe to appoint Superintendents of Common Schools at their March term, 1851, and for other purposes.
By Mr. Grist: A bill to authorize Israel Brooks, late Sheriff of Hyde county, to collect the arrears of taxes due him.

Mr. Pender moved that the memorial remonstrating against the selling of spirituous liquors to free persons of color, heretofore introduced by him and laid on the table, be now taken up and sent to the House of Commons; which motion was agreed to.

The Senate now proceeded to consider the following engrossed bills and resolutions, which were transmitted from the House of Commons by message, on yesterday, which were read the first time and passed, viz:

Resolutions in relation to the encouragement of Home Industry, and requesting our members in both branches of Congress to vote against any increase of tariff duties;
A bill to extend the limits of the town of Kenansville, in Duplin county;
A bill to incorporate the Granville Plank Road Company; and
A bill to incorporate the Raleigh and Summerville Plank Road Company.

The bill to amend an act entitled an act to incorporate the Caldwell and Ashe Turnpike Company, passed at the session of the General Assembly of 1846-17, was read the second time and passed.

The bill to amend an act, entitled an act to amend an act passed in 1833, entitled an act to incorporate the Wilmington and Raleigh Rail Road Company, was read the third time, passed, and ordered to be engrossed.

The bill to repeal part of an act of 1848-49, chapter 77th, imposing a tax on the income of vessels, was taken up, and, on motion of Mr. Pender, ordered to lie on the table.
The bill to emancipate Elias Council, upon certain conditions, was also taken up, and, on motion of Mr. Pender, ordered to lie on the table.

The bill to amend an act, entitled an act to incorporate the town of Kinston, in the county of Lenoir, was taken up, amended, on motion of Mr. Speight, read the second time and passed.

The following Bills and Resolution were severally read the third time and passed; and ordered to be engrossed, viz:

The bill to amend the act incorporating the town of Rutherford:
A bill for the relief of Benjamin M. Selby, Sr.; late Sheriff of Pitt county;
A bill to extend the authority of the Commissioners of the town of Plymouth; and,
The resolution in favor of P. B. Williams; late Sheriff of the late county of Polk.

On motion of Mr. Pender; the bill to repeal a part of the act of 1848-'49, chapter 77th, imposing a tax on the income of vessels, was taken up for consideration, read the third time, passed; and ordered to be engrossed.

The Reports and Resolutions on the subject of Slavery, being the unfinished business of yesterday, were now taken up, and the Senate again resolved itself into the Committee of the whole, to take the same under consideration, and after some time spent therein, the Committee rose, and reported through their Chairman, Mr. Cameron, the following amendments, and recommended their adoption:

Resolved, That in the opinion of this General Assembly, North Carolina is deeply devoted to the Union of the States,
and will, to the utmost, endeavor to preserve and perpetuate
it, so long as the Union itself shall secure the great and ben-
cificent purposes for which it was framed.

Resolved, That while we do not approve of all the pro-
visions of the Compromise by Congress, called the adjust-
ment, still, from a fraternal spirit of forbearance towards our
brethren in the non-slaveholding States, and a sincere and
heartfelt attachment to the Union, we are willing to acqui-
esce in said Compromise, honestly and faithfully carried
out.

Resolved, That while we are disposed to accept the said
Compromise as the work of peace, we deem it a sacred duty
to warn the people of the free States against any further en-
croachments upon our rights, and to declare explicitly, that
in the opinion of this General Assembly, North Carolina
would and ought to regard, as entirely inconsistent with her
longer continuance in the Union, the abolition of Slavery in
the District of Columbia by Congress, without the consent
of the slave owners thereof, and incomparably with the safe-
ty and interests of the slaveholding States, or any act by
Congress prohibiting the citizens of one slaveholding State
from removing their slaves to any other slaveholding State,
or a refusal by Congress to admit into the Union as a State
any territory belonging to the United States, on account of
the existence of the institution of domestic slavery within its
limits, or any act applying the dangerous and mischievous
principle of the Wilmot Proviso to the Territories of Utah
and New Mexico, or any act which repeals the recent act
for the reclamation of fugitive slaves, or so modifies the
same as essentially to impair its efficiency and usefulness.

Resolved, That whenever any one of the contingencies
mentioned in the foregoing Resolutions, shall have arisen,
the Governor of this State be, and he is hereby required, to
convene the General Assembly at such time as he, in his
wisdom, shall deem fit, in order to take into considera-
tion the solemn duties which we owe to ourselves as freemen,
and of our then existing relations with the Federal Govern-
ment.

Pending the consideration whereof,

The Senate took a recess until 3 o'clock, P. M.

27
The Senate now resumed the consideration of the unfinished business of the morning, being the amendments pending at the time of taking the recess.

The question recurring on the amendments reported by the Committee, was decided in the affirmative.

Mr. Shepard moved the following additional Resolutions as amended, viz:

Resolved, That the Constitution of the United States is a compact between sovereign and independent States, and all powers not therein delegated, are reserved to the States respectively; that among the attributes of sovereignty retained by the several States, is that of watching over the operations of the General Government, and protecting her citizens from unconstitutional abuse on the one hand, and securing to them on the other, a strict fulfilment of the obligations imposed by the Constitution upon the General Government.

Resolved, That the people of North Carolina, as an organized political community, have the right to secede or withdraw from the Union, whenever a majority of the people, in Convention assembled, shall decide a withdrawal necessary, to protect their property or persons from unconstitutional and oppressive legislation by the General Government; or whenever by the failure of the General Government to fulfil her constitutional obligations, the people of the State may deem such a step necessary, in order to secure the enjoyment of the rights, privileges and protection guaranteed to them by the Constitution of the United States; and in such an emergency, a majority of the people of North Carolina, acting through their organized authorities of the State, would be entitled to the sole and undivided allegiance of all her citizens.

Mr. Caldwell, of Mecklenburg, demanded the yeas and nays on the passage of said Resolutions, whereupon, Mr.
Clarke called for a division of the question, and the same was taken on the passage of the first Resolution, and decided in the affirmative: Yeas 27, nays 20.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The question was then taken on the second resolution, and decided in the negative: Yeas 16, nays 31.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The resolutions then passed their second reading, as amended.

Received a message from the House of Commons, announcing that they have laid on the table the resolution transmitted by the Senate, proposing that this General Assembly adjourn on the 16th instant.
Received, also, a message from the House of Commons, proposing that the two Houses go into an election for two Trustees of the University, to-morrow, at 11 o'clock.

The proposition was concurred in, and the House of Commons informed that Messrs. Drake and Richardson constitute the Senate branch of the Committee to superintend said election.

Received a message, stating that the House of Commons have passed the following engrossed bills and resolution, in which they ask the concurrence of the Senate, viz:

A bill to incorporate Pasquonaux Lodge, No. 103, of Ancient York Masons, of the town of Elizabeth City, and county of Pasquotank;
A bill to incorporate the Garysburg and Oconechee Plank Road Company;
A bill to incorporate Selico Division, No. 131, of the Sons of Temperance; and
A resolution appropriating one thousand dollars for furnishing the Governor's house.

Received the resignations of sundry Justices of the Peace, which were read and accepted.

On motion of Mr. T. R. Caldwell, the Senate adjourned until to-morrow morning, 10 o'clock.

Thursday, Jan. 9.

The Senate met according to adjournment.

W. P. Watt, the Senator elect from the county of Rock-
Mr. Bower introduced the following resolution, viz:

Resolved, That from and after Monday next, this House will receive no more private bills this session.

On motion of Mr. Bynum, ordered to lie on the table.

Mr. Cameron introduced a bill to facilitate the construction of the Fayetteville and Centre Plank Road; which was read the first time and passed, and, on his motion, referred to the Committee on Internal Improvements.

Mr. Joyner introduced a bill concerning the Seaboard and Roanoke Railroad Company; which was read the first time and passed.

Mr. Pender introduced a bill to incorporate the Roanoke and Chowan Steamboat Company; which was read the first time and passed.

Mr. Cameron introduced a bill to amend the Common School Law; which was read the first time and passed, and, on his motion, was referred to the Committee on Education and the Literary Fund.

Mr. Grist introduced a bill to run the boundary line between Craven and Beaufort counties; which was read the first time and passed.

On motion of Mr. Bond, the resolution heretofore introduced by him in relation to the appointment of delegates to attend the World's Fair, was taken up; whereupon, he offered a substitute, which was amended, on motion of Messrs. Haughton and Washington.
The question being on the passage of the resolution, was determined in the negative: Yeas 13, nays 35.

Mr. Thompson demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. G. W. Caldwell nominated W. W. Avery for Trustee of the University; and, on his motion, a message was sent to the House of Commons, informing that body of said nomination.

Received a message from the House of Commons, stating that the hour of eleven having arrived, they would proceed, on the return of the messenger, to vote for Trustees of the University of North Carolina, in accordance with the joint agreement, and announcing that Messrs. Jones and Cherry constitute the House branch of the Committee to superintend said election; and that the Hon. David S. Reid, W. W. Avery, John H. Haughton, Walter L. Steele, John G. Bynum and Kader Biggs are in nomination.

The Senate, under the superintendence of Messrs. Drake and Richardson, then proceeded to vote as follows:

FOR D. S. REID:

Messrs. Speaker, Barrow, Berry, Bower, Bunting, G. W. Caldwell, Cameron, Cannady, Clarke, Collins, Drake, Hargrave, Herring, Hester, Hoke, Jones, McMillan, Nixon, Rogers, Sherrod, Speight, Thomas, Thompson, Watson, Williamson, Wooten and Watt—27.
FOR W. W. AVERY:
Messrs. Speaker, Barrow, Berry, Bower, Bunting, G. W. Caldwell, Cameron, Cannady, Collins, Drake, Hargrave, Herring, Hester, Hoke, Jones, McMillan, Rogers, Speight, Thompson, Williamson, Wooten and Watt—22.

FOR J. H. HAUGHTON:

FOR J. G. BYNUM:

FOR MR. STEELE:
Messrs. Malloy, Richardson and Sessoms—3.

FOR MR. BIGGS:
Messrs. Sherrod and Watson—2.

Received a message from the House of Commons, stating that they have adopted the following Resolution, in which they ask the concurrence of the Senate, viz:

Resolved, That a message be sent to the Senate, proposing that both Houses of the General Assembly adjourn sine die, on the 27th instant, and that the Clerks make up their estimate accordingly.

Mr. Joyner moved to lay the Resolution on the table, which was decided in the negative: Yeas 22, nays 26.

Mr. Shepard demanded the yeas and nays.

Those who voted in the affirmative, are:

Those who voted in the negative, are:


The question on agreeing to the Resolution was now taken and decided in the negative.

Mr. Drake, from the Committee appointed to superintend the election of two Trustees of the University, reported that D. S. Reid had received 80 votes, W. W. Avery 71 votes, J. H. Haughton 63 votes, W. L. Steele 45 votes, and J. G. Bynum 40 votes; that D. S. Reid had received a majority of the votes given, and was duly elected; and that no other person had received such majority.

Report concurred in.

On motion of Mr. Speight,

Ordered. That a message be sent to the House of Commons, proposing to vote again for one Trustee of the University, yet remaining to be elected. On motion of T. R- Caldwell, the name of J. G. Bynum was withdrawn from the nomination.

The Senate now proceeded to consider the following En-grossed Bills and Resolution, which were transmitted from the House of Commons by message on yesterday, viz:

A Resolution appropriating one thousand dollars for furnish-ing the Governor’s House;

A bill for incorporating Seleco Division, No. 131, of the Sons of Temperance;

A bill to incorporate the Garysburg and Oconechee Plank Road Company;

The said bills and resolution were read the first time and passed.
Received a message from the House of Commons, stating that they have passed the following engrossed bill, in which they ask the concurrence of the Senate, viz:

A bill to provide relief for the purchasers of Cherokee lands, secure debts due to the State, and authorize the sale of lands surrendered to the State under the acts of 1844-45 and 1846-47; which was read the first time and passed.

Received a message from the House of Commons, stating that they had laid on the table, the proposition to go forthwith into the election of one Trustee of the University.

On motion of Mr. Bower, the Resolutions on the subject of Slavery were taken up, and, on motion of Mr. Lillington, postponed until half past 3 o'clock, P. M.

The bill authorising Theophilus D. Odham, of Onslow county, to open a passage between Bogue and Bear inlets, by the way of Inshore Creek; and,

The bill to repeal a portion of an act, entitled an act, to erect a Toll Bridge on the Catawba River, between the counties of Caldwell and Catawba, were read the second time and passed.

The bill to amend an act entitled an act to incorporate the Caldwell and Ashe Turnpike Company, passed at the session of the General Assembly of 1846-47;

The bill to amend an act, entitled an act to incorporate the town of Kinston, in the county of Lenoir, were read the third time and passed, and ordered to be engrossed.

The bill to secure the more speedy and certain administration of Justice, was taken up, read the second time, and, on motion of Mr. Bynum, postponed to the first day of March next.
The bill to exempt persons of 65 years of age, and upwards, from serving as Jurors, was read the second time, and, on motion of Mr. Bynum, postponed until the first day of March next.

The bill to prevent the obstruction of the passage of Fish at inlets on the Sea coast of this State, was read the second time and passed.

The bill to amend and alter an act passed in 1848-'49, entitled an act, to lay off and establish a county by the name of Watauga, chapter 25, was read the second time, and, on motion of Mr. Woodfin, ordered to lie on the table.

Mr. Thomas called up the bill to establish a new county by the name of Jackson; which, on motion of Mr. Joyner, was postponed until to-morrow.

On motion of Mr. Woodfin, the bill to lay off and establish a new county by the name of ———, was taken up and recommitted to the Committee on Propositions and Grievances.

The bill to amend an act passed at the session of 1844-'45, entitled an act to amend the 7th section of Revised Statutes, entitled Guardian and Ward, was read the third time and rejected.

Mr. Speight moved to reconsider the vote by which the bill to exempt persons of 65 years of age, and upwards, from serving as Jurors, was postponed until the first day of March next; which was agreed to.

And the question recurring on the passage of the bill on its second reading, was determined in the negative: Yeas 15, nays 28.

Mr. Pender demanded the yeas and nays.
Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Barrow, Barringer, Berry, Bower, Bond, Bunting, Bynum, G. W. Caldwell, Cameron, Cannady, Clarke, Davidson, Drake, Hargrave, Herring, Hester, Jones, Joyner, Lane, Lillington, McMillan, Rogers, Sherrod, Speight, Thompson, Williamson, Woodfin and Watt—28.

The bill concerning Divorces was taken up, and pending the question on the passage of the same on its second reading,

The Senate then took a recess until 3 o'clock.

THREE O'CLOCK, P. M.

The Senate now proceeded to the consideration of the unfinished business of the last session, viz: the bill concerning Divorces; the bill was read the second time and rejected.

The bill to amend the act of 1846-'47, chapter 12, was read the second time and passed.

The bill to protect the patrol, was read the second time, and, on motion of Mr. Gilmer, indefinitely postponed.

The Senate now proceeded to take up the special order of the day, viz: The Resolutions on the subject of Slavery.
On motion of Mr. Shepard the 5th Resolution was amended.

Mr. Bower moved the following additional Resolution, as amended, which was adopted, viz:

Resolved, That the Governor of this State is hereby requested to forward a copy of these resolutions to the Governor of each State in this Union, with a request that they be submitted to the Legislature of said States; and also that a copy be sent to our Senators and Representatives in Congress, with a request that they lay them before their respective Houses.

Mr. Lillington moved to amend, by striking out the word "is," in the first clause of the 5th resolution, after the words United States, and insert the following, viz: "is a form of government the result of."

The question on agreeing to the amendment was decided in the negative: Yeas 22, nays 26.

Mr. Lillington demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Bynum moved to amend the same, by inserting the words "the people of" in the third line, between the words
"between" and "sovereign;" which amendment was rejected: Yeas 24, nays 24.

Mr. Bynum demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Speaker Edwards voted in the negative.

Mr. Bynum moved to amend, by inserting the words "or to the people thereof," after the word "respectively," in the 4th line, which amendment was unanimously adopted.

Mr. Bynum demanded the yeas and nays.

Those who voted in the affirmative, are:


In the negative, none.

Mr. Lillington moved the following additional Resolution, as amended, viz:
Resolved, That the said Constitution was formed, not by the Governments of the component States, as the Federal Government, for which it was substituted, was formed, nor was it formed by a majority of the people of the United States as a single community in the manner of a consolidated Government. It was formed by the States, that is by the people in each of the States, acting in their highest sovereign capacity, and formed consequently by the same authority which formed the State Constitutions. Being thus derived from the same source as the Constitutions of the States, it has, within each State, the same authority as the Constitution of the State, and is as much a Constitution, in the strict sense of the term, within its aforesaid sphere, as the Constitutions of the States are, within their respective spheres; but with this obvious and essential difference, that being the result of a compact among the States in their highest sovereign capacity, and constituting the people thereof one people for certain purposes, it cannot be altered or annulled at the will of the States individually, as the Constitution of a State may, at its individual will.

The question on agreeing to said amendment was determined in the negative: Yeas 21, nays 27.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Gilmer moved to amend the resolutions by striking out all after the word Resolved, and inserting as a substitute the Resolutions heretofore introduced by him and referred to the Select Committee on the subject of Negro Slavery.
Mr. Bower called for a division of the question.

Mr. Bynum moved the Senate do now adjourn, which motion was decided in the negative: Yeas 23, nays 25.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Bynum moved to postpone the consideration of the amendments until to-morrow 11 o'clock.

Mr. T. R. Caldwell called for the yeas and nays.

Whereupon, on motion of Mr. Eborn, the Senate adjourned until to-morrow morning, 10 o'clock.

Friday, Jan. 10.

The Senate met according to adjournment.

Mr. Barringer, from the Committee on Propositions and Grievances, to whom was referred a memorial praying for the emancipation of a slave belonging to the estate of the late
Col. John Roberts, reported the same back to the Senate, and asked to be discharged from its further consideration. Discharged accordingly.

Mr. Bynum moved that the memorial be recommitted to the said Committee, with instructions to report a bill in favor of the emancipation of the said slave; which motion was disagreed to.

Mr. Drake moved to reconsider the vote of yesterday, concurring in the report of the Committee appointed to superintend the election of two Trustees of the University; which was not agreed to.

When, on motion of Mr. Drake, the said report was withdrawn.

Mr. Hoke moved to reconsider the vote by which the bill concerning the Patrol, was indefinitely postponed.

Mr. Haughton moved to lay the said motion on the table. Agreed to.

Mr. Lane moved to reconsider the vote by which, on yesterday, was rejected the resolution declaring that no private bill shall be introduced into the Senate, after Monday, the 13th instant; which was agreed to.

The resolution was then read and passed.

Mr. Drake, from the Committee appointed to superintend the election of two Trustees of the University, reported that no one of the persons in nomination having received a majority of the votes given, there is no election.

Concurred in.

Mr. Shepard, from the Committee on Education and the Literary Fund, to whom was referred a resolution instructing them to enquire into the expediency of draining certain
lands in Carteret county, reported to the Senate, the following Resolution and recommended its passage, viz:

*Resolved*, That the President and Directors of the Literary Fund be directed to inquire into the practicability and expediency of draining certain lands in Carteret county, known as the "open ground Prairie," and should they deem it advantageous to do so, to commence the draining of said lands, and for that purpose five thousand dollars are hereby appropriated out of the Literary Fund.

The said Resolution was read the first time and passed.

Mr. Shepard, from the Committee on Education and the Literary Fund, to whom was referred the bill to provide for the more efficient and economical application of the proceeds of the Literary Fund, reported the same back to the Senate, and recommended its rejection.

Ordered to lie on the table.

Mr. Cameron, from the Committee on Corporations, to whom was referred the bill to incorporate a Bank in the town of Wadesboro', in the county of Anson, reported the same back to the Senate, and recommended its rejection.

Ordered to lie on the table.

Mr. Thomas, from the Committee to whom was referred the memorial of Josiah O. Watson, reported a bill for his relief, and recommended its passage.

The bill was read the first time and passed.

Mr. Thomas, from the Committee on Internal Improvements, to whom was referred the bill to authorise Commissioners to lay off a road from the town of Rutherfordton, to the town of Marion, reported the same back to the Senate, and recommended its passage.

Ordered to lie on the table.

Mr. Shepard, from the Committee on Education and the
Literary Fund, to whom was referred a resolution in relation to the Swamp Lands belonging to the Literary Fund, reported the same back to the Senate, and asked to be discharged from its further consideration.

Mr. Cameron, from the Committee on Corporations, to whom was referred the bill to extend the corporate limits of the town of Jacksonville, in the county of Onslow, reported the same back to the Senate, and recommended its passage.

Mr. Nixon introduced a bill to amend an act, passed in the year 1848-'49, entitled an act to extend the limits of the town of Wilmington, and for other purposes; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.

Mr. Bunting introduced the following Resolutions, viz:

Resolved, That the Literary Board be authorised to loan to the Trustees of the Clinton Female Institute, in the county of Sampson, the sum of three thousand dollars, out of any monies in their hands belonging to the Literary Fund, not otherwise appropriated.

Resolved, That the Trustees give bond with good and sufficient security for the payment of the interest semi-annually on the same, and the ultimate payment of the principal money so borrowed.

Read the first time and passed.

Mr. Lane introduced a bill to authorise Hezekiah Andre, late Sheriff of Randolph county, to collect arrears of taxes due him; which was read the first time and passed, and, on his motion, referred to the Committee on Claims.

On motion of Mr. Berry,

Resolved, That a message be sent to the House of Com-
mons, proposing to adjourn the two Houses of the General Assembly sine die, on the 22d January, 1851.

On motion of Mr. Davidson,

Resolved, That the Governor and President of the Literary Board be requested to inform the Senate in what counties the School Fund, as mentioned in the report of the said Board, lie unemployed, and the name of the Chairman of the Board of Superintendents in each of such counties. Also, from what counties no returns have been made by the Chairmen of the Board of Superintendents and the names thereof.

Mr. Hoke moved to take up the motion, which had been laid on the table, to reconsider the vote by which the bill concerning the Patrol, was indefinitely postponed; which was carried.

The motion to reconsider was then agreed to, and the bill ordered to lie on the table.

The bill to incorporate the Wilmington Gas Light Company was read the second time and passed.

The bill granting original and exclusive jurisdiction of all cases, where the intervention of a jury may be necessary, to the Superior Courts of Law for Columbus county, was read the second time, the amendments recommended by the Committee agreed to, and passed as amended.

The Senate now proceeded to the consideration of the unfinished business of yesterday, viz.: The resolutions on the subject of Slavery.

On motion of Mr. Gilmer, the resolutions offered by him as a substitute for the resolutions reported by the Committee, were withdrawn.
Whereupon, Mr. Gilmer moved the following additional resolutions as an amendment, viz:

1. Resolved, That the people of North Carolina cherish a deep attachment, and feel a loyal devotion, to the Union of the States, and, in the opinion of this General Assembly, will never give their consent to a dissolution of that Union, except in a case of extreme necessity, which has not yet occurred, and which our hopes and wishes for our country forbid us to think will occur.

2. Resolved, That in the series of measures adopted by the Congress of the United States, at their last session, for the settlement of the agitation growing out of the Institution of slavery, this General Assembly recognizes a compromise and adjustment of questions difficult and alarming in their character and tendency; and, as such, these measures have, in the opinion of this General Assembly, the approval, and will command the hearty support, of the people of North Carolina.

3. Resolved, That while the people of this State approve, and will sustain, as a whole, this series of measures, yielding objections which they may have to any particular of the series, they have a right to expect, do expect, and will insist upon, a like support of the whole, and like yielding of objections to any particular measure, in those portions of the Union in which that is deemed objectionable, which by the people of North Carolina is regarded as important and valuable; and while North Carolina thus discharges, from patriotic love of the Union and the Constitution, and a solemn conviction of the inestimable value, to the whole country and to the world, of our Constitutional Union, her whole duty in the premises, she confides in the same patriotic and just sentiments influencing the great body of the American people, for a like performance of their whole duty, in every State and portion of the Union.

4. Resolved, That the act passed at the last session of Congress, commonly called the Fugitive Slave Law, is in exact accordance with the Constitution, just and fair in each and all its provisions, and entirely consistent with the usages of Law, in other cases of a like kind, and, therefore, is liable to no objection which does not lie against the Constitution itself; that to repeal it, or materially alter its provisions,
would be an act of injustice and bad faith, well calculated to alarm the whole of the slaveholding States, to destroy their confidence in the honesty and fair purposes of the people of the States concurring in such repeal or alteration, and produce such alienation and distrust as would render the further maintenance of the Union very difficult, if not utterly impossible.

5. *Resolved*, That the faithful execution of the Fugitive Slave Law, in the free States, is necessary to the preservation of the Union; is a plain duty binding the Government and the people of the United States, demanded by every consideration of justice and fair dealing, and cannot be denied or evaded, without a manifest violation of a fundamental condition of our *Constitutional* Union, unworthy the American character, and not to be patiently borne by American freemen. But confiding in the justice and patriotism of the great body of the people of the free States, this General Assembly will not anticipate so sad and unwelcome an event as the repeal, essential modification, or non-execution of this law, and therefore declines now to declare what measures should or would, in that event, be taken by the people of North Carolina, such a declaration being easily interpreted into a premature menace upon a contingency, which may never happen, and likely to aid in producing the very state of things to which it would refer, and which all good and patriotic men sincerely desire to prevent.

6. *Resolved*, That in any event which may happen, this General Assembly does not doubt that the people of North Carolina will be found prepared to adopt, with coolness and wisdom, and maintain, with steady firmness and perseverance, such measures as the emergency may require; first, to maintain their rights and honor, in the Union, by constitutional means; and secondly, when such a course shall be demanded, by stern necessity, and only then, to insure the preservation of these rights and that honor, out of the Union, by such means, *beyond the Constitution*, as the necessity of the case may require, their wisdom may devise, and their strength enable to render effectual.

7. *Resolved*, That the Governor be requested to transmit copies of these Resolutions to the Governors of the other States of the Union, and our Senators and Representatives, with the request that they be laid before Congress and the Legislatures of the several States.
The said Resolutions being read, the question on their adoption was determined in the negative: Yeas 18, nays 30.

Mr. Gilmer demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. T. R. Caldwell moved to amend the 4th Resolution, by striking out all after the word “to” in the fourth line, and inserting, “issue his proclamation commanding the several Sheriffs in this State to hold an election at the various election precincts, in their respective counties, for delegates to a State Convention, to assemble in the city of Raleigh, at such time as he in his wisdom may deem proper, to take into consideration the solemn duties which they may owe to the freemen of this State, in accordance with their then existing relations with the Federal Government, and each county in this State shall be entitled to as many delegates in said Convention, as it has representatives in the House of Commons, and said delegates shall be elected under the same rules and regulations and restrictions as are applicable to the election for members of the House of Commons.”

The amendment being read, Mr. Berry called for a division of the question, and the question being first taken on striking out, was determined in the negative: Yeas 17, nays 30.
Mr. T. R. Caldwell demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Shepard moved to strike out the whole of the third Resolution.

Mr. Cameron moved to amend said Resolution as follows, viz: Strike out the words "North Carolina would and ought to regard as entirely inconsistent with her longer continuance in the Union" in the 6th and 7th lines, and add the following at the end of said section, to wit: "would be inconsistent with her rights and safety."

Subsequently, Mr. Cameron withdrew his motion, which was renewed, on motion of Mr. Haughton.

