PUBLIC LAWS
OF THE
State of North-Carolina,
PASSED BY THE
GENERAL ASSEMBLY,
at its
Session of 1854-'55:
TOGETHER WITH THE COMPTROLLER'S STATEMENT OF PUBLIC
REVENUE AND EXPENDITURE.

Raleigh:
HOLDEN & WILSON, PRINTERS TO THE STATE.
1855.
PUBLIC LAWS
OF
NORTH-CAROLINA.
1854-'55.

AGRICULTURE.

AN ACT TO ENCOURAGE AGRICULTURE, AND FOR OTHER PURPOSES.  Chap. 1.

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That it shall be the duty of the public treasurer to pay to the treasurer of the North-Carolina Agricultural Society, on the first Monday of October, during each and every year, out of any moneys not otherwise appropriated, the sum of fifteen hundred dollars, to be disposed of in the payment of premiums, as hereinafter directed: Provided, however, That the treasurer of the said society shall first produce a certificate from the president thereof, showing that during the past twelve months the like sum has been raised by the said society for the same purposes.

SEC. 2. Be it further enacted, That the moneys hereby appropriated are to be applied, under the direction of said society, to the payment of premiums upon agricultural productions, implements of husbandry, and domestic animals, and to such other purposes as may, in the judgment of said society, be calculated to advance the interest of agriculture and manufactures. [Ratified the 16th day of February, 1855.]

ASYLUMS.

AN ACT CONCERNING ASYLUMS.  Chap. 2.

Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same, as follows:

I.—FOR DEAF MUTES AND BLIND PERSONS.
Whereas, in virtue of an act of the General Assembly of Preamble.
Incorporated.

1. Be it therefore enacted, That the said institution shall be, continue, and remain a corporation, under the name and title of "The North-Carolina Institution for the Deaf and Dumb and of the Blind;"—

2. The said institution shall be governed by a board of seven directors, a majority of whom shall constitute a quorum for business, and one of whom shall be appointed president, to preside at their meetings; and the principal of the institution shall be, ex officio, secretary of the board, who shall record, attest and preserve their proceedings.

3. Such persons of the board of directors appointed by the act of the General Assembly of the year 1848, chapter 5, entitled "An Act to establish a Board of Directors for the Deaf and Dumb Institute in this State," as are now in office, and such other persons as, having been appointed to vacancies therein, are now in office, shall be the board of directors of the said institution: and, in case of a vacancy therein, (whereof, whenever it may occur, the secretary shall give notice,) the governor shall forthwith fill the same, and submit it for approval by the General Assembly at the earliest opportunity.

4. The corporate powers of said institution shall be vested in the president and directors, under the name and style in the first section named, who shall have capacity to take and receive, in trust for the institution, donations of real and personal estate. They shall be charged with the erection of all necessary buildings and fixtures, and with furnishing, preserving and repairing the same; with the care of the grounds and appurtenances, and of the interest of the institution generally. They shall have power to employ all necessary agents; appoint and remove professors; to fix their compensation; prescribe their duties; establish rules for the government and discipline of the pupils; regulate tuition fees; prescribe and control the duties and proceedings of officers, servants and others, with respect to their employment: and, in general, to do all matters and things (the same being consistent with the laws of the State,)
which shall seem to them most expedient for promoting the purposes and objects of the institution; and to this end, to make all necessary by-laws, rules and orders which they may deem useful and proper.

5. The board shall meet at stated times, and also at such other times as business may require. The members may resign, and a removal from the county of Wake, or an omission to act for a period of six months, shall create a vacancy.

6. The board shall make a report to the General Assembly at each of its sessions, which shall exhibit a full account of the receipts and disbursements, from what source received, and for what purpose expended, the funds on hand, and a general statement of the condition of the institution.

7. The board shall also report to “The President and Directors of the Literary Fund of North Carolina” on the day when that body shall assemble to distribute the common school fund, what counties are bound to provide for pupils admitted at the institution, and how much ought to be provided by each county; to which of the county courts, and when information was given by the board of their duty to make provision for pupils; and at the same time, the public treasurer shall report to said board of the literary fund what counties shall have levied a tax, and how much, for the support of their respective pupils; and which of the sheriffs have paid the same into the treasury.

8. The president and directors shall, on application, receive into the institution as pupils, all white deaf mutes and blind persons, residents of the State, not physically or mentally imbecile, who may be over the age of eight, and under twenty years.

9. And as to so many of such pupils, who, or whose parents, have not the means to pay seventy-five dollars a year towards their board and education in the institution, the justices of the court of pleas and quarter sessions of the county wherein any such pupil shall be a resident, shall annually levy, and cause to be collected, for and during the term of seven years, a tax of seventy-five dollars for each pupil received into the institution; which shall be collected by the sheriff or other tax collector, and paid into the public treasury along with the State taxes, for the use of the institution.

10. As to the residue of such pupils, they shall be admitted upon such terms of pay, as to board and education, (not however exceeding thirteen dollars per month,) as the board of directors may think fit.

11. The board of directors may also admit into the institution, at their discretion, and upon such terms as to board pupils from other States.
and education, and other accommodations, as they may deem proper, pupils of like age and infirmities who reside out of the State: Provided, however, That no such pupil shall acquire the condition of a resident by remaining here in such pupilage.

12. If the justices shall fail to levy said tax for the space of one year after being informed by the board that such deaf mute or blind person is received into the institution; or if the sheriff, when such tax shall be laid, shall fail to collect and pay it to the public treasurer, at the time of accounting for State taxes, the said justices and sheriff, each, for their several neglect, shall be deemed guilty of a misdemeanor, and shall be prosecuted in the superior court of the county; Provided, however, That no county shall be required to provide, at one and the same time, for more than five pupils.

13. If any county shall fail, for the space of one year after admission of a poor pupil, for whose board and education such county ought to contribute, as aforesaid, to pay to the public treasurer its proper tax, the amount thereof shall be paid to the said treasurer by "The President and Directors of the Literary Fund of North Carolina," for the use of the institution; and shall be deducted by said board of literature out of the share, next to be distributed, of such county, in the common school fund.

14. The president and directors of the literary fund of North Carolina, for the use of the said institution, and to enable it to fulfill its duties, shall annually pay to the public treasurer eight thousand dollars, which sum, with all other moneys appropriated to the institution, shall be paid by the holder of the funds in such sums, and at such times, as may be ordered by the board.

15. The faculty of the institution, with the consent of the board of directors, may confer such degrees and marks of literary distinction as may be judged proper to encourage merit.

16. All the cash funds which may belong to the corporation shall be deposited with the public treasurer, who shall keep an account with the corporation, and report the same in his annual statement of the finances of the State.

II.—FOR THE INSANE.

Whereas, in virtue of an act of the General Assembly of the year eighteen hundred and forty-eight, entitled "An Act to provide for the establishment of a State Hospital for the Insane of North Carolina," and of other acts supplemental thereto passed since that time, a tract of land has been purchased, and many suitable buildings have been erected, and are now erecting thereon for the accom-
modation, maintenance, support and care of the insane of
this State, and the institution hath been incorporated under
the name of "The Lunatic Asylum for the State of North
Carolina:"—

1. **Be it therefore enacted**, that the said institution shall
continue and remain a corporation, under the name and
title of "The Insane Asylum of North Carolina," and the
same is hereby invested with all the property which now
belongs to it under any other corporate name; and by this
name may acquire and hold, for the purposes of its estab-
lishment, all such estate as may be devised, bequeathed or
conveyed to it.

2. For the government of said asylum, there shall be ap-
pointed by the General Assembly nine persons as directors,
who, and their successors in office, shall direct and manage
the affairs of the institution, and, for its better government,
make all necessary by-laws, not inconsistent with the laws
of the State; shall have power to receive, hold, manage and
convey, or otherwise dispose of, in the name of the institu-
tion, all such property as may be hereafter given or oth-
wise conveyed to the asylum: and they shall serve with-
out reward, save their travelling expenses incurred in the
discharge of their official duties.

3. Of the board of directors, when first appointed, three
shall be chosen for two years, three for four years, and three
for six years; and afterwards they shall be appointed, at the
end of their respective terms, for six years: and, in case of
any vacancy in a term, the unexpired portion thereof shall
be filled by the governor.

4. Of the directors, five shall be appointed from the cen-
tral portion, two from the eastern, and two from the west-
ern portions of the State; and the vacancies which may
occur in each portion shall be filled therefrom.

5. Of the five directors from the central part of the State,
three shall be resident, at the time of their appointment,
and continue to reside in Wake county, in or near the city
of Raleigh; and the other two, at the time of their ap-
pointment, shall be resident out of that county.

6. The board of directors shall convene at the asylum on
the first Monday of November, in each year, and investigate
the administration of its affairs, and report the same to the
ensuing General Assembly, with such remarks and recom-
endations as to them shall seem expedient.

7. The board shall appoint a superintendent of the insti-
tution, and prescribe his duties; he shall be a skilful physi-
cian, educated to his profession; of good moral character,
of prompt business habits, and of kindly disposition; he
shall be a married man, and shall reside constantly near the
institution.
8. He shall hold his place for eight years, unless sooner removed by the board, who may, for infidelity to his trust, gross immorality, or incompetency to discharge the duties of his office, fully proved and declared, and the proof thereof recorded in the book of their proceedings, remove him, and put another in his stead.

9. The board, at their annual meeting, shall appoint a treasurer, steward, matron, and other officers whose appointment is not elsewhere vested, who shall hold their places for one year, unless sooner removed by the board for good cause; which cause shall be specified and recorded in their proceedings, and other officers shall be appointed for the unexpired term of those removed.

10. The board, at their annual meeting, shall fix the salaries and compensation of the superintendent and the officers and assistants, whose services may be necessary for the management of the asylum.

11. The superintendent shall exercise exclusive direction and control over all the subordinate officers, assistants and servants engaged in the service and labors of the asylum; and, in every case of malconduct, may discharge such servants as are employed by himself, and shall report to the executive committee the misconduct of all other subordinates.

12. The board shall make such by-laws and regulations for the government of the institution as shall be necessary, and cause them to be published with their biennial report, the report of the superintendent, and that of the treasurer; all which shall be distributed, three at least to each county in the State, and sent to the clerk of the county court.

13. The three directors resident in Wake county shall constitute an executive committee, with power to transact all ordinary business, and all business which may not concern the appointment or removal of a salaried officer of the institution, or the appropriation of its funds, or disposal of its property; they shall hold monthly meetings at the asylum, and diligently examine into its government and condition, once every month, or oftener if necessary.

14. As soon as the asylum shall be completed and ready for the reception of patients, the board of directors shall make known the fact by publication in two newspapers of the State; whereupon it shall be the duty of the sheriff of each county in the State to report to the board of directors the number of insane persons in his jail, confined for insanity, together with a statement of the peculiarities of each case, its duration, and other interesting facts connected therewith, attested by at least one respectable physician, and thereupon the board shall determine upon the admission of as many of such patients as, in their opinion, the asy-
lum may be capable of accommodating, and shall forthwith notify the several sheriffs thereof: Provided, however, That in the admission of such patients, (if all cannot be accommodated,) the board shall, as far as practicable, apportion the same according to the white population of each county; And further, That, in the selection of all patients, due regard shall be had to the recent character of each case, and the chance of curing the patient, without reference to his ability to pay.

15. Every insane person confined in jail for other cause than crime, shall be removed to the asylum.

16. The courts of record shall allow to be committed to the asylum, as a patient, any person who may be confined in jail on a criminal charge, of any kind or degree, or upon a peace warrant, whenever the court shall be satisfied that the act was done while such person was insane; and the court may empanel a jury, if deemed necessary, to inquire into the fact.

17. For admission into the asylum as a State patient, (or one whose expenses are borne by the public,) the following proceedings shall be had:

Some respectable citizen, resident in the county of the patient, shall make before, and file with, a justice of the peace of the county, an affidavit in writing, which shall be substantially as follows:

State of North Carolina, |
---------- County, |
The undersigned, residing in said county, maketh oath, that he has carefully examined , and believes him to be an insane person; that he is in needy circumstances, has a legal settlement in said county, and, in his opinion, is a fit subject for admission into the insane asylum. Dated this day of , 18

Subscribed and sworn before me.

C. D. (J. P.)

Whereupon, the said justice of the peace shall issue a precept, directed to the sheriff or constable, as follows:

The State of North Carolina.

To the sheriff or constable of county, greeting; Whereas, information on oath has been laid before me, that is an insane person: you are hereby commanded to bring him before me, or some other justice of the peace of said county, within the next ten days, or as soon thereafter as is convenient, in order that necessary procees-
ings may be had respecting his insane condition. Given under my hand, this day of , 18 , (J. P.)

Upon the return of the precept, with the body of the insane person, the justice shall cause to be associated with him two or more justices of the county, who, together, shall proceed to examine into the condition of mind of the supposed insane person, and shall take the testimony of at least one respectable physician, and such other persons as they may think proper. If the justices, or any two of them, shall decide that such person is insane, and some friend will not become bound, with good security, to restrain him from committing injuries, and to keep, support and take care of him until the cause for confinement shall cease, the said justices, or two of them, shall direct the insane person to be removed to the asylum as a patient; and to that end, they shall direct a warrant to the sheriff or constable; and, at the same time, shall transmit to the board of directors the examination of the witnesses, and a statement of such facts as the said justices shall deem pertinent to the subject matter: which warrant shall be substantially as follows:

The State of North Carolina.

To the sheriff or constable of county, greeting:

Whereas, it has been made to satisfactorily appear to us, J. S. and O. M., justices of the peace of the said county, that A. B., a citizen of the State, is an insane person; that he has a legal settlement in said county, and is a fit subject for the insane asylum, and that his being at large is injurious to himself, and disadvantageous, if not dangerous to the community, you are hereby commanded to take the said A. B. and convey him to "The Insane Asylum of North Carolina," and there deliver him to the superintendent thereof, for safe-keeping. Given under our hands, this day of , 18

J. S. (J. P.)
O. M. (J. P.)

18. The following interrogatories, with their respective answers by competent witnesses, shall likewise be transmitted, with the other papers, to the board of directors:

Question 1. What is the name of the patient?

" 2. What is his age?
" 3. Is he married or single?
" 4. What is the supposed cause of his insanity?
" 5. In what way is the disease exhibited?
" 6. Has any medical treatment been pursued?—if so, of what kind?
Question 7. Has the patient manifested any propensity to injure himself or others?

8. How long has he been insane?

9. Has he been subject to epilepsy?

10. Have any of his ancestors been insane?

11. Has he any property? — how much, and of what kind?

12. Has he any family? — and what persons compose it?

19. Whenever any insane person, in indigent circumstances, shall be conveyed to the asylum, the superintendent, being duly informed thereof, shall convene a board of directors, (any three of whom shall constitute a board,) for the purpose of examining and deciding if such person is a proper subject for admission; and if a majority of the board decide that he is such, he shall be received into the asylum; but such board may, at any time thereafter, deliver said insane person to any friend who will become bound, with good security, to restrain him from committing injuries, and to keep, maintain and take care of him, in the same manner as the justices might have done.

20. Paying patients from other States may be received into the asylum, whenever there may be vacancies unclaimed by persons having a legal settlement within the State: But before any patient whatever shall be received into the asylum as a patient, there shall be produced to the superintendent—

1. The treasurer's receipt for three months' charges in advance.

2. A sufficient bond, conditioned as hereinafter required.

3. A certificate from a respectable physician, setting forth—

(1) That the patient is free from any infectious or contagious disease.

(2) The age of the patient, and a concise history of the disease.

(3) Its duration, dating from the first symptoms.

(4) Its supposed exciting cause.

(5) Whether it is hereditary.

(6) Whether the patient has ever been subject to epilepsy.

(7) Whether he has ever attempted to commit violence upon himself or others.

(8) The medical treatment pursued in the case, and any circumstances known to the physician tending to illustrate the same.
No other proceedings shall be necessary for the admission of paying patients.

The bond required in this section shall be substantially as follows:

Know all men by these presents, that we, of the county of , in the State of North Carolina, are held and firmly bound unto the State of North Carolina, in the penal sum of dollars; for the payment whereof we hereby bind ourselves, jointly and severally. Witness our hands and seals, this the day of , A. D.

The condition of the above obligation is this: Whereas of the county aforesaid, is about to be admitted as a paying patient into “The Insane Asylum of North Carolina.” Now if, while he shall remain therein, the undersigned shall constantly supply him with suitable clothing, and quarterly pay in advance all the charges of said insane asylum against him; and whenever his removal shall be required, immediately remove him; and, if he shall escape from the asylum, pay all reasonable charges incurred in restoring him there-to; and, if he shall die therein, pay all reasonable expenses incurred for his funeral; then this obligation shall be void: otherwise it shall remain in full force.

A. B. (Seal.)
C. D. (Seal.)

21. If there shall be a balance in the treasury of the asylum, to the credit of a patient discharged therefrom, the treasurer shall pay it to the person authorized to receive the same.

22. All bonds executed under the provisions of this chapter, for restraining insane persons from committing injuries, and for their safe-keeping, support and care, shall be payable to the State of North-Carolina, in the sum of five hundred dollars at least, and shall be transmitted to the clerk of the county court of the county wherein the insane person is settled, for safe-keeping, and may be put in suit by any person injured by the insane person, by reason of his insane condition, for the damages sustained thereby; and shall be put in suit by the solicitor of the State for the county, for any other breach thereof, wherein the damages recovered shall be for the use of the insane person, and shall be at least fifty dollars.

23. The form of the bond mentioned in the preceding section shall be as follows:

State of North Carolina, |
County of |

Know all men by these presents, that we, A. B. principal,
and C. D. and E. F. sureties, are held and firmly bound unto the State of North Carolina, in the sum of dollars, for the payment whereof we bind ourselves and each of us. Witness our hands and seals, this the day of , A. D.

The condition of the above obligation is this: Whereas the said A. B., with the view of hindering G. H., an insane person resident in the county aforesaid, from being sent to "The Insane Asylum of North Carolina," hath undertaken to restrain him from committing injuries, and to keep, maintain, support and take, care of him: Now, if the said A. B. shall faithfully comply with the conditions of this obligation, then the same shall be void: otherwise it shall be in full force.

24. Whenever it shall be made to appear to the county court that the conditions of the bond are not faithfully kept, the insane person shall be sent to the asylum by order of the county court, unless some other responsible and discreet friend will undertake to fulfill said duties, and shall execute bond therefor, as aforesaid. And whenever said patient shall be sent back to the asylum, he shall not be redelivered on any new bond of the defauling obligor.

25. Not more than two persons (unless a greater number be certified to be necessary by the examining justices,) shall be employed as a guard for removing any indigent insane person to the asylum, who shall receive, each one, besides his travelling expenses, one dollar per day, to be paid by the county whence he is removed.

26. Every insane person, whose property shall be insufficient amply to support himself and his family, shall be deemed, within the provisions of this chapter, to be indigent; and the removal to, and support in, the asylum, of every indigent insane person, shall be paid by the county wherein he may be legally settled; and the expense of his maintenance, and all other needful expenses, shall be annually paid by such county to the treasurer of the State, on or before the first day of October of each year, the said treasurer and the county trustee being duly notified by the superintendent of the amount due.

27. Any county, liable to pay the expenses of an insane person having any estate, may cause the same to be sold for its indemnity or reimbursement, in the manner provided in the chapter entitled "Idiots and Lunatics."

28. The justices of the court of pleas and quarter sessions of the county, wherein any indigent insane person may be resident, shall annually levy, and cause to be collected, for and during the time such person may remain in the asylum, an amount necessary for the removal to, and support in the
asylum, of such indigent insane person, as notified by the superintendent as aforesaid; and the same shall be collected and paid into the public treasury, along with the State taxes, for the use of the institution.

29. If the justices shall fail to levy said tax, for the space of one year, after being notified by the superintendent, or if the sheriff, when such tax shall be laid, shall fail to collect and pay it to the public treasurer, at the time of accounting for State taxes, the said justices and sheriff, each for their several neglect, shall be deemed guilty of a misdemeanor, and shall be prosecuted in the superior court of the county: Provided however, That no county shall be required to provide, at one and the same time, for more than five indigent insane persons.

30. If any county shall fail, for the space of one year, to contribute its proper tax as aforesaid, after the same is due, “The President and Directors of the Literary Fund of North Carolina,” shall deduct out of the share of such county in the common school fund, next to be distributed, the amount thereof, and pay the same to the treasurer.

31. Any guardian of the estate of an insane person, or any other person, who, as his friend, shall execute the bond mentioned in the twenty-third section of this chapter, and any guardian or friend who shall advance money for such person’s expenses and charges at the asylum, may be indemnified and reimbursed out of the estate, from the profits or sale thereof, if the same shall appear just, by applying by petition to the county or superior court of such insane person’s settlement.

32. All money applied for the use and support of the institution, and the indigent insane, shall be paid to the treasurer of the asylum out of the public treasury, on warrants drawn by the superintendent and countersigned by two at least of the members of the executive committee.

33. All money and the proceeds of property, given to the asylum, and all money arising from any estate which may be owned by the asylum, shall be paid into the public treasury; and all donations shall be kept as a separate and distinct fund, and shall be faithfully applied as the donor may have directed.

34. The treasurer of the asylum shall pay out no money except on the warrant of the superintendent, or the executive committee; and he shall execute a bond payable to the State of North Carolina, with two able sureties, in the sum of ten thousand dollars, conditioned for the faithful discharge of his duties.

35. The board and executive committee shall cause all their proceedings to be faithfully and carefully written and recorded in books, and to this end may employ a clerk:
And the books shall at all times be open to the inspection of the official visitors of the institution, and of the General Assembly.

36. A tax of one and three-fourths cents on every one hundred dollars worth of land, and five and one-fourth cents on every taxable poll, shall be annually levied for the support of the asylum, and collected and paid into the public treasury as other taxes; and the same, with all other moneys belonging to the asylum, shall be kept in a separate account.

37. The governor, judges of the courts, attorney general, and members of the General Assembly, shall be ex officio visitors of the insane asylum. [Ratified the 20th day of January, 1855.]

AN ACT FOR COMPLETING, FURNISHING, AND ENCLOSING THE BUILDINGS AND GROUNDS OF THE LUNATIC ASYLUM.

Sec. 1. Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same, That in order to complete, furnish and temporarily enclose the buildings and grounds of the lunatic asylum, the public treasurer be authorised to dispose of the bonds of the State, at par value, to the amount of eighty thousand dollars; said bonds to bear legal interest, payable semi-annually, on the first day of January and July, and redeemable in ten years.

Sec. 2. Be it further enacted, That the interest accruing upon said bonds, shall be paid out of the proceeds of the annual tax now levied for the erection of the lunatic asylum, or out of any money in the public treasury not otherwise appropriated: Provided however, If any money be supplied, other than the proceeds of such tax, the same shall be replaced by that tax.

Sec. 3. Be it further enacted, That the public treasurer of the State is hereby authorised to pay to the commissioners of said asylum, upon warrants for the same, such sums, from time to time during the current year, as the commissioners may require for said purposes: Provided, The aggregate amount of such sums shall not exceed the sum of eighty thousand dollars.

Sec. 4. Be it further enacted, That the tax now levied on land and polls for the asylum, shall be faithfully applied to the support of the institution, and the payment of the interest of the said bonds till they become due; and the surplus of such tax shall be invested in State stock, as a sinking fund for the payment of the principal of said debt. [Ratified the 14th day of February, 1855.]
Chap. 4.

AN ACT TO MORE EFFECTUALLY SECURE A COMPLIANCE WITH THE TERMS OF THEIR CHARTERS, BY THE BANKS CHARTERED AT THE PRESENT SESSION OF THE GENERAL ASSEMBLY, OR THAT MAY HEREAFTER BE CHARTERED IN THIS STATE.

Sec. 1. Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same, That whenever any bank charter, passed at the present session of the General Assembly, or the capital of which has been increased at the present session of the General Assembly, or which may hereafter be passed in this State, requires a certain amount of specie to be paid in before such bank shall go into operation, in order the more effectually to secure a compliance with the terms of the charter, the president and cashier of every such bank shall certify, in writing, under the seal of the corporation, that the amount of specie required to be paid in by the charter, has been actually and bona fide paid in, there to be used as a basis for banking operations; and the president and cashier as aforesaid, shall deposit the said certificate with the governor of the State, to be kept in the archives of the executive office; and in case the president and cashier shall neglect or refuse as herein provided, to sign and deposit such certificate, then they and every one of the directors in the bank, shall be liable to an indictment for a misdemeanor, in the superior court of the county where such bank is located, and on conviction, shall be fined in a sum not less than one thousand nor more than three thousand dollars, at the discretion of the court.

Sec. 2. Be it further enacted, That after signing and depositing such certificate, if it shall appear that the said certificate does not speak the truth in the premises, and that the amount of specie required to be paid in by the charter, has not actually and bona fide been paid in, for the purposes aforesaid as a basis for banking operations, then, and in that case, the president, cashier, and each and every one of the directors in the bank, shall be indictable for a misdemeanor, in the superior court of the county where the bank is located, and each and every one conviction, [convicted,] shall be fined in a sum not less than one thousand nor more than three thousand dollars, and imprisoned for a term of not more than three months, at the discretion of the court. [Ratified the 16th day of February, 1855.]
CAPE FEAR AND DEEP RIVERS.

AN ACT TO AUTHORIZE THE CAPE FEAR AND DEEP RIVER NAVIGATION COMPANY TO ISSUE BONDS, AND FOR OTHER PURPOSES.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That the President and Directors of the Cape Fear and Deep River Navigation Company, at any time after the passage of this act, may issue bonds, payable to the public treasurer of the State of North Carolina, for the sum of three hundred thousand dollars, and no more, which said bonds are to be issued by the president, and under the seal of the corporation, with coupons for interest attached, and made for any sum or sums not under five hundred dollars each, and to carry interest at the rate of six per cent. per annum, which interest is to be paid semi-annually, to wit: On the first Monday of January and the first Monday of July, in each and every year thereafter; and the amount of said bonds shall be made payable as follows, to wit: One hundred thousand dollars on the first day of January, 1875; one hundred thousand dollars on the first day of January, 1876; and one hundred thousand dollars on the first day of January, 1885.

Sec. 2. Be it further enacted, That upon the president making the bonds as aforesaid, and filing the same with the public treasurer of the State, it shall be his duty, and he is hereby directed to endorse on said bonds, as follows: —— pay to —— or order, and this endorsement pledges the State of North-Carolina as security for the payment of the sum in the bond, according to the provisions of this act of the General Assembly of 1854-55, entitled an act to authorize the Cape Fear and Deep River Navigation Company to issue bonds, and for other purposes, which endorsement is to be signed by the public treasurer, in his official capacity, and countersigned by the comptroller; the public treasurer, after endorsing the bonds as before mentioned, shall duly number and record them at large, in a book prepared and kept for that purpose.

Sec. 3. Be it further enacted, That it shall be the duty of the public treasurer, on the endorsement being made as before directed, and the bonds being numbered and recorded, and the mortgage as hereinafter directed, being made and delivered to the governor of the State, to deliver the same to the president and directors of said company; and they are authorised to fill up the blanks in said endorsement, with the name or names of the person or persons, or company or corporation, to whom they are sold or transferred, and when so filled up, shall be as binding on the State of North-

Sec. 4. Be it further enacted, That all profits, interest and dividends, and all money arising from the sale of said bonds, and all moneys received for the same, shall be applied exclusively to the completion of said navigation, &c.
Carolina, as if the same was done by the public treasurer at the time of making the endorsement as aforesaid: Provided, That the proceeds of said bonds shall be exclusively applied, in the first instance, to the completion of said navigation; Provided further, That no director shall be a contractor in said works.

Sec. 4. Be it further enacted, That the president and directors from time to time, as they shall sell or transfer the said bonds, and fill up the blank with the name of the person, company or corporation, to whom they are sold or transferred, shall cause a statement to be filed with the public treasurer, setting forth the time of the transfer or sale, and to whom payable, to be by him recorded in the book to be kept for that purpose.

Sec. 5. Be it further enacted, That for the payment semi-annually, at the rate of six per cent. per annum, on the principal debt due on the bonds, hereby authorized to be made, the credit of the State is pledged to the holders of said bonds; and on failure of the president and directors to pay the principal and interest as it accrues, the public treasurer is authorized to pay the same out of any money in the treasury, at the time the full payment and redemption of said principal, due on the bonds authorized by this act to be issued, the General Assembly doth hereby guarantee.

Sec. 6. Be it further enacted, That whenever the president and directors shall make, execute and deliver, to the governor of this State, for and in behalf of the State, a deed of mortgage, under the seal of said company, wherein and whereby shall be conveyed to the said governor and his successors in office, for the use and benefit of the State, all the estate, real and personal, belonging, or that may hereafter belong unto the Cape Fear and Deep River Navigation Company, or in any manner pertaining or that may pertain to the same, conditioned for indemnifying and saving harmless the State of North-Carolina, from the payment of the whole, or any part of the bonds hereby authorised to be made and issued, and shall also make, execute and deliver, under the seal of said company, to the governor, for the use and benefit of the State, a pledge of so much of the profits of said company, as shall be sufficient to pay, semi-annually, the interest which may accrue on said bonds, until the final payment and redemption of the principal of said bonds and all interest; which said deed of mortgage and pledge shall be approved by the governor and attorney general of the State, then it shall be the duty of the public treasurer, and he is hereby required to deliver to the president and directors of said company, the whole of said bonds, which by this act he is authorized and required to endorse, taking therefor the receipt of the president of said company; that upon the
failure of the president and directors of said company, to pay and discharge, semi-annually, the interest which may accrue on the bonds hereby authorized to be executed, it shall be lawful for the governor of this State for the time being, to appoint an agent and receiver of the receipts from tolls and transportation due said company, and such person or persons, as shall be appointed as receiver or receivers, as aforesaid, shall alone have authority to receive payment for transportation or tolls; and it shall be the duty of said receiver or receivers, to apply so much of the profits from tolls and transportation, as shall be sufficient to pay the interest on said bonds, semi-annually, and to pay the excess to the president and directors of said company.

Sec. 7. Be it further enacted, That in case of failure of the president and directors of said company, to pay off and redeem the principal of said bonds, at such times and in such amounts as shall be due, according to the tenor of said bonds, then it shall be the duty of the governor of the State for the time being, to cause the whole estate, real and personal, so conveyed by mortgage, to be sold at such time and place, and in such way as shall most effectually protect and save harmless the State against any loss, by reason of its liability for the payment of said bonds or any part thereof; and upon such sale, all the rights, privileges, franchises, powers, duties and obligations, now belonging or appertaining to the said Cape Fear and Deep River Navigation Company, shall vest in, belong to and devolve upon, the purchaser or purchasers of said property, as aforesaid; and the governor for the time being, is authorized, and it shall be his duty, upon such sale and payment of the purchase money, to execute and deliver to the purchaser or purchasers, a deed, transferring all the rights, obligations, franchises and privileges that now pertain or belong to the said company; and the proceeds of such sale shall be applied, first to pay off and redeem the whole amount of principal of said bonds, and all interest then due, and to pay the excess to the president and directors of said company.

Sec. 8. Be it further enacted, That the bonds authorized to be executed and issued by this act, shall not be sold or disposed of by said company, below their par value.

Sec. 9. Be it further enacted, That the capital stock of said company, may be increased by the president and directors thereof, to one million dollars, which stock shall be payable in cash or bonds, secured by not less than two good, substantial securities, payable to said company, and shall be payable at such times as the president and directors shall and may prescribe; but the interest thereon shall not be less than six per cent. per annum, payable semi-annually, on the first day of June and the first day of December, of each
year thereafter; and the interest due thereon, shall be applied in payment of the interest on the bonds authorized to be issued and endorsed by the first section of this act; and the principal of said bonds, when due, shall be promptly collected by the president and directors, and the proceeds thereof shall be applied to discharge the bonds so authorized as aforesaid, to be endorsed by the public treasurer, and any excess that shall remain, shall be applied to pay the principal of said bonds as it falls due; and the said president and directors are hereby authorized to receive subscription of stock, as preferred stock, to the amount of one hundred thousand dollars, as in their discretion they may deem proper for the best interest of the company, to be applied, or so much thereof as may be necessary in discharge of any other liabilities of said company; and that whenever the sum of one hundred thousand dollars shall have been subscribed, and paid or secured as prescribed in this section, said company may elect one of the stockholders thereof a director on the part of said company, and so on for every additional hundred thousand dollars so paid or secured, as aforesaid, the said company may elect an additional director on the part of said company; and in the event that stock shall be so paid or secured, before all the bonds authorized by the first section are sold, bonds to the amount of such stock so paid or secured, as aforesaid, shall be returned and cancelled by the public treasurer, who shall give to the president a receipt for the bonds so returned, as aforesaid.

Sec. 10. Be it further enacted, That as soon as practicable after this act shall have been ratified, the president and directors shall call a general meeting of the stockholders of the Cape Fear and Deep River Navigation Company, and the said company shall signify its acceptance of the provisions of this act, by a resolution subscribed by the members thereof, signifying their acceptance thereof, and authorizing deeds of mortgage and pledge to be executed as prescribed by this act, for the purposes therein specified, and all other purposes specified in this act, for the purpose of indemnifying the State of North-Carolina from all losses, by reason of her endorsement as aforesaid, of the bonds aforesaid; and upon said company's signifying its acceptance, as aforesaid, there shall be an election and appointment of president and directors, to be selected from the stockholders of the company, and no one shall be appointed or eligible as a director, who is not a stockholder.

Sec. 11. Be it further enacted, That said company shall pay, or cause to be paid, to the public treasurer of the State, on the first Monday in January, 1856, and annually thereafter, until the aforesaid bonds (issued as aforesaid,) shall have been paid, one per centum of the net profits of
said company, to be by him invested in State securities, and, with the interest annually accruing thereon, shall be re-invested, and constitute a sinking fund, which shall be applied to the payment of the principal of said bonds, as they severally fall due.

Sec. 12. Be it further enacted, That a tax of two cents per ton, on all coal that shall be shipped and conveyed from the mines on Deep river, shall be annually levied, and paid as other taxes of the State are paid, and shall be collected by the sheriff of the county of Chatham for the time being, who shall account for and pay the same unto the public treasurer; and when so received, shall be invested and re-invested, as prescribed in the section immediately preceding; and shall constitute a sinking fund for the payment of the principal of said bonds, and shall be so applied by said treasurer, as prescribed in section 12 of this act; and when the debts and liabilities of the company shall have been discharged, the tax so arising shall constitute a part of the revenue of the State, to be applied as such; and that all laws and clauses of laws, coming in conflict with this section, be and the same are hereby repealed.

Sec. 13. Be it further enacted, That said company shall be required to put back-slopes to the dams at Cross creek, Jones, and at Silver river.

Sec. 14. Be it further enacted, That this act shall take effect from and after its ratification. [Ratified the 10th day of February, 1855.]

CIVIL PROCESS.

AN ACT TO REPEAL, IN PART, AN ACT OF THE SESSION OF 1852, Chap. 6. CHAPTER 15TH, ENTITLED AN ACT CONCERNING THE PLACE OF TRIAL FOR CIVIL PROCESS, RETURNABLE BEFORE JUSTICES OF THE PEACE.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That so much of the said act as applies to the counties of Cumberland, Wilkes and Madison, be, and the same is hereby repealed.

Sec. 2. Be it further enacted, That this act shall be in force from and after its ratification. [Ratified the 9th day of January, 1855.]
AN ACT TO AMEND THE CONSTITUTION OF THE STATE OF NORTH-CAROLINA.

WHEREAS, A large number of the people are disfranchised, by the freehold qualification now required of voters for members of the Senate: Therefore,

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, (three-fifths of the whole number of members of each House concurring,) That the second clause of the third section of the first article of the amended constitution, ratified by the people of North-Carolina, on the second Monday of November, in the year of [our] Lord eighteen hundred and thirty-five, shall be amended to read as follows: Every free white man of the age of twenty-one years, being a native or naturalized citizen of the United States, and who has been an inhabitant of the State for twelve months immediately preceding the day of any election, and shall have paid public taxes, shall be entitled to vote for a member of the Senate, for the district in which he resides.

Sec. 2. Be it further enacted, That the governor of the State be, and he is hereby directed to issue his proclamation to the people of North-Carolina, at least six months before the next election for members of the General Assembly, setting forth the purport of this act, and the amendment to the constitution herein proposed, which proclamation shall be accompanied by a true and perfect copy of the act, authenticated by the certificate of the secretary of State; and both the proclamation and the copy of this act, the governor of the State shall cause to be published in ten newspapers of this State, at least six months before the election of members to the next General Assembly. [Ratified the 3d day of February, 1855.]

COUNTIES.

AN ACT TO LAY OFF AND ESTABLISH A NEW COUNTY BY THE NAME OF HARNETT.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That a new county be formed from a portion of the county of Cumberland, under the name and style of Harnett, to be bounded as follows: Beginning at the intersection of the lines of Johnston and Sampson counties, on Black Mingo; thence a direct line to the mouth of Lower
Little river; thence up said river to the bridge at Elliott's mills; thence a straight line to the place on the Murchison road where Hector's creek crosses; thence with said line to road to the Moore county line; thence with said line to the Chatham county line; thence with that to the Wake county line; thence with that to the Johnston county line; thence with that to the beginning. [Ratified the 7th day of February, 1855.]

AN ACT SUPPLEMENTAL TO AN ACT ENTITLED "AN ACT TO ESTABLISH A NEW COUNTY BY THE NAME OF HARNETT."

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That the county of Harnett is hereby invested with all the rights, privileges [and] immunities which other counties in this State enjoy; all the justices of the peace and officers of the militia, who reside within the limits of Harnett county, shall continue to hold and exercise all the official powers and authorities, in and for said county, that they hitherto have held and exercised in and for the county of Cumberland.

SEC. 2. Be it further enacted, That the constables now residing in Harnett county, shall continue to hold their offices and perform all the duties appertaining thereto, until the first county court to be held for said county, under the like rules, regulations and penalties as constables are subject to in other counties in this State.

SEC. 3. Be it further enacted, That the counties of Cumberland and Harnett shall be represented in the General Assembly as heretofore, until a future General Assembly shall direct and otherwise provide; and all elections for members of Congress and members of both Houses of the General Assembly, and elections of President and Vice President of the United States, shall be held by the sheriff or other returning officer of the county of Cumberland, in all the territory comprised within the limits of both counties, at the times and places, and under the same rules and regulations and restrictions as have been appointed, or may hereafter be appointed by law; and the certificates of said sheriff, or other returning officer, as to the results of said elections, shall be as valid and as effectual, to all intents and purposes, as if the act establishing the county of Harnett had not passed.

SEC. 4. Be it further enacted, That a court of pleas and quarter sessions shall be, and the same is hereby established in and for said county of Harnett, to be held by the justices of said county; the first session of said court shall be held
on the second Monday of March, in the present year of our
Lord, and regularly thereafter on the [second] Mondays of
June, September, December and March. At the first ses-
sion of said court, a majority of the acting justices being
present, the court shall proceed to elect a sheriff, a coroner
or coroners, a clerk of the county court, a register, an entry
seer, a county surveyor, and all other proper officers; and
the persons so elected shall give bond, and shall continue in
office until their successors are chosen and qualified accord-
ing to law. The county court, until a site for a county town
be chosen, and the proper buildings erected, shall be
held, and the records be kept at Summerville: Provided,
however, That the county court, a majority of the acting
justices being present, may direct otherwise.

Sec. 5. Be it further enacted, That the court of pleas and
quarter sessions, by this act established, shall have, possess
and exercise the like power, authority and jurisdiction as
are had, possessed and exercised by other county courts in
this State; and shall have exclusive jurisdiction of all crimes
committed within the limits of said county, of which the
county courts have jurisdiction; and all suits at law now
pending in the county court of Cumberland, wherein all the
plaintiffs and defendants are citizens of Harnett county, and
all indictments in the county court of Cumberland, against
citizens of Harnett county, or persons residing there, shall
be transferred to the county court of Harnett for trial, in
the manner now provided by law for the removal of cases
from one county to another for trial.

Sec. 6. Be it further enacted, That all persons who may
be liable to imprisonment under any process, either civil or
criminal, in Harnett county, shall be committed to, and be im-
prisoned in, the jail of Cumberland county, until the jail of
Harnett county be completed.

Sec. 7. Be it further enacted, That George W. Pegram,
John Green, Eldridge Stewart, James Johnson, James P.
Hodges, John McKay and Samuel E. Johnson are hereby
appointed commissioners to lay off and allot the county seat
of said county, at or within three miles of the geographical
centre; and shall have power to purchase, or take by gift
or donation, a tract of land not less than one hundred acres,
to be conveyed to the chairman of the county court and his
successors in office, for the use of the county, upon which a
town shall be laid off to be called "Toomer," and within the
limits of which the court house and other public buildings
shall be located and erected. When the said buildings shall be
completed, the courts of the county court shall be held there,
and the public officers shall keep their respective offices
there. The said commissioners shall cause to be surveyed
and marked, in connection with a like number of commis-

County court.

County officers
to be elected.

Commissioners
to lay off coun-
ty seat.

Dividing line
between Cumber-
land and
Harnett.
sioners to be appointed by the county court of Cumberland, the lower or dividing line of Harnett and Cumberland; and said commissioners shall be allowed the sum of two dollars each per diem for their services, for the time they are actually engaged, to be paid by their respective counties. A majority of the commissioners shall be competent to act, due notice of their meeting having been given.

Sec. 8. Be it further enacted, That the county court of Harnett, at its first session after the site for the county town shall have been determined, shall appoint five commissioners to lay off the lots of said town, and to designate the public squares; and the said commissioners shall expose to sale, at public auction, the said lots, retaining such as, in their judgment, may be needed for county purposes, for churches and academies, taking bond and security for the purchase money, and such terms of credit as the county court, a majority of the justices being present, shall direct. The bonds shall be made payable to the chairman of the county court, who, or his successors, shall execute deeds to the purchasers, which shall be available in law to pass the title; and the proceeds of the sale shall be applied to the erection of the public buildings.

Sec. 9. Be it further enacted, That nothing in this act contained shall prevent the sheriff of Cumberland from collecting arrearages of taxes, nor levying executions to him directed, returnable to any court sitting before the first day of June next, in the same manner as he could have done before the passage of this act: Provided, however, That the sheriff of Cumberland shall not collect from the citizens of Harnett county, or from any one liable to taxes there, imposed by the county of Cumberland, collectable in the present year of our Lord, except the taxes for schools, which shall be levied and collected as heretofore. It shall be the duty of the clerk of Cumberland county to furnish the justices of Harnett county with a duplicate original of the tax list, and a certified list of the assessed property, which shall be placed among the records, and be available until a future assessment by the General Assembly directed. The justices of Harnett county may borrow such sums of money as they may think proper, not exceeding ten thousand dollars, to be applied to the erection of the public buildings.

Sec. 10. Be it further enacted, That the superior courts of law and equity for the county of Cumberland shall have jurisdiction of all capital felonies that have been, or shall be committed in the county of Harnett, and of all other offences committed in the county of Harnett, when the offenders may be recognized to appear at the superior court of Cumberland, and of all equity jurisdiction over the said county, and shall have appellate jurisdiction to hear and
determine all appeals that may be granted from the judgment, sentence or decree of the county court of Harnett, and of a single justice, out of court, when the same, by law, would have been allowable but for the passage of the act establishing the county of Harnett: Provided, however, That the county court may direct what number of lots shall be sold, and may, from time to time, appoint sales of the residue.

Sec. 11. Be it further enacted, That all paupers, citizens of Harnett county, or who had obtained a settlement there, and who may be supported at the poor house of Cumberland, or otherwise be chargeable, shall be removed to the county of Harnett, at the pauper expense of said county.

Sec. 12. Be it further enacted, That all the fees due to the office of the courts of Cumberland, upon State cases removed to the county court of Harnett for trial, or carried there by appeal from the decision of said court, as well as witnesses’ attendance, shall, in case of the insolvency of the defendant or their acquittal, be paid by the county of Harnett.

Sec. 13. Be it further enacted, That all acts and clauses of acts, coming in conflict with the provisions of this act, shall be and are hereby repealed; and this act shall be in force from and after its ratification. [Ratified the 15th day of February, 1855.]

Chap. 10.

An ACT TO LAY OFF AND ESTABLISH A COUNTY BY THE NAME OF POLK.

Whereas, The late Col. William Polk of this State, was a meritorious officer in the continental line during the war of the revolution, and in the capacity of Major and Lieutenant Colonel, rendered distinguished services in the battles of Germantown, Brandywine and Eutaw, in all of which he was wounded; and whereas, this General Assembly is desirous of testifying their respect for his memory by calling one of the counties by his name: Therefore,

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That a new county by the name of Polk, be, and the same is hereby laid off and established, of parts of Rutherford and Henderson; that portion of Henderson which originally belonged to Rutherford, beginning on the top of Sugar-Loaf mountain, at the Henderson Corner, and running nearly east down to the ridge between the waters of Green and Broad Rivers; and with said ridge to Gray’s Chapel; and from Gray’s Chapel, continuing the same ridge down to the lands of Thomas Miller; thence nearly east,
including said lands, to Broad River; thence with main Broad River to Poer's ford; and from Poer's ford with the old road to the South-Carolina line; thence with the South-Carolina line to the old Buncombe Corner; and thence with the old Buncombe line to the original point, Sugar-Loaf mountain; which shall have all the powers, authorities and immunities of other counties of this State.

SEC. 2. Be it further enacted, That the county site of said county shall be located by J. J. Irwin of Burke, Maj. Ben. Burgin of McDowell, and John R. Logan of Cleveland, or a majority of them, at the geographical centre of the county, or within two miles thereof. [Ratified the 20th day of January, 1855.]

AN ACT SUPPLEMENTAL TO AN ACT, ENTITLED "AN ACT TO LAY OFF AND ESTABLISH A COUNTY BY THE NAME OF POLK," PASSED BY THE PRESENT GENERAL ASSEMBLY.

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That the county of Polk be, and the same is hereby vested with all the rights, privileges and immunities of other counties of the State, and that all the justices of the peace and officers of the militia, who reside within the limits of the county of Polk, shall continue to hold and exercise all the official powers and authorities, in and for the said county, that they have heretofore held and exercised, in and for the counties of Rutherford and Henderson.

SEC. 2. Be it further enacted, That the constables now residing in the county of Polk, shall continue to hold their offices and perform all the duties appertaining thereeto, until the first county court to be held for said county, under the same rules, regulations and penalties as constables are subject to in the other counties in this State.

SEC. 3. Be it further enacted, That the counties of Rutherford and Henderson shall continue to be represented in the General Assembly, in the same manner as heretofore, until a future General Assembly shall authorize, provide and direct; and all elections for members of Congress, and members of both Houses of the General Assembly, shall be held by the sheriffs or other returning officer of the counties of Henderson and Rutherford, in all the territory heretofore comprehended in the limits of their respective counties, at the times and places, and under the same rules, regulations and restrictions, as have been appointed, or may hereafter be appointed by law; and the certificates of said sheriffs or other returning officers, as to the result of said elections, shall be as valid and effectual to all intents and purposes, as
if the act laying off and establishing the county of Polk, had never been passed.

SEC. 4. Be it further enacted, That a court of pleas and quarter sessions shall be, and the same is hereby established in and for the county of Polk, to be held by the justices of said county. The first session of said court shall be held on the first Monday in March next, and on the tenth Monday after the fourth Monday in June, September and December next, and thereafter on the tenth Monday after the fourth Monday in March, June, September and December in every year; and at the first session of said court as aforesaid, a majority of the justices of said county being present, they shall proceed to elect a clerk of the county court, a sheriff, a coroner, a register and entry taker, a surveyor, and all other officers for said county, who shall enter into bonds as required by law, and shall hold and continue in said offices until their successors are duly chosen and qualified, according to law in such cases made and provided; and the county and superior courts shall be held, and the records thereof shall be kept, at the residence of Geo. J. Mills, in said county, until the completion of the public buildings at the county seat; and thereafter the courts shall be held, and the records kept at the court house, or as may be appointed by the county court, as is usual in other counties of the State.

SEC. 5. Be it further enacted, That the court of pleas and quarter sessions, established by this act, shall possess and exercise the same power, authority and jurisdiction as is possessed and exercised by other county courts in this State, and shall have exclusive jurisdiction of all crimes committed within the limits of said county, of which the county courts have jurisdiction; and all suits at law now pending in the county courts of Rutherford and Henderson, wherein the citizens of Polk county are both plaintiffs and defendants, and all indictments in the county courts of Rutherford and Henderson against citizens of Polk county, shall be transferred to the county courts of Polk, in the manner now provided for transferring suits from one county to another.

SEC. 6. Be it further enacted, That all persons who may be liable to imprisonment, under any process, either civil or criminal, in Polk county, before the completion of the jail therein, may be committed to the jail of either Rutherford or Henderson.

SEC. 7. Be it further enacted, That John R. Logan, of Cleveland, Joseph Erwin, of Burke, Benjamin Burgin, of McDowell, be and they are hereby appointed commissioners to lay off and locate the county seat of said county, at or within two miles of the geographical centre; and that they shall have power to purchase, or receive by donation, a tract of land not more than one hundred acres, to be con-
veyed to the chairman of the county court, and his successors in office, for the use of said county, upon which a town shall be laid off to be called Columbus, and on which the court house and public buildings shall be erected; and, upon completion, the courts of said county shall be held, and the clerks and public officers shall keep their respective offices there; and the commissioners shall be allowed two dollars per day while engaged in the discharge of their duties.

Sec. 8. Be it further enacted, That the county court of Polk county shall, at its first session, appoint five commissioners, to lay off the lots of said town; and, after designating such as shall be retained for public use, shall expose to sale, at public auction, the residue of such lots, at such time and manner as the court may designate, taking bond and security from the purchaser, making the notes payable to the chairman of the county court and his successors; and, upon the payment to the chairman or his successors in office, shall execute title thereto; the proceeds of the sales of which shall be appropriated to the erection of the public buildings of said county.

Sec. 9. Be it further enacted, That nothing in this act shall be so construed as to prevent the sheriffs of Rutherford and Henderson from collecting all arrearages of taxes, in the same manner as they could have done previous to the erection of Polk county: Provided, nevertheless, That the sheriffs of said county shall not collect any taxes in the county of Polk, or from the citizens thereof, imposed by the county courts of Henderson and Rutherford, and which are to be collected in the year one thousand eight hundred and fifty-five; but that the same may be collected by the sheriff of Polk, upon the tax duplicates of the clerks of Rutherford and Henderson, respectively.

Sec. 10. Be it further enacted, That, when elections are next held for members of Congress in the State, the sheriff shall open an election, at the several precincts in said county, for a clerk of the superior court of said county, to serve as such for four years, under the liabilities imposed by law on clerks of the superior courts.

Sec. 11. Be it further enacted, That a superior court of law and equity, for the county of Polk, shall be held on the tenth Monday after the fourth Monday in September next, and thereafter on the tenth Monday after the fourth Monday in March and September of every year; and the said county shall form part of the seventh judicial circuit.

Sec. 12. Be it further enacted, That it shall be the duty of the clerks of the superior courts of law for Rutherford and Henderson counties, to transfer to the clerk of the superior court of Polk, all civil cases pending in Rutherford and Henderson, when both parties reside in said county of
Sec. 13. Be it further enacted, That the superior court of law and
equity for the county of Rutherford shall have juris-
diction of all such cases as for transferring cases from the courts of
Henderson and Rutherford to the clerk of the county court
of Polk.

Sec. 14. Be it further enacted, That the next fall term of
the superior court of law and equity for the county of Cleve-
land shall be held on the eleventh Monday after the fourth
Monday in September next, and thereafter on the eleventh
Monday after the fourth Monday in March and September
in every year.

Sec. 15. Be it further enacted, That all laws coming in
conflict with the provisions of this act be repealed; and this
act shall take effect from and after its ratification. [Rati-

Chap. 12.

An Act to Lay Off and Establish a County by the Name
of Wilson.

Sec. 1. Be it enacted by the General Assembly of the State
of North-Carolina, and it is hereby enacted by the authority
of the same, That a county, by the name of Wilson, shall be,
and the same is hereby laid off and established, out of portions
of Edgecombe, Nash, Johnston and Wayne counties, in the
following bounds: Beginning at a lighthwood stake in the
Pitt county line; thence a direct line to Pender's hill;
thence a direct line to Town creek, at the mouth of Col. David
Williams's mill branch; thence up said mill branch to the
mill; thence a direct line by William Adams's, sen'r., to the
Nash line; thence a straight line to Turkey creek bridge,
neither the Priddy old place; thence with the road to Moc-
sin creek bridge; thence down said creek to the junction of
Mocasin and Turkey creeks; thence a direct line to the
Red Hill, (Henry Horn's old place); thence a direct line
to the Wayne county line, at the Juniper swamp; thence the
Wayne and Johnston line north, to a point in a direct line
from the Red Hill to Ruffin's bridge; thence a direct line
to Ruffin's bridge, diverging north at the house of Jacob Hooks, so as to leave the dwelling house of said Hooks in the county of Wayne; thence from said Ruffin's bridge down Contentnea creek to the Greene county line; thence the Greene county line to the beginning; and the said county shall be, and is hereby invested with all the rights, privileges and immunities of other counties in this State. [Signed the 13th day of February, 1855.]

AN ACT SUPPLEMENTAL TO AN ACT ENTITLED "AN ACT TO LAY OFF AND ESTABLISH A COUNTY BY THE NAME OF WILSON," PASSED BY THE PRESENT GENERAL ASSEMBLY.

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That the county of Wilson be, and the same is hereby vested with all the rights, privileges and immunities of other counties of the State; and that all the justices of the peace and officers of the militia, who reside within the limits of the county of Wilson, shall continue to hold and exercise all the official powers and authorities in and for said county that they have hitherto held and exercised in and for the counties of Edgecombe, Johnston, Wayne and Nash.

SEC. 2. Be it further enacted, That the constables now residing in the county of Wilson shall continue to hold their offices, and perform all the duties appertaining thereto, until the first county court to be held for said county, under the same rules, regulations and penalties as constables are subject to in the other counties in this State.

SEC. 3. Be it further enacted, That the counties of Edgecombe, Johnston, Wayne and Nash shall continue to be represented in the General Assembly in the same manner as heretofore, until a future General Assembly shall otherwise provide and direct; and all elections, for members of Congress and the members of both Houses of the General Assembly, shall be held by the sheriffs or other returning officers of the counties of Edgecombe, Johnston, Wayne and Nash, in all the territory heretofore comprehended in the limits of their respective counties, at the times and places, and under the same rules, regulations and restrictions as have been appointed, or may hereafter be appointed by law; and the certificates of said sheriffs or other returning officers, as to the result of such elections, shall be as valid and effectual, to all intents and purposes, as if the act laying off and establishing the county of Wilson had never been passed.

SEC. 4. Be it further enacted, That a court of pleas and quarter sessions shall be and the same is hereby established, in
and for the county of Wilson, to be held by the said justices of said county: the first session of said court shall be held on the fourth Monday in April next, at the store of Benj'n. H. Barden, in the town of Wilson; and the said court shall thereafter be held on the fourth Mondays in January, April, July and October; in each and every year; and, at the first session of said court, as aforesaid, a majority of the justices of said county being present, they shall proceed to elect a clerk of the court, a sheriff, a coroner, a register and entry taker, a surveyor, and all other officers for said county, who shall enter into bonds as required by law, and shall hold and continue in said offices until their successors are duly chosen and qualified, according to law in such cases made and provided; and the county and superior courts shall be held, and the records thereof kept, at Benj'n. H. Barden's store, in said county, until the completion of the public buildings at the county seat, and thereafter the courts shall be held, and the records kept, at the court house, or as may be appointed by the county court, as is usual in the counties of the State.

Sec. 5. Be it further enacted, That the court of pleas and quarter sessions, established by this act, shall possess and exercise the same powers, authority and jurisdiction as are possessed and exercised by other county courts in this State, and shall have jurisdiction of all crimes committed within the limits of said county, of which the county courts have jurisdiction; and all suits at law, now pending in the county courts of Edgecombe, Johnston, Wayne and Nash, wherein the citizens of Wilson county are both plaintiffs and defendants, and all indictments in the county courts of Edgecombe, Johnston, Wayne and Nash, against citizens of Wilson county, may, with the consent of parties, be transferred to the county court of Wilson, in the manner now provided for transferring suits from one county to another.

Sec. 6. Be it further enacted, That all persons who may be liable to imprisonment under any process, whether civil or criminal, in Wilson county, before the completion of the jail therein, may be committed to the jail of either Edgecombe, Johnston, Wayne or Nash counties.

Sec. 7. Be it further enacted, That Macon Maze, [Moye,] Wm. Barnes, (White Oak) A. G. Brooks, Asa Barnes and Alfred Boykin be and they are hereby appointed commissioners to lay off and locate the county seat of said county at or within one-fourth of a mile of the town of Wilson, and that they shall have power to purchase, or receive by donation, a tract of land, to be conveyed to the chairman of the county court and his successors in office, for the use of said county, upon which shall be erected the court house and public buildings; and upon the completion of the same the courts
of said county shall be held, and the clerks and public officers shall have their respective offices there; and the commissioners shall be allowed two dollars per day while engaged in the discharge of their duties.

Sec. 8. Be it further enacted, That, after the commissioners, appointed in the seventh section of this act, shall have located the court house and public buildings, and designated such lots as shall be retained for public uses, they shall expose to sale, at public auction, the residue of such purchase or donation, at such time, and after giving such notice, as the county court may direct, upon a credit of one, two and three years, and shall take from the purchaser bond, with good security, for the purchase money, payable to the chairman of the county court and his successors in office; and, upon the payment of the purchase money, the chairman, or his successors in office, shall execute titles therefor; which purchase money shall be appropriated to build the court house and jail for said county.

Sec. 9. Be it further enacted, That nothing in this act is to be so construed as to prevent the sheriffs of Edgecombe, Wayne, Johnston and Nash from collecting all arrears of taxes, in the same manner as they could have done previous to the creation of Wilson county: Provided, nevertheless, That the sheriffs of Edgecombe, Johnston, Wayne and Nash shall not collect any tax in the county of Wilson, or of the citizens of said county, imposed by the county courts of Edgecombe, Johnston, Wayne and Nash, and which are to be collected in the year one thousand eight hundred and fifty-five; but that the same may be collected by the sheriff of Wilson, upon duplicate tax lists to be furnished said sheriff by the clerks of the counties of Edgecombe, Johnston, Wayne and Nash.

Sec. 10. Be it further enacted, That a superior court of law and equity, for the county of Wilson, shall be held on the tenth Monday after the fourth Monday in September next, and thereafter on the tenth Monday after the fourth Monday in March and September of every year; and the said county shall form part of the second judicial circuit.

Sec. 11. Be it further enacted, That it shall be the duty of the clerks of the superior courts of law for Edgecombe, Johnston, Wayne and Nash counties, to transfer to the clerk of the superior court of Wilson, all civil cases pending in Edgecombe, Johnston, Wayne and Nash, when both parties reside in said county of Wilson, and all State cases, when the defendant resides in said county of Wilson, pending in said courts, under the same provisions as for transferring cases from the county courts of Edgecombe, Johnston, Wayne and Nash to the clerk of the county court of Wilson.

Sec. 12. Be it further enacted, That all paupers, now in...
the poor houses of Edgecombe, Nash, Wayne and Johnston, that come from the county of Wilson, be returned to the said county of Wilson, on or before the first day of August, A. D. 1855.

SEC. 13. Be it further enacted, That, when elections are next held for clerks in the State, the sheriff shall open an election, at the several precincts in said county, for a clerk of the superior court of said county, to serve as such for four years, under the liabilities imposed by law on clerks of the superior courts.

SEC. 14. Be it further enacted, That the several county courts of the counties of Nash, Edgecombe, Johnston and Wayne, at the May term next of said courts, shall appoint one commissioner on the part of each of said counties, who shall survey and mark the boundary of the county of Wilson, and shall return, under their hands and seals, a true copy of said survey to the next term of Wilson county court, which shall be recorded on the books of said court; they shall also return to the county court of each of the counties of Nash, Wayne, Johnston and Edgecombe, under their hands and seals, a true copy of the boundary between each of said counties and the county of Wilson, which shall be recorded in said counties; and they shall receive for their services such sum as the county court of Wilson may allow, to be not less than three dollars a day, paid by said county.

SEC. 15. Be it further enacted, That the judge who is to hold the first superior court in said county, shall appoint a clerk of said court, who shall hold his office till the next regular election for clerks, and until his successor shall be qualified; and shall also appoint a clerk and master of the court of equity: who shall give bonds for the faithful discharge of their duties, as now required by law.

SEC. 16. Be it further enacted, That this act shall be in force from and after its ratification. [Ratified the 14th day of February, 1855.]

COURTS.

Chap. 14. AN ACT IN RELATION TO THE SUPERIOR COURTS OF LAW IN THIS STATE.

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That, whenever a special term of the superior court of law and equity, for any county of the State, shall be appointed, in case the trial of a cause shall have been commenced, and the week fixed for said term shall expire before the trial shall be finished and the jury shall have
rendered their verdict therein, the court may be continued, 
by adjournment from day to day afterwards, for the pur-
pose of finishing the trial, and receiving the verdict, and 
rendering thereon the judgment of the law.

Sec. 2. Be it further enacted, That this act shall be in 
force from its ratification. [Ratified the 16th day of Febru-
ary, 1855.]

AN ACT TO ALTER THE TIME OF HOLDING THE COURTS IN THE 
SIXTH JUDICIAL CIRCUIT.

Sec. 1. Be it enacted by the General Assembly of the State 
of North-Carolina, and it is hereby enacted by the authority 
of the same, That the sixth judicial circuit shall be com-
pised of the following counties, and the courts thereof 
shall be held at the following times, to wit: Surry on the fourth 
Monday in February and August; Yadkin on the first Mon-
day after the fourth [Monday] in February and August; 
Ashe on the second Monday after the fourth Monday in 
February and August; Wilkes on the third Monday after 
the fourth Monday in February and August; Alexander on 
the fourth Monday after the fourth Monday in February 
and August; Davie on the fifth Monday after the fourth 
Monday in February and August; Iredell on the sixth Mon-
day after the fourth Monday in February and August; Cata-
tawba on the seventh Monday after the fourth Monday in 
February and August; Lincoln on the eighth Monday after 
the fourth Monday in February and August; Gaston on the 
ninth Monday after the fourth Monday in February and 
August; Union on the tenth Monday after the fourth Mon-
day in February and August; Mecklenburg on the eleventh 
Monday after the fourth Monday in February and August; 
Cabarrus on the twelfth Monday after the fourth Monday in 
February and August; Rowan on the thirteenth Monday 
after the fourth Monday in February and August.

Sec. 2. Be it further enacted, That this act shall be in force 
from and after the first day of August, eighteen hundred 
and fifty-five.

Sec. 3. Be it further enacted, That it shall be the duty of 
the sheriffs, in the different counties composing the sixth 
circuit, to make due advertisement, at one or more places 
in their counties, of the change made in the holding of the 
courts as provided for in the first section of this act; and 
for a neglect of the same, he or they shall be guilty of a 
misdemeanor, and, on conviction thereof, shall be fined not 
less than three hundred dollars.

Sec. 4. Be it further enacted, That the non-jury term of 
the county courts shall continue to be held during the weeks
in which the superior courts are held, as heretofore. [Rati-
fied the 14th day of February, 1855.]

**Chap. 16.** AN ACT TO AMEND AN ACT PASSED BY THE GENERAL ASSEMBLY, AT THE SESSION OF 1852, ENTITLED "AN ACT TO AMEND THE 15TH SECTION OF THE 31ST CHAPTER OF THE REVISED STATUTES, SO AS TO AUTHORIZE THE SUPERIOR COURT OF LAW AND EQUITY TO BE HELD FOR TWO WEEKS IN THE COUNTY OF NEW HANOVER."

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That the justices of the court of pleas and quarter sessions of the county of New Hanover, at each and every session of the said court which shall happen next preceding the sitting of the superior court of the said county, shall cause to be drawn in the manner now prescribed, fifty-one jurors, who shall serve as jurors at the next succeeding superior court held for said county: thirty-six of the persons so drawn shall serve the first week and no longer, and the remaining fifteen shall serve during the second week.

SEC. 2. Be it further enacted, That the clerk of the said county court, in making out the list of jurors which he is now required by law to deliver to the sheriff, shall designate, upon the said list, the thirty-six jurors who shall serve during the first week, and also the fifteen jurors who shall serve the second week, and the sheriff of the county shall summon them accordingly.

SEC. 3. Be it further enacted, That the second section of the 38th chapter of the acts of the General Assembly, passed at the session of 1852, be and the same is hereby repealed.

SEC. 4. Be it further enacted, That this act shall be in force from and after its ratification. [Ratified the 5th day of February, 1855.]

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**DEEDS, BURNED OR DESTROYED.**

**Chap. 17.** AN ACT IN RELATION TO DEEDS, OF WHICH THE REGISTERED COPIES HAVE BEEN BURNED OR DESTROYED.

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That, whenever it shall be shown, in any judicial proceeding, that a deed, or conveyance of real estate, has been lost or destroyed, and that the same had been registered, and that the register's books containing the copy has
been destroyed by fire or other accident, so that a copy thereof cannot be had, it shall be presumed and held, unless the contents be shown to have been otherwise, that such deed or conveyance transferred an estate in fee simple, if the grantor was entitled to such an estate at the time of conveyance; and that it was made upon sufficient consideration. \*[Ratified the 16th day of February, 1855.]

**ENTRIES AND GRANTS.**

**AN ACT CONCERNING ENTRIES AND GRANTS.**

**Chap. 18.**

**SEC. 1.** Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, as follows:

1. All vacant and unappropriated lands, belonging to the State, shall be subject to entry, by any citizen thereof, in the manner hereinafter provided, except,

(1) Lands covered by navigable waters.

(2) Lands covered by the waters of any lake, or which, though now covered, may hereafter be gained therefrom by the recession, draining or diminution of such waters, or have been so gained heretofore, and not lawfully entered.

(3) Marsh or swamp land, where the quantity of land in any one marsh or swamp exceeds two thousand acres, or where, if of less quantity, the same has been surveyed by the State, or by the president and directors of the literary fund of North-Carolina, with a view to draining and reclaiming the same.

(4) Provided, That marsh or swamp lands, unsurveyed as aforesaid, not exceeding fifty acres in one body, though lying within a marsh or swamp of a greater number of acres than two thousand, may be entered, when the same shall be situated altogether between the lines of tracts heretofore granted.

2. Every entry made, and every grant issued, for any lands not herein authorized to be entered or granted, shall be void.

3. The court of pleas and quarter sessions may, when they deem it necessary, elect one person to receive entries of claims for lands within the county; and shall also elect not more than two persons, properly qualified to be surveyors of lands within the same; and any person elected shall hold his office for four years.

4. Where a vacancy exists in the office of entry taker, the clerk of the court of pleas and quarter sessions shall act as entry taker, until such vacancy be filled by a regular appointment; shall take charge of the books belonging to the of-

**Entries and grants of land not authorized, void.**

**Appointments of entry takers and surveyors.**

**Where a vacancy, clerk of county court to act as entry taker.**
Boards of surveyors and entry takers, &c.

Surveyors may appoint deputies.

Price at which lands may be entered.

When entry money to be paid.

Time for paying on certain entries extended.

On failure to pay, subsequent entry entitled.

Office; discharge all the duties and receive the emoluments; and be subject to the rules, regulations and penalties prescribed by law for entry takers.

5. Every surveyor shall enter into bond in the sum of four thousand dollars, and every entry taker into bond in the sum of two thousand dollars, payable to the State of North-Carolina, with sufficient security, for the faithful discharge of the duties of his office: And the entry taker shall keep his office at the court house of his county, or within one mile thereof, on pain of forfeiting one hundred dollars to the use of the county, to be sued for by the county solicitor.

6. Every surveyor may appoint deputies, who shall, previous to entering on the duties of their office, be qualified in a similar manner with the surveyor; and the surveyor making such appointment shall be liable for the conduct of such deputies, as for his own conduct in office.

7. Twelve and a half cents shall be paid to the treasurer for every acre of land that may be entered: Provided, that no person shall enter more than one hundred acres, within any one year, at that price; and if any person shall enter more than one hundred acres, in the same survey, or in any one year, he shall pay fifteen cents for every acre he may enter.

8. All entries of land, made in the course of any one year, shall, in every event, be paid for on or before the thirty-first day of December, which shall happen in the second year thereafter; and all entries of land, not paid for agreeable to this section, shall become null and void, and may be entered by any other person: Provided, however, that all persons who have entered vacant lands and paid for the same, since the first day of January, one thousand eight hundred and thirty-five, shall have until the first day of January, one thousand eight hundred and fifty-five to perfect their titles to the same by grant; and all persons who have entered lands according to law, since the first day of January, one thousand eight hundred and forty-two, and have not paid for the same, shall have until the first day of January, one thousand eight hundred and fifty-five to make payment and perfect their titles thereto: Provided, further, that nothing in this section contained shall be so construed as to affect the titles of persons who have heretofore obtained grants to said lands, or the rights of junior entries.

9. Whenever an entry of land shall be made in any entry taker's office, and the enterer shall fail to pay the price for the same, within the time limited by law, any person who may have made a subsequent entry for the same land, may pay the price and have a grant perfected.

10. No lands entered on the books of the entry takers,
and the entry of which shall be suffered to lapse, by non-
payment of the price thereof, shall be re-entered within one
year after the time at which such entry shall lapse, by the
person in whose name such entry was made, but such re-
entry shall be void.

11. The claimant of any land shall produce to the entry
taker a writing, signed by such claimant, setting forth where
the land is situated, the nearest water course, mountains
and remarkable places, and such water courses and remark-
able places as may be therein, the natural boundaries, and
the lines of any other person, if any, which divide it from
other lands; and every such writing shall be on one quar-
ter sheet of paper at least, and be endorsed by the entry
taker with the name of the claimant, the number of acres
claimed, and date of the entry; and a copy thereof shall be
entered in a book, well bound, and ruled with a large mar-
gin into spaces of equal distance, every space to contain one
entry only, and every entry to be made in the order of time
in which it shall be received, and numbered in the margin; and
the entry taker shall deliver to the party a copy of the entry
with its proper number, and a warrant to the surveyor to survey
the same, which warrant shall contain a copy of the entry,
with its number and date, and shall be delivered to the
surveyor in the order of time in which the entry was made.

12. Every county surveyor, upon receiving the copy of the
entry and order of survey for any claim of lands, shall, as
soon as may be, lay off and survey the same, agreeable to
this chapter; and make thereof two fair plats, the scale
whereof shall be mentioned on such plats; and shall set
down in words the beginning, angles, distances, marks and
water courses, and other remarkable places crossed or
touched by or near to the lines of such lands, and also the
quantity of acres; and land lying on any navigable water
shall be surveyed in such manner, that the water shall form
one side of the survey, and the land laid off back from the
water; and he shall transmit the plats to the office of the
secretary of state, or deliver them to the claimant, within
one year, together with the warrant or order of survey;
one of which, with the warrant, shall be filed by the secre-
ty, and the other annexed to the grant; and no survey
shall be made without chain carriers, who shall actually
measure the land surveyed, and shall be paid by the party
for whom the survey shall be made; and such chain carriers
shall be sworn to measure justly and truly, and to deliver a
ture account thereof to the surveyor, which oath the sur-
voyor is empowered and required to administer: Provided
however, That when the office of county surveyor is vacant,
the county court may appoint a special surveyor to survey
any lands that may be entered; and the plats and certif-
cates of such special surveyor, accompanied by a copy of the order of the county court appointing him, shall be deemed and held valid, as if done by a county surveyor duly elected.

13. The surveyor shall survey all entries of land according to the priority of such entry, paying due respect to the number of each warrant: and every grant obtained by any subsequent entry, otherwise than is by this chapter directed, shall be void: Provided, nevertheless, That nothing herein contained shall be construed to prevent any person who shall make a subsequent entry from surveying and obtaining a grant, as the law directs, for all such surplus land as shall remain, after the enterer of such land hath surveyed his entry as aforesaid.

14. When any person shall duly make an entry of lands which shall not have become void by lapse of time, and upon which the entry taker shall issue his warrant of survey, and the same be lost by accident, the entry taker, on due proof being made to his satisfaction, by affidavit of the claimant or the surveyor or deputy surveyor, may issue a duplicate warrant of survey, of the same tenor and date, taking care to set forth, on the face of said warrant, that the same is a duplicate; in which case such warrant shall be as valid as the original.

15. In all cases where an entry shall be made, and the entry taker shall die or resign before a warrant shall be issued thereupon, his successor shall issue a warrant.

16. If any entry taker shall desire to make an entry in his own name, the same shall be made in its proper place, before a justice of the peace of the county, not being a surveyor or assistant; which entry the justice shall return to the next county court, who shall insert it; and every entry made by or for such entry taker, in any other manner, shall be void.

17. When a county surveyor shall wish to have lands surveyed in the county where he acts as principal surveyor, for the purpose of obtaining a grant, the county court of said county shall appoint some person to make the survey, and the entry taker shall direct his warrant of survey to such person; and all certificates, surveys, and plats of the same shall be made under the same regulations as prescribe the duty of the county surveyor in similar cases.

18. Every entry taker shall make return to the secretary of state, annually, on the first day of December, of all lands entered with him, under a penalty of two hundred dollars.

19. The secretary of state shall furnish the attorney general, at every spring term of the superior court of Wake county, with a certificate of failure in every case where any entry taker shall fail to make return agreeable to law; and
the attorney general shall move for judgment against such entry taker and his sureties, and the court shall give judgment accordingly.

20. The public treasurer shall receive the money for vacant and unappropriated lands, upon the presentation to him of the certificate of the secretary of state, setting forth the number and date of the entry, and quantity of acres found by the surveyor to be vacant, as the same may appear by the returns made to him from the surveyor or entry taker, or from the entry taker's warrant, or the plats of survey.

21. No grant shall issue on the treasurer's receipt for the money; but the comptroller shall make out and deliver to the secretary of state a certificate, conformable to each receipt by him countersigned, on which the secretary shall issue the grant.

22. The secretary, on application of claimants, shall make out grants for all surveys returned to his office, which grants shall be authenticated by the governor, countersigned by the secretary and recorded in his office. The date of the entry shall be inserted in every grant, and no grant shall issue upon any survey, unless the same be signed by the surveyor of the county; and every person obtaining a grant for lands shall, within two years after such grant shall be perfected as aforesaid, cause the same to be registered in the county where the land shall lie; and any person may cause to be thus registered any certified copy of a grant from the office of the secretary of state, which shall have the same effect as if the original had been registered.

23. In case of the death of any person having made an entry of lands, pending the same or before making out the grant, the secretary shall issue the grant in the name of the decedent; and those interested, as heirs at law, devisees, tenants in dower, by the courtesy, or otherwise, shall have the same estate as if the land had been granted during the life of the decedent.

24. In all cases where the seal annexed to a grant is lost or destroyed, the governor may, on the certificate of the secretary of state that the grant was fairly obtained, cause the seal of the State to be affixed thereto.

25. Grants of land made by the State to surveyors and deputy surveyors, prior to the first day of January, one thousand eight hundred and twenty-nine, upon surveys, plats and certificates of the same, made by them for themselves respectively, without other illegality, and without fraud or partiality, the certificates in all cases being signed by the principal surveyor, are confirmed and declared to be good and valid.

26. All grants issued by the secretary of state, previous to the year one thousand eight hundred and twenty, on
Grants made upon entries extending into two or more counties, confirmed.

27. Whereas, many citizens of the State, on making entries of lands near the lines of the county wherein they reside, either for want of proper knowledge of the land laws of the State, or not knowing the county lines, have frequently made entries and extended their surveys on such entries into other counties than those wherein they were made, and obtained grants on the same; and whereas, doubts have existed with respect to the validity of the titles to lands situated as aforesaid, so far as they extend into other counties than those where the entries were made: for remedy whereof, Be it enacted, That all grants issued on entries made for lands situated as aforesaid, when the money has been paid into the public treasury, shall be good and valid against any entries hereafter made or grants issued thereon.

28. Whenever there may be an error by the surveyor in plating or making out the certificate for the secretary's office, or the secretary shall mistake in making out the courses agreeable to said returns, or misname the claimant, or make other mistake, so as such claimant shall be injured thereby, the claimant may prefer a petition to the court of pleas and quarter sessions, or the superior court of the county in which the land lies, setting forth the injury which he might sustain in consequence of such error or mistake, with all the matters and things relative thereto; and the said court (seven justices being present, if the petition is in the court of pleas and quarter sessions,) may hear testimony respecting the truth of the allegations set forth in the petition; and if it shall appear by said testimony, from the return of the surveyor or the error of the secretary, that the patentee of such lands is liable to be injured thereby, the court shall direct the clerk to certify such facts as appear to their satisfaction, to the secretary of state, who shall file the same in his office, and correct such error in the patent, and likewise on the records of his office. The costs of such suit shall be paid by the petitioner, except when any person may have made himself a party to prevent the prayer of the petitioner being granted, in which case the costs shall be paid as the court may decree. The benefits granted by this section to the patentees of land shall be extended in all cases to persons claiming by, from or under their grants by descent,
devise or purchase. When any error is ordered to be rectified, and the same has been carried through from the grant into mesne conveyances, the court shall direct a copy of the order to be recorded in the register’s books of the county: Provided, That no such petition shall be brought, but within three years after the date of the patent; and if brought after that time, the court shall dismiss the same, and all proceedings had thereon shall be deemed null and of no effect: And provided, also, That nothing herein contained shall affect the rights or interests of any person claiming under a patent issued between the period of the date of the grant alleged to be erroneous, and the time of filing the petition, unless such person shall have had due notice of the filing of the petition, by service of a copy thereof, and an opportunity of defending his rights before the court according to the course of the common law.

29. When any person claiming title to lands under a grant or patent from the king of Great Britain, any of the lords proprietors of North-Carolina, or from the State of North-Carolina, shall consider himself aggrieved by any grant or patent issued or made, since the fourth day of July, one thousand seven hundred and seventy-six, to any other person against law or obtained by false suggestions, surprise or fraud, the person aggrieved may file his petition in the superior court of law for the county in which such land may be, together with an authenticated copy of said grant or patent, which petition shall briefly state the grounds whereon such patent should be repealed and vacated; whereupon a writ of seire facias shall issue to the grantee, patentee, or the person, owner or claimant under such grant or patent, requiring such grantee, patentee or owner, to show cause why such grant or patent shall not be repealed and vacated.

30. The writ of seire facias shall be considered the leading process, and all the proceedings thereon shall conform to the general rules of practice in such cases, except where the seire facias cannot be made known to the defendant, when the court shall order publication in one or more papers for such time as they may think proper. If, upon verdict or demurrer, the court believe that the patent or grant was made against law, or obtained by fraud, surprise, or upon untrue suggestions, they may vacate the same; and a copy of such judgment, after being entered at large upon record, shall be filed by the petitioner in the secretary’s office, where it shall be recorded in a book to be kept for that purpose; and the secretary shall note in the margin of the original record of the grant the entry of the judgment, with a reference to the record in his office.
31. Nothing contained in this chapter shall apply to the lands commonly known as, and called Cherokee lands, but the said lands are to be disposed of and regulated according to the laws in relation thereto. [Ratified the 2d day of February, 1855.]

Chap. 19. AN ACT TO EXTEND THE TIME FOR REGISTRATION OF GRANTS, DEEDS AND OTHER CONVEYANCES.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That all grants of land in the State, all deeds of conveyance, all conveyances of slaves, all powers of attorney, and every other instrument in writing which is required or allowed to be registered within a given time, and has not been proved and registered within such time, may be proved and registered within two years after the passage of this act, under the same rules, regulations and restrictions as heretofore appointed by law; and when so proved and registered, shall be as good and valid as if they had been duly proved and registered: Provided, That nothing herein contained shall be so construed as to extend to mortgages and conveyances in trust; and to marriage settlements. [Ratified the 20th day of January, 1855.]

INSPECTORS.

Chap. 20. AN ACT TO AMEND THE 8TH SECTION OF THE 60TH CHAPTER OF THE REVISED CODE, ENTITLED INSPECTORS.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That the 8th section of the 60th chapter of the Revised Code, entitled Inspection, be stricken out, and the following substituted in its stead:

All inspectors shall hold their office during good behavior, unless otherwise directed: And provided, That the inspectors of naval stores and lumber for the town of Wilmington shall be appointed by the county court of New Hanover, every two years, at the first court held after the first day of March; and where any inspector shall be guilty of neglect, mal-practice or misbehavior in office, on complaint made to the county court, they shall summon him to appear before them at the ensuing term; and, if he is found guilty by the verdict of a jury, they shall remove him from office, and appoint another in his stead. Two inspectors, whose duties shall be to inspect flour, provisions and forage
for the town of Wilmington, shall be appointed by the commissioners of the town of Wilmington, said commissioners having the right to specify the articles to be inspected, the mode of inspection and the fees to be paid for the same, and the length of time that said inspectors shall hold their office; and, if any such inspector shall be guilty of neglect, mal-practice or misbehavior in office, said commissioners shall have power to remove him from office, and appoint another in his stead. [Ratified the 15th day of February, 1855.]

LAND COVERED BY WATER.

AN ACT CONCERNING LAND COVERED BY WATER.  

Chap. 21.

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That persons owning land on any navigable sound, river, creek or arm of the sea, for the purpose of erecting wharves on the side of the deep water thereof, next to their lands, may make entries of the lands covered by water, adjacent to their own, as far as the deep water of such sound, river, creek or arm of the sea, and obtain title, as in other cases: Provided, That any persons making such entries shall be confined to straight lines, including only the fronts of their own tracts, and shall in no respect obstruct or impair navigation.

SEC. 2. Be it further enacted, That, when any such entry shall be made in front of the lands in any incorporated town, the town corporation shall regulate the line on deep water to which entries may be made.

SEC. 3. Be it further enacted, That for all lands, thus entered, there shall be paid into the treasury the sum of one dollar per acre.

SEC. 4. Be it further enacted, That, when any person shall have erected a wharf, on public lands of the description aforesaid, before the passage of this act, such person shall have liberty to enter said land, including his wharf, under the restrictions, and upon the terms above set forth. [Ratified the 16th day of February, 1855.]
LANDS PLEDGED FOR COMPLETING WESTERN TURNPIKE.

Chap. 22. AN ACT SUPPLEMENTAL TO, AND AMENDATORY OF AN ACT PASSED AT THE SESSION OF 1852-3, ENTITLED "AN ACT TO BRING INTO MARKET THE LANDS PLEDGED FOR THE COMPLETION OF THE WESTERN TURNPIKE ROAD."

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That all persons who have heretofore entered any of the vacant lands in the counties of Cherokee, Macon, Jackson and Haywood, pursuant to the provisions of the aforesaid act, which have not been surveyed, and bonds filed for the purchase money according to said entry or entries, shall cause the same to be surveyed, and file bonds for the same, on or before the first day of May, 1856; and in case he, she or they do not cause said entry or entries to be surveyed, or notify the entry takers of said counties, within the aforesaid time, that it is his, her or their intention to become the purchaser or purchasers accordingly, then it shall be lawful for any other person or persons, who have heretofore entered the same lands, to cause the same to be surveyed, and file bonds for the same, on or before the first day of July, 1856; and in case the person or persons who have heretofore entered any of the vacant lands aforesaid, shall fail or neglect to comply strictly with the provisions of this act, according to their true meaning, then it shall be lawful for any other person or persons to enter said lands, and be allowed three months to survey and file bonds for the same; and the said time of three months shall be allowed in any other instance from and after the date of said entry or entries, unless otherwise provided for: Provided, however, and it is the true meaning of this section, that the right to take up said lands, in whatsoever manner entered heretofore or hereafter, shall be regulated according to priority of entry.

Sec. 2. Be it further enacted, That the fourth section of the aforesaid act be and the same is hereby repealed; and that the governor of the State is authorized to sign grants on entries and surveys heretofore made, or hereafter to be made, of any number of acres of land, however small, without regard to shape; any law or clause of law to the contrary notwithstanding.

Sec. 3. Be it further enacted, That, in order that the provisions of the first section of this act may be carried out, without prejudice to the State or individuals, it shall be lawful for the county courts of the aforesaid counties, which shall be held in March next, a majority of the acting justices of the peace being present, to appoint any additional num-
ber of surveyors that may be deemed necessary, under the
same rules and regulations, and shall perform all the duties,
and be under the same penalties, as other surveyors in this
State.

Sec. 4. Be it further enacted, That the entry takers for
the counties aforesaid shall be allowed two per cent. upon
the amount of the bonds, for their services heretofore per-
formed by them in receiving said bonds and disbursing the
same, and the like per cent. for like services hereafter; and that
they be allowed to retain the aforesaid per cent. out of said
bonds, in their settlement with the superintendent of the
Western Turnpike Road.

Sec. 5. Be it further enacted, That it shall not be lawful
for the entry takers of counties aforesaid, hereafter to re-
ceive any entries of land for more than six hundred and
forty acres in one body: and in case such entry calls for
more than six hundred and forty acres, the same shall be
deemed null and void, and subject to be entered by any
other person.

Sec. 6. Be it further enacted, That all entries made pur-
suant to the provisions of the first blank section attached to
the aforesaid act, be and the same are hereby confirmed.

Sec. 7. Be it further enacted, That the entry takers for
the counties aforesaid, heretofore appointed, shall be requir-
ed, at the first courts after the ratification of this act, to file
bonds payable to the State, for the faithful performance of
their duties, in the sum of twenty thousand dollars, with
good and sufficient security, to be approved by said courts;
and in all cases thereafter, like bonds shall be required be-
fore entering upon the duties of their appointment; and
said entry taker shall, in no case hereafter, demand bonds
for the purchase money, or the purchase money, upon any
lands hereafter entered, until said lands have been surveyed.

Sec. 8. Be it further enacted, That the surveyors aforesaid
shall hereafter plainly mark each line, and a corner affixed to
each corner, of all tracts surveyed by them, under
the penalty of fifty dollars in each case so neglected, which
penalty may be sued for and recovered before any justice of
the peace in said counties, by any person whose lands have
been thus neglected, one-half to the aforesaid person or
persons, the other half to the poor of said counties.

Sec. 9. Be it further enacted, That the provisions of the
act to which this is supplemental, shall be and they are
hereby extended to the county of Jackson.

Sec. 10. Be it further enacted, That the entry takers of
said counties of Haywood, Macon, Jackson and Cherokee
shall, once in every three months after the ratification of
this act, account with the agent for the collection of Cherokee
bonds for all bonds taken by them, in pursuance of the

Compensation allowed entry takers.

No entry of more than 640 acres in one body.

Former entries confirmed.

Entry takers to give bond.

To mark lines, &c.

Extended to Jackson.

Entry takers to account, &c.
SEC. 11. Be it further enacted, That the minimum price of entry of said lands shall be twelve and a half cents per acre.

SEC. 12. Be it further enacted, That this act shall be in force from and after its ratification. [Ratified the 15th day of February, 1855.]

LIEN ON SHIPS, &c.

Chap. 23. AN ACT MAKING A LIEN ON SHIPS, STEAMBOATS AND OTHER VESSELS, FOR THE RECOVERY OF DEBTS DUE THEREON.

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That, whenever any debts shall be contracted by the master, owner, agent or consignee of any ship, steamboat or other vessel, for or on account of any work done, or materials furnished, for the building, repairing, furnishing or equipping of the same, or for provisions or stores for the same, within this State, or on account of the wharfage and expenses of keeping such ships, steamboats or other vessels in port, including the expense incurred in employing persons, and take charge of the same, such debt shall have a lien on each ship, steamboat or other vessel, her tackle, apparel and furniture, and shall be preferred to all other liens thereon, except mariners' wages.

SEC. 2. Be it further enacted, That any creditor to whom any debt may be due in manner aforesaid, may proceed against any such ship, steamboat or other vessel by attachment, and cause the same to be seized and held for the satisfaction of his debt, as in other cases of original attachments; and the proceedings, in any such case, shall be thenceforth conducted as in other attachment cases: Provided, That the presence of the owner or master of any such vessel as aforesaid, shall not prevent the proceedings by attachment, as in case of his absence: but the creditor, his agent or attorney, before suing out his attachment, shall, in all cases, first verify his debt, and the manner in which it was contracted, by affidavit, and shall enter into bond conditioned for the indemnity of the defendant, in the manner now provided by law. [Ratified the 16th day of February, 1855.]
AN ACT TO ESTABLISH A LIBRARY OF DOCUMENTS FOR EACH HOUSE OF THE GENERAL ASSEMBLY.

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That the principal clerk of each House of the General Assembly shall collect such printed documents as have been ordered to be printed by the General Assembly, to the number of three copies of each document for each House, and to cause the same to be bound in convenient form, and keep them in shelves which they shall cause to be erected, in their office for the use of the members of their several Houses.

SEC. 2. Be it further enacted, That it shall be the duty of the said principal clerks to cause a like number of the documents of the present General Assembly, and of those directed to be printed at any future session, to be bound and kept in their office as aforesaid. [Ratified the 16th day of February, 1855.]

LIGHT HOUSES AND BEACONS.

AN ACT TO CED TO THE UNITED STATES OF AMERICA, A SITE FOR A BEACON LIGHT ON OR NEAR THE POINT OF CAPE HATTERAS.

Whereas, the Congress of the United States have passed an act appropriating money for the erection of a beacon light on or near the point of Cape Hatteras, in this State: And whereas, it is expedient that the United States should have exclusive jurisdiction over the land on which the said beacon light is to be erected: Therefore—

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That the exclusive jurisdiction over the following described tract of land, viz: Beginning at a point on the shore of the Atlantic ocean, bearing from Cape Hatteras light house south thirty-five degrees east, and running thence south seventy-eight degrees west, three hundred and sixty poles to the Atlantic ocean; thence round with the waters of the Atlantic ocean to the beginning; which has been purchased by the United States, shall be and the same is hereby ceded to and vested in the United States, for the purpose aforesaid, upon condition that the aforesaid beacon light shall be erected within a reasonable time, and continued and kept up by the United States for the public use. [Ratified the 10th day of February, 1855.]
AN ACT TO CED TO THE UNITED STATES A TRACT OF LAND NEAR WILMINGTON, AS A SITE FOR LIGHT HOUSES AND BEACONS.

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That the jurisdiction of this State be and the same is hereby ceded to the United States, over such tracts of land, not exceeding twenty acres, as the United States have, or may hereafter purchase, on the eastern side of the Cape Fear river, about two miles below Wilmington, for the purpose of erecting light houses as [and] beacons thereon: Provided, nevertheless, That nothing herein contained shall be construed to authorize the use of said tracts for any other purpose than those above specified, or to exclude or prevent any process, civil or criminal, issuing from the courts of this State, from being served or executed within the limits of the said cession. [Ratified the 16th day of February, 1855.]

LITERARY FUND AND COMMON SCHOOLS.

AN ACT CONCERNING LITERARY FUND AND COMMON SCHOOLS.

Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, as follows:

1. There shall be a Board of Literature in this State, denominated and called by the name of "The President and Directors of the Literary Fund of North-Carolina;" and by that name they are incorporated into a body politic and corporate.

2. The governor, in virtue of his office, shall be president of the board; and there shall be three other members thereof biennially appointed by the governor, with the advice of the council of State; but in case of a vacancy, it shall be filled by the other members. The board may appoint a secretary to record their proceedings. The members shall receive three dollars each per day and their travelling expenses for the time they may be employed in the service, and the secretary shall receive three dollars for each day during their actual session; to be paid out of the literary fund.

3. The following property and funds shall be vested in the said corporation and their successors, in trust, as a public fund for education and the establishment and support of common schools, to wit: All shares of stock owned by the State in the Bank of the State of North Carolina and in the Bank of Cape Fear; all the shares of stock owned by the
State in the Wilmington and Raleigh railroad company, and in the Wilmington and Manchester railroad, and all the profits and dividends arising therefrom; all the swamp lands of the State, not heretofore duly entered and granted to individuals, and all the swamp lands that now belong, or that may hereafter come to the State; all the dividends arising from stock which is owned by the State in the Cape Fear navigation company, the Roanoke navigation company, and the Clubfoot and Harlow's creek canal company; the taxes imposed on licenses to retailers of wines, cordials or spirituous liquors and auctioneers; all moneys paid to the State for entries of vacant lands; all the bonds due and owing to the president and directors of the literary fund by the Wilmington and Raleigh railroad company, and by the Raleigh and Gaston railroad company; all the bonds due and owing to said president and directors by individuals, by corporations or by the State: And all the said moneys, stocks, bonds and funds shall be deposited in the treasury of the State, and kept distinct and apart from all other public money, subject to the orders of the said president and directors, and shall be paid out and delivered by the treasurer of the State, to the order of the board, certified and subscribed by the secretary and countersigned by the president.

4. The treasurer of the State shall keep a fair and regular account of all the receipts and disbursements of the literary fund, and shall report the same to the General Assembly, at the same time at which he makes his biennial account of the ordinary revenue; and the board shall report to the General Assembly the manner in which the fund has been applied or vested, with such recommendations for the improvement of the same as to them shall seem expedient.

5. The board shall be invested with full power to adopt all necessary ways and means for causing so much of the swamp lands to be surveyed, as they may think capable of being reclaimed; and after said lands, or any part of them, shall be surveyed, to contract for the construction of canals, ditches and other works, necessary for the purpose of reclaiming the same, upon such terms and conditions as may be prescribed by the corporation; the contractor giving bond and security for the faithful performance of the agreement.

6. Whenever it shall be necessary to construct any of said works on the lands of any individual proprietor, his written consent, without any formal deed of conveyance, for the lands necessary to the work and its future unrestricted enjoyment, shall vest the title thereof in the corporation forever; and when any infant, or person non compos mentis, or feone covert shall be owner thereof, the guardian of such infant or person non compos mentis shall be authorized to give such
When owners refuse their consent, how corporation to proceed.

Lands of individuals improved by canals, &c., to pay a proportion of the costs.

Board may appoint an engineer and surveyor, &c.

May enter upon any lands for the purpose of surveying, &c.

consent; and the _feme covert_, with her husband, may do so, without any private examination; and the consent so given shall be valid to all intents and purposes.

7. Whenever the consent of the proprietor shall be withheld or refused, the corporation or their agents may enter on the said lands, and lay off so much as may be necessary to be used in said work, the value of which shall be assessed to the proprietor according to the law of the land; and, upon the payment thereof, the title of said land shall be vested in the corporation forever: _Provided_, That, in the assessment of valuation, the benefit that will accrue to the proprietor, by reason of the improvement, may be likewise reckoned and set off against the damages.

8. When there are lands owned by individuals, which can be reclaimed by reason of the canals, ditches or other works of the corporation, the same shall be assessed to contribute an equitable proportion of the costs of said works; which assessment shall be made by the board, or a board of commissioners appointed by them; and the same shall be charged on the lands: _Provided, however_, That the corporation may, by contract with individual proprietors, agree upon the assessment, and accept payment thereof in labor or money.

9. The said board may appoint an engineer and surveyor, and other servants under them, to plan the works; they may enact all necessary rules and regulations for surveying and reclaiming the swamp lands, or any of them; for assessing the lands of individuals which may be improved by the works, and for collecting assessments; and the assessments shall be published weekly for five weeks in one of the newspapers published in Raleigh, and also filed in the office of the clerk of the superior court of the county where the lands assessed are situate. If no objections are filed at the court next after such advertisement, the assessments shall be confirmed by the court, and the lands adjudged liable for the amount, and execution may be issued for the sale thereof to satisfy the same, on motion to the court for that purpose; and if any reasons be shown against the assessments, they shall be heard and determined by the court, and the assessments shall be increased or diminished as the court shall adjudge.

10. The corporation, and their officers or agents, shall have a right to enter upon the lands of all persons whomsoever, for the purpose of surveying; and all the grants and deeds for swamp lands, heretofore made, shall be proved and registered in the county where the lands are situate, within twelve months; and every such grant or deed, not being so registered within the time aforesaid, shall be utterly void and of no effect, and the title of the proprietor in said lands
shall revert to the State of North-Carolina: Provided, how-
over, That the provisions of this section, relating to the reg-
istration of grants and deeds, shall be applicable to the
swamp lands only which have been surveyed or taken pos-
session of by, or are vested in the president and directors of
the literary fund of North-Carolina, or their agents.
11. The corporation may sell and convey any part of the
lands, which may be reclaimed, for the best price that can
be obtained, and the proceeds shall become a part of the
literary fund: but they shall not sell any canal by them con-
structed under this chapter.
12. The corporation shall not expend any part of the mo-
neys, stocks or property herein vested in them, for the pur-
pose of reclaiming the said lands, but by direction of the
General Assembly; and money received on entries of vac-
ant lands shall also be added to the principal of the fund.
13. The board may employ counsel learned in the law,
to aid and assist them in the investigation and prosecution
of their title to any of their swamp lands; and they may
compromise upon such terms as to them shall seem reason-
able and just, for the title, so as to secure to the corporation
an indefeasible right in said lands.
14. Whenever, in the process of draining, it may be ne-
cessary, in order to prevent a sacrifice of the interests of
the State, to purchase small tracts owned by individuals,
the board may buy them, or exchange for them some other
portions of the swamp lands; and the lands thus acquired
shall be held by them as other swamp lands.
15. The board shall contract, upon such terms and condi-
tions as they may think proper, for the construction of a
turnpike road from Plymouth, in Washington county, to
some point on or near Pungo river, in Beaufort county, the
more effectually to bring into market the public lands in
the counties of Hyde and Washington: Provided, howev-
er, That the board may appoint three commissioners, who, after
being duly sworn to perform the duties assigned them, with
their best skill and ability and without partiality, shall have
full power to carry into execution the provisions of this sec-
tion, as effectually as the board may do it. And the com-
misioners thus appointed shall signify to the board their
intention of serving, within ten days after being informed
of their appointment.
16. For the purpose of making said road, the board may
dispose of five thousand dollars’ worth of the swamp lands,
if not already done, and appropriate therefor the proceeds,
together with the sum of six thousand dollars directed here-
tofore to be advanced out of the money belonging to the
board of literature. And the board or the commissioners shall
take bond from the contractor, with good security, in dou-

ble the amount of the contract, conditioned for its due and faithful performance. And if the board or commissioners cannot agree with the owners of land over which the road will pass, or for land whereon to erect houses for the use of the lands employed, or for earth for the use of the road; or if the owner be a *feme covert* under age, *non compos*, or out of the State, then, on application to two justices of the peace of the county wherein the lands lie, they shall issue their writ to the sheriff of the county, commanding him to summon, within twenty days, a jury of eighteen disinterested and reputable freeholders, who, after meeting on the premises, and twelve of them being duly drawn and sworn by the sheriff to act impartially, shall lay off and value the land required for the construction of said road, and the damages the owners will sustain by reason of the same; and the inquisition shall be returned, under their hands, into the next court of pleas and quarter sessions of the county, and, upon paying the amounts assessed to the owner of the land or his guardian, or into the office of the clerk of the court, they, or the contractor under them, may enter upon the land so laid off and use it, and construct the road thereon; and the road shall be held, deemed and used as a public highway.

17. Whenever a canal shall be opened from Waccamaw river to Little river, near where the latter empties into the ocean, and it shall have been clearly ascertained that any valuable portion of the said swamp lands have been drained by the said canal, and have been made more valuable thereby, the board may make to the individuals opening the canal, such allowance in the public lands thus drained, and convey the same by deed, as the board may consider just and reasonable.

18. The board shall 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, may commence the draining thereof; and for that purpose, five thousand dollars are appropriated from the literary fund.

19. Any person who may at any time have obtained a grant from the State for any swamp lands which have been surveyed or taken possession of by the president and directors of the literary fund of North-Carolina, or their agents, and who, or his heirs or assigns, shall not have regularly listed the same for taxation, and paid the taxes due thereon to the persons entitled to receive the same, such grantee, and his heirs or assigns, shall forfeit and lose all right, title and interest in the said swamp lands, and the same shall *ipso facto* revert to the State, and be vested in the said corporation upon the same trusts as they hold other swamp
lands; unless such person, his heirs or assigns shall have paid to the sheriff of the county in which said lands lie, prior to the twenty-first day of January, one thousand eight hundred and forty-four, all the arrearages of taxes due on said lands, with interest thereon from the time the taxes ought to have been paid.

20. In all controversies and suits for any of the swamp lands, to which the said corporation or their assigns shall be a party, the title to the said lands shall be taken and deemed to be in the said corporation or their assigns, until the other party shall show that he hath a good and valid title to the said lands in himself.

21. No statute of limitation shall affect the title or bar the action of the said corporation, or their assigns, unless the same would protect the person holding and claiming adversely against the State.

COMMON SCHOOLS.

22. The nett annual income of the literary fund shall be annually distributed among the several counties of the State in the ratio of their federal population, to be ascertained by the census next preceding such distribution.

23. There shall be appointed a superintendent of common schools for the State, to be chosen by the General Assembly, and to hold his office two years from the time of his election, and until his successor is duly appointed. The courts of pleas and quarter sessions of the several counties, (a majority of the justices being present) at the term held next after the last day of December, in each year, shall appoint not more than ten, nor less than five superintendents of common schools for their county, whose term of office shall begin on the third Monday of April succeeding their appointment, and continue for one year, and until others have been appointed and entered upon their office.

24. The superintendents shall meet on the third Monday in April as aforesaid, and elect one of their number chairman.

25. The chairman of the board of superintendents, before he enters upon the duties of his office, shall give bond, with good and sufficient security, payable to the State of North Carolina, in such sum as the board may deem reasonable and adequate, conditioned for the faithful application of the funds that may come to his hands, and the discharge of all his duties; which bond shall be filed with the clerk of the county court; and the chairman shall be allowed to retain not exceeding two and one half per centum of the moneys which shall pass through his hands, as a compensation for his services.
26. The clerk of the county court shall be ex officio clerk of the board of superintendents, and shall record in a book to be kept for that purpose, all its proceedings, and such other papers, touching the subject of common schools, as the board may direct; and shall safely keep all papers which may be committed to his custody by the board. He shall issue to the sheriff notices of the appointments of superintendents and school committees, which the sheriff shall deliver.

27. The share of the literary fund to which each county may be entitled, shall be due and payable on or before the first Monday of October in every year, and shall be paid to the chairman of the board of superintendents, or his lawful attorney, upon the warrant of the comptroller.

28. The court of pleas and quarter sessions of every county, a majority of the justices being present, shall levy a tax in the same manner that other county taxes are now levied, which shall not be less than one-half of the estimated amount to be received by said county for that year from the literary fund; and the sheriff shall collect and pay over the same to the chairman of the board on the day of their first meeting; and his bond, given to secure the payment of county taxes, shall contain a condition for the faithful collection and payment of the school taxes; and for a breach of the condition, the chairman shall have the same remedies against him and his sureties, as are given to the county trustee for enforcing the payment of ordinary county taxes; except that his right of action shall arise on the first Thursday of January in every year, and the penalty on the sheriff shall go to the use of common schools in his county.

29. No county court shall tax any free person of color for the support and maintenance of common schools; and no person descended from negro ancestors to the fourth generation inclusive, shall be taught in said schools.

30. The board of superintendents may lay off in their counties school districts, (and number the same,) of such form and size for one school as they may think most convenient for the inhabitants of the county, and may alter the boundaries of the same, causing said boundaries and such alterations to be recorded by their clerk.