Mr. Cameron called for a division of the question, and the question being first taken on striking out, was decided in the negative: Yeas 18, nays 30.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Barrow, Barringer, Berry, Power, Bunting, Bynum, G. W.
The Senate then took a recess until 3 o'clock.

Three o'clock, P. M.

Received from the House of Commons, sundry recommendations for Justices of the Peace; which were read and concurred in.

The Senate now proceeded to the consideration of the unfinished business of the morning, viz: the resolutions on the subject of Slavery.

On motion of Mr. Shepard, his motion to strike out the third Resolution was withdrawn.

Mr. Caldwell, of Burke, moved the following additional Resolution as an amendment, to be inserted between the third and fourth Resolutions, viz:

Resolved, That whenever any one of the contingencies mentioned in the foregoing Resolution, shall have arisen, the Governor of this State be, and he is hereby required, to issue his Proclamation commanding the several Sheriffs of this State to hold an election at the various election precincts, in their respective counties, for delegates to a State Convention to assemble in the city of Raleigh, at such time as he may deem proper, to take into consideration the solemn and important duties which they may owe to the freemen of North Carolina, in accordance with their then existing relations with the Federal Government; and the said Convention
shall have no power to propose or make any alteration in our State Constitution, and each county in this State shall be entitled to as many delegates in said Convention as it has Representatives in the House of Commons, and said delegates shall be elected under the same rules and regulations and restrictions as are applicable to the election of members for the House of Commons.

The question on the adoption of the Resolution, was decided in the negative.

Mr. T. R. Caldwell called for the yeas and nays.

Those who voted in the affirmative, are:

Messrs. Arendell, Barringer, Bond, Bynum, T. R. Caldwell, Gilmer, Grist, Haughton, Kelly, Lane, Malloy, Richardson, Sessoms, Thomas and Woodho—15.

Those who voted in the negative, are:


Mr. Bynum moved to amend the third Resolution, as follows, viz: Strike out all after the words “North Carolina,” to the word “Union,” and insert “will and ought to resist, even as a last resort, to a disruption of every tie which binds her to the Union.”

Mr. Watson called for a division of the question, and the question being first taken on striking out, was determined in the negative: Yeas 20, nays 26.

Mr. Bynum demanded the yeas and nays.

Those who voted in the affirmative, are:

30
Those who voted in the negative, are:


Mr. Haughton moved to amend said resolution as follows, viz: Strike out all between the word “Assembly and the words “the abolition,” and add the following at the end of said section, to wit: “would endanger the preservation of the Union.”

The question on agreeing to said amendment was decided in the negative: Yeas 19, nays 25.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Bynum moved the following as an additional amendment, viz:

Resolved. That in the opinion of this General Assembly, there is a Government of the United States, having a Constitution adopted by the people of the several States, acting in their highest sovereign capacity.
The question on the adoption of said Resolution, was determined in the negative : Yeas 20, nays 24.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Haughton moved to take the question on the passage of the several Resolutions separately, which was carried.

The question being now taken on the passage of the first Resolution, was decided unanimously in the affirmative, as follows, viz:

Those who voted in the affirmative, are:


The question on the adoption of the second Resolution, was determined in the affirmative, as follows, viz:

Those who voted in the affirmative, are:

In the negative, none.

Mr. Cameron moved to amend the third Resolution, by striking out the words "continuance in," and inserting in lieu thereof, the words "maintainance of," which was carried: Yeas 28, nays 18.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Hoke moved to reconsider the vote on agreeing to the amendment of Mr. Cameron, and the question being taken on the motion to reconsider, was determined in the negative: Yeas 20, nays 24.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

So the Senate refused to reconsider.

Mr. Hoke moved to strike out the whole of the third Resolution, and offered the following as a substitute, viz:

Resolved, That the people of North Carolina, as an organized political community, have the right to withdraw from the Union, whenever a majority of the people, in Convention assembled, shall decide a withdrawal necessary, to protect their property or persons from unconstitutional and oppressive legislation by the General Government; or whenever by the failure of the General Government to fulfil its constitutional obligations, the people of the State may deem such a step necessary, in order to secure the enjoyment of the rights, privileges and protection guaranteed to them by the Constitution of the United States; and in such an emergency, a majority of the people of North Carolina, acting through the organized authorities of the State, would be entitled to the sole and undivided allegiance of all her citizens.

Mr. Bynum called for a division of the question, and the question being first taken on striking out, was determined in the negative: Yeas 23, nays 23.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Speaker Edwards voted in the negative.

The question being now taken on the passage of the third
Resolution, was decided in the affirmative: Ycas 33, nays 12.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


On motion of Mr. G. W. Caldwell, the Senate adjourned until to-morrow morning, 10 o'clock.

Saturday, Jan. 11.

The Senate met according to adjournment.

Received a message from the House of Commons, stating that they have passed the following Engrossed Bill, in which they ask the concurrence of the Senate, viz:

A bill to incorporate the Trustees of Graham Institute, a Seminary of learning, to be established in or near the town of Graham, in the county of Alamance.

The said bill was read the first time and passed.

Also, a message proposing that the Joint Select Committee on the Financial Affairs of the Deaf and Dumb Asylum,
be empowered to send for persons and papers, and to examine persons on oath.

The proposition was concurred in.

Mr. Bynum presented the memorial of sundry persons of Cherokee county, in relation to the Cherokee Indians, which was read, and, on his motion, ordered to lie on the table.

Mr. Thomas presented the memorial of sundry persons, praying for the passage of an act to incorporate the Indian Mission School; which, on his motion, was referred to the Committee on Education and the Literary Fund.

Mr. Joyner introduced a bill to compensate the Clerk of the Public Treasurer for additional duties required by law, to be performed by him; which was read the first time and passed, and, on his motion, referred to the Committee on Propositions and Grievances.

Mr. Shepard introduced a bill for the better government of the town of Elizabeth City, in the county of Pasquotank, and for other purposes; which was read the first time and passed.

Mr. Clarke, from the Joint Select Committee, to whom was referred the report of the Adjutant General, on the State Arsenal at Fayetteville, reported to the Senate the following Resolution, viz:

Resolved, That Duncan G. McRae be authorised to have the State Arsenal at Fayetteville so constructed and repaired, as to preserve the arms of the State, and that the Governor be authorised to draw on the Treasurer for monies to defray the expenses of the same, not exceeding six hundred dollars.

Received a message from the House of Commons, proposing to go into the election of two Trustees of the Universi-
ty at half past 11 o'clock; which was concurred in, and the House of Commons informed that Messrs. Cannady and Grist constitute the Senate branch of the Committee to superintend said election.

Mr. Bower presented the petition of sundry persons of Watauga county, to abolish Jury trials in said county; which, on his motion, was referred to the Committee on Propositions and Grievances.

Received a message from the House of Commons, stating that they have passed the following Engrossed Bills, in which they ask the concurrence of the Senate, viz:

A bill to incorporate the town of Concord, in the county of Cabarrus; and,

A bill to incorporate Cedar Hill Division, No. 16, of the Sons of Temperance.

The said bills were read the first time and passed.

Received a message from the House of Commons, stating that the hour of half past 11 having arrived, that body would proceed to vote, on the return of the messenger, for two Trustees of the University; and that Messrs. L. B. Sanders and Peter Adams form the Senate branch of the Committee to superintend said election.

The Senate, under the superintendence of Messrs. Cannady and Grist, then proceeded to vote as follows:

**FOR D. S. REID:**

Messrs. Speaker, Barrow, Berry, Bower, Bunting, G. W. Caldwell, Cameron, Cannady, Clarke, Collins, Drake, Eborn, Hargrave, Herring, Hester, Haughton, Hoke, Jones, McMi lan, Nixon, Rogers, Sherrod, Speight, Thomas, Thompson, Watson, Williamson, Wooten and Watt —29.

**FOR W. W. AVERY:**

Messrs. Barnard, Berry, Bower, Bunting, G. W. Caldwell, Cameron,
Cannady, Clarke, Collins, Drake, Hargrave, Hester, Hoke, Jones, Mc-
Millan, Nixon, Rogers, Sherrod, Speight, Thompson, Watson, Willam-
son, Wooten and Watt—24.

FOR J. H. HAUGHTON:
Messrs. Speaker, Arendell, Barnard, Bond, T. R. Cal'dwell, Davidson,
Eborn, Gilmer, Grist, Herring, Joyner, Kelly, Lane, Lillington, Malloy,
Pender, Richardson, Sessoms, Shepard, Thomas, Washington, Willey
and Woodfin—23.

FOR MR. STEELE:
Messrs. Arendell, Barnard, Bond, T. R. Caldwell, Davidson, Gilmer,
Grist, Haughton, Joyner, Kelly, Lane, Lillington, Malloy, Pender, Rich-

Received from the House of Commons a message, stating
that they disagree to the proposition of the Senate to adjourn
on the 22d instant.

Received also a message from the House of Commons,
proposing to raise a Joint Select Committee of three on the
part of each House, to examine into the business before the
General Assembly, and report the earliest practicable day for
adjournment.

The proposition was agreed to, and Messrs. Bower, Joy-
ner and Williamson appointed the Committee on the part of
the Senate, and the House of Commons informed thereof.

Received a message from the House of Commons, stating
that they have passed the following resolution, in which they
ask the concurrence of the Senate, viz:

Resolved, That the principal Clerks of the two Houses be,
and they are hereby, authorised to employ one or more ad-
ditional assistant Engrossing Clerks, as they may be needed
for the present General Assembly, and that they shall be paid
the same amount per diem, as the other Engrossing Clerks
are now paid by law.

The said resolution was read the first time and passed,
and, on motion of Mr. Bower, the rule was suspended, and the resolution read the second and third time, passed, and ordered to be enrolled.

The Senate resumed the consideration of the resolutions on the subject of Negro Slavery.

The question being on the adoption of the 4th Resolution and pending, when the Senate adjourned on yesterday, and the question being now put on the passage of the said Resolution on its third reading, was determined in the affirmative: Yeas 39, nays 6.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The 5th Resolution being read, Mr. Joyner moved to amend the same in the second line, by inserting after the word between, and before the word sovereign, "the people of," which was rejected: Yeas 20, nays 25.

Mr. Bynum moved to amend the same, by inserting after the word "is," in the fourth line, "a form of Government, the result of," which was carried: Yeas 23, nays 22.

Mr. Hoke moved to reconsider the vote by which, on yesterday, the third resolution was adopted.

The question being taken on the motion to reconsider, was decided in the negative: Yeas 15, nays 31.
Mr. Bynum demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Hoke now moved to lay the 5th Resolution on the table, which was carried: Yeas 26, nays 20.

Mr. Hoke demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Bond moved the following additional Resolution as an amendment, viz:

Resolved, That in the opinion of this Legislature, the people of North Carolina are as devotedly attached to the Constitution of the United States and the Government thereof, as any of their sister States; and that they as sincerely desire peace, harmony and brotherly love to prevail through.
out their borders; and that they are as firm in their determinations to participate in and enjoy an equal share of all those rights, privileges and advantages secured to them by the Constitution. They are also willing to acquiesce in and abide by those acts passed at the last session of Congress, commonly called the Compromise Acts, and they respectfully invite their sisters of the South to accept of, and abide by, said Compromise with them, as a common platform, upon which they can all stand, and that they pledge themselves, each to the other, that upon the modification or material alteration of any of those acts by which their rights are further invaded, and their property rendered insecure, they will unitedly assume the right to protect themselves, their property, and their honor; and that they will resort to all those means, constitutionally or otherwise, which the God of nature has given to protect, defend and maintain their rights and their honor.

The said resolution being read, the question on its adoption was determined in the negative: Yeas 20, nays 23.

Mr. Bond demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Hoke moved the following additional resolution as an amendment, viz:

Resolved, That the people of North Carolina, as an organized political community, have the right to withdraw from the Union, whenever a majority of the people, in Convention assembled, shall decide a withdrawal necessary to protect
their property or persons from unconstitutional and oppressive legislation by the General Government, or whenever, by the failure of the General Government to fulfill her constitutional obligations, the people of the State may deem such a step necessary, in order to secure the enjoyment of the rights, privileges, and protection guaranteed to them by the Constitution of the United States; and, in such an emergency, a majority of the people of North Carolina, acting through the organized authorities of the State, would be entitled to the sole and undivided allegiance of all her citizens.

Mr. Bynum objected to the resolution as being not in order, the same having heretofore been offered and rejected.

The Speaker decided that the resolution having heretofore been offered as a substitute for the third resolution, and rejected, did not preclude its introduction again as a separate and distinct proposition.

Mr. Bynum appealed from the decision of the Chair, and the question, "Shall the decision of the Chair stand as the judgment of the Senate?" being put, was determined in the affirmative.

So the Speaker was sustained.

The Senate then took a recess until 3 o'clock.

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Three o'clock, P. M.

Mr. Grist, from the Committee appointed to superintend the election of two Trustees of the University, reported that D. S. Reid had received 90 votes, W. W. Avery 75 votes, J. H. Haughton 60 votes, and W. L. Steele 61 votes; that D. S. Reid, having received a majority of the votes given, was duly elected, and that no other person had received such majority.
Mr. Bynum introduced a resolution in favor of Joseph King, which was read the first time and passed.

Received from the House of Commons sundry recommendations of Justices of the Peace, which were read and concurred in.

The Senate now resumed the consideration of the unfinished business of the morning, being the amendment pending at the time of taking the recess, viz: the amendment offered by Mr. Hoke.

Mr. Joyner moved to amend the amendment, by adding to the same the following proviso, viz:

"Provided, nevertheless, That the right of withdrawal from the Union of the United States, asserted in this resolution, is not a Constitutional right, but a natural right of all people to resist great and unsufferable wrong and oppression; and it involves all the consequences of civil war, if the Government of the United States shall determine to enforce the wrong and oppression which may induce such withdrawal."

Mr. Williamson moved to lay the resolution, together with the amendment, on the table.

The question thereon was determined in the affirmative: Yeas 24, nays 22.

Those who voted in the affirmative, are:


Those who voted in the negative, are:
Messrs. Barrow, Berry, Bunting, G. W. Caldwell, Cannady, Clarke,
Collins, Drake, Hargrave, Herring, Hester, Hoke, Jones, McMillan, Nixon,
Pender, Rogers, Sherrod, Speight, Thompson, Watson and Wooten

The next resolution being read, Mr. G. W. Caldwell
moved that it be laid on the table; which motion was not carried.

The resolution then passed its third reading, and ordered
to be engrossed.

The bill to provide for the registration of Births, Marriages,
and Deaths, in the State of North Carolina;
The bill to incorporate Mocksville Lodge, No. 131, of Ancient
York Masons, in the town of Mocksville;
The bill to incorporate the Catawba Bridge Company;
and
The bill to amend the 25th chapter of the Revised Statutes,
entitled an act concerning Coroners; were severally
read the second time and passed.

The bill to extend the time of registering Grants, Mesne
Conveyances, Powers of Attorney, Bills of Sale, &c., was
read the second time, amended, on motion of Mr. Washington,
and passed as amended.

The bill to incorporate the Concord and Taylorsville
Plank Road Company;
The bill to incorporate the Tuckasege and Keowee Turnpike
Company; and
The bill to incorporate the Tuckasege and Nantahala Turnpike Company; were read the second time and passed.

The bill to incorporate the North Carolina Mining and
Manufacturing Company, was read the second time, amended,
on motion of Mr. Bynum, and passed.

The bill to incorporate the Rock Island Manufacturing
Company, was read the second time and passed.
On motion of Mr. Gilmer, the Senate adjourned until Monday morning, 10 o'clock.

MONDAY, JAN. 13.

The Senate met according to adjournment.

Mr. Lillington presented the memorial of sundry citizens of the county of Davie, praying that a road be laid off from Salisbury by Fisher's Mill, Mocksville and Huntsville, to Rockford, in the county of Surry; which, on his motion, was referred to the Committee on Propositions and Grievances.

The following bills were introduced, read the first time and passed, viz:

By Mr. Speight: A bill to incorporate Contentnea Lodge, of the Independent Order of Odd Fellows, in the town of Snow Hill.

Also, a bill to incorporate Radiance Lodge of Ancient York Masons, in the town of Snow Hill.

Mr. G. W. Caldwell introduced a bill to amend an act, entitled an act, to incorporate the town of Charlotte, in the county of Mecklenburg; which was read the first time and passed, and, on his motion, referred to the Committee on Corporations.

Mr. Washington introduced a bill for the promotion and encouragement of manufactures in this State; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.
Mr. Gilmer a bill concerning Deeds of Trust and Marriage settlements; which was read the first time and passed, and, on his motion referred to the Judiciary Committee.

The Speaker announced that Messrs. Watson and Arendell constitute the Senate branch of the Committee on Enrolled Bills for the present week.

Received a message from the House of Commons, stating that they have passed the following Engrossed Bills, in which they ask the concurrence of the Senate, viz:

A bill to incorporate the Milton Savings Institution;
A bill to incorporate Cold Stream Division, No. 30, Sons of Temperance;
A bill to incorporate Lumberton Division, No. 44, Sons of Temperance;
A bill to incorporate Pasquotank Division, No. 21, Sons of Temperance;
A bill to incorporate Samaritan Lodge, No. 31, Independent Order of Odd Fellows, at Chapel Hill;
A bill to incorporate Talula Encampment, No. 8, Independent Order of Odd Fellows, of the town of Elizabeth City;
A bill to incorporate Rising Sun Division, No. 144, Sons of Temperance, in the town of Edenton;
A bill to incorporate Raleigh Chapter, No. 10, Royal Arch Masons, in the City of Raleigh;
A bill to incorporate Oxford Division, of the Sons of Temperance;
A bill to incorporate the town of Graham, in the county of Alamance; and,
A bill to repeal a portion of an act, entitled an act, authorising the Seaboard and Roanoke Rail Road Company to issue bonds, passed at the present session of the General Assembly.

The said bills were read the first time and passed.
A message was sent to the House of Commons stating that the Senate have passed the following Engrossed Bills and Resolutions, in which they ask their concurrence, viz:

A bill to facilitate the taking of Testimony before Referees, Arbitrators or other Commissioners;

A bill to amend an act, entitled an act, to incorporate the town of Franklinsville, in the county of Randolph, passed at the session of 1846-7;

A resolution authorising the payment of travelling expenses and Clerk hire to the agent to procure Historical Documents, &c.;

A bill to extend the authority of the Commissioners of the town of Plymouth;

A resolution in favor of P. B. Williams, late Sheriff of Pitt county;

A bill for the relief of Benj. M. Selby, Sr., late Sheriff of Pitt county;

A bill to amend the act incorporating the town of Rutherfordton;

A bill to repeal a part of the act of 1848-49, chapter 77th, imposing a tax on the income of vessels;

A bill to amend an act, entitled an act, to amend an act passed in 1830, entitled an act, to incorporate the Wilmington and Raleigh Rail Road Company;

A bill to incorporate Union Institute, in Randolph county, a Normal College; and,

A resolution on the subject of Negro Slavery.

Mr. Herring introduced a bill for the better regulation of the Wardens of the Poor, for the county of Duplin, and for other purposes; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.

Mr. Hester introduced a bill to incorporate Person Lodge
of Free and Accepted Masons: which was read the first time and passed.

Received a message from his Excellency, the Governor, by his Private Secretary, Mr. Settle, transmitting a communication from the President of the Convention of the people of Maryland, inclosing a Report and Resolution passed by that body, in relation to the Compromise measures enacted by the present Congress. Also, Resolutions passed by the Legislature of the State of Vermont, for the promotion of peace, accompanied by a letter of his Excellency, the Governor of that State, requesting that the same may be laid before the Legislature of this State.

Ordered that the same be printed and sent to the House of Commons.

Received from the House of Commons the resignation of sundry Justices of the Peace, which were accepted.

The recommendation of sundry Justices of the Peace, were read and accepted, and sent to the House of Commons for their concurrence.

The bill supplemental to an act passed at the present General Assembly, entitled an act to establish a new county by the name of Hooper, was read the second time and passed.

The bill to prohibit the right of appeal in certain cases and extending the same in others, was read the second time, and, on motion of Mr. Kelly, ordered to be laid on the table.

The bill concerning Jurors was read the second time, and, on motion of Mr. Bynum, indefinitely postponed.

The bill concerning the duties of Clerks was read the second time and passed.
The bill more effectually to prevent the migration of free negroes or mulattoes into this State, &c., was read the second time.

Mr. Berry moved to amend the bill, in the 7th line of the first section, by striking out "five" and inserting "thirty."

Mr. Pender moved to amend the amendment by inserting "forty;"

Mr. Kelly moved to amend by inserting "fifty;" and

Mr. Bynum moved to amend by inserting "ninety."

The question being taken on the highest number, was rejected.

The question was then taken on the motion to insert fifty, which was not carried.

The question being then taken on inserting forty, was agreed to: Yeas 22, nays 22.

There being a tie, the Speaker voted in the affirmative.

Mr. Washington moved to amend the 6th section by adding the following proviso, viz:

"Provided, however, That this shall not extend to any free negro while engaged in the Shad and Herring fisheries or in getting Staves or Shingles."

Mr. Kelly moved to amend the amendment by adding "or in ditching," which was carried. And the question being put on agreeing to the amendment as amended, was disagreed to.

Mr. Haughton moved to amend the said 6th section by adding the following proviso, which was agreed to, viz:

"Provided, That this section shall not extend to any free
negro who is actually engaged in any lawful employment in any other county."

Mr. Cameron moved to amend the 8th section by inserting between the words "certificate and shall" in the 9th line, the following, viz: unless prevented by unavoidable causes; which amendment was accepted.

Mr. Haughton moved the following as an additional section to the bill, viz: That this act shall be in force from and after the 1st day of July next, and shall be published in two papers in the city of Raleigh, and a paper published in the towns of Washington, Wilmington, Halifax, Edenton, Elizabeth City, Fayetteville, Newbern and Plymouth.

Mr. Lillington moved to amend the amendment by striking out so much thereof, as relates to the publication of the same; which motion was carried.

The amendment of Mr. Haughton, as amended, was then adopted, and the bill passed its second reading.

Mr. Bynum introduced a bill to incorporate Oxford College; and,

Mr. Hester a bill to incorporate Gaston Chapter, No. 10, of Ancient Free and Accepted Masons, in the town of Roxboro, Person county; which bills were read the second time and passed.

On motion of Mr. Shepard,

Resolved, That the Senate Chamber be appropriated to the use of Professor Walter A. Johnson, this evening at 7 o'clock, for the purpose of delivering a lecture on the Coal formation and Minerals of North Carolina.

On motion of Mr. Gilmer,
The Committee on Propositions and Grievances, were instructed to enquire and to settle and report the amount of legal expenditures incurred by John Berry and Hugh Waddell, for the attendance of witnesses at the last session of the Legislature, in execution of a commission issued by order of the Senate, in the case of the contested election of said Berry and Waddell.

The bill to establish a Bank in the town of Greensboro', was read the second time.
Pending the consideration of which,

The Senate took a recess until 3 o'clock, P. M.

THREE o'CLOCK, P. M.

The Senate resumed the consideration of the unfinished business of the morning, being the bill to establish a Bank in the town of Greensboro'.

On motion of Mr. Haughton, ordered to be laid on the table.

The bill to incorporate Richland Academy, in the county of Onslow;
The bill to incorporate Roanoke and Tar River Plank Road Company; and,
The bill to amend an act passed at the session of 1846-'47, entitled an act to incorporate the Orapeake Canal and Turnpike Company; were severally read the second time and passed.

The bill making certain trespasses on land criminal and indictable, was read the second time.
Mr. G. W. Caldwell moved its indefinite postponement; which motion did not prevail. The bill then passed its second reading.

The bill to facilitate the payment of the subscription to the North Carolina Rail Road Company, and to insure the immediate representation of her stock in said Corporation, being taken up, on motion of Mr. Hoke, was ordered to be laid on the table.

The bill to amend the charter of the Wilmington and Manchester Railroad Company was read the second time, the amendments recommended by the Committee on Corporations agreed to, and the bill passed its second reading.

The bill to authorize the sale of lands owned by the State in the counties of Macon and Cherokee, was read the second time and passed.

The following bills were introduced, viz:

By Mr. Haughton: A bill to incorporate the Pittsboro' Mining and Transportation Company.

By the same: A bill to incorporate the Deep River Mining and Transportation Company.

Also, a bill to incorporate the Chatham Mining and Transportation Company.

By Mr. Bond: A bill to incorporate the Governor's Creek Steam Transportation and Mining Company.

By Mr. Haughton: A bill to incorporate the Mining and Transportation Company.

On motion of Mr. Haughton, the said bills were ordered to lie on the table.

Mr. Kelly called up the bill to prohibit the right of appeal in certain cases and extending the same in others; which
was read, and, on his motion, amended, and passed its second reading.

The bill to appoint Commissioners to lay off a public road from the town of Jefferson, in Ashe county, to the Virginia line, was read the second time, amended, on motion of Mr. Bower, and passed.

The resolution in favor of Barnabas Thomas and others, was taken up, read, and, on motion of Mr. Joyner, ordered to be laid on the table.

The resolution concerning the Clerk of the County Court of Gaston was taken up; whereupon, Mr. Kelly offered a bill as a substitute, which was agreed to, and the said bill was then read the second time and passed.

The resolution for opening a communication between Beaufort Harbor and the waters of Pamlico Sound was read the second time and passed.

On motion of Mr. Cameron, the Senate adjourned until to-morrow morning, 10 o'clock.

Tuesday, Jan. 14.

The Senate met according to adjournment.

Mr. Kelly presented the memorial of sundry citizens of Montgomery county, in relation to the construction of a Plank Road from Fayetteville to Concord; which was read, and, on his motion, referred to the Committee on Internal Improvements.
Mr. G. W. Caldwell, from the Committee on the Judiciary, reported favorably the bill requiring Committees of Finance to pass on all County claims.
Ordered to lie on the table.

Mr. Drake, from the Committee on Claims, reported favorably the bill for the relief of Hezekiah Anders, late Sheriff of Randolph county.
Ordered to lie on the table.

Mr. Drake, from the same Committee, made an adverse report on the memorial of Malcolm Gillis, and asked to be discharged from its further consideration.
Discharged accordingly.

Mr. Barringer, from the Committee on Propositions and Grievances, to whom was referred the memorial of sundry citizens of Watauga county, praying for the abolition of Jury causes in said county, reported the same and asked to be discharged from its further consideration.

Mr. Bower presented the memorial of sundry citizens of Watauga county, to change the line between the counties of Watauga and Caldwell; which, on his motion, was referred to the Committee on Propositions and Grievances.

Mr. Woodfin, from the Committee on the Judiciary, to whom was referred the bill to amend an act entitled an act, to make real estate assets, passed at the session of 1846-47, reported the same back to the Senate, and recommended its rejection.
Ordered to lie on the table.

Mr. Woodfin, from the same Committee, reported favorably the bill to prevent more effectually the corruption of the slave population.
Ordered to lie on the table.
Mr. Woodfin, from the same Committee, reported favorably the bill concerning the official bonds of Coroners and Constables.

Ordered to lie on the table.

Mr. Woodfin, from the same Committee, reported favorably the engrossed bill from the House of Commons concerning Depositions.

Ordered to lie on the table.

Mr. McMillan introduced a bill authorizing the election of Special Magistrates for the county of Onslow; which was read the first time and passed, and, on his motion, referred to the Committee on the Judiciary.

Mr. Haughton called up the following bills, which were introduced yesterday and ordered to be laid on the table, viz:

The bill to incorporate the Pittsboro' Mining and Transportation Company;

The bill to incorporate the Mining and Transportation Company;

The bill to incorporate the Deep River Mining and Transportation Company;

The bill to incorporate the Lagrange Mining and Transportation Company;

The bill to incorporate the Governor's Creek Steam Transportation Company; and

The bill to incorporate the Chatham Mining and Transportation Company; which said bills were read the first time and passed.

Mr. Cameron introduced a bill to amend the 3d section of an act passed at the present session of the General Assembly, entitled an act to incorporate the Fayetteville and Southern Plank Road Company; which was read the first time and passed, and, on his motion, the rule was suspended, and said
bill read the second and third times and passed, and ordered to be engrossed.

On motion of Mr. Kelly, the rule which requires that no bill of a public nature shall be sent from the Senate until 12 o'clock the succeeding day, was suspended, and the said bill ordered to be sent forthwith to the House of Commons, asking their concurrence in the same.

Done accordingly.

On motion of Mr. Washington, the rules were suspended, to enable him to introduce the following bills, viz:

A bill authorizing Thomas Hadly to construct a Dam on Big Contentnea Creek, and
A bill to incorporate the Dibble Steamboat Company; which bills were read the first time and passed.

Received a message from the House of Commons, proposing to go into the election of one Trustee of the University, at the hour of half past 11 o'clock this day.

The proposition was concurred in, and Messrs. Sessoms and Thomas appointed to superintend said election on the part of the Senate.

The following bills were read the third time, passed, and ordered to be engrossed:

The bill authorizing Theophilus D. Odham, of Onslow county, to open a passage between Bogue and Bear Inlets, by way of Inshore Creek;

The bill to amend the act of 1846-47, chapter 12;

The bill to repeal a portion of an act entitled an act to erect a Toll Bridge on the Catawba river, between the counties of Caldwell and Catawba, passed at the session of 1848-49;

The bill to prevent the obstruction of the passage of Fish at inlets on the sea coast of this State:
The bill to incorporate the Wilmington Gas Light Company; and,

The bill granting original and exclusive jurisdiction of all cases where the intervention of a Jury may be necessary, to the Superior Courts of Law for Columbus county.

Received a message from the House of Commons, stating that the hour of half past 11 o'clock having arrived, which, by the joint order of the two Houses was agreed upon to vote for one Trustee of the University, the House of Commons would proceed to vote on the return of the messenger, and announcing that Messrs. Ruffin and A. H. Caldwell constitute the House branch of the Committee to superintend said election. The message stated further that the name of Kader Biggs is withdrawn from the nomination.

Mr. Bynum moved that the Senate vote by ballot; not agreed to.

The Senate, under the superintendence of Messrs. Sessoms and Thomas, then proceeded to vote as follows, viz:

FOR W. W. AVERY:

FOR J. H. HAUGHTON:

FOR MR. STEELE:

Mr. Bower, from the Joint Select Committee, appointed by the two Houses to enquire and ascertain the earliest pe-
period at which they may be adjourned consistently with the public interest, reported the following Resolution, viz:

Resolved, That the Speakers of the two Houses adjourn their respective Houses sine die, on Friday the 24th inst., and that the principal Clerks make up their estimates of pay to that time exclusive.

Which resolution was adopted, and sent to the House of Commons for their concurrence.

Received a message from his Excellency, the Governor, by the hands of his Private Secretary, Mr. Settle, transmitting a series of Resolutions, passed by the Convention to revise the Constitution of the State of New Hampshire, in relation to the maintenance of the Constitution of the United States, and the preservation of the Union.

Also, transmitting a communication from G. W. Matthew, British Consul for North Carolina and South Carolina, in relation to the prohibition of the landing of free persons of color at ports in this State; which were read and ordered to be sent to the House of Commons.

Received from the House of Commons a message, accompanied by a message from his Excellency, the Governor, transmitting a communication from David Patton, the late Architect and Superintendent for rebuilding the State Capitol; which was read and ordered to be referred to the Committee on Claims.

The bill to provide for the registration of Births, Marriages and Deaths, in the State of North Carolina, was read the third time, and the question, shall the said bill pass its third and last reading, was decided in the negative: Yeas 17, nays 25.

Mr. Bond demanded the yeas and nays.
Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Williamson moved to reconsider the vote by which the bill to provide for the Registration of Births, &c., was just rejected; which motion was carried.

On motion of Mr. Speight, the said bill was ordered to be laid on the table.

Mr. Thomas, from the Committee appointed to superintend the election of one Trustee of the University, reported that W. W. Avery having received a majority of the whole number of the votes given, is duly elected.

Concurred in.

The bill to incorporate the Tuckasegee and Nantahala Turnpike Company;

The bill to incorporate the Rock Island Manufacturing Company;

The bill supplemental to an act passed at the present General Assembly, entitled an act to establish a new county by the name of Hooper;

The bill to incorporate Mocksville Lodge, No. 134, of Ancient York Masons, in the town of Mocksville;

The bill concerning the duties of Sheriffs; and,

The bill to extend the time of registering grants, mesne conveyances, &c.; were severally read the third time and ordered to be engrossed.
The bill to prohibit the right of Appeal in certain cases, and extending the same in others, was read the third time, amended, on motion of Mr. Kelly, and passed.

Mr. Kelly moved to amend the title of the bill so as to make it read "a bill to extend the right of Appeal in certain cases"; which was agreed to.

Ordered said bill to be engrossed.

The bill making certain trespasses on land criminal and indictable;

The bill more effectually to prevent the migration of free negroes or mulattoes into this State, &c.;

The bill to incorporate the Catawba Bridge Company;

The bill to incorporate Richland Academy, in the county of Onslow;

The bill to incorporate the North Carolina Manufacturing, Mining, and Land Company;

The bill to amend an act passed at the session of 1846-'47, entitled an act to incorporate the Orapeake Canal and Turnpike Company; were severally read the third time, passed, and ordered to be engrossed.

On motion of Mr. Washington,

Resolved, That the use of the Senate Chamber be granted this evening at 7 o'clock, to Hon. L. Williams, for the purpose of a lecture on Coal Formation, as connected with Commerce and Navigation.

Received from his Excellency the Governor, by the hands of his Private Secretary, Thomas Settle, Jr., a message in relation to the Western Turnpike and the Cherokee Lands; which was read and ordered to be sent to the House of Commons, with a proposition that the same be printed.

The Senate took a recess until 3 o'clock, P. M.
THREE o’CLOCK, P. M.

Mr. Bower, from the Committee on Finance, to whom was referred the bill to increase the Revenue of the State, reported the same to the Senate, and recommended its passage.

The bill being read the second time, Mr. Pender moved to amend the same, by adding the following proviso, viz:

"Provided, that this act shall cease to be in operation whenever any of the Banks of this State shall charge more than one per cent. premium on any exchange."

Which motion was not carried.

Mr. Barringer moved to amend the same by striking out $1,000 and inserting $500; which motion was agreed to.

The question, shall the bill pass its second reading, was decided in the negative.

Mr. Washington demanded the ycas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Barnard, Barrow, Berry, Bower, Bunting, T. R. Caldwell, G. W. Caldwell, Cannady, Clarke, Co'ins, Drake, Eborn, Hargrave, Haughton, Herring, Hester, Hoke, Jones, Joyner, Lane, Lillington, Malloy, Pender, Richardson, Rogers, Sessoms, Sherrod, Speight, Thompson, Willey, Williamson, Woodfin, and Watt—33

The bill to incorporate the Roanoke and Tar River Plank Road Company;

The bill to incorporate the Concord and Taylorsville Plank Road Company;
The bill to amend the charter of the Wilmington and Manchester Railroad Company; were severally read the third time, passed, and ordered to be engrossed.

The bill to authorize the sale of lands owned by the State in the counties of Macon and Cherokee, was read the third time.

And the question, shall the bill pass its third reading, was determined in the affirmative: Yeas 38, nays 5.

Mr. Bynum demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Ordered that the bill be engrossed.

The bill to appoint Commissioners to lay off a public road from the town of Jefferson, in Ashe county, to the Virginia line;

The bill to incorporate the Tuckasegee and Keowee Turnpike Company;

The Resolutions for opening a communication between the waters of Pamlico Sound and Beaufort Harbor;

The bill for the relief of John H. Roberts;

The bill to amend the 25th chapter of the Revised Statutes, entitled an act concerning Coroners; were severally read the third time and passed, and ordered to be engrossed.

The bill to authorise Israel Brooks, late Sheriff of Hyde
county, to collect arrears of taxes, was read the second time and passed.

On motion of Mr. Barringer, the Senate adjourned until to-morrow morning, 10 o'clock.

**Wednesday, Jan 15.**

The Senate met according to adjournment.

Mr. Barringer, from the Committee on Propositions and Grievances, to whom was referred two several bills relating to the incorporation of the town of Fayetteville, accompanied by sundry memorials on the same subject, reported the said bills to the Senate, and recommended that they do not pass, and asked to be discharged from the further consideration of the subject.

Discharged.

Mr. G. W. Caldwell, from the Committee to whom was referred the subject relating to the State claim against the General Government for money advanced to the North Carolina volunteers, in the recent war with Mexico, made an adverse report thereon, and asked to be discharged from the further consideration of the subject.

Mr. Kelly, from the Committee on the Judiciary, reported favorably the bill for the better regulation of the Wardens of the poor, for the county of Duplin.

Ordered to lie on the table.

Mr. Lillington, from the same Committee, to whom was referred the bill for electing Judges of the Court of Pleas and
Quarter Sessions, and for other purposes, reported the same with an amendment, and recommended its passage.
Ordered to lie on the table.

Mr. Lillington, from the same Committee, reported favorably the bill concerning Deeds of Trust and Marriage settlements.
Ordered to lie on the table.

Mr. Kelly, from the same Committee, reported favorably the bill entitled a bill to amend an act passed in the year 1848-'49, entitled an act to extend the limits of the town of Wilmington, and for other purposes.
Ordered to lie on the table.

Mr. Woodfin, from the same Committee, reported adversely the memorial of Ephraim Lutz and wife.

Mr. Lillington, from the same Committee, reported favorably the bill to amend an act entitled an act to establish the Commercial Bank of Wilmington.
Ordered to lie on the table.

Mr. Hoke, from the same Committee, reported favorably the bill for the better administration of Justice in the county of Carteret.
Ordered to lie on the table.

Mr. Hoke, from the same Committee, to whom was referred the bill to extend the jurisdiction of Justices of the Peace in certain cases, reported the same and recommended its rejection.
Ordered to lie on the table.

Mr. Hoke, from the same Committee, to whom was referred the Resolution in relation to the advertisements of Sheriffs, made an adverse report thereon, and asked to be discharged from its further consideration.
Discharged accordingly.
Mr. Washington, from the same Committee, reported favorably the bill for the protection of Femes Covert. 
Ordered to lie on the table.

Mr. Washington, from the same Committee, to whom was referred the bill for the promotion and encouragement of manufactures in this State, reported the same, with an amendment, and recommended its passage. 
Ordered to lie on the table.

Mr. Barringer, from the Committee on Propositions and Grievances, to whom was referred the bill to establish a new county by the name of ——, out of parts of Buncombe and Yancy counties, reported the same, with an amendment, and recommended its passage. 
Ordered to lie on the table.

Mr. Drake, from the Committee to whom was referred a Certificate, purporting to have been issued to Isaac Issler, by the General Assembly, at Halifax, January, 1781, for six hundred and sixty pounds, reported the same, and recommended its rejection.

Mr. Lillington, from the Committee on the Hospital for the Insane, to whom was referred the report of the Commissioners, and also the act of the last session, establishing said Hospital, for such amendments as may be necessary, made a report thereon, accompanied by a bill, and recommended its passage.
The said bill was read the first time and passed.

Mr. Woodfin, from the Committee on the Judiciary, reported favorably the bill concerning trials in capital cases. 
Ordered to lie on the table.

Mr. McMillan introduced a bill to incorporate the Bank of Onslow; which was read the first time and passed.
Mr. T. R. Caldwell introduced a resolution in favor of Mr. Hill; which was read the first time and passed, and, on his motion, the rules were suspended, and the said resolution was read the second and third times, passed, and ordered to be engrossed.

The engrossed bill to repeal a portion of an act entitled an act authorizing the Seaboard and Roanoke Railroad Company to issue Bonds, passed at the present session of the General Assembly, was read the second time and passed. On motion of Mr. Joyner, the rule was suspended, and said bill read the third time, passed, and ordered to be enrolled.

The bill empowering the County Courts of Stokes and Forsythe to appoint Superintendents of Common Schools, &c., was read the second time and passed.

The bill to amend an act of 1848-49, to incorporate the Greensboro' and Mount Airy Turnpike Company, was read the second time, amended, and passed.

The bill to authorize Israel Brooks, late Sheriff of Hyde county, to collect arrears of taxes, was read the third time, passed, and ordered to be engrossed.

The bill to change the mode of dividing the proceeds of the Literary Fund among the several counties of North Carolina, was read the second time. On motion of Mr. Thomas, its further consideration was postponed until to-morrow 12 o'clock.

On motion of Mr. Nixon, the rules were suspended to enable him to introduce the following bill, viz:

A bill to incorporate the Cape Fear and Deep River Navigation Company; which was read the first time and passed.
Received from the House of Commons, the pension certificate of Sally Peacock, which was read and countersigned by the Speaker of the Senate.

Received from the House of Commons a message, concurring in the resolution reported from the Joint Select Committee, that the two Houses adjourn on the 24th instant.

On motion of Mr. Woodfin, the rules were suspended to enable him to introduce the following bill, viz:

A bill to alter the line between the counties of Buncombe and Henderson; which was read the first time and passed.

Mr. Washington introduced a bill to amend an act passed at the session of 1848-49, entitled an act to establish a Board of Directors for the Deaf and Dumb Institute, in this State; which was read the first time and passed.

The bill to lay off and establish a public road from Charlotte to Newton, was read the second time and rejected.

The bill to amend the Common School Law, was read the second time, and the amendment reported by the Committee to whom it was referred, adopted.

Mr. Washington moved to amend the bill by adding the following proviso, at the end of the first section, viz:

"Provided, however, That in the trial of any such suit, the said Superintendent shall be allowed to show that he deposited in the Post Office nearest his residence, the returns required of him as aforesaid, in ample time for the same to have reached the Comptroller of the State by the time said report is required to be made, which shall be a complete defence to said action.

The amendment was adopted.
Mr. Joyner moved to amend the first section of the bill by inserting after the words "from Literary Fund," "and the amount appropriated by each county;" which was carried.

Mr. Bunting moved to amend the bill by adding the following additional section, viz:

Be it further enacted, That each Congressional District shall elect from all the Boards of Superintendents by the members of said Board a delegate to meet annually in the city of Raleigh, to take into consideration the operation of the School Law, and to recommend to the Legislature such amendments as in their judgment would be correct and proper; and that said delegates shall be entitled to the same compensation as members of the Legislature, provided said Board does not remain in session more than three days.

Be it further enacted, That the Governor shall be the President of said Board, and shall appoint the time for it to meet.

The amendment was rejected.

Mr. McMillan offered the following as an additional section, which was agreed to:

Be it further enacted, That the Boards of Superintendents authorise the Committee men of the different School Districts to appropriate a portion of their distributive shares of the School Fund to the purchase of suitable Books for said Schools.

The bill then passed its second reading as amended.

The bill to incorporate the Roanoke and Chowan Steamboat Company was read the second time and passed.

The bill concerning the Seaboard and Roanoke Railroad Company was read the second time and passed.
The bill to run the boundary line between Craven and Beaufort counties, was read the second time and passed.

The bill to incorporate a Bank in the town of Wadesboro', Anson county, was read the second time; pending the consideration of which,

The Senate took a recess until 3 o'clock, P.M.

Three o'clock, P.M.

The Senate resumed the consideration of the unfinished business of the morning, being the bill to incorporate a Bank in the town of Wadesboro', in the county of Anson.

Mr. Watson moved to amend the 10th section of the bill, by inserting, after the enacting clause, "That no note shall be issued by the said Bank under the denomination of three dollars;" which was agreed to.

Mr. Jones moved to amend the same, by striking out the proviso at the end of the 10th section; which motion was rejected.

The question being now taken on the passage of the bill on its second reading, was determined in the affirmative: Yeas 27, nays 21.

Mr. Clarke demanded the yeas and nays.

Those who voted in the affirmative, are:

Those who voted in the negative, are:


So the bill passed its second reading.

The bill to authorize Josiah O. Watson to erect a Dam on Neuse River;

The bill to authorize Commissioners to lay off a road from Rutherfordton to the town of Marion;

The Resolution authorizing the President and Directors of the Literary Fund, to appropriate five thousand dollars for the purpose of draining certain lands in Carteret county known as the "open ground Prairie;"

The Resolution authorizing the Literary Board to loan the Trustees of Clinton Female Institute, the sum of three thousand dollars on certain conditions;

The bill for the better government of Elizabeth City;

The Resolution authorizing the repairing of the State Arsenal in the town of Fayetteville;

The bill to extend the corporate limits of the town of Jacksonsville, in the county of Onslow;

The Resolution in favor of Joseph King; and,

The bill to incorporate Gaston Chapter, No. 10, of Ancient Free and Accepted Masons, in the town of Roxboro', in the county of Person; were severally read the second time and passed.

The bill to incorporate Radiance Lodge of Ancient York Masons, in the town of Snow Hill, was read the second time, amended on motion of Mr. Speight, and passed.

The bill to incorporate Oxford College;

The bill to incorporate Person Lodge of Free and Accepted Masons; and,

The bill to incorporate Contentnea Lodge of Independent
Order of Odd Fellows, in the town of Snow Hill, were severally read the second time and passed.

The bill to provide for the more efficient and economical application of the proceeds of the Literary Fund, was read the second time and rejected.

The bill requiring Committees of Finance to pass upon all county claims;

The bill authorising H. Andrews, late Sheriff of Randolph county, to collect arrears of taxes; and,

The bill to incorporate the Governor's Creek Steam Transportation and Mining Company; were severally read the second time and passed.

The bill to incorporate the Pittsboro Mining and Transportation Company, was read the second time, amended, on motion of Mr. Washington, and passed.

The bill to incorporate the Deep River Mining and Transportation Company, was read the second time, amended, on motion of Mr. Washington, and passed.

The bill to incorporate the Chatham Mining and Transportation Company;

The bill to incorporate the Dibble Steamboat Company; and

The bill to incorporate the Mining and Transportation Company; were severally read the second time, amended, and passed.

The bill authorizing Thomas Hadly to construct a Dam on Big Contentnea Creek, was taken up, and, on motion of Mr. Washington, referred to the Committee on Propositions and Grievances.

The bill to incorporate the Lagrange Mining and Transportation Company was read the second time. Mr. Haugh-
ton moved to amend the 5th section, by adding the following proviso, viz:

"Provided, That nothing contained in this act shall be so construed as to except from the payment of tolls to the Cape Fear and Deep River Navigation Companies, or the Cape Fear Navigation Company, any boat employed in the transportation of coal on said rivers."

Mr. Woodfin moved to amend the amendment, by striking out "or the Cape Fear Navigation Company," which was rejected.

The question recurring on the amendment, it was also rejected. The bill thereupon passed its second reading.

On motion of Mr. Joyner, the Senate adjourned until to-morrow morning, 10 o'clock.

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Thursday, Jan. 16.

The Senate met according to adjournment.

Mr. Barringer, from the Committee on Propositions and Grievances, to whom was referred the bill to compensate the Clerk of the Public Treasurer, for additional duties, &c., reported the same, with an amendment, and recommended its passage.

Ordered to lie on the table.

Mr. Thomas, from the Committee on Internal Improvements, to whom was referred the bill for the improvement
of Ship Navigation in New River, reported the same, and recommended its passage.

Ordered to lie on the table.

Mr. Washington, from the Committee on the Judiciary, to whom was referred a resolution, enquiring whether there is, at this time, any provision for the admission of private pay pupils at the Deaf and Dumb Institute, &c., reported a bill upon the subject, and recommended its passage.

The said bill was read the first time and passed.

Received a message from the House of Commons, stating that they have passed the following engrossed bills, and ask the concurrence of the Senate in the same, viz:

A bill to facilitate the collection of rents; and
A bill to incorporate the Jackson Savings Institution; which bills were read the first time and passed.

In said message the House of Commons propose the following amendment to the Engrossed Bill, to recharter the Merchant's Bank of Newbern, viz:

That the blank in section 4th be filled by inserting the word three.

Also, the following amendments to the Engrossed Bill to incorporate a Bank in the town of Washington, in the county of Beaufort, viz:

To strike out the proviso to the 10th section, in which they ask the concurrence of the Senate.
The amendments proposed were concurred in, and the said bills ordered to enrollment.

The bill concerning Deeds of Trust and Marriage settlements; and,
The bill for the better regulation of the Wardens of the Poor, for the county of Duplin, and for other purposes, were read the second time and passed.

The bill to extend the jurisdiction of Justices of the Peace in certain cases, was read the second time.

Mr. Shepard offered the following additional section as an amendment, viz:

"Be it further enacted, That no defendant shall be allowed to set up any plea of title to the premises, except on affidavit duly sworn to before the Justice trying the case."

Which amendment was adopted.

The question then recurring on the passage of the bill on its second reading, was decided in the affirmative: Yea's 34, nays 11.

Mr. Cannady demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Barringer, G. W. Caldwell, Clarke, Haughton, Hester, Jones, Kelly, Lillington, Malloy, Sherrod and Willey—11.

Mr. Shepard, from the Committee on Education and the Literary Fund, to whom was referred a memorial signed by sundry citizens of Macon and Haywood counties, respecting Indian Missions, reported a bill on the subject, and recommended its passage.

The said bill was read the first time and passed.
Mr. Hoke, from the Committee on the Judiciary, reported favorably the bill for the better administration of Justice in the county of Carteret.

Ordered to lie on the table.

The bill to amend an act passed in 1848-'49, entitled an act to extend the limits of the town of Wilmington, and for other purposes;
The bill to amend an act entitled an act, to establish the Commercial Bank of Wilmington; and,

The bill for the better protection of Femes Covert; were severally read the second time and passed.

The bill for the promotion and encouragement of manufactures in this State, was read the second time and rejected.

Mr. Lillington moved to take up from the table the appeal hitherto made by him from the decision of the chair, on the motion to reconsider a second time the vote by which the bill concerning the Wilmington and Manchester Railroad Company was rejected; which decision was, that, after a vote rejecting a bill was once reconsidered, and the bill rejected a second time, a motion again to reconsider was not in order.

The motion of Mr. Lillington being agreed to, the question recurred, "Shall the decision of the Chair stand as the judgment of the Senate?" and was decided in the affirmative: Yeas 23, nays 17.

The Senate now proceeded to the consideration of the special order of the day, viz: The bill to change the mode of dividing the proceeds of the Literary Fund among the several counties of North Carolina.

The question being on the passage of the bill on its second reading, was decided in the negative: Yeas 13, nays 34.
Those who voted in the affirmative, are:


Those who voted in the negative, are:


On motion of Mr. Barringer, the Senate now proceeded to the consideration of the Preamble and Resolutions heretofore introduced by him on the subject of the Tariff, being as follow, viz:

WHEREAS, the Southern States of the Union have long acquiesced in a revenue system, on the part of the Federal Government, which it was believed would promote the prosperity and independence of the country at large, but which was understood, all the while, as peculiarly favoring the mining and manufacturing interests of the North: and, whereas, the advantages accruing to that section by this system, have seemed only to increase the disposition and ability of the non-slaveholding States to persevere in their unconstitutional, unjust, and fanatical aggressions upon the domestic institutions of the South;

1. *Be it therefore Resolved*, That it is the true policy of the slaveholding States, henceforth, to oppose any and all increase in the present rates of duty on foreign imports beyond what may be absolutely necessary for an economical administration of the General Government.

2. *Be it further Resolved*, That a copy of the foregoing Preamble and Resolution be transmitted to each of our Senators and Representatives in Congress, with the request that they use their best efforts to carry out the principle herein set forth.

The question being on the adoption of the said Preamble
and Resolutions, on their second reading, was decided in the affirmative, as follows, viz:

Those who voted in the affirmative, are:


In the negative, none.

On motion of Mr. Bower, the rule was suspended, and said Preamble and Resolutions were read the third time and passed, and ordered to be engrossed.

Mr. Bower now moved to take up for consideration the Engrossed Preamble and Resolutions from the House of Commons, in relation to the encouragement of Home Industry, and requesting our members in both branches of Congress to vote against any increase of Tariff duties.

The motion prevailed.

The said Preamble and Resolutions were then read the second time, and are as follows, viz:

Whereas, The Southern States of this Union have, since the formation of the Federal Government, assisted in fostering and nourishing the manufacturing and mining interests of the non-slaveholding States, by voting to impose high taxes upon importations from foreign countries, which might come in competition with the productions of the labor and industry of the aforesaid non-slaveholding States; and whereas, these acts of generosity and self-sacrifice have been unappreciated at the North, and the people of that section show a disposition to make unceasing attacks upon our institutions and property. Therefore,

1. Resolved, That the State of North Carolina feels her-
self under no further obligation, by the votes of her representatives in Congress or otherwise, to protect the home industry of the non-slaveholding States.

2. **Resolved**, That if our own industry needs protection, it can be better effected by State than by Congressional Legislation.

3. **Resolved**, That the present Tariff is high enough to afford sufficient revenue to carry on an economically administered government, and ought not to be increased.

4. **Resolved**, That the foregoing Resolutions be transmitted to our members in both Houses of Congress, with a request that they lay them before their respective Houses, and with the further request that they vote against any change in the present Tariff laws, which may have the effect to protect or encourage the manufacturing or mining interests of the free States, or which may have the effect to increase the cost to the Southern consumer of any of the products of foreign countries.

The question being now on the passage of the aforesaid Resolutions, Mr. Haughton called for a division of the question, and moved that the vote be taken on each Resolution separately, which was carried.

The question on the adoption of the first Resolution, pending which,

The Senate took a recess until 3 o'clock, P. M.

**Three o'clock, P. M.**

The Senate resumed the consideration of the unfinished business of the last session, being the Engrossed Resolutions in relation to the Tariff of Duties, &c., the question pending
at the time of taking the recess, being the adoption of the first Resolution on its second reading.

Mr. Haughton moved to amend the said Resolution by adding at the end of the same, the following, viz: "Except what may be absolutely necessary for an economical administration of the Government."

The question on agreeing to the said amendment, was determined in the negative: Yeas 17, nays 28.

Mr. Bynum demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


So the amendment was rejected.

The question now recurring on the passage of said Resolution, was decided in the affirmative: Yeas 34, nays 10.

Mr. Haughton demanded the yeas and nays.

Those who voted in the affirmative, are:

Messrs. Barnard, Barrow, Barringer, Berry, Bower, Bunting, Bynum, G. W. Caldwell, Cameron, Cannady, Clarke, Collins, Drake, Hargrave, Herring, Hester, Hoke, Jones, Lillington, Malloy, Nixon, Richardson, Pender, Rogers, Shepard, Sherrod, Speight, Thomas, Thompson, Watson, Willey, Williamson, Wooten and Watt—34.
Those who voted in the negative, are:


Mr. Gilmer moved to amend the second Resolution by adding at the end of the same, the following, viz: “And that non-intercourse laws ought to be passed by the Legislature for the protection of our own State industry against Northern aggression.”

The question on agreeing to the said amendment, was decided in the negative; Yeas 3, nays 41.