31. The free white men of the several school districts, entitled to vote for members of the House of Commons, on the first Saturday in April in every year, shall vote by ballot for three men, to be styled "the school committee," whose term shall commence on the first Monday in May following, and continue for one year, and until others are chosen; said election shall be held at such convenient place in the school district as the board may designate; and the three persons having the highest number of votes shall be
declared elected "the school committee;" and the board may fill any vacancy which may occur in the committee by death, removal or other cause. The chairman of the board shall give notice in writing, at three or more public places in each district, of the election, at least ten days before the same; and the board shall appoint two freeholders of the district to conduct the election. The said freeholders shall give to the board, whose term of service commences on the third Monday of April thereafter, on the day of their first meeting, a certificate under their hands, of the number of votes received by each person; and the board shall declare the three persons receiving the highest number of votes, the school committee: Provided, nevertheless, That whenever the districts fail to make an election, the board shall appoint the school committee, who shall continue in office until others are chosen; and whenever any of the citizens may consider themselves aggrieved by the committee, or any one of the committeemen of their district, an appeal may be made to the board of superintendents, who shall hear and decide on the merits of the complaint, and remove any committeeman who, in their opinion, has violated his duty.

32. Each committee of the several school districts shall be a body corporate, by the name and style of "The School Committee of district number of the county of," as the case may be; and in that name shall be capable of purchasing and holding real and personal estate, and of selling and transferring the same, for school purposes; and prosecuting and defending all suits for and against the corporation.

33. The school committee shall designate and purchase or lease, or receive by donation, a suitable site for a school house as near the central part of the district as may be convenient; shall hire, purchase, build, or receive by donation, a school house of such form and dimensions as they may deem suitable; and whenever they are unable thus to obtain such site, they shall report to the succeeding county court with the reasons why they have not procured the same; and the county court thereupon shall appoint three disinterested freeholders, who shall lay off not more than two acres, and not less than one acre, as a site for a school house in such district, and condemn the same for the use aforesaid, and assess the value thereof, which assessed value shall be paid by the school committee to the owner of the land so condemned, or into the office of the county court clerk, for the benefit of such owner; and the land condemned and paid for, shall be vested in the school committee and their successors: Provided, however, That the freeholders aforesaid shall not condemn any land improved by buildings,
culture or otherwise, for the purpose aforesaid; And provided, further, that if, after the purchase or condemnation of land for school purposes, the school committee see fit to remove the school, then the original owner of the land, or his vendee, shall have the right to take the land at the original price, with the privilege to the committee of removing the building or other improvements.

34. The school committees shall, in one month after their term of office commences, report in writing to the chairman of the board of superintendents, the number and names of the white children in their districts of six and under twenty-one years of age, and in failure so to do shall each forfeit and pay five dollars, to be recovered by warrant before any justice of the peace, in the name of the chairman of the county superintendents, to be appropriated to the use of the school district in which such failure shall occur.

35. The moneys received from the literary fund and from county taxes, shall be distributed equally among the school districts.

36. The chairman shall give notice, by written publication at the court house door of his county, of the amount due each school district, soon after the money is received.

37. Any branch of English education may be taught in said schools; and all white persons over the age of six years shall be permitted to attend the school of their district, as scholars, and receive instructions: Provided, That the children in any one district, may by the consent of two superintendents or committee, attend the schools in any adjoining district.

38. The board of superintendents shall annually appoint a committee of examination, of not more than three persons, (of whom the chairman of the board shall be one,) who shall examine into the qualifications, both mental and moral, of all such as may apply for employment as teachers; and shall be convened by the chairman at least three times during the year, at some central point in the county; of which times and places of meeting, the committee or chairman shall post a notice at the door of the court house. The committee shall continue in office until their successors are appointed.

39. No person shall be employed as a teacher, unless he obtain, from a majority of the committee of examination for the county in which he seeks employment, a certificate of his good moral character and sufficient mental qualifications: and no certificate shall be good for a longer term than one year from the date thereof.

40. The school committee shall contract with a suitable teacher for their district, for such time as the funds of the district will allow; and at the end of the term of his employment, he shall render to the committee the number and
names of the children who have gone to his school, specifying the number of days each one went, and the studies taught; and, on his rendering such statement, the committee shall pay him by giving him an order on the chairman; and no committee-man shall be a teacher.

41. The chairman of the board shall in no case pay any draft drawn on him in favor of a teacher, unless the same shall be accompanied with a report from the school committee, stating the name of the teacher in the district, the length of time for which the school may have been kept during the current year, and the several branches taught; and the chairman shall not pay such draft, unless the teacher exhibit a regular certificate of mental and moral qualifications from a majority of the committee of examination, dated within one year from the exhibition thereof.

42. No committee shall receive into their hands any of the funds set apart for common schools; but, whenever it shall become necessary for them to incur any expense in the purchase of land on which to erect a school house, or for any other necessary purpose, the committee may state an account for such expense, and draw on the chairman for the same, which account shall accompany the draft, and shall be paid by the chairman, provided the school district shall have in his hands a sum sufficient to pay the same.

43. The school committee shall visit the schools from time to time, and, generally, perform all such duties as they may deem necessary to their successful operation; and they may unite with individuals, or other districts, for the purpose of raising a sum sufficient for carrying on their schools for the longest time.

44. The board of superintendents may make such other regulations relating to their schools, not inconsistent with the provisions of this chapter and the laws of the land, as they may deem necessary to their usefulness.

45. The chairman of the board of superintendents shall keep a true and just account of all moneys received and expended by him, during the time of his service, showing when and of whom received, and for what, and to whom paid, and the balance, if any, remaining on hand; and shall lay the same before the committee of finance of his county; and if there is no committee of finance, then before the clerk of the county court, together with the vouchers in support of the charges therein made, on or before the first Monday in September in each year; which account the committee of finance, or the clerk of the county court, as the case may be, shall carefully examine, and, if found correct, shall certify the same to be correct, if by the clerk, under his hand and the seal of his office; and he shall annually, on or before the third Monday of October, report in

When draft shall be payable.

Com. not to have school funds, &c.

To visit schools &c.

Board may make other needful rules.

Chairman to keep true accounts of moneys received and paid out.

Shall annually report to State superintendent &c.
writing to the superintendent of common schools for the State, at Raleigh, a copy of the above account, together with the number of children in his county; the number who may have been taught in the schools of his county the preceding year; for what time the schools have been kept up in the several districts; the names of the committee of examination; the number of certificates issued by the committee of examination during the year preceding, designating in separate columns the number of female teachers, and the number of male teachers; with such other facts and suggestions as he may deem useful. And he shall make two copies of said report, one of which he shall file with the clerk of the board, to be recorded in the book in which are kept all the proceedings of the board; and the other he shall put up for public inspection in some conspicuous place in the court house of his county.

46. If in settling such accounts, any balance shall be found remaining in the hands of the chairman, the same shall immediately be paid by him to his successor in office; and if any moneys in his hands, whether reported or not, be improperly detained, his successor may at any time recover the same with interest, in a summary manner, against the defaulting chairman and his sureties, or any of them, in any court of his county, in the same manner and with the same penalty as prescribed in cases of judgments against sheriffs at the instance of county trustees, by giving five days' notice to the persons against whom judgment is moved.

47. If the chairman shall fail to pay on demand any draft which he ought to pay, the same may be recovered against him, in the name of the payee or his assignee, with twelve per centum damages, besides interest, for its detention.

48. If the board of superintendents, or any member thereof, shall misapply any of the school funds, the person so offending, or assenting thereto, shall be deemed guilty of a misdemeanor.

49. If any person, having accepted the appointment of superintendent or committee man, or any clerk of the county court, shall refuse or neglect to perform the duties required of him by this chapter, he shall forfeit and pay fifty dollars, to be applied as other school moneys; and the county solicitor shall prosecute suit for the recovery thereof.

50. The superintendent of common schools for the State shall superintend the operations of the system of common schools, and see that the laws in relation thereto are enforced; shall call on the chairmen of the several boards of county superintendents, who fail to make returns to him according to the provisions of this chapter; shall see that moneys distributed for the purposes of education are not misapplied; and that the proper actions provided by law
are brought against all the officers and agents of the system who are liable to the same; and the superintendent, at such places as he may deem proper, and as often as possible, shall deliver public lectures on the subject of education, and endeavor to enlist the feelings of the people in the cause.

51. The superintendent, when notified, shall attend the meetings of the board of literature as long as it shall direct; and for such attendance shall have the same compensation as is allowed to members of the board.

52. The treasurer of the State shall furnish an annual statement to the superintendent of the sums disbursed from the literary fund to the several counties, and of the names of the persons receiving the same.

53. The superintendent shall annually issue to the examining committee of each county, a circular letter of instructions and suggestions as to the qualifications of teachers, and a recommendation of the school books proper to be used; and he shall also have prepared and send to the chairman of the boards of county superintendents, printed blanks upon which to make their returns to him, all which returns, when received, he shall send to the office of the secretary of State, to be filed by him.

54. The superintendent, on or before the first Monday in January in every year, shall make a written report to the governor, giving a detailed and condensed account of the manner in which he has performed his duties; of the operations of the system of common schools, together with such suggestions and recommendations as he may deem proper; with tables showing the number of white persons, six years old and under twenty-one, in each county in the State; the number who have attended school during the year; the length of time the schools have been kept open, and the number of school districts in each county; the number of male and female teachers licensed in each county to teach common schools during the year, and the average salaries of teachers; of which report the governor shall cause one hundred and fifty copies to be printed in cheap pamphlet form; fifty whereof the governor shall receive and distribute among the libraries of the State, University, Davidson, Wake Forest, Catawba and Normal colleges, the public offices of the State, and such literary institutions, in or out of the State, as he shall deem proper; and one hundred shall be received and distributed by the superintendent in such manner as will best promote the cause of common education in the State.

55. If the superintendent shall wilfully and habitually neglect his duties, or shall use his official position for the purpose of propagating sectarian or political party doc-
trines, he shall be liable to be removed by the unanimous vote of the board of literature: Provided, That a written specification of charges, with the names and address of those preferring them, shall be delivered to him thirty days before his trial, and he shall be allowed to adduce evidence and be heard in his defence. In all such cases, a record of the proceedings, and of the charges and answer, shall be made by the board of literature, and be subject to the inspection of the General Assembly. And in case of his removal, death or resignation, the board of literature shall appoint another for the residue of the unexpired term.

56. The clerk shall receive a reasonable compensation for his services, to be allowed by the board of superintendents, and both he and the sheriff shall be paid out of the school fund.

57. If the chairman of the board of superintendents shall fail to make a report to the superintendent for the State, as provided in the forty-fifth section, he shall pay five hundred dollars, to be recovered by the superintendent on motion in the superior court of Wake county, in like manner as in case of clerks failing to make returns to the comptroller; and the certificate of the superintendent shall be prima facie evidence of the default. [Ratified the 10th day of February, 1855.]

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**LIVE STOCK.**

**Chap. 28.**

**AN ACT TO PROTECT LIVE STOCK FROM MALICIOUS DESTRUCTION.**

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That if any person or persons shall hereafter, within the territorial limits of the respective counties of Macon, Jackson, Haywood, Madison and Cherokee, maliciously or willfully and wantonly kill any horse, mule, cow, bullock or any other cattle, the property of another person, either through malice against the owner, or through wilful and wanton cruelty towards such live stock, and shall be thereof legally convicted in any of the superior courts of law in the counties aforesaid, he or they shall be subject to the same punishment, and liable to the same penalties, that are now imposed by law on persons convicted for feloniously stealing, taking and carrying away like property: Provided, however, That nothing in this act contained shall be so construed as to extend the provisions thereof to injuries inflicted on live stock while committing depredations on the crops or enclosures of the offender. [Ratified the 9th day of January, 1855.]
AN ACT CONCERNING THE MILITIA.

Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, as follows:

[Revised Code—Chap. 70.]

Sec. 94. In the absence or death of the brigadier general of any brigade, the certificate of the highest officer in command of the militia of any county where there may be formed a volunteer company, shall be lawful for the purpose of enabling the governor to supply such company with arms and accoutrements, under the same rules and regulations as are now in force. [Ratified the 10th day of February, 1855.]

AN ACT TO NUMBER THE WEST REGIMENT OF MADISON COUNTY.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That that regiment lying on the west part of the county of Madison, shall be called the west regiment, and shall be known as number 112.

Sec. 2. Be it further enacted, That all of the officers that have been elected in said regiment shall be commissioned, and furnished with a copy of the military laws.

Sec. 3. Be it further enacted, That this act shall be in full force and effect from and after the ratification thereof. [Ratified the 9th day of January, 1855.]

MINING AND MANUFACTURING.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO ENCOURAGE THE INVESTMENT OF CAPITAL FOR MINING AND MANUFACTURING PURPOSES," AND "AN ACT CONCERNING CORPORATIONS."

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That the 5th section of the act of 1852 and 1853, chapter 81, entitled "an act to encourage the investment of capital for mining and manufacturing purposes," be and the same is hereby repealed.

Sec. 2. Be it further enacted, That such part of the 18th section of the act entitled "Corporations," passed at the present session of the General Assembly, embraced in the Revised Code, chapter 26, be and the same is hereby re-
pealed, except so much thereof as provides that no such company shall declare any dividends, when its debts, whether due or not, shall exceed two-thirds of its assets.

Sec. 2. Be it further enacted, That none of the several acts passed at the present session of this General Assembly, the subjects whereof are embraced in the said sections, shall be printed among the acts of this session, and that copies thereof, certified by the secretary of State, shall in all cases be admissible in evidence; and that all laws and clauses of laws coming in conflict with this act, be and the same are hereby repealed.

Sec. 4. Be it further enacted, That the 14th, 15th, 16th, 17th, 19th, 20th and 21st sections, and such portions of the 18th section of the act, not herein repealed, shall take effect from and after the ratification of this act.

Sec. 5. Be it further enacted, That the act, in the Revised Code concerning "Towns" shall take effect from and after the ratification of said act. [Ratified the 16th day of February, 1855.]

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**NORTH-CAROLINA RAILROAD.**

**Chap. 32.**

**AN ACT FOR THE COMPLETION OF THE NORTH-CAROLINA RAILROAD.**

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That the public treasurer is authorized and instructed, to subscribe in behalf of the State, for ten thousand additional shares of capital stock in the North-Carolina Railroad Company, and that he make payment for said stock, by issuing and making sale of the bonds of the State, under the same provisions, regulations and restrictions, prescribed for the sale of the bonds heretofore issued and sold to pay the State's original subscription in the stock of said company; and the same pledges and securities are hereby given for the faithful payment and redemption of the certificates of debt now authorized, that were given for those issued under the direction of said act: Provided, nevertheless, That the whole amount of principal money of such bonds or certificates of debt, shall not exceed the sum of one million of dollars.

Sec. 2. Be it further enacted, That the stock thus directed to be subscribed and paid for in behalf of the State, shall be a preferred stock in the North-Carolina Railroad Company, and the stock shall be entitled to six per cent. per annum, payable semi-annually thereon, out of any dividends of profits made by said company, before any dividends shall be paid on any other stock in the same; and that the stock-
holders of said company, in general meeting assembled, shall give their assent to the provisions of this act; and that the president of said company shall make a certificate of said assent, under the seal of the said company, to be approved by the governor of the State, and filed in the office of the public treasurer, before the subscription shall be made as directed in the first section of this act: Provided. That the said stock of one million shall continue to be preferred stock, entitled as aforesaid, only so long as, and during the time that it is held by the State; but, upon being sold and transferred by the State, shall thenceforth cease to be entitled to dividends of preference as aforesaid: Provided further, That said stock may be transferred to any other work of internal improvements, by a future Legislature.

Sec. 3. Be it further enacted, That the affairs of the said company shall be managed and directed by a general board, to consist of twelve directors, eight on the part of the State, and four on the part of the individual stockholders, to be elected and appointed, as heretofore provided in the original act of incorporation of said company, at the general annual meetings of stockholders of said company; and that no person shall be competent to act as a director in said company, who is not a stockholder to the amount of five shares of stock.

Sec. 4. Be it further enacted, That at all general meetings of the stockholders, the State shall be represented by an agent or proxy appointed by the governor, and such agent or proxy shall not be entitled, in the general meetings aforesaid, to vote in the election of the directors, to be elected on the part of individuals.

Sec. 5. Be it further enacted, That all real estate held by said company, for right of way, for station places of whatever kind, and for workshop location, shall be exempt from taxation, until the dividends of profits of said company shall exceed six per centum per annum.

Sec. 6. Be it further enacted, That the sum of fifteen thousand dollars, to be raised by the State, in the same manner as other moneys are raised by the provisions of this act, be, and the same is hereby appropriated for the purpose of cleaning out and improving the navigation of Tar river, between the town of Washington and the fall of said river; and that his excellency the governor is hereby empowered and required to appoint suitable commissioners to carry into effect the requirements of this section.

Sec. 7. Be it further enacted, That this act shall take effect and be in force from its ratification. [Ratified the 14th day of February, 1853.]
AN ACT TO PERMIT THE EXPORTATION OF OYSTERS, UNDER CERTAIN CIRCUMSTANCES, AND TO AUTHORIZE THE USE OF DRAYS, [DRAGS] SCOOPS, RAKES OR OTHER INSTRUMENTS IN PRIVATE OYSTER GROUNDS.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That it shall be lawful for any person or persons who shall have planted, cultivated and grown oysters, in any private oyster grounds in the waters of the State of North-Carolina, to export said oysters beyond the limits of the State; and that it shall be lawful for the owner or tenant of any private oyster ground in the State to use any scoop, dray [drag] or other instrument, to take oysters in such private oyster ground, any law or usage to the contrary notwithstanding. [Ratified the 14th day of February, 1855.]

PERSONS OF COLOR.

AN ACT TO PROVIDE FOR THE TRANSMISSION TO THE PERSONS OF COLOR, NOW IN THE REPUBLIC OF LIBERIA, OF THE FUNDS BELONGING TO THEM IN THIS STATE.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That it shall be lawful for the supreme court of the State, upon application of the reverend William McLain, of Washington city, in the district of Columbia, to order, decree and direct, that any funds in the office of the supreme court, or under its control, belonging to the persons of color, now in the republic of Liberia, who, or their ancestors, may have been slaves in North Carolina, be paid to the said William McLain, to be transmitted by him, or through his agency, to the persons entitled thereto. [Ratified the 16th day of February, 1855.]

PUBLIC DEBT.

AN ACT CONCERNING PUBLIC DEBT.

Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, as follows:

1. That the bonds of the State for five hundred thousand
dollars, issued under the authority of the act of the General Assembly of the year eighteen hundred and forty-six, entitled "An act to provide for the transfer of the bonds of the Raleigh and Gaston Railroad Company, endorsed by the State," and payable on the first day of January, eighteen hundred and sixty: the "certificates of debt" issued on behalf of the State for the sum of two hundred thousand dollars, under the authority of the act of the General Assembly of the year eighteen hundred and forty-eight, entitled "An act to provide for the payment of the debt of the State to the Bank of Cape Fear, to the Bank of the State, and other debts due on account of endorsement by the State for the Raleigh and Gaston Railroad," and payable at the end of ten years from the date of the issue of said certificates, respectively: the "certificates of debt" of one hundred and twenty thousand dollars, issued under the authority of the act of the General Assembly of the year 1848, entitled "An act to incorporate the Fayetteville and Western Plank Road Company," and payable at the end of twenty years from the date of the issue: the "certificates of debt" already issued, and which may be issued, for two millions of dollars, under the authority of the act of the General Assembly of the year 1848, entitled "An act to incorporate the North-Carolina Railroad Company," and payable at the end of thirty years from the date of their issue: the "certificates of debt" for two hundred thousand dollars, issued under the authority of the act of the General Assembly of the year 1850, entitled "An act to provide for the payment of the debt of the State," and payable in like time: and all other bonds and "certificates of debt," issued by and in the name of the State, or which may hereafter be issued by the authority of any statute now or hereafter to be enacted, shall be duly registered by the public treasurer, in a book to be kept by him for that purpose.

2. All bonds or certificates of debt of the State, which now are or hereafter may be issued on behalf of the State shall be transferable: such as are payable to bearer by delivery, and such as are payable to the holder by name alone, may be transferred by the holder, or by his agent, in a book to be kept for that purpose by the public treasurer, on surrendering for cancellation the outstanding bond or certificate; and in this latter case of transfer, a new bond or certificate for the same amount shall be issued.

3. All bonds or certificates of debt of the State, hereafter to be issued as originals, or as substitutes for such as may be surrendered for transfer, by virtue of any act now or to be hereafter passed, shall be signed by the governor, and countersigned by the public treasurer, and sealed with the great seal of the State, and shall be made payable to
such person by name as may be the purchaser, or to bearer; and the principal shall be made payable by the State, at a day named in the bond or certificate. And coupons of interest, in such form as may be prescribed by the public treasurer, shall be attached to the certificate, and the certificates and coupons attached thereto, shall be made payable at such bank or place in the city of New York, as the public treasurer may designate, or at the office of the public treasurer at Raleigh, if preferred by the purchaser: Provided, however, That if the purchaser or holder so may desire, the bond or certificate shall be payable to him alone, and not to bearer; And provided, further, That no certificate shall issue for a less sum than one thousand dollars, unless the same be issued for a surrendered bond of less amount: nor shall any original bond or certificate of debt of the State be sold for a sum less than par value: nor shall any such bond or certificate, issuing in lieu of a transferred bond or certificate, be payable elsewhere than may be the original, except, by the consent of the holder, it may be made payable at the public treasury.

4. The public treasurer shall enter, in a book to be kept for that purpose, a memorandum of every bond, or certificate of debt of the State, issued or to be issued by the State, under any act whatever, together with the numbers, dates of issue, when and where payable, at what premium, and to whom the same may have been sold or issued.

5. The original bonds, or certificates of debt of the State, which have been issued since the first day of January, eighteen hundred and fifty-three, or which may hereafter be issued under the authority of any act whatever, as likewise the bonds and certificates substituted for such original bonds and certificates, shall be, they and the interest accruing thereon, exempt from taxation.

6. Guardians, executors and other persons, holding funds in trust to be invested and kept on interest, may, unless prohibited, invest the same in bonds or certificates of debt of the State, or in any securities for the payment whereof the State is responsible, now or hereafter to be issued; and in all settlements they shall be deemed cash, and may be paid as such by transfer thereof to the persons entitled.

7. In every bond or certificate of debt issued by the State, and in the body thereof, shall be set forth the title of the act, with the year of its enactment, under the authority of which the same may be issued, or reference thereto shall be made by the number of the chapter, and the year of the legislative session. [Ratified the 24th day of January, 1855.]
AN ACT CONCERNING PUBLIC PRINTING.

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, as follows:

1. A State printer shall be biennially elected by the joint vote of the two Houses of the General Assembly, on the second day of the session, and that he shall execute the printing of the acts of the General Assembly, the journals, the bills, and all other documents, and all other printing of whatsoever kind, which may be ordered to be done by the General Assembly, except the Revised Code, at the following rates, to wit: for every one thousand ems of plain work, he shall be allowed sixty-two and a half cents, and for every one thousand ems of rule and figure work, one dollar and twenty-five cents, and for every token, sixty-two and a half cents.

2. The State printer shall give bond, with approved security, payable to the State, in the sum of five thousand dollars, conditioned to perform faithfully his duties under this act. The bond must be approved and accepted by the governor, and shall be filed in the office of the secretary of State.

3. The bills and all other documents ordered to be printed by either branch of the General Assembly, shall be printed in octavo form, without a title page. But the first page shall be printed as follows: at the head of the page, there shall be four rules, one double, two single, and one parallel, extending across the page. Between said rules shall be printed, first, the name of the House where the bill originated, with the year and date of the session, the name of the introducer and the name of the printer; after leaving a space the width of two line pica, a synopsis, or caption of the bill, or report of the committee, or whatever it may be, shall be set up with pica capitals. After such heading, the said document to follow immediately, commencing with a paragraph, allowing a space the width of small pica between the heading and commencement of the same.

4. In estimating the amount of work done, the State printer shall be allowed to count the first page as solid matter; and the secretary of State shall, before having a final settlement with the State printer, call in to his aid a practical printer, for the purpose of estimating the amount of work done; and any printer so called in, shall be allowed a compensation not exceeding three dollars per day.

5. All the paper for the printing aforesaid, shall be furnished by the secretary of the State, of such quality as may be deemed suitable for the work. The secretary of the State printer to be elected biennially.

What printing to be done.

Compensation.

State printer to give bond.

Specification.

Secretary of State to call in a practical printer to assist in estimating of work done.

Secretary of State to furnish paper, and contract for binding, &c.
State shall also contract for the folding, stitching and binding of all work authorized by this act; and the same, together with the cost of the paper aforesaid, shall be paid by the treasurer, on a warrant from the governor upon certificate of the secretary of State.

6. The secretary of State shall, within thirty days from the adjournment of the General Assembly, furnish the State printer with complete copies of all the laws; and the clerks of each House shall, within twenty days thereafter, deliver to the printer aforesaid, complete copies of the journals. — The printer, after completing the laws and journals, shall have them addressed to those entitled to them, and packed up in parcels for each county, and delivered within ninety days from the close of the session, to the secretary of State, who shall have power to distribute said journals, acts and documents, either by mail, express, or some discreet person, as he may deem most expedient.

7. A sufficient number of the journals of the General Assembly shall be printed, to supply each member thereof with a copy, five copies to the State library, one copy to each of the offices of governor, secretary of State, treasurer and comptroller, two copies to each of the libraries of the Senate and House of Commons, one to the university library, and one to the office of each county court clerk in the State. Each of the aforesaid copies to be bound in leather.

8. The acts of the General Assembly shall be divided into two parts or volumes, and numbered by chapters continuously through each volume. The number of the chapter and year of the session, to be printed on the margin of every page, in Arabic figures of suitable size; the first part or volume, to contain an index of all the acts and resolutions of the General Assembly, the public laws and the comptroller's statement of the public revenue and expenditure: the second volume shall contain all the acts and resolutions of a private and local nature, embracing all acts granting corporate privileges.

9. A sufficient number of each of the volumes (embracing both public and private acts,) shall be printed, to supply a copy to each member of the General Assembly, a copy to the offices of governor, secretary of State and comptroller, and to each of the clerks of the county courts, superior courts, and clerks and masters in equity of the several counties of the State, and the clerks of supreme court, one copy to each of the judges of the supreme and superior courts, and to the attorney general and solicitors, five copies to the State library, ten copies to each of the libraries of the Senate and House of Commons, one copy to the library of Congress, one copy to the governor of each of the States and Territories of the United States — each of said copies to be bound.
in leather. There shall also be printed an additional number of the first volume of public acts, to be stitched, to furnish one copy to every sheriff, register, county solicitor, and to each justice of the peace of the several counties of the State. The printer shall also deliver to the secretary of State, a sufficient number of public documents, (including the governor's message and inaugural, and excluding bills,) as either branch of the General Assembly may order to be printed, to furnish two copies for the State library, two copies for the executive office, ten copies to each of the libraries of the Senate and House of Commons, one to the university library, and one to each member of the General Assembly; all of which volumes shall be bound and distributed along with the journals and acts, as directed in the provisions of this act. The secretary of State shall record, in a book kept for that purpose, the names of all the justices of the peace for the several counties of the State; and whenever a vacancy occurs, it shall be entered therein, and the clerks of the several county courts shall, on the third Monday of November, 1856, and every two years thereafter, furnish the secretary of State with a correct list of the justices of the peace of their several counties, and by this list shall the public laws and journals be distributed.

10. The governor, secretary of State, treasurer, comptroller and adjutant-general, may have printed for their several offices, such blanks and other necessary printing as may be suitable and proper, to enable them to discharge their duties; the charges for which printing shall be reasonable and just, to be adjudged of and allowed by the board composed of the governor, secretary of State, treasurer and comptroller.

11. Any vacancy occurring in the office of public printer, during the interval between the meetings of the General Assembly, shall be filled by appointment of the governor.

12. All laws and clauses of laws, coming within the meaning and purview of this act, be, and the same are hereby repealed; and this act shall be in force from and after its ratification. [Ratified the 10th day of February, 1855.]

REVENUE.

AN ACT CONCERNING REVENUE.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, as follows:

1. The following taxes shall be annually collected and paid, by the citizens and other persons, and by owners of...
property situate in the State, besides the taxes which by any other law may be imposed on them, unless the property in this chapter described shall be expressly exempt from taxation by this or some other law: the property and estate hereby exempted from taxation, are all such and their profits as may belong to the State, or may belong to or be set apart for the university and colleges, institutes, academies and schools for the education of youth, or the support of the poor or afflicted, or specially set apart for and appropriated to divine worship.

2. There shall be annually levied upon all real property, with the improvement thereon, including entries of land, twelve cents on every hundred dollars value thereof.

3. If any person shall sell his real property, and shall have no estate within reach of the sheriff, to satisfy the taxes imposed thereon, at the time when they become demandable, the land shall be bound for the same, as well as the property of the then owner.

4. Upon every free male, between the ages of twenty-one and forty-five years, a tax of forty cents, and for every slave of either sex, between the ages of twelve and fifty years, the like sum shall be paid by the owner, and not the hirer, unless when the owner may be a non-resident and his slave be hired, and then the hirer shall list the slave and pay the tax: Provided, however, That the county court may exempt from a poll tax such poor and infirm persons, and disabled and insane slaves as they may declare and record to be fit objects for exemption.

5. Upon each toll-gate of a turnpike road a tax of ten dollars shall be paid by every owner, and a like tax of three dollars per gate by every person who may be permitted to erect gates across a highway; and a tax, equal to five times the largest toll by the owner demanded, upon every public ferry, and a tax of ten dollars on every toll bridge.

6. Upon every stud horse or jackass, let to mares for a price, a tax of five dollars, unless the value of the highest season for one mare shall exceed that sum, in which case a tax of that value shall be paid, and they shall be listed by resident owners; owners residing out of the State, of such as are kept within the same to be let to mares, shall pay the tax forthwith to the sheriff of the first county into which the horse or ass may be put to stand; and if he shall fail, such sheriff, or any other sheriff, of the county in which the animal may stand, shall forthwith distrain and sell it for the tax.

7. Upon the value of all real and personal estate which shall descend upon, be devised or bequeathed to, or shall become distributable among, other persons than lineal descendants, or to or for the benefit of the father or mother, or any lineal ancestor of the deceased, where the real es-
tate descended or devised, or both descended and devised, on or to any heir or devisee, shall be of the value of three hundred dollars; or the personal estate bequeathed to any legatee, or distributive share, or both legacy and distributive share, shall be of the value of two hundred dollars, the following taxes shall be paid:

(1) When such collateral relation shall be a brother or sister of the deceased, or any descendant of a brother or sister, a tax of one per cent.

(2) When such collateral relation shall be a brother or sister of the father or mother of the deceased, or any descendant of a brother or sister of the father or mother of the deceased, a tax of two per cent.

(3) When such collateral relation shall be in any other degree of consanguinity to the deceased than is above described, or the legatee or devisee shall be a stranger in blood to the deceased, a tax of three per cent.

Provided, however, That no devise or bequest or distributive share to the widow of the deceased; nor any devise or bequest to the wife or widow of a son of the deceased; nor to the husband of a daughter of the deceased; whether she be living or dead, shall be taxed: nor shall the husband of any deceased wife, receiving her estate after her death, be subject to any tax thereon, unless the same would have been taxable had she been living.

8. The executor or administrator of every such deceased person, on his settlement of the estate, shall retain, out of the legacy or distributive share of every such legatee or next of kin, the tax properly chargeable thereon; and, in case he may have sold any real estate, and there shall be a surplus in his hands, not needed to pay debts and charges, he shall retain the proper tax of each person, entitled to such surplus, which taxes he shall pay to the clerk of the court of pleas and quarter sessions of the county wherein the will was proved, or administration granted.

9. If the executor or administrator shall fail to retain and pay the tax to the clerk, it shall be deemed a breach of his bond, if one shall have been executed, and the same shall be put in suit, on behalf of the State, by the county solicitor, or such executor or administrator, with his sureties, may be sued in equity, at the cost of the State, in case of failure.

10. Whenever the personal property in the hands of such executor or administrator (the same not being needed to be converted into money in the course of administration,) shall be of an uncertain value, he shall apply to the county court to appoint three impartial persons of probity to assess the value thereof, and such assessment, being returned to the court and confirmed, shall be conclusive of the value.
11. The executor or administrator, as soon as he may ascertain that the land of the deceased will not be needed to pay his debts, shall report to the clerk of the court who receives the tax on personalty, an account of such real estate, and the tax thereon shall be paid by the heirs and devisees thereof, respectively, to the said clerk; the value of the real estate to be ascertained as provided in the preceding section in relation to personalty, the heir and devisee being duly notified of the motion to appoint commissioners.

12. If they, or any of them, fail to pay said tax within twelve months after the report of the executor or administrator, the clerk shall report such default to the commissioner for the judicial circuit, who, thereupon, shall cause a *scire facias* to issue to the defaulting person, to show cause why judgment shall not be rendered against him for the tax, and the real estate sold to pay the same, and the court shall render judgment, and cause the tax to be collected and paid to the clerk.

13. The clerk shall keep a record of the taxes on the real and personal estate received by him, by virtue of the six preceding sections, shall return to the comptroller a correct account of the same, with his annual statement of other taxable property, and annually return upon oath to the court of pleas and quarter sessions of his county, at the term next preceding the time at which the sheriff may settle with the comptroller, a correct account of the same, and shall immediately pay the money to the sheriff of the county, retaining three per cent. thereof for his services.

14. The governor shall appoint, in each judicial circuit, one or more commissioners, whose duty it shall be to institute and attend to all suits brought to enforce the collection of the tax laid in section seven of this act, and to bring suits and take such other steps as may be necessary to enforce the collection of all taxes due and unpaid, which have heretofore been laid on property real and personal, descended or devised to collaterals, by acts of the General Assembly; which said commissioners shall receive such compensation for their services as the governor may allow.

15. In all cases where estates descend or are devised to collaterals, or strangers in blood, and when the same shall be divided or settled, or when an attempt is made to divide or settle them, without any lawful administration being had upon such estates, any person or persons intermeddling in said estates, shall forfeit and pay the sum of five hundred dollars, to be sued for and recovered in the name of the State, in the superior court of the county where the testator or intestate of such estate shall have had his domicile at the time of his death, said penalty to be accounted for when collected as other public taxes.
16. Whenever any person shall die, leaving no lineal descendents, and leaving property liable to the tax imposed by the seventh section of this act, and no administration shall be had on the estate within three months after such death, it shall be the duty of the county court, upon being informed of the fact, to grant administration of the same to the clerk of the county court, who shall administer the same according to the laws of the land, and retain and account for the tax according to the preceding sections of this act.

17. It shall be the duty of the commissioners hereinbefore directed to be appointed, to institute suit for all penalties incurred by clerks for failing to collect and account for the tax on collateral descents imposed by this act and any preceding acts, which penalties shall be accounted for as other public taxes.

18. Every conveyance made by such deceased person, with intent fraudulently to evade the collection of said taxes or any of them, shall, as against the State, be void, and the same shall be chargeable, at the suit of the State, on the property conveyed, in the hands of such vendee or donee and his assignee.

19. Upon every dollar, more than six dollars, of nett interest, not listed theretofore, either received during the year next preceding the first day of April, or during that time, accrued or converted into principal, so as to become an interest bearing subject, (whether demandable or not,) on money owed by solvent debtors, wherever they may reside, a tax of three cents.

20. Upon every dollar, more than six dollars, of nett dividend or profit, not theretofore listed, actually due or received, during the year ending on the said first day of April, upon money vested in steam vessels, of twenty tons burthen and upwards, or in stocks of any kind, or in shares of any incorporated or trading company, whether in or out of the State—and herein shall be included all bank dividends, bonds and certificates of debts of any other State or country, or of any public corporation created by this or any other State—a tax of three cents.

21. Such nett interest, dividend or profit, shall be ascertained by deducting from the whole amount thereof, such interest as, during that time, had accrued against the payer of the tax.

22. Upon every hundred dollars employed in buying and selling slaves, whether the said capital shall be borrowed or shall be the individual property of the person or company investing the same, during the year ending on the said first day of April, twenty-five cents; and upon every hundred dollars employed, within the same time, in any other species of trade, not in this chapter specially taxed, ten cents.
23. Upon each sulky, gig, buggy, barouch, carriage and
other pleasure vehicles, in use by the owner, or by his con-
sent, of the value of fifty dollars, and under a hundred dol-
ars, fifty cents; of the value of one hundred, and under two
hundred dollars, one dollar; of the value of two hundred
dollars, and under three hundred dollars, two dollars; of the
value of three hundred dollars, and under four hundred dol-
lars, three dollars; of the value of four hundred dollars and
upwards, four dollars.

(2.) Upon all gold and silver plate, and ornamental jew-
ellery in use, except ornamental jewelry worn by females, of
as great value as fifty dollars, one per centum on the value.
On each gold watch in use, one dollar; on each silver watch
in use, twenty-five cents.

(3.) Upon each harp in use, two dollars; on each piano
forte in use, one dollar.

(4.) Upon every pistol, except such as are used exclusive-
ly for mustering, and on every bowie knife, one dollar. On
dirks and sword canes, fifty cents each: Provided, howev-
er, That of said arms, only such shall be taxable as, at some
time within the year, have been used, worn or carried about
the person of the owner, or some other person by his con-
sent.

(5.) On all retailers of wines, cordials or spirituous liquors,
twenty dollars.

(6.) On every keeper of a common inn, ordinary or tav-
er, ten dollars.

(7.) On each billiard table, one hundred dollars, except
when there are more than one kept by the same individual
in the same room, then and in that case, a tax of one hun-
dred dollars on the first, and fifty dollars on each additional
one.

(8.) On each bowling alley, commonly called nine pin or
ten pin, or by whatever other name called, twenty-five dol-
lars.

(9.) On each livery stable, a tax of ten dollars.

(10) On each pack of playing cards, twenty-five cents, to
be paid by the seller; and every merchant, shopkeeper, re-
tailer, inn or tavernkeeper or public dealer in goods, wares
or merchandise, or other thing, shall list the number of packs
he may have sold during the year.

(11) On all peddlers of patent soap, medicines for the kill-
ing of crows, chinches and other vermin, for the curing of
headache, toothache or corns, and of all patent medicines
and razors and razor strops, a tax of five dollars in every
county in which they may so peddle.

(12) On each mortgage, deed, marriage contract and deed
in trust, made to secure debts or liabilities, which shall be
registered, one dollar, which the register shall pay. The
register shall not be obliged to record any such deed, unless the tax thereon is paid to him, and he shall endorse thereon the payment of the tax, and shall render to the justice who takes the tax list the number of such deeds by him registered in the preceding year, under the penalty of one hundred dollars for the use of the State, to be collected by the county solicitor.

(13) On each marriage license, the sum of one dollar, which shall be paid by the clerk; and no clerk shall issue such license unless the tax thereon shall be paid to him; and he shall render to the justice who takes the tax list the number of such licenses by him granted in the preceding twelve months, under the penalty of two hundred dollars for the use of the State, to be collected by the county solicitor.

(14) The taxes herein imposed on retailers, tavernkeepers, peddlers, billiard tables and bowling alleys, shall be annuall paid in advance to the sheriff of the county, who shall grant a license for the same; and any person offending against the provisions of this act, shall be subject to a double tax, to be collected by distress.

24. On every merchant, merchant tailor, or jeweller, who shall sell goods, wares and merchandise, a tax of one-fourth of one per cent. upon his capital: on every merchant, apothecary, druggist, or other dealer, consignee or agent, selling at wholesale or retail, spirituous liquors, wines or cordials, five per cent. upon the capital so employed, to be paid by the seller; on every merchant or apothecary selling drugs, medicines or nostrums, as agent of the owner, if a non-resident, twenty-five per cent. of the value, to be paid by the seller; on every commission merchant, one per cent. on the commission received by him; on every auctioneer, one-fourth of one per cent. upon the value of all goods sold by him: Provided, That no tax shall be levied upon sales made under an execution, or order issuing from any court, or from a justice of the peace, nor by any executor, administrator or trustee. The capital aforesaid shall be the aggregate sum of the purchases of goods, wares and merchandise, made within the year preceding the first day of April. The commissions received by each commission merchant, shall be computed by the same time, and also the amount of such articles, not of the manufacture of the State, as are sent here to be sold by the consignees or agents of the owner. All distillers of spirits of turpentine shall pay an annual tax of two dollars and fifty cents on every distillery of a capacity of ten barrels and under; and on every distillery of a capacity between ten and fifteen barrels, an annual tax of three dollars and fifty cents; on every distillery of a capacity between fifteen and twenty barrels, an annual tax of five dol-
lars; and on every one of a larger capacity than twenty barrels, an annual tax of ten dollars.

25. The bonds and notes payable to any such merchant, merchant tailor or jeweller, shall not be deemed part of his capital stock, but the interest on the same shall be taxed as other money at interest.

26. Every such merchant, merchant tailor or jeweller, engaged in business in any county, on the first day of April, shall apply to the sheriff of such county, and, on paying the tax on his capital, estimated as aforesaid, the account of which he shall swear to in an affidavit subscribed and made before the sheriff, shall take a receipt therefor, and be allowed to carry on his business.

27. Every person opening such store, after the first day of April, shall pay the tax, or shall execute and deposit with the sheriff a bond, with good security, payable to the State of North-Carolina, to pay the tax on the amount of all his purchases, including his present stock, to the first day of April next succeeding; and thereupon shall take from the sheriff a receipt for such tax or bond, and be allowed to carry on his business.

28. Every wholesale, commission or retail merchant, merchant tailor or jeweller, who shall sell any goods, wares or merchandise, without first taking the receipt of the sheriff, as in any of the foregoing sections of this chapter is provided, shall pay an additional tax of one hundred dollars, which the sheriff shall collect forthwith by distress, with the other tax imposed on such merchant.

29. There shall be paid in advance to the sheriff of each county a tax of thirty dollars, by every person who shall offer for sale or peddle, in that county, any riding vehicle, not of the manufacture of this State: on all horses and mules, brought into this State for sale, whether by citizens of this State or others, shall pay to the sheriff a tax of ten dollars for each county in which any sales of said horses or mules may be made: Provided, That, when a person shall offer for sale any vehicle purchased for his own use, he shall not be subject to the above tax.

30. A tax of one hundred dollars shall be paid to the sheriff of the county by every person who shall keep therein an establishment for the sale of such vehicles, any part of the woodwork of which is not of the manufacture of this State, and a tax of fifty dollars when the vehicles are of the manufacture of this State: Provided, nevertheless, That no person who is a manufacturer of such vehicles in this State shall be subject to the tax for the sale of vehicles manufactured by him, when said sales are made in his county.

31. There shall be paid in advance to the sheriff of each county a tax of fifty dollars, by every person exhibiting,
32. On payment of the tax mentioned in the three preceding sections, the person paying the same shall take the sheriff's receipt specifying the county and purpose for which it is paid, and thereupon he may exercise such employment for one year, and sell at any place or places in the county for which the tax is paid: Provided, always, That such receipt shall not be construed to permit two or more persons to peddle under the same license, under the pretense of being partners in trade.

33. If any person shall offend against any of the four preceding sections, he shall pay to the sheriff double the tax due from him, which the sheriff shall forthwith collect by distress.

34. Every peddler, except as hereinafter provided, of any other article, part of machinery, or thing whatsoever than aforesaid, the whole or principal part whereof, in value, shall be not of the growth or manufacture of this State, who shall exercise such employment, without first having obtained an order allowing him to peddle, from the court of pleas and quarter sessions of the county in which he proposes to peddle, and paid the tax in the following section imposed, shall pay a tax of one hundred dollars a year for each county in which he may so peddle, which the sheriff shall forthwith collect by distress.

35. Every person who shall prove to the court that he is of good moral character, and that he is a native or naturalized citizen of one of the United States, shall be entitled to such order from the county court, and on paying to the sheriff of the county for which the order was granted, a tax of thirty dollars, and taking a receipt therefor, specifying the purpose and county, may peddle in that county for one year, either on land or water, articles, parts of machinery or other thing of the kind mentioned in the preceding section.

36. Provided, (1) That when such licensed peddler shall peddle altogether on the waters on the south side of Albemarle sound and the tributaries entering that side of the sound, (Roanoke and Cashie excepted,) he shall pay a tax of five dollars only.

(2) That any person may freely peddle live stock, (except horses and mules,) vegetables, fruits, oysters or fresh fish, the growth or produce of the United States.

(3) That any person a citizen, and for twelve months a resident of the State, may freely peddle books, charts, maps, philosophical apparatus and music prints.

(4) That two persons shall not peddle under one license, under any pretense of being partners.

(5) That no licensed peddler shall sell any goods or other
thing at auction, without incurring the duties on auction sales.

(6) That any person who shall procure houses for carrying on a temporary sale of goods, at one or more public places in the State, shall be deemed a peddler.

37. Upon all persons, commonly known as brokers, who for the purpose of gain, shall be engaged in buying or selling bills of exchange, or the bills of any bank incorporated in this State, shall be levied a tax of one hundred dollars.

38. The tax shall be paid in advance, to the sheriff of the county in which the calling is used, whose receipt therefor shall allow the person to act as broker aforesaid for one year; and if any without such authority shall act as such, he shall pay a tax of two hundred dollars, which the sheriff shall forthwith collect by distress.

39. On surgeon dentists, practicing physicians, practicing lawyers, and all other persons, (ministers of the gospel excepted,) whose practice, salaries or fees, or all of them together, shall yield an annual gross income of five hundred dollars, there shall be levied a tax of three dollars for the first five hundred, and two dollars for every additional five hundred dollars, until such income shall exceed fifteen hundred dollars, and five dollars for every additional five hundred above that amount.

40. Upon each license to attorneys to practice law in the county or superior courts, ten dollars, to be paid at the time of obtaining license, to the clerk of the supreme court; so much thereof as may be paid to the clerk of the court at Raleigh, shall be paid by him into the public treasury, and so much as shall be received by the clerk at Morganton, shall be expended by him under the direction of the court, in the purchase of books for the library at that place; and the clerk shall be entitled to six per cent. for receiving and accounting for said money.

41. Upon all insurance companies, incorporated in this State, an annual tax of one hundred dollars; and upon all insurance companies, incorporated out of the State, an annual tax of one hundred dollars for the first, and fifty dollars for every other county in which an agency shall be established. On all agencies of banks having corporate existence out of the State, a tax of five hundred dollars. The tax shall be paid in advance, to the sheriff of the county where the company may transact its business, and where the agency may be established: and, if the tax be not paid in advance, the same shall be two hundred dollars, which the sheriff shall forthwith collect. On each express company, a tax of two hundred dollars.

42. Upon every company of circus riders or equestrian performers, and upon every company or person, who for re-
ward, shall exhibit any collection of animals, commonly known as a menagerie, an annual tax, for each county where-in they may exhibit, of fifty dollars.

43. Upon every company of stage or theatrical players, slight of hand performers, rope dancers, tumblers, wire dancers, or company exhibiting for reward, artificial curiosities of any kind, (models of useful inventions excepted,) and on each one of such persons, when they perform or exhibit alone, an annual tax, for each county wherein they may exhibit, of thirty dollars; and upon every person or company exhibiting any other natural curiosity, not already mentioned, an annual tax, for each county wherein it may be exhibited, of fifteen dollars.

44. Upon every person or company of singers, dancers, ethiopian serenaders, or performers on musical instruments, who, for the public amusement, shall sing, dance, serenade or play on musical instruments for reward; and upon every other public exhibition for amusement, exhibited for reward, and every person who lectures for reward, an annual tax of five dollars, unless the reward be wholly devoted to some literary or charitable use in the State.

45. The tax imposed in the three next preceding sections, shall be paid in advance, to the sheriff of the county in which the exhibition is to be made, who shall thereupon give a receipt for the same, specifying the county for which the tax is paid, and a list of the performances, animals or articles to be exhibited; and, if such tax is not paid in advance, the sheriff shall forthwith collect a double tax.

46. Every peddler, stage player, slight of hand performer, rope dancer, tumbler, wire dancer, company of circus riders or equestrian performers, exhibitor of natural or artificial curiosities, company of singers, serenaders or musical performers, dancers, and every other public exhibitor for reward, shall show his receipt for the tax, to any justice of the peace or constable who may demand a view thereof; and it shall be the especial duty of constables to demand such view.

47. If the justice or constable shall be denied a view of the receipt, the offender shall forfeit and pay one hundred dollars, one-half for the State, and the other half for the constable or any other who will sue for the same; and the justice, if the denial be to him, shall forthwith issue his warrant for the recovery thereof; and if to a constable, he shall arrest the party and carry him before some justice of the peace, who shall issue his warrant for the penalty, and determine the cause.

48. All free persons, living with, and constituting a part of the family, and all colored persons living, by consent, on
the lands of another, shall be listed, by the head of the family, or owner of the land, as the case may be.

49. Every kind of property, person, employment, profession, privilege or subject, on which a tax is imposed, by this chapter, other than such whereon the tax imposed is demandable at the time it is laid, shall be listed for taxation within the last twenty working days in July, in every year.

50. The real and personal estate, and other taxable subjects, unless otherwise provided, required to be listed for taxation, shall be such as were the property or in the possession of the owner, or were subjects of taxation on the first day of April preceding, and the polls shall be such as were of the required age on that day: And any freeman arriving at age after that day, and before an election, may list himself before the sheriff or his deputy, and pay down to the sheriff the poll tax of the year.

51. Lists of the taxables of testators, intestates, minors, lunatics, insane persons, absentees and estates held in trust, shall be rendered by the executor, administrator, guardian, agent, trustee or cestui que trust, as the case may be.

52. When tracts of land or town lots have been divided after valuation by the board, the taker of tax lists shall affix and return the separate value of each part, making the sum of all the values equal to the valuation returned by the board; and the justice may swear and examine witnesses to aid him in the inquiry.

53. At the first court of pleas and quarter sessions, of each county, held after the first day of April, the court shall annually appoint, for each captain's district, a justice of the peace to take the list of taxable property; whose names, with their respective districts, shall, during the term, be advertised at the court house by the clerk.

54. If the court should fail to make such appointment, any three justices of the peace of the county may meet at the office of the county court, on or before the first day of July, and appoint the takers of tax lists for the county, and the clerk shall record the same.

55. Notices of all appointments of the takers of tax lists, as soon as they are made, shall be issued and delivered by the clerk to the sheriff, who shall serve them within ten days on each justice, and he shall advertise, at three several places within the district, at least ten days before the time of listing, the places and times where and when he will attend for receiving the list of taxables.

56. The notice to be issued as aforesaid, to the justice, shall contain a copy of the fifty-ninth and sixty-sixth sections of this chapter; and, at the same time, the clerk shall deliver to the sheriff, to be handed to each justice, a fair copy of the returns, made by the last preceding board of valuation, of
the assessment of real estate in his district, which copy the justice shall return, with his return of taxables to the clerk.

57. If any such justice should die, remove, or become incapable, before his duties are performed, another shall be appointed by any three justices of the county, to be notified by the sheriff, for that purpose; and such justice shall take the list.

58. At the times and places appointed by the justice, the inhabitants of the district shall attend, and the justice shall read over to each one, giving in his list, all the articles and subjects of taxation, and thereupon he shall render to the justice his list of taxables, and, at the same time, shall take the following oath:—

You, A. B., do solemnly swear, that you, either in your own right, or the right of any other person or persons whomsoever, either as guardian, attorney, agent or trustee, or in any other manner whatsoever, are not liable for more taxes, under the laws of the State, than the amount which you have now listed; and that the list by you now delivered, contains at least as large an amount of interest, dividends, profits, practice, salaries and fees, as you are bound to list for taxation, and in all other respects contains a just and true account of all the property which, by law, you are bound to list for taxation, to the best of your knowledge and belief: so help you, God.

59. No justice shall take the tax list of any one but on administering the foregoing oath, on pain of paying one hundred dollars to any one who will sue for it: Provided, however, That females, aged and infirm persons, and persons absent from the county during the days of listing taxables, on oath before any other justice, may render a list of his taxables, and the same being certified by such justice, shall be entered on the tax lists.

60. Real estate shall always be listed in the county where it is situate. Personal property, and other subjects of taxation, shall be listed in the county where the owner or lister resides; but if the owner reside out of the State, they shall be listed in the county where his agent, or the person liable for the tax may reside: Provided, however, That, when real estate shall lie in one or more counties, a list of such estate, lying out of the county of the owner’s residence, sworn before a justice of the county wherein the owner may reside, may be transmitted to the proper taker of the lists: Provided, further, That such slaves, or other taxable personal estate, as are employed on the land of the owner, shall be listed where the land is listed.

61. If any person, bound to list taxables, in his own right, or in right of another, shall fail to list the same, or any part thereof, the sheriff shall collect from him, and of his
own proper estate, double the tax imposed on the property or subject not listed.

62. If the sheriff, or other person, shall discover that any land has not been assessed, he shall make it known to the county court; whereupon a board shall be appointed to assess the same, who shall proceed in the manner herein provided: and the court shall ascertain the amount of tax which, within the ten preceding years, the land has been liable for but not paid, and the sheriff shall be ordered forthwith to collect treble the amount, with interest, of all such tax, by distress or otherwise.

63. If any person shall refuse to take the oath prescribed in the fifty-eighth section of this chapter, he shall be deemed guilty of a misdemeanor, and the justice shall forthwith commit him to the common jail, unless he will be recognized, with sureties, to appear at the next term of the superior court of the county to answer the charge; and, on conviction or submission, he shall be fined one hundred dollars, at least, more than the amount of his taxes.

64. It shall be the duty of the sheriffs to inform the attorney general and solicitors of the State for the circuits and counties, concerning all omissions, by tax-payers, done in their respective counties to defraud the State of its revenue; and the attorney general and solicitors of the State for circuits and counties, upon information, or good cause for suspicion, that any person has omitted to render his tax list, or has failed to render an accurate and fair list of all the property, estate and subjects upon and for which he is liable to be taxed, shall file a bill in equity against the person so defaulting; and the answer of the defendant shall not be competent evidence against him in any criminal or penal prosecution whatever.

65. The public treasurer, at the public cost, shall have prepared and printed, as they may be needed, forms of tax lists, with all the articles and subjects of taxation to be listed, under this chapter, or any future law, mentioned separately over the heads of parallel columns, in which the amount or quantity or description of each article or subject to be listed is to be set down; and he shall annually furnish to each county court clerk, two copies thereof for each collection district.

66. The justice appointed to take the list of taxables shall set down each article or subject, in its proper column, against the names of the persons listing, arranged in alphabetical order, and return the same to the clerk of the county court, at the term next after the time prescribed for taking the list, and as a part of his return, which he shall always subscribe, he shall state that the list of each person listing
was rendered on oath, in the manner prescribed and enjoined by law.

67. If any person appointed to take the list of taxables, or any freeholder appointed to assess the value of land, shall wilfully refuse to discharge the duties of his appointment, he shall be deemed guilty of a misdemeanor.

68. The clerk, on receiving the returns, shall record them at length in alphabetical order, keeping the returns of each district separate from the other; and at the next county court, after they are directed to be made, shall set up in some conspicuous part of the court house, a copy of the whole, adding to the taxables of each person, the amount of tax for which he is liable: and any clerk offending against any of the duties prescribed in this section, shall forfeit and pay one hundred dollars.

69. The clerk, on or before the first day of April next after the lists are returned, shall return to the comptroller an abstract of the same, showing the number of acres of land, and their value, the valuation of town lots, the number of white and black polls, and shall specify every other subject of taxation, and the aggregate tax on the whole. At the same time the clerk shall return to the comptroller an abstract of the lists of the county and poor taxes paid in his county, setting forth, separately, the number of taxable white and black polls, the amount paid on each hundred dollars value of land, and also the gross amount of taxes of every kind levied for county purposes: and the comptroller, at the public cost, shall furnish the clerks with blank forms for the aforesaid abstracts of both kinds, and include the abstracts in his reports.

70. And if any clerk shall offend against any of the duties prescribed in the preceding section, he shall forfeit and pay to the State one thousand dollars, to be recovered against him and the sureties of his bond, in the superior court of Wake county, at the term next after the default, on motion of the attorney general; and it shall be the duty of the comptroller to inform the attorney general of such default.

71. The county court, on the prescribed oath, may take the tax list of any person applying to list his taxables, at any term of such court before the first day of March, upon his paying to the clerk one dollar for recording the same.

72. The several county courts, at the term when they shall appoint justices to take the tax lists for the year eighteen hundred and fifty-five, and at the same term every five years thereafter, shall appoint two respectable freeholders, men of skill and probity, to be associated with each justice, and these three shall be styled a board of valuation. They shall be notified of their appointment by the clerk, and as such board, shall ascertain, either by viewing the premises
or otherwise, as accurately as may be practicable, the cash value of the lands or other real estate, with the improvements thereon, situate within the districts for which they are appointed, and return the same to their respective county courts, in the manner herein prescribed. And for the town of Wilmington such a board shall be appointed every two years after the term of their appointment, in the said year eighteen hundred and fifty-five.

73. In estimating the value, the board may call and swear witnesses to testify thereto, and they shall take into the estimate any fishery appurtenant to, or used with, the land; also all mines of metal, stone or coal, discovered, or supposed to exist, or from any other cause whereby the price of the land is enhanced: and when the same tract or body of land shall lie in one or more districts, the board where the owner resides shall ascertain the value of the whole tract; and if the owner resides in neither of the districts, the board where the greater part may lie, shall value the whole: and the board shall annex to their return of valuation, the following affidavit, subscribed by them, and sworn before and certified by some justice of the peace:

"We solemnly swear that the foregoing valuation of land, with the improvements thereon and privileges thereto attached, made by us, are, in our judgment and belief, the actual value thereof in cash; and that, in making the same, we have endeavored to do equal justice to the public and to the individuals concerned: so help us God."

74. The owner of land, or his agent, (if he be a non-resident,) shall furnish on oath, to the board, a list, including land entries, setting forth the separate tracts, and also the several contiguous bodies or tracts of land owned by him in the district, together with the names of the water courses, or other remarkable places on or nearest to which they may be situate, and the number of acres in each separate tract or contiguous bodies of land: town lots shall be listed separately, and each lot be numbered according to the plan of the town: and each separate body of land and town lot shall be separately and distinctly valued and returned.

75. If the owner or his agent will not, on oath, state the number of acres, or if the statement is so vague that the board cannot, with reasonable certainty, determine the number of acres, they shall procure the county or other surveyor to survey the land, at the cost of the owner, who may be warranted, for his fees and other expenses, by the surveyor.

76. If any one deem that too high a valuation has been put upon his land, the county court, at the ensuing term, may reduce the same, on motion and satisfactory proof; or they may inquire into the complaint by commissioners appointed for that purpose: and in all cases where land, after
valuation, shall increase in value by reason of mines of metal, coal, stone or other valuable thing being discovered or worked, or if the same shall decrease in value by reason of fire or extraordinary cause, the justice taking the list shall appoint and swear two respectable and disinterested freeholders, who, with himself, shall re-assess said land; and the justice shall affix their valuation to the land.

77. In like manner, if any one shall be charged with more poll or other subject of taxation than he is liable for, the court shall direct the clerk to give a certificate, stating the amount and subject of tax; which certificate shall be received by the comptroller of the State, and deducted by him from the proper tax to be accounted for by the sheriff.

78. The members of every board, engaged in assessing the value of land, shall receive, each, one dollar a day for the time engaged, to be paid by the county court.

79. For all services of the clerks, in relation to taxes, not in this chapter specially provided for, they shall be paid, by the county, such sum as the court may allow.

80. The county courts may release any person from the payment of a double tax, for failing to list his taxables, in cases where it shall appear to the court, by satisfactory proof, that such failure occurred by reason of the sickness of the party, at the very time when the tax list was taken; or where it may appear that he rendered a list, and his name was omitted to be entered, or has been omitted in the duplicate prepared by the justice to be returned to the clerk, or other sufficient cause, to be judged of by the court; and the court shall have no power to remit a double tax in any other case, and they are expressly forbidden to do so.

81. The clerk of the county court shall, on or before the first day of April, in the year ensuing the taking the lists, deliver to the sheriff of the county, a fair and accurate copy, in alphabetical order, of the tax list, which shall also contain the public tax, or tax payable to the public treasurer, and the taxes imposed by the justices of the county court, separate and distinct from each other; and the treasurer of the State shall cause to be sent to the clerks of the several courts of pleas and quarter sessions of the different counties in this State, duplicate printed copies of such statement to be by said clerks posted in some safe and public place in their offices. It shall likewise designate the separate amount due from each subject of taxation, and extend the aggregate amounts due from each person in columns; and if any clerk shall fail to furnish the sheriff, at the time provided, with a copy of this description, he shall be deemed guilty of a misdemeanor, and the sheriff shall inform the grand jury thereof.

82. The sheriff shall forthwith proceed to collect said duty of sheriff.
taxes; and when he shall collect by his deputies, who are
not sworn, or others, such persons shall, in open court, or
before a justice of the peace of the county, take an oath,
faithfully and honestly to account for the same, with the
sheriff, or other person authorized to receive them.

83. If any sheriff shall die during the time appointed for
collecting the taxes, his sureties may collect them, and for
that purpose shall have all the powers and means for col-
clecting the same of the collectors and tax payers, as the
sheriff would have had, and shall be subject to all the rem-
edies for collection and settlement of the taxes on their
bond or otherwise, as might have been had against the sher-
iff, if he had lived.

84. The sheriff, and (in case of his death,) his sureties shall
have one year, and no longer, from the day prescribed for
his settlement and payment of the State taxes, to finish the
collection of all taxes, but this extension of time for collec-
tion shall not extend the time of his settlement of the taxes.

85. The sheriff shall collect the taxes as they are set down
in the list, and, moreover, shall collect of all persons, whose
taxables are not listed, double the taxes imposed on the
same subjects; and as to any land not listed, which may not
have been assessed at the last assessment, the same shall be
deemed to be of the value, by acre, of the highest valued
tract adjoining thereto, and the double tax shall be estimated
on that value.

86. Immediately on receiving the tax lists, the sheriff
shall advertise the fact, and that he holds them ready for in-
spection: He shall also request, herein, all persons to
inform him of any taxables which may not be listed.

87. For the more efficient collection of the taxes, the
sheriff, at any time, from the delivery to him of the lists, till
the first day of October in the next year, may, and if there
be need, shall distrain and sell the property of the tax pay-
er, to satisfy the same, selling first his personal, and then his
real estate.

88. If any person, liable for taxes on other subjects than
land, shall be about to remove from the county after listing
time, and before the period for collection, the sheriff shall
make affidavit thereof before the clerk, and obtain from him
a certificate of the amount of such person's tax, and forth-
with collect the same.

89. If any person be liable for taxes in any county where-
in he shall have no property, but shall be supposed to have
property in some other county, and will not pay his tax, the
sheriff shall report the fact to the county court, held next
after the first day of October, and thereupon the court shall
direct the clerk to issue a scire facias to the sheriff of that
county, returnable to the court whence it issued, for such
tax and the costs of process and executing the same, which
the sheriff shall execute in the manner of writs of execution
in other cases; and the tax collected thereon shall be paid
to the clerk of the court, and by him paid to the sheriff to
be accounted for as other taxes.

90. The sale, under distress of personal estate for taxes, shall be advertised ten days previous thereto, at three public places in the district wherein the delinquent tax payer shall reside; and if he reside not in the county, then in the district where the taxables were, or ought to have been listed; and the amount of tax due shall be stated in the advertisements.

91. The sale of land, for taxes due thereon, shall be made under the following rules:

(1) The sheriff shall return to the court of pleas and quarter sessions of his county, held next after the first day of January, a list of the tracts of land which he proposes to sell for taxes, therein mentioning the owner or supposed owner of each tract, and if such owner be unknown, the name of the last known or reputed owner, the situation of the tracts and the amount of taxes for which they are respectively to be sold; which list shall be read aloud in open court, recorded by the clerk, upon the minutes of the court, and a copy thereof shall be put up in some public part of the court house.

(2) The county court shall order the clerk of said court to issue notices to every person, whose land is returned by the sheriff to sell for taxes, and a copy of said notice shall be served on the owner, or agent or attorney of the owner of said lands, and an official return of such service made to the next county court; and if the owner be a non-resident, the clerk shall publish the same in some newspaper printed in the State; in which advertisement shall be mentioned the situation of the land, the streams on or near which it lies, the estimated quantity, the names of the owners, when they are known, and the names of the tenants or occupiers of the same.

(3) The sale shall be made within the two terms next succeeding the term when the returns are made of lands to be sold, and at such place in the county as is directed for sale of land under execution; and the whole expense attendant on the advertising and sale, shall be chargeable on the lands, and raised at the sale.

(4) The whole tract or contiguous body of land, belonging to one delinquent person or company, shall be set up for sale at the same time, and the bid shall be struck off to him who will pay the amount of taxes, with all the expenses aforesaid, for the smallest part of the land.

(5) At the second term next succeeding the term when
the returns are made of lands to be sold, the sheriff shall return a list of the tracts actually sold for taxes, the quantity of the tract bought and to be laid off, the name of the purchaser, and the sum paid to the sheriff for taxes and charges; which list shall be read aloud by the clerk, in open court, shall be recorded in the minutes of the court, and a copy thereof shall be put up by the clerk, during the term, in some public part of the court house.

92. The land of an infant, lunatic or person non compos mentis, shall not be sold for taxes; Provided, however, That where land may be owned by such persons, in common with another or others free of such disability, the share or interest of the person so free, shall be subject to be sold for the taxes due on the whole tract; but before setting apart the quantity bid off, the purchaser, by petition, shall cause the tract to be divided among the tenants in common, and the share or interest of the defaulting taxpayer being set apart, the purchaser may proceed to lay off such share, the quantity by him bid off, and secure the title as is before provided: and the time necessarily employed in procuring such division, shall not be reckoned against the purchaser.

93. The owner of land, sold for taxes under the ninetyfirst section of this chapter, his heirs, executors or administrators, or any other person for them, may redeem the same from the purchaser, at any time within one year after the sale, by paying, or tendering in payment, to the purchaser, or to the county court clerk, of the county where the land lies, the full amount of the price paid to the sheriff, and twenty-five per cent. thereon.

94. If the land so sold shall not be redeemed within the period aforesaid, the purchaser may, at the end of that time, select the quantity of land struck off to him, out of any part of the tract or body of which the same was bid off; the said quantity to be laid off in one compact body, as nearly in a square as may be, and adjoining to some of the outlines of the whole tract or body of land.

95. Within one year after the time of redemption shall have passed, the purchaser, at his own costs, his heirs, executor or administrator, or any other for them, may procure the quantity bid off to be surveyed by the county surveyor, who shall make out and certify, under his hand, a fair plat of the survey, with the courses and distances fairly and truly set forth; and if the county surveyor, on request, shall fail to make such survey and plat, then any other surveyor may make and certify the same.

96. The sheriff, on being presented with such certified plat, within the year after the time of redemption is passed, shall convey to the purchaser the land therein contained.

97. Where, by any provision of the law, any sheriff or of-
ficer, other than the person who sold for the taxes, shall be authorized to execute a conveyance for the land, the purchaser shall apply to the county court, and on showing to the court that such purchase had been made, and the price paid to the sheriff who sold, and that he has paid the other taxes since accruing thereon, the court shall direct the present sheriff to execute a deed, on the purchaser producing to him a certified plat and survey, as is provided for in sections ninety-five and ninety-six of this chapter.

98. The purchaser of land sold for taxes, under the ninety-first section of this chapter, shall be considered as taking and holding the same, subject to all the taxes accrued from the first day of April in the year preceding the purchase.

99. If any sheriff or clerk shall fail to perform any of the duties prescribed in sections ninetieth and ninety-first of this chapter, he shall forfeit and pay to the person aggrieved one hundred dollars, and shall moreover be liable, he and his sureties, on his bond, for all such damages as any one may sustain by reason of such default.

100. If any county surveyor, being required within two months after the survey may be lawfully made, to survey the land bid off at a sale for taxes, shall wilfully fail to do so within four months after such request, he shall forfeit and pay to the purchaser, or his executor or administrator, one hundred dollars.

101. If no person will bid a less quantity than the whole land, for the taxes, the bid shall be deemed the bid of the State, and the land shall be struck off to the State as the purchaser, and the sheriff shall report in writing to the county court, at the time he returns a list of the land sold for taxes, what and whose lands are thus struck off to the State, describing them particularly; which report shall be recorded on the minutes of the court, and thereupon the title of said lands shall be deemed to have been vested in the State from the time of purchase.

102. The clerk shall, within twenty days after the return of the sheriff's report of the land sold to the State, make and certify two copies thereof, one of which he shall transmit to the comptroller, and the other deliver to the sheriff, (or to his sureties, when they act,) who shall deposit the same with the secretary of State, to be by him recorded; and the secretary shall grant to the sheriff a certificate setting forth what and whose lands, and the quantity and value thereof, have been sold for taxes and struck off to the State.

103. If any sheriff, or other person authorized thereto, shall sell for taxes, and strike off any land to the State, and shall fail duly to report the same to the county court, or to duly obtain and deposit a copy thereof with the secretary of State, the comptroller shall, in his report to the treasurer,
May be redeemed.

104. Lands bid off for the State may be redeemed in like time, and under the same rules and regulations as those purchased by individuals, except that the payment (which shall be double in amount of all the taxes for which they were sold,) shall be made to the treasurer, and on his certificate thereof, the secretary of State shall, on being paid his fees, issue a grant to the original proprietor, his heirs or assigns, and at the same time shall certify the payment to the comptroller.

105. Lands bid off for the State shall, as to the person for whose tax the same is sold, his heirs or assigns, be liable to be entered as vacant land, subject nevertheless to the right of redemption within the time prescribed.

106. When land shall be sold for its tax, and the sheriff shall die, or otherwise become unable to report his sales, his sureties may report the same within the time prescribed, and shall proceed, as to land bid off by the State, in the same manner as the sheriff might.

107. The sheriff, and all receivers of public moneys, shall yearly settle their accounts with the comptroller, between the last day of June and the first day of October, (unless, where the settlement of such persons may be specially directed to be made in another manner, or at another time,) so that it may be known what sum each one ought to pay into the treasury: and the comptroller shall forthwith report to the public treasurer the amount due from each accountant, setting forth therein, (if a sheriff's account,) the net amount of each species of public tax: and thereupon the treasurer shall raise an account against such person and debit him accordingly.

108. The sheriff, in making his settlement as aforesaid, shall designate in a list, by him rendered at the time, the different sources from which were raised the taxes accounted for by him, and the particular amount of tax received from each source: and the comptroller shall give to each sheriff a certified copy of such list, which the sheriff shall deposit with the clerk of the county court of his county, for public inspection: In such settlement the sheriff shall be charged with the amount of the public tax as the same appears by the tax lists transmitted by the clerk to the comptroller: also with all double taxes, and taxes on unlisted property, by him received, and with all other tax which he may have collected, or for which he is chargeable.

109. And he shall be credited, (1) With the amount of State tax, on land bid off by the State, with the costs attendant on the sale and procuring the title, and with com-
missions on the whole, including the county revenue, on producing the certificate of the secretary of State, as is provided in one hundred and second section of this chapter: (2) With all insolvent taxables, allowed by the court, as hereinafter provided: and where the sheriff shall be required to settle before such taxables are allowed, he shall be credited with them in the next year's settlement: or the sheriff may, at any time thereafter, on producing a certificate of such taxables allowed, procure an order from the comptroller or the treasurer, for the amount thereof.

110. The sheriff shall return, upon oath, to the court of pleas and quarter sessions of his county, at the term next preceding the time at which he may settle with the comptroller, a list of all moneys which he may have received from the clerks of court, or as double taxes, from taxes imposed on unlisted property, or merchants, jewelers, retailers by the small measure, stage players, sleight of hand performers, rope dancers, tumblers, wire dancers, circus riders, equestrian performers, exhibitors of natural or artificial curiosities, non-resident owners of studhorses or jackasses, sellers of carriages, buggies and other riding vehicles, persons keeping establishments for the sale of such vehicles, peddlers, brokers, insurance companies, exhibitors of menageries, singers, dancers, ethiopian serenaders, performers for reward on musical instruments and other exhibitions for public amusement for reward.

111. The list shall set forth the name of each person who may have paid any such tax, its amount, and for what it was paid: which shall be read aloud in open court, and shall be recorded on the minutes of the court by the clerk, who, during the space of six months after its return, shall keep a copy thereof set up in some public place in the court house, and shall lay before each grand jury, during that time, a copy thereof.

112. If the term aforesaid of the county court shall be held before the sheriff shall complete and return the collection of the taxes last aforesaid; or if, from any other cause, the sheriff have failed to make his return at that court, then the list of said taxes may be returned and filed with the clerk of the court during vacation, and sworn and subscribed in the presence of the clerk before two justices of the county; and the same shall be recorded on the minutes of the court, and a copy set up and laid before the grand jury as aforesaid.

113. The clerk, on application of the sheriff, shall deliver to him a certified copy of such return, which the sheriff shall deliver to the comptroller when he settles his accounts: and, if any sheriff shall fail to deliver such copy to the comptroller, the comptroller shall add to the taxes for which
such sheriff is liable, one thousand dollars, and so report his account to the treasurer.

114. If any clerk shall fail to perform any of the duties required in sections one hundred and eleven, one hundred and twelve, and one hundred and thirteen of this chapter, or shall falsely certify any such return of the sheriff, he shall be deemed guilty of a misdemeanor, and, on conviction, shall be removed from office.

115. If any register or clerk shall fail to pay to the sheriff any tax which he ought to pay, the county solicitor, at the instance of the sheriff, shall bring suit on his bond, and shall recover, in addition to the taxes withheld or not accounted for, one hundred dollars; and the whole recovery shall be paid into the treasury by the sheriff.

116. No insolvent taxables shall be credited to the sheriff in his settlement with the comptroller, but such as shall be allowed by the county court; a list whereof, containing the names and amounts, subscribed by the sheriff, he shall return to the court, at some term preceding said settlement; and the same shall be allowed only on his making oath that he has been at the dwelling house, or usual place of abode of each of the tax payers, and could not there, or elsewhere in the county, find property wherewith to discharge his taxes, or such part thereof as is returned unpaid, and that the persons contained in the list were insolvent, at and during the time when, by law, he ought to have endeavored to collect their taxes: such list shall be recorded on the minutes of the court, and a copy thereof, within ten days after its return, shall be set up by the clerk, in some public part of the court house.

117. If any sheriff shall return to court as insolvent, the name of a person who is not listed, or has paid his taxes for that year, or shall, by himself or his deputy, collect from any person his tax for the year for which he has been returned an insolvent, without accounting for the same; or if any clerk shall fail to record or set up the return, as required in the preceding section, the person so offending shall forfeit and pay to the State one hundred dollars, and the county solicitor shall prosecute a suit for the same.

118. Every sheriff, (or other person allowed by law to collect and account in his stead,) on settling his account with the comptroller, shall take and subscribe the following oath:—I, A. B. sheriff of the county of , do, on this, the day of , one thousand eight hundred and , make oath, that the list now given in by me, is, to the best of my knowledge and belief, complete, perfect and entire, and doth contain the full amount of all moneys by me, or for me received, or which ought to have been received, on account of the public taxes for the year one thousand eight
hundred and , on listed and unlisted property, and all double taxes, and all taxes received from clerks of courts, and from insolvents not heretofore accounted for, and all taxes received, or which ought to have been received, from any other and all other sources whatsoever: and I do further make oath, that if I, or any person for me, shall hereafter collect any unpaid tax now due and not rendered in said list, I will render a true account thereof, within one year after collecting the same.

119. If the comptroller, at any time, shall have just cause to suspect that any sheriff, or other person accounting in his stead, may have made a false return, or sworn falsely in any matter relative to the collecting or accounting for any tax, he shall thereof inform the officer practicing in the superior court of the county wherein the offence was committed, who shall take such steps as public justice may demand.

120. The sheriff, for his services in collecting and paying the public taxes into the treasury, shall receive a commission of three per cent. on the net amount received by him from the clerk, for taxes imposed by the seventh section, and five per cent. out of the net amount of taxes collected from every other source, to be deducted in the settlement of his account with the comptroller.

121. And for his settlement with the treasurer, he shall be paid by the treasurer three dollars for each day he may be necessarily engaged therein; and two dollars for every thirty miles of twice the estimated distance from his home to the seat of government by the most usual common highway.

122. In every case of failure by a sheriff or other accounting officer, to settle his accounts within due time, or to take the oath required on his settlement, the comptroller shall forthwith report to the treasurer the account of such sheriff or officer, deducting therefrom nothing for commissions or insolvents, but adding thereto, one thousand dollars, for the amount of taxes supposed not to appear in the lists transmitted by the clerk: and if the whole amount be not paid, the treasurerer, on motion of the attorney general in the superior court of Wake county, at the first court after the default shall have occurred, shall recover judgment against such defaulting officer and his sureties, for the amount reported against him, without other notice than is given by the delinquency of the officer.

123. And to the end that their obligation and names may be known, the clerk of the county court, at the same time when he transmits to the comptroller the tax lists, shall transmit to him also a copy certified under the seal of the court, of the bond of the sheriff, upon pain, for his default, of forfeiting to the State one thousand dollars, which the
Duty of register.

Evidence of default.

Penalties.

Evidence in prosecution.

Treasurer may obtain judgment.

treasurer shall and is hereby specially charged to collect in like manner, and at such time, as is provided in the preceding section.

124. The register of every county, yearly, on or before the first day of September, shall transmit to the comptroller a certified copy of the bond of the clerk of the county court, as the same is registered, upon pain of forfeiting for his default to the State one thousand dollars, which the treasurer is hereby specially charged to collect, in like manner and time, as is provided in section one hundred and eighteen of this chapter.

125. In all suits directed by any law to be instituted on motion of the attorney general, at the instance of the treasurer or comptroller, against any sheriff or clerk and his sureties, a copy of the bond of such officer, certified as aforesaid and sent to the comptroller, and by the comptroller certified together with the default under his hand, shall be deemed sufficient evidence of the execution of such bond and the default of the officer, to allow the judgment to be entered.

126. And in case of the default by the register to duly certify and transmit the bond of the clerk in proper time, the comptroller shall forthwith proceed to procure such certified copy, and also a copy of the bond of the register, certified by the keeper thereof, and shall proceed in the manner hereinbefore provided against them and their sureties, at the first superior court in Wake, after said copies shall be procured.

127. In every case of default by any clerk, sheriff, or justice of the peace, in the discharge of any of the duties by this chapter imposed on any of them, where no penalty is provided, the defaulting officer shall forfeit and pay to the State, for each default, one hundred dollars; And all the penalties by this chapter imposed on such officers, for the sole use of the State, may, when there is no special mode provided for recovering the same, be recovered in the name of the State, at the instance of the treasurer, on motion of the attorney general, or any of the solicitors of the State.

128. The certificate of the treasurer or comptroller of any matter of default in any of said officers, occurring at the office of the comptroller or treasurer, and copies of any papers in said offices duly certified by the proper keeper thereof, shall be admitted as evidence in any suit or prosecution whatsoever against them or others, and about any other matter whatsoever.

129. The treasurer may, on motion, obtain judgment in any court of record against any person indebted to the State in the same manner, and under the same rules and regulations, which are prescribed in cases of delinquent sheriffs,
and the court shall award execution, though the amount of
the claim be within the jurisdiction of a justice of the peace.
139. The sheriff shall specify in his receipts the amount
of State tax, and also the amount of county tax, separately.

[Passed 12th day of February, 1855.]

AN ACT EXPLANATORY AND AMENDATORY OF THE ACT PASSED AT Chap. 38.
THE PRESENT SESSION OF THE GENERAL ASSEMBLY, ENTITLED
"AN ACT CONCERNING REVENUE."

SEC. 1. Be it enacted by the General Assembly of the State of
North-Carolina, and it is hereby enacted by the authority of
the same, That the tax imposed by law for the insane asylum
of North-Carolina, shall be deemed to be included in the
tax on real estate, and imposed by the second and fourth
sections of the act passed at the present session of the Gen-
eral Assembly, entitled "an act concerning Revenue."

Sec. 2. Be it further enacted, That nothing contained in this act, passed during the present session of the General Assembly, entitled "an act concerning the Revenue," shall be so construed as to authorize any sheriff to issue a license to any person wishing to retail spirituous liquors, until the applicant shall obtain an order therefor from the county court, according to the provisions of an act of the General Assembly concerning ordnaries. [Ratified the 16th day of February, 1855.]

RIGHT OF ACTION IN CERTAIN CASES.

AN ACT TO GIVE A RIGHT OF ACTION IN CERTAIN CASES, WHERE Chap. 39.
DEATH IS CAUSED BY NEGLECT, DEFAULT OR WRONGFUL ACT.

SEC. 1. Be it enacted by the General Assembly of the State
of North-Carolina, and it is hereby enacted by the authority of
the same, That, whenever the death of a person shall be
caused by the negligence or default of any railroad or
steamboat company, or of any steamboat or stagecoach pro-
prietor, in this State, and the neglect or default is such as
would have entitled the party injured to maintain an action
and recover damages in respect thereof, if death had not
ensued, then and in every such case, the corporation which
would have been liable if death had not ensued, shall be lia-
bile to an action for damages, notwithstanding the death of
the person injured.

Sec. 2. Be it further enacted, That, whenever the death
of a person shall be caused by the wrongful act of another
person, and the wrongful act is such as would have entitled
the party injured to maintain an action, and recover damages in respect thereof, if death had not ensued, then and in every such case, the person who would have been liable, if death had not ensued, shall be liable to an action for damages, notwithstanding the death of the person injured, and although the death shall have been caused under such circumstances as amount in law to felony.

Sec. 3. Be it further enacted, That every such action shall be brought by and in the name of the personal representative of the deceased, and the amount recovered in every such action, shall be disposed of according to the statute for the distribution of personal property in case of intestacy; and in every such action the jury may give such damages as they shall deem fair and just, with reference to the pecuniary injury resulting from such death: Provided, That every such action shall be commenced within one year from the death of such deceased person.

Sec. 4. Be it further enacted, That the amount recovered in every such action shall be for the exclusive and sole benefit of the widow and issue of the deceased, in all cases where they are surviving. [Ratified the 16th day of February, 1855.]

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RIVERS AND CREEKS.

AN ACT TO OPEN UWHARIE RIVER FOR THE FREE PASSAGE OF FISH.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That Thomas L. Cotton, Aaron H. Sanders, Silas Reams and Parsons Hams, of the county of Montgomery, shall be, and they are hereby appointed commissioners, who shall view and inspect the Uwharie river from its mouth to A. H. Sanders' mill-dam, at some time between the first day of February and the first day of September next; and the said commissioners shall have power and authority, and it is hereby made their duty, to lay off and set apart for the passage of fish up said river, a space of ten feet in the main channel of said river, keeping as near the centre as practicable, marking and designating the same in the best manner they can; and the said commissioners shall have power and authority, and it is hereby made their duty, to pull down, destroy and remove any stand, dam, weir, hedge or trap, or any other impediment to the free passage of fish which may then be in the said part of the river so laid off and set apart as aforesaid, and for this purpose may employ any number of hands they may think proper.

Sec. 2. Be it further enacted, That the said commissioners shall report to the clerk of the superior court of law and
equity for the county of Montgomery, which shall be first held after they have completed the work, what they have done in the premises, and the clerk shall file the same in his office for future reference; and such report shall be evidence of the facts therein set forth, and the part of the river so laid off and set apart by the commissioners for the free passage of fish, shall be held in law to be ten feet in width in the main channel of said river, and no evidence to the contrary shall be admitted in the trial of any case arising under this act.

Sec. 3. Be it further enacted, That the abovenamed commissioners shall have power to appoint a fifth commissioner, at any time they may think proper; and in case any of said commissioners shall refuse to serve, they shall have power to fill the vacancy, and a majority shall at all times have power to act.

Sec. 4. Be it further enacted, That any person who shall, after the survey and inspection of the river, made under the act, erect any dam, weir, trap, hedge or any other impediment to the free passage of fish in such part of the river as shall be laid off and set apart by the commissioners for the free passage of fish, shall be liable to indictment, and, on conviction, shall be fined or imprisoned at the discretion of the court, and shall, in addition therunto, forfeit the sum of twenty-five dollars for every ten days they may so offend, to be recovered by any one who shall sue for the same.

Sec. 5. Be it further enacted, That all laws and clauses of laws coming within the meaning and purview of this act, be and the same is [are] hereby repealed, so far as the county of Montgomery is concerned.

Sec. 6. Be it further enacted, That the act done by the commissioners, as hereinbefore directed, shall be and continue in force until a new survey of the river shall be made.

[Rated the 16th day of February, 1855.]

Chap. 41.

AN ACT TO PREVENT THE FELLING TIMBER IN BIG AND LITTLE IVY.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That it shall not be lawful for any person to cut or fell timber, or put or throw any obstruction in Big or Little Ivy creek or river, in Madison county, and permit the same to remain twenty days: any person so offending shall be deemed and held guilty of a misdemeanor, and shall be subject to be indicted therefor in either the superior or county court of Madison, and, on conviction, shall be fined at the discretion of the court: Provided, however, That this act shall not be construed so as to affect the erection of any mill dam, or any other obstruction for the erection of any
machinery upon said streams. [Ratified the 14th day of February, 1855.]

Chap. 42. AN ACT TO PREVENT THE FELLING OF TIMBER IN BIG BRUSH CREEK IN RANDOLPH COUNTY.

Penalty, &c.

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That hereafter it shall not be lawful for any free person or persons to cut or fell timber in Big Brush creek, between Josiah Cheek’s mills, in said county, and the Chatham county line, on said stream, under a penalty of five dollars for each and every offence, to be recovered before any justice of the peace for said county, upon due conviction thereof, unless the same is removed within the space of ten days, to the use of the person suing for the same; and the person or persons so offending, against the provisions of this act, shall be further liable to be indicted, and fined or imprisoned at the discretion of the court.

As to slaves offending.

SEC. 2. Be it further enacted, That if any slave or slaves shall offend against the provisions of this act, by direction of their master, or other person having the control of them, upon due conviction thereof, the owner or owners for the time being shall forfeit the sum of ten dollars for each and every offence, one-half to the benefit of the poor of said county, and the other half to the person suing for the same, to be recovered as in section the first.

Punishment.

SEC. 3. Be it further enacted, That, should any slave or slaves offend against the meaning and intent of this act, of their own free will, upon due conviction thereof, as provided in section first, shall receive not exceeding thirty-nine lashes, at the discretion of the court.

SEC. 4. Be it further enacted, That this act shall be in force in ninety days from and after its ratification. [Ratified the 14th day of February, 1855.]

Chap. 43. AN ACT TO PREVENT THE FELLING AND PUTTING TIMBERS IN HAW RIVER AND THE GREAT ALAMANCE RIVER, IN THE COUNTY OF ALAMANCE.

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same. That, hereafter it shall not be lawful to fell or put any timber or timbers, tree or trees, or brush in Haw river or the Great Alamance river, in the county of Alamance; and that any one who shall violate the provisions of this act, or suffer the same to be done by his or her over-
seer or servants, or any one under his or her control, shall be liable to indictment in the superior or county courts of the aforesaid county, and, upon conviction, shall be fined or imprisoned at the discretion of the court; and shall be further liable to an action for damages, brought by any one who may sustain damages by such an act: Provided, [That] the provisions of this act extend only to so much of said rivers as lie in the county of Alamance. [Ratified the 6th day of February, 1855.]

AN ACT TO PREVENT THE FELLING OF TIMBER IN THE NORTHEAST RIVER IN DUPLIN COUNTY.

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That if any person or persons shall hereafter fell any timber in the Northeast branch of the Cape Fear river in the county of Duplin, at any point or place on said river from the upper Kornegay's bridge, near the mouth of Rattlesnake creek, down the same to the mouth of Goshen swamp, or otherwise obstruct the same, the person or persons so offending shall be deemed guilty of a misdemeanor, and may be indicted in the county or superior courts of said county, and, upon conviction, shall be fined, at the discretion of the court, a sum not exceeding fifty dollars.

SEC. 2. Be it further enacted, That if any negro slave be convicted of felling timber into, or otherwise obstructing, said river in the county aforesaid, before any justice of the peace of said county, provided his master or mistress, overseer or employer shall have had five days' notice in writing of the charge against him, previous to his trial, he shall, for each and every offence, be punished at the discretion of the justice of the peace: Provided, the same shall not exceed thirty-nine lashes on his bare back, which punishment shall be inflicted by the sheriff, constable or such other officer of said county as may have arrested said slave. [Ratified the 15th day of February, 1855.]

AN ACT TO REGULATE THE FLOATING OF TIMBER ON THE ROANOKE RIVER.

SEC. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That those who get ton timber on the Roanoke river, and float the same down said river, shall select some brand or mark which shall be cut, impressed or made on each log of timber floated down said river, a particular de-
scription of which brand or mark shall be recorded in the clerk's office of the counties of Halifax, Northampton, Bertie, Martin and Washington, and a certificate thereof under the seal of the county, setting forth the date when recorded, shall be taken by each person recording his brand or mark, which shall differ from any other mark or brand previously recorded.

Sec. 2. Be it further enacted, That any person may take to his own use any log of ton timber floating singly down said river, which is neither marked or branded; and if any person shall wilfully and fraudulently, with intent to steal the same, alter, deface or remove any such mark or brand, or shall feloniously take or secrete any log of ton timber, thus marked or branded, he shall be deemed to be guilty of larceny, and may be indicted therefore in the county or superior court of the county where the offence may be committed or where the timber may be carried, and, upon conviction, shall suffer as in other cases of larceny.

Sec. 3. Be it further enacted, That in all cases of controversy as to the ownership of timber, claimed by two or more persons having the same brand or mark, he shall be considered the owner where [whose] brand or mark was first recorded in all the said counties.

Sec. 4. Be it further enacted, That this act shall be in force from and after thirty days after its passage. [Ratified the 10th day of February, 1855.]

SALARIES AND FEES.

Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, as follows:

1. The officers hereinafter named shall annually receive the following salaries, that is: The governor of the State, three thousand dollars, and no other compensation whatsoever; each of the judges of the supreme court, two thousand five hundred dollars; the secretary of State, besides his fees, eight hundred dollars; the public treasurer, two thousand dollars; the comptroller, one thousand dollars, and a fee of ten cents from the claimant, for each certificate made and delivered to the secretary of State, of money paid on entered land; the superintendent of common schools for the State, fifteen hundred dollars, to be paid out of the literary fund; the private secretary to the governor, three hundred dollars, besides his fees; and the clerk or clerks of the treasury department, seven hundred and fifty dollars: all which
salaries shall be paid quarterly, that is, on the first days of April, July, October and January in every year, by the public treasurer, on warrants drawn by the governor.
2. The adjutant general of the State shall receive an annual salary of two hundred dollars, to be paid semiannually by the public treasurer, upon warrant from the governor.
3. The judges of the superior courts of law and courts of equity, shall each have an annual salary, payable semiannually, of one thousand nine hundred and fifty dollars, in full compensation for all judicial duties which are now or may hereafter be assigned to them by the General Assembly; and for the holding of a special term of the superior court, the judge presiding shall receive ninety dollars, to be paid by the county in which the special term is held, on the production of the certificate of the clerk of the court aforesaid: Provided, however, That in all cases where a circuit of the superior courts shall exceed twelve weeks, the judges holding said courts at any regular term, shall be entitled to a compensation of ninety dollars for the court of each and every county, exceeding twelve, held by them, to be paid by the public treasurer on the first day of January and July, in addition to the salary aforesaid; and each week in which a court shall be held shall be considered a term.
4. Every judge shall produce a certificate from the clerk of each county of his having held the court of the county according to law; and for every such certificate omitted to be produced, there shall be a deduction from his salary of one hundred dollars: Provided, however, That no certificate of attendance shall be given by the clerks of the superior courts of Northampton, Hyde, Davie, Currituck, Person and Cleveland, until four o’clock on Thursday evening of each week when the court shall be held, and the certificate shall be void if it do not certify that the presiding judge was present and held the court until that time, and until the business was disposed of; unless some unavoidable circumstance shall prevent the courts of said counties from being held at the prescribed time; and then the same shall also be certified in the certificate.
5. The attorney general, or the solicitor who may attend in his place, shall receive one hundred dollars for each term of the supreme court which he shall attend; and these officers shall receive, besides their prescribed fees, twenty dollars for each term of the superior court they shall attend, to be paid by the public treasurer, on a certificate of such attendance from the clerk of the court; and if they attend any court more than one week, they shall receive twenty dollars more for the second week, to be paid in the same manner.
6. The reporter of decisions of the supreme court shall receive, as a compensation for the services and reports re-
required of him by law, a salary of six hundred dollars, which
shall be paid upon satisfactory evidence to the treasurer
that he has had printed and distributed, within the prescrib-
ed time, the number of copies of the reports reserved for
the use of the State: besides the copies aforesaid, the re-
porter, then or at any other time, may, on his own account,
and at his own expense, print, publish and vend as many
additional copies as he may choose; and shall also have the
exclusive right to obtain, under the act of Congress, the
copy right of the reports: and if the reporter should prefer
to do the work himself of printing and distributing for
the State the copies directed to be distributed, he may do so
upon such terms as the clerk of the supreme court at Ra-
leigh shall deem reasonable, and may contract with the clerk
on behalf of the State for that purpose.

7. A councillor of State shall receive three dollars per day
for every day he may attend on public business, and three
dollars for every thirty miles travelling to and from the city
of Raleigh, on public business.

8. The clerk of the council shall receive two dollars, and
the doorkeeper eighty cents, for each day such persons may
be employed in attending on the council of State.

9. The speakers of the senate and of the house of com-
mons of the General Assembly, shall each be entitled to
receive four dollars, for every day they shall attend the sen-
ate or house of commons; and each senator and member of
the house of commons, three dollars for every day he shall
attend the senate or house of commons; and the speaker
and every member of the senate and house of commons
shall also be allowed his necessary ferriage, and three dol-
ars for every thirty miles of the estimated distance of going
and returning, by the most usual road, from his place of
residence to the seat of government: and in case the speak-
er or any member of the senate or house of commons shall
be detained by sickness, on his journey to or from any ses-
sion; or, after his arrival, shall be unable to attend the
senate or house of commons, he shall be entitled, as if he
had attended regularly in his place.

10. There shall be allowed, as a compensation for their
daily attendance and services, to the clerks and officers of
the senate and house of commons of the General Assembly,
at every session, the following sums: to each principal and
assistant clerk, six dollars; to each engrossing clerk, four
dollars; and to each doorkeeper, three dollars; and there
shall be allowed to each of the principal clerks of both
houses, sixty dollars, as a full compensation for transcribing
the journals of each house for the public printer, and for
taking care of the books, papers and effects of each house,
and all other incidental services attached to their offices;
and the principal clerks, assistant clerks and doorkeepers of both houses, and also the engrossing clerks, shall each be allowed three dollars for every thirty miles of the estimated distance, in going and returning by the most usual road, from the seat of government to his place of residence, and also their ferriages.

11. The compensation of the members and officers of the senate shall be ascertained by the principal clerk, and certified by the speaker thereof; and that of the members and officers of the house of commons and the engrossing clerks, shall be ascertained by the principal clerk of the house of commons, and certified by the speaker thereof; and the sums so certified shall be passed as public accounts, and paid by the treasurer.

12. The private secretary of the governor shall be allowed the following fees, and no other, to be paid by the persons for whom the services are rendered, to wit: for the commission of a judge, four dollars; of the attorney general, two dollars; of a solicitor, two dollars; of a senator in Congress, two dollars; of a representative in Congress, two dollars; of a notary public, two dollars; for any commission for a place of profit, two dollars: for a testimonial, one dollar; for suspension of a grant, seventy-five cents; for affixing the seal to a grant, twenty-five cents.

13. The secretary of State shall be allowed, besides his salary, the following compensation and fees, to wit: for furnishing the public printer with copies of the laws, two dollars for each law, and fifty cents for each resolution, to be paid by the public treasurer, upon the warrant of the governor; copying and certifying a will, not exceeding two copy sheets, fifty cents, and for every additional copy sheet, ten cents; correcting an error, not made by himself, in a patent, fifty cents; copying and certifying the record of a grant or patent, containing not more than six hundred and forty acres, fifty cents; copying and certifying a grant, or patent, or plot and survey, containing more than six hundred and forty acres, fifty cents for each warrant contained in such grant, patent or plot, not to exceed five dollars for one copy; receiving surveyor's return, making out, recording and endorsing grant, sixty cents; each search, ten cents; each certificate, ten cents; recording deeds or other evidences of title, for land purchased for the use of the State, the same fees that registers are entitled to for deeds or like services; filing and recording a copy of the judgment vacating a grant, and all other services thereon, fifty cents; copying any entry from the journals of the Assembly, forty cents; copying and certifying the laws of other States, twenty cents for each copy sheet, to be paid by the treasurer for all copies furnished for the use of the State, and by individuals for
copies furnished for their own use; receiving articles of agreement, and filing and recording letters patent, one dollar: and in all cases not provided for above, the secretary of State shall receive the same fees for copies of records from his office, that are allowed by law to registers.

14. The attorney general and solicitors for the State shall, in addition to the general compensation allowed them by the State, receive the following fees, and no other, to wit: for every indictment which they may prosecute for a felony, perjury, forgery, counterfeiting, passing or attempting to pass or sell, any forged or counterfeited paper or evidence of debt; maliciously injuring or attempting to injure any railroad, or railroad car, or any person travelling on such railroad; stealing or obliterating records; stealing, concealing, destroying or obliterating any will; maliciously burning or attempting to burn houses or bridges; misdemeanors of accessories after the fact to felonies; and for circulating seditious writings among slaves and free negroes, and for persuading them to conspiracy and rebellion, each of them shall receive ten dollars upon conviction of the defendant, to be paid by him: for every indictment for frauds, deceits, main and escapes, five dollars; and for all other offences, four dollars, to be paid as aforesaid, and in no other manner whatever, except in cases where the court shall be of opinion that the prosecution is frivolous and malicious, and may order the prosecutor to pay the costs, including a tax fee: Provided, nevertheless, That no larger fee than ten dollars shall be taxed for the attorney general or solicitor, in any indictment against the justices of the peace of any county, as justices, when there are more than three justices who are found guilty: and in all appeals to the supreme court, of persons convicted of criminal offences, a fee of ten dollars against each person who shall not reverse the judgment, shall be allowed the attorney general, to be taxed among the costs of that court.

15. The county solicitor shall not be entitled to receive fees in any case, but on conviction of the defendant; and then he shall receive four dollars for each defendant convicted, to be paid by the defendant, and in no other way whatever, except in cases adjudged to be frivolous and malicious, when the court may tax a fee, to be paid as provided in the preceding section.

16. Fees to be taxed for attorneys or parties in suits in the supreme and other courts, shall be as follows, to wit: in a suit in equity, twenty dollars; in a suit at law in the supreme court, ten dollars; in a suit in any of the superior or county courts, where the title of land may come in question, ten dollars; in all other suits, originally commenced in the superior or county courts, four dollars; in appeals from
any other court to the superior, the same fee as in the court below; in every appeal from a judgment of a justice of the peace to the superior court, four dollars, and to the county court, two dollars; in a petition for dower, where the suit may be brought at law, four dollars; and no fee shall be taxed on any order of sale of lands levied on under an execution issued by a justice of the peace, unless where the same may be opposed: nor in cases where a bond shall be taken and returned under the law for the relief of insolvent debtors, unless where an issue shall be made up; nor shall any fee be taxed in the case of a petition to re-hear any decree made either at law or in equity, which may be filed before the actual enrolment of the final decree in the cause; and such fees shall be taxed for counsel, appearing for the State in civil cases, to be paid by the defendant on the rendition of judgment against him, as are taxed in like cases, when the suit is between citizens.

17. The clerks of the courts of pleas and quarter sessions shall receive the following fees, and no other, viz: for every leading process returned to the first court, including all services, together with discharge or final judgment, where either happens at the return court, one dollar; every indictment, sixty cents; each recognisance, twenty cents; every reference or continuance of a cause, thirty cents; every judgment entered after the return court, seventy-five cents; every subpoena, provided the party inserts no more than four witnesses in the same, fifteen cents; every commission to take testimony, twenty-five cents; every special verdict, or demurrer or motion in arrest of judgment, thirty cents; every writ of error or appeal, with the transcript of record, two dollars; taking and recording prosecution bond, forty cents; every subpoena, issuing on a petition, fifty cents; every writ, other than leading process, or subpoena for witnesses, seventy-five cents; docketing appeals, and entry of plea or default in the same, one dollar; trial of issue on insolvent's schedule or bond, seventy cents; every seire fucias, sixty cents; docketing constable's levies, including all services in court, one dollar; and it is provided that the creditors, at whose instance any issue with insolvents shall be made up, shall pay costs whenever they shall fail, as in other cases.

For every execution or order of sale, thirty-five cents.

For proving and recording at length, in bound books kept for that purpose, and filing an inventory, account of sales or account current, exhibited by an executor, administrator or guardian, or for search and certificate of the amount thereof, if the estate be under two hundred dollars, the clerk shall receive twenty cents; if above two hundred and under one thousand dollars, forty cents; if above one thousand, seven-
ty-five cents and no more: for entering on the minutes the
probate of any will, qualifying executors, making certificate
and recording the will in a bound book kept for that pur-
pose, one dollar: provided, however, that when any such
inventory, account or will shall exceed five copy sheets, the
clerk shall receive ten cents for each additional sheet; every
search of record, out of court, ten cents; proving or enter-
ing the acknowledgment of a conveyance of land, or other
estate, and certifying the same, with order of registration,
and examination of a fe
de covert, without commission,
twenty cents; for every commission to examine a fe
de covert, twenty-five cents; proving or taking acknowledgment
of a deed or power of attorney, and certifying the same, in-
cluding order of registration, twenty cents; every certificate
for witnesses’ or jurors’ attendance, ten cents; affixing the
seal of office, and writing the necessary certificate, on any
instrument requiring the same, twenty-five cents; every
certificate, without the seal of office, when the same is not
otherwise directed to be paid, twenty cents; recording a
mark or brand, and giving a certificate thereof, ten cents;
issuing a warrant, on entry of land, by order of the court,
forty cents; enrolling divisions of estate, for each lot, twenty
cents; every certificate of inn, ordinary or tavern license
and bond, with a copy of rates, one dollar; recording pro-
cessioner’s certificate, twenty cents; every search of entry
taker’s books, ten cents; filing insolvent’s schedule, bond,
and all other services in court therupon without trial by
jury, one dollar; recording the decree of the court upon a
petition filed for the legitimation of a bastard child, one dol-
lar; for each description of a slave or free negro and cer-
tificate thereof, fifty cents.

For every copy of a record, ten cents for each copy sheet
of ninety words, not exceeding five copy sheets, and five
cents for each copy sheet after five: Provided, That the to-
tal amount of fees, charged for any one record, or will, shall
not exceed five dollars; every order or rule, foreign to the
cause, with a copy of the same, if required, twenty cents;
every copy of a petition, by the copy sheet, ten cents; every
copy of a declaration of location from entry taker’s books, ten cents; for
declaration of a foreigner, wishing naturalization, copy
and seal, one dollar and fifty cents; final entry of or-
der of naturalization, copy of the same and seal, one dol-
lar and fifty cents.

For every marriage license and bond, seventy-five cents;
every guardian and other bond taken in court, for which no
other special fee is allowed, sixty cents; granting adminis-
tration, taking bond and other services thereon, eighty cents;
every indenture for binding apprentices, sixty cents; taking
an account, such sum as the court may allow, not exceeding
fifty dollars; every order of court, authorizing license to re-
tailers, eighty cents; issuing license to hawk or peddle,
eighty cents; correcting or certifying an error in a patent,
fifty cents; every guardian's notice for renewal of bonds,
return or settlement of accounts, sixty cents.