Those who voted in the affirmative, are:

Messrs. Barnard, Barringer and Bynum—3.

Those who voted in the negative, are:


So the amendment was rejected.

Mr. Pender moved to amend the said Resolution by adding the following proviso, viz:

“Provided, That nothing herein contained is to be understood as objecting to the raising of money for the purpose of making national and constitutional Internal Improvements, and for meeting the necessary expenses of the General Government.”

The question on agreeing to the said amendment, was decided in the negative; Yeas 19, nays 26.
Mr. Pender demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


So the amendment was rejected.

The question now recurring on the passage of the second Resolution, was determined in the affirmative: Yeas 27, nays 18.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The question on the adoption of the third Resolution, was decided in the affirmative: Yeas 28, nays 16.

Those who voted in the affirmative, are:

Those who voted in the negative, are:


The question being now put on agreeing to the passage of the fourth Resolution, was decided in the affirmative: Yeas 35, nays 9.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The question was now taken upon agreeing to the Preamble to said Resolutions, and decided in the affirmative: Yeas 34, nays 9.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


So the Preamble and Resolutions passed their second reading.
Mr. Bower moved a suspension of the rules, for the purpose of passing said Resolutions the third time; which was not agreed to.

The bill to amend an act of 1848-'49, to incorporate the Greensboro’ and Mount Airy Turnpike Company;

The bill empowering the County Courts of Stokes and Forsythe to appoint Superintendents of Common Schools, &c.;

The bill to incorporate the Roanoke and Chowan Steam Boat Company;

The bill concerning the Seaboard and Roanoke Railroad Company; and,

The bill to run the boundary line between Craven and Beaufort counties, were severally read the third time, passed, and ordered to be engrossed.

Mr. Kelly moved that Senate now adjourn until to-morrow 10 o'clock; which was not agreed to.

On motion of Mr. Woodfin the bill to improve the public prisons and to establish houses of correction, was taken up, and, on his motion, made the special order for to-morrow 12 o'clock.

The bill to amend the Common School Law;

A Resolution in favor of Josephi King; and,

The bill to authorize Josiah O. Watson to erect a Dam on Neuse River, were severally read the third time and passed, and ordered to be engrossed.

The Resolution authorizing the President and Directors of the Literary Fund, if they may deem it expedient, to appropriate five thousand dollars for the purpose of draining certain swamp lands in Carteret county known as the “open ground Prairie,” was read the third time;

And the question, shall the Resolution pass its third and
last reading, was decided in the affirmative: Yea 27, nay 12.

Mr. Hester demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Barrow, Berry, Bower, Drake, Hargrave, Herring, Hester, Lillington, Rogers, Sherrod, Thompson and Willey—12.

Ordered that said Resolution be engrossed.

Received from the House of Commons, sundry recommendations of Justices of the Peace; which were concurred in.

A message was sent to the House of Commons stating that the Senate have passed the following Engrossed Bills, in which they ask the concurrence of that body, viz:

A bill to incorporate the Tuckasegee and Keowee Turnpike Company;

A bill to incorporate the Tuckasegee and Nantahala Turnpike Company; and,

A bill to authorize the sale of lands owned by the State in the counties of Macon and Cherokee.

On motion of Mr. T. R. Caldwell, the Senate adjourned until to-morrow morning, 10 o'clock.
FRIDAY, JAN. 17.

The Senate met according to adjournment.

Mr. Barringer, from the Committee on Propositions and Grievances, to whom was referred the memorial of sundry citizens of Caldwell and Watauga counties, praying that a part of Caldwell county be attached to the county of Watauga, reported a bill for that purpose, and recommended its passage.

The said bill was read the first time and passed.

Mr. Woodfin, from the Committee on the Judiciary, to whom was referred the Engrossed bill to repeal the 1st and 2nd sections of the act of 1848-49, chapter 56, reported the same to the Senate, and recommended its rejection.

Ordered to lie on the table.

Mr. Woodfin, from the same Committee, to whom was referred the bill to regulate the proceedings, when the estate of a deceased person is insolvent, reported the same and recommended its rejection.

Ordered to lie on the table.

Mr. Woodfin, from the same Committee, to whom was referred a resolution to inquire and report whether the tax imposed on the several Bank charters are only premiums paid for the various Banking privileges granted, or as a guaranteed exception from all other taxation, &c., reported the same, and asked to be discharged from its further consideration.

Discharged.

Mr. Washington introduced a bill to tax the sale of vehicles not the manufacture of this State, which was read the first time and passed.
The bill to incorporate a Bank in the town of Wadesboro', Anson county, was read the second time, passed, and ordered to be engrossed.

Mr. Joyner, from the Committee on Internal Improvements, to whom was referred the bill to incorporate Newbern and Central Railroad Company, reported the same to the Senate, with sundry amendments.
Ordered to lie on the table.

On motion of Mr. Bower, the Resolution in relation to the encouragement of home industry, and, requesting our members in both branches of Congress to vote against any increase of Tariff duties, were taken up, read the third time, passed, and ordered to be enrolled.

On motion of Mr. Rogers, the bill to incorporate the Garysburg and Oconeechee Plank Road Company, was taken up for consideration.
The said bill was read the second time, amended, on motion of Mr. Rogers, and passed.

Received a message from the House of Commons, informing that they have passed the following Engrossed Bills, and ask the concurrence of the Senate in the same, viz:

A bill to amend the Constitution of North Carolina;
A bill for the incorporation of the town of Madison, in the county of Rockingham.
The last named bill was read the first time and passed.

On motion of Mr. Cameron,

Ordered, That the bill to amend the Constitution of North Carolina, be returned to the House of Commons for the necessary certificate of engrossment.
The recommendations of sundry Justices of the Peace were read and accepted, and sent to the House of Commons for concurrence.

The bill to provide for the laying off of public roads in the county of Rutherford;

The bill to extend the corporate limits of the town of Jacksonville, in the county of Onslow;

The resolution in relation to the State Arsenal; and

The Resolution authorizing the Literary Board to loan the Trustees of Clinton Female Institute, the sum of three thousand dollars on certain conditions; were severally read the third time, passed, and ordered to be engrossed.

Mr. Cameron, from the Committee on Corporations, reported favorably the bill to incorporate the town of Charlotte.

Ordered to lie on the table.

The bill for the better government of Elizabeth City;

The bill to incorporate Gaston Chapter, No. 10, of Ancient Free and Accepted Masons, in the town of Roxboro';

The bill to incorporate Person Lodge of Free and Accepted Masons;

The bill to incorporate the Lagrange Mining and Transportation Company; and

The bill to incorporate the Mining and Transportation Company; were severally read the third time, passed, and ordered to be engrossed.

The bill to incorporate the Governor's Creek Steam Transportation and Mining Company, was read the third time, passed, and ordered to be engrossed.

Received a message from the House of Commons, stating that they have passed the following Engrossed Bill, in which they ask the concurrence of the Senate, viz:

...
A bill to amend the Constitution of North Carolina; the said bill was read and passed the first time by the Constitutional majority.

On motion of Mr. Barringer, the said bill was made the special order for to-morrow at the hour of 11 o'clock.

Received a message from the House of Commons, stating that they have passed the following Engrossed Bill, in which they ask the concurrence of the Senate, viz:

A bill to amend an act entitled an act, to protect the interest of Lessors, passed at the session of 1840-'41.

The said bill was read the first time and passed.

The Senate now proceeded to the consideration of the special order of the day, viz: The bill to improve the county prisons and to establish houses of correction.

The said being read, on motion of Mr. Woodfin, ordered that the same be printed, and made the special order of the day for Monday next, at 11 o'clock.

The bill to incorporate the Pittsboro' Mining and Transportation Company;

The bill to incorporate the Deep River Mining and Transportation Company;

The bill to incorporate Contentnea Lodge of Independent Order of Odd Fellows, in the town of Snow Hill; and,

The bill to incorporate Radiance Lodge of Ancient York Masons, in the town of Snow Hill, were severally read the third time, passed, and ordered to be engrossed.

The bill requiring Committees of Finance to pass upon all county claims, was read the third time and rejected.

The bill authorizing H. Andrews, late Sheriff of Randolph
county, to collect arrears of taxes, &c., was read the third time, passed, and ordered to be engrossed.

Mr. Eborn introduced a bill to amend and carry into effect the 51st section of an act passed in 1848-49, to incorporate the North Carolina Railroad Company; which was read the first time and passed.

The bill to incorporate the Dibble Steamboat Company;

The bill concerning Deeds of Trust and Marriage settlements;

The bill for the better regulation of the Wardens of the Poor, for the county of Duplin, and for other purposes;

The bill to incorporate the Barrowdale Mining and Transportation Company;

The bill to extend the jurisdiction of Justices of the Peace in certain cases;

The bill for the better administration of justice in Carteret county;

The bill to amend an act entitled an act to establish the Commercial Bank of Wilmington;

The bill for the better protection of Femes Covert; and

The bill to amend an act passed at the session of 1848-49, entitled an act to extend the limits of the town of Wilmington, and for other purposes; were severally read the third time, passed, and ordered to be engrossed.

The bill to incorporate the Cape Fear and Deep River Navigation Company, was read the second time and passed.

The bill to compensate the Clerk of the Public Treasurer for additional duties required by law to be performed by him, was read the second time and passed: Yeas 29, nays 13.

Mr. Drake demanded the yeas and nays.
Those who voted in the affirmative, are:


Those who voted in the negative, are:


The bill to incorporate the North Carolina Indian Mission School, in the county of Haywood, was read the second time and passed.

A message was sent the House of Commons, stating that the Senate have passed the following Engrossed Bills and Resolution, in which they ask the concurrence of that body, viz:

A bill to incorporate the North Carolina Manufacturing, Mining and Land Company;
A resolution in favor of John H. Roberts, Clerk of the County Court of Gaston county;
A bill to amend an act entitled an act, to incorporate the town of Kinston, in the county of Lenoir;
A bill authorizing Theophilus D. Odham, of Onslow county, to open a passage between Bogue and Bear Inlets, by the way of Inshore Creek;
A bill to prevent the obstruction of the passage of Fish at inlets on the Sea coast of this State;
A bill to incorporate Mocksville Lodge, No. 134, of Ancient York Masons, in the town of Mocksville;
A bill to amend an act passed at the session of 1846-'47, entitled an act to incorporate the Orapeake Canal and Turnpike Company;
A bill to amend the act 1846-'47, chapter 12.
A bill making certain trespasses on land criminal and indictable;
A bill to incorporate the Catawba Bridge Company;
A bill to incorporate the Western Mutual Insurance Company of North Carolina;
A bill to incorporate the Richland Academy, in the county of Onslow;
A bill to incorporate the Rock Island Manufacturing Company;
A bill concerning the duties of Clerks;
A bill to extend the right of Appeal in certain cases;
A bill to repeal a portion of an act entitled an act, to erect a Toll Bridge on the Catawba River, between the counties of Caldwell and Catawba, passed by the General Assembly of North Carolina, in 1848-'49;
A bill to extend the time of registering Grants, &c. ;
A bill to amend the charter of the Wilmington and Manchester Railroad Company;
A bill more effectually to prevent the migration of free negroes or mulattoes into this State, &c. ;
A bill to amend the 25th chapter of the Revised Statutes, entitled an act concerning Coroners;
A bill to incorporate the Wilmington Gas Light Company;
A bill to amend an act entitled an act, to incorporate the Caldwell and Ashe Turnpike Company, passed at the session of the General Assembly of 1846-'47.

The Senate took a recess until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

Mr. Barringer, from the Committee on Propositions and
Grievances, to whom was referred a resolution relating to the contested election before the Senate, at the session of 1848-49, from Orange county, between John Berry and Hugh Waddell, and instructing them to audit the amount of legal expenditures paid by each of said parties for the attendance of witnesses, &c., reported resolutions in favor of the said John Berry and Hugh Waddell, which were read the first time and passed.

Mr. Woodfin, from the Committee on the Judiciary, to whom was referred the bill to establish a Superior Court of Law and Equity, for the county of Watauga, reported the same to the Senate, with sundry amendments, and recommended its passage.

Ordered to lie on the table.

Mr. Woodfin, from the same Committee, to whom was referred the memorial of Abraham Rencher and Charles Manly, reported a resolution in their favor, and recommended its passage.

The said Resolution was read the first time and passed.

The bill to lay off and establish a new county by the name of ———, was read the second time, the amendment reported by the Committee rejected, and said bill passed its second reading.

The bill concerning Jury trials in certain cases, was read the second time and passed.

The bill to alter the line between the counties of Buncombe and Henderson, was read the second time and passed; on motion of Mr. Woodfin, the rule was suspended, and the said bill was read the third time, passed, and ordered to be engrossed.

The bill to incorporate a Bank in the town Jacksonville,
in the county of Onslow, was read the second time and passed.

The bill to amend an act passed at the session of 1848-49, entitled an act to establish a Board of Directors for the Deaf and Dumb Institute in this State, was read the second time and passed.

On motion of Mr. Kelly, the Senate took up for consideration the bill for the more speedy and certain administration of justice, and for other purposes.

On motion of Mr. Haughton, the further consideration of the same was postponed until Monday next, 12 o'clock.

On motion of Mr. Gilmer, the bill to establish a Bank in the town of Greensboro, was taken up.

Mr. Woodfin moved to amend the same by offering a substitute, which was agreed to, and the bill passed its second reading, as amended.

The bill to incorporate the Jackson Savings Institution, was read the second time and passed.

The bill for the improvement of Ship Navigation in New River, in the county of Onslow, was read the second time.

Mr. Sherrod moved to amend the bill, by striking out the 4th section; which motion was not carried.

The question on the passage of the bill was decided in the negative: Yeas 13, nays 31.

Mr. Hester demanded the yeas and nays.

Those who voted in the affirmative, are:

Those who voted in the negative, are:


The bill to facilitate the collection of rents, was read the second time and passed.

On motion of Mr. Williamson, the Senate adjourned until to-morrow morning, 10 o'clock.

Saturday, Jan. 18.

The Senate met according to adjournment.

Mr. Woodfin, from the Committee on the Judiciary, to whom was referred the bill authorizing the election of Magistrates in the county of Onslow, reported the same to the Senate and recommended its passage.

Ordered to lie on the table.

Mr. Drake, from the Committee on Claims, to whom was referred the message of his Excellency, the Governor, together with the memorial of David Patton, late Architect and Superintendent for the rebuilding of the State Capitol, made an adverse report thereon, and asked to be discharged from the further consideration of the subject.

Discharged.

Mr. Bynum introduced a bill to repeal an act passed at the session of 1848-49, entitled an act, to repeal the act of 38
1846-47, entitled an act to lay off and establish the county of Polk, and also to repeal an act supplemental to an act passed at the present session of the General Assembly, repealing the law establishing a county by the name of Polk; which said bill was read the first time and passed.

Mr. Bynum presented sundry memorials from the citizens of Rutherford county, praying the restoration of the county of Polk.
Laid on the table.

Mr. Hester presented the resignation of Hiram Satterfield, a Justice of the Peace for the county of Person, which was read and accepted.

The engrossed bill to provide relief for the purchasers of Cherokee lands, secure debts due to the State, and authorize the sale of lands surrendered to the State under the acts of 1844-45 and 1846-47, was read the second time. On motion of Mr. Bond, the further consideration of the bill was postponed until Monday next, and made the special order for that day, at the hour of 3 o'clock.

The hour of 11 o'clock having arrived, the Speaker announced the special order of the day, viz: The bill to amend the Constitution of North Carolina; and the said bill being read the second time, Mr. Barringer offered the following amendment, as an additional section, to come in between the first and second sections of the bill, viz:

"Be it further enacted, three-fifths of the whole number of members of each House concurring, That the 33d section of the Constitution, ratified at Halifax, on the 18th of December, 1776, be so amended as to declare and provide that the Justices of the Peace, within the respective counties in this State, shall be chosen by the electors of each county, who are qualified voters for the members of the House of
Commons; and, when so elected, they shall hold their offices for the term of four years."

The question on the adoption of the amendment was decided in the negative: Yeas 22, nays 26.

Mr. T. R. Caldwell demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


So the amendment was rejected.

Mr. Barringer offered the following amendment, as an additional section, to come in between the first and second sections of the bill, viz:

"Be it further enacted, three-fifths of the whole number of members of each House concurring, That the 13th section of the Constitution, ratified at Halifax, on the 18th of December, 1776, be so amended as to declare and provide that the Judges of the Superior and Supreme Courts of Law and Equity shall be chosen by the electors of this State, who are qualified voters for members of the House of Commons, at such times and places, and in such manner, as may be prescribed by law; and said Judges, when so elected, shall hold their offices for the term of eight years."

The question on agreeing to said amendment was determined in the negative: Yeas 22, nays 27.
Mr. Barringer demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


So the amendment was rejected.

Mr. Bynum offered the following amendment as additional sections to the bill, viz:

And whereas, it is certainly unworthy of American wisdom and experience to say this Constitution cannot be amended, or that we cannot trust the justness and fairness of our countrymen with the task of amending it. Therefore,

"Be it further enacted, That the Courts of Pleas and Quarter Sessions of each and every county in the State, at the first Term that shall be held after the first day of March, A. D. 1851, shall appoint two inspectors to superintend the polls to be opened at each and every election precinct in said counties, for ascertaining, by ballot, the will of the Freemen of North Carolina, relative to the meeting of a Convention, to amend and alter the Constitution of this State, the delegates to which, to be elected on the basis on which the members of the House of Commons are now elected. And if any Court or Courts shall fail to make such appointments, or if any inspector so appointed shall fail to act, it shall be the duty of the Sheriff, or the person acting as his deputy on such occasions, some Justice of the Peace or free-
holder present, to appoint an inspector or inspectors, in the place of him or them, who fail to act, which inspectors, when duly sworn by some Justice of the Peace or freeholder to perform the duties of the place with fidelity, shall have the same authority as if appointed by the Court.

"Be it further enacted, That it shall be the duty of the Sheriffs in the respective counties in this State, to open polls at the several election precincts in said counties, on the first Thursday in August, 1851, when and where all persons qualified by the Constitution to vote for members of the House of Commons, may vote for or against a State Convention; those who wish a Convention voting with a printed or written ticket, "Convention," and those who do not want a Convention, voting in the same way, "No Convention," or against a Convention.

"Be it further enacted, That it shall be the duty of the Sheriff to make duplicate statements of their polls in their respective counties, sworn to before the Clerk of the County Court; one copy of which shall be deposited in said Clerk's office, and the other transmitted to the Governor of the State at Raleigh, within thirty days after said election. And if any Sheriff or other officer appointed to hold said elections, shall fail to comply with the requirements of this act, he shall be liable to a fine of one thousand dollars, recoverable in the County or Superior Court, to the use of the county whose officer he is, in action of debt in the name of the State, and it shall be the duty of the County Solicitor to prosecute such suits.

"Be it further enacted, That it shall be the duty of the Governor to communicate to the next General Assembly, the result of said election, in order that said Assembly may certainly know whether the freemen of North Carolina are willing to trust their Constitution in the hands of delegates elected by themselves on the said Federal Basis."
Pending the consideration of which,

The Senate took a recess until 3 o'clock, P. M.

THREE o'CLOCK, P. M.

The Senate resumed the consideration of the Engrossed Bill from the House of Commons, entitled a bill, to amend the Constitution of North Carolina.

The question being on agreeing to the amendment offered by Mr. Bynum, and pending at the time of taking the recess; the question being put, was decided in the negative: Yeas 17, nays 26.

Mr. Bynum demanded the yeas and nays.

Those who voted in the affirmative, are:

Messrs. Arendell, Barringer, Bond, Bynum, T. R. Caldwell, Davidson, Gilmer, Grist, Haughton, Joyner, Kelly, Lane, Lillington, Malloy, Richardson, Sessoms and Woodfin—17.

Those who voted in the negative, are:


So the amendment was rejected.

Mr. Clarke moved to amend the first section of the bill, by inserting, after the words "day of any election," the words "and shall have paid public taxes."
The question on agreeing to the amendment was decided in the affirmative: Yeas 30, nays 15.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


So the amendment was adopted.

The question now recurring on the passage of the bill on its second reading, the result was as follows: Yeas 29, nays 20.

Mr. T. R. Caldwell demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The Constitutional majority of three-fifths of the whole Senate not voting in the affirmative, the Speaker announced that the bill was rejected.
Mr. Hoke now moved a reconsideration of the vote by which the said bill was rejected.

The Speaker decided the motion not in order, as the mover thereof did not vote with the prevailing side.

Mr. Hoke appealed from the decision.

Mr. G. W. Caldwell moved to lay the appeal upon the table, which motion was carried: Yeas 26, nays 23.

Mr. Gilmer demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


On motion of Mr. Hoke, the Senate now adjourned until Monday morning, 10 o'clock.

Monday, Jan. 20.

The Senate met according to adjournment.

Mr. Bond introduced the following Resolution, viz:

Resolved, That a message be sent to the House of Com-
mons, proposing to rescind the Resolution of the two Houses to adjourn *sine die*, Friday next, and proposing that the two Houses adjourn on that day, or take a recess from and after that day, until the first Monday in July next, when, it agreed, they will meet at Shocco Springs, in Warren county, then to consider mature, and act upon the unfinished business of the two Houses of this General Assembly.

On motion of Mr. Bond, ordered that the Resolution be laid on the table.

Mr. Bower introduced a bill to amend the Constitution of North Carolina, so as to provide for the election of Judges by the people; which was read the first time and passed.

Mr. Bynum, moved to refer said bill to the Committee on amendments of the Constitution; which was rejected: Yeas 20, nays 23.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. T. R. Caldwell moved the reference of said bill to the Committee on the Judiciary; which was decided in the negative: Yeas 20, nays 25.

Those who voted in the affirmative, are:

Those who voted in the negative, are:


Mr. Bond moved that the said bill be referred to the Committee on Propositions and Grievances; which motion was also rejected.

Mr. Bond demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The Speaker announced that Messrs. Berry and T. R. Caldwell constitute the Senate branch of the Committee on Enrolled Bills for the present week.

A message was sent to the House of Commons, stating that the Senate have passed the following engrossed bills and resolutions, in which they ask the concurrence of that body, viz:

A Resolution authorizing the Literary Board to loan three thousand dollars to the Trustees of Clinton Female Institute, &c.;

A bill to alter the line between the counties of Buncombe and Henderson;
A bill to incorporate the Concord and Taylorsville Plank Road Company;
A Resolution concerning the State Arsenal at Fayetteville;
A bill to run the boundary line between Craven and Beaufort counties;
A bill to extend the corporate limits of the town of Jacksonville, in the county of Onslow;
A bill to amend an act of 1848-49, to incorporate the Greensboro' and Mount Airy Turnpike Company;
A Resolution authorizing the Literary Board to appropriate five thousand dollars to drain certain swamp lands in Carteret county known as the "open ground Prairie;"
A bill to amend the Common School Law;
A bill to authorize Josiah O. Watson to erect a Dam on Neuse River;
A bill empowering the County Courts of Stokes and Forsythe to appoint Superintendents of Common Schools, &c.;
A bill to incorporate the Roanoke and Chowan Steamboat Company;
A bill to appoint Commissioners to lay off a public road from the town of Jefferson, in Ashe county, to the Virginia line;
A bill to incorporate the Roanoke and Tar River Plank Road Company;
A bill to authorize Israel Brooks, late Sheriff of Hyde county, to collect arrears of taxes due him;
A resolution in favor of William Hill, Secretary of State;
A Resolution in favor of Joseph King;
A bill concerning the Seaboard and Roanoke Railroad Company;
A resolution in relation to an increase of the Tariff of Duties;
A bill granting original and exclusive jurisdiction of all cases where the intervention of a Jury is necessary, to the Superior Courts of Law for Columbus county; and
A bill supplemental to an act passed at the present General Assembly, entitled an act to establish a new county by the name of Hooper.

Mr. Gilmer introduced a bill to alter the time of holding the Superior Courts of Law and Equity for the counties of Orange and Alamance; which was read the first time and passed.

Mr. Cameron introduced a bill to authorize the citizens of Averysborough, in the county of Cumberland, to elect Commissioners for said town; which was read the first time and passed.

On motion of Mr. Bynum, the order of the day was postponed for half an hour.

Mr. Berry introduced a bill to amend the Constitution of North Carolina, so as to provide for the election of Justices of the Peace by the people; which was read the first time and passed.

Mr. Bynum introduced a bill to provide that copies of certain papers on file in the office of Secretary of State, relating to Cherokee lands, shall be evidence in certain cases; which was read the first time and passed.

Mr. Lillington introduced a bill to amend an act passed at the session of 1818-'49, entitled an act to amend the acts now in force, on the subject of Common Schools; which was read the first time and passed.

Received a message from the House of Commons, stating that they have passed the Engrossed Bill from the Senate, entitled a bill, to incorporate the Tennessee River Rail Road Company, in the county of Macon, with an amendment, in which they ask the concurrence of the Senate.

The amendment was agreed to, and the bill ordered to enrollment.
Received a message from the House of Commons, stating that they have passed the following Engrossed Bills and Resolutions, in which they ask the concurrence of the Senate, viz:

A bill to authorize the Clerks of the Superior Courts to take bonds when they may issue writs of recordari and certiorari;

A bill for the further regulation of the inspection of Tar sold in this State;

A bill allowing decrees of Courts of Equity in certain cases to transfer legal titles;

A bill to regulate the pay of Witnesses in the county of Bladen;

A bill to incorporate the Albemarle Fire Engine Company, in the town of Edenton;

A bill to regulate the fishing with seins in North River, in the counties of Camden and Currituck;

A bill to amend the 119th section of 31st chapter of the Revised Statutes, entitled Courts, County and Superior;

A bill to repeal an act entitled an act, to give exclusive jurisdiction to the Superior Courts of Robeson, in all cases where the intervention of a Jury may be necessary;

A bill to repeal an act passed by the General Assembly of 1844-'45, entitled an act to attach that portion of Carteret county, known as Ocracoke, to the county of Hyde, chapter 25, page 31;

A resolution in favor of Darling Rushing, Sheriff of Union county, and John B. Allison, Sheriff of Haywood county;

A resolution authorizing Jacob Siler, Agent of State, to correct a mistake in the sale of a certain tract of land to Isaac Moody;

A resolution to pay John A. Roseboro $14 19;

A resolution to pay S. P. Tipton $113;

A bill to repeal an act of the General Assembly of 1848-49, chapter 93, entitled an act to amend an act, passed at the late session of the General Assembly, entitled an act to provide for the apprehension of runaway slaves in the Great Dismal Swamp, and for other purposes.
The said bills and resolutions were read the first time and passed.

On motion of Mr. Nixon,

Resolved, That the Senate Chamber be appropriated to the use of Dr. Togno, this evening, at 7 o'clock, for the purpose of delivering an address upon the Culture of the Vine.

The Senate proceeded to the consideration of the special order, viz: The bill to improve County Prisons and to establish Houses of Correction; which said bill, after being amended on motion of Mr. Bynum, on motion of Mr. Woodfin, was postponed until to-morrow morning, 11 o'clock.

In obedience to the order heretofore made, the Senate now proceeded to the consideration of the bill for the more speedy and certain administration of justice, the question being on the amendment offered by Mr. Bynum; which, after being modified by him, was adopted: Yeas 24, nays 16.

The question on the passage of the bill on its second reading, as amended, was decided in the negative: Yeas 18, nays 30.

Mr. Rogers demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

The resolution in favor of John Berry and Hugh Waddell was read the second time, amended, on motion of Mr. Barringer, and passed.