18. The clerks of the superior courts of law shall receive
for a transcript of appeal to the supreme court, two dollars,
and for all other services, shall receive the same fees as are
allowed the clerks of the county courts, and no other.

19. No clerk of the county or superior court shall charge
a fee for any capias ad respondendum, issued during term
time, and returnable instanti, unless the same be executed.

20. In all State cases, where there shall be a nolle
prosequi entered, or the defendant shall be acquitted, or
convicted and be unable to pay the costs, and the court
shall not order the prosecutor to pay the same, the county
shall pay the clerks and sheriff's half their fees only, except
in felonies, or prosecutions for forgery, perjury, larceny,
conspiracy, and such offences mentioned in section fourteen,
for the prosecution whereof, the attorney general is allowed
a fee of ten dollars in the superior court, when they shall
receive full fees.

21. The sheriff shall receive the following fees, and no
other, viz: For every arrest, seventy-five cents; every bail
or replevin bond, twenty-five cents; service of a copy of
declaration in ejectment; sixty cents; service of subpoena,
with a copy of petition, sixty cents; service of a copy of
declaration, ten cents; service of every seire facias, sixty
cents; every attachment levied, seventy-five cents; and, if
further trouble by moving of goods, a sum to be taxed by
the court; every replevy bond upon attachment, twenty-
five cents; every subpoena served, for each person named
therein, thirty cents; summoning commissioners to divide
real estate, and qualifying them, thirty cents each, to be
paid in just proportions by the claimants; every notice to
take depositions, thirty cents; every notice that may be re-
quired to be taken in any cause, motion or proceeding, at
law or in equity, as well for commencing as in prosecuting
the same until the final termination, the same fee as for
serving a subpoena; summoning, impanneling, and attend-
ing on every jury in each cause in court, and calling the
same, ten cents; where a special venire for any purpose in
or out of court, shall issue by order of a court, for summon-
ing each juror, twenty cents; for serving and attending on
any person on a habeas corpus, one dollar and fifty cents
per day; apprehending any criminal, one dollar; summon-
ing guardian to renew his bond, make return, or settle his
accounts, sixty cents, to be paid by the guardian; service
of notice to arbitrators, referees and commissioners to take
On final process.

For keeping & conveying criminals, maintaining slaves, &c.

Sheriff’s commissions.

For keeping each criminal in jail per day, the sum allowed and fixed by each county court, as now directed by law; maintaining any slave or other property, or any criminal seized by virtue of any legal precept, such sum as may be fixed by the county court; conveying any criminal or other person under arrest, to that jail where he ought to be conveyed, ten cents per mile, and five cents for each person composing the guard: Provided, The number shall not exceed four persons, and if more than four shall be absolutely necessary, two cents per mile for each of said guard; for each day the sheriff shall maintain such prisoner, he shall receive fifty cents, the expense to be paid by the proper county, if the prisoner shall not be liable or able to pay the same.

For all moneys, collected by him by virtue of any levy, or executing a writ of distress, or an execution against the body, two and a half per centum; and the like commission for all moneys that may be paid to the plaintiff by the defendant, while such precept is in the hands of the sheriff and after levy or executing the distress or execution against the body.

For service of equity process, and sales and orders incidental thereto, the same fees as for the like service at law.

22. No sheriff shall take a commission on any moneys collected on an execution issued by a justice of the peace, nor any other fees, unless they be allowed by law.

23. The clerks of superior and county courts shall keep a copy of this chapter, in relation to the fees of clerks and sheriffs, posted up in their respective offices, and in the court house, in some conspicuous place, during the sitting of each court, under a penalty of fifty dollars.

24. The clerks of the supreme, superior and county courts,
where suits are determined, and the fees are not paid, by
the party from whom they are due, shall sue out executions,
directed to the sheriff of any county in the State, who shall
levy them as in other cases; and to the said execution shall
be annexed a bill of costs, written in words, so as plainly
to show each item of costs, and on what account it is taxed;
and all executions for costs, issuing without such a bill an-
nexed, shall be deemed irregular, and may be set aside as
to the cost, at the return term, at the instance of him against
whom it is issued.

25. The clerk of the supreme court shall receive an annu-
al salary of three hundred dollars, to be paid semi-annually,
on a certificate of the judges; and, in addition thereto, the
following fees, to wit: for recording the papers and pro-
ceedings, in the causes decided in the supreme court, which
are required by law to be recorded, such compensation as
may be estimated by the judges of the court at each term,
not to exceed thirty cents for each page recorded, to be
paid by the treasurer, on the certificate of the judges; for
entering an appeal, or removal of any cause, one dollar; and
the same fees as are allowed to clerks and masters in equity
for similar services, in all matters relating to causes in equity;
for entering an appeal in a cause at law, one dollar; a con-
tinuance, thirty cents; a scire facias, eighty cents; a cer-
tiorari, eighty cents; for a determination, two dollars; a
certificate, sixty cents; a fieri facias, or other execution, fifty
cents; a seal, twenty-five cents; and for a transcript,
or any copy of a record, twenty cents for each copy sheet.

26. The clerk and master in equity shall receive the fol-
lowing fees and no other, to wit: for a report on an answer,
thirty cents; report on a plea and answer, forty cents; re-
port on a demurrer and answer, forty cents; an affidavit to
an answer, fifteen cents; an affidavit to a bill, fifteen cents;
a separate affidavit, twenty cents; copying a report by the
office copy sheet, twenty cents; a report stating an account
to be allowed by the court, a sum not to exceed fifty dol-
ars; copies of proceedings and exemplification, by the copy
sheet, twenty cents; taking a bond, fifteen cents; a rule
given for service, twenty-five cents; a rule not for service,
fifteen cents; a subpoena, writ or other process, one dollar;
a commission, fifty cents; an injunction, one dollar; draw-
ing a decree, by the copy sheet, forty cents; enrolling a bill
or answer, by the copy sheet, twenty cents; entering a plea
or demurrer, twenty cents; recording depositions to per-
petuate testimony, by the copy sheet, twenty cents; a dis-
motion, twenty cents; a search, ten cents; taking security
on a leading process, twenty cents; recording each bond,
twenty cents; for affixing the seal to any writing requiring
it, twenty-five cents; for transcript to the supreme court,
two dollars; for taking depositions in equity, to such fees as may be allowed by the court to which the commission is returnable, to be taxed as other costs.

27. The county trustees shall receive, as a compensation in full for all services required of them by law, such a per centum, not exceeding six, upon the amount of their receipts and disbursements, as the county courts, a majority of the justices being present, shall deem adequate and proper.

28. The coroner shall receive the following fees, and no other, to wit: for attending on every inquest, five dollars, and twenty cents for every juror summoned to attend the inquest, to be paid by the county; for decently interring the body of any white man, or free person of color, over whom he has held an inquest, such sum as the county court, seven justices being present, may order, not to exceed ten dollars, to be paid by the county: Provided, the friends of the deceased shall refuse or neglect to inter the body, which sum shall be charged against the estate of the deceased; and the county trustee may recover it by a warrant; for decently interring the body of any slave, over whom he has held an inquest, the same sum, to be allowed and paid in like manner, if the master or owner shall refuse or neglect to inter the body; which sum the master or owner shall pay back to the county trustee, who may warrant for the same; for discharging the duties of sheriff, in the cases prescribed by law, the same fees as the sheriff would be entitled to for performing the like services.

29. A constable shall receive the following and no other fees, to wit: For every day’s attendance on court, when summoned, one dollar and fifty cents; whipping a slave, by order of any justice of the peace, thirty cents; serving a warrant, for each person named therein, forty cents; summoning a witness, twenty cents; an execution levied, forty cents; an attachment levied, fifty cents; a bail bond, twenty-five cents; serving notice on bail, forty cents; serving a notice, that may be required by law to be given for commencing or prosecuting any cause before any justice of the peace, out of court, thirty cents.

30. A register shall receive the following fees, and no other, to wit: For registering each deed or grant, containing one tract of land, including the certificate, not less than forty, nor more than one hundred cents; if the deed contain two or more tracts, not less than forty, nor more than one hundred cents for the first tract, and not less than ten, nor more than twenty cents for every other, and the like fees for copies; for registering the acknowledgment and certificate of a land covert, in the conveyance of lands or other estate, an additional fee of twenty-five cents, and the like fees for copies; for registering divisions of lands, for each
lot or dividend therein described, not less than ten cents, nor more than twenty cents, and the same fees for copies; for registering copies of rectified errors in patents or grants, not less than forty, nor more than one hundred cents; registering decrees of court, operating as deeds, one dollar; registering all other instruments of writing, for each instrument, not less than forty, nor more than one hundred cents; for a search, ten cents.

31. Any county court, (a majority of the justices being present,) may establish and regulate the fees, of the register in such county, within the limits prescribed in the preceding section; and when the fees are so established, they shall not be altered by the court in one year. And if the county court shall not establish the fees, as aforesaid, then the fees of the register shall be at the minimum rates prescribed.

32. Entry takers shall receive the following fees, and no other, to wit: for an entry, including all services, forty cents; issuing each duplicate warrant, when thereto required, twenty-five cents.

33. Surveyors, appointed by courts to survey any lands, the boundaries of which may come in question in any suit or proceeding depending therein, or called upon by the commissioners to assist in surveying and dividing the lands of intestates or others, held in common, shall receive the following fees, and no other, to wit: For every survey on an entry containing three hundred acres, or less, one dollar and sixty cents; and for every hundred more than that quantity, forty cents; for surveying lands in dispute, by order of court, travelling to and from the place, and performing the duty, per day two dollars, or such greater sum as the court may allow; for assisting in the surveying and dividing the lands of intestates, or others, held in common, when called upon by the commissioners appointed by the court to make partition, or in laying off dower, travelling to and from the place, and performing the duty, per day two dollars; in all surveys made by order of the court, the chain carriers shall be allowed such compensation as the court may determine, not exceeding one dollar each per day; and in matters of disputed boundary, which may come in question in any suit, the court may make to the surveyor such allowance for plots as it may deem reasonable, which, with the allowance to chain carriers, shall be taxed as costs.

34. Rangers shall receive the following fees, and no other, to wit: For entering each horse, mare, gelding, colt, mule, ass or jinny, including the certificate, fifty cents; for entering each head of neat cattle, twenty-five cents; for entering each head of hogs or sheep, ten cents; for a bond, twenty cents; for advertising such strays as are required to be ad-
vertised, one dollar and fifty cents; for a search, ten cents.

35. Commissioners of affidavits, and those who are authorized by law to act as such, shall receive the following fees, and no other, to wit: for an affidavit taken and certified, forty cents; affixing the seal of court, when necessary, twenty-five cents.

36. Processioners shall receive the same fees which are allowed by law to county surveyors.

37. Standard keepers shall be entitled to receive the following fees, and no other, to wit: for examining and adjusting a pair of steel-yards, twenty-five cents; every weight of half a pound and upwards, five cents; every set of weights below half a pound, including one piece of each denomination, five cents; for a yard-stick, or other measure of cloth, five cents; every bushel, half-bushel, peck or other measure, used in measuring grain, meal or salt, ten cents; each measure for liquors or wines, three cents.

38. Jailers shall receive, for finding prisoner fuel, one pound of wholesome bread, one pound of good roasted or boiled flesh, and a sufficient quantity of water, with every necessary attendance, thirty cents per day, and no more; unless the court of pleas and quarter sessions, a majority of the justices being present, shall deem it expedient to increase his fees, which they may do, provided such increase does not exceed fifty per cent. on the above sum, which shall be recorded, and shall not be altered within one year thereafter.

39. Inspectors shall receive the following fees, for the duties required of them, and no other, to wit: for inspecting ton timber, twenty cents per thousand feet; inspecting, turning up, coopering, finding nails, hoops, and issuing a note for every hogshead of tobacco, seventy cents; inspecting transfer tobacco, at the rate of five cents per hundred pounds; inspecting a barrel of flour, five cents; a barrel of pork or beef, ten cents; a barrel of rice or butter, six and a fourth cents; a barrel of fish, three cents; each barrel of tar, pitch, or turpentine, two and a half cents, to be paid by the purchaser; every thousand shingles, two and a half cents; every thousand feet of boards, plank or scantling, thirty cents; every barrel of flaxseed, containing seven and a half bushels, ten cents.

40. Tobacco pickers, for every one hundred pounds picked and prized, shall receive the fifteenth part.

41. In reckoning the number of words in a copy sheet, every date or amount of money, expressed in figures, as 1855, §250 90, shall be estimated and charged as one word.
SHEEP.

AN ACT FOR THE PROTECTION OF SHEEP.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That upon complaint made by any owner of sheep, to a justice of the peace, that such sheep have been killed or damaged by dogs, the said justice shall issue his warrant, directed to any lawful officer, commanding him to bring before said justice, within thirty days from the date of said warrant, the owner of said dogs, or the master of any slave, or parent of any minor child, reputed to be the owner of said dog; and the justice shall, at the same time and place, summons to appear three freeholders, who, together with himself, shall hear the testimony of both complainant and defendant, and if, upon such trial, the justice and a majority of the freeholders are satisfied that such damage has been done by the dog or dogs of said defendant, or by the dog of the servant or minor child of the defendant, the said justice shall render up judgment against said defendant, in favor of the complainant, for a sum not exceeding twice the amount of the real damage sustained, and issue execution therefor.

Sec. 2. Be it further enacted, That the plaintiff or defendant in any action brought under this act, shall have a right of appeal to the county or superior court of said county; and that, upon such appeal, the trial in court shall in all respects, be de novo, and the parties shall be permitted to plead, and the issues shall be made up as in actions of trespass.

Sec. 3. Be it further enacted, That the ignorance of the vicious habits or character of the dog, shall be no defence in actions arising under this act.

Sec. 4. Be it further enacted, That this act shall be in force from and after its ratification. [Ratified the 14th day of February, 1855.]

SWAMP LANDS.

AN ACT TO AUTHORIZE THE BOARD OF LITERATURE TO APPOINT AN AGENT.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That the president and directors of the literary fund of North-Carolina may annually appoint an agent to superintend and supervise all the swamp lands belonging to the literary fund. It shall be the duty of the agent to de-
vote his entire attention to the business; to abandon all prior engagements that may conflict with the interest of the board; to aid and assist counsel in the preparation and trial of all suits that may be directed by the board; to collect information as to the location and value of all said lands; to survey or have surveyed such tracts of said lands, or such other lands necessary to ascertain the location of lands belonging to the board, as he may deem necessary, under the direction of the board; he shall make reports from time to time to the board, of all the information he obtains, with such suggestions as he may deem proper; he shall prepare a statement of each tract of land owned by the board, and its location, quantity, as well as ascertained, and probable value, distinguishing between those tracts the title to which is doubtful or good; and this statement shall be recorded by him in a book to be kept by the board, and in a manner, by index or otherwise, easy for reference.

Compensation. Sec. 2. Be it further enacted, That the agent may be removed by the board at any time, and another appointed to supply the vacancy, paying the agent removed a pro rata compensation. The agency may be continued in the discretion of the board of literature. The compensation of the agent shall not exceed one thousand dollars; and, besides his salary, he shall receive no other compensation for what he is required to do or have done as aforesaid, except the necessary incidental expenses of surveys required as aforesaid, (not including surveyor's fees,) shall be paid by the board.

Prosecution of claims. Sec. 3. Be it further enacted, That the president and directors of the literary fund shall have full power and authority to agree with any person to prosecute their claim to any swamp lands in any county or counties, or to survey and identify their lands in such counties, allowing to each person a share of any such land, as a compensation for his services.

Sec. 3. Be it further enacted, That this act shall be in force from and after its ratification. [Ratified the 16th day of February, 1855.]

TITLES TO LANDS HERETOFORE ENTERED.

Chap. 49. AN ACT TO EXTEND THE TIME FOR PERFECTING TITLES TO LANDS HERETOFORE ENTERED.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That all persons who have made entries of vacant lands, and paid the purchase money to the State for the same, since the first day of January, 1840, shall have
until the first day of January, 1857, to perfect their titles to the same by grant.

Sec. 2. Be it further enacted, That all persons who have made entries of lands according to law, since the first day of January, 1845, and have not paid the purchase money to the State, shall have until the first day of January, 1857, to make said payments and to perfect their titles to said land: Provided, That nothing in this act contained, shall be so construed as to affect the titles of persons who have herefore obtained grants to said lands, or the rights of persons who have made subsequent entries on the same, or to extend to the swamp lands of this State: And provided further, That it shall not extend to or embrace any entry of more than six hundred and forty acres. [Ratified the 20th day of January, 1855.

TRADING WITH SLAVES.

AN ACT FURTHER TO PREVENT TRADING WITH SLAVES, IN THE COUNTIES OF MECKLENBURG AND NORTHAMPTON.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That any person in the counties of Mecklenburg and Northampton, who shall be guilty of trading with slaves, for any species of domesticated fowls or poultry, without a written permit from his, her or their master, mistress, or person having the management of such slave, shall be deemed to be guilty of a misdemeanor; and, upon conviction in the various ways now provided by law, shall be subject to all the pains and penalties now imposed upon persons for trading with slaves for other articles of goods, wares and merchandize. [Ratified the 14th day of February, 1855.]

TURNPIKE AND PLANKROAD COMPANIES.

AN ACT TO AMEND AN ACT TO DEFINE THE DUTIES AND POWERS OF TURNPIKE AND PLANKROAD COMPANIES.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That upon any subscription of stock, there shall be paid at the time of subscribing, to the commissioners appointed for opening books, the sum of one dollar on every share subscribed, and the residue thereof shall be paid in...
such instalments, and at such times, as may be required by the president and directors of the company.

Sec. 2. Be it further enacted, That said commissioners shall pay over to the president and directors all monies received by them; and on failure thereof, the said president and directors may recover the amount due from them, or from one or more of them, by legal process in the court of pleas and quarter sessions, or in the superior court of law in any county wherein such commissioner or commissioners, their executors or administrators may reside, or by warrant before a justice of the peace for said county.

Sec. 3. Be it further enacted, That, whenever twenty per cent. upon the capital stock of said companies shall be paid in to the commissioners aforesaid, the subscribers, their executors, administrators and assigns, shall be incorporated into such company as shall, in each case, hereafter be provided by this General Assembly.

Sec. 4. Be it further enacted, That, when twenty per cent. shall have been subscribed, public notice of that event shall be given by the commissioners, who shall, at the same time, call a general meeting of the stockholders, at such convenient place and time as they shall name in said notice. At such general meeting, and at every annual meeting thereafter, the subscribers shall elect a president and six directors, who shall continue in office until the next annual meeting, and until their successors shall be elected. The president, with any three or more directors, or, in the absence of the president, four or more directors, shall constitute a board for the transaction of the general business of the company. The said directors, or any of them, may, at any time, be removed, and the vacancy thereby occasioned be filled, by a majority of the votes given at any general meeting. In cases of vacancy in the board of directors, happening from death, resignation or otherwise, such vacancy may be supplied by the appointment of the board, until the next annual meeting.

Sec. 5. Be it further enacted, That, to constitute a general meeting of the stockholders of such companies, a number of persons entitled to a majority of all the votes which could be given upon all the shares subscribed shall be present, either in person or by proxy, and if a sufficient number to constitute a meeting do not attend on that day, those who attend shall have the power to adjourn from time to time, until a meeting shall be formed.

Sec. 6. Be it further enacted, That the president and directors shall have power to make contracts for constructing the road, together with any branch of the same diverging from the main stem that the stockholders, at any general meeting, may think proper and may order. They may re-
quire from the subscribers advances of money upon their respective shares, until the whole of their subscription shall have been advanced; they may call a general meeting of the stockholders, giving a reasonable public notice thereof; they may appoint a treasurer from among the stockholders, but not from their own body, who shall give bond and security for the faithful discharge of his duties; they may appoint a clerk and such agents as they may deem necessary, and in general may transact all the business of the company during the interval between the general meetings of the stockholders.

Sec. 7. Be it further enacted, That if any stockholder shall fail to pay the sum required of him by the board of directors, it shall be lawful for the board to sell at public auction, and convey to purchasers the shares of such delinquent, first giving twenty days' public notice of the time and place of such sale, and after retaining the sum due, and all charges, to pay the surplus to the former owner; and if such sale shall not produce the amount required and all charges, then the board may recover the balance from the original owner, his assignee or legal representative, or either of them, by suit in any court of record having jurisdiction thereof, or by warrant before any justice of the peace of the county where such defendant may reside; and any purchaser of said stock under such sales, shall be subject to the same rules and regulations as the original proprietor.

Sec. 8. Be it further enacted, That if the capital stock of the company shall be insufficient, or if, after its incorporation, a majority of the stockholders shall extend the main stem of the road to any other point, it shall be lawful for the board of directors to increase, from time to time, the capital stock to an amount not exceeding five hundred thousand dollars, by the addition of as many shares as they may deem necessary; and the subscribers of such additional shares of the capital stock of said company are hereby declared to be thenceforward incorporated into said company, with all the privileges and advantages, and subject to all the liabilities of the original stockholders.

Sec. 9. Be it further enacted, That the said board of directors may agree with owners of any land over which the road is intended to pass, or of any land necessary for their purposes at each station for the collection of tolls, for the purchase thereof; and in case of disagreement, if the owners shall be feme covert, under age, non composit, or out of the State, on application to any two justices of the peace for the county where the lands lie, the justices shall issue their warrant to the sheriff of said county, to summons twelve freeholders to meet on the land to be valued on a day to be expressed in said warrant, not less than ten nor more than
Toll demanded

Width of road.

Refusal to pay toll.

Penalty.

Proviso as to slaves, &c.

Damage to road.

twenty days thereafter; and the sheriff, on receipt of the warrant, shall summon the freeholders accordingly, and when met shall draw seven of them, who shall, after being duly sworn, impartially value the land in question, and consider the damages the owner thereof may sustain; and the freeholders shall consider the advantages the proprietor of the land will derive from the road, as well as the injury he will sustain; and the inquisition so taken shall be signed by the jury, and countersigned by the sheriff, and returned to the clerk of the county court to be recorded; and in all cases the jury is hereby directed to describe the land valued, and such valuation shall be conclusive, and the said directors shall pay the same to the owners of the land valued or his legal representatives, and if neither can be found in this State, or if they refuse to receive the money, then to the clerk of the county court; and on payment thereof, the said corporation shall be seized in fee of the land.

Sec. 10. Be it further enacted, That it shall be lawful for the said board of directors to demand and receive, at some convenient toll gates to be by them erected, a reasonable toll from persons using said road.

Sec. 11. Be it further enacted, That the road hereby authorized to be made shall not be less than eight, nor more than sixty feet wide; and if any person shall refuse to pay the toll, at the time of offering to pass the place for its collection, and previously to passing the same, the toll-gatherer shall refuse a passage to persons so refusing; and if any person shall pass or drive through, or pass or drive around said place any wheeled carriage or animal liable to toll, without paying the same, he shall be liable to a penalty of five dollars, to be recovered to the use of the company by warrant before any justice of the peace of the county wherein such toll gates or points of collection are situated; and if any person or persons shall drive on or use any part of said road between the points for the collection of tolls, without paying the amount for which he or they may be liable, it shall be held that he is fraudulently using the same, and he shall be liable to pay a fine of five dollars, which may be recovered by warrant as heretofore provided: Provided, That if the person so offending as in this section mentioned, shall be a slave, he shall receive such punishment, by whipping not exceeding twenty lashes, as shall be adjudged by any justice of the peace, under a warrant to be issued in the name of said company against such slave.

Sec. 12. Be it further enacted, That if any person shall wilfully or maliciously injure, or in any manner hurt, damage or obstruct, or shall wilfully or maliciously cause, or aid or assist, or counsel or advise any other person to injure or obstruct the said road, toll gates or toll houses, such persons
so offending shall be liable to be indicted therefor, and on conviction shall be imprisoned or fined at the discretion of the court before which said conviction shall take place.

Sec. 13. Be it further enacted, That the president and directors shall render distinct accounts of their proceedings and disbursements of money, to the annual meeting of the stockholders.

Sec. 14. Be it further enacted, That whenever, in the construction of said plank or turnpike roads, it shall be necessary to cross or intersect any established road or way, it shall be the duty of the president and directors so to construct the said roads across such established roads or ways, as not to impede the passage or transportation of persons or property along the same; and if, in the construction of said roads, it may become necessary or expedient to occupy or use any portion of any established public road or way, it may be lawful for the president and directors to change the said roads at points where they may deem it necessary so to do, and that, for entering upon, or taking any lands that may be necessary therefor, they shall be and are hereby authorized to proceed under the provisions of this act, as in the case of land necessary for the plank and turnpike roads herein directed to be constructed: Provided, That, previously to the making of any such change, the said company shall make and prepare a road equally good with the portion of the road proposed to be substituted; but nothing herein contained shall be so construed as to make it incumbent on the company to keep in repair the portion of any road which they may have changed as aforesaid.

Sec. 15. Be it further enacted, That the foregoing provisions shall apply only to such charters for plank and turnpike road companies as have been or shall be incorporated at this session of the General Assembly, and for which no provisions varying from those herein contained, have been or shall be made. [Ratified the 3d day of February, 1855.]

**TURNPIKE ROAD WEST TO THE GEORGIA LINE.**

**AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO PROVIDE FOR A TURNPIKE ROAD FROM SALISBURY WEST TO THE LINE OF THE STATE OF GEORGIA," PASSED AT THE SESSION OF 1848-49.**

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That the eastern terminus of said road, shall be at Asheville, in Buncombe county, instead of Salisbury, and its western terminus shall be at the Tennessee line, at or near the Ducktown copper mine; and the road to the Geor-
The Georgia line shall be regarded as a branch to said road, and the agent of the Western Turnpike is hereby authorized with the means provided under the recited act, and subsequent acts, to locate and construct said road accordingly.

Sec. 2. Be it further enacted, That the portion of the road constructed and to be constructed, where the agent made changes in the location, and varied from the line surveyed by the engineer of the State to save cost of construction, shall be regarded as the proper location authorized by law; and the provisions of the recited act shall apply to that portion of the road, as well as to that portion of the road constructed on the line surveyed by the engineer.

Sec. 3. Be it further enacted, That it shall be the duty of the agent of the Western Turnpike, in case the bridge across the French Broad river cannot be obtained on the terms agreed upon between the owner and the commissioners appointed for that purpose, to change the location of the road and construct a new bridge on the line surveyed by the State engineer, to be paid for out of the proceeds of the sale of Cherokee land, as provided in the recited act.

Sec. 4. Be it further enacted, That the proviso to the ninth section of said act, be amended so as to provide that no person, after a residence of one year, in any of the counties on the line of the road, shall be required to pay toll within the county in which he or she resides, or within twenty miles of the county line.

Sec. 5. Be it further enacted, That the tenth section of the recited act, which requires the two mile hands to perform six days labor on said road, in each and every year, be amended so as to put it in the power of the county court to remove this discrimination between the hands that are required to work on the Western Turnpike, and other hands required to work on public roads, so that all perform the same duties: Provided, That in any arrangement which may be made by the county court, the number of days' labor to be performed on the Western Turnpike, shall not be less than the two mile hands are required to perform.

Sec. 6. Be it further enacted, That all such counties on the line, as make provision as they are hereby authorized to do, for keeping up the portion of the Western Turnpike, within the limits of such county, by a tax to be levied and labor performed, shall be entitled to receive free tickets from the agents to pass the gates on said road, while the county keeps it in good order, free of the payment of tolls.

Sec. 7. Be it further enacted, That until said road is completed, the agent of the Western Turnpike shall report monthly to the governor of the State, the expenditures made by him in constructing and keeping in repair said road, and the amount of tolls received by him at the toll gates; and as
soon as the road is completed, he shall report an account for all the Cherokee lands, and tolls received by him.

Sec. 8. Be it further enacted, That as soon as the road is completed, and the agent makes his report, it shall be the duty of the governor to appoint a general superintendent to superintend keeping up said road, to appoint agents to receive the toll, who shall enter into bonds and security, as well as the superintendent for the faithful performance of duty, and be allowed such compensation as the board of internal improvements may prescribe and authorize.

Sec. 9. Be it further enacted, That as soon as the road is completed, and the agent makes his report, it shall be the duty of the governor to appoint a general superintendent to superintend keeping up said road, to appoint agents to receive the toll, who shall enter into bonds and security, as well as the superintendent for the faithful performance of duty, and be allowed such compensation as the board of internal improvements may prescribe and authorize.

Sec. 10. Be it further enacted, That all the moneys received by said superintendent after his appointment, of the toll gatherers, over and above the amounts expended in paying his own and the accounts of the agents appointed to receive tolls, and may be expended in keeping said road in repair, shall be deposited in the branch of the Cape Fear bank, at Asheville, to the credit of the treasurer of the State, to be withdrawn by him, and applied to the uses of the State.

Sec. 11. Be it further enacted, That all acts and clauses inconsistent with this act, be, and the same are hereby repealed. [Ratified the 16th day of February, 1855.]

WARDENS OF THE POOR.

AN ACT TO AUTHORIZE THE COURT OF PLEAS AND QUARTER SESSIONS OF THE SEVERAL COUNTIES OF THE STATE, TO PAY THE WARDENS OF THE POOR.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That hereafter the court of pleas and quarter sessions of the several counties of the State, may order that the wardens of the poor shall be paid for the services rendered in the said counties, in the capacity of wardens, each warden first making it appear to the satisfaction of the court, by the oath of such warden, the character and extent of the services rendered, and for which he claims compensation; and such payment shall be made by the clerk of the wardens of the poor, out of any funds in his hands, not otherwise appropriated.

Sec. 2. Be it further enacted, That this act shall be in force from and after its ratification. [Ratified the 9th day of January, 1855.]
WEIGHTS AND MEASURES.

Chap. 54. AN ACT TO AUTHORIZE THE GOVERNOR TO FURNISH WEIGHTS AND MEASURES FOR THE COUNTIES OF YADKIN, WILSON, HARNETT AND POLK.

Sec. 1. Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That the governor be authorized and directed to furnish the standard of weights and measures, to the counties of Yadkin, Wilson, Harnett and Polk, and to pay for the same out of any money in the treasury, not otherwise appropriated. [Ratified the 15th day of February, 1855.]

WILD FOWL.

Chap. 55. AN ACT TO PROTECT WILD FOWL IN THE WATERS OF THE COUNTY OF CURRITUCK.

Whereas, large numbers of wild fowl collect during the fall and winter, in the waters of Currituck county, which are a source of great profit to the inhabitants thereof; and whereas, persons from other States, not residents of this State, shoot and kill, decoy and frighten the same, to the great annoyance and detriment of the citizens of our own State: Now

Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That, ten days after the passage of this bill, any person who shall not have been a resident of this State twelve months, next preceding the commission of the offence herein named, who shall shoot and kill, or who shall decoy for purpose of killing, or who shall wilfully frighten away, or assist in the same, any wild fowl inhabiting, or which shall hereafter inhabit the waters of Currituck county, on complaint and conviction before any justice of the peace, who are hereby invested with full authority to try the same, shall be adjudged to pay a fine of twenty-five dollars for each and every offence, recoverable by any person who may sue for the same, one half to the informer and the other to the use of the poor of the county in which the same may be prosecuted; and moreover shall be subject to be indicted in any court having jurisdiction of the same, and upon conviction, shall be fined or imprisoned at the discretion of the court. [Ratified the 8th day of December, 1854.]
WRECKS.

AN ACT TO AMEND THE 6TH SECTION OF AN ACT ENTITLED "AN ACT CONCERNING WRECKS," PASSED AT THE PRESENT SESSION OF THE GENERAL ASSEMBLY.

SEC. 1. BE IT ENACTED by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That the 6th section of an act entitled "an act concerning wrecks," passed at the present session of the General Assembly, be amended, by striking out "ten," in the second line of said section, and inserting "twenty," and by striking out "twenty" in said line, and inserting "thirty;" and the said section shall be further amended, by adding the following proviso, to wit: Provided further, That in case the property is in a damaged state, the commissioners of wrecks may appoint two disinterested merchants to survey the same, and upon their recommendation, he may sell, by advertising ten days as aforesaid; and the commissioners shall pay the merchants thus appointed, a reasonable compensation, to be retained by him out of the proceeds of sale. [Ratified the 16th day of February, 1855.]
RESOLUTIONS
OF A PUBLIC NATURE, PASSED BY THE

General Assembly of North-Carolina.

1854-'55.

A RESOLUTION TO PROCURE DOCUMENTARY EVIDENCE OF THE HISTORY OF NORTH-CAROLINA.

1. Resolved, That the agent, to be appointed by the governor, authorized by resolution of the General Assembly, passed in the session of 1848 and '49, to procure documentary evidence of the history of North-Carolina, shall, in case he deems it necessary to visit London for that purpose, be entitled to receive his travelling expenses, and all other necessary expenses for clerk hire, &c. to be ascertained and allowed by the next General Assembly.

That the governor be authorized to procure a copy of "Tryon's North-Carolina papers," now on file in Harvard College, and that the expenses for copying the same be paid out of any moneys in the treasury department, not otherwise appropriated: Provided, The whole expense shall not exceed one hundred and fifty dollars. [Ratified the 9th day of January, 1855.]

A RESOLUTION TO REPEAL AN ACT ENTITLED "AN ACT AUTHORIZING JOSIAH O. WATSON, OF JOHNSTON COUNTY, TO CONSTRUCT A DAM ON NEUSE RIVER," PASSED AT THE SESSION OF 1850-'51.

Whereas, the act authorizing Josiah O. Watson, of Johnston county, to construct a dam on Neuse river, passed at the session of 1850-'51, required, in the second section thereof, that the said Watson should construct the said dam with a slope fifteen feet wide, so as not to obstruct the passage of fish up said river; And whereas, there is much complaint amongst the good citizens of the counties of Johnston and Wake, residing above and near the point at which said dam has been constructed, that the provisions of the above reci-
Resolved, That the attorney general of the State inquire into the facts connected with the aforesaid alleged grievance of the good citizens residing above and near the place at which said dam is constructed; and that, should he find the facts above set forth to be true, or the existence of any such grievances as is complained of, that he institute such proceedings in the superior court of law of Johnston county as the law points out in cases of this kind, so that such grievances may be remedied and such nuisances abated. [Ratified the 14th day of February, 1855.]

RESOLUTION IN RELATION TO THE PUBLIC TREASURER.

Resolved, That the public treasurer be and he is hereby authorized to borrow such sum or sums of money, not exceeding three hundred thousand dollars at any one time, as may be necessary to meet the proper liabilities of the State, until the next meeting of the General Assembly. [Ratified the 16th day of February, 1855.]

RESOLUTION IN RELATION TO THE COMMISSIONERS OF THE LUNATIC ASYLUM.

Resolved, That the present commissioners of the Lunatic Asylum shall continue in office until the next meeting of the General Assembly, or until their successors are appointed. [Ratified the 14th day of February, 1855.]

RESOLUTION CONCERNING THE LUNATIC ASYLUM.

Resolved by the General Assembly of the State of North Carolina, That the commissioners of the Lunatic Asylum, now in office, shall be and are hereby invested with the authority of directors of said institution, and shall be entitled to exercise such authority until the end of the next session of the General Assembly, and until others are appointed, whichever may soonest happen. [Ratified the 16th day of February, 1855.]
1854-'55.—Resolutions.

RESOLUTION IN FAVOR OF PUBLIC TREASURER.

Resolved, That the public treasurer be allowed the sum of one thousand dollars for extra services, expenses in going to New York, and the negotiation of State coupon bonds. [Ratified the 16th day of February, 1855.]

RESOLUTION CONCERNING THE DISTRIBUTION OF THE REVISED CODE.

Resolved, That on or before the first day of July next, the secretary of State be, and he is hereby directed to write a circular letter to the clerks of the county courts, in each and every county in the State, requesting said clerks to inform him, under their seals of office, of the names of the acting justices of the peace in their respective counties; the secretary of State to lay the said information, when obtained, before the governor of the State; and the governor is hereby directed to forward one copy of the Revised Code, when ready for distribution, to each and every justice of the peace, there qualified and acting as such, and to none others. [Ratified the 16th day of February, 1855.]

RESOLUTIONS CONCERNING EXECUTIVE MANSION.

1. Resolved, That the sum of five thousand five hundred dollars be and the same is hereby appropriated, to be expended under the direction of the board of public buildings, for the purpose of repairing the executive mansion, and the erection of a wing to the same; and also for repairing or rebuilding out houses and enclosures attached to the governor's residence.

2. Resolved, That the board be authorized and directed to sell the worn out and useless furniture now in the executive mansion. [Ratified the 14th day of February, 1855.]

RESOLUTION AUTHORIZING THE PURCHASE OF FURNITURE FOR THE EXECUTIVE MANSION.

Resolved, That the sum of one thousand dollars is hereby appropriated to purchase furniture for the executive mansion, to be made under the direction of the governor. [Ratified the 14th day of February, 1855.]
RESOLUTION AUTHORIZING THE LIBRARIAN TO HAVE SHELVES ERECTED, &c.

Resolved, That the librarian be authorized to have erected in the engrossing clerk’s room, suitable shelves with glass doors, for the preservation of such geological, mineralogical and agricultural specimens as may be deposited there; and that the sum of two hundred and fifty dollars is hereby appropriated for that purpose. [Ratified the 14th day of February, 1855.]

RESOLUTION TO FURNISH THE CLERK OF THE SENATE’S OFFICE.

Resolved, That the clerk of the Senate procure, forthwith, for the use of his office, adjoining the Senate chamber, such furniture as may be required for the convenience of the same, and the preservation of the papers belonging thereto. [Ratified the 9th day of January, 1855.]

RESOLUTION TO FURNISH THE PUBLIC TREASURER WITH ONE HUNDRED COPIES OF HIS REPORT.

Resolved, That one hundred copies of the report of the public treasurer be printed for the use of his office. [Ratified the 20th day of December, 1854.]

RESOLUTION CONCERNING PRODUCE CARRIED ON RAILROADS, ETC.

Resolved by this General Assembly, That the president and directors of the several canals, railroads, plankroads and turnpikes, lying wholly or in part in this State, be requested to keep an account of all the products of this State intended for sale abroad, transported by them, either out of this State, or to any shipping point within this State; and that they be requested to report the same to the governor of the State, upon every assembling of the Legislature. [Ratified the 20th day of December, 1854.]

RESOLUTION CONCERNING REVENUE BILL.

Resolved, That the secretary of State have printed immediately the act passed at this session entitled “An Act concerning Revenue,” and any other act that may be passed explanatory or amendatory thereof, and that he send a copy thereof by mail to each of the clerks of the county courts and
sheriffs in the State, (the State paying the postage thereof,) so that the clerks may conform their tax lists of 1855 to the provisions of said act, and the sheriffs may be speedily informed of their duties in relation thereto. [Ratified the 16th day of February, 1855.]

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RESOLUTIONS IN REGARD TO BURKE SQUARE, IN THE CITY OF RALEIGH.

1. Resolved by the General Assembly of the State of North-Carolina, and it is resolved by the authority of the same, That the public treasurer be, and he is hereby authorized and directed to rent out for the balance of the year 1855, and on the first day of January of each and every year hereafter, the buildings on Burke square, in the city of Raleigh, for a fair and reasonable rent, not less than one hundred and twenty-five dollars per annum, and to take a bond with good and sufficient security for the payment of the same, payable to the State of North-Carolina; and the said rent, when collected from time to time, shall go into the public treasury, and constitute a portion of the public funds.

2. Resolved, That this resolution shall be in force and take effect, from and after its ratification. [Ratified the 16th day of February, 1855.]

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RESOLUTION IN RELATION TO THE PUBLIC TREASURER.

Whereas, the public treasurer has heretofore made a contract with G. G. Sampson, of New York, for the payment of the interest due in that city on our bonds on the first instant: Therefore

Resolved, That the public treasurer be authorized to deposit with said Sampson sixty-five State bonds of one thousand dollars each, as a security for said loan. [Ratified the 20th day of January, 1855.]

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RESOLUTION TO PROVIDE CURTAINS FOR THE TWO HALLS OF THE GENERAL ASSEMBLY.

Resolved, That the principal clerks of the House of Commons and Senate have suitable curtains furnished for the two halls of the General Assembly, and draw upon the treasurer for the amount necessary to defray the expenses therefor. [Ratified the 20th day of January, 1855.]
132

1854–'55.—Resolutions.

Resolution in Relation to Deaf and Dumb Asylum.

Resolved, That the principal of the Deaf and Dumb Asylum in this city, (Raleigh,) be requested to furnish to both Houses of this General Assembly a statement of all the funds which have been appropriated and received by him for the use of said asylum; and also in what manner said funds have been disbursed. [Ratified the 20th day of December, 1854.]

Joint Resolution to Authorize the Purchase of Clocks, for the Use of the General Assembly.

Resolved, That the principal clerks of the two houses be authorized and instructed, under the directions of the speakers thereof, to purchase two clocks for the use of the General Assembly, one to be placed in each chamber; and to draw upon the public treasurer for the amount necessary to defray the expenses thereof. [Ratified the 20th day of January, 1855.]

Resolution Directing Public Treasurer Not to Receive Small Bank Bills, &c.

Resolved by the General Assembly of the State of North Carolina, and it is hereby resolved by the authority of the same, That the public treasurer be, and he is hereby directed not to receive in payment of public taxes, the notes of any bank in this State, that issues bills of a denomination less than three dollars. [Ratified the 16th day of February, 1855.]

Resolution Authorizing the Governor to Supply the Governors of the States and Territories, with a Copy of "Jones's Digest."

Resolved, That the governor be authorized to procure and transmit to the governor of each State and Territory of the United States, one copy of "Jones's Digest of the decisions of the Supreme Court of North-Carolina," and that the public treasurer pay for the same out of any moneys in the treasury, not otherwise appropriated. [Ratified the 16th day of February, 1855.]
Resolved, That the public treasurer be authorized to raise, by loan, a sum not exceeding one hundred thousand dollars, to meet any lawful demands upon the treasury. [Ratified the 20th day of December, 1854.]

RESOLUTION CONCERNING NORTH-CAROLINA RAILROAD COMPANY.

Resolved, That the treasurer of the State be authorized to pay to the North-Carolina Railroad Company, the sum of two hundred and eighty thousand dollars, either in cash or bonds of the State, at par, in settlement of the balance due on the last instalment of the State’s subscription. [Ratified the 9th day of January, 1855.]
NORTH-CAROLINA.
Office of Secretary of State,
April, 1855.

I, William Hill, Secretary of State in and for the State of North Carolina, do hereby certify that the Acts and Resolutions contained in this Pamphlet, are true copies of the original Acts and Resolutions, passed by the General Assembly of this State, at its late Session.

WILLIAM HILL, Secretary of State.
STATEMENTS
OF THE
Comptroller of Public Accounts,
FOR THE
TWO FISCAL YEARS ENDING OCTOBER 31st,
1853 and 1854.
Sir: I have the honor to transmit to you the annual report, from this office, of the receipts and disbursements at the public treasury of the State of North-Carolina, during the fiscal year ending on the 31st day of October last.

With profound respect,
Your obedient servant,
WILLIAM J. CLARKE,
Comptroller.

To the Honorable DAVID S. REID,
Governor of North-Carolina.
# COMPROLLER'S STATEMENT.
## 1853.

### GENERAL STATEMENT.

<table>
<thead>
<tr>
<th>Amount in the hands of State Treasurer, November 1st, 1853:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Literary Fund,</td>
<td>$181,145.17</td>
</tr>
<tr>
<td>Public Fund,</td>
<td>231,939.31</td>
</tr>
<tr>
<td></td>
<td>$413,084.48</td>
</tr>
</tbody>
</table>

### LITERARY FUND.

<table>
<thead>
<tr>
<th>Balance due this fund, November 1st, 1852,</th>
<th>$128,759.58</th>
</tr>
</thead>
<tbody>
<tr>
<td>Receipts during the fiscal year ending October 31st, 1853,</td>
<td>192,250.75</td>
</tr>
<tr>
<td>Disbursements during the fiscal year,</td>
<td>$321,010.33</td>
</tr>
<tr>
<td></td>
<td>139,865.16</td>
</tr>
<tr>
<td>Balance due this fund, November 1st, 1853,</td>
<td>$181,145.17</td>
</tr>
<tr>
<td>(See Statement A.)</td>
<td></td>
</tr>
</tbody>
</table>

### PUBLIC FUND.

<table>
<thead>
<tr>
<th>Balance due this fund, November 1st, 1852,</th>
<th>$36,286.46</th>
</tr>
</thead>
<tbody>
<tr>
<td>Receipts during the fiscal year ending October 31st, 1853,</td>
<td>1,760,127.72</td>
</tr>
<tr>
<td>Disbursements during the fiscal year,</td>
<td>$1,796,414.18</td>
</tr>
<tr>
<td></td>
<td>1,564,474.87</td>
</tr>
<tr>
<td>Balance due this fund, November 1st, 1853,</td>
<td>$231,939.31</td>
</tr>
<tr>
<td>(See Statement B.)</td>
<td></td>
</tr>
</tbody>
</table>

### STATEMENT A.

<table>
<thead>
<tr>
<th>LITERARY FUND—RECEIPTS.</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Bank dividends,</td>
<td>$94,102.75</td>
</tr>
<tr>
<td>Entries of vacant lands,</td>
<td>10,820.20</td>
</tr>
<tr>
<td>Amount carried forward,</td>
<td>$104,922.95</td>
</tr>
</tbody>
</table>
Comptroller's Statement.

Literary fund—receipts.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Amount brought forward, Wilmington and Raleigh railroad dividends,</td>
<td>$104,922.95</td>
</tr>
<tr>
<td>Tavern tax,</td>
<td>36,000.00</td>
</tr>
<tr>
<td>Auction tax,</td>
<td>5,170.00</td>
</tr>
<tr>
<td>Navigation dividends,</td>
<td>692.80</td>
</tr>
<tr>
<td>Public fund,</td>
<td>3,825.00</td>
</tr>
<tr>
<td>Burke county, for common school fund,</td>
<td>24,117.36</td>
</tr>
<tr>
<td>Interest on Raleigh and Gaston railroad bonds,</td>
<td>75.00</td>
</tr>
<tr>
<td>Do. Wilmington and Raleigh do.</td>
<td>8,400.00</td>
</tr>
<tr>
<td>Do. Greensboro' female college do.</td>
<td>8,225.00</td>
</tr>
<tr>
<td>Do. Wake Forest college do.</td>
<td>210.00</td>
</tr>
<tr>
<td>Do. Floral college do.</td>
<td>362.64</td>
</tr>
<tr>
<td>Do.</td>
<td>240.00</td>
</tr>
</tbody>
</table>

As follows:

1852.

Nov. Received entries of vacant lands, W. H. Jones, cashier of the bank of Cape Fear, dividend on 5322 shares of stock in said bank, held by the president and directors of the literary fund, $702.94

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Auction tax, S. M. West, New Hanover county,</td>
<td>21,288.00</td>
</tr>
<tr>
<td>Auction tax, Wm. Dunn, Craven county,</td>
<td>132.59</td>
</tr>
<tr>
<td>Entries of vacant lands,</td>
<td>1,100.22</td>
</tr>
</tbody>
</table>

Dec. Dividend on stock in Wilmington and Raleigh railroad company, 24,000.00

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dividend on stock in Roanoke navigation company,</td>
<td>875.00</td>
</tr>
<tr>
<td>Auction tax, William II. Piver, Beaufort county,</td>
<td>61.00</td>
</tr>
</tbody>
</table>

1853.

Jan'y. Entries of vacant lands, 1,678.10

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dividend on stock in bank of the State,</td>
<td>25,135.00</td>
</tr>
<tr>
<td>Amount transferred from the public fund to the literary fund, being interest on loans to public fund, from the year 1846 to 1st April, 1852, 24,117.36</td>
<td></td>
</tr>
</tbody>
</table>

Feb'y. Entries of vacant lands, 1,801.31

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest on Wilmington and Raleigh railroad bonds,</td>
<td>4,117.50</td>
</tr>
<tr>
<td>Interest on Raleigh and Gaston railroad bonds,</td>
<td>4,200.00</td>
</tr>
<tr>
<td>Interest on Floral college bonds,</td>
<td>150.90</td>
</tr>
</tbody>
</table>

M'rch. Entries of vacant lands, 1,770.45

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cape Fear navigation comp'y, dividends,</td>
<td>1,300.00</td>
</tr>
</tbody>
</table>

April. Entries of vacant lands, 1,390.17
### May
Entries of vacant lands, $671.78
Cape Fear nav. company, dividend, $650.00
Dividend on stock, bank of Cape Fear, $21,288.00

### June
Entries of vacant lands, $731.32
Roanoke nav. company, dividend No. 27, $1,000.00

### July
Entries of vacant lands, $436.11
Div. No. 36 on stock in bank of the State, $26,391.75
Dividend on stock in Wilmington and Raleigh railroad company, $12,000.00

### Aug.
Entries of vacant lands, $314.21
Tavern tax, or tax on retailers of spirituous liquors, $977.60

### Sept.
Entries of vacant lands, $473.96
Tavern tax, $4,192.40
Int. on Raleigh & Gaston railroad bonds, $4,200.00
Int. on Wil. and Raleigh railroad bonds, $4,117.50
Interest on Floral college bond, $60.00
Interest on Wake Forest college bond, $362.64
Interest on Greensboro' fem. coll. bond, $210.00
A. Duckworth, sheriff of Burke county, tax for the year 1851, laid by said county for support of scholar at institution for the deaf and dumb, $75.00

### Oct.
Entries of vacant lands, $659.63
Received for auction tax, from
M. Cronly, New Hanover county, $298.60
S. M. West, do. do. $71.85
W. H. Oliver, Craven do. $7.48
D. M. R. McIntosh, Moore do. $37.26
James M. Braim, Granville do. $157.99
A. J. O'Hanlon, Cumberland do. $26.38
Cha's. E. Leete, do do. $44.36
Enoch Ward, Robeson do. $2.27
C. J. Cochran, Montgomery do. $3.07

$192,250.65

---

### Literary Fund—Disbursements

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Common schools,</td>
<td>$120,545.63</td>
</tr>
<tr>
<td>Do. General superintendent,</td>
<td>$778.70</td>
</tr>
<tr>
<td>Institution for the deaf and dumb and the blind,</td>
<td>$12,700.00</td>
</tr>
<tr>
<td>Swamp lands,</td>
<td>$4,077.50</td>
</tr>
<tr>
<td>Expenses,</td>
<td>$1,763.33</td>
</tr>
</tbody>
</table>

As follows: $139,865.16
1852, November.

**COMMON SCHOOLS.**

Paid sundry chairmen of boards of superintendents of common schools, for the support of common schools in the following counties:

<table>
<thead>
<tr>
<th>County</th>
<th>Chairman</th>
<th>Fall Distribution</th>
<th>Spring Distribution</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alamance</td>
<td>John Trollinger,</td>
<td>$764.94</td>
<td></td>
</tr>
<tr>
<td></td>
<td>chairman</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Alexander</td>
<td>R. L. Steele,</td>
<td></td>
<td>$400.24</td>
</tr>
<tr>
<td></td>
<td>chairman</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Beaufort</td>
<td>Joseph Potts,</td>
<td>$1,054.44</td>
<td></td>
</tr>
<tr>
<td></td>
<td>chairman</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Bertie</td>
<td>Joseph B. Cherry,</td>
<td>$897.57</td>
<td></td>
</tr>
<tr>
<td></td>
<td>chairman</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Caswell</td>
<td>Thomas W. Graves,</td>
<td>$1,094.49</td>
<td></td>
</tr>
<tr>
<td></td>
<td>chairman</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cumberland</td>
<td>Edw. L. Winslow,</td>
<td>$1,445.07</td>
<td></td>
</tr>
<tr>
<td></td>
<td>chairman</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Forsythe</td>
<td>C. L. Banner,</td>
<td>$881.43</td>
<td></td>
</tr>
<tr>
<td></td>
<td>chairman</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Franklin</td>
<td>Wood T. Johnson,</td>
<td>$855.90</td>
<td></td>
</tr>
<tr>
<td></td>
<td>chairman</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Granville</td>
<td>John Bullock,</td>
<td>$1,557.27</td>
<td></td>
</tr>
<tr>
<td></td>
<td>chairman</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Iredell</td>
<td>Milton Campbell,</td>
<td>$1,175.58</td>
<td></td>
</tr>
<tr>
<td></td>
<td>chairman</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Johnston</td>
<td>D. H. Holland,</td>
<td>$1,067.49</td>
<td></td>
</tr>
<tr>
<td></td>
<td>chairman</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Lincoln</td>
<td>H. Cansler,</td>
<td>$553.92</td>
<td></td>
</tr>
<tr>
<td></td>
<td>chairman</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Martin</td>
<td>S. M. Smithwick,</td>
<td>$626.49</td>
<td></td>
</tr>
<tr>
<td></td>
<td>chairman</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Orange</td>
<td>Stephen Moore,</td>
<td>$1,196.13</td>
<td></td>
</tr>
<tr>
<td></td>
<td>chairman</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Rowan</td>
<td>Alex. W. Brandon,</td>
<td>$1,034.61</td>
<td></td>
</tr>
<tr>
<td></td>
<td>chairman</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Wake</td>
<td>Rufus H. Jones,</td>
<td>$1,601.07</td>
<td></td>
</tr>
<tr>
<td></td>
<td>chairman</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Wayne</td>
<td>Wm. K. Lane,</td>
<td>$1,033.02</td>
<td></td>
</tr>
<tr>
<td></td>
<td>chairman</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Institution for the deaf and dumb and the blind:

Paid Wm. D. Cooke, per order of executive committee of said institution,

$1,400.00

Paid Swaim and Sherwood, for publishing distribution of common school fund,

$35.50

L. D. Starke, for ditto,

$32.00

December.

Paid sundry superintendents of common schools:
<table>
<thead>
<tr>
<th>Anson</th>
<th>County, H. B. Hammond, Sup'r't., fall distribution, 1852, $893.04</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bladen</td>
<td>George Cromartie, chm'n., fall distribution, 1852, $722.16</td>
</tr>
<tr>
<td>Buncombe</td>
<td>M. Patton, chairman, fall distribution, 1852, $1,146.42</td>
</tr>
<tr>
<td>Caldwell</td>
<td>W. A. Ballew, chairman, fall distribution, 1852, $525.24</td>
</tr>
<tr>
<td>Camden</td>
<td>Felix B. Grandy, chm'n., fall distribution, 1852, $465.66</td>
</tr>
<tr>
<td>Caldwell</td>
<td>W. A. Ballew, chairman, spring distribution, 1852, $466.88</td>
</tr>
<tr>
<td>Chatham</td>
<td>Jas. S. Lassiter, chairman, fall distribution, 1852, $1,444.95</td>
</tr>
<tr>
<td>Columbus</td>
<td>Haynes Lennon, chm'n., fall distribution, 1852, $472.68</td>
</tr>
<tr>
<td>Craven</td>
<td>John T. Lane, chairman, fall distribution, 1852, $1,109.61</td>
</tr>
<tr>
<td>Chowan</td>
<td>T. W. Hudgins, chairman, fall distribution, 1852, $472.73</td>
</tr>
<tr>
<td>Cleveland</td>
<td>John R. Logan, chairman, fall distribution, 1852, $872.73</td>
</tr>
<tr>
<td>Currituck</td>
<td>Tully Williams, chairman, fall distribution, 1852, $563.13</td>
</tr>
<tr>
<td>Edgecombe</td>
<td>David Barlow, chairman, fall distribution, 1852, $1,239.30</td>
</tr>
<tr>
<td>Greene</td>
<td>W. A. Darden, chairman, fall distribution, 1852, $478.89</td>
</tr>
<tr>
<td>Halifax</td>
<td>Thomas Ousby, chairman, fall distribution, 1852, $1,170.63</td>
</tr>
<tr>
<td>Haywood</td>
<td>Joseph Cathey, chairman, fall distribution, 1852, $621.63</td>
</tr>
<tr>
<td>Hertford</td>
<td>Wm. B. Wise, chairman, fall distribution, 1852, $599.04</td>
</tr>
<tr>
<td>Hyde</td>
<td>E. H. Saunderson, chm'n., fall distribution, 1852, $442.65</td>
</tr>
<tr>
<td>Macon</td>
<td>Jesse. R. Siler, chairman, fall distribution, 1852, $555.21</td>
</tr>
<tr>
<td>McDowell</td>
<td>Joseph Conly, chairman, fall distribution, 1852, $516.69</td>
</tr>
<tr>
<td>Mecklenburg</td>
<td>John A. Young, chairman, fall distribution, 1852, $1,055.16</td>
</tr>
<tr>
<td>Moore</td>
<td>Wm. Barrett, chairman, spring distribution, 1852, $684.16</td>
</tr>
<tr>
<td>Do.</td>
<td>fall distribution, 1852, $769.68</td>
</tr>
<tr>
<td>New Hanover</td>
<td>S. D. Wallace, chairman, fall distribution, 1852, $1,281.24</td>
</tr>
</tbody>
</table>
1853.—Comptroller’s Statement.

Literary fund—disbursements.

Northampton  “  Herod Faison, chairman, fall distribution, 1852, $890.79
Pasquotank  “  Mark S. Sawyer, chairman, fall distribution, 1852, 618.72
Perquimons  “  Elisha N. Riddick, chmn., fall distribution, 1852, 542.70
Randolph  “  Jonathan Worth, chmn., fall distribution, 1852, 1,290.84
Richmond  “  John McNeill, chairman, fall distribution, 1852, 714.24
Robeson,  “  Neill McNeill, chairman, fall distribution, 1852, 997.20
Sampson  “  Arch’d. Monk, chairman, fall distribution, 1852, 1,107.99
Stanly  “  John F. Stone, chairman, fall distribution, 1852, 571.32
Surry  “  Samuel Speer, chairman, fall distribution, 1852, 1,558.87
Washington  “  Joseph Ramsey, chmn., fall distribution, 1852, 430.20
Watanga  “  Reuben Mast, chairman, spring distribution, 1852, 267.84
Do.  “  fall distribution, 1852, 301.32
Yancey,  “  Benj. Henline, chairman, fall distribution, 1852, 726.12

Institution for the deaf and dumb and the blind:
Paid Wm. D. Cooke, per order of the executive committee of said institution, 1,600.00
Paid W. Eborn for sundry advertisements,
Guilick & Richardson, advertising fall distribution of com. school fund in Goldsboro’ Patriot, 20.00
W. D. Cooke, for ditto, in Southern Weekly Post, 20.00
Frank I. Wilson, ditto, Mountain Banner; 20.00
R. P. Waring, ditto, Western Democrat, 20.00
Swaim & Sherwood, ditto, Greensboro’ Patriot, 17.50
R. K. Bryan, ditto, North Carolinian, 8.10
1853, January.

COMMON SCHOOLS.

Paid sundry chairmen of boards of superintendents of common schools:
Alexander County, R. L. Steele, chairman, fall distribution, 1852, 450.27
Carteret  “  J. P. C. Davis, chairman, fall distribution, 1852, 483.72
Cherokee  “  S. G. R. Mount, chairman, fall distribution, 1852, 603.27
Guilford  “  Lyndon Swaim, chairman, fall distribution, 1852, 1,588.20
Henderson, "John Davis, chairman, fall distribution, 1852, 583.47
Lenoir "Jesse Vause, chairman, fall distribution, 1852, 556.63
Person "G. D. Satterfield, ch'm'n, fall distribution, 1852, 794.25
Pitt "Alfred Moye, chairman, fall distribution, 1852, 967.05
Warren "W. A. Burwell, chairman, fall distribution, 1852, 857.94
Wilkes "P. Eller, chairman, fall distribution, 1852, 1,047.78
Paid Calvin H. Wiley, general superintendent of common schools, his salary from December 24th, 1852, to January 1st, 1853, 28.70
Paid John B. Chesson, attorney of Latham, Watters & Windley for constructing turnpike from Plymouth to Lake Pungo, 4,000.00
Paid Fulton and Price for advertising in Wilmington Journal, fall distribution, 1852, common school fund, February.

<table>
<thead>
<tr>
<th>County</th>
<th>Chairman</th>
<th>Fall Distribution, 1852</th>
<th>Spring Distribution, 1852</th>
</tr>
</thead>
<tbody>
<tr>
<td>Burke</td>
<td>B. Bristol, chairman</td>
<td>553.42</td>
<td></td>
</tr>
<tr>
<td>Do</td>
<td></td>
<td>547.71</td>
<td></td>
</tr>
<tr>
<td>Catawba</td>
<td>G. P. Shuford, chairman</td>
<td>741.03</td>
<td></td>
</tr>
<tr>
<td>Davidson</td>
<td>Alfred Hargrave, ch'mn</td>
<td>1,271.07</td>
<td></td>
</tr>
<tr>
<td>Dave</td>
<td>Lemuel Bingham, ch'mn</td>
<td>559.84</td>
<td></td>
</tr>
<tr>
<td>Do</td>
<td></td>
<td>629.82</td>
<td></td>
</tr>
<tr>
<td>Gates</td>
<td>Robt. H. Ballard, ch'mn</td>
<td>619.02</td>
<td></td>
</tr>
<tr>
<td>Jones</td>
<td>R. Burrus, chairman</td>
<td>354.15</td>
<td></td>
</tr>
<tr>
<td>Nash</td>
<td>J. J. Q. Taylor, ch'mn</td>
<td>813.06</td>
<td></td>
</tr>
<tr>
<td>Onslow</td>
<td>E. B. Dudley, ch'mn</td>
<td>633.60</td>
<td></td>
</tr>
<tr>
<td>Rockingham</td>
<td>John L. Linsley, ch'mn</td>
<td>989.04</td>
<td></td>
</tr>
<tr>
<td>Do</td>
<td></td>
<td>1,037.67</td>
<td></td>
</tr>
<tr>
<td>Union</td>
<td>M. W. Cuthbertson, ch'mn</td>
<td>833.22</td>
<td></td>
</tr>
</tbody>
</table>

Institution for the deaf, dumb and blind—paid
1853.——Comptroller's Statement.

<table>
<thead>
<tr>
<th>Literary fund—disbursements.</th>
</tr>
</thead>
<tbody>
<tr>
<td>W. D. Cooke, per order of the executive committee,</td>
</tr>
<tr>
<td>Paid W. W. Holden for advertising spring and fall distribution of common school fund, 1852,</td>
</tr>
<tr>
<td>Paid John Reynolds for publishing in Asheville News, spring distribution, 1852,</td>
</tr>
<tr>
<td>Paid George Howard ditto,</td>
</tr>
<tr>
<td>Dunlap</td>
</tr>
<tr>
<td>Montgomery</td>
</tr>
<tr>
<td>Tyrrell</td>
</tr>
<tr>
<td></td>
</tr>
<tr>
<td>Common Schools.</td>
</tr>
<tr>
<td>Paid sundry chairmen of boards of superintendents of common schools—</td>
</tr>
<tr>
<td>Brunswick county, R. M. McCracken, ch’mn,</td>
</tr>
<tr>
<td>fall distribution, 1852,</td>
</tr>
<tr>
<td>Duplin</td>
</tr>
<tr>
<td>spring distribution, 1852,</td>
</tr>
<tr>
<td>Montgomery</td>
</tr>
<tr>
<td>fall distribution, 1852,</td>
</tr>
<tr>
<td>Tyrrell</td>
</tr>
<tr>
<td>fall distribution, 1852,</td>
</tr>
<tr>
<td>Institution for the deaf, dumb and blind—paid W. D. Cooke per order of the executive committee of said institution,</td>
</tr>
<tr>
<td>Swamp land—</td>
</tr>
<tr>
<td>This sum paid Sam’l F. Adams, Jr., to pay expenses incurred by Thos. J. Pasteur, under directions of literary board, in survey of swamp lands for drainage,</td>
</tr>
<tr>
<td>April.</td>
</tr>
<tr>
<td>Common Schools.</td>
</tr>
<tr>
<td>Paid sundry chairmen of boards of superintendents of common schools, fall distribution, 1852—</td>
</tr>
<tr>
<td>Ashe county, A. McMillan, chairman,</td>
</tr>
<tr>
<td>Gaston</td>
</tr>
<tr>
<td>Stokes</td>
</tr>
<tr>
<td>Institution for the deaf and dumb and blind—paid W. D. Cooke, per order of the executive committee of said institution,</td>
</tr>
<tr>
<td>Paid Calvin H. Wiley, general superintendent of common schools, his 1st quarter's salary for the year 1853,</td>
</tr>
<tr>
<td>Paid Wm. Hill, secretary of State, for making out warrants and surveys for the use of the literary board,</td>
</tr>
<tr>
<td>May.</td>
</tr>
<tr>
<td>Common Schools.</td>
</tr>
<tr>
<td>Paid sundry chairmen of boards of superintendents of common schools, spring dividend, 1853:</td>
</tr>
</tbody>
</table>


Anson county, H. B. Hammond, chmn, $860.48
Buncombe " M. Patton, " 1,019.04
Beaufort " Joseph Potts, " 937.28
Chowan " T. W. Huddings, " 420.16
Craven " John T. Lane, " 987.32
Cumberland " Ed. Lee Winslow, " 1,417.84
Carrtuck " Tully Williams, " 500.56
Edgecombe " David Barlow, " 1,101.60
Franklin " Wood T. Johnson, " 760.80
Granville " John Bullock, " 1,384.24
Guilford " Lyndoy Swain, " 1,478.40
Hertford " Wm. B. Wise, " 632.48
Iredell " M. Campbell, " 1,044.06
Johnston " D. H. Holland, " 948.88
Martin " A. H. Coifield, " 556.88
NewHanover " Stephn D. Wallace, " 1,138.88
Onslow " E. W. Sanders, " 563.20
Orange " Wm. H. Brown, " 1,196.56
Pasquotank " James C. Scott, " 616.64
Randolph " Jonathan Worth, " 1,214.08
Rowan " A. W. Brandon, " 986.32
Warren " Wm. A. Burwell, " 829.28
Wake " Rufus H. Jones, " 1,049.84
Washington " H. G. Spruill, " 382.40
Wayne " W. K. Lane, " 918.24

Institution for the deaf and dumb and blind—
Paid W. D. Cooke, per order of executive committee, &c., $850.00
Gov. Reid, to defray expenses of the literary board to 13th inst. inclusive, 201.00
Atkin and Rice, for publishing in Asheville Messenger, fall distribution of common school fund, 1852. 1875
Paid W. D. Cooke, for publishing in Southern Weekly Post, spring distribution, 1853, 875

June.

COMMON SCHOOLS.

Paid sundry chairmen of boards of superintendents of common schools, spring dividend, 1853—

<table>
<thead>
<tr>
<th>County</th>
<th>Chairmen</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alamance</td>
<td>John Trollinger, chmn</td>
<td>813.28</td>
</tr>
<tr>
<td>Camden</td>
<td>F. B. Grandy</td>
<td>413.92</td>
</tr>
<tr>
<td>Caswell</td>
<td>Thomas W Graves</td>
<td>972.88</td>
</tr>
<tr>
<td>Catawba</td>
<td>G. P. Sluford</td>
<td>658.72</td>
</tr>
<tr>
<td>Chatham</td>
<td>James S. Lassiter</td>
<td>1,284.40</td>
</tr>
<tr>
<td>Haywood</td>
<td>Joseph Cathay</td>
<td>552.56</td>
</tr>
<tr>
<td>Hyde</td>
<td>S. H. Rich</td>
<td>526.80</td>
</tr>
<tr>
<td>Jones</td>
<td>T. Barrus</td>
<td>314.80</td>
</tr>
</tbody>
</table>
### Comptroller's Statement

#### Literary Fund Disbursements

<table>
<thead>
<tr>
<th>County</th>
<th>Name</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lenoir</td>
<td>Jesse Vause</td>
<td>$494.56</td>
</tr>
<tr>
<td>McDowell</td>
<td>Joseph Conly</td>
<td>$459.28</td>
</tr>
<tr>
<td>Macon</td>
<td>J. R. Siler</td>
<td>$493.52</td>
</tr>
<tr>
<td>Northampton</td>
<td>Herod Faison</td>
<td>$558.48</td>
</tr>
<tr>
<td>Person</td>
<td>G. D. Satterfield</td>
<td>$706.40</td>
</tr>
<tr>
<td>Perquimans</td>
<td>E. N. Riddick</td>
<td>$482.88</td>
</tr>
<tr>
<td>Richmond</td>
<td>B. B. Mckenzie</td>
<td>$634.88</td>
</tr>
<tr>
<td>Stanly</td>
<td>John F. Stone</td>
<td>$507.84</td>
</tr>
<tr>
<td>Yancey</td>
<td>B. Henline</td>
<td>$645.44</td>
</tr>
</tbody>
</table>

#### Institution for the Deaf and Dumb and Blind

- Paid W. D. Cooke, per order of the executive committee of said institution, $1,450.00

#### Commonwealth Schools

- Paid sundry superintendents of common schools, spring distribution for 1853:
  - Bertie County, Jonathan S. Tayloe, $797.84
  - Bladen County, Geo. Cromartie, $641.92
  - Brunswick County, R. M. NeRaekan, $476.08
  - Cherokee County, S. G. R. Mount, $536.24
  - Cleveland County, John R. Logan, $775.76
  - Forsyth County, C. L. Banner, $509.60
  - Henderson County, John Davis, $518.64
  - Pitt County, Alfred Moyer, $859.60
  - Robeson County, John Moore, $886.40
  - Surry County, Thomas Crumpler, $1,411.44

- Paid C. H. Wiley, general superintendent of common schools, his 2d quarter's salary for 1852, $375.00

#### August

##### Commonwealth Schools

- Paid sundry chairmen of boards of superintendents of common schools, spring distrib. 1852:
  - Cabarrus County, J. Winecoff, $693.02
  - Carteret County, J. P. C. Davey, $496.04
  - Mecklenburg County, John A. Young, $937.92
  - Union County, M. W. Cuthbertson, $746.64

- Institution for the deaf and dumb and blind:
  - Paid W. D. Cooke, per order of the executive committee, $500.00

- Gullick & Richardson for publishing spring dist., $100.00
September.

<table>
<thead>
<tr>
<th>COMMON SCHOOLS.</th>
<th>Literary fund—disbursements.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Paid sundry chairmen—</td>
<td>$139,86516</td>
</tr>
<tr>
<td>Columbus County, Haynes Lennon, chairman, spring distribution, 1853,</td>
<td>$424 64</td>
</tr>
<tr>
<td>Greene &quot; Edw'd. Patrick, chairman, spring distribution, 1853,</td>
<td>$425 68</td>
</tr>
<tr>
<td>Montgomery &quot; Calvin E. Woodley, chm'n, spring distribution, 1853,</td>
<td>$493 04</td>
</tr>
<tr>
<td>Rutherford &quot; H. Harrell, chairman, fall distribution, 1852,</td>
<td>$1,114 92</td>
</tr>
<tr>
<td>Sampson &quot; A. Monk, chairman, spring distribution, 1853,</td>
<td>$984 88</td>
</tr>
<tr>
<td>Tyrrel &quot; John McCleese, chairman, spring distribution, 1853,</td>
<td>$356 16</td>
</tr>
</tbody>
</table>

Institution for the deaf and dumb and the blind:
Paid W. D. Cooke, per order of the executive committee of said institution, | $1,300 00 |
Paid expenses of T. J. Pasteur, agent of the literary board, for surveying Open Ground prairie swamp lands for drainage, | $21 00 |
Paid T. W. Atkin, for pub. in Asheville News spring distribution, 1853, com. school fund, | $11 25 |

October.

<table>
<thead>
<tr>
<th>COMMON SCHOOLS.</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Paid sundry chairmen spring distribution, 1853:</td>
<td></td>
</tr>
<tr>
<td>Halifax County, Thomas Ousby, chairman,</td>
<td>$1,040 56</td>
</tr>
<tr>
<td>Moore &quot; John C. Jackson &quot;</td>
<td>$684 16</td>
</tr>
<tr>
<td>Stokes &quot; W. A. Mitchell &quot;</td>
<td>$600 20</td>
</tr>
<tr>
<td>Paid W. W. Holden, for blanks for superintendent of common schools,</td>
<td>$17 75</td>
</tr>
</tbody>
</table>

$139,86516

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**STATEMENT B.**

**PUBLIC FUND—RECEIPTS.**

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public tax for the year 1852,</td>
<td>$178,166 39</td>
</tr>
<tr>
<td>&quot; for former years,</td>
<td>$545 03</td>
</tr>
<tr>
<td>State loan,</td>
<td>$491,856 62</td>
</tr>
<tr>
<td>&quot; coupon bonds, (principal,)</td>
<td>$1,000,000 00</td>
</tr>
<tr>
<td>&quot; &quot; (interest,)</td>
<td>$15,800 34</td>
</tr>
<tr>
<td>&quot; &quot; (premium,)</td>
<td>$42,197 00</td>
</tr>
<tr>
<td>Interest on Wilmington &amp; Raleigh Railroad bonds,</td>
<td>$3,000 00</td>
</tr>
</tbody>
</table>
1853.—Comptroller's Statement.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public fund—tickets.</td>
<td></td>
</tr>
<tr>
<td>Int. on Seaboard &amp; Roanoke Railroad bonds,</td>
<td>$64646</td>
</tr>
<tr>
<td>Plankroad dividends,</td>
<td>4,800.00</td>
</tr>
<tr>
<td>Mexican war, amount refunded by U. S.,</td>
<td>12,724.23</td>
</tr>
<tr>
<td>Bank dividends,</td>
<td>976.00</td>
</tr>
<tr>
<td>Tax on bank stock,</td>
<td>7,994.75</td>
</tr>
<tr>
<td>Cherokee bonds,</td>
<td>800.00</td>
</tr>
<tr>
<td>Tax on attorneys' licenses,</td>
<td>590.00</td>
</tr>
<tr>
<td>General Assembly, refunded,</td>
<td>80</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$1,760,127.72</strong></td>
</tr>
</tbody>
</table>

As follows:

1852.

**Nov.**
- Received dividend on 122 shares of stock in bank of Cape Fear, $488.00
- Of treasurer of the United States, expenditures on regiment of volunteers in the war with Mexico, refunded, 9,567.73
- Premium on draft for ditto, 71.75

**Dec.**
- Of bank of the State, amount loaned, T. S. D. McDowell, amount overpaid him as member of the last General Assembly, 49,243.85

1853.

**Jan'y.**
- E. B. Freeman, clerk of supreme court at Raleigh, tax on attorney's licenses, granted Dec. term, 1852, 400.00
- Received of bank of the Republic, New York, amount loaned, 50,000.00
- Bank of the State, amount loaned, 49,243.85
- Interest on Wilmington and Raleigh railroad bonds, 1,500.00

**Feb.**
- Bank of the Republic, N. York, amount loaned, 50,000.00
- Bank of the State, ditto, 74,457.53

**March.**
- Hezekiah Andrews, late sheriff of Randolph county, additional return of public taxes for the year 1850, 80.00

**April.**
- For State coupon bonds sold—
  - Principal, $461,000.00
  - Interest, 6,940.00
  - Premium, 23,161.20
- May. Dividend on stock in bank of Cape Fear, 488.00
- Interest on Seaboard and Roanoke railroad bonds, 323.23
- Bank of the Republic, N. York, amount loaned, 100,000.00
| June. Dividend on stock in Fayetteville and Western plank road company,  | 4,800.00 |
| Alexander Duckworth, sheriff of Burke county, additional return of public tax for the year 1851, | 253.81 |
| July. Bank of the Republic, N. York, amount loaned, | 50,000.00 |
| Bank of the State, ditto, | 68,941.39 |
| Interest on Wilmington and Raleigh railroad bonds, | 1,500.00 |
| Bank of Wadesboro, tax on stock held by individuals in said bank, | 500.00 |
| Bank of Washington, ditto, | 475.00 |
| E. B. Freeman, clerk of supreme court, Raleigh, tax on attorney’s licenses, June term, 1853, | 190.00 |
| Treasurer of the United States, payment in full for expenditures made in this State on regiment of volunteers in the war with Mexico, (including $1,371.30, as interest,) refunded, | 3,084.84 |
| Aug’t. Sundry sheriffs, public taxes for the year 1852, payable in 1853, | 33,913.71 |
| Joseph Carroll, late sheriff of Cleveland county, additional return of public tax for the year 1851, | 1987 |
| Merchant’s bank of Newbern, tax on stock, | 562.50 |
| Commercial bank of Wilmington, ditto, | 875.00 |
| Interest on Seaboard and Roanoke railroad bonds, | 323.23 |
| Sept. Bank of Fayetteville, tax on stock, | 950.00 |
| C. Dewey, cashier, premium on draft for $20,000 on bank of Republic, city of New York, | 500.00 |
| R. P. Finch, clerk of the superior court of Wake county, in part of judgment against Charles Baker, late sheriff of Yancey county, | 3565 |
| Sundry sheriffs, public taxes for the year 1852, payable in 1853, | 143,962.35 |
| J. A. Mason, sheriff of Gaston county, additional return of public tax for the year 1850, | 104.03 |
### Public Fund—Receipts

| Oct. | T. W. Ray, late sheriff of Madison county, additional return of public taxes for the year 1851 | $5170 |
|      | T. I. Judkins, sheriff of Warren county, additional return of public tax for the year 1852 | 9400 |
|      | D. Rushing, sheriff of Union county, do. | 19633 |
|      | Bank of Cape Fear, tax on stock held by individuals in said bank | 238900 |
|      | Bank of the State, ditto | 224325 |
|      | F. S. Lyon, commissioner of banks in the State of Alabama, for 500 State coupon bonds— | |
|      | Principal, $500,000 00 | 523,07534 |
|      | Interest, 8,075 34 | 15,000 00 |
|      | Jacob Siler, agent for the collection of Cherokee bonds | 80000 |
|      | Chas. Dewey, cashier of the bank of the State, premium on two drafts on the bank of the Republic in New York city, amounting to $373,000 | 186500 |

**Total:** $1,760,12772

### Public Fund—Disbursements

| North-Carolina railroad company | $587,13500 |
| State loan | 499,04906 |
| Cape Fear & Deep river navigation company | 80,00000 |
| Weldon and Gaston railroad | 72,50000 |
| Hospital for insane | 30,54577 |
| General Assembly | 56,30937 |
| Neuse river navigation company | 27,50000 |
| Literary fund | 24,11736 |
| Principal, Raleigh and Gaston railroad bonds | 30,00000 |
| Interest on ditto | 30,79560 |
| Do. State bonds | 22,19901 |
| Do. State coupon bonds | 10,44000 |
| Judiciary | 28,03929 |
| Public printing | 13,02374 |
| Raleigh and Gaston railroad | 14,68925 |
| Int'st., Fayetteville & Western plankroad bonds | 6,97056 |
| N. Carolina railroad survey, western extension | 2,00000 |
| Atlantic railroad survey | 1,00000 |
| Presidential election | 2,04308 |
Congressional do. $824.42
Sheriffs for settling taxes, 1,498.85
Geological survey, 5,850.00
Tar river navigation, 2,000.00
Revised Statutes, 1,300.00
Executive department, 2,198.00
State department, 800.00
Treasury department, 2,000.00
Comptroller's department, 1,000.00
Adjutant general, 200.00
State librarian, 525.00
Superintendent capitol, 260.00
Governor's house, (furnishing,) 1,027.46
Pensioners, 710.00
Weights and measures, 496.06
Agricultural societies, 400.00
Contingent and miscellaneous, 5,028.61

As follows:—

Nov. Paid William Collins, chairman of the commissioners of Weldon and Gaston railroad company, in part of the State's subscription to said road, $40,000.00
J. R. Justice, president Neuse river navigation company, in part of State's subscription to said road, 5,000.00
Sundry persons, per order of commissioners hospital for insane, 8,000.00
Sundry persons, interest on Fayetteville and Western plank road bonds, 444.90
C. Dewey, cashier, interest on Raleigh and Gaston railroad bonds, 60.00
Hon. Thomas Ruffin, chief justice of the supreme court, his 3d quarter's salary for 1852, 625.00
Hon. M. E. Manly, one of the judges of the superior courts, his half year's salary for 1852, 975.00
Hon. Thomas Settle, ditto, 975.00
James Iredell, reporter of the supreme court, for reporting decisions of said court, August term at Morganton, 1852, 150.00
W. D. Cooke, for printing and delivering 127 copies of the supreme court re-
ports, August term, 1852, at Morganton...
John DeCarteret & Son, for binding, &c.
supreme court reports,
William Eaton, Jr., attorney general, four
certificates,
W. N. H. Smith, solicitor, 10 certificates,
R. Strange, " 8 "
Geo. S. Stevenson, " 7 "
B. S. Gaither, " 3 "

Nov. Paid James R. Dodge, clerk of the su-
preme court at Morganton, per resolution
of General Assembly, 12271
Seaton Gales, ditto, 3200
S. McClanehan, assistant geologist, in
part of salary, 20000
James Puttick, for deepening well and
repairing pump on capitol square, 15000
Expenses of board of internal improve-
ment fund, 13742
J. H. DeCarteret & Son, for letter book
for executive office, 735
K. H. Worthy, for insolvent polls not al-
lowed in settlement of taxes, 480
T. W. Ray, sheriff of Madison county,
for holding, &c. senatorial election, 1083
M. A. Meredith, for publishing govern-
or's proclamation in October, 1850, in
Biblical Recorder, 450
For publishing governor's proclamation
relative to free suffrage:—
T. Burr, Jr. Wilmington Herald, 5400
Swaim & Sherwood, Greensboro' Patriot, 4662
M. A. Meredith, Biblical Recorder, 4800
L. D. Starke, Pioneer, 5350
H. B. Hayes, Christian Sun, 4350
Orin Churchill, Weekly Message, 4200
W. L. Mayhew, Newbernian, 4000
Ann Patterson, of Alexander county, her
pension for the year 1852, 3250
Alex. Taylor, sr. of Craven county, do. 5000
Sundry sheriffs, for bringing to Raleigh
duplicate certificates of the election of
electors for president and vice president
of the United States, 1,06210

GENERAL ASSEMBLY.

Dec. Paid members of the Senate as follows:
(§15,170 65.)
<table>
<thead>
<tr>
<th>Name</th>
<th>Amount</th>
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<tbody>
<tr>
<td>Hon. Weldon N. Edwards, Speaker</td>
<td>$340 40</td>
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<tr>
<td>William Albright</td>
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Public fund—
disbursements.

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Paid members of the House of Commons, as follows:—(§35,422 59.)

- John Baxter, Speaker, $400.00
- J. R. B. Adams, $285.50
- J. W. Albertson, $301.00
- Wm. A. Allen, $257.00
- James S. Amis, $258.00
- Jacob Alford, $276.60
- W. W. Avery, $298.00
- Caleb Barco, $315.00
- Wm. Barrett, $270.00
- William Black, $290.12
- William J. Blow, $273.00
- G. W. Brooks, $279.00
- John W. Bryant, $256.40
- A. W. Burton, $267.00
- John B. Bynum, $234.40
- Turner Bynum, $252.00
- C. R. Byrd, $312.00
- D. F. Caldwell, $272.00
- J. A. Caldwell, $290.00
- Benj. C. Calloway, $299.00
- L. B. Carmichael, $291.00
- Joseph B. Cherry, $285.00
- A. B. Chestnutt, $256.00
- T. H. Christmas, $227.00
- Hugh W. Collins, $297.00
- C. L. Cook, $287.40
- John A. Corbett, $263.00
- R. C. Cotton, $263.00
- W. L. Daniel, $290.40
- J. A. Dunn, $269.12
- Atlas J. Dargan, $291.00
- James C. Dobbin, $257.00
- Joseph Dobson, $283.20
- Wm. T. Dortch, $247.00
- B. L. Durham, $259.60
- William Ellis, $267.60
- John S. Erwin, $302.50
- Mills H. Fure, $295.00
- John A. Fagg, $323.80
- E. W. Fonville, $267.00
- J. L. Foreman, $246.00
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<td>Hardy Herring</td>
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<td>Wm. E. Hill</td>
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<td>S. B. Jarvis</td>
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<td>William Long</td>
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<td>R. G. A. Love</td>
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<td>Elisha P. Miller</td>
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<td>L. A. Mills</td>
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<td>A. S. Mooring</td>
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<td>James D. Perkins</td>
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<td>R. C. Puryear</td>
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<td>Alfred Reed</td>
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<td>David Reid</td>
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<td>James F. Rives</td>
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<tr>
<td>Etheldred Sauls</td>
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Public fund—
disbursements.

Romulus M. Saunders,  $255.00
A. M. Scales,  276.20
Henderson Sherrill,  289.00
John Shimpock,  276.00
S. V. Simmons,  250.00
Richard H. Smith,  237.00
Samuel B. Spruill,  289.00
Robert Strange, Jr.,  266.00
J. R. Stubbs,  279.00
Charles M. Styles,  337.40
William Sutton,  259.00
Vandiver Teague,  290.20
Jesse Thornburg,  271.80
Cary Tolson,  284.50
Levi Trexler,  281.00
William H. Tripp,  285.00
Josiah Turner,  262.40
William Turner,  270.00
W. A. Walton,  280.20
William P. Ward,  257.00
Henry H. Watters,  273.20
Jesse A. Waugh,  276.50
C. J. Webb,  308.40
John H. Wheeler,  287.50
David W. Whitehurst,  296.10
G. H. Wilder,  235.00
B. F. Williams,  270.00
Samuel A. Williams,  239.80
C. H. Wiley,  257.00
C. B. Wood,  261.80
R. I. Wynne,  253.60
S. D. Pool, principal clerk,  627.00
James R. Dodge, assistant clerk,  550.00
Wm. R. Lovell, principal doorkeeper,  286.60
Wm. S. Webster, assistant doorkeeper,  265.00
Wm. P. Caldwell, engrossing clerk,  243.00
W. H. Joyner, engrossing clerk,  221.00
T. D. Harris,  do  do  do  275.60

Paid the following persons in pursuance of resolutions of General Assembly:

James R. Dodge,  122.71
W. L. Pomeroy,  127.17
W. H. & R. S. Tucker,  247.30
Stephen D. Pool,  40.00
Rufus H. Page,  50.00
Patrick McGowan,  25.00
James Page,  25.00
W. S. Webster,  25.00
Wm. R. Lovell, $27.25
Henry Kiem, 24.00
S. H. Young, 23.01
James McKinimon, 21.88
Charles S. Wheeler, 20.00
W. A. Walsh, 30.00
Drury King, 18.00
Joseph Small, 18.00
O. H. Perry, 18.00
Rufus H. Page, 10.00
Andrew J. Terrill, 9.00
Paid members of the electoral college:
David G. W. Ward, 15.00
Robert P. Dick, 18.80
Burton Craig, 28.60
Thomas Bragg, 25.00
W. F. Leak, 24.00
A. Rencher, 10.00
Samuel J. Person, 30.00
Sundry sheriffs for making returns of
election of electors for President and
Vice President of the United States, 349.95
North-Carolina railroad company, per re-
solution of General Assembly, Decem-
ber 17, 1852, 100,000.00
J. & J. W. Conrad, per order of the com-
missioners of the hospital for insane, 1,500.00
C. Dewey, cashier, interest on Raleigh
and Gaston railroad bonds, 60.00
John Spears, Cumberland co., Pension, 150.00
Martha Spears, " " 100.00
Thomas Lwell, Craven " 50.00
Zilpha Crocker, Wayne " 50.00
William Sasser, " " 40.00
Theo. Gardner, " " 40.00
James E. Morris, keeper of public arms
at Newbern, salary from 1st February,
to 30th September, 1852, 250.00
E. Emmons, State geologist, in part of
salary, 500.00
S. McClanahan, assistant do. 160.00
Expenses board of internal improvement,
A. H. Sanders, sheriff of Montgomery
county, for insolvent polls not allowed
in settlement, 60.01
E. C. Bartlett, sheriff of Ashe co., ditto, 133.37
M. F. Arendell and others, commision-
Bogue banks, lands on which Fort Macon was built, $30.00
W. L. Pomeroy, bill of stationery purchased by secretary of State, 50.94
Drury King, to pay for sundry repairs on State capitol, 6.75
For publishing governor’s proclamation relative to free suffrage—
James M. Edney, Asheville Messenger, 58.00
W. Eborn, Plymouth Villager, 43.50
R. K. Bryan, North-Carolinian, 30.70
James M. Edney, N. C. Baptist, 29.00
Robinson, Murphy & Co., New Era, 31.50
R. P. Waring, for publishing in Western Democrat governor’s proclamation convening the General Assembly, 3.50
Gulick & Richardson, for publishing the governor’s proclamation for arrest of Barfield and Edmundson, fugitives from justice, 9.00
Wm. T. Stephenson, balance for bringing W. D. Rose, a fugitive from justice, from South Carolina to Halifax county, 32.00
The following judges of the superior courts their last half year’s salary for the year 1852:
Hon. Wm. H. Battle, 975.00
“ David F. Caldwell, 975.00
“ J. L. Bailey, 975.00
“ John W. Ellis, 975.00
Cad. Jones, jr., solicitor, 12 certificates, 240.00
Daniel Coleman, “ 11 “ 220.00
B. S. Gaither, “ 4 “ 80.00
G. S. Stevenson, “ 3 “ 60.00
T. R. Caldwell, pro tem. 1 “ 20.00

1853.
Jan. Paid governor Reid his fourth quarter’s salary for the year 1852, 500.00
W. H. Jones, private secretary, ditto, 75.00
For servant for executive office for the year 1852, 48.00
D. W. Courts, public treasurer, his fourth quarter’s salary for the year 1852, 375.00
S. Birdsall, clerk in the treasury, ditto, 125.00
Wm. Hill, secretary of State, his fourth quarter’s salary for the year 1852, 200.00
Wm. J. Clarke, comptroller, ditto, 250.00
Drury King, superintendent, ditto, 65.00
Adjutant general, R. W. Haywood, his last half year's salary for 1852, $109.00
J. Brown, for articles furnished capitol, $2.15
T. H. Selby, ditto, $2.00
J. Woltering, ditto and repairs, $4.17
James Iredell, for books furnished public library, $8.00
Charles Latham, amount of taxes overpaid for 1849, refunded by resolution of the General Assembly, $100.00
George Little, per resolution of the General Assembly, for slave Rufus, killed on Raleigh and Gaston railroad, in December, 1848, while said road was in the care of the agents of the State, $700.00
The following persons for advertising the governor's proclamation relative to free suffrage, to wit:—
Fulton & Price, Wilmington Journal, $43.50
Burwell Temple, Primitive Baptist, $24.50
J. F. Simmons, Weldon Patriot, $50.00
Daniel Ward, member of the Senate, for his attendance during late session of the General Assembly, $267.60
The following persons, per resolutions of General Assembly:
James H. Powditch, $50.00
P. F. Pescud, $12.55
P. Busbee, $6.00
W. D. Ashley, $25.00
L. B. Walker, $12.37
Seaton Gales, for printing for General Assembly, $4,242.08
The following persons on account of Revised statutes, per resolution of General Assembly:—
R. M. Saunders, $500.00
B. F. Moore, $500.00
M. W. Ransom, $300.00
Wm. H. High, sheriff of Wake county, for holding, &c. presidential election, $2.50
F. S. Roper, sheriff of Hyde county, do., $37.83
Principal, Raleigh and Gaston railroad bonds, as follows:—
R. O. Britton, ex'r. of Stephen G. Wells, Bond No. 271 $1,000.00
Ditto, 272 $1,000.00
### Public fund disbursements

<table>
<thead>
<tr>
<th>Name</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Walter S. Booth</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>Ditto</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>James Ligon</td>
<td>$1,600.00</td>
</tr>
<tr>
<td>Walter S. Booth</td>
<td>$1,500.00</td>
</tr>
<tr>
<td>George McIntosh</td>
<td>$2,000.00</td>
</tr>
<tr>
<td>James C. Bruce</td>
<td>$2,500.00</td>
</tr>
<tr>
<td>Ditto</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>John V. Wilcox</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>R. N. &amp; D. C. Herndon</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>Ditto</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>Alfred Jones</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>E. B. Freeman</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>W. E. &amp; A. J. Brodnax</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>II. C. E. Baskerville</td>
<td>$6,000.00</td>
</tr>
<tr>
<td>C. Dewey, cashier, interest on Raleigh and Gaston railroad bonds</td>
<td>$9,480.00</td>
</tr>
<tr>
<td>J. R. Anderson, for iron for Raleigh and Gaston railroad, per resolution of last General Assembly</td>
<td>$13,989.25</td>
</tr>
<tr>
<td>Hon. F. Nash, chief justice of the supreme court, his 4th quarter's salary for 1852</td>
<td>$625.00</td>
</tr>
<tr>
<td>Hon. R. M. Pearson, judge of the supreme court, his 4th quarter's salary for 1852</td>
<td>$625.00</td>
</tr>
<tr>
<td>Hon. W. H. Battle, judge of the supreme court, his salary from Dec. 7th, 1852, to January 1st, 1853</td>
<td>$166.50</td>
</tr>
<tr>
<td>M. W. Ransom, attorney general, for attending December term, 1852, of supreme court</td>
<td>$100.00</td>
</tr>
<tr>
<td>Hon. John M. Dick, judge of the superior court, his last semiannual salary for the year 1852</td>
<td>$975.00</td>
</tr>
<tr>
<td>Per orders of the commissioners of the hospital for the insane</td>
<td>$3,000.00</td>
</tr>
<tr>
<td>President and directors of the literary fund, as interest on moneys belonging to said fund, used for purposes of the public fund, from 1846 to 1st April, 1852</td>
<td>$24,117.36</td>
</tr>
<tr>
<td>Sundry persons, interest on State bonds, due 1st Monday of January, 1853</td>
<td>$8,304.30</td>
</tr>
<tr>
<td>Sundry persons, interest on Fayetteville and Western plankroad bonds, due 1st Monday, instant</td>
<td>$2,590.56</td>
</tr>
<tr>
<td>Feb. North-Carolina railroad company, in part of the State's subscription to capital stock</td>
<td>$100,000.00</td>
</tr>
<tr>
<td>Description</td>
<td>Amount</td>
</tr>
<tr>
<td>---------------------------------------------------------------------------</td>
<td>------------</td>
</tr>
<tr>
<td>Principal, Raleigh and Gaston railroad bond, No. 390,</td>
<td>$6,000.00</td>
</tr>
<tr>
<td>C. Dewey, cashier, interest on Raleigh and Gaston railroad bonds,</td>
<td>7,215.00</td>
</tr>
<tr>
<td>Weldon and Gaston railroad company, in part of State's subscription for</td>
<td>20,000.00</td>
</tr>
<tr>
<td>construction of said railroad,</td>
<td></td>
</tr>
<tr>
<td>Per order of commissioners of hospital for the insane,</td>
<td>5,000.00</td>
</tr>
<tr>
<td>E. B. Freeman, clerk of supreme court, per certificate of the judges of</td>
<td>150.00</td>
</tr>
<tr>
<td>said court, half year's salary, ending 31st Dec. 1852,</td>
<td></td>
</tr>
<tr>
<td>Recording 1218 pages, at 30 cts. a page,</td>
<td>365.40</td>
</tr>
<tr>
<td>D. Coleman, solicitor, 3 certificates,</td>
<td>60.00</td>
</tr>
<tr>
<td>E. Emmons, state geologist, in part of his salary,</td>
<td>850.00</td>
</tr>
<tr>
<td>E. Emmons, jr., assistant geologist, ditto,</td>
<td>200.00</td>
</tr>
<tr>
<td>Spence McClanahan, ditto,</td>
<td>200.00</td>
</tr>
<tr>
<td>James P. Taylor, State librarian, his salary for the year 1852,</td>
<td>300.00</td>
</tr>
<tr>
<td>J. H. Wheeler, for 50 copies of Wheeler's history of North-Carolina, for</td>
<td>100.00</td>
</tr>
<tr>
<td>State library,</td>
<td></td>
</tr>
<tr>
<td>Expenses of council of State,</td>
<td>204.60</td>
</tr>
<tr>
<td>William H. Jones, private secretary to the governor, his salary from 1st</td>
<td>25.00</td>
</tr>
<tr>
<td>to 31st January, 1853,</td>
<td></td>
</tr>
<tr>
<td>Wm. Thompson, per resolution of General Assembly,</td>
<td>9.00</td>
</tr>
<tr>
<td>W. D. Cooke, per do., for skeleton maps,</td>
<td>85.00</td>
</tr>
<tr>
<td>Wm. White, postmaster, bill of postage of executive, treasury, comptroller's and adjutant general's offices,</td>
<td>73.85</td>
</tr>
<tr>
<td>R. Wooten, for keeping public arms at Fayetteville, guarding arsenal, &amp;c.</td>
<td>49.00</td>
</tr>
<tr>
<td>Editors Washington Union, for advertising for treasurer,</td>
<td>5.00</td>
</tr>
<tr>
<td>Wm. Hill, secretary of State, for furnishing printer with copy of acts and resolutions of last General Assembly,</td>
<td>484.00</td>
</tr>
<tr>
<td>W. W. Holden, for printing done for executive department,</td>
<td>240.87</td>
</tr>
<tr>
<td>Ditto, for printing done for public treasurer's office,</td>
<td>173.00</td>
</tr>
<tr>
<td>Ditto, comptroller's office,</td>
<td>50.00</td>
</tr>
<tr>
<td>Publishing governor's proclamation relative to free suffrage:</td>
<td></td>
</tr>
</tbody>
</table>
Public fund—
disbursements.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Holton &amp; Williamson, N. C. Whig</td>
<td>$46.50</td>
</tr>
<tr>
<td>John Reynolds, Asheville News</td>
<td>$58.00</td>
</tr>
<tr>
<td>George Howard, Tarboro' Southerner</td>
<td>$43.50</td>
</tr>
<tr>
<td>S. H. Young, for 229 cords of wood for General Assembly and public offices</td>
<td>$400.75</td>
</tr>
<tr>
<td>Sundry persons, interest on Fayetteville and Western plank road bonds</td>
<td>$240.00</td>
</tr>
<tr>
<td>Sundry persons, interest on State bonds</td>
<td>$1,501.48</td>
</tr>
<tr>
<td>Mrch. J. T. C. Wiatt, marshal of the supreme court, for attendance on said court 56 days, December term, 1852,</td>
<td>$112.00</td>
</tr>
<tr>
<td>E. Emmons, jr. assistant geologist, in part of salary</td>
<td>$800.00</td>
</tr>
<tr>
<td>James E. Morris, keeper of public arms at Newbern, his 4th quarter’s salary for the year 1852,</td>
<td>$37.50</td>
</tr>
<tr>
<td>Thomas J. Lemay, for printing for secretary’s office</td>
<td>$30.75</td>
</tr>
<tr>
<td>Seaton Gales, for printing for executive, secretary’s and adjutant general’s offices,</td>
<td>$27.75</td>
</tr>
<tr>
<td>Gulick &amp; Richardson, for publishing governor’s proclamation relative to fugitive from justice,</td>
<td>$4.50</td>
</tr>
<tr>
<td>Danforth, Bald &amp; Co. for engraving and printing coupon State bonds</td>
<td>$1,241.60</td>
</tr>
<tr>
<td>E. S. Gaylord, for repairing lightning rod for capitol</td>
<td>$46.50</td>
</tr>
<tr>
<td>Samuel A. Harris, for apprehending and delivering George Foster, a fugitive from justice, to the sheriff of Mecklenburg county,</td>
<td>$200.00</td>
</tr>
<tr>
<td>For telegraphic despatches for treasurer,</td>
<td>$5.60</td>
</tr>
<tr>
<td>Interest on State bonds</td>
<td>$30.00</td>
</tr>
<tr>
<td>Interest on Fayetteville &amp; Western plank road bonds</td>
<td>$165.00</td>
</tr>
<tr>
<td>April. Bank of the State, money loaned public treasurer, December 22d, 1852, pursuant to resolution of the General Assembly of that date,</td>
<td>$50,000.00</td>
</tr>
<tr>
<td>Interest on above,</td>
<td>$139.70</td>
</tr>
<tr>
<td>Ditto, January 8th, 1853</td>
<td>$50,000.00</td>
</tr>
<tr>
<td>Ditto, February 26th, 1853</td>
<td>$75,000.00</td>
</tr>
<tr>
<td>Cape Fear and Deep river navigation company, in part of State’s subscription, pursuant to act of last General Assembly,</td>
<td>$40,000.00</td>
</tr>
</tbody>
</table>
Interest on State bonds, $300.00
Ditto, Fayetteville and Western plank-road bonds, 300.00
Expenses of board of internal improvement, 538.7
Stebbins, Darricott & Co., for spittoons for legislative halls, 23.25
Postage of secretary of State’s office, 5.86
Gov. Reid, his first quarter’s salary for the year 1853, 500.00
S. F. Adams, private secretary to governor, his salary for the months of February and March, 1853, 50.00
William Hill, secretary of State, his first quarter’s salary, 1853, 200.00
D. W. Courts, public treasurer, ditto, 375.00
S. Birdsall, clerk to treasurer, ditto, 125.00
Wm. J. Clarke, comptroller, ditto, 250.00
J. F. Taylor, librarian, ditto, 75.00
D. King, superintendent of capitol, ditto, 65.00
Hon. F. Nash, chief justice of supreme court, his first quarter’s salary, 1853, 625.00
Hon. R. M. Pearson, judge of supreme court, his first quarter’s salary, 1853, 625.00
Hon. Wm. H. Battle, ditto, 625.00
M. W. Ransom, att’y gen’l, 7 certificates, 140.00
A. W. Burton, solicitor, 6 do. 120.00
R. Strange, do. 5 do. 80.00
Wesley Whitaker, jr. for printing acts of last General Assembly, 4,443.12
Seaton Gales, for printing journals of do. May, 954.08
North-Carolina railroad company, in part of State’s subscription, 200,000.00
Neuse river navigation company, balance of State’s subscription, 22,500.00
S. Birdsall, clerk of internal improvement fund, for services from 1st April, 1852, to 1st instant, 825.00
S. McClanehan, assistant geologist, in part of salary, 300.00
Expenses of council of State, 130.00
W. D. Cooke, for index to 8th vol. Iredell’s law reports, 348.8
Hon. John M. Dick, judge of the superior court, his first half year’s salary for 1853, 975.00
Hon. R. M. Saunders, ditto, 975.00
Hon. J. L. Bailey, ditto, $975.00
Cad. Jones, jr. solicitor, 12 certificates, 240.00
W. N. H. Smith, do. 9 do. 180.00
R. Strange, do. 6 do. 120.00
J. H. DeCarteret & Son, for binding journals, laws and documents of last General Assembly, 855.00
Secretary of State, for superintending publication of ditto, 100.00
W. L. Pomeroy, for stationery, 211.46
Sculpturing, &c. block of marble for Washington monument, 315.00
Telegraphing for Treasurer, 86
Sundry persons, interest on State bonds, 1,238.33
Sundry persons, interest on Fayetteville and Western plank road bonds, 90.00
C. H. Butt, for printing & binding check books for treasurer, 108.7
Atkin & Rice, for publishing in Asheville News Governor's proclamation convening General Assembly, 525
John Hooper, agent for the newspapers of the city of New York, for advertising sale of coupon bonds, 1,543.67
John Hillyer, agent for Boston Atlas, Philadelphia Gazette, and New York Mercantile Journal, for ditto, 806.75