On motion of Mr. Barringer, the rule was suspended, and the said resolution was read the third time and passed: Yeas 23, nays 22.

Mr. T. R. Caldwell demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Barnard, Bower, Bynum, T. R. Caldwell, Cannady, Clarke, Collins, Davidson, Drake, Grist, Hargrave, Herring, Hester, Jnyner, Kelly, Lane, Pender, Richardson, Shepard, Watson, Willey and Woodfin—22.

Ordered that said resolution be engrossed.

Mr. Hoke moved to take up from the table the appeal made by him, on Saturday last, from the decision of the Chair, on the motion to reconsider the vote by which was rejected the bill to amend the Constitution of North Carolina; which decision was, that the motion was not in order, as the mover thereof did not vote with the prevailing side; which was agreed to.

Pending the consideration of said appeal,

The Senate took a recess until 3 o'clock, P. M.
The Senate resumed the consideration of the unfinished business of the morning, viz: The appeal of Mr. Hoke from the decision of the Chair, on the motion to reconsider the vote by which the bill to amend the Constitution of North Carolina was rejected.

Before any question was taken thereon, on motion of Mr. Hoke, the appeal was withdrawn, and the decision of the Speaker sustained.

The Senate now proceeded to the consideration of the special order of the day, viz: The bill to provide relief for the purchasers of Cherokee lands, secure debts due to the State, and authorize the sale of lands surrendered to the State under the acts of 1844-45 and 1846-47; and the said bill being read the second time, Mr. Bynum moved to amend the first section of the same, by adding the following proviso, viz:

"Provided, further, That the benefits of this act shall not extend to any person except the first purchaser or purchasers, their heirs at law, and devisees from the State, and not to him or them, unless he or they shall have possession, either actual or constructive, and are claiming title to the property.

Mr. Haughton moved that the Senate do now adjourn; which was not agreed to.

Mr. Hoke moved to lay the bill on the table; which motion was carried.

A message was sent to the House of Commons, stating that the Senate have passed the following Engrossed Bill, in
which they ask the concurrence of that body, viz: A bill to incorporate a Bank in the town of Wadesboro'.

Mr. Washington moved to reconsider the vote by which, on Saturday, the bill to amend the Constitution of North Carolina was rejected.

Mr. Shepard moved that the motion to reconsider be laid upon the table, which was carried.

On motion of Mr. Cannady, the Senate adjourned until to-morrow morning, 10 o'clock: Yeas 26, nays 23.

Mr. Bynum demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


TUESDAY, JAN. 21.

The Senate met according to adjournment.

The recommendations of sundry Justices of the Peace, were read and accepted, and sent to the House of Commons for their concurrence.
Mr. Joyner introduced a bill to appoint a keeper of the Capitol, and for the improvement of the public Square; which was read the first time and passed.

Mr. Cameron introduced the following resolution, viz:

WHEREAS, A message has recently been transmitted to the Senate, by his Excellency, David S. Reid, enclosing resolutions for the promotion of Peace, forwarded by the Governor of Vermont, as having passed the Legislature of that State; and whereas, the Legislature of the said State has recently passed an act for the nullification of an act of Congress, passed at its last session, on which the peace and harmony of this Union mainly depends. Therefore,

Be it Resolved, That the Governor of this State be requested to send back to the Governor of Vermont, the aforesaid resolutions for the promotion of Peace, with the declaration that North Carolina knows too well what is due to herself to receive from a sister State, Resolutions of that character, when the State so adopting and transmitting them, has been the first in the confederacy to assume to herself the right of violating the Constitution of the United States, and bringing into jeopardy the peace and safety of the Union.

Said resolution was read and passed the first time.

Received a message from the House of Commons, stating that they have passed the following Engrossed Bills and Resolutions, in which they ask the concurrence of the Senate, viz:

A bill concerning the Salisbury Female Academy;
A bill relating to inspectors of Staves;
A bill to extend the right of appeal;
A bill to provide for opening and clearing out upper Little River, in Cumberland county, and to prevent obstructions to the free navigation of the same;
A resolution in favor of John N. Curtis, late Sheriff of McDowell county, and the sureties on his official bonds, for the years of 1844-45 and 1846-47 and 1848;
A resolution to pay Wm. H. Whitson $145 76; which bills and resolutions were severally read the first time and passed.

Received a message from the House of Commons, stating that they have passed the following Engrossed Bills and Resolutions, in which they ask the concurrence of the Senate, viz:

A bill to incorporate the town of Taylorsville, in the county of Alexander;
A bill to allow the State to challenge Jurors;
A bill to incorporate the Trustees of Tar River Academy;
A bill to appoint Commissioners to view and lay off a public road from the town of Taylorsville, in the county of Alexander, to Aquilla Paynes, in Caldwell county, and for the purpose of improving the same;
A bill to appoint Commissioners to view and lay off a road from the town of Marion, in McDowell county, crossing the Blue Ridge at Buck Creek Gap, thence to the Tennessee line, at the top of the Iron Mountain;
Resolutions requesting our Senators and Representatives in Congress to endeavour to procure a Hydrographic survey of the waters lying between Pamlico Sound and Beaufort Harbor;
A resolution in favor of Henry Spivey, late Sheriff of Northampton county;
A resolution in favor of James G. Dickson, late Representative from the county of Duplin;
A resolution directing the Adjutant-General to publish copies of the Muster-roll of the soldiers of the war of 1812;
Which said bills and resolutions were read the first time and passed.

On motion of Mr. Bynum, the engrossed bill to allow the State to challenge Jurors was referred to the Committee on the Judiciary.
Mr. Bower introduced the following resolution, viz:

Resolved, That a message be sent to the House of Commons, proposing to rescind the joint resolution for the adjournment of the two Houses of the General Assembly on Friday next, the 24th instant.

Which, on motion of Mr. Berry, was ordered to be laid on the table.

In obedience to a former order, the Senate now proceeded to the consideration of the bill to improve the County Prisons and establish Houses of Correction; which was read the third time and amended, on motion of Mr. Sherrod.

The question on the passage of the bill the third and last reading, was decided in the negative: Yeas 19, nays 28.

Mr. Hester demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The bill to incorporate Oxford College was read the third time and passed, and ordered to be engrossed.

On motion of Mr. Bynum, the title of said bill was amended so as to make it read "A bill to incorporate St. John's College, Oxford."

On motion of Mr. Lillington, the Senate took up for consideration the bill to amend an act passed in 1848-49, en-
titled an act to provide for the establishment of a State Hospital for the Insane, in North Carolina, and an act supplemental to the same. The bill was read the second time, and sundry amendments offered by Mr. Lillington adopted.

Mr. Clarke moved further to amend the bill, in the 4th section, by striking out the words "General Assembly," and inserting the word "Commissioners;" which was agreed to. The bill then passed its second reading.

Received a message from the House of Commons, stating that they had passed the following Engrossed Bill, in which they ask the concurrence of the Senate, viz:

A bill supplemental to an act, passed by the present General Assembly, entitled an act, to lay off and establish a new county by the name of Yadkin.

The said bill was read the first time and passed.

Also, proposing to raise a Joint Select Committee of three on the part of each House, to consider whether the business of the Legislature can be finished on the 24th instant, and if not, to report on what day the two Houses can adjourn.

The proposition was concurred in, and the House of Commons informed that Messrs. Shepard, Speight and Berry are appointed said Committee on the part of the Senate.

Received a communication from his Excellency, the Governor, by the hands of his Private Secretary, Thos. Settle, Jr., in answer to a resolution requesting him to inform the Senate in what counties the School Fund lies unemployed, and in what counties the superintendents of Common Schools have failed to make their returns.

On motion of Mr. Shepard, ordered that the same be laid on the table, and be printed.

The Senate now proceeded to the consideration of the special order of the day, viz: The engrossed bill to provide
relief for the purchasers of Cherokee lands, secure debts due to the State, and authorize the sale of lands surrendered to the State under the acts of 1844-45 and 1846-47.

The question being on agreeing to the amendment offered by Mr. Bynum, which provides that the benefits of this act shall not extend to any person except the first purchaser or purchasers, their heirs at law, and devisees from the State, and not to him or them, unless he or they shall have possession, either actual or constructive, and are claiming title to the property.

And the said question being put, was decided in the negative: Yeas 9, nays 33.

Mr. Bynum demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


So the amendment was rejected.

Mr. Bynum offered the following amendment as an additional section to the bill, viz:

"And be it further enacted, That the act passed at the last session of the General Assembly, entitled an act to provide for a Turnpike road from Salisbury west to the line of the State of Georgia, be, and the same is hereby repealed, and that all the monies, bonds and lands appropriated by the
said act, be, and they are hereby, directed to be returned to the Public Treasurer, and is hereby directed to be set apart for the payment of the public debt of the State.

After debate, the amendment, on motion Mr. Bynum, was withdrawn.

Mr. T. R. Caldwell then offered the following amendment as an additional section, viz:

"Be it further enacted, That one-third of the amount of the bonds of the debtors for Cherokee lands, and one-third of the vacant lands lying in Cherokee, Macon, and Haywood, after the reduction made by virtue of this act, be and is hereby pledged to building the Turnpike Road, from the East base of the Blue Ridge, at the Swananoa Gap, to Salisbury."

The question on the passage of said amendment was decided in the negative: Yeas 19, nays 24.

Mr. T. R. Caldwell demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Bynum again offered the amendment which had just been withdrawn by him, as entered above.

The question on the adoption of which said amendment was decided in the negative: Yeas 3, nays 35.
Mr. Bynum demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The question now recurred on the passage of the bill on its second reading, was decided in the affirmative: Yeas 29, nays 12.

Mr. T. R. Caldwell demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The Senate took a recess until 3 o'clock, P. M.
Received a message from the House of Commons, stating that Messrs. Eaton, Cotton and Steele constitute the House branch of the Committee to ascertain at what time the Legislature can adjourn.

Also, that Messrs. Avery, D. A. Barnes, T. Person and Pool constitute the House branch of the Committee on Enrolled Bills for the present week.

The bill in addition to an act passed at the session of 1848-49, entitled an act to provide more effectually for the education of Deaf Mutes within this State, was read the second time.

Mr. Washington moved to amend the bill by adding the following proviso, to the first section. viz:

"Provided, further, That the pay for such private pay pupils, shall not exceed thirteen dollars per month, for Board and Tuition, payable semi-annually."

On motion of Mr. Washington, the bill and amendment were ordered to be laid on the table.

The bill to attach a portion of Caldwell county to Watauga county, was read the second time.

Mr. T. R. Caldwell moved that said bill be laid on the table, which motion was carried.

The bill to incorporate the Newbern and Central Railroad Company, was read the second time, and the amendments reported by the Committee on Internal Improvements, adopted.

The question now recurred on the passage of the bill on its second reading, which was decided in the affirmative: Yeas 27, nays 21.
Mr. Sherrod demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Shepard, from the Joint Select Committee, to whom was referred the subject of enquiring into the earliest possible day for the adjournment of the Legislature, reported that in their opinion, Monday the 27th instant, is the earliest possible day, on which the two Houses can adjourn with due regard to the interest of the public.

On motion of Mr. Bower, the Senate took up for consideration, the Resolution introduced by him this morning, which is in the following words, viz:

Resolved, That a message be sent to the House of Commons, proposing to rescind the joint Resolution for the adjournment of the two Houses of the General Assembly, on Friday next, the 24th instant.

Mr. Shepard moved to amend the same by adding: And that the General Assembly adjourn on Monday the 27th instant.

On motion of Mr. Bond, ordered that said report, resolution and amendment be laid on the table.

Mr. Clarke moved to reconsider the vote by which was
rejected the bill for the more speedy administration of justice; which motion was not carried.

On motion of Mr. Bower, the Senate proceeded to the consideration of the bill to amend the Constitution of North Carolina, so as to provide for the election of Judges by the people.

The bill being read the second time, Mr. Haughton moved to amend the same, so as to provide for the election of Justices of the Peace by the people; which said amendment was not carried.

Mr. Bond moved that the Senate do adjourn until tomorrow morning, 10 o'clock; which was not agreed to.

The question now recurring on the passage of the bill on its second reading, the result was as follows: Yeas 34, nays 12.

Mr. Sherrod demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Barnard, Bond, Bynum, Grist, Joyner, Malloy, Richardson, Rogers, Sessoms, Shepard, Willey and Williamson—12.

Three-fifths of the whole of the Senate voting in the affirmative, the Speaker announced that the bill had passed its second reading.

On motion of Mr. Berry, the Senate now took up for cons-
sideration the bill to amend the Constitution of North Carolina, so as to provide for the election of Justices of the Peace by the people.

Pending the consideration of which,

On motion of Mr. Bond, the Senate adjourned until tomorrow morning, 10 o'clock.

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**Wednesday, Jan 22.**

The Senate met according to adjournment.

Mr. Joyner, from the Committee on Internal Improvements, to whom was referred a resolution in relation to the Public Buildings and Capitol Square, reported a bill to the Senate, and recommended its passage.

Mr. Thomas, from the same Committee, reported back to the Senate the bill to incorporate the Beaufort and North Carolina Railroad Company.

Ordered to lie on the table.

On motion of Mr. Cameron,

*Resolved,* That from and after this day, the Senate hold evening sessions, taking a recess at 5 o'clock, P. M., meet at 7, and sit until 9 o'clock.

On motion of Mr. Davidson,

*Resolved,* That the Treasurer communicate to the Senate the names of the Chairmen of the Boards of Superintendents of Common Schools, from whom no returns have been made
to the Literary Board, and their respective counties; also, the amount paid to each during the last year; and that the Clerk of the Senate furnish the Treasurer a list of said counties as communicated in the late message of the Governor on this subject.

Mr. Thomas introduced a bill to incorporate the Oconalufa and Quallatown Turnpike Company; which was read the first time and passed.

Mr. Gilmer introduced a bill to incorporate the Pittsboro Transportation and Mining Company; which was read the first time and passed.

Received a message from the House of Commons, proposing to rescind the joint order, by which both Houses agreed to adjourn, on Friday the 24th instant, and proposing that both Houses adjourn on Monday the 27th instant.

Concurred in.

Also, stating that the House of Commons have passed the following Engrossed Bill, with amendments, in which they ask the concurrence of the Senate, viz:

A bill to amend an act, entitled an act, to amend an act passed in 1833, entitled an act to incorporate the Wilmington and Raleigh Railroad Company.

The amendments were agreed to, and the bill ordered to enrollment.

Also, that they have passed the bill to incorporate the Raleigh and Gaston Railroad Company, with sundry amendments, in which they ask the concurrence of the Senate.

On motion of Mr. Joyner, the consideration of the amendments was postponed until four o'clock this evening.

A message was sent to the House of Commons, stating that
the Senate have passed the following Engrossed Bills, in which they ask the concurrence of that body, viz:

A bill to incorporate the Governor's Creek Steam Transportation and Mining Company;
A bill to incorporate the Lagrange Mining and Transportation Company;
A bill to incorporate the Deep River Mining and Transportation Company;
A bill to incorporate the Pittsboro' Mining and Transportation Company;
A bill to amend an act passed in the year 1848-'49, entitled an act to extend the limits of the town of Wilmington, and for other purposes; and,
A bill to amend an act, entitled an act to establish the Commercial Bank of Wilmington.

Mr. Bower gave notice of his intention to introduce a resolution to suspend the 15th rule of order for the government of the Senate, for the remainder of the session.

Mr. G. W. Caldwell moved to take up from the table the motion made by Mr. Washington, to reconsider the vote by which the bill to amend the Constitution of North Carolina was rejected; which motion was carried.

The question on the motion to reconsider was then put and agreed to.

Mr. Haughton moved to postpone the consideration of the bill until 12 o'clock to-morrow.
Which was not carried.

Mr. T. -R. Caldwell offered the following amendment as an additional section to the bill, viz:

"Be it further enacted, That the first clause of the 3rd
section of the amended Constitution, be so amended as to strike out the property qualification therein contained, for members of the Senate, and said clause shall hereafter read as follows, to wit: "Each member of the Senate shall have usually resided in the district for which he is chosen for one year immediately preceding his election, and any free white man who is a qualified voter for a member for the House of Commons, shall be eligible to a seat in the Senate."

Pending the consideration of which,

The Senate took a recess until 3 o'clock, P. M.

THREE o’CLOCK, P. M.

On motion of Mr. Bynum, leave was granted to withdraw the claim of Isaac Lollar, which had heretofore been presented by him and rejected.

The Senate resumed the consideration of the unfinished business of the morning, to wit: The bill to amend the Constitution of North Carolina; the question pending at the time of taking the recess, being on the amendment offered by Mr. T. R. Caldwell.

The question on the adoption of which said amendment was decided in the negative: Yeas 14, nays 34.

Mr. T. R. Caldwell demanded the yeas and nays.

Those who voted in the affirmative, are:

Those who voted in the negative, are:


So the amendment was rejected.

Mr. Eborn moved to amend the first section of the bill by inserting the word "white," so as to make it read "all the free white men;" which amendment was adopted: Yeas 45, nays none.

Mr. Gilmer demanded the yeas and nays.

Those who voted in the affirmative, are:


In the negative, none.

So the amendment was adopted.

The question now recurred on the passage of the bill on its second reading, and resulted as follows, viz: Yeas 32, nays 16.

Mr. T. R. Caldwell demanded the yeas and nays.

Those who voted in the affirmative, are:

Those who voted in the negative, are:


The Speaker announced that three-fifths of the whole Senate having voted in the affirmative, the bill was passed its second reading.

On motion of Mr. Shepard, the Senate now adjourned until to-morrow morning, 10 o'clock.

Thursday, Jan. 23.

The Senate met according to adjournment.

Mr. Clarke introduced a resolution respecting the public printing; which was read the first time and passed.

Mr. McMillan introduced a bill to protect the Patrol in the county of Onslow; which was read the first time and passed, and on motion of Mr. Holte, the rule was suspended, and the said bill was read the second and third times and passed, and ordered to be engrossed.

Received a message from the House of Commons, stating that they have passed the following Engrossed Bills, in which they ask the concurrence of the Senate, viz:

A bill to lay off and improve a public road from Salisbury to Rockford, Surry county;
A bill to repeal an act passed in 1846-47, entitled an act
to provide for the opening and clearing out certain Creeks in
the counties of Iredell and Rowan;
A bill incorporating a Mutual Insurance Company, in the
town of Greensboro', N. C.;
A bill to lay off and establish a new county by the name
of Wilson;
A bill to incorporate the Neuse River Navigation Com-
pany.
Which bills were read the first time and passed.

Received a message from the House of Commons, announc-
ing that they have passed the following Engrossed Bills,
with amendments, in which they ask the concurrence of the
Senate, viz:

A bill to give the benefits of appeal to criminals, except in
capital cases;
A bill to amend the 51st section of the 102d chapter of
the Revised Statutes.
The said amendments were agreed to and the bills order-
ed to enrollment.

Mr. Bower introduced the following resolution, viz:

Resolved, That so much of the 15th rule as requires a bill
of a public nature to remain in the Senate a day for consider-
ation, be, and is hereby repealed.

Mr. Joyner moved to lay the resolution on the table, which
was not carried.
The resolution was then adopted.

On motion of Mr. G. W. Caldwell, the bill to amend the
Constitution of North Carolina, was made the special order
for this day at the hour of 4 o'clock, P. M.

On motion of Mr. Kelly, the Senate took up for consider-
ation, the bill for electing Judges of the Court of Pleas and Quarter Sessions, by the people, and for other purposes.

The bill was read the second time.

On motion of Mr. Woodfin, the bill was amended by adding the following as an additional section, viz:

"Be it further enacted, That a majority of Justices in any county, in Court assembled, may adopt or reject the provisions of this act, provided that if any county shall adopt the provisions of this act, the Judge and associate Justices for said county shall hold their office for the term for which they may have been elected."

The bill was further amended, on motion of Mr. Kelly, and passed its second reading.

On motion of Mr. Woodfin, the Senate proceeded to the consideration of the bill to incorporate the Western Bank, in the town of Greensboro', being on its third reading. The bill was amended, on motions of Messrs. Woodfin and Cameron.

The question on the passage of the bill the third time was decided in the affirmative: Yeas 31, nays 14.

Mr. Thompson demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Ordered that the said bill be engrossed.

On motion of Mr. Woodfin, the title of the bill was so amended as to read "A bill to increase the capital of the Bank of Cape Fear."

On motion of Mr. Cannady, the bill concerning the Raleigh and Gaston Railroad Company was made the special order for 7 o'clock this evening.

Mr. Lillington then called up for consideration the bill to amend an act passed in 1848-49, entitled an act to provide for the establishment of a State Hospital for the Insane, in North Carolina, and an act supplemental to the same. The bill was read the third time.

Mr. Lillington offered sundry amendments, which were adopted.

Mr. Sherrod moved to amend the same, by striking out $2,000, the amount of salary proposed in the bill, and insert $1,000; not agreed to.

Mr. Clarke moved further to amend the bill, by striking out the word "Commissioners," and inserting "General Assembly;" which motion was rejected.

The bill was then passed the third time and ordered to be engrossed.

Mr. Nixon introduced resolutions concerning the Wilmington and Manchester Railroad Company; which were read the first time and passed.

Received from the House of Commons the Pension Certificate of Martha Shears, which was countersigned by the Speaker of the Senate.

The Senate now proceeded to the consideration of the bill to incorporate the Newbern and Central Railroad Company. The bill was read the third time and amended.
The question on the passage of the bill on its third reading was decided in the negative: Yeas 14, nays 29.

Mr. T. R. Caldwell demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Bond moved to reconsider the vote just given on the passage of the bill to incorporate the Newbern and Central Rail Road Company; which motion was carried.

Received a message from the House of Commons, stating that they have passed the following Engrossed Bills, with amendments, in which they ask the concurrence of the Senate, viz:

A bill to amend an act to incorporate the town of Washington, being chapter 199 of the acts of the session beginning in 1846;

A bill to incorporate the Mechanics Saving’s society of Weldon.

The amendments were agreed to, and the said bills ordered to enrollment.

Also, stating that they have passed following Engrossed Bill, in which they ask the concurrence of the Senate, viz:

A bill declaring Dan River, from Madison to the Stokes
county line, a deep water course, and sufficient instead of a fence; which bill was read the first time and passed.

The bill to amend an act passed at the session of 1848-49, entitled an act to establish a Board of Directors for the Deaf and Dumb Institute in this State, was read the first time, passed, and ordered to be engrossed.

The bill to provide relief for purchasers of Cherokee lands, secure debts to the State, and authorize the sale of lands surrendered to the State under the acts of 1844-45 and 1846-47, was taken up and read the third time.

Mr. T. R. Caldwell offered the following amendment as an additional section to the bill, viz:

"Be it further enacted, That one third of the amount of the bonds of the debtors for Cherokee lands, and one third of the lands lying in Cherokee, Macon and Haywood, after the reduction made by virtue of this act, be, and is hereby pledged, to building the Turnpike Road from the East base of the Blue Ridge, at the Swannanoa Gap, to Salisbury."

Pending the consideration of which,

The Senate took a recess until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate resumed the consideration of the unfinished business of the morning, to wit: The bill for the relief of purchasers of Cherokee lands; the question pending at the time of taking the recess, being on the amendment offered by Mr. Caldwell, of Burke.
The question being on the adoption of which said amendment was decided in the negative: Yeas 17, nays 27.

Mr. T. R. Caldwell demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


So the amendment was rejected.

Mr. T. R. Caldwell moved the following amendment as an additional section to the bill, viz:

"Be it further enacted, That the bonds due for the purchase of Cherokee lands, from all persons living East of the Blue Ridge, after the reduction contemplated in this bill, be and are hereby pledged for building the Turnpike Road from the East base of the Blue Ridge to Salisbury."

Which said amendment was rejected.

Mr. Barringer then moved the following amendment as an additional section to the bill, viz:

"Be it further enacted, That none of the Commissioners herein allowed and authorized to be appointed shall be purchasers of the Cherokee lands, or liable on the Cherokee bonds, or in any way interested in either."

The question on the passage of which said amendment was decided in the affirmative: Yeas 32, nays 10.
Mr. T. R. Caldwell demanded the yeas and nays.

Those who voted in the affirmative, are:

Messrs. Arendell, Barrow, Barringer, Berry, Bond, Bonnet, Bynum, T. R. Caldwell, Drake, Eborn, Gilmer, Grist, Hargrave, Haughton, Her- ring, Hester, Joyner, Lane, Lillington, McMillan, Ma'loy, Nixon, Pender, Richardson, Rogers, Sessoms, Shepard, Sherrod, Thompson, Willey, William- son and Watt—32.

Those who voted in the negative, are:


So the amendment was adopted.

On motion of Mr. G. W. Caldwell, ordered that the bill be laid on the table.

The Senate now proceeded to the special order, viz: The bill to amend the Constitution of North Carolina, being on its third reading.

Mr. Haughton moved the following as an additional amendment to the bill, viz:

"Be it further enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same, That the Court of Pleas and Quarter Sessions of each and every county in this State, at the first term which shall be held, after the first day of March, A. D. 1851, shall appoint two inspectors to superintend the polls to be opened at each and every election precinct in said counties, for ascertaining, by ballot, the will of the freemen of North Carolina, relative to the meeting of a Convention, to amend and alter the Constitution of this State, delegates to which to be elected on the basis on which the members of the House of Commons are now elected; and if any Court
or Courts shall fail to make such appointment, or if any inspectors so appointed shall fail to act, it shall be the duty of the Sheriff or the person acting as his deputy on such occasion, some Justice of the Peace or freeholder present, to appoint an inspector or inspectors in place of him or them who failed to act, which inspectors, when duly sworn by some Justice of the Peace or freeholder, to perform the duties of the place with fidelity, shall have the same authority as it appointed by the Court.

"Be it further enacted, That it shall be the duty of the Sheriffs of the respective counties of this State, to open polls at the several election precincts in said counties, on the first Thursday in August, A. D. 1851, when and where all persons qualified by the Constitution to vote for members for the House of Commons, may vote for or against a State Convention; those who wish a Convention voting with a written or printed ticket, "Convention," and those who do not want a Convention, voting in the same way "No Convention," or against Convention.

"Be it further enacted, That it shall be the duty of the Sheriffs to make duplicate statements of their polls in their respective counties, sworn to before the Clerk of the County Court, one copy of which shall be deposited in said Clerk's office, and the other transmitted to the Governor of the State at Raleigh, within thirty days after said election; and if any Sheriff or other officers appointed to hold said election, shall fail to comply with the requirements of this act, he shall be liable to a fine of one thousand dollars, recoverable in the County or Superior Courts, to the use of the county whose officer he is, in an action of debt in the name of the State; and it shall be the duty of the County Solicitors to prosecute such suits.

"Be it further enacted, That it shall be the duty of the Governor to communicate to the next General Assembly, the result of said election.
The question on the adoption of which said amendment was decided in the negative: Yeas 14, nays 33.

Mr. Haughton demanded the yeas and nays.

Those who voted in the affirmative, are:

Messrs. Barringer, Bond, Bynum, T. R. Caldwell, Davidson, Gilmer, Hargrave, Haughton, Joyner, Lane, Lillington, Maileen, Richardson and Woodfin—14.

Those who voted in the negative, are:


Before the question was taken on the passage of the bill,

The Senate took a recess until 7 o'clock.

Seven o'clock, P. M.

The Speaker laid before the Senate a communication from the Public Treasurer in answer to a Resolution requiring him to communicate the names of the Superintendents of Common Schools, who have not made returns to the Literary Board, &c.; which, on motion of Mr. Bower, was ordered to be laid on the table, and on motion of Mr. Rogers, ordered to be printed.

The Senate resumed the consideration of the unfinished business of the last session, viz.: The engrossed bill to amend the Constitution of North Carolina.
The question on the passage of the bill on its third reading, resulted as follows:

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Barringer, Bond, Bynum, T. R. Caldwell, Davidson, Gilmer, Grist, Haughton, Joyner, Kelly, Lane, Lillington, Richardson, Sessoms, Willey and Woodfin—17.

The Speaker announced that three-fifths of the whole Senate having voted in the affirmative, the bill had passed its third reading.

A message was sent to the House of Commons, stating that the Senate have passed the following engrossed bills, in which they ask the concurrence of that body, viz:

A bill to incorporate Gaston Chapter, No. 10, of Ancient Free and Accepted Masons, in the town of Roxboro';

A bill to incorporate Person Lodge, of Free and Accepted Masons;

A bill for the better government of the town of Elizabeth City, in the county of Pasquotank, and for other purposes; and

A bill to increase the capital of the Bank of Cape Fear.

Also stating that the Senate have passed the following engrossed bill and resolutions, viz:

A bill to amend an act passed at the session of 1848-49, entitled an act to establish a Board of Directors for the Deaf and Dumb Institute, in this State; and
Resolutions in favor of John Berry and Hugh Waddell;
In which they ask the concurrence of the House of Commons.

On motion of Mr. Shepard, the bill to incorporate the Raleigh and Gaston Railroad Company was made the special order for to morrow, at the hour of 11 o'clock.

The bill concerning the State Capitol and the Public Square, was read the second time, amended, and passed.

The bill to provide relief for purchasers of Cherokee lands, secure debts due to the State, &c., was taken up and read the third time.

Mr. T. R. Caldwell moved the following amendment as an additional section to the bill, viz:

"Be it further enacted, That the bonds due for the purchase of Cherokee lands, from persons residing in the county of Burke, after the reduction of said bonds contemplated by this act, be and the same is hereby pledged to the construction of the Turnpike Road through the county of Burke; and that the Road in the county of Burke be let out at the same time that the contracts at the Western end are let out, so far as the funds will extend."

The question on the adoption of which said amendment was decided in the negative: Yeas 18, nays 22.

Mr. T. R. Caldwell demanded the yeas and nays.

Those who voted in the affirmative, are:

Those who voted in the negative, are:


So the amendment was rejected.

The question now recurred on the passage of the bill on its third reading, which was decided in the affirmative: Yeas 33, nays 14.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Ordered that said bill be engrossed.

On motion of Mr. Williamson, the Senate took up for consideration the engrossed bill to incorporate the Milton Saving's Institution; the bill was read the second time and passed, and, on motion of Mr. Bower, said bill was read the third time, passed, and ordered to be enrolled.

The bill to incorporate the Bank of Onslow, was read the third time.

The question, shall the bill pass its third reading, was decided in the negative: Yeas 15, nays 28.

Mr. Collins demanded the yeas and nays.
Those who voted in the affirmative, are:


Those who voted in the negative, are:


The bill to incorporate the Newbern and Central Rail Road Company was taken up, read the third time, amended, on motion of Mr. Washington, passed, and ordered to be engrossed.

The engrossed bill to facilitate the collection of rents; and,

The engrossed bill to incorporate the Jackson Savings Institution, were read the third time, passed, and ordered to be enrolled.

The bill to compensate the Clerk of the Public Treasurer for additional duties required by law to be performed, was read the third time, passed, and ordered to be engrossed.

The bill to incorporate the North Carolina Indian Mission School, in the county of Haywood, was read the third time. On motion of Mr. Thomas, ordered that the said bill be laid on the table.

The engrossed bill to incorporate the Garysburg and Oconeechee Plank Road Company, was read the third time, passed, and ordered to be enrolled.

The bill to incorporate the Cape Fear and Deep River Navigation Company; and,

The bill concerning capital cases, were read the third time, and ordered to be engrossed.
The bill to lay off and establish a new county by the name of ———, was read the third time.

On motion of Mr. Woodfin, the blank in the title to said bill was filled by inserting the word "Madison."

The question was then taken on the passage of the bill on its third reading, and decided in the affirmative: Yeas 26, nays 19.

Mr. Hester demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


A message was sent to the House of Commons, announcing that the Senate have passed the following Engrossed Bills, with amendments, in which they ask the concurrence of that body, viz:

The engrossed bill to amend the Constitution of North Carolina;

The engrossed bill to provide relief for purchasers of Cherokee lands, secure debts to the State, and authorize the sale of lands surrendered to the State under the acts of 1844-45 and 1846-47.

The Senate then adjourned until to-morrow morning, 10 o'clock.
The Senate met according to adjournment.

Mr. Clarke, from the Committee on Military Affairs, to whom was referred sundry memorials praying the repeal of the law passed at the last General Assembly, exempting persons over the age of 35 years from Militia duty, reported a bill to repeal the said law, which was read the first time and passed.

Mr. Bunting introduced the following resolution, viz:

Resolved, That the State Librarian prepare, and have printed, a Catalogue of all the books in the State Library; and shall report to each succeeding Legislature any increase or diminution to the said Catalogue; and that he shall procure and preserve in the Library, two of the principal Newspapers of the State.

Read first time and passed.

Mr. Washington presented the resignation of J. R. Croom, a Justice of the Peace for the County of Lenoir, which was read and accepted.

Received from the House of Commons, the resignation of Samuel E. Eborn, a Justice of the Peace for the county of Beaufort; which was read and accepted.

Received a message from the House of Commons, stating that they have rejected the engrossed bill entitled a bill to provide for the incorporation of Companies to construct Plank and Turnpike Roads, and for other purposes; and have laid on the table the following engrossed bills, viz:

A bill to make a road between Putman's Creek and Matamuskeet Lake;
A bill to prevent selling intoxicating liquors to free negroes and Indians, &c.;
A bill to prevent merchants from improper trading with minors;
A bill to improve the State road from Wilksboro', by the way of Jefferson, to the Tennessee line.

Received a message from the House of Commons, stating that they have passed the following Engrossed Bills, in which they ask the concurrence of the Senate, viz:

A bill to divide the 66th Regiment of Militia, in Forsythe county;
A bill concerning the Militia of Orange and Alamance;
A bill to amend an act passed in the year 1803, entitled an act for the government of the city of Raleigh;
A bill giving the election of Clerks and Masters in Equity to the people.
Which bills were read the first time and passed.

Also, that they have passed the following Engrossed Resolution and Bill, in which they ask the concurrence of the Senate, viz:

A resolution in favor of Elijah S. Moore, late Sheriff of Caldwell county;
A bill to extend the corporate limits of the town of Elizabeth City, in the county of Pasquotank.
Which Bill and Resolution were read the first, second and third time, passed, and ordered to be enrolled.

Mr. Haughton from the Joint Select Committee, to whom was assigned the duty to examine and enquire into the pecuniary affairs of the Institution for the Deaf and Dumb, submitted a report on the subject.
Ordered that a message be sent to the House of Commons proposing that the same be printed.
The Senate now proceeded to the consideration of the bill to incorporate the Raleigh and Gaston Rail Road Company. The question being on agreeing to the amendments proposed by the House of Commons; which said amendments are as follows, to wit:

"Strike out all after the word "having," in the 24th line of the 2d section, and insert "subscribed and paid the sum of four hundred thousand dollars, towards the reconstruction of said road, and in refitting the same for public use, then the said subscribers and their successors shall be entitled to receive and hold one half of the interest in the Raleigh and Gaston Rail Road Company, as is by this act incorporated. Strike out the word "sixty," wherever it occurs in the 3d section, and insert "ninety."

To come in as new sections 4th, 5th, 6th and 7th.

"§ 4. Be it further enacted, That as an inducement to the Stockholders, and all such persons as may have become bound to indemnify the State against loss by the reason of the loans made to the Raleigh and Gaston Rail Road Company, and guaranteed by the State, according to the provisions of the several acts of Assembly, passed in the years 1838 and 1840, to subscribe for stock in the Company hereby incorporated; that whenever the sum of four hundred thousand dollars shall have been thus subscribed, and shall have been paid and expended by said Company in putting the Raleigh and Gaston Rail Road in full and complete order, then the said stockholders and obligors shall be forever discharged from their liability to the State, by reason of the loans and guarantees aforesaid. And the Governor is hereby authorized to cause the suits now pending in Wake Superior Court against said persons, to be suspended until such times as he may be fully satisfied that the sum of four hundred thousand dollars have been subscribed and paid to said Company; whereupon the said suits are to be dismissed at
the cost of the defendants, provided that the work be commenced within one year and completed within three years from and after the ratification of this act.

"§ 5. Be it further enacted, That it shall be lawful for the executors or administrators of any deceased person, who became bound, in their lifetime, to indemnify the State of North Carolina against any loss, by reason of loans made to the Raleigh and Gaston Railroad Company, and guaranteed by the State, according to the provisions of the several acts of Assembly passed in 1838 and 1840, to subscribe for any amount of stock in the Company hereby incorporated, not exceeding the amount of said deceased person's liability to the State; and such subscription shall bind the estate of the testator or intestate; and the heirs, devisees, legatees, or next of kin, as the case may be, shall not charge the personal representative aforesaid as for a devastavit or otherwise: and in case the said heirs, devisees, legatees, or next of kin, shall attempt so to do, then no part of the provisions of this act, for releasing the sureties to the State, as aforesaid, shall ensue to the benefit, relief, or discharge of the testator or intestate, or his property or estate, whose heir, devisee, legatee, or next of kin, shall object to the subscription for stock by such executor or administrator. But the said testator or intestate, and his property and estate, shall remain liable as now they are or may be, in all respects as if this act had not been passed.

"§ 6. Be it further enacted, That when the property and estate of any infant under twenty-one years of age, shall be liable to the demands of the State, on account of the loans and guaranty in the preceding sections mentioned, it shall be lawful for the Guardian of such infant to subscribe, in behalf of his ward, for stock in the Company hereby incorporated, to an amount not exceeding the sum for which the property and estate of said ward is or would be liable to the State as aforesaid, and in case the said ward should attempt to
make his or her guardian liable to account to him or her for anything more than the stock subscribed and paid for by his or her guardian, then no part of the provisions of this act, for releasing the sureties to the State aforesaid, shall enure to the benefit, discharge, or relief of the said infant's property and estate, but the same shall remain bound, as it now is or may be, in all respects as if this act had not been passed.

"§ 7. Be it further enacted, That, in case of a domestic invasion or insurrection, the said Company shall transport the troops and munitions of war of the State of North Carolina, free of charge."

In the last line of the 3d section, strike out the words "same shall be subscribed," and insert the words "first day of October next."

Strike out the 14th section.

Strike out all after the enacting clause in the 20th section, down to the words "a Company," and insert "that, if by the first day of October next."

The question on agreeing to said amendments was decided in the negative: Yeas 17, nays 28.

Mr. Sherrod demanded the yeas and nays.

Those who voted in the affirmative, are:

Messrs. Cameron, Cannady, Davidson, Gilmer, Grist, Jones, Kelly, Lillington, Malloy, Pender, Richardson, Shepard, Speight, Thomas, Washington, Williamson and Woodfin—17.

Those who voted in the negative, are:

So the amendments were disagreed to.

On motion of Mr. Shepard,

 Ordered, That a message be sent to the House of Commons, proposing to appoint a Committee of Conference on said amendments, consisting of two on the part of each House.

Received a message from the House of Commons, proposing to raise a Joint Select Committee of three on the part of the House of Commons and two on the part of the Senate, to inquire into the condition of the public business, and report the earliest possible day for adjournment, consistent with the public interests.

Concurred in, and Messrs. Drake and Haughton appointed the Committee on the part of the Senate.

Received a message from the House of Commons, stating that they have passed the following Engrossed Bills and Resolutions, in which they ask the concurrence of the Senate, viz:

A resolution in favor of Joshua E. Lumsden;
A resolution for the relief of Augustin Landis, Clerk of the County Court of Granville;
A bill to divide the Regiment of Militia, in Stokes county;
A resolution in favor of James A. Turnell, late Sheriff of Johnson county;
A bill to incorporate the Montgomery Division, No. 77, of the Sons of Temperance.

Which were read the first, second and third times, passed, and ordered to be enrolled.

Also, a bill to amend an act, passed at the General Assembly of 1848-49, entitled an act to provide for a Turnpike Road from Salisbury west to the line of the State of Georgia; which was read the first time and passed.
Also, a bill to incorporate the Anson Plank Road Company; which was read the first time and passed.

Also, a bill to incorporate the Albemarle and Currituck Canal Company; which was read the first, second and third times, passed, and ordered to be enrolled.

The Engrossed Bill to repeal the first and second sections of an act of the General Assembly of 1848-'49, chapter 56, entitled an act concerning the President and Directors of the Literary Fund, was read the second and third times, passed, and ordered to be enrolled.

The bill to amend and carry into effect the 51st section of an act passed in 1848-'49, to incorporate the North Carolina Rail Road Company, was read the second time and amended, and, on motion of Mr. Bower, ordered to be laid on the table.

The resolution requesting the Governor of this State to return to the Governor of Vermont the Resolutions of Peace transmitted by him to the Governor of North Carolina, was read the second and third times, passed and ordered to be engrossed.

The bill to alter the time of holding the Superior Courts of Law and Equity, for the county of Orange, was read the second time, and on motion of Mr. Haughton, ordered to be laid on the table.

The bill to amend an act passed at the session of 1848-'49, entitled an act to amend the acts now in force on the subject of Common Schools, was read the second and third times, amended, passed, and ordered to be engrossed.

The Senate took a recess until 3 o'clock, P. M.
Three o'clock, P. M.

Received a message from the House of Commons, concurring in the amendments proposed by the Senate, to the Engrossed bill, entitled a bill, to amend the Constitution of North Carolina.

The Senate passed upon sundry recommendations of Justices of the Peace.

The bill to provide that copies of certain papers on file in the office of Secretary of State, relating to Cherokee lands, shall be evidence in certain cases; and,

The bill to authorize the citizens of the town of Averasboro', in the county of Cumberland, to elect Commissioners for said town, were read the second and third times, passed, and ordered to be engrossed.

The bill to repeal an act passed at the session of the General Assembly of 1848-49, entitled an act to repeal the act of 1846-47, entitled an act to lay off and establish the county of Polk; and also to repeal an act passed at the session of 1848-49, entitled an act supplemental to an act passed at the present session of the General Assembly, repealing the law establishing a county by the name of Polk, was read the second time and passed.

The question being put on the passage of said bill the third time, was decided in the affirmative: Yeas 25, nays 20.

Mr. Pender demanded the yeas and nays.

Those who voted in the affirmative, are:

Messrs. Arendell, Barringer, Bower, Bunting, Bynum, T. R. Caldwell, G. W. Caldwell, Davidson, Gilmer, Grist, Hargrave, Haughton, Her-
Those who voted in the negative, are:


Ordered that said bill be engrossed.

Mr. Cameron introduced a resolution, authorizing the sale of the Raleigh and Gaston Railroad; which, on motion of Mr. Haughton, was ordered to be laid on the table.

The bill to amend an act entitled an act to incorporate the town of Charlotte, in the county of Mecklenburg, was read the second and third times, passed, and ordered to be engrossed.

The bill authorizing the electing of Magistrates in the county of Onslow, was read the second time and passed.

The bill for electing Judges of the Court of Pleas and Quarter Sessions by the people, and for other purposes, was read the third time, passed, and ordered to be engrossed.

The engrossed bill to repeal the first and second sections of an act of the General Assembly of 1848-49, chapter 56, entitled an act concerning the President and Directors of the Literary Fund, was read the second and third times, and ordered to be enrolled.

The bill regulating the proceedings when the estate of a deceased person is insolvent, was read the second time, and, on motion of Mr. Washington, ordered to be laid on the table.
Mr. Haughton, from the Joint Select Committee upon the subject, reported the following resolution, viz:

Resolved, That a message be sent to the House of Commons, proposing to that body to rescind the joint Resolution of the two Houses, fixing Monday the 27th inst., as the day of adjournment, and proposing that the two Houses will adjourn on Wednesday, the 29th inst., at 8 o'clock, A. M., sine die.

The question on the adoption of the Resolution, was decided in the affirmative: Yeas 27, nays 20.

Mr. Joyner demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The bill to establish a Superior Court of Law and Equity for the county of Watauga, was read the second and third times, amended, on motion of Mr. Bynum, passed, and ordered to be engrossed.

The resolution in favor of A. Rencher and Charles Manly, was read the second time; the question on the passage of which said resolution was decided in the negative: Yeas 16, nays 29.

Mr. Gilmer demanded the yeas and nays.
Those who voted in the affirmative, are:

Messrs. Arendell, Bunting, Clarke, Eborn, Gilmer, Haughton, Jones, Lane, Lillington, McMillan, Malloy, Pender, Rogers, Shepard, Washington and Woodfin —16.

Those who voted in the negative, are:


So the Resolution was rejected.

The bill to ascertain the will of the freemen of North Carolina, as to the call of a Convention on the Federal Basis, was taken up, and, on motion of Mr. Bynum, made the special order for to-morrow at 11 o'clock.

Received a message from the House of Commons, concurring in the proposition of the Senate to raise a Committee of Conference, consisting of two members from each House, on the subject of the Raleigh and Gaston Rail Road, and stating that Messrs. R. M. Saunders and Maultsby constitute the House branch of the Committee.

Messrs. Joyner and Shepard were appointed the Committee on the part of the Senate, and the House of Commons informed thereof.

Received a message from the House of Commons, stating that they concur in the proposition of the Senate to rescind the joint order by which the two Houses agreed to adjourn on the 27th inst., and that they likewise concur in the proposition of the Senate that the two Houses adjourn on the 29th inst., at 8 o'clock, A. M.
Seven o'clock, P. M.

On motion of Mr. Washington, leave of absence was granted to the Senator from Camden and Currituck, from and after Monday next.

Mr. Bynum introduced a resolution in favor of R. Tucker & Son, and others; which was read the first, second and third times, passed, and ordered to be engrossed.

The engrossed bill, supplemental to an act passed by the present General Assembly, entitled an act to lay off and establish a new county by the name of Yadkin, was read the second and third times, and ordered to be enrolled.

Received a message from the House of Commons, stating that they have passed the following engrossed bills and resolutions in which they ask the concurrence of the Senate, viz:

A resolution in favor of Henry Castleberry;
A resolution to issue a new warrant for Willis Gregory;
A resolution in favor of Alexander Duckworth;
A resolution in favor of Samuel B. Dozier;
A bill authorizing the Justices of the Court of Pleas and Quarter Sessions of the county of Warren, to sell certain property belonging to said county;
A bill to incorporate the Trustees of the Clinton Female Institute, in the county of Sampson;
A bill for the better regulation of the town of Wilson, in Edgecomb county; which were read the first, second, and third times, passed, and ordered to be enrolled.

Also, a bill in relation to exchange of notes between the several Banks of this State; which was read the first and second times and passed.
Also, a bill to incorporate Washington Division, No. 27, of the Sons of Temperance;

A resolution in favor of Sarah Avery;

A bill to incorporate Tuscarora Lodge, No. 122, of Ancient York Masons;

A bill for the benefit of Thomas Greggs, administrator of Samuel B. Dozier, late Sheriff of Currituck county, and for other purposes;

A bill to authorize James S. Turner to build a Toll Bridge across Rocky River, on his own lands, in Stanly and Anson counties, at or near said Turner's Mill;

A bill to restore jurisdiction to the County Courts of Yancy and Henderson counties;

A bill to extend the powers of the Commissioners of the town of Franklinton, and for other purposes;

A bill in respect to the payment of the original panel of jurors for the county of Beaufort;

A bill to amend an act to establish the Bank of Fayetteville, passed at the last session of the General Assembly;

A bill to regulate the fishing with seines in North River, in the counties of Camden and Currituck;

Which bills and resolution were read the first, second, and third times, passed, and ordered to be enrolled.

Also, a bill concerning Indictments; which was read the first and second times and rejected.

Also, a bill regulating the Emancipation of Slaves by last will and testament; which was read the first time and passed.

Also, a bill to protect Wells, Springs, and Cisterns of water against wilful injury; which was read the first, second, and third times, amended, on motion of Mr. T. R. Caldwell, and passed, and a message sent to the House of Commons, asking their concurrence in said amendment.
Also, a bill to incorporate the Roanoke Valley Railroad Company; which was read the first time and passed.

Also, a bill to incorporate the Yadkin Navigation Company; which was read the first time and passed.

Also, a bill to incorporate the Neuse River Navigation Company; which was read the first, second, and third times, amended, on motion of Mr. Watson, and passed, and a message sent to the House of Commons, asking their concurrence in said amendment.

Mr. T. R. Caldwell introduced a bill to provide Law books for the Supreme Court at Morganton; which was read the first, second, and third times, passed, and ordered to be engrossed.

The bill to incorporate the North Carolina Transportation and Mining Company, was read the second and third times, passed, and ordered to be engrossed.

The bill concerning the Militia was read the second time and passed: Yeas 21, nays 21.

Mr. Cannady demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Mr. Hoke, who occupied the Chair, temporarily, voted in the affirmative.

So the bill passed its second reading.

Mr. Lane moved to reconsider the vote disagreeing to the amendment proposed by the House of Commons, to the Raleigh and Gaston Rail Road Company.

On motion of Mr. Cannady, the motion to reconsider, was laid on the table.

Mr. Gilmer introduced a bill to incorporate Yadkin Lodge, No. 30, of Independent Order of Odd Fellows, which was read the first, second and third times, and ordered to be engrossed.

A message was sent to the House of Commons, stating that they have passed the following engrossed bill, in which they ask the concurrence of the House, viz:

A bill to incorporate the Newbern and Central Rail Road Company.

Received a message from the House of Commons, stating that they have concurrred in the amendment proposed by the Senate to the engrossed bill, entitled a bill, to provide relief for purchasers of Cherokee lands, secure debts due to the State, and authorize the sale of lands surrendered to the State under the acts of 1844-'45 and 1846-'47.

A message was sent to the House of Commons, asking their concurrence in the following Engrossed Bills and Resolutions, passed by the Senate, viz:

A bill to compensate the Clerk of the Public Treasurer for additional duties required by law to be performed by him;

A bill to incorporate the Cape Fear and Deep River Navigation Company;
A bill to lay off and establish a new county by the name of Madison;
A bill to incorporate the Saint John College, Oxford;
A bill to amend an act passed in 1848-'49, entitled an act to provide for the establishment of a State Hospital for the Insane in North Carolina, and an act supplemental to the same;
A bill concerning trials in capital cases;
A bill to protect the Patrol in Onslow county;
A bill for the better regulation of the Wardens of the poor, for the county of Duplin, and for other purposes;
A bill authorizing H. Andrews, late Sheriff of Randolph county, to collect arrears of taxes;
A bill concerning Deeds of Trust and Marriage settlements;
A bill to incorporate Radiance Lodge of Ancient York Masons, in the Town of Snow Hill;
A bill to incorporate the Dibble Steam Boat Company;
A bill to incorporate Contentnea Lodge, of Independent Order of Odd Fellows, in the town of Snow Hill;
A bill to extend the jurisdiction of Justices of the Peace in certain cases;
A bill for the better protection of Femes Covert;
A bill to lay off a public road in the county of Rutherford;
A bill for the better administration of justice in the county of Carteret;
A bill concerning the State Capitol and Public Square; and
A bill to incorporate the Mining and Transportation Company.

On motion of Mr Bynum, the Senate then adjourned until to-morrow morning, 10 o'clock.
The Senate met according to adjournment.

The following engrossed bills and resolution, from the House of Commons, were read the first, second, and third times, and ordered to be enrolled, viz:

- A bill to incorporate the Trustees of Cedar Grove Academy, in the county of Orange;
- A resolution in favor of Mary W. Fuller, of the county of Franklin;
- A bill to extend the time of holding the County Courts of Hyde;
- A bill concerning Plank and Turnpike Roads;
- A bill to amend an act passed at the session of 1848-49, entitled an act to incorporate the Fayetteville and Western Plank Road Company;
- A bill to incorporate the Chatham Guards; and
- A bill authorizing the transfer of books, bonds, &c., from the Treasurer's office to the agent of the State for the collection of Cherokee land bonds.

The bill concerning the Militia was read the third time, and the question, "Shall the bill pass its third reading?" was decided in the negative: Yees 20, nays 23.

Mr. Cannady demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Barrow, Bower, Butting G. W. Caldwell, Cameron, Can-

The Senate proceeded to the consideration of the order of the day, viz: The Engrossed Bill to ascertain the will of the freemen of North Carolina, as to the call of Convention on the Federal Basis, it being on the second reading. After debate, the further consideration of the subject was postponed until 4 o'clock this afternoon.

Mr. Bynum asked for and obtained leave of absence for Mr. Kelly, Senator from Moore and Montgomery, from and after to-day.

The Senate took a recess until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The following Engrossed Bills from the House of Commons, were read the first, second and third times, passed, and ordered to be enrolled, viz:

A bill to incorporate the Trustees of the Female Academy, in the town of Franklinton;

A bill to pay the talis Jurors in the county of Chatham, the same compensation as is paid to Jurors of the regular panel;

A bill to revive an act passed at the session of 1842-43, entitled an act to incorporate Elizabethtown;

A bill to prohibit obstructions to cart-ways in Cherokee county;

A bill to repeal an act passed at the session of 1848-49, entitled an act to amend the 48th chapter of the Revised
Statutes, entitled an act concerning fences, so far as relates to land on the Meherrin River in the county of Hertford;

A bill concerning the distribution of the School Fund, in the county of Alamance;

A bill to establish the dividing line between the counties of Orange and Alamance;

A bill to prevent, during a part of each week, the fishing with seines in or near the mouth of Perquimons River, and for other purposes;

A bill to improve Haw River.

The engrossed bill to provide for a survey of a Rail Road from Salisbury to the Tennessee line, was read the first and second times, and passed.

The Senate now resumed the consideration of the unfinished business of the morning, viz: The engrossed bill to ascertain the will of the freemen of North Carolina, as to the call of a Convention on the Federal Basis. The question on the passage of this bill on its second reading, was decided in the negative: Yeas 13, nays 36.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


So the amendment was rejected.

The Senate took a recess until 7 o'clock, P. M.
Mr. Bynum introduced a bill concerning the Militia, which was read the first time and passed.

Received a message from the House of Commons, stating they have passed the following Engrossed Bills from the Senate, with amendments, in which they ask the concurrence of the Senate, viz:

A bill to amend the 7th section of the 6th chapter of the Revised Statutes, in relation to apprentices, &c.;
A bill to lay off and establish a new county by the name of Hooper;
A bill to incorporate the Conrad and Taylorsville Plank Road Company;
A bill to incorporate the Roanoke and Tar River Plank Road Company;
A bill to incorporate Conoho Lodge, No. 131, in the town of Hamilton;
A bill to incorporate Theophilus Division, No. 57, Sons of Temperance in the town of Murfreesboro';
A bill to incorporate Hanks Lodge, No. 128, of Ancient York Free and Accepted Masons;
A bill to authorize Josiah O. Watson to erect a Dam on Neuse River;
A bill to enlarge the power of the Commissioners of the town of Wilmington;
A bill to incorporate Fulton Lodge, No. 99, of Ancient York Masons in the town of Salisbury;
A bill to incorporate Tuscarora Lodge, No. 22, of Independent Order of Odd Fellows in Kinston, N. C.;
The amendments were agreed to, and the bills ordered to enrollment.