June. Hon. M. E. Manly, judge of the superior courts, his first semiannual salary for the year 1853, 975.00
Hon. D. F. Caldwell, ditto, 975.00
G. S. Stevenson, solicitor, 10 certificates, 200.00
A. W. Burton, do. 6 do. 120.00
W. N. H. Smith, do. 1 do. 20.00
Per order of superintendent and commissioners of hospital for the insane, 4,000.00
Gov. Reid, in part of appropriation for furnishing governor's house, 200.00
C. Dewey, cashier, interest on Raleigh and Gaston railroad bonds 60.00
E. Emmons, State geologist, in part of salary, 625.00
E. Emmons, jr., assistant ditto, 325.00
Interest on State bonds, 300.00
Interest on Fayetteville and West. plank-road bonds, 300.00
Seth Jenks, for carrying laws and journals
<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>of last General Assembly to 18 eastern counties</td>
<td>$280.00</td>
</tr>
<tr>
<td>William Cheek, ditto</td>
<td>280.00</td>
</tr>
<tr>
<td>Adams &amp; Co., freight on State coupon bonds</td>
<td>20.00</td>
</tr>
<tr>
<td>Waring &amp; Heron, for publishing governor's proclamation relative to England and Foster</td>
<td>7.00</td>
</tr>
<tr>
<td>S. Gales, for advertising sale of coupon bonds</td>
<td>15.00</td>
</tr>
<tr>
<td>North-Carolina railroad company, balance of first half million of dollars due by the State on account of subscription to capital stock of said company</td>
<td>100,000.00</td>
</tr>
<tr>
<td>Cape Fear &amp; Deep river navigation company, in part of subscription of the State to the capital stock of said company</td>
<td>20,000.00</td>
</tr>
<tr>
<td>R. L. Myers, W. J. Blow and Wm. Norfleet, in part of appropriation for clearing out and improving the navigation of Tar river</td>
<td>1,000.00</td>
</tr>
<tr>
<td>C. Dewey, cashier, interest on Raleigh and Gaston railroad bonds, due first Monday, instant</td>
<td>9,435.00</td>
</tr>
<tr>
<td>Gov. Reid, his second quarter salary for the year 1853</td>
<td>500.00</td>
</tr>
<tr>
<td>D. W. Courts, public treasurer, his 2d quarter salary, 1853</td>
<td>375.00</td>
</tr>
<tr>
<td>S. Birdsall, clerk, ditto</td>
<td>125.00</td>
</tr>
<tr>
<td>William Hill, secretary of State, ditto</td>
<td>200.00</td>
</tr>
<tr>
<td>William J. Clarke, comptroller, ditto</td>
<td>250.00</td>
</tr>
<tr>
<td>R. W. Haywood, adjutant general, his half year's salary</td>
<td>100.00</td>
</tr>
<tr>
<td>James F. Taylor, librarian, his 2d quarter salary, 1853</td>
<td>75.00</td>
</tr>
<tr>
<td>Drury King, superintendent of capitol, his 2d quarter salary, 1853</td>
<td>65.00</td>
</tr>
<tr>
<td>Wm. White, postmaster, his bill for postage of executive, treasury, comptroller, and adjutant general's offices, for quarter ending 1st instant</td>
<td>67.61</td>
</tr>
<tr>
<td>Hon. F. Nash, chief justice of the supreme court, his 2d quarter salary, 1853</td>
<td>625.00</td>
</tr>
<tr>
<td>Hon. R. M. Pearson, judge, ditto</td>
<td>625.00</td>
</tr>
<tr>
<td>Hon. Wm. H. Battle, ditto</td>
<td>625.00</td>
</tr>
<tr>
<td>E. B. Freeman, cl'k. of the supreme court, for salary ending 30 June, 1853</td>
<td>150.00</td>
</tr>
<tr>
<td>Description</td>
<td>Amount</td>
</tr>
<tr>
<td>-----------------------------------------------------------------------------</td>
<td>----------</td>
</tr>
<tr>
<td>Recording 1820 pages at 30 c. per page,</td>
<td>$546.00</td>
</tr>
<tr>
<td>Six record books,</td>
<td>$60.00</td>
</tr>
<tr>
<td>P. Busbee, reporter of the supreme court, for 140 copies of reports,</td>
<td>$493.50</td>
</tr>
<tr>
<td>December term, 1852, for State,</td>
<td></td>
</tr>
<tr>
<td>Hon. J. W. Ellis, judge of the superior court, his half year's salary,</td>
<td>$975.00</td>
</tr>
<tr>
<td>M. W. Ransom, attorney general, for attending June term, 1853, of supreme</td>
<td>$100.00</td>
</tr>
<tr>
<td>court,</td>
<td></td>
</tr>
<tr>
<td>Ditto, four certificates,</td>
<td>$80.00</td>
</tr>
<tr>
<td>W. Lander, solicitor, 13 certificates,</td>
<td>$260.00</td>
</tr>
<tr>
<td>A. W. Burton, do 2 do</td>
<td>$40.00</td>
</tr>
<tr>
<td>Wm. S. Webster, for distributing acts, &amp;c. of last General Assembly in 17</td>
<td>$200.00</td>
</tr>
<tr>
<td>southwestern counties,</td>
<td></td>
</tr>
<tr>
<td>Wm. Hill, secretary of State, for copies of laws of Virginia, to be used in</td>
<td>$276.00</td>
</tr>
<tr>
<td>State prosecutions,</td>
<td></td>
</tr>
<tr>
<td>Adams &amp; Co, freight on book for State library,</td>
<td>$75.00</td>
</tr>
<tr>
<td>Sundry persons, interest on Fayetteville and Western plank road bonds, due</td>
<td>$2,805.00</td>
</tr>
<tr>
<td>1st instant,</td>
<td></td>
</tr>
<tr>
<td>Ditto, interest on State bonds,</td>
<td>$9,294.00</td>
</tr>
<tr>
<td>Ditto, State coupon bonds, 348 coupons $30 each, due 1st instant, redeemed</td>
<td>$10,440.00</td>
</tr>
<tr>
<td>by bank of the Republic in the city of New York,</td>
<td></td>
</tr>
<tr>
<td>Aug't. Wm. Collins, chairman of commissioners Gaston and Weldon railroad,</td>
<td>$12,500.00</td>
</tr>
<tr>
<td>in full of $87,500 subscribed by the State,</td>
<td></td>
</tr>
<tr>
<td>C. Dewey, cashier, interest on Raleigh and Gaston railroad bonds, payable</td>
<td>$225.00</td>
</tr>
<tr>
<td>1st Monday in July last,</td>
<td></td>
</tr>
<tr>
<td>This sum paid sundry persons, on orders of the superintendent of hospital</td>
<td>$7,690.61</td>
</tr>
<tr>
<td>for the insane, countersigned by the commissioners,</td>
<td></td>
</tr>
<tr>
<td>Hon. Thomas Settle, judge of the superior courts, half year's salary,</td>
<td>$975.00</td>
</tr>
<tr>
<td>spring circuit,</td>
<td></td>
</tr>
<tr>
<td>M. W. Ransom, attorney general, attending supreme court at Morganton,</td>
<td>$100.00</td>
</tr>
<tr>
<td>August term, 1853,</td>
<td></td>
</tr>
<tr>
<td>J. T. C. Wiatt, marshal of the supreme court, for 40 day's attendance on</td>
<td>$80.00</td>
</tr>
<tr>
<td>said court,</td>
<td></td>
</tr>
</tbody>
</table>
S. McClanehan, in part of salary as assistant in geological survey of the State. $300.00
Joseph Woltering for weights and measures for the counties of Madison, Alexander and Jackson.
Sally Peacock, her pension for the year 1853. 85.00
Theophilus Gardner, " 41.00
William Sasser, " 40.00
Danforth, Wright & Co., for printing, &c.
State coupon bonds. 70.08
R. Armstrong for advertising proposals for State coupon bonds. 17.50
Gov. Reid in part of appropriation for furnishing governor's house. 827.46
Paid treasurers of agricultural societies, in conformity with act of 1852:
B. F. Eaton, Davie county, 50.00
R. W. Sherwood, Martin county, 50.00
O. G. Ford, Rowan, " 50.00
W. R. Poole, Wake " 50.00
T. J. Williams, sheriff of Surry, for holding senatorial election, comparing polls, &c., 6.66
Sundry sheriffs, for holding election for president and vice president of the U. States, and making returns. 143.67
Sundry sheriffs for settling taxes for the year 1852, payable in 1853, 215.55
Sundry persons, interest on State bonds. 555.00
Sundry persons, interest on plankroad bonds. 270.00
Sundry sheriffs for holding congressional election. 109.79
Sundry persons for apprehension and delivery to the sheriff of Hyde county, of G. W. Carawan, a fugitive from justice. 400.00
T. J. Williams, for expenses of self and guard to bring Mack Wosborne, a fugitive from justice, to this State, under governor's requisition. 38.65
G. W. Scarborough, per resolution General Assembly. 8.70
Adams & Co., freight on a package of State bonds from New York to Raleigh. 1.00
Cyrus P. Mendenhall, treasurer of North Carolina railroad company, in part of second half million of dollars due from the State on account of subscription to capital stock of said company, $40,000.00

Walter Gwynn, chief engineer, in part of appropriation made by act of 1852, for survey of railroad from some point near Salisbury to the Tennessee line, 2,000.00

Walter Gwynn, in part of appropriation act of 1852 for survey of Atlantic and North-Carolina railroad, 1,000.00

C. Dewey, cashier, interest on Raleigh & Gaston railroad bonds, due 1st July last, 4,260.00

James R. Dodge, clerk of the supreme court at Morganton per certificate of judges of said court for recording 1,499 pages at 30 cents, $449.70

Salary to 17th August, 1853, 200.00

Stationery, 2.20

4 record books, 40.00 691.90

A. Duckworth, sheriff of Burke county, for attendance on supreme court at Morganton, August term, 1853, twenty-six days, 52.00

R. Strange, solicitor, 3 certificates, 60.00

Sundry persons interest on State bonds, 441.00

R. P. Buxton, adm'r. interest on Fayetteville & Western plankroad bonds, 90.00

R. H. Garner, sheriff of Northampton county, amount over-charged in settlement of taxes corrected on clerk's certificate, 1342.00

A. B. Bains, sheriff of Nash co., ditto, 165.28

Ann Patterson, of Alexander county, her pension for the year 1853, 32.50

William Brown, treasurer of Pitt county agricultural society under act of 1852, 50.00

William W. Ward, sheriff of Martin co., for holding governor's election, August 1852, 12.00

Sundry sheriffs for holding presidential election and making returns, 445.27

Proprietors Journal of Commerce, city
of New York for advertising coupon bonds, $2195
James Page, for distributing laws, journals, &c., last General Assembly, 333.00
Thomas Latham, in accordance with act of last General Assembly, 45.00
Telegraphic dispatches for treasurer, 10.92
Adams & Co., express, freight on check book for treasurer, 0.87
McIlwaine, Brownley & Co., ditto, 0.50
Sundry sheriffs, for settling public taxes for the year 1852, payable in 1853, 1,283.30
Ditto, for holding congressional election, 714.63
Bank of the Republic, city of New York, in full of two loans, viz: one May 28, 1853, for $100,000.00, the other July 7th, 1853, for $50,000.00, 150,000.00
Interest on ditto, 2,926.03
Ditto, bank of the State, loaned July 2d, 1853, 50,000.00
Ditto, loaned July 16th, 1853, 20,000.00
Treasurer Cape Fear & Deep river navigation company, in full of appropriation by last General Assembly, 20,000.00
Treasurer of N. Carolina railroad company in part of 2nd half million of dollars due on State’s subscription to capital stock, 47,135.00
Tar river navigation company in part of appropriation for the improvement of said river, 1,000.00
Sundry persons, pr. order of the superintendent and commissioners of the hospital for the insane, 1,355.16
Sundry persons interest on State bonds, 60.00
The following persons treasurers of agricultural societies:
J. R. Osborn, Buncombe county, 50.00
William L. Smith, Cumberland county, 50.00
John Shaw, Moore county, 50.00
D. King, superintendent, to pay for repairs on capital, 385
E. Emmons, State geologist, to quarters salary to 20th July, 1853, 1,250.00
S. McClennelhan, assistant geologist, salary to 1st inst., 200.00
Hon. F. Nash, chief justice of the su...
Public fund—disbursements.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hon. R. M. Pearson, judge of the supreme court, his third quarter's salary</td>
<td>$625.00</td>
</tr>
<tr>
<td>for the year 1853,</td>
<td></td>
</tr>
<tr>
<td>Hon. Wm. H. Battle, ditto,</td>
<td>$625.00</td>
</tr>
<tr>
<td>M. W. Ransom, attorney general, 6 certificates,</td>
<td>$120.00</td>
</tr>
<tr>
<td>R. Strange, solicitor, 4 certificates,</td>
<td>$80.00</td>
</tr>
<tr>
<td>A. W. Burton, solicitor, 7 certificates,</td>
<td>$140.00</td>
</tr>
<tr>
<td>Gov. Reid his 3d quarter's salary 1853,</td>
<td>$500.00</td>
</tr>
<tr>
<td>Wm. Hill, secretary of State, ditto,</td>
<td>$200.00</td>
</tr>
<tr>
<td>D. W. Courts, treasurer, ditto,</td>
<td>$375.00</td>
</tr>
<tr>
<td>S. Birdsall, clerk,</td>
<td>$125.00</td>
</tr>
<tr>
<td>Wm. J. Clarke, comptroller,</td>
<td>$250.00</td>
</tr>
<tr>
<td>James E. Taylor, librarian,</td>
<td>$75.00</td>
</tr>
<tr>
<td>Superintendent of capitol, D. King,</td>
<td>$65.00</td>
</tr>
<tr>
<td>Wm. White, postmaster, his bill of postage of executive, treasurer's, comptroller's and adjutant general's offices, to 1st instant,</td>
<td>$50.79</td>
</tr>
<tr>
<td>John Coble, for carrying laws, journals, &amp;c. to eleven counties,</td>
<td>$100.00</td>
</tr>
<tr>
<td>E. J. Hale &amp; Son, for books for law library,</td>
<td>$108.43</td>
</tr>
<tr>
<td>W. W. Holden, for printing and advertising for treasury department,</td>
<td>$360.25</td>
</tr>
<tr>
<td>Ditto comptroller's office,</td>
<td>$94.25</td>
</tr>
<tr>
<td>Ditto, printing and advertising for executive office,</td>
<td>$78.75</td>
</tr>
<tr>
<td>Ditto, printing and advertising for secretary of State's office,</td>
<td>$73.50</td>
</tr>
<tr>
<td>The following persons, for advertising State coupon bonds:—</td>
<td></td>
</tr>
<tr>
<td>N. R. Simpson, Merchant's Day Book, New York,</td>
<td>$40.50</td>
</tr>
<tr>
<td>Lyon &amp; Hillyer, Journal of Commerce, New York</td>
<td>$325.00</td>
</tr>
<tr>
<td>Wm. Schluefer, New York Demokrat, (German,)</td>
<td>$15.00</td>
</tr>
<tr>
<td>J. G. Bennett, New York Herald,</td>
<td>$131.50</td>
</tr>
<tr>
<td>Scaton Gales, Raleigh Register,</td>
<td>$12.00</td>
</tr>
</tbody>
</table>

$1,564,474.89
# COMPTROLLER'S STATEMENT.

## 1854.

### GENERAL STATEMENT.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Amount in the hands of State Treasurer, November 1st, 1853</td>
<td>$ 413,084 48</td>
</tr>
<tr>
<td>Receipts of literary fund, during the fiscal year ending October 31st, 1854</td>
<td>$ 196,090 25</td>
</tr>
<tr>
<td>Ditto, public fund,</td>
<td>1,221,338 89</td>
</tr>
<tr>
<td></td>
<td><strong>1,417,429 14</strong></td>
</tr>
<tr>
<td>Disbursements of the literary fund, during fiscal year ending Oct. 31st, 1854</td>
<td>$ 169,983 32</td>
</tr>
<tr>
<td>Ditto, public fund,</td>
<td>1,605,409 51</td>
</tr>
<tr>
<td></td>
<td><strong>1,417,429 14</strong></td>
</tr>
<tr>
<td>Amount in treasury, November 1, 1854</td>
<td>$ 55,120 79</td>
</tr>
</tbody>
</table>

### LITERARY FUND.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Balance due this fund, November 1st, 1853</td>
<td>$ 181,145 17</td>
</tr>
<tr>
<td>Receipts during the fiscal year ending October 31st, 1854</td>
<td>196,090 25</td>
</tr>
<tr>
<td></td>
<td><strong>377,235 42</strong></td>
</tr>
<tr>
<td>Disbursements during the fiscal year,</td>
<td>169,983 32</td>
</tr>
<tr>
<td>Balance due this fund, November 1st, 1854</td>
<td><strong>207,252 10</strong></td>
</tr>
<tr>
<td>(See Statement A.)</td>
<td></td>
</tr>
</tbody>
</table>

### PUBLIC FUND.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Disbursements during the fiscal year, ending October 31st, 1854</td>
<td>$1,605,409 51</td>
</tr>
<tr>
<td>Balance due this fund, November 1st, 1854</td>
<td>231,939 31</td>
</tr>
<tr>
<td>Receipts during the fiscal year ending October 31st, 1854</td>
<td>1,221,338 89</td>
</tr>
<tr>
<td></td>
<td><strong>1,453,278 20</strong></td>
</tr>
<tr>
<td>Deficit, or balance due treasurer of this fund, November 1st, 1854</td>
<td><strong>152,131 31</strong></td>
</tr>
<tr>
<td>(See Statement B.)</td>
<td></td>
</tr>
<tr>
<td>LITERARY FUND—RECEIPTS</td>
<td></td>
</tr>
<tr>
<td>------------------------</td>
<td>------------</td>
</tr>
<tr>
<td>Bank dividends</td>
<td>$126,034.75</td>
</tr>
<tr>
<td>Entries of vacant lands</td>
<td>15,554.52</td>
</tr>
<tr>
<td>Wilmington and Raleigh railroad dividends</td>
<td>28,000.00</td>
</tr>
<tr>
<td>Interest on Wilmington and Raleigh railroad bonds</td>
<td>6,937.66</td>
</tr>
<tr>
<td>Do. Raleigh and Gaston</td>
<td>8,400.00</td>
</tr>
<tr>
<td>Do. Greensboro' female college</td>
<td>630.00</td>
</tr>
<tr>
<td>Do. Wake Forest college</td>
<td>304.94</td>
</tr>
<tr>
<td>Do. Floral college</td>
<td>60.00</td>
</tr>
<tr>
<td>Tavern tax</td>
<td>4,949.01</td>
</tr>
<tr>
<td>Auction tax</td>
<td>469.37</td>
</tr>
<tr>
<td>Navigation dividends</td>
<td>4,750.00</td>
</tr>
<tr>
<td></td>
<td>$196,090.25</td>
</tr>
</tbody>
</table>

As follows:

**1853.**

**Nov.** Entries of vacant lands, $2,111.90

W. H. Jones, cashier of the bank of Cape Fear, dividend on stock in said bank, held by the president and directors of the literary fund, 21,288.00

Sundry auctioneers, tax on sales by auction, 113.95

**Dec.** Entries of vacant lands, 6,283.93

Wilmington and Raleigh railroad company, dividend of 4 per cent. on stock in said company held by the president and directors of the literary fund, 16,000.00

**1854.**

**Jan'y.** Entries of vacant lands, 366.37

C. Dewey, cashier of bank of the State of North-Carolina, dividend on stock in said bank held by the president and directors of the literary fund, 25,135.00

George McNeill, agent of the Cape Fear navigation company, dividend No. 41, of 2 per cent. on the stock in said company held by the president and directors of the literary fund, 1,300.67

Andrew Joyner, dividend No. 28, of 2 per cent. on 500 shares of stock in Roanoke navigation company held by president and directors of the literary fund, 1,000.00
Feb. Entries of vacant lands, $1,166.30
  Gov. Reid, president ex officio of literary board, interest on Wilmington and Raleigh railroad bonds, held by the president and directors of the literary board, 3,907.50
  Ditto, interest on Raleigh and Gaston railroad bonds, held by ditto, 4,200.00
  Ditto, on Greensboro' fem. college bonds, held by ditto, 210.00
March. Entries of vacant lands, 781.92
April. Ditto, 727.06

May. Received entries of vacant lands, 846.49
  George McNellig, agent of Cape Fear navigation company, dividend No. 42, on 650 shares of stock in said company, held by literary board, 650.00
  Ditto, dividend No. 43, ditto, 1,300.00
  Gov. Reid, president ex officio of literary board, interest on Floral college bond, held by said board, 60.00
  Ditto, interest on Wake Forest college bond, ditto, 304.94
  Ditto, interest on Wilmington and Raleigh railroad bonds, 234.00
  Wm. A. Wright, dividend on 4000 shares of stock in Wilmington and Raleigh railroad comp'y, held by literary board, 12,000.00

June. Entries of vacant lands, 560.33
  A. Joyner, dividend No. 29, on stock in Roan. nay. comp'y, held by lit'y board, 500.00
  Gov. Reid, president, &c. literary board, interest on Greensboro' female college bond, held by said board, 420.00

July. Entries of vacant lands, 576.32
  C. Dewey, cashier of bank of the State, dividend No. 38, on 5027 shares of stock in said bank, held by literary board, 26,391.75

Aug't. Entries of vacant lands, 681.73
  Sundry sheriffs, tavern tax, or tax on retailers of spirituous liquors, 1,034.00

Sept. Entries of vacant lands, 828.45
  Gov. Reid, president, &c. literary board, interest on Raleigh and Gaston railroad bonds, held by said board, 4,200.00
<table>
<thead>
<tr>
<th>Literary fund—Receipts</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Ditto, interest on Wilmington &amp; Raleigh railroad bonds,</td>
<td>$2,796.16</td>
</tr>
<tr>
<td>Sundry sheriffs, tavern tax, or tax on retailers of spirituous liquors,</td>
<td>$3,915.01</td>
</tr>
<tr>
<td>Oct. Entries of vacant lands,</td>
<td>621.72</td>
</tr>
<tr>
<td>Sundry auctioneers, tax on sales by auction,</td>
<td>355.42</td>
</tr>
<tr>
<td>W. H. Jones, cashier of the bank of Cape Fear, dividend on the shares of stock in said bank, held by the president and directors of the literary fund,</td>
<td>$26,610.00</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$196,090.25</strong></td>
</tr>
</tbody>
</table>

**LITERARY FUND—DISBURSEMENTS.**

<table>
<thead>
<tr>
<th>Literary fund—disbursements</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Common schools,</td>
<td>$153,736.79</td>
</tr>
<tr>
<td>Do. General superintendent,</td>
<td>575.00</td>
</tr>
<tr>
<td>Institution for the education of the deaf and dumb and of the blind,</td>
<td>$11,530.00</td>
</tr>
<tr>
<td>Expenses,</td>
<td>3,593.55</td>
</tr>
<tr>
<td>Public treasurer,</td>
<td>547.79</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$169,983.32</strong></td>
</tr>
</tbody>
</table>

**COMMON SCHOOLS.**

**1853.**

**November.**

Paid sundry chairmen of boards of superintendents of common schools, as follows:

<table>
<thead>
<tr>
<th>County</th>
<th>Chairman</th>
<th>Fall Distribution, 1853</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alamance</td>
<td>John Trollinger, chairman</td>
<td>1853</td>
<td>$764.94</td>
</tr>
<tr>
<td>Beaufort</td>
<td>Joseph Potts, chairman</td>
<td>1853</td>
<td>$904.44</td>
</tr>
<tr>
<td>Bertie</td>
<td>Jonathan Taylor, chairman</td>
<td>1853</td>
<td>$897.57</td>
</tr>
<tr>
<td>Buncombe</td>
<td>M. Patton, chairman</td>
<td>1853</td>
<td>$1,146.42</td>
</tr>
<tr>
<td>Camden</td>
<td>Felix B. Grandy, chairman</td>
<td>1853</td>
<td>$465.66</td>
</tr>
<tr>
<td>Catawba</td>
<td>G. P. Shuford, chairman</td>
<td>1853</td>
<td>$741.06</td>
</tr>
<tr>
<td>Chatham</td>
<td>Jas. S. Lassiter, chairman</td>
<td>1853</td>
<td>$1,444.95</td>
</tr>
<tr>
<td>Counties</td>
<td>T.W. Hudgins, chairman, fall distribution, 1853,</td>
<td>$</td>
<td></td>
</tr>
<tr>
<td>---------------</td>
<td>-------------------------------------------------</td>
<td>-------</td>
<td></td>
</tr>
<tr>
<td>Chowan</td>
<td></td>
<td>472.68</td>
<td></td>
</tr>
<tr>
<td>Cleveland</td>
<td>John R. Logan, chairman, fall distribution, 1853,</td>
<td>872.73</td>
<td></td>
</tr>
<tr>
<td>Craven</td>
<td>John T. Lane, chairman, fall distribution, 1853,</td>
<td>1,109.61</td>
<td></td>
</tr>
<tr>
<td>Duplin</td>
<td>Halsted Board, cl'm'n, fall distribution, 1853,</td>
<td>999.99</td>
<td></td>
</tr>
<tr>
<td>Forsythe</td>
<td>C. L. Baumer, chairman, fall distribution, 1853,</td>
<td>806.43</td>
<td></td>
</tr>
<tr>
<td>Franklin</td>
<td>Wood T. Johnson, cl'm'n, fall distribution, 1853,</td>
<td>855.90</td>
<td></td>
</tr>
<tr>
<td>Guilford</td>
<td>E. W. Ogburn, chairman, fall distribution, 1853,</td>
<td>1,438.20</td>
<td></td>
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<tr>
<td>Gates</td>
<td>Robert H. Ballard, cl'm'n, spring distribution, 1853,</td>
<td>550.24</td>
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<tr>
<td></td>
<td>Ditto, fall, 1852,</td>
<td>619.02</td>
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</tr>
<tr>
<td>Greene</td>
<td>Ed. Patrick, chairman, fall distribution, 1853,</td>
<td>478.89</td>
<td></td>
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<tr>
<td>Haywood</td>
<td>Joseph Cathey, chairman, fall distribution, 1853,</td>
<td>621.63</td>
<td></td>
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<tr>
<td>Hertford</td>
<td>Wm. B. Wise, chairman, fall distribution, 1853,</td>
<td>599.04</td>
<td></td>
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<tr>
<td>Johnston</td>
<td>D. H. Holland, chairman, fall distribution, 1853,</td>
<td>1,067.49</td>
<td></td>
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<tr>
<td>Lincoln</td>
<td>H. Causler, chairman, spring distribution, 1853,</td>
<td>533.02</td>
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<tr>
<td></td>
<td>Ditto, fall, 1852,</td>
<td>623.16</td>
<td></td>
</tr>
<tr>
<td>Martin</td>
<td>A. H. Coffield, chairman, fall distribution, 1853,</td>
<td>626.49</td>
<td></td>
</tr>
<tr>
<td>Mecklenburg</td>
<td>John A. Young, chairman, fall distribution, 1853,</td>
<td>1,055.16</td>
<td></td>
</tr>
<tr>
<td>Orange</td>
<td>Wm. H. Brown, chairman, fall distribution, 1853,</td>
<td>1,846.13</td>
<td></td>
</tr>
<tr>
<td>Pasquotank</td>
<td>W. W. Kennedy, cl'm'n, fall distribution, 1853,</td>
<td>693.72</td>
<td></td>
</tr>
<tr>
<td>Perquimos</td>
<td>Elisha N. Riddick, cl'm'n, fall distribution, 1853,</td>
<td>467.70</td>
<td></td>
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<tr>
<td>Pitt</td>
<td>Alfred Mow, chairman, fall distribution, 1853,</td>
<td>967.05</td>
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</tr>
<tr>
<td>Randolph</td>
<td>Jonathan Worth, cl'm'n, fall distribution, 1853,</td>
<td>1,290.84</td>
<td></td>
</tr>
<tr>
<td>Robeson</td>
<td>John Moore, chairman, fall distribution, 1853,</td>
<td>997.30</td>
<td></td>
</tr>
<tr>
<td>Rowan</td>
<td>Alex. W. Brandon, cl'm'n, fall distribution, 1853,</td>
<td>1,034.61</td>
<td></td>
</tr>
<tr>
<td>Wake</td>
<td>Rufus H. Jones, chairman, fall distribution, 1853,</td>
<td>1,676.07</td>
<td></td>
</tr>
<tr>
<td>County</td>
<td>Chairman</td>
<td>Fall Distribution, 1853</td>
<td>Spring Distribution, 1853</td>
</tr>
<tr>
<td>-------------</td>
<td>-----------------------------------------------</td>
<td>--------------------------</td>
<td>---------------------------</td>
</tr>
<tr>
<td>Wayne</td>
<td>W. K. Lane, chairman</td>
<td>$1,033.02</td>
<td></td>
</tr>
<tr>
<td>Wilkes</td>
<td>P. Eller, chairman</td>
<td>$931.36</td>
<td></td>
</tr>
<tr>
<td>Union</td>
<td>M. W. Cuthbertson, ch'm'n</td>
<td>$833.22</td>
<td></td>
</tr>
<tr>
<td>Paid</td>
<td>Wm. D. Cooke, principal of the institution</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>for the education of the deaf and dumb and</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>of the blind, per orders of the executive</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>committee of said institution</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**December.**

**COMMON SCHOOLS.**

<table>
<thead>
<tr>
<th>County</th>
<th>Chairman</th>
<th>Fall Distribution, 1853</th>
<th>Spring Distribution, 1853</th>
<th>Fall ditto, 1853</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alexander</td>
<td>R. L. Steele, chairman</td>
<td>$400.24</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Brunswick</td>
<td>R. M. McRacken, ch'm'n</td>
<td>$535.59</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Caldwell</td>
<td>W. A. Ballew, chairman</td>
<td>$466.88</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Caswell</td>
<td>Nat. J. Palmer, chairman</td>
<td>$1,094.49</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Currituck</td>
<td>Tully Williams, chairman</td>
<td>$563.13</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Edgecombe</td>
<td>David Barlow, chairman</td>
<td>$1,239.30</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Gaston</td>
<td>E. B. Wilson, chairman</td>
<td>$578.24</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$575.52</td>
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<tr>
<td>Hyde</td>
<td>S. H. Rich, chairman</td>
<td>$517.65</td>
<td></td>
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<tr>
<td>Iredell</td>
<td>Milton Campbell, ch'm'n</td>
<td>$1,175.38</td>
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<tr>
<td>Jones</td>
<td>R. Burrus, chairman</td>
<td>$354.15</td>
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<td>Lenoir</td>
<td>Jesse Vause, chairman</td>
<td>$481.33</td>
<td></td>
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<tr>
<td>McDowell</td>
<td>Joseph Conly, chairman</td>
<td>$516.69</td>
<td></td>
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<tr>
<td>Macon</td>
<td>Jesse R. Siler, chairman</td>
<td>$555.21</td>
<td></td>
<td></td>
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<tr>
<td>Nash</td>
<td>J. J. Q. Taylor, ch'm'n</td>
<td>$722.72</td>
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<td>$813.06</td>
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<td>New Hanover</td>
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<td>$1,131.24</td>
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<td>Northampton</td>
<td>Herod Faison, chairman</td>
<td>$965.79</td>
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<tr>
<td>County</td>
<td>Chair/Chairman</td>
<td>Notes</td>
<td>Expenses</td>
<td></td>
<td></td>
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<tr>
<td>---------------</td>
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<td>--------------------------------------------</td>
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<tr>
<td>Onslow</td>
<td>E. W. Sanders</td>
<td>fall distribution, 1853</td>
<td>$638.60</td>
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<tr>
<td>Person</td>
<td>G. D. Satterfield</td>
<td>ch'm'n. fall distribution, 1853</td>
<td>$794.25</td>
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<tr>
<td>Rockingham</td>
<td>Wm. P. Watt</td>
<td>chairman, spring distribution, 1853</td>
<td>$989.04</td>
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<tr>
<td>Do.</td>
<td></td>
<td>fall distribution, 1853</td>
<td>$1,112.67</td>
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<tr>
<td>Surry</td>
<td>Thos. Crumpler</td>
<td>chairman, fall distribution, 1853</td>
<td>$1,514.87</td>
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<tr>
<td>Washington</td>
<td>Joseph Ramsey</td>
<td>ch'm'n. fall distribution, 1853</td>
<td>$430.20</td>
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<tr>
<td></td>
<td></td>
<td>Institution for the education of the deaf and dumb and of the blind, per orders of executive committee of said institution,</td>
<td>$2,600.00</td>
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<tr>
<td></td>
<td></td>
<td>G. J. Cherry, for survey and maps of swamp lands, executed by order of the literary board,</td>
<td>$670.36</td>
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<tr>
<td></td>
<td></td>
<td>S. F. Adams, jr., private secretary, to defray expenses of the literary board,</td>
<td>$168.00</td>
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<td></td>
<td></td>
<td>L. D. Starke, for publishing in Democratic Pioneer, spring and fall distribution of the common school fund,</td>
<td>$320.00</td>
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<tr>
<td></td>
<td></td>
<td>Fulton &amp; Price, publishing ditto, in Wilmington Journal,</td>
<td>$278.00</td>
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<td>O. N. Webb, for publishing in Halifax Republican, fall distribution, 1853, common school fund,</td>
<td>$175.00</td>
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<td></td>
<td></td>
<td>Frank I. Wilson, ditto, in Republican Banner,</td>
<td>$200.00</td>
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<td></td>
<td></td>
<td>Waring &amp; Heron, ditto, in Western Democrat,</td>
<td>$200.00</td>
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<tr>
<td></td>
<td></td>
<td>Matthew Shaw, for his services and money advanced for literary board, to pay for surveying, plans, &amp;c. for swamp lands,</td>
<td>$627.32</td>
<td></td>
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<tr>
<td></td>
<td></td>
<td>1854, January.</td>
<td></td>
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<tr>
<td></td>
<td></td>
<td>COMMON SCHOOLS</td>
<td></td>
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</tr>
<tr>
<td>Anson</td>
<td>H. B. Hammond</td>
<td>ch'm'n. fall distribution, 1853</td>
<td>$893.04</td>
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<tr>
<td>Bladen</td>
<td>George Cromartie</td>
<td>ch'm'n. fall distribution, 1853</td>
<td>$722.16</td>
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<tr>
<td>Cherokee</td>
<td>S. G. R. Mount</td>
<td>chairman, fall distribution, 1853</td>
<td>$603.27</td>
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<tr>
<td>Cumberland</td>
<td>Edw. L. Winslow</td>
<td>ch'm'n. fall distribution, 1853</td>
<td>$1,370.07</td>
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<tr>
<td>Davie</td>
<td>Lemuel Bingham</td>
<td>ch'm'n. spring distribution, 1853</td>
<td>$559.84</td>
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<tr>
<td></td>
<td></td>
<td>fall, ditto</td>
<td>$629.82</td>
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<tr>
<td>Davidson</td>
<td>Alfred Hargrave</td>
<td>ch'm'n. spring distribution, 1853</td>
<td>$1,129.84</td>
<td></td>
<td></td>
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<tr>
<td>Granville</td>
<td>John Bullock</td>
<td>chairman, fall distribution, 1853</td>
<td>$1,557.27</td>
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<tr>
<td>Literary fund--disbursements</td>
<td>Henderson County, John Davis, chairman, fall distribution, 1853,</td>
<td>$ 583.47</td>
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</tr>
<tr>
<td>Moo</td>
<td>Moore &quot; J. C. Jackson, chairman, fall distribution, 1853,</td>
<td>694.68</td>
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</tr>
<tr>
<td>Richmond &quot; B. B. McKenzie, ch'rm'n, fall distribution, 1853,</td>
<td>714.24</td>
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<tr>
<td>Sampson &quot; Arch'd. Monk, chairman, fall distribution, 1853,</td>
<td>1,107.99</td>
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<tr>
<td>Stanly &quot; John F. Stone, chairman, fall distribution, 1853,</td>
<td>571.32</td>
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</tr>
<tr>
<td>Warren, W. A. Burwell, ch'n, fall distrib. 1853,</td>
<td>857.94</td>
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</tr>
<tr>
<td>Institution for the education of the deaf and dumb and the blind, per order of the executive committee of said institution,</td>
<td>1,000.00</td>
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</tr>
<tr>
<td>C. H. Wiley, general superintendent of common schools, his 3d and 4th quarter's salary for the year 1853,</td>
<td>750.00</td>
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<tr>
<td>S. F. Adams, jr., to defray expenses of lit. board,</td>
<td>126.50</td>
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<tr>
<td>Swaim &amp; Sherwood, for advertising in Greensboro' Patriot, spring and fall distribution of the common school fund,</td>
<td>26.25</td>
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<tr>
<td>T. W. Atkin, for publishing in the Asheville News fall distribution, 1853, ditto,</td>
<td>22.50</td>
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</table>

**February.**

<table>
<thead>
<tr>
<th>COMMON SCHOOLS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alexander County, R. S. Steele, chairman, fall distribution, 1853,</td>
</tr>
<tr>
<td>Ashe &quot; A. McMillan, chairman, spring distribution, 1853,</td>
</tr>
<tr>
<td>Do. &quot; fall distribution, 1853,</td>
</tr>
<tr>
<td>Carteret &quot; J. P. C. Davis, chairman, fall distribution, 1853,</td>
</tr>
<tr>
<td>Columbus &quot; Haynes Lennon, chairman, fall distribution, 1853,</td>
</tr>
<tr>
<td>Montgomery &quot; Calvin E. Woolley, chm'n, fall distribution, 1853,</td>
</tr>
<tr>
<td>Yancy &quot; B. Henline, chairman, fall distribution, 1853,</td>
</tr>
<tr>
<td>Institution for the education of the deaf and dumb, and the blind, per order of the executive committee of said institution,</td>
</tr>
<tr>
<td>R. K. Bryan, for publishing in North Carolina spring and fall distributions for the year 1852, and spring distribution, 1853, of common school fund,</td>
</tr>
</tbody>
</table>

**March.**

<table>
<thead>
<tr>
<th>COMMON SCHOOLS</th>
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<tbody>
<tr>
<td>Burke County, Benedict Bristol, chairman, spring distribution, 1853,</td>
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<tr>
<td>Do. &quot; fall distribution, 1853,</td>
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<tr>
<td>County</td>
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<tr>
<td>-----------------</td>
</tr>
<tr>
<td>Duplin</td>
</tr>
<tr>
<td>Watauga</td>
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<tr>
<td>Do.</td>
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<tr>
<td>Institution for the education of the deaf and dumb, and of the blind, per order of the executive committee of said institution,</td>
</tr>
<tr>
<td>Stokes</td>
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<tr>
<td>Institution for education of the deaf and dumb and of the blind, per orders of the executive committee of said institution,</td>
</tr>
<tr>
<td>Alamance County</td>
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</table>
### 1854.—Comptroller’s Statement.

**May.**

<table>
<thead>
<tr>
<th>County</th>
<th>Chairman</th>
<th>Spring Distribution, 1854</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Johnston</td>
<td>J. H. Daniel, chairman</td>
<td>$1,423.32</td>
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<tr>
<td>Martin</td>
<td>A. H. Coffield, chairman</td>
<td>$835.32</td>
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<tr>
<td>Mecklenburg</td>
<td>J. A. Young, chairman</td>
<td>$1,406.88</td>
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<tr>
<td>New Hanover</td>
<td>S. D. Wallace, chairman</td>
<td>$1,708.32</td>
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<tr>
<td>Northampton</td>
<td>H. Faison, chairman</td>
<td>$1,287.72</td>
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<tr>
<td>Orange</td>
<td>W. H. Brown, chairman</td>
<td>$1,794.84</td>
<td></td>
</tr>
<tr>
<td>Pasquotank</td>
<td>W. W. Kennedy, chairman</td>
<td>$924.96</td>
<td></td>
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<tr>
<td>Person</td>
<td>G. D. Satterfield, chairman</td>
<td>$1,059.00</td>
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<tr>
<td>Pitt</td>
<td>Alfred Moye, chairman</td>
<td>$1,289.40</td>
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<tr>
<td>Rowan</td>
<td>A. W. Brandon, chairman</td>
<td>$1,479.48</td>
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<tr>
<td>Sampson</td>
<td>A. Monk, chairman</td>
<td>$1,477.32</td>
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<tr>
<td>Stanly</td>
<td>John F. Stone, chairman</td>
<td>$761.76</td>
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<tr>
<td>Surry</td>
<td>Thomas Crumpler, chairman</td>
<td>$2,117.16</td>
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<tr>
<td>Wake</td>
<td>Stephen Stephenson, chairman</td>
<td>$2,534.76</td>
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<tr>
<td>Warren</td>
<td>Wm. A. Burwell, chairman</td>
<td>$1,243.92</td>
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<tr>
<td>Washington</td>
<td>Jos. Ramsay, chairman</td>
<td>$573.60</td>
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<tr>
<td></td>
<td>W. W. Holden, printing</td>
<td>$262.67</td>
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<tr>
<td></td>
<td>and advertising</td>
<td></td>
<td></td>
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<tr>
<td></td>
<td>W. D. Cooke, advertising</td>
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<tr>
<td></td>
<td>in the Southern Weekly</td>
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<td></td>
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<tr>
<td></td>
<td>Post, spring distribution</td>
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<tr>
<td></td>
<td>1854, of common school</td>
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<td></td>
</tr>
<tr>
<td></td>
<td>fund, 1854, as follows:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Ashe county</td>
<td>A. McMillan, chairman</td>
<td>$1,024.68</td>
<td></td>
</tr>
<tr>
<td>Burke</td>
<td>James Avery,</td>
<td>$830.28</td>
<td></td>
</tr>
<tr>
<td>Cabarrus</td>
<td>J. Wincott,</td>
<td>$1,040.88</td>
<td></td>
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<tr>
<td>Camden</td>
<td>F. B. Grandy,</td>
<td>$620.88</td>
<td></td>
</tr>
<tr>
<td>Catawba</td>
<td>G. P. Shuford,</td>
<td>$988.08</td>
<td></td>
</tr>
<tr>
<td>Cherokee</td>
<td>S. G. R. Mount,</td>
<td>$804.36</td>
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</tbody>
</table>

**June.**

<table>
<thead>
<tr>
<th>County</th>
<th>Chairman</th>
<th>Amount</th>
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<tbody>
<tr>
<td>Ashe county</td>
<td>A. McMillan, chairman</td>
<td>$1,024.68</td>
</tr>
<tr>
<td>Burke</td>
<td>James Avery</td>
<td>$830.28</td>
</tr>
<tr>
<td>Cabarrus</td>
<td>J. Wincott</td>
<td>$1,040.88</td>
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<tr>
<td>Camden</td>
<td>F. B. Grandy</td>
<td>$620.88</td>
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<tr>
<td>Catawba</td>
<td>G. P. Shuford</td>
<td>$988.08</td>
</tr>
<tr>
<td>Cherokee</td>
<td>S. G. R. Mount</td>
<td>$804.36</td>
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</tbody>
</table>

*Common Schools.*

Spring distribution 1854, as follows:

<table>
<thead>
<tr>
<th>County</th>
<th>Chairman</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ashe county</td>
<td>A. McMillan, chairman</td>
<td>$1,024.68</td>
</tr>
<tr>
<td>Burke</td>
<td>James Avery</td>
<td>$830.28</td>
</tr>
<tr>
<td>Cabarrus</td>
<td>J. Wincott</td>
<td>$1,040.88</td>
</tr>
<tr>
<td>Camden</td>
<td>F. B. Grandy</td>
<td>$620.88</td>
</tr>
<tr>
<td>Catawba</td>
<td>G. P. Shuford</td>
<td>$988.08</td>
</tr>
<tr>
<td>Cherokee</td>
<td>S. G. R. Mount</td>
<td>$804.36</td>
</tr>
</tbody>
</table>
1854.—Comptroller’s Statement.

| Chowan        | Jas. D. Wynne,   | $630.24 |
| Craven        | John T. Lane,   | 1,479.48 |
| Currituck     | Tully Williams, | 750.84  |
| Edgecombe     | D. Barlow,      | 1,652.40 |
| Granville     | John Bullock,   | 2,076.36 |
| Greene        | Edward Patrick, | 683.52  |
| Guilford      | E. W. Ogburn,  | 2,217.60 |
| Hyde          | S. H. Ritch,    | 790.20  |
| Jones         | J. H. Dillahunt,| 472.20  |
| McDowell      | Joseph Conly,   | 688.92  |
| Macon         | J. R. Siler,    | 740.28  |
| Onslow        | D. W. Sanders,  | 844.50  |
| Robeson       | John Moore,     | 1,329.60 |
| Wayne         | Wm. K. Lane,    | 1,377.36 |
| Wilkes        | Peter Eller,    | 1,397.04 |
| Yance         | B. Henline,     | 968.16  |
| Cabarrus      | J. Winecoff,    |         |

Institution for the education of the deaf and dumb, and of the blind, per order of the executive committee of said institution, 1,000.00

Gulick & Richardson, for advertising in Goldsboro’ Republican, fall distribution, 1853, of common school fund, 10.00

For advertising spring distribution, 1854, of common school fund, as follows:

| N. J. Palmer, Milton Spectator, | 12.00 |
| T. W. Atkin, Asheville News,    | 11.25 |
| W. A. Strong, N. C. R., Goldsboro’, July. | 15.00 |

COMMON SCHOOLS.

| Anson county, H. B. Hammond, ch’mn, | 1,290.72 |
| Carteret       | J. P. C. Davis,   | 744.96  |
| Cumberland     | E. Lee Winslow,   | 2,126.76 |
| Haywood        | J. Cathey,        | 828.84  |
| Henderson      | John Davis,       | 825.96  |
| Randolph       | Jonathan Worth,   | 1,821.12 |
| Richmond       | B. B. McKenzie,   | 952.32  |
| Union          | M. W. Cuthbertson,| 1,110.96 |

C. H. Wiley, general superintendent common schools, his 2d quarter’s salary for the year 1854, 375.00

August.

Institution for the education of the deaf and dumb and the blind, 380.00
### Common Schools

<table>
<thead>
<tr>
<th>County</th>
<th>Chairperson</th>
<th>Amount ($)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Duplin</td>
<td>H. Bourden, chairman</td>
<td>99999</td>
</tr>
<tr>
<td>Gaston</td>
<td>Ezra B. Wilson, chair</td>
<td>86736</td>
</tr>
<tr>
<td>Lincoln</td>
<td>Henry Cansler, ch’mn</td>
<td>83088</td>
</tr>
<tr>
<td>Moore</td>
<td>W. D. Dowd, chairman</td>
<td>1,02626</td>
</tr>
<tr>
<td>Rockingham</td>
<td>Wm. P. Watt, chairman</td>
<td>1,48356</td>
</tr>
<tr>
<td>Rutherford</td>
<td>H. Harrell, chairman</td>
<td>1,11492</td>
</tr>
<tr>
<td>Ditto</td>
<td>spring do., 1854</td>
<td>1,48656</td>
</tr>
</tbody>
</table>

Institution for the education of the deaf and dumb and of the blind, per order of the executive committee of said institution,

C. H. Wiley, general superintendent of common schools, in part of his 3d quarter’s salary for the year 1854,

Public treasurer, in part of interest due on State coupon bonds purchased by the literary board transferred to the public fund per order of Gov. Reid, president ex officio of said board,

<table>
<thead>
<tr>
<th></th>
<th>Amount ($)</th>
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<tbody>
<tr>
<td></td>
<td>50000</td>
</tr>
<tr>
<td></td>
<td>20000</td>
</tr>
<tr>
<td></td>
<td>54798</td>
</tr>
</tbody>
</table>

**Total**

|$169,98332|
STATEMENT B.

<table>
<thead>
<tr>
<th>PUBLIC FUND—RECEIPTS.</th>
<th>$332,582 16 Public fund. receipts.</th>
</tr>
</thead>
<tbody>
<tr>
<td>State loan,</td>
<td>9,975 00</td>
</tr>
<tr>
<td>Tax on bank stock,</td>
<td>661 00</td>
</tr>
<tr>
<td>Public tax for the year 1850,</td>
<td>188,240 08</td>
</tr>
<tr>
<td>Do. do. 1853,</td>
<td>550 00</td>
</tr>
<tr>
<td>Tax on attorney’s licenses,</td>
<td>1,631 00</td>
</tr>
<tr>
<td>Cherokee bonds,</td>
<td>1,708 00</td>
</tr>
<tr>
<td>Bank dividends,</td>
<td>12,000 00</td>
</tr>
<tr>
<td>Raleigh and Gaston railroad dividend,</td>
<td>9,600 00</td>
</tr>
<tr>
<td>Fayetteville and Western plank road, ditto,</td>
<td>3,000 00</td>
</tr>
<tr>
<td>Interest on Wilmington and Raleigh railroad bonds,</td>
<td>607,000 00</td>
</tr>
<tr>
<td>State coupon bonds, principal,</td>
<td>23,133 50</td>
</tr>
<tr>
<td>Ditto do., premium,</td>
<td>7,957 15</td>
</tr>
<tr>
<td>Ditto do., interest,</td>
<td>21,000 00</td>
</tr>
<tr>
<td>Ditto do., (running ten years,) principal,</td>
<td>400 00</td>
</tr>
<tr>
<td>Ditto do., premium,</td>
<td>397 04</td>
</tr>
<tr>
<td>Ditto do., interest,</td>
<td>1,502 96</td>
</tr>
<tr>
<td>Ditto do., premium on exchange,</td>
<td>3 00</td>
</tr>
<tr>
<td>Contingencies,</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$1,221,338 89</td>
</tr>
</tbody>
</table>

As follows:

1853.

Nov. Received of W. H. Jones, cashier of the bank of Cape Fear, dividend on 122 shares of stock in said bank, held by the State, $ 488 00
Dec. Bank of the State, this amount borrowed by the public treasurer “to meet the proper liabilities,” pursuant to resolution of the General Assembly, ratified December 22d, 1852, 91,593 56
S. W. Tillinghast, treasurer of the Fayetteville and Western plank road company, dividend No. 6, on 2400 shares of stock in said company, held by the State, 4,800 00

1854.