The engrossed bill to amend an act passed in the year
1803, entitled an act for the government of the City of Raleigh, was read the second and third times, amended, on motion of Mr. Jones, and passed, and a message sent to the House of Commons asking their concurrence in said amendments.

The engrossed bill to lay off and establish a new county by the name of Wilson, was read the second time.

Mr. Thompson moved to amend the bill, by adding the following proviso, viz:

"Provided, That three-fourths of the qualified voters for members of the House of Commons, in the limits of the proposed county of Wilson, shall vote for the erection of said county, at an election to be held according to the provisions of an act to be passed supplemental to this act."

Mr. Drake offered the following proviso, as an amendment to the amendment, viz:

Provided, further, That the portion of the county of Nash proposed by the bill to be attached to the new county of Wilson, shall not be so attached, unless a majority of the votes cast in that part of the county of Nash, at the said election, shall be in favor thereof."

The amendment to the amendment was rejected.

The question was then taken on the amendment of Mr. Thompson, and decided in the negative: Yeas 19, nays 22.

Those who voted in the affirmative, are:


Those who voted in the negative, are:
So the amendment was rejected.

Mr. Thompson moved that the bill be indefinitely postponed; which motion was carried.

Mr. Gilmer introduced a resolution in favor of Henry W. Miller; which was read the first, second, and third times, and ordered to be engrossed.

The bill to provide for the survey of a Railroad from Salisbury to the Tennessee line, was read the third time.

Mr. Bynum moved to amend the bill so as to provide for a survey by way of Morganton and the Swannanoa Gap; also, from Salisbury, by way of Lincoln, Rutherford, and the Reedy Patch Gap, to the Tennessee line; also, from Charlotte, by way of the Swannanoa and Reedy Patch Gaps, to the Tennessee line.

Said amendments were rejected.

The question on the passage of the bill on its third reading was determined in the affirmative: Yeas 34, nays 6.

Mr. Bynum demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

The bill to incorporate the Yadkin Navigation Company was read the third time, passed, and ordered to be enrolled.

The bill to incorporate the town of Concord, in the county of Cabarrus, was read the second and third times, passed, and ordered to be enrolled.

The following engrossed bill was read the first, second, and third times, passed, and ordered to be enrolled, viz:

A bill to incorporate the Buncombe Manufacturing Company.

The following engrossed bills and resolutions were read the second and third times, passed, and ordered to be enrolled, viz:

A bill to lay off and improve a public road from Salisbury to Rockford, Surry county;
A bill to repeal an act passed in 1846-'47, entitled an act to provide for the opening and clearing out certain creeks in the counties of Iredell and Rowan;
A bill declaring Dan River from Madison to the Stokes county line, a deep water river, and sufficient instead of a fence;
A resolution to pay John A. Roseboro $14 19;
A bill to extend the limits of the town of Kenansville, in Duplin county;
A bill to incorporate the Salisbury and Taylorsville Plank Road Company;
A bill to incorporate the Granville Plank Road Company;
A bill to incorporate the Raleigh and Summerville Plank Road Company;
A bill to incorporate Silico Division, No. 131, of the Sons of Temperance;
A bill to incorporate Pasquonaux Lodge, No. 103, of An-
cient York Masons, of the town of Elizabeth City, and county of Pasquotank;

A bill to incorporate Cedar Hill Division, No. 16, of the Sons of Temperance;

A bill to incorporate Cold Stream Division, No. 30, of the Sons of Temperance;

A bill to incorporate Lumberton Division, No. 44; of the Sons of Temperance.

A bill to incorporate Pasquotank Division, No. 21, of the Sons of Temperance, of Elizabeth City, Pasquotank county;

A bill to incorporate Samaritan Lodge, No. 31, of Independent Order of Odd Fellows, located at Chapel Hill, in the county of Orange.

A bill to repeal an act passed by the General Assembly of 1844-'45, entitled an act to attach that portion of Carteret county, known as Ocracoke, to the county of Hyde, chapter 25, page 31, was read the second time. Mr. Sherrod moved an amendment, whereupon, on motion of Mr. Grist, the bill and amendment were ordered to be laid on the table: Yeas 18, nays 16.

Mr. Arendell demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The Engrossed Bill to repeal an act of the General Assembly of 1848-'49, chapter 93, entitled an act to amend an act passed at the last General Assembly, entitled an act to provide for the apprehension of runaway slaves in the Great
Dismal Swamp, and for other purposes, was read the first, second and third times, amended, on motion of Mr. Bynum, and passed, and a message sent to the House of Commons asking their concurrence in said amendment.

The Engrossed Bill to incorporate the Mutual Insurance Company of Greensboro', N. C., was read the second and third times, amended, and passed, and a message sent to the House of Commons asking their concurrence in said amendments.

The Engrossed Resolution authorizing the Governor to furnish the Clerk and Master of the counties of Yancey, Rutherford and Alexander with seals of office, was read the second and third times, amended, and passed.

On motion of Mr. Bower, the vote on the passage of the Resolution, was reconsidered, and said Resolution indefinitely postponed.

A message was sent to the House of Commons, stating that the Senate has passed the following engrossed bills and resolution, in which they ask their concurrence, viz:

A bill to authorize the citizens of Averasborough, in the county of Cumberland, to elect Commissioners for said town;

A bill to amend an act passed at the session of 1848-49, entitled an act to amend the acts now in force on the subject of Common Schools;

A resolution requesting the Governor of this State to return to the Governor of Vermont the Resolutions of Peace transmitted to this State;

A bill to repeal an act passed at the session of the General Assembly of 1848-49, entitled an act to repeal the act of 1846-47, entitled an act to lay off and establish the county of Polk; and also to repeal an act passed at the session of 1848-49, entitled an act supplemental to an act passed at the present session of the General Assembly, repealing the law establishing a county by the name of Polk;
A bill for electing Judges of the Courts of Pleas and Quarter Sessions by the people, and for other purposes;
A bill to provide that copies of certain papers on file in the office of the Secretary of State, relating to Cherokee lands, shall be evidence in certain cases; and
A bill to establish a Supreme Court of Law and Equity for the county of Watauga.

The Senate now adjourned until Monday morning, 10 o'clock.

MONDAY, JAN. 27.

The Senate met according to adjournment.

A message was sent to the House of Commons, stating that the Senate have passed the following Engrossed Bills and Resolutions, in which they ask their concurrence:

A bill to amend an act entitled an act to incorporate the town of Charlotte, in the county of Mecklenburg;
A bill to authorize the electing special Magistrates for the county of Onslow, &c.;
A bill to incorporate the Buncombe Manufacturing Company;
A bill incorporating Yadkin Lodge, No. 30, of Independent Order of Odd Fellows;
A bill to provide Law Books for the Supreme Court at Morganton;
A resolution in favor of R. Tucker & Son, and others;
A bill to incorporate the North Carolina Transportation and Mining Company;
A resolution in favor of H. W. Miller.

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Mr. Bond, on leave, introduced a bill to regulate the pay of members of the Legislature; which was read the first time and passed.

Mr. Thomas, from the Committee on Internal Improvements, to whom was referred a Resolution for the extension of the North Carolina Rail Road, reported a resolution as a substitute; which was read and laid on the table.

Mr. Washington introduced a resolution in favor of Samuel W. Shadwick; which was read the first, second and third times, passed, and ordered to be engrossed.

Mr. Cameron introduced a memorial concerning the Fayetteville and Centre Plank Road; which was read and ordered to lie the table.

The bill concerning the Militia was read the second and third times, passed, and ordered to be engrossed.

The bill to amend the Constitution of North Carolina so as to provide for the election of Judges by the people, was read the third time.

The question shall the bill pass its third reading, resulted as follows, viz:

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Bond, Berry, Bynum, T. R. Caldwell, Davidson, Eborn, Gilmer, Grist, Lane, Malloy, Pender, Richardson, Rogers, Sessoms, Shepard, Thomas, Willey, Williamson and Woodfin—19.
Three-fifths of the Senate not voting in the affirmative, the bill was rejected.

The Speaker announced that Messrs. Drake and Pender constitute the Senate branch of the Committee on Enrolled Bills for this week.

The engrossed bill in relation to the exchange of notes between the several Banks in this State, was read the third time, passed, and ordered to be enrolled.

The bill to incorporate the Onalifta and Quallatown Turnpike Company, was read the third time, passed, and ordered to be engrossed.

The bill to amend the Constitution of North Carolina, so as to provide for the election of Justices of the Peace by the people, was read the second time.

The question on the passage of the bill was decided in the negative: Yeas 18, nays 23.

Mr. Hoke demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The bill to tax the sale of vehicles not the manufacture of this State, was read the second time, amended, on motion of
Mr. Eborn, and, on motion of Mr. Washington, ordered to be laid on the table.

The resolution to regulate the printing of the Acts of the Assembly, was read the second time and rejected.

The engrossed bill to incorporate the Roanoke Valley Railroad Company, was read the second time and rejected.

On motion of Mr. Clarke, the vote by which said bill was rejected was reconsidered.

The bill was then read the third time, passed, and ordered to be enrolled.

The bill to incorporate the Beaufort and North Carolina Railroad Company, was read the second time, and, on motion of Mr. Bower, ordered to be laid on the table.

The resolution proposing a transfer of two thousand shares of stock from the Raleigh and Wilmington Railroad to the Wilmington and Manchester Railroad, was read the second time.

Mr. T. R. Caldwell offered the following amendment to said resolution:

"Be it further Resolved, That a like amount of the State's stock in the Wilmington and Raleigh Railroad be transferred to the Yadkin Navigation Company, under the same conditions, rules, regulations, and restrictions, as is provided in the foregoing resolution for a transfer of the same amount of said stock to the Wilmington and Manchester Railroad Company."

Mr. Hoke offered the following as an amendment to the amendment, viz:

"Provided, That said transfer be not made until after the completion of the Central Railroad."

Which, on motion of Mr. Hoke, was withdrawn.
The question was then taken on the amendment of Mr. T. R. Caldwell, and decided in the negative: Yeas 19, nays 26.

Mr. Bower demanded the yeas and nays.

Those who voted in the affirmative, are:

Messrs. Arendell, Barrow, Bower, Barringer, Bynum, T. R. Caldwell, Cameron, Clarke, Davidson, Gilmer, Hargrave, Haughton, Jones, Lane, Lillington, Malloy, Thomas, Washington and Woodfin—19.

Those who voted in the negative, are:


Mr. Arendell then offered the following amendment, viz:

And be it further Resolved, That two thousand shares of the stock owned by the State in the Wilmington and Raleigh Rail Road, be, and is hereby, transferred from said Wilmington and Raleigh Rail Road Company, to the construction of a Rail-Road from Beaufort Harbor to the town of Newbern.

Which was rejected.

Mr. Gilmer offered the following amendment as a substitute for the original Resolution, viz:

Resolved, By the General Assembly of the State of North Carolina, that the Public Treasurer of the State be, and is hereby authorized and directed, to subscribe, in the name of the State, for two thousand shares of the capital stock of the Wilmington and Manchester Rail Road Company, and also to subscribe for two thousand shares of capital Stock of the Newbern and Central Rail Road Company, chartered at the present session of the General Assembly, provided that the said Railroad Companies will each agree in due form of law according to their respective charters, to accept in payment
for said subscriptions, two thousand shares of the Stock belonging to the State in the capital of the Wilmington and Raleigh Rail Road Company; and the Public Treasurer is further authorized and directed to assign and transfer to the said Wilmington and Manchester and Newbern and Central Rail Road Companies or their assigns respectively, the said two thousand shares of said capital Stock of the Wilmington and Raleigh Railroad Company, that is to say 2000 shares to each, whenever the said Wilmington and Manchester Railroad Company and said Newbern and Central Railroad Company will each issue to the State and deliver to the Public Treasurer certificates for a corresponding number of shares in the capital Stock of the Wilmington and Manchester and said Newbern and Central Railroad Companies.

Resolved further. That unless said Railroad Companies will, in due form of law, agree to accept the foregoing proposition within two years from the passage of these Resolutions, the same shall be null and void.

Resolved further. That nothing in the foregoing resolutions shall be taken or construed as an engagement, on the part of the State of North Carolina, to become responsible for or on account of any other dealings, acts, or contracts of the said Wilmington and Manchester, and said Newbern and Central Railroad Companies, or for any loss or discount, if there shall be any, upon a sale of the stock hereby authorized to be transferred and assigned.

Resolved further. That the assignment and transfer of Wilmington and Raleigh Railroad stock to the Newbern and Central Railroad Company, herein before provided for, shall not be made until stock in said last named Company shall have been subscribed, by private individuals, to the amount of one hundred and sixty-seven thousand dollars, and at least twenty-five thousand dollars of said subscription actually paid in.

The substitute offered by Mr. Gilmer was accepted; and the question on the passage of said resolutions on their second reading, as amended, was decided in the affirmative: Yeas 26, nays 20.

Those who voted in the affirmative, are:

Those who voted in the negative, are:


The question, "Shall the resolutions be now read a third time?" was determined in the affirmative: Yea, 21; nay, 20.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The Resolutions being read the third time, Mr. T. R. Caldwell again offered his amendment, which was rejected on the second reading of the bill.

Mr. Hoke now offered the following amendment as a substitute for the amendment of Mr. T. R. Caldwell, viz:

Resolved, That one thousand shares of said Stock be transferred to the construction of the Charlotte and South Carolina Railroad, on the same terms and under the same restrictions as provided for by the Resolution making the transfer to the Manchester and Wilmington Railroad Company, and one thousand to the Yadkin Navigation Company on like terms.

Which was adopted.
Mr. Eborn offered the following proviso, which was also adopted, viz:

"Provided, That in no event shall the said stock be sold below par value."

The question now recurred on the passage of the Resolutions as amended, which was determined in the negative: Yeas 10, nays 34.

Mr. Cannady demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Arendell, Barrow, Berry, Bower, Bond, Bynum, Bunting, G. W. Caldwell, Cannady, Clarke, Collins, Drake, Eborn, Grist, Haughton, Herring, Hester, Hoke, Jones, Joyner, Lillington, Malloy, Pender, Richardson, Rogers, Sessoms, Sherrod, Speight, Thompson, Watson, Willey, Williamson, Wooten and Watt—34.

So the Resolutions were rejected.

On motion of Mr. Clarke, the vote by which said Resolutions were rejected, was reconsidered.

On motion of Mr. Lillington, the vote on the adoption of Mr. Hoke's amendment was reconsidered, and said amendment was disagreed to.

Mr. Bynum moved to strike out the substitute of Mr. Gilmer, which was carried.

The original Resolution being now read the third time,
Mr. Washington moved to amend the same by adding the following proviso to the first section, viz:

"Provided, That the said Stock shall not be sold below par, either directly or indirectly."
Which was adopted.

The Resolutions as amended, were then read and passed the third time, and ordered to be enrolled.

Mr. Joyner, from the Committee of Conference on the amendments to the Raleigh and Gaston Railroad Bill, made a report recommending to the House of Commons to recede from their amendments and adopt the amendment recommended in said report.
Ordered that the same be sent to the House of Commons.

The Senate then took a recess until 3 o'clock.

Three o'clock, P. M.

Mr. Bynum introduced a resolution authorizing the Governor to furnish the Clerks of Watauga and Madison with the standard of Weights and Measures; which was read the first, second and third times, passed, and ordered to be engrossed.

Mr. Woodfin introduced a bill supplemental to an act of the present session of the General Assembly, entitled an act to lay off and establish a new county by the name of Madison, which was read the first, second and third times, and ordered to be engrossed.
The following engrossed bills were read the third time, passed, and ordered to be enrolled:

A bill concerning the county of Alamance;
A bill to divide the 66th Regiment of Militia, in Forsyth county.

The following engrossed bills and resolutions were read the first, second and third times, passed, and ordered to be enrolled, viz:

A bill to incorporate the town of Lenoir in Caldwell county;
A bill to improve the Navigation of Raps Swamp Creek in the county of Robeson;
A bill to amend the 4th section of the 12th chapter of the Revised Statutes, concerning Bastard Children;
A bill supplemental to the several Plank Read charters, passed at the present session of the General Assembly;
A bill to authorize the investment of Trust Funds in the Bonds and Certificates of the State;
A bill to incorporate the Conrad Hill Gold Mining Company;
A bill to incorporate Dan River Lodge, No. 129, in the town of Madison, Rockingham county;
A bill to require purchasers to pay the fees for inspecting Turpentine;
A resolution directing the Adjutant General to publish copies of the Muster Rolls of the Soldiers of the War of 1812;
A resolution to pay Wm. H. Whitson $145 76.

The engrossed resolution requesting our Senators and Representatives in Congress, to endeavor to procure a Hydrographic survey of the Waters lying between Pamlico Sound and Beaufort Harbor, was read the second and third times, passed, and ordered to be enrolled.
The resolution in favor of James G. Dickson, was read the second and third time, and ordered to be enrolled.

The engrossed bill regulating the emancipation of slaves by last Will and Testament, was read the second time, and ordered to lie on the table.

The engrossed bill to amend the inspection Laws, was read the first, second and third times, and ordered to be enrolled.

The engrossed resolution providing for the publication of Colonial Records, and for other purposes, was read the first, second and third times, amended, and passed, and a message sent to the House of Commons, asking their concurrence in said amendment.

Received a message from the House of Commons, stating that Messrs. Cherry, of Bertie, Avery, Drake and Ruffin form the House branch of the Committee on Enrolled Bills for the present week.

Also, proposing that each House increase the number of said Committee for the present week, by the addition of three from each House.

Concurred in, and Messrs. Cannady, Herring and Willey appointed on the part of the Senate.

Received a message from the House of Commons, stating that they have passed the engrossed bill from the Senate, concerning the Seaboard and Roanoke Railroad Company, with sundry amendments, in which they ask the concurrence of the Senate.

The amendments were agreed to, except No. 2, for which a substitute was adopted, on motion of Mr. Joyner, and a message sent to the House of Commons asking their concurrence in the same.
Said message also stated that the House of Commons have passed the engrossed bill to incorporate the Tuckasegee and Keowee Turnpike Company, with an amendment, in which they ask the concurrence of the Senate.

The amendment was agreed to and the bill ordered to enrollment.

A message was received from the House of Commons, informing that they have passed the engrossed bill from the Senate, entitled a bill to establish a Superior Court of Law and Equity for the county of Watauga, with amendments, in which they ask the concurrence of the Senate.

The amendments were concurred in, and the bill ordered to enrollment.

The message also asked the concurrence of the Senate in the following resolution, viz:

Resolved, That the Speakers of the two Houses be authorized to ratify and sign all bills and resolutions which have been duly enrolled in their Chambers.

Concurred in, and the House of Commons informed thereof:

Received a message from the House of Commons, stating that they have laid on the table the engrossed bill, entitled a bill to amend an act passed in 1848-49, entitled an act to provide for the establishment of a State Hospital for the Insane, in North Carolina, and an act supplemental to the same.

Also, that they have concurred in the amendments proposed to the engrossed bill to amend an act passed in the year 1803, entitled an act for the government of the city of Raleigh.

Also, that they have passed the engrossed resolutions en-
titled resolutions to appoint certain persons Commissioners to make an award in the case of the Literary Board and Messrs. Cosby, in which they ask the concurrence of the Senate.

The resolutions were read the third time, passed, and ordered to be laid on the table.

Received a message from the House of Commons, announcing that they refuse to recede from the amendments heretofore made in that House, to the bill entitled a bill to incorporate the Raleigh and Gaston Railroad Company, and that they insist thereon.

Mr. Shepard moved that the Senate do now recede from its disagreement to said amendment.

Mr. Washington objected to the motion, as being not in order.

The Speaker decided the motion to be in order.

From this decision Mr. Washington appealed, but subsequently withdrew it.

The question was now put, “Will the Senate recede from its disagreement to the amendments of the House?” and decided in the affirmative: Yeas 26, nays 20.

Those who voted in the affirmative, are:

Messrs. Arendell, Barringer, Bond, Cameron, Cannady, Clarke, Davidson, Eborn, Gilmer, Grist, Hargrave, Haughton, Jones, Lane, Lillington, McMillan, Ma'joy, Pender, Richardson, Sessoms, Shepard, Speight, Thomas, Washington, Williamson and Woodfin—26.

Those who voted in the negative, are:

The question was now taken on agreeing to the said amendments, and resulted as follows: Yeas 22, nays 22.

Mr. Joyner demanded the yeas and nays.

Those who voted in the affirmative, are:

Messrs. Barringer, Bond, Cameron, Cannady, Clarke, Davidson, Gilmer, Grist, Hargrave, Haughton, Jones, Lane, Lillington, Malloy, Pender, Richardson, Shepard, Speight, Thomas, Washington, Williamson and Woodfin—22.

Those who voted in the negative, are:


There being a tie, the Speaker voted in the affirmative.

So the amendments were agreed to and the bill ordered to enrollment.

Afterwards, Mr. Caldwell, of Burke, was permitted, by the consent of the Senate, to record his vote in the affirmative.

Received a message from the House of Commons, informing that they concur in the amendments of the Senate to the following Engrossed Bills, viz:

A bill concerning the Roanoke and Seaboard Railroad Company;

A bill to incorporate the Mutual Insurance Company in Greensboro', N. C.;

A bill to repeal an act of the General Assembly of 1848-'49, chapter 93, entitled an act passed to provide for the apprehension of runaway slaves in the Great Dismal Swamp.

Also, a message stating that the House of Commons con-
Mr. Cameron called up the resolution for the relief of Barnabas Thomas, &c., which was read and rejected.

Received a message from the House of Commons, stating that they have passed the accompanying engrossed bill, to provide for the increase of the public revenue, and for other purposes, in which they ask the concurrence of the Senate; which was read the first time and passed, and, on motion of Mr. Shepard, ordered to be printed, and made the special order for to-morrow 12 o'clock.

Mr. Clarke moved to reconsider the vote by which the amendments to the bill to incorporate the Raleigh and Gaston Railroad Company were agreed to.

Mr. Haughton objected to the motion as being not in order, the bill having been sent to the Engrossing Clerks.

The Speaker decided the motion in order.

Mr. Haughton appealed from the decision of the Chair; the question being put, the Speaker was sustained.

The question on the motion to reconsider, was determined in the negative: Yeas 20, nays 25.

Those who voted in the affirmative, are:

Those who voted in the negative, are:

Messrs. Arendell, Barrow, Bond, Bynum, T. R. Caldwell, Cameron, Cannady, Davidson, Gilmer, Grist, Haughton, Jones, Lane, Lillington, Malloy, Pender, Richardson, Sessoms, Shepard, Speight, Thomas, Washington, Williamson and Woodfin—25.

So the Senate refused to reconsider.

The engrossed bill concerning Pilots, was read the first time and passed.

The bill being read a second time, Mr. Bunting moved to amend it, by striking out all after the enacting clause, and inserting the following as a substitute, viz:

"That hereafter the Commissioners of Navigation for Cape Fear River shall have power, and they are hereby authorized, to regulate the rates of Pilotage, so as to discriminate between different vessels, according to the nature of their cargoes, so far as regards Coal; and that the said Commissioners of Navigation shall have power and authority to establish such rates of Pilotage on vessels freighted with Coal as to them may seem most conducive to the interest of this branch of commerce; provided, at the same time, that they do not disregard the interest of the Pilots of Cape Fear River and Bars."

Mr. Bynum called for a division; and the question being taken on striking out, was disagreed to.

The bill was then read the second and third times, passed, and ordered to be enrolled.

The following engrossed bills and resolutions were read the second and third times, and ordered to be enrolled, viz:
A bill to incorporate the Anson Plank Road Company;

A bill to appoint Commissioners to view and lay off a road from the town of Marion in McDowell county, crossing the Blue Ridge at Buck Creek Gap, and thence to the Tennessee line at the top of the Iron Mountain;

A bill to amend the 119th section of the 31st chapter of the Revised Statutes, entitled Courts, County and Superior;

A bill authorizing the Clerks of the Superior Courts to take Bonds when they may issue writs of Recordari and Certiorari;

A bill to regulate the pay of Witnesses in the county of Bladen;

A resolution in favor of Henry Spivey, late Sheriff of Northampton county;

A bill for the incorporation of the town of Madison, in the county of Rockingham;

A resolution to pay S. P. Tipton $113;

A bill for the further regulation of the inspection of Tar sold in this State;

A bill allowing decrees of Courts of Equity in certain cases to transfer legal titles;

A resolution in favor of John N. Curtis, late Sheriff of McDowell county, and the sureties on his official Bonds, for the years of 1844-'45 and 1846-'47 and 1848;

A bill to repeal an act entitled an act to give exclusive jurisdiction to the Superior Courts of Robeson, in all cases where the intervention of a Jury shall be necessary;

A bill to extend the right of appeal;

A bill concerning depositions:

The following Engrossed Bills and Resolutions were read the first, second and third times, and ordered to be enrolled, viz:

A resolution in favor of M. W. Kincaid, late Sheriff of the county of Burke;

A bill to incorporate the Western Plank Road Company;
A bill to repeal so much of an act entitled an act to open and improve the road from Salathiel Stone's old place, in the county of Forsythe, to the Virginia line, near the mouth of Wilson, in Ashe county, as applied to the county of Forsythe;

A bill to improve the Deep River and the Yadkin River, and to connect the two rivers by means of a Portage Railroad.

The engrossed bill concerning the official bonds of Sheriffs, Coroners, and Constables, was read the third time and rejected: Yeas 9, nays 34.

Mr. Gilmer demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. G. W. Caldwell introduced a resolution in favor of the Door-keepers; which was read the first, second, and third times, passed, and ordered to be engrossed.

On motion of Mr. Haughton,

Resolved, That the Engrossing Clerks be authorized to employ such additional assistance as they may deem necessary to enable them to get through the business before them in time for the adjournment of the Legislature.

The engrossed bill to prevent more effectually the corrup-
tion of the slave population, was read the second and third times, and ordered to be enrolled.

The following engrossed bills were read the first, second, and third times, and ordered to be enrolled, viz:

A bill to incorporate the Buck Shoals Manufacturing Company, in the county of Surry;
A bill to amend an act passed in the year 1818, chapter 42, entitled an act to elect a magistrate for the town of Wilmington, and for other purposes;
A bill to appoint Commissioners to view and lay off a public road from the town of Taylorsville, in the county of Alexander, to Aquilla Payne's, in Caldwell county, and for the purpose of improving the same.

Mr. Sherrod moved that the Senate do now adjourn; which was not agreed to.

The following engrossed bills were read the second and third times, passed, and ordered to be enrolled, viz:

A bill to provide for the opening and clearing out upper Little River, in Cumberland county, and to prevent obstruction to a free navigation of the same;
A bill relating to inspection of Staves;
A bill to amend an act entitled an act to protect the interest of lessors, passed at the session of 1840-41;
A bill to amend an act passed at the General Assembly of 1848-49, entitled an act to provide for a Turnpike Road from Salisbury, West to the line of the State of Georgia.

The engrossed bill to establish a new county by the name of Jackson, was read the second time and passed.

The question on the passage of the bill the third time, was decided in the affirmative: Yeas 24, nays 12.
Those who voted in the affirmative, are:


Those who voted in the negative, are:


Ordered that said bill be enrolled.

Received a message from the House of Commons, informing that they have passed the engrossed bill to increase the capital stock of the Bank of Cape Fear, with sundry amendments, in which they ask the concurrence of the Senate.

The amendments were concurred in, and the bill ordered to enrollment.

A message was sent to the House of Commons, informing that the Senate have passed the following engrossed bills and resolutions, in which they ask their concurrence, viz:

A resolution in favor of Samuel M. Shadwick, Sheriff of Craven county;
A bill concerning the Militia;
A bill supplemental to an act passed at the present session of the General Assembly, entitled an act to lay off and establish a county by the name of Madison;
A resolution in favor of the Door-keepers of the Senate;
A resolution proposing to transfer two thousand shares of stock from the Raleigh and Wilmington Railroad to the Wilmington and Manchester Railroad.

On motion of Mr. Davidson, the Senate then adjourned until to-morrow morning, 10 o'clock.
Tuesday, Jan. 28.

The Senate met according to adjournment.

The following engrossed bills and resolutions from the House of Commons, were read the first, second and third times, and ordered to be enrolled, viz:

A bill to improve the road from Ashe Court House to Cap Civil;

A bill to appoint Commissioners to investigate the speculation of land claims in the counties of Buncombe and Yancey;

A bill to amend the act incorporating the town of Windsor;

A bill supplemental to an act passed at the present General Assembly, entitled an act to lay off and establish a new county by the name of Jackson;

A bill concerning orders for publication;

A bill to extend the powers of the Commissioners of the town of Warrenton;

A resolution authorizing a grant of land for building a Baptist Church thereon, in Cherokee county;

An act to repeal an act of the General Assembly of 1848-49, chapter CXXXVII;

A bill to amend the 51st section of an act entitled an act to provide for the collection of and management of the Revenues of the State, Revised Statutes, chapter 102;

A bill to incorporate Cape Fear Division, No. 8, of the Sons of Temperance, of the town of Elizabeth;

A bill to encourage the raising of Sheep in the counties of Wake and Ashe.

The engrossed resolution in favor of Joseph S. Holt, late Sheriff of Alamance county, was read the first time and passed, and, on motion of Mr. Bower, ordered to be laid on the table.
The following engrossed bills and resolution were read the first, second and third times, and ordered to be enrolled, viz:

A bill to amend an act entitled an act to incorporate the Washington Mining Company, passed in the year 1838-39;

A bill empowering the County Courts of Orange and Alamance to appoint Superintendents of Common Schools, at their Spring term, 1851, &c.;

A bill to appoint Commissioners to make and establish the dividing line between the counties of Washington and Beaufort;

A bill appointing Commissioners to lay off a road in Burke and Watauga counties;

A bill to lay off and open a road from Church's Store, in the county of Wilkes, to William Phillips', in the county of Ashe;

A bill to repeal an act passed at the session of 1848-49, entitled an act to prevent fishing near the mouth of Raymond's Creek, in the county of Camden;

A bill to repeal an act passed at the General Assembly of 1846-47, entitled an act to repeal an act to prevent fire hunting for fowls in the county of Carteret;

A bill to exempt persons residing on the banks and islands between Whalebone Inlet and Cape Hatteras from serving as jurors;

A resolution in favor of P. P. Moore, and others.

The following engrossed bills were read the second and third times, and ordered to be enrolled, viz:

A bill to incorporate the Trustees of Tar River Academy;

A bill to amend an act entitled an act to authorize the County Court of Mecklenburg to pay over certain funds to the County Court of Union;

A bill to incorporate the Oxford Division of the Sons of Temperance.
The following engrossed bills were read the first, second, and third times, and ordered to be enrolled, viz:

A bill to incorporate the Rich Mountain Turnpike Company, in the county of Haywood;
A bill to prevent the obstruction of fish passing up Mayo River, below William Anglin's mill;
A bill to incorporate the town of Lumberton, in Robeson county;
A bill to incorporate the Sons of Temperance, the Division No. 50, in the town of Rutherfordton, Rutherford county;
A bill to incorporate Macon Division, No. 46, Sons of Temperance.

The engrossed resolution in favor of Darling Rushing, Sheriff of Union county, and John B. Allison, Sheriff of Haywood county, was read the first time, passed, and ordered to lie on the table.

The engrossed resolution to appoint certain persons Commissioners to make an award in the case of the Literary Board and Messrs. Cosby, was taken up, read the first, second, and third times, and ordered to be enrolled.

Mr. T. R. Caldwell moved to take up the engrossed resolution in favor of Joseph S. Holt; which was agreed to.
The resolution was then read the second and third times, and ordered to be enrolled.

The following engrossed bills and resolution were read the second and third times, passed, and ordered to be enrolled, viz:

A resolution authorizing Jacob Siler, agent of State, to correct a mistake in the sale of a tract of land to Isaac Moody;
A bill to incorporate the Albemarle Fire Engine Company, in the town of Edenton;
A bill concerning the Salisbury Female Academy;
The engrossed bill to amend an act of the General Assembly of 1848-'49, entitled an act on the subject of Common Schools, was read the first, second and third times, and ordered to be enrolled.

The engrossed bill to incorporate the Lewis Gold Mining Company, was read the first, second and third times, passed, and ordered to be enrolled.

The following engrossed bills were read the second and third times, passed, and ordered to be enrolled, viz:

A bill to incorporate Raleigh Chapter, No. 10, of Royal Arch Masons, in the city of Raleigh;
A bill to incorporate the town of Graham in the county of Alamance;
A bill to incorporate the town of Taylorsville in the county of Alexander.

The following engrossed bills and resolutions were read the first, second and third times, passed, and ordered to be enrolled, viz:

A bill to amend the act concerning the incorporation of the town of Goldsboro', in the county of Wayne, ratified January, 1849;
A bill to alter the mode of electing inspectors of Turpentine in the county of Craven;
A bill reviewing and digesting the public statute laws of this State;
A bill to incorporate Old North State Tent, No. 97, of Independent Order of Rechabites;
A resolution in favor of Andrew Welsh;
A bill to incorporate Florence Division, No. 13, of the Sons of Temperance, in the county of Guilford;
A bill to incorporate Lafayette Lodge, No. 83, in the county of Onslow;
A bill to incorporate Hanover Division, No. 45, of the Sons of Temperance, in the town of Wilmington;
A bill to incorporate a Company in the county of Buncombe, to be called the New Bridge Company;
A bill for the better organization of the Courts of Pleas and Quarter Sessions for the county of Pasquotank.

The engrossed bill to vest in the President and Directors of the Literary Fund, all property that shall hereafter escheat to the State, was read the second time and passed.

The bill being read the third time, Mr. Gilmer moved that the same be laid on the table; which was decided in the negative: Yeas 15, nays 25.

Mr. Thomas demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The bill then passed its third reading: Yeas 28, nays 14.

Mr. Bond demanded the yeas and nays.

Those who voted in the affirmative, are:

Those who voted in the negative, are:


Ordered that the bill be enrolled.

Received a message from the House of Commons, stating that they have passed the following engrossed bills, with amendments, in which they ask the concurrence of the Senate, viz:

A bill to repeal an act of the General Assembly of 1848-’49, chapter 93, entitled an act to amend an act entitled an act to provide for the apprehension of runaway slaves in the Great Dismal Swamp;

A bill to amend the 88th chapter of the Revised Statutes.

The amendments were agreed to and the bills ordered to enrollment.

Also, that they had passed the engrossed bill to incorporate the North Carolina Manufacturing, Mining, and Land Company, with amendments. The amendments were disagreed to, and the House informed thereof.

Also, that they have rejected the engrossed bill to encourage the investment of capital for Mining and Manufacturing purposes. Also, the engrossed resolutions, entitled,

A resolution directing the President and Directors of the Literary Board to inquire into the practicability and expediency of draining certain swamp lands in Carteret county, and for other purposes; and

A Resolution authorizing the Literary Board to loan the Trustees of the Clinton Female Institute, in the county of Sampson, three thousand dollars.
Also, that they have laid on the table the engrossed bill from the Senate, entitled a bill to restore jury trials to the County Courts of Rutherford, Henderson, and Cleaveland.

The Senate now proceeded to the consideration of the special order of the day, viz: the engrossed bill to provide for the increase of the public revenue, and for other purposes, the same being on its second reading.

Mr. Shepard offered the following amendment as a substitute for the first section of the bill, viz:

"Be it enacted, That all persons deriving a net income, by way of interest due or received from any notes, bonds, stocks of incorporated companies, or State securities, either within or without the State of North Carolina, shall pay a tax to the State upon such annual income, to be estimated in the following manner, viz: When said income is not less than thirty dollars, nor more than one hundred dollars per annum, said person shall pay a tax thereon to the State of three dollars; when said income is over $100, and not more in amount than $500, said person shall pay a tax of $10; when said income is not more in amount than $1,000, said person shall pay a tax of $30; when said income is not more in amount than $2,000, said person shall pay a tax of $60; when said income is not more in amount than $3,000, said person shall pay a tax of $90; when said income is not more than $4,000, said person shall pay a tax of $120; and upon all incomes over $5,000 and less than $10,000, said person shall pay a tax of $150; and upon all incomes over $10,000, said person shall pay a tax of $200.

The amendment was rejected.

Mr. Woodfin moved to amend the bill, as follows, viz:

Strike out, after the word "shall," in the 15th line of 2d
section, to "bills redeemable," inclusive, and insert the following: "not to extend to the stock of any Bank in this State already taxed by law."

The amendment was rejected.

Mr. Bower demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Barrow, Barringer, Berry, Bower, Bunting, Bynum, G. W. Caldwell, Cameron, Cannady, Clarke, Collins, Davidson, Drake, Eborn, Hargrave, Haughton, Herring, Hester, Jones, Lane, Lillington, Malloy, Richardson, Rogers, Sessoms, Sherrod, Speight, Thompson, Watson, Willey, Williamson and Watt—32.

Mr. Lillington moved to strike out $30 and insert $12, in the 18th line of 2d section; not agreed to.

Mr. Cameron moved to amend the 2d section, by inserting "public" after the word "in" in the 16th line, and "of the State," in the 17th line, after the word "bonds;" which was adopted.

Mr. Gilmer moved to amend the 2d section as follows; viz:

Insert, after the word "act," in the 14th line, "as to the Banks," and after the word "the," in the 15th line, insert "said;" which was agreed to.

Mr. Bunting moved to reconsider the vote on the adoption of Mr. Cameron's amendment; which was agreed to. Whereupon, the said amendment was rejected.
Mr. Shepard moved to amend the 2nd section, by inserting after the word "bonds," in the 17th line, the words "for which the State is liable;" which was rejected.

Mr. Shepard moved to amend the 4th section, 8th line, as follows, viz: Strike out after the word "income," and insert "over $300 and not more than $500, the sum of $3; all such persons whose practice, salaries or fees shall yield an income over $300 and not more than $700, shall pay a tax of $7; all such persons whose practice, salaries or fees shall yield an income over $300 and not more than $1500, shall pay a tax of $15; all such persons whose practice, salaries or fees shall yield an income over $300 and not more than $2000, shall pay a tax of $20; and all persons whose salaries, practice and fees shall yield an annual income over $2000, shall pay a tax of $25."

The amendment was adopted.

Mr. Bunting moved to amend the 4th section by inserting, after the word "persons," in the 3d line, the following, viz: "And on all vendors of Patent Medicines, who sell said articles on commission, a tax of three per centum per annum, on the amount of such articles sold by them.

Which amendment was adopted.

The Senate then took a recess until 3 o'clock.

THREE O' CLOCK, P. M.

The following engrossed bills and resolutions were read the first, second and third times, and ordered to be enrolled, viz:
A bill to amend an act passed at the session of 1848-'49, appointing Commissioners to lay off a road in the county of Yancey, from Hoprou’s Shop to the Unaber Gap, at the Tennessee line;

A bill authorizing the Board of Superintendents of the Common Schools, for Bertie county, to lend out the School Fund in their hands;

A bill to repeal the 20th section of the Revised Statutes, Executors and Administrators, chapter 46;

A bill to incorporate the Neuse River Manufacturing Company, at the Great Falls of Neuse, in the county of Wake;

A bill to repeal the act of the General Assembly of 1848-'49, providing for the support of a system of International, Literary and Scientific Exchanges;

A resolution in favor of Clarke Guye;

A bill to alter and amend an act passed by the General Assembly at the session of 1848-'49, entitled an act to incorporate the Fayetteville and Western Plank Road Company;

A bill to authorize the County Courts of Mecklenburg, Union and Rutherford, to allow compensation to Justices of the Peace, who may be appointed to settle the accounts of Executors, Administrators, and Guardians, and other services;

A bill to incorporate a Company in the county of Buncombe, to be called the New Bridge Company.

The engrossed resolution in favor of Darling Rushing, Sheriff of Union county, and J. B. Allison, Sheriff of Haywood county, was read the second and third times, and ordered to be enrolled.

The following Engrossed Bills were read the second and third times, passed and ordered to be enrolled, viz:

A bill to incorporate the Rising Sun Division No. 144 of the Sons of Temperance in the town of Edenton;

A bill to incorporate Tubula Encampment, No. 8, of Independent Order of Odd Fellows of the town of Elizabeth City.
The bill to tax the sale of vehicles, not the manufacture of this State, was read the second and third times and ordered to be engrossed.

The engrossed bill to authorize James C. Turrentine, Sheriff of Orange, and others, to collect arrears of taxes, was read the first and second times, amended, and passed, and a message sent to the House of Commons, asking their concurrence in the same.

The engrossed bill for the incorporation of the town of Madison, in the county of Rockingham, was read the second and third times, passed, and ordered to be enrolled.

Received a message from the House of Commons, asking the concurrence of the Senate in the following Resolution, viz:

Resolved, That all engrossed private bills, written in a fair legible hand, passed by either House of this General Assembly, without amendment, and free from interlineations, and which have not been already enrolled, shall be received as bills enrolled, and ratified accordingly.

Concurred in, and the House informed thereof.

The Senate now resumed the consideration of the unfinished business of the morning, viz: The bill to provide for the increase of the public revenue, and for other purposes.

Mr. Bond moved to amend the 6th section in 3d line, by striking out "ornamental jewelry." Rejected: Yeas 15, nays, 23.

Mr. Hoke demanded the yeas and nays.

Those who voted in the affirmative, are:

Those who voted in the negative, are:


Mr. Joyner moved to amend, by striking out "1 per cent," in 2d line of 6th section, and inserting "one-third of one per cent;" which motion was rejected.

Mr. Shepard moved to amend by striking out $75, in 8th line of the 6th section, and inserting $40; on which question, there being a tie, the Speaker voted in the affirmative, and the amendment was adopted.

Mr. Lillington moved to amend by striking out the clause taxing Buggies, &c., of the value of $75 and under $100, so that no Buggies or other vehicles of less value than $100 should be taxed; which was rejected; Yeas 18, nays 24.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Bond moved to amend 6th section, by inserting, after the words "owners thereof," in the 6th line, "except such as is worn by females." Not agreed to.

Mr. Joyner moved to amend the 6th section, by making a reduction of one half the tax proposed to be levied on all Gigs, Buggies, Barouches, &c.; which was carried.
Also, to reduce the tax levied on Harps from 2 to 1 per cent.; agreed to.

Mr. Haughton moved to amend the 6th section, by inserting after the words "ten dollars," in the 27th line, "on all distillers $20;" which amendment was rejected: Yeas 18, nays 22.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


Mr. Woodfin moved to amend, by striking out $1, and inserting $5, as the tax upon Pistols; which was rejected.

Mr. Bond moved to amend by striking out $100, and inserting $500, as the tax on Billiard Tables; rejected.

Mr. Haughton moved to amend by increasing the tax on Billiard Tables to $250; which was agreed to: Yeas 22, nays 19.

Those who voted in the affirmative, are:

Messrs. Berry, Bond, Cameron, Cannady, Clarke, Davidson, Eborn, Grist, Haughton, Herring, Hester, Joyner, Lane, McMillan, Malloy, Nixon, Sessoms, Shepard, Sherrod, Willey, Woodfin and Watt—22.

Those who voted in the negative, are:

Messrs. Arendell, Barringer, Barrow, Bower, Bunting, Bynum, G.
Mr. Bynum moved to amend by striking out 50 cents, and inserting $1 00, as the tax on Sword-canes, Dirks, &c.; which was carried.

Mr. Bond moved to strike out 25 cents, and insert $1 00, for the tax on Playing Cards; which was disagreed to: Yeas 8, nays 27;

Those who voted in the affirmative, are:

Messrs. Bond, Cannady, Eborn, Haughton, Sessoms, Sherrod and Willey—8.

Those who voted in the negative, are:


Mr. Davidson moved to strike out the 9th section of the bill; which was agreed to: Yeas 28, nays 13.

Mr. Bynum demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Mr. Bynum moved to amend the 10th section by striking out $50 and inserting $25; which was not carried.

Mr. Grist moved to amend the same by striking out $50, and inserting $35; which was agreed to.

Mr. Woodfin moved to strike out the 5th section; which was disagreed to: Yeas 15, nays 25.

Mr. Grist demanded the yeas and nays.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Barrow, Berry, Bower, Barringer, Bunting, Bynum, G. W. Caldwell, Cameron, Cannady, Clarke, Davidson, Drake, Eborn, Grist, Hargrave, Herring, Hester, Lane, Lillington, Sherrod, Thompson, Watson, Willey, Williamson and Watt—25.

Mr. Haughton moved to amend the bill by striking out the words "practising physician," in the 3d line of the 4th section; which was not agreed to: Yeas 4, nays 36.

Those who voted in the affirmative, are:

Messrs. Berry, Bond, Haughton and Shepard—4.

Those who voted in the negative, are:


The question on the passage of the bill on its second reading, was decided in the negative: Yeas 11, nays 29.
Those who voted in the affirmative, are:


Those who voted in the negative, are:


So the bill was rejected.

The engrossed resolution authorizing repairs of the Raleigh and Gaston Railroad, was read the first and second times; and passed.

The question on the passage of the resolution on its third reading, was decided in the affirmative: Yeas 19, nays 15.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Berry, Bower, Clarke, Collins, Drake, Hargrave, Herring, Hester, Rogers, Sherrod, Speight, Thompson, Watson, Willey and Watt—15.

Ordered that said resolution be enrolled.

The Senate took a recess until 7 o'clock, P. M.
SEVEN o'CLOCK, P. M.

The engrossed bill concerning Bastardy was read the first, second, and third times, and ordered to be enrolled.

The following engrossed bills were read the first, second, and third times, and ordered to be enrolled, viz:

A bill concerning jurors in Beaufort county;
A bill to exempt a portion of the Militia in Cherokee county from attending general and battalion muster, in the time of, and provides a separate battalion;
A bill declaratory of the meaning of the 9th section of the 67th chapter of the Revised Statutes, and to amend an act entitled an act concerning Swamp Lands, being chapter 35 of the acts of the session beginning in 1842, and for other purposes;
A resolution in favor of Wm. W. White;
A resolution in favor of Wm. Q. Holland;
A resolution concerning acts of Assembly;
A bill to lay off and establish a public road in the counties of Davie and Davidson;
A bill to authorize Elijah S. Moore, former Sheriff of Caldwell, and others, to collect arrears of taxes;
A resolution for the relief of certain purchasers of Cherokee lands, residing in Macon county.

Received a message from the House of Commons, stating that they have passed the following engrossed bill, viz:

A bill to incorporate Union Institute, in Randolph county, a Normal College, with sundry amendments, in which they ask the concurrence of the Senate.
The amendments were agreed to and the bill ordered to enrollment.
The following engrossed resolution was read and adopted, viz:

Resolved, That all engrossed bills for the incorporation of Companies, which may have been passed by both Houses of this General Assembly and passed upon by the Committee on Enrolled Bills, shall be signed as enrolled bills and ratified accordingly.

The resolution to loan the Faculty of Wake Forest College 75 Muskets, was read and laid on the table.

The bill empowering the County Courts of Orange and Alamance, to appoint Superintendents of Common Schools, was read and ordered to lie on the table.

The engrossed bill to provide for a more thorough and effectual administration of the laws in relation to Common Schools, was read the first time and passed, and, on motion of Mr. Bower, laid on the table.

A bill to amend an act passed at the session of 1848-'49, entitled an act to open and improve the Road from Salathiel Stone's, in Forsythe county, to the Virginia line, near the mouth of Wilson, in Ashe county;
A bill to incorporate the Raleigh Savings Institution;
A bill to incorporate Cane Creek Burial Ground, in the county of Moore;
A bill providing for keeping a Record of Marriages in this State;

The bill to amend an act entitled an act, to make real estate assets, passed at the session of 1846-'47, were read the second time and ordered to be laid on the table.

Mr. Speight moved to reconsider the vote by which the bill to increase the Revenue of the State was rejected.

The motion prevailed.
The bill was then read and passed its second reading.

Mr. Hoke moved to amend the bill by striking out all after the enacting clause, and inserting the original bill as it came from the House of Commons; which was withdrawn.

Mr. Gilmer moved to amend the bill by striking out all after the enacting clause, and inserting a substitute therefor, being the original bill from the House of Commons, except the 5th and 9th sections.

Before the question was taken on the amendment of Mr. Gilmer, Mr. Cameron asked for and obtained leave to introduce the following Resolution, viz:

Resolved, That a message be sent to the House of Commons, proposing to rescind the joint resolution by which the two Houses agreed to adjourn on the 29th inst., at 8 o'clock, A. M., and proposing that the two Houses adjourn sine die, on Thursday, the 30th instant.

The resolution was rejected: Yeas 19, nays 22.

Those who voted in the affirmative, are:

Messrs. Berry, Bond, Bynum, G. W. Caldwell, Cameron, Cannady, Clarke, Davidson, Eborn, Gilmer, Haughton, Jones, Lane, Lillington, Malloy, Pender, Sessions, Thomas and Woodfin—19.

Those who voted in the negative, are:


Mr. Sherrod now moved to amend the amendment of Mr. Gilmer, by inserting the 5th section of the original bill.

The question on which was decided in the negative: Yeas 10, nays 28.
Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Arendell, Barrow, Berry, Bower, Bunting, G. W. Caldwell, Cameron, Collins, Davidson, Drake, Gilmer, Grist, Hargrave, Herring, Jones, Lane, Lillington, Malloy, Nixon, Pender, Richardson, Rogers, Speight, Thomas, Washington, Woodfin and Watt—28.

Mr. Bynum moved to amend the 6th section, 4th line, by inserting after the words, "owners thereof," "except such as are worn by families;" which was rejected: Yeas 14, nays 28.

Those who voted in the affirmative, are:

Messrs. Arendell, Berry, Bond, Bynum, Clarke, Eborn, Grist, Haughton, Malloy, Pender, Sessoms, Sherrod, Speight and Willey—14.

Those who voted in the negative, are:


Mr. Bynum moved further to amend the bill by reducing the tax on Harps from two dollars to one dollar; which was disagreed to: Yeas 11, nays 30.

Those who voted in the affirmative, are:

Messrs. Bond, Bynum, Clarke, Eborn, Hester, Malloy, Pender, Rogers, Sessoms, Speight and Willey—11.

Those who voted in the negative, are:

Messrs. Barrow, Berry, Bower, Bunting, T. R. Caldwell, G. W. Cal-

The question was now taken on the amendment offered by Mr. Gilmer, and decided in the affirmative: Yeas 30, nays 10.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


The bill was now read the third time and passed: Yeas 23, nays 18.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Messrs. Arendell, Bond, Bynum, T. R. Caldwell, Cameron, Clarke, Drake, Eborn, Grist, Haughton, Hester, Lillington, Malloy, Pender, Rogers, Sessoms, Speight and Willey—18.

So the bill passed its third reading as amended, and a message was sent to the House of Commons, asking their concurrence in said amendments.

Received a message from the House of Commons, stating
that they have passed the following engrossed bills, with amendments, in which they ask the concurrence of the Senate, viz:

A bill to incorporate Mocksville Lodge, No. 134;
A bill to incorporate Richland Academy;
A bill to incorporate Holly Springs Lodge, No. 115;
A resolution in favor of Joseph King;
A bill to incorporate Keystone Chapter, No. 19;
A bill to incorporate Pasquonaux Lodge;
A bill to authorize Hezekiah Andrews, late Sheriff of Randolph county, to collect arrears of taxes.

The amendments were agreed to, and the bills and resolution ordered to enrollment.

The engrossed bill empowering the County Courts of Orange and Alamance to appoint Superintendents of Common Schools, at their Spring Term, 1851, and for other purposes, was read the first, second and third times, and ordered to be engrossed.

The bill to facilitate the collection of the Public Revenue and economise the mode thereof, was read the first time, passed, and ordered to be laid on the table.

On motion of Mr. Grist, said bill was taken up, read the second time and rejected: Yeas 10, nays 21.

Those who voted in the affirmative, are:


Those who voted in the negative, are:

Mr. Lane moved to take up the bill giving the election of Clerks and Masters to the people; not agreed to.

The engrossed resolutions asking of Congress the equitable share of North Carolina in the public lands, were read the first time and passed.

A motion was made to lay said resolutions on the table, and carried: Yeas 20, nays 15.

Those who voted in the affirmative, are:


Those who voted in the negative, are:


On motion of Mr. Cameron, the Senate adjourned until to-morrow morning, 5 o'clock.

WEDNESDAY, JAN 29.

The Senate met according to adjournment.

The engrossed resolution in favor of Jennings Pigott was read the first and second times and passed.

The said resolution was read the third time and rejected.

The following engrossed resolutions were read the first, second, and third times, and ordered to be enrolled, viz:
A resolution in favor of H. D. Turner;
A resolution in favor of James H. Brooks;
A resolution in favor of William Thompson;
A resolution in favor of J. Brown;
A resolution in favor of Richard Smith;
A resolution in favor of R. Tucker & Son;
A resolution in favor of Pomeroy and O'Neal;
A resolution in favor of T. H. Selby;
A resolution in favor of W. J. Lougee;
A resolution in favor of James McKimmon;
A resolution in favor of James Puttick;
Resolutions directing the purchase of Stationery.

Mr. Gilmer introduced a resolution for printing Index for Documents, &c.; which was read the first, second, and third times, passed, and ordered to be engrossed.

Received a message from the House of Commons, stating that they concur in the amendments made by the Senate to the engrossed bill to increase the revenue of the State.

Mr. Rogers moved to reconsider the vote by which the resolution in favor of Jennings Pigott was rejected; agreed to.

The resolution was then read the second and third times, passed, and ordered to be enrolled.

Mr. Bynum called up the engrossed bill to provide a more thorough and efficient administration of the law in relation to Common Schools; which was read the second time, and, on motion of Mr. Bower, indefinitely postponed.

The engrossed bill providing for the administration of public justice in the county of Jackson, was read the first, second and third times, and ordered to be enrolled.

On motion,
Ordered, That a message be sent to the House of Commons, informing that body that the Senate, having acted on all the business before them, is now ready to adjourn, sine die.

Received a message from the House of Commons, informing that that House is also ready to adjourn without day.

Mr. Haughton then called up the following Resolution, which was introduced by Mr. Joyner a few days since, and at his request, laid on the table, viz:

Resolved, That the thanks of the Senate are due, and are hereby tendered, to the Hon. Weldon N. Edwards, for the able, faithful and impartial manner in which he has presided over the deliberations of the Senate, during the present session.

Which was unanimously adopted; whereupon, the Speaker made his acknowledgements to the Senate, in an appropriate address, and adjourned the same without day.

WELDON N. EDWARDS,
Speaker of the Senate.

By order,

John Hill, Clerk.
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