Jan’y. Edm. B. Freeman, clerk of the supreme court, tax on attorney’s licenses granted at December Term, 1853, of said court, 310 00
<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>W. W. Vass, treasurer of the Raleigh &amp; Gaston railroad company, dividend on stock in said company held by the State</td>
<td>$12,000.00</td>
</tr>
<tr>
<td>Interest on Wilmington and Raleigh railroad bonds, held by the State</td>
<td>1,500.00</td>
</tr>
<tr>
<td>Bank of the State, borrowed by the public treasurer, “to meet the proper liabilities of the State”</td>
<td>19,861.78</td>
</tr>
<tr>
<td>Bank of Cape Fear, ditto</td>
<td>5,000.00</td>
</tr>
<tr>
<td>M'rch. Jacob Siler, agent for the collection of Cherokee bonds</td>
<td>700.00</td>
</tr>
<tr>
<td>W. H. Jones, cashier, premium on $10,000, northern funds, realized from sale of State coupon bonds</td>
<td>500.00</td>
</tr>
<tr>
<td>R. W. Hyman, ditto, on $10,000 ditto,</td>
<td>500.00</td>
</tr>
<tr>
<td>Sundry persons, for State coupon bonds sold</td>
<td></td>
</tr>
<tr>
<td>Principal</td>
<td>$495,000.00</td>
</tr>
<tr>
<td>Premium</td>
<td>21,607.60</td>
</tr>
<tr>
<td>Interest</td>
<td>5,846.19</td>
</tr>
<tr>
<td>April. Ditto</td>
<td></td>
</tr>
<tr>
<td>Principal</td>
<td>5,000.00</td>
</tr>
<tr>
<td>Premium</td>
<td>250.00</td>
</tr>
<tr>
<td>Interest</td>
<td>610.00</td>
</tr>
<tr>
<td>Bank of Cape Fear, dividend of 5 per cent on 122 shares of stock in said bank held by the State</td>
<td>610.00</td>
</tr>
<tr>
<td>Farmer’s bank, tax on bank stock</td>
<td>551.50</td>
</tr>
<tr>
<td>May. Fayetteville and Western plankroad company, dividend No. 7, on 2400 shares of stock in said company held by the State</td>
<td>4,800.00</td>
</tr>
<tr>
<td>Clerk of superior court of Wake county, in part of judgment against Charles Baker, late sheriff of Yancey county, and others</td>
<td>661.00</td>
</tr>
<tr>
<td>Gov. Reid, president ex officio of the literary board, this amount borrowed from the literary fund, “to meet the proper liabilities of the State”</td>
<td>13,142.00</td>
</tr>
<tr>
<td>June. Bank of the State, ditto</td>
<td>49,248.85</td>
</tr>
<tr>
<td>Bank of Charlotte, tax on bank stock</td>
<td>750.00</td>
</tr>
<tr>
<td>July. Bank of the Republic, in the city of New York, amount borrowed by pub. treasurer, “to meet the proper liabilities of the State”</td>
<td>42,000.00</td>
</tr>
<tr>
<td>Bank of the State, ditto</td>
<td>19,789.58</td>
</tr>
<tr>
<td>Interest on Wilmington &amp; Raleigh railroad bonds held by the State</td>
<td>1,500.00</td>
</tr>
</tbody>
</table>
Bank of Washington, tax on bank stock, $75 00

Aug't. Bank of the State, amount borrowed by the public treasurer, "to meet the proper liabilities of the State," 68,941 39

Edm. B. Freeman, clerk of the supreme court, tax on attorney's licenses granted at June term, 1854, of said court, 240 00

Tax on bank stock in the following banks:
- Commercial bank of Wilmington, 875 00
- Bank of Wadesboro', 625 00
- Bank of Newbern, 562 50
- Bank of Yanceyville, 276 75

Sundry sheriffs, public taxes for the year 1853, payable in 1854, 42,463 15

Sept. Gov. Reid, president ex officio of the literary board, this amount borrowed of literary fund, by the pub. treasurer, "to meet the proper liabilities of the State," 23,000 00

Bank of the State, tax on bank stock held by individuals, 2,243 25

Bank of Fayetteville, ditto, 950 00

Bank of the State, premium on northern funds realized from the sale of State coupon bonds, 127 96

C. P. Mendenhall, treasurer of the North-Carolina railroad company, ditto, 1,275 00

Jacob Siler, agent for the collection of Cherokee bonds, 931 00

Sundry sheriffs, public taxes for the year 1853, payable in 1854, 145,776 93

Oct. Bank of Cape Fear, tax on bank stock held by individuals in said bank, 2,389 00

This amount received in an anonymous letter, containing the words "Due the State of North-Carolina," 300

Bank of Cape Fear, dividend on stock in said bank held by the State, 610 00

State coupon bonds:
- Principal, $107,000 00
- Premium, 1,276 00
- Interest, 2,027 63

Total: 110,303 63

Ditto, (running 10 years): 21,000 00
- Principal, 400 00
- Premium, 397 04

Total: 21,797 04

Total: $1,221,338 89
### STATEMENT B.

<table>
<thead>
<tr>
<th>Public fund—disbursements</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>North-Carolina railroad company</td>
<td>$1,027,865.00</td>
</tr>
<tr>
<td>State loan</td>
<td>294,966.96</td>
</tr>
<tr>
<td>Lunatic asylum</td>
<td>42,725.40</td>
</tr>
<tr>
<td>Principal Raleigh &amp; Gaston railroad bonds</td>
<td>16,500.00</td>
</tr>
<tr>
<td>Interest on ditto</td>
<td>31,890.00</td>
</tr>
<tr>
<td>Ditto, on State coupon bonds</td>
<td>75,870.00</td>
</tr>
<tr>
<td>Ditto, on State bonds</td>
<td>22,155.00</td>
</tr>
<tr>
<td>Ditto, on Fayetteville and Western plank road bonds</td>
<td>6,225.00</td>
</tr>
<tr>
<td>Atlantic and North-Carolina railroad survey</td>
<td>1,800.00</td>
</tr>
<tr>
<td>North-Carolina and Western ditto</td>
<td>10,000.00</td>
</tr>
<tr>
<td>Tar river navigation</td>
<td>22,000.00</td>
</tr>
<tr>
<td>Geological survey</td>
<td>2,400.00</td>
</tr>
<tr>
<td>Judiciary</td>
<td>29,386.04</td>
</tr>
<tr>
<td>Public printing</td>
<td>1,913.95</td>
</tr>
<tr>
<td>Revised statutes</td>
<td>1,200.00</td>
</tr>
<tr>
<td>McDowell and Yancey turnpike company</td>
<td>1,600.00</td>
</tr>
<tr>
<td>Executive department</td>
<td>1,773.00</td>
</tr>
<tr>
<td>State ditto</td>
<td>800.00</td>
</tr>
<tr>
<td>Treasury ditto</td>
<td>2,000.00</td>
</tr>
<tr>
<td>Comptroller’s ditto</td>
<td>1,000.00</td>
</tr>
<tr>
<td>Adjutant general</td>
<td>200.00</td>
</tr>
<tr>
<td>State librarian</td>
<td>300.00</td>
</tr>
<tr>
<td>Superintendent of capitol</td>
<td>260.00</td>
</tr>
<tr>
<td>State capitol</td>
<td>1,913.00</td>
</tr>
<tr>
<td>Settling taxes</td>
<td>1,529.79</td>
</tr>
<tr>
<td>Senatorial elections</td>
<td>337.18</td>
</tr>
<tr>
<td>Governor’s election</td>
<td>1,421.60</td>
</tr>
<tr>
<td>Stationery</td>
<td>664.06</td>
</tr>
<tr>
<td>Salisbury and Wilson road</td>
<td>500.00</td>
</tr>
<tr>
<td>Agricultural societies</td>
<td>650.00</td>
</tr>
<tr>
<td>Council of State</td>
<td>458.00</td>
</tr>
<tr>
<td>Internal improvement fund</td>
<td>343.00</td>
</tr>
<tr>
<td>Pensioners</td>
<td>230.00</td>
</tr>
<tr>
<td>State library</td>
<td>182.71</td>
</tr>
<tr>
<td>Post office</td>
<td>237.11</td>
</tr>
<tr>
<td>Public arms</td>
<td>307.50</td>
</tr>
<tr>
<td>Weights and measures</td>
<td>100.00</td>
</tr>
<tr>
<td>Literary fund</td>
<td>547.98</td>
</tr>
<tr>
<td>Contingencies and miscellaneous</td>
<td>1,156.63</td>
</tr>
</tbody>
</table>

As follows:

$$\text{Total} = \text{\$1,605,409.51}$$
1853.

Nov.  Paid North Carolina railroad company in part of the State's subscription, North Carolina and Western railroad, in part of appropriation per act of the General Assembly, passed at the session of 1852, for survey,  $320,000.00

Lunatic asylum per sundry orders of superintendent of said asylum, countersigned by the commissioners,  2,000.00

Agricultural society of Burke county,  9,428.20

Interest on State bonds,  50.00

Do. Fayetteville and Western plank-road bonds,  330.00

T. J. Lemay for printing and advertising for secretary of State's office,  105.00

Hon. R. M. Saunders, judge of the superior courts, his last half year's salary for the year 1853,  975.00

Hon. M. E. Manly, do. do.,  975.00

Hon. T. Settle, do. do.,  975.00

Hon. J. W. Ellis, do. do.,  975.00

Cad. Jones, Jr., solicitor, 11 certificates,  14.75

Wm. Lander, do. 12 do.,  220.00

W. N. H. Smith, do. 10 do.,  240.00

R. Strange, do. 5 do.,  200.00

G. S. Stevenson, do. 3 do.,  100.00

A. W. Burton, do. 3 do.,  60.00

Dec. North Carolina railroad company, in full of 2nd half-million of dollars, due on State's subscription,  92,865.00

Lunatic asylum per orders of superintendent and commissioners,  6,871.92

R. S. Myers, commissioner in part of appropriation for the improvement of the navigation of Tar river,  2,000.00

Hyde county agricultural society,  50.00

Forsyth do. do. do.,  50.00

Haywo'd do. do. do.,  50.00

Lincoln do. do. do.,  50.00

Interest on Raleigh and Gaston railroad bonds,  1,200.00

Walter Gwynn, in part of appropriation for survey of Atlantic and North Carolina railroad,  1,000.00

Hon. Asa Biggs, in part of salary as commissioner to revise the statutes,  500.00
H. S. Smith, secretary to the commission to revise the statutes, $100.00
D. G. McRae, keeper of the public arms at Fayetteville, his salary for the year ending Oct. 1, 1853, 60.00
Hon. J. L. Bailey, judge of the superior courts, his last half year's salary for the year 1853, 975.00
Hon. D. F. Caldwell, do., 975.00
G. S. Stevenson, solicitor, 7 certificates, 140.00
R. Strange, do. 3 do., 60.00
A. W. Burton, do. 3 do., 60.00
Wm. Lander, do. 2 do., 40.00
E. B. Freeman, for carpet, &c., for supreme court room, 125.28
Raleigh and Gaston railroad, freight on public documents, 9.95
C. N. Webb, for publishing in Halifax Republican the governor's proclamation relative to W. L. Garrett, a fugitive from justice, 3.50
Adams & Co.'s. express, freight on package for treasurer from New York to Raleigh, 75
Bank of the Republic in the city of New York, for 150 coupons at $30 each, being interest on State coupon bonds, paid by said bank, 4,500.00

1854. Principal on Raleigh & Gaston railroad bonds, as follows:

<table>
<thead>
<tr>
<th>Name</th>
<th>Bond No.</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Walter L. Booth</td>
<td>330</td>
<td>1,500.00</td>
</tr>
<tr>
<td>Sam'l F. Patterson</td>
<td>334</td>
<td>1,500.00</td>
</tr>
<tr>
<td>Walter L. Booth</td>
<td>352</td>
<td>1,000.00</td>
</tr>
<tr>
<td>John V. Wilcox</td>
<td>354</td>
<td>1,000.00</td>
</tr>
<tr>
<td>A. Ruffin</td>
<td>361</td>
<td>1,000.00</td>
</tr>
<tr>
<td>J. V. Wilcox</td>
<td>375</td>
<td>3,000.00</td>
</tr>
<tr>
<td>&quot;</td>
<td>376</td>
<td>3,000.00</td>
</tr>
<tr>
<td>Alfred Jones</td>
<td>386</td>
<td>1,500.00</td>
</tr>
<tr>
<td>&quot;</td>
<td>387</td>
<td>1,000.00</td>
</tr>
<tr>
<td>H. E. C. Baskerville</td>
<td>393</td>
<td>1,000.00</td>
</tr>
</tbody>
</table>

Interest on Raleigh and Gaston railroad bonds, 11,340.00
R. L. Myers, commissioner, in part of appropriation for the improvement of the navigation of Tar river, 8,000.00
Hon. John M. Dick, judge of the superior courts, his last half year's salary for the year 1853, $975.00

M. W. Ransom, attorney general, for attending December term, 1853, of supreme court, 100.00

Ditto, 4 certificates, 80.00

Cad. Jones, Jr., solicitor, 4 certificates, 80.00

Sundry persons, interest on State bonds, 9,834.00

Sundry persons, interest on Fayetteville and Western plankroad bonds, 2,985.00

Feb'y. North-Carolina and Western railroad, in part of appropriation for survey, 1,000.00

Atlantic and North-Carolina railroad, do. 300.00

Interest on Raleigh and Gaston railroad bonds, 4,530.00

Lunatic asylum, per order of superintendent and commissioners, 2,000.00

Gov. Reid, his fourth quarter's salary for the year 1853, 500.00

Ditto, for hire of servant for executive office, 48.00

J. F. Taylor, State librarian, his salary to 1st instant, 25.00

W. L. Pomeroy, for law books for public library, 64.00

J. F. Taylor, to pay subscription to Literary World, 588.00

Expenses of council of State, 85.00

Q. Busbee, adm'r. of P. Busbee, dec'd., late reporter to the supreme court, salary, 600.00

W. L. Pomeroy, for stationery for public offices, 52.80

S. McClanehan, assistant geologist, his last quarter's salary for the year 1853, 300.00

B. F. Moore, commissioner to revise the statutes, 500.00

Henderson county agricultural society, 50.00

S. Birdsall, clerk to internal improvement fund, for services in issuing State coupon bonds, 48.00

Danforth, Wright & Co., of New York, for printing State coupon bonds, payable 1st January, 1854, 54.58

S. H. Young, for 100 cords of wood for public offices, 225.00
<table>
<thead>
<tr>
<th>Category</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>John J. Phillips</td>
<td>For arrest and delivery of Jonathan Baker, a fugitive from justice, to the</td>
<td>$200.00</td>
</tr>
<tr>
<td></td>
<td>sheriff of Cumberland co., in pursuance of the governor's proclamation.</td>
<td></td>
</tr>
<tr>
<td>Palmer &amp; Ramsey</td>
<td>For seals for the offices of the county, superior and equity courts of</td>
<td>$27.00</td>
</tr>
<tr>
<td></td>
<td>Jackson county.</td>
<td></td>
</tr>
<tr>
<td>J. F. Taylor</td>
<td>In part of appropriation for furnishing legislative halls.</td>
<td>$5.00</td>
</tr>
<tr>
<td>R. K. Bryan</td>
<td>For publishing the governor's proclamation relative to Ransom Pope, a</td>
<td>$3.00</td>
</tr>
<tr>
<td></td>
<td>fugitive from justice.</td>
<td></td>
</tr>
<tr>
<td>Interest on State bonds</td>
<td>Do.</td>
<td></td>
</tr>
<tr>
<td>Bank of the State</td>
<td>Principal and interest on public treasurer's note for money borrowed</td>
<td>$20,032.00</td>
</tr>
<tr>
<td></td>
<td>&quot;to meet the proper liabilities of the State,&quot; dated, Jan'ry 25th, 1854.</td>
<td></td>
</tr>
<tr>
<td>Ditto</td>
<td>Dated December 10th, 1853,</td>
<td>$93,045.84</td>
</tr>
<tr>
<td>Bank of Cape Fear</td>
<td>Ditto, dated January 21st, 1854,</td>
<td>$5,039.17</td>
</tr>
<tr>
<td>North-Carolina railroad</td>
<td>Company, in part of 3d half million of dollars due on the State's</td>
<td>$100,000.00</td>
</tr>
<tr>
<td></td>
<td>subscription to the capital stock of said company.</td>
<td></td>
</tr>
<tr>
<td>North-Carolina and</td>
<td>Western railroad, in part of appropriation for survey.</td>
<td>$3,000.00</td>
</tr>
<tr>
<td></td>
<td>Atlantic and North-Carolina railroad, do.</td>
<td>$500.00</td>
</tr>
<tr>
<td>Lunatic asylum</td>
<td>Per orders of superintendent and commissioners.</td>
<td>$1,080.45</td>
</tr>
<tr>
<td>W. W. Holden</td>
<td>For printing law and equity reports of supreme court decisions, at June</td>
<td>$819.00</td>
</tr>
<tr>
<td></td>
<td>and August terms, 1853.</td>
<td></td>
</tr>
<tr>
<td>E. B. Freeman</td>
<td>Clerk of supreme court, for half year's salary, ending Dec. 31st, 1853.</td>
<td>$150.00</td>
</tr>
<tr>
<td></td>
<td>Minute docket book, bought of Hale &amp; Son.</td>
<td>$716.75</td>
</tr>
<tr>
<td></td>
<td>Recording 1861 pages, at 30c. 558.30</td>
<td></td>
</tr>
<tr>
<td>J. T. C. Wiatt</td>
<td>Marshal of the supreme court, for 62 day's attendance at December term,</td>
<td>$124.00</td>
</tr>
<tr>
<td></td>
<td>1853.</td>
<td></td>
</tr>
<tr>
<td>Williams &amp; Haywood</td>
<td>Per resolution of last General Assembly, for ice.</td>
<td>$388.00</td>
</tr>
<tr>
<td>Expenses of council of</td>
<td>State.</td>
<td>$53.00</td>
</tr>
</tbody>
</table>
Advertising sale of State coupon bonds, in the papers of the city of New York, as follows:

New York Courier and Enquirer, 148.50
Daily Times, 99.00
Daily Herald, 128.00
Courier des États Unis, 40.00
S. Gales for publishing, in Raleigh Register, comptroller's report, 200.00
W. W. Holden, for publishing ditto, in North-Carolina Standard, 200.00
W. C. Doub, for printing, &c. for offices of treasurer and secretary of State, 28.25
S. Gales, for advertising sale of State coupon bonds, 11.00
Hale & Son, for law books for public library, 34.34
O. H. Perry, State librarian, to pay subscription to Raleigh Register, N. C. Standard, Southern Weekly Post, Wilmington Journal, Goldsboro' Republican, Salisbury Watchman, Newbern Atlantic, Democratic Pioneer & Western Democrat, 204.8
Williams & Haywood, for articles furnished for capitol, 34.0
William Byrd, for repairing pump and cleaning out well on capitol square, 16.0
John H. Davis, for conveying from the State of Virginia to Halifax county, Sylvester Mayo, a fugitive from justice, 186.0
Interest on State bonds, 150.0
S. Birdsall, clerk to the internal improvement fund, for services in keeping accounts, 48.0

April. North Carolina railroad company, in part of 3d half-million of dollars of State's subscription, 100,000.00
Interest on State bonds, 210.0
D. W. Courts, treasurer, his 1st quarter's salary for the year 1854, 375.00
S. Birdsall, treasurer's clerk, ditto, 125.00
Wm. Hill, secretary of State, " 200.00
Wm. J. Clarke, comptroller, " 250.00
O. H. Perry, State librarian, " 75.00
Drury King, sup't of capitol, " 65.00
Hon. F. Nash, chief justice of supreme court, ditto, 625.00
Hon. R. M. Pearson, judge of the supreme court, ditto, $625 00
Hon. Wm. H. Battle, ditto, 625 00
M. W. Ransom, atty. general, 6 certifs., 120 00
Cad. Jones, jr. solicitor, 6 " 120 00
R. Strange, " 7 " 140 00
G. S. Stevenson, " 3 " 60 00
W. W. Lenoir, " 1 " 20 00
Lunatic asylum, per orders of superintendent and commissioners, 1,491 85
Thomas Ewell of Craven county, pensioner, 50 00
Alexander Taylor, do. do., 50 00
Martha Speares, Cumberland county, do., 50 00
New York Herald for advertising sale of State coupon bonds, 50 00
Journal of Commerce, N. Y., do., 31 60
James E. Morris, keeper of public arms at Newbern, his salary for the year 1853, and first quarter of the year 1854, 187 50
Wm. White, postmaster, postage of executive, treasurer's, comptroller's and adjutant general's offices for the quarter ending first instant, 55 84
Expenses of board of internal improvement, 58 50
James Page, for delivering weights and measures to the counties of Madison, Alexander, Jackson and Union, 100 00
D. King, to pay for sundries for capitol square, 4 50
P. F. Pescud, for boxes to pack laws and journals, &c., 4 25
Telegraph office, for despatches for treasurer, 3 36

May. Gov. Reid his first quarter's salary for the year 1854, 500 00
Judges of the superior courts, their first half year's salary for the year 1854, as follows:—

Hon. R. M. Saunders, 975 00
Hon. D. F. Caldwell, 975 00
Hon. J. L. Bailey, 975 00
W. N. H. Smith, solicitor, 10 certificates, 200 00
G. S. Stephenson, " 3 " 60 00
R. Strange, " 2 " 40 00
A. W. Burton, " 9 " 130 00
<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>H. C. Jones, reporter to the supreme court, in part of salary</td>
<td>$150.00</td>
</tr>
<tr>
<td>S. Gales for printing &amp;c., supreme court reports for Dec. term, 1853</td>
<td>378.37</td>
</tr>
<tr>
<td>N. C. railroad company, on account of the State's subscription</td>
<td>200,000.00</td>
</tr>
<tr>
<td>Lunatic asylum, per order of superintendent and commissioners</td>
<td>2,100.00</td>
</tr>
<tr>
<td>Lyon and Hillyer, for advertising in Mercantile Journal, New York, sale of coupon State bonds</td>
<td>210.00</td>
</tr>
<tr>
<td>W. D. Cooke, for extra copies of treasurer's report</td>
<td>16.00</td>
</tr>
<tr>
<td>R. W. Gibbs &amp; Co., for advertising in Columbia Banner, the governor's proclamation, offering a reward for the apprehension of Willis Hester, a fugitive from justice</td>
<td>9.00</td>
</tr>
<tr>
<td>W. W. Holden, for advertising sale of State coupon bonds</td>
<td>12.00</td>
</tr>
<tr>
<td>Do. for printing done for executive, secretary of State's and comptroller's offices</td>
<td>225.47</td>
</tr>
<tr>
<td>S. McClennahan, assistant geologist, his 1st quarter's salary for the year 1854</td>
<td>300.00</td>
</tr>
<tr>
<td>H. S. Smith, for services as clerk to the commission for revising the statutes</td>
<td>100.00</td>
</tr>
<tr>
<td>Orange county agricultural society</td>
<td>50.06</td>
</tr>
<tr>
<td>O. H. Perry, State librarian, to pay subscription, &amp;c., of newspapers</td>
<td>13.06</td>
</tr>
<tr>
<td>Interest on State coupon bonds, 994 coupons, $30 each</td>
<td>29,820.00</td>
</tr>
<tr>
<td>Adams &amp; Co's. express, transportation of coupon bonds, from Raleigh to New York</td>
<td>40.00</td>
</tr>
<tr>
<td>Telegraph office, for dispatches relative to same</td>
<td>1.68</td>
</tr>
<tr>
<td>June. Lunatic asylum, per orders of superintendent and commissioners</td>
<td>1,775.74</td>
</tr>
<tr>
<td>Hon, Tho’s Settle, judge of the superior courts, first half year’s salary for the year 1854</td>
<td>975.00</td>
</tr>
<tr>
<td>Hon. M. E. Manly, ditto</td>
<td>975.00</td>
</tr>
<tr>
<td>Hon. J. W. Ellis, ditto</td>
<td>975.00</td>
</tr>
<tr>
<td>M. W. Ransom, att'y gen'l, 4 certificates</td>
<td>80.00</td>
</tr>
<tr>
<td>Cad. Jones, jr. solicitor, 6</td>
<td>120.00</td>
</tr>
<tr>
<td>A. W. Burton, 5</td>
<td>100.00</td>
</tr>
<tr>
<td>R. Strange, 4</td>
<td>80.00</td>
</tr>
</tbody>
</table>
G. S. Stevenson, 3 certificates, $60 00
W. Lander; 2 " " 40 00
John Hawks, pro tem., 1 " 20 00
S. Gales, for publishing, &c. equity decisions of the supreme court, &c. Dec. term, 1853, 231 64
Expenses of council of State, 94 00
A. O. P. Nicholson for publishing, in Washington Union, sale of State coupon bonds, 13 75
A. Kauffmann, steel pens for treasurer's office, 1 50
July. North-Carolina railroad company, in part of the last $100,000 of the third half million of dollars on State's subscription to the capital stock of said company, 30,000 00
North-Carolina & Western railroad company, in part of appropriation for survey, 4,000 00
R. Myers, commissioner, in part of appropriation for the improvement of the navigation of Tar river, 5,000 00
S. Birdsall, for one year's services, as clerk to the board of internal improvement, 129 75
Lunatic asylum, per orders of superintendent and commissioners, 1,497 51
Interest on State bonds, 9,795 00
Interest on Fayetteville and Western plankroad bonds, 2,550 00
Interest on Raleigh and Gaston railroad bonds, 10,560 00
Hon. F. Nash, chief justice of supreme court, his second quarter's salary for the year 1854, 625 00
Hon. Wm. H. Battle, judge of supreme court, ditto, 625 00
Hon. R. M. Pearson, ditto, 625 00
Edm. B. Freeman, clerk of the supreme court, as follows:
Half year's salary ending June 30, 1854, $150 00
Recording 1818 pages at 30c. 545 40
6 record books, bought of Hale & Son, 60 00
Hon. J. M. Dick, judge of the superior courts, his half year's salary, 975 00
M. W. Ransom, attorney general, for attending June term, 1854, of supreme court, $100.00
Gales & Seaton for advertising in National Intelligencer, sale of State coupon bonds, $55.31
A. S. Wellington & Co., for advertising ditto, in Charleston Courier, $4.01
S. Gales, for blanks for treasurer’s office, $9.00
Wm. Hill, secretary of State, his second quarter’s salary for 1854, $200.00
D. W. Courts, treasurer, ditto, $375.00
S. Birdsall, treasurer’s clerk, ditto, $125.00
Wm. J. Clarke, comptroller, ditto, $250.00
O. H. Perry, State librarian, ditto, $75.00
D. King, superintendent of capitol, ditto, $65.00
R. W. Haywood, adjutant general, his half year’s salary for the year 1854, $100.00
Interest on State coupon bonds, 1885 coupons, $30 each, $41,550.00
Aug. Governor Reid, his 2d quarter’s salary for the year 1854, $500.00
North Carolina railroad company, in full of 3rd half-million of dollars of the State’s subscription, $70,000.00
Harrison Rand, principal of Raleigh and Gaston railroad bond, No. 320, $1,000.00
Lunatic asylum, per orders of superintendent and commissioners, $1,471.63
Interest on State bonds, $270.00
Interest on Fayetteville and Western plankroad bonds, $195.00
M. W. Ransom, attorney general, for attending August term 1854, of supreme court at Morgantown, $100.00
Wm. Lander, solicitor, 11 certificates, $220.00
Expenses of council of State, $111.00
Wm. White, postmaster, postage of executive, treasurer’s, comptroller’s and adjutant general’s offices for the quarter ending 1st inst., $56.59
W. L. Pomeroy, stationery for public offices, $80.35
F. A. Wiley, sheriff of Caswell county, for insolvents, &c., for the year 1852, and former years not allowed in his settlement with comptroller, $38.30
William Sasser, of Wayne county, pensioner, $40.00
Thomas Gardner, ditto, ditto, 40.00
O. H. Perry, State librarian, freight of box of books for State library, 3.00
A. M. McPheeters & Co., for Venetian blinds for treasurer's office, 21.50
J. G. Ramsey, for the apprehension and delivery of R. F. Samuel, a fugitive from justice, to the sheriff of Stokes county, 300.00
Adams & Co's. express, bill of freight for treasurer, 75
Patterson & Co's., ditto, 6.75
J. Brown, for candles for public offices, 15.75
F. I. Wilson, for publishing in Republican Banner, the governor's proclamation for the apprehension of R. F. Samuel, a fugitive from justice, 4.00
Sundry sheriffs for making returns, &c., of governor's election, 153.00
T. I. Judkins, sheriff of Warren county, for holding congressional election and comparing polls in the year 1853, 7.50
Sundry sheriffs for comparing polls of senatorial elections, 45.04
Ditto, settling public taxes for the year 1853, payable in 1854, 212.80
Sept. North Carolina railroad company, in part of the amount ordered by the board of internal improvement, at their meeting on the 4th inst., to be paid to said company, 90,000.00
Bank of the State, principal and interest of loan negotiated July 15th, 1854, 20,036.16
McDowell & Yancey turnpike company, in part of appropriation per act of General Assembly, 1850-'51, 1,600.00
Caswell county agricultural society, 500.00
Granville county, ditto, 500.00
Interest on Raleigh & Gaston railroad bonds, 4,260.00
James R. Dodge, clerk of the supreme court at Morganton, as follows:
Salary to August, 1854, $200.00
Recording 957 pages at 30 cts. 287.10
Executive docket, stationery, 497.50
&c., 10.40
| A. Duckworth, sheriff of Burke, for attending said court as marshal 29 days. | $ 58.00 |
| Wm. Hill, secretary of State, for copy of a law to be used in a State prosecution, | 60 |
| J. H. DeCarteret & Son, for binding supreme court reports, &c. | 84.10 |
| Ditto, for binding books for public library, | 41.35 |
| J. E. Exum, sheriff of Greene county, for overcharge in public taxes for the year 1852, allowed by the county court of said county, | 11.28 |
| Wm. W. Holden, for printing done for treasurer and secretary of State, | 34.50 |
| Bryan & Yates, for publishing in North-Carolinian, the governor's proclamation for the apprehension of Albert Wright, a fugitive from justices, | 3.00 |
| S. McClanehan, assistant geologist, his second quarter's salary for the year 1854, | 300.00 |
| Expenses of board of internal improvement, | 58.75 |
| Lunatic asylum, per orders of superintendent and commissioners, | 3,791.12 |
| Interest on State bonds, | 435.00 |
| Ditto, on Fayetteville & Western plank road bonds, | 90.00 |
| Sundry sheriffs, for making returns of governor's election, | 1,268.00 |
| Ditto, for comparing polls of Senatorial election, | 289.64 |
| Ditto, for settling public taxes for the year 1853, payable in 1854, | 1,316.99 |
| Oct. Gov. Reid, president ex officio of the literary board, this amount loaned to the public treasurer, May 23d, 1854, | 13,142.00 |
| Interest on same, | 321.89 |
| Ditto, loaned September 4th, 1854, | 23,000.00 |
| Interest on same, | 176.32 |
| R. S. Myers, commissioner, in part of appropriation for the improvement of the navigation of Tar river, | 7,000.00 |
| Treasurer of literary fund, on order of president of literary board, being balance due on purchase of State coupon bonds, | 547.98 |
North-Carolina railroad company, in part of amount ordered by the board of internal improvement to be paid to said company, $ 25,000.00
Hon. F. Nash, chief justice of the supreme court, his third quarter's salary for 1854, 625.00
Hon. R. M. Pearson, judge of supreme court, ditto, 625.00
Hon. W. H. Battle, ditto, 625.00
H. C. Jones, reporter to said court, on account of salary, 150.00
M. W. Ransom, attorney general, 6 certificat'es, 120.00
A. W. Burton, solicitor, 4 ditto, 80.00
Wm. Hill, secretary of State, third quarter's salary for 1854, 200.00
D. W. Courts, treasurer, ditto, 375.00
S. Birdsall, clerk to treasurer, ditto, 125.00
W. J. Clarke, comptroller, ditto, 250.00
O. H. Perry, librarian, ditto, 75.00
D. King, superint'd. of capitol, ditto, 65.00
D. G. McRae, keeper of the public arms at Fayetteville, his salary for the year ending 1st instant, 600.00
Wm. White, postmaster, his bill of postage of executive, treasurer's, comptroller's and adjutant general's offices, for the quarter ending 1st instant, 95.16
Wm. Hill, secretary of State, postage of his office, 3.20
Interest on State bonds, 60.00
Lunatic asylum, per order of superintendent and commissioners, 10,226.98
Duplin county agricultural society, 50.00
Person do. do, 50.00
O. H. Perry, librarian, to pay for carpeting, &c. legislative halls, 1,700.98
R. H. Page, to pay for table in secretary of State's office, 11.00
D. King, superintendent of capitol, to pay for work on capitol and capitol grounds, 12.45
Wm. Hill, secretary of State, to pay for stationery purchased for General Assembly, 441.06
Danforth, Wright & Co., New York, for
| Description                                                                 | Amount  
|------------------------------------------------------------------------------|---------
| Engraving and printing, &c. coupon bonds.                                   | $335.23 |
| Seaton Gales, for printing for adjutant general's office.                   | 26.00   |
| Willis Byrd, for repairing pump on capitol square.                          | 6.00    |
| Adams & Co's express, freight on package for public treasurer from Raleigh to New York, | 15.00   |
| Bank of the State of North Carolina, in full of loan to public treasurer, June 14th, 1854, | 50,172.60 |
| Ditto, August 4, 1854,                                                       | 70,000.00 |
| Tho's A. Brevard, sheriff of Buncombe county, for comparing polls of Senatorial election, | 2.50    |
|                                                                              | $1,605,409.51 |

**NOTE BY THE PRINTER.**

In section 230, chapter 37, of the "Act Concerning Revenue," there is an error, which is corrected as follows, so as to conform to the original: For the words "on each mortgage, deed," &c., read "on each mortgage-deed," &c. See page 76 of this pamphlet, third line from bottom.

The following chapters embraced in this pamphlet, belong to the Revised Code, and are published by order of the General Assembly with the laws of the present session, to wit:—Asylums; Entries and Grants: Literary Fund and Common Schools; Public Debt; Public Printing; Revenue; Salaries and Fees; and the 94th section of the Act concerning the Militia.
INDEX TO PUBLIC LAWS. 1854-55.

AGRICULTURE—
An act for encouraging the same, and for other purposes, ... 3

ASYLUMS—
An act concerning asylums for deaf mutes and blind persons, and for the insane, ............................................ 3
An act for the completing, furnishing and enclosing the buildings and grounds of the lunatic asylum, .................. 15

BANKS—
An act to more effectually secure a compliance with the terms of their charters, by the banks chartered at the present session of the General Assembly, or that may hereafter be chartered in this State, .................................................. 16

CAPF FEAR AND DEEP RIVERS—
An act to authorize the Cape Fear and Deep river navigation company to issue bonds, and for other purposes, ... 17

CIVIL PROCESS—
An act to repeal, in part, an act of the session of 1852, chapter 15th, entitled an act concerning the place of trial for civil process, returnable before justices of the peace, ....... 21

CONSTITUTION—
An act to amend the same, ............................................. 22

COUNTIES—
An act to lay off and establish a new county by the name of Harnett, ................................................................. 23
An act supplemental to the act to lay off and establish a new county by the name of Harnett, .................. 23
An act to lay off and establish a new county by the name of Polk, .......................................................... 26
An act supplemental to the act to lay off and establish a new county by the name of Polk, .................. 26
An act to lay off and establish a new county by the name of Wilson, .................................................. 30
An act supplemental to the act to lay off and establish a new county by the name of Wilson, .................. 31

COURTS—
An act in relation to the superior courts of law in this State, 34
An act to alter the time of holding the courts in the sixth judicial circuit, .................................................. 35
An act to amend an act of 1852, entitled an act to amend the 15th section of the 31st chapter of the Revised Statutes, so as to authorize the superior court of law and equity to be held for two weeks in the county of New Hanover, ....... 36

DEEDS—
An act in relation to deeds, of which the registered copies have been burned or destroyed, .................. 36
INDEX TO PUBLIC LAWS.

Session 1854-'55.

ENTRIES AND GRANTS—
An act concerning the same,........................................... 87
An act to extend the time for registration of grants, deeds, and other conveyances,........................................... 44

INSPECTORS—
An act to amend the 8th section of the 60th chapter of the Revised Code, entitled Inspectors,........................................... 44

LANDS—
An act concerning land covered by water,.......................... 45

LANDS FOR WESTERN TURNPIKE—
An act supplemental to and amendatory of an act passed at the session of 1852, entitled an act to bring into market the lands pledged for the completion of the Western turnpike, 49

LIEN—
An act making a lien on ships, steamboats, &c. for recovery of debts due thereon,.................................................... 48

LIBRARY OF DOCUMENTS—
An act to establish a library of documents for the General Assembly,.............................................................. 49

LIGHT HOUSES AND BEACONS—
An act to cede to the United States a site for a beacon light, on or near Cape Hatteras,............................................... 49
An act to cede to the United States a tract of land near Wim-lington, as a site for light houses and beacons,.................... 50

LITERARY FUND AND COMMON SCHOOLS—
An act concerning literary fund and common schools,............. 50

LIVE STOCK—
An act to protect live stock from malicious destruction,......... 62

MILITIA—
An act concerning the same,............................................. 63
An act to number the West regiment of Madison county,........ 63

MINING AND MANUFACTURING—
An act to amend an act entitled an act to encourage the investment of capital for mining and manufacturing purposes, and an act concerning corporations,.......................... 63

NORTH-CAROLINA RAILROAD—
An act for the completion of the same,................................ 64

OYSTERS—
An act to permit the exportation of oysters, &c.................... 66

PERSONS OF COLOR—
An act to provide for the transmission to the persons of color now in Liberia, of the funds belonging to them in this State, 66

PUBLIC DEBT—
An act concerning the same,............................................. 66

PUBLIC PRINTING—
An act concerning the same,............................................. 69

REVENUE—
An act concerning the same,............................................. 71
An act explanatory and amendatory of the act of the present session concerning revenue,............................................ 97

RIGHT OF ACTION—
An act to give a right of action in certain cases, where death is caused by neglect, default or wrongful act,.................... 97

RIVERS AND CREEKS—
An act to open Uwharrie river for the passage of fish,........... 98
An act to prevent the felling of timber in Big and Little Ivy, 99
An act to prevent the felling of timber in Brush creek,........... 100
### Index to Public Laws

<table>
<thead>
<tr>
<th>Section</th>
<th>Title</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>-</td>
<td>Rivers and Creeks (Continued)</td>
<td>100</td>
</tr>
<tr>
<td>-</td>
<td>An act to prevent the felling of timber in Haw river and the Great Alamance</td>
<td>100</td>
</tr>
<tr>
<td>-</td>
<td>An act to prevent the felling of timber in Northeast river</td>
<td>101</td>
</tr>
<tr>
<td>-</td>
<td>An act to regulate the floating of timber in Roanoke river</td>
<td>101</td>
</tr>
<tr>
<td>-</td>
<td>Salaries and Fees</td>
<td>103</td>
</tr>
<tr>
<td>-</td>
<td>An act concerning the same</td>
<td>103</td>
</tr>
<tr>
<td>-</td>
<td>Sheep</td>
<td>115</td>
</tr>
<tr>
<td>-</td>
<td>An act for the protection of the same</td>
<td>115</td>
</tr>
<tr>
<td>-</td>
<td>Swamp Lands</td>
<td>115</td>
</tr>
<tr>
<td>-</td>
<td>An act to authorize the board of literature to appoint an agent</td>
<td>115</td>
</tr>
<tr>
<td>-</td>
<td>Titles to Land</td>
<td>116</td>
</tr>
<tr>
<td>-</td>
<td>An act to extend the time for perfecting titles to lands heretofore entered</td>
<td>116</td>
</tr>
<tr>
<td>-</td>
<td>Trading with Slaves</td>
<td>117</td>
</tr>
<tr>
<td>-</td>
<td>An act further to prevent trading with slaves in Mecklenburg and Northampton</td>
<td>117</td>
</tr>
<tr>
<td>-</td>
<td>Turnpike and Plankroad Companies</td>
<td>121</td>
</tr>
<tr>
<td>-</td>
<td>An act to amend an act to define the duties and powers of turnpike and plankroad companies</td>
<td>121</td>
</tr>
<tr>
<td>-</td>
<td>Turnpike Road, West</td>
<td>123</td>
</tr>
<tr>
<td>-</td>
<td>An act to amend an act entitled an act to provide for a turnpike road from Salisbury west to the line of the State of Georgia, passed in 1848-'49</td>
<td>123</td>
</tr>
<tr>
<td>-</td>
<td>Wardens of the Poor</td>
<td>124</td>
</tr>
<tr>
<td>-</td>
<td>An act to authorize the courts of pleas and quarter sessions of the several counties of the State, to pay the wardens of the poor</td>
<td>124</td>
</tr>
<tr>
<td>-</td>
<td>Weights and Measures</td>
<td>125</td>
</tr>
<tr>
<td>-</td>
<td>An act to furnish weights and measures to certain counties</td>
<td>125</td>
</tr>
<tr>
<td>-</td>
<td>Wild Fowl</td>
<td>125</td>
</tr>
<tr>
<td>-</td>
<td>An act to protect the same, in the waters of Currituck county</td>
<td>125</td>
</tr>
<tr>
<td>-</td>
<td>Wrecks</td>
<td>125</td>
</tr>
<tr>
<td>-</td>
<td>An act to amend an act of the present session, concerning wrecks</td>
<td>125</td>
</tr>
</tbody>
</table>

### Resolutions

<table>
<thead>
<tr>
<th>Resolution</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>A resolution to procure documentary evidence of the history of the State</td>
<td>127</td>
</tr>
<tr>
<td>A resolution to repeal the act of 1850-'51, authorizing Josiah O. Watson to construct a dam on Neuse river</td>
<td>127</td>
</tr>
<tr>
<td>A resolution in relation to the public treasurer</td>
<td>128</td>
</tr>
<tr>
<td>A resolution in relation to the commissioners of the lunatic asylum</td>
<td>128</td>
</tr>
<tr>
<td>A resolution concerning the lunatic asylum</td>
<td>129</td>
</tr>
<tr>
<td>A resolution in favor of the public treasurer</td>
<td>129</td>
</tr>
<tr>
<td>A resolution concerning the distribution of the Revised Code</td>
<td>129</td>
</tr>
<tr>
<td>Resolutions concerning the executive mansion</td>
<td>129</td>
</tr>
<tr>
<td>A resolution authorizing the purchase of furniture for the executive mansion</td>
<td>129</td>
</tr>
<tr>
<td>A resolution to authorize the librarian to have shelves erected</td>
<td>130</td>
</tr>
<tr>
<td>A resolution to furnish the clerk of the Senate's office</td>
<td>130</td>
</tr>
<tr>
<td>A resolution to furnish public treasurer with copies of his report</td>
<td>130</td>
</tr>
<tr>
<td>A resolution concerning produce carried on railroads</td>
<td>130</td>
</tr>
<tr>
<td>A resolution concerning revenue bill</td>
<td>130</td>
</tr>
<tr>
<td>Section</td>
<td>Resolutions (Continued)</td>
</tr>
<tr>
<td>---------</td>
<td>-------------------------------------------------------------</td>
</tr>
<tr>
<td>1854-'55.</td>
<td>Resolutions in regard to Burke square, Raleigh,</td>
</tr>
<tr>
<td></td>
<td>A resolution in relation to the public treasurer,</td>
</tr>
<tr>
<td></td>
<td>A resolution to provide curtains for the halls,</td>
</tr>
<tr>
<td></td>
<td>A resolution in relation to the deaf and dumb asylum,</td>
</tr>
<tr>
<td></td>
<td>A resolution to authorize the purchase of clocks,</td>
</tr>
<tr>
<td></td>
<td>A resolution directing the public treasurer not to receive</td>
</tr>
<tr>
<td></td>
<td>small bank bills,</td>
</tr>
<tr>
<td></td>
<td>A resolution authorizing the governor to supply the governors</td>
</tr>
<tr>
<td></td>
<td>of the States and Territories with copies of Jones's Digest</td>
</tr>
<tr>
<td></td>
<td>A resolution authorizing a loan,</td>
</tr>
<tr>
<td></td>
<td>A resolution concerning the North Carolina railroad company,</td>
</tr>
<tr>
<td></td>
<td>COMPTROLLER'S STATEMENT of revenue and expenditure for the</td>
</tr>
<tr>
<td></td>
<td>year ending October 31, 1853,</td>
</tr>
<tr>
<td></td>
<td>COMPTROLLER'S STATEMENT of revenue and expenditure for the</td>
</tr>
<tr>
<td></td>
<td>year ending October 31, 1854,</td>
</tr>
</tbody>
</table>
INDEX
TO
PRIVATE LAWS.
1854-'55.

ACADEMIES AND SCHOOLS—
An act to incorporate the Holston Conference female college, 3
An act to incorporate the trustees of the Franklinton male and female institutes, 5
An act to incorporate Glen Anna female seminary, 6
An act to incorporate the Anson institute, 7
An act to incorporate Union academy, 9
An act to authorize the trustees of the Louisburg female academy to convey to the Louisburg female college company certain interests in the female academy grounds, 10
An act to incorporate the trustees of Granville institute, 11
An act to incorporate Cape Fear academy, 11
An act to incorporate the two academies in the town of Ashboro', 12
An act to incorporate the Yadkin institute, 13
An act to incorporate Morning Sun academy, 13
An act to incorporate Cypress Creek academy, 14
An act to incorporate the trustees of the New Institute, 14
An act to incorporate the New Hope academy, 15
An act to incorporate the trustees of the female high school, 16
An act to incorporate the Springfield institute, 17
An act to incorporate the United Baptist institute, 17
An act to incorporate the trustees of Woodburn female seminary, 18

BANKS—
An act to incorporate the bank of Clarendon, 19
An act to amend the 7th section of an act, entitled an act to incorporate a bank in the town of Washington, 25
An act to re-charter the bank of Cape Fear, 25
An act to increase the capital stock of the Commercial bank, 30
An act to incorporate the Wilmington savings bank, 32
An act to re-charter the bank of the State of N. Carolina, 35
An act to incorporate the bank of Wilmington, 44

BRIDGES AND FERRIES—
An act to authorize the Nantahala and Tuckasege turnpike company to establish a toll bridge over the Tennessee river, 51
An act relating to roads, bridges, ferries, &c., 52
An act to authorize the construction of a toll bridge across the Tennessee river, between the counties of Macon and Cherokee, and to incorporate a company for that purpose, 53
An act to authorize the building of a toll bridge over the Roanoke river at the town of Halifax, and to incorporate a company for that purpose, 56
An act to incorporate the Newbern and Neuse river bridge Co., 58
An act to establish a toll bridge over Neuse river, 61
An act to establish a ferry across Black river, 61
<table>
<thead>
<tr>
<th>Act Description</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>An act to authorize Robert L. Steele to establish a public ferry on the Pee Dee river,</td>
<td>62</td>
</tr>
<tr>
<td>An act to authorize the county court of Pitt county to regulate tolls upon the bridge across Tar river, at Greenville,</td>
<td>63</td>
</tr>
<tr>
<td>An act to authorize the construction of a toll bridge across the Yadkin river, near Jonesville,</td>
<td>63</td>
</tr>
<tr>
<td>An act to incorporate the Cape Fear and Waccamaw canal and lumber company,</td>
<td>64</td>
</tr>
<tr>
<td>An act to incorporate a company to construct a ship canal to unite the waters of Albemarle, Currituck and Pamlico sounds with the Chesapeake Bay,</td>
<td>69</td>
</tr>
<tr>
<td>An act to incorporate the Camden and Pasquotank new cut canal company,</td>
<td>74</td>
</tr>
<tr>
<td>An act for the relief of the citizens of Iredell county,</td>
<td>76</td>
</tr>
<tr>
<td>An act to authorize the erection of a court house for the county of Iredell, and for other purposes.</td>
<td>78</td>
</tr>
<tr>
<td>An act to establish the county seat of Madison county,</td>
<td>79</td>
</tr>
<tr>
<td>An act to authorize the collection of arrearages of taxes in Jackson county,</td>
<td>82</td>
</tr>
<tr>
<td>An act declaring what number of justices of the peace of the counties of Randolph, Cumberland, Wake and Mecklenburg shall constitute a quorum in certain cases,</td>
<td>83</td>
</tr>
<tr>
<td>An act to fix and settle the dividing line between the counties of Chatham and Alamance,</td>
<td>83</td>
</tr>
<tr>
<td>An act to enable the county court of Iredell county to collect the State and county taxes for the year 1855,</td>
<td>83</td>
</tr>
<tr>
<td>An act to alter the times of holding the courts of pleas and quarter sessions in the county of Hyde,</td>
<td>85</td>
</tr>
<tr>
<td>An act to authorize the county court of Henderson to appoint commissioners to sell lands, &amp;c.,</td>
<td>86</td>
</tr>
<tr>
<td>An act to give jury trials at two of the county courts of Stanly county,</td>
<td>86</td>
</tr>
<tr>
<td>An act to change the time of holding the court of pleas and quarter sessions in the county of Beaufort,</td>
<td>87</td>
</tr>
<tr>
<td>An act to authorize Wm. S. Ballinger and his associates to construct a dam across Neuse river,</td>
<td>88</td>
</tr>
<tr>
<td>An act to authorize the construction of dams across the French Broad river, in the counties of Henderson, Buncombe and Madison,</td>
<td>88</td>
</tr>
<tr>
<td>An act to emancipate Betty, a slave,</td>
<td>89</td>
</tr>
<tr>
<td>An act to emancipate Jerry, a slave,</td>
<td>89</td>
</tr>
<tr>
<td>An act to emancipate John Good,</td>
<td>90</td>
</tr>
<tr>
<td>An act to emancipate James G. Hostler,</td>
<td>90</td>
</tr>
<tr>
<td>An act to emancipate Albert, a slave,</td>
<td>91</td>
</tr>
<tr>
<td>An act to emancipate Louis, a slave,</td>
<td>91</td>
</tr>
<tr>
<td>An act to prevent the obstruction of the passage of fish in the waters of South River and Adams' creek,</td>
<td>92</td>
</tr>
<tr>
<td>An act to amend an act entitled an act to prevent the obstruction of the passage of fish in the waters of Blount's creek and its tributary streams,</td>
<td>92</td>
</tr>
</tbody>
</table>
GATES—
An act to authorize gates across the public road in Green river cove, in Henderson county, ........................................... 93

HOTELS—
An act to incorporate the Lawrence hotel, in the city of Raleigh, 93
An act to incorporate the Dobbin house company, in the town of Fayetteville, .......................................................... 94

INSURANCE COMPANIES—
An act to incorporate the Asheville mutual insurance comp'ly, 94
An act to incorporate a mutual insurance fire company in the town of Charlotte, ......................................................... 93
An act to incorporate the Newbern mutual fire insurance Co., 104
An act to incorporate a mutual insurance company in the town of Washington, ................................................................. 108
An act to amend an act passed in 1850, entitled an act to incorpo- 113
rate the Greensboro' mutual insurance company,

JURORS AND WITNESSES—
An act to increase the compensation of jurors and witnesses of the county of Washington, ......................... 116
An act to increase the pay of witnesses in the county of Onslow, 117
An act to provide for the payment of jurors in the counties of Green and Gates, ....................................................... 117
An act to amend an act to exempt persons residing on the banks and islands, between Whalebone Inlet and Cape Hatteras, from serving as jurors, ................................. 118
An act to increase the pay of jurors in the counties of New-Hanover, Brunswick, Pasquotank, Rowan and Cleaveland, 118
An act supplemental to an act to increase pay of travis jurors, 118

MARINERS—
An act to incorporate the trustees of the mariner's orphan asy- lurn and institute, ............................................................. 119
An act for the better regulation of swamen in the town of Wilmington, ................................................................. 121

Masons—
An act to incorporate Franklin lodge, ........................................ 122
An act to incorporate the grand royal arch chapter of N. C., 123
An act to incorporate Pleasant Hill lodge, ................................ 123
An act to incorporate Clinton lodge, ........................................ 124
An act to incorporate Scotch Island lodge, ................................. 124
An act to incorporate Yadkin lodge, ......................................... 125

MINES AND MANUFACTURES—
An act to incorporate the Beaver Dam gold mountain vein mining and plank sluicing company, .................... 125
An act to incorporate the Greensboro' mining and manufac- turing company, ............................................................. 127
An act to incorporate the Holtsburg manufacturing company, 128
An act to incorporate the Guilford gold and copper mining Co., 131
An act to incorporate the North Carolina copper company, .. 133
An act to incorporate the Boss gold and silver mining comp'ly, 134
An act to incorporate the consolidated mining company of North-Carolina, .......................................................... 135
An act to incorporate the Gillis copper mining company, .... 136
An act to incorporate the Clarendon coal field company, .... 137
An act to incorporate the Nantahala gold & copper mining Co., 138
An act to incorporate the Gold Hill mining company, 139
An act to incorporate the Gulf and Deep river iron manufactur- ing company, ............................................................. 141
An act to incorporate the McCulloch gold mining company, 142
INDEX TO PRIVATE LAWS.

MINES AND MANUFACTURES (Continued)—

An act to incorporate the Gardner Hill mining company, ........................................ 144
An act to amend an act incorporating the Neuse river manufacturing company, ........................................ 145
An act to incorporate the Stokes iron mining company, ........................................ 146
An act to incorporate the McIver coal mining company, ........................................ 147
An act to incorporate the Central gold and copper mining company, of North-Carolina, ........................................ 148
An act to incorporate the Excelsior gold mining company, ........................................ 149
An act concerning the Ward gold mine company, ........................................ 150
An act to incorporate the Gulf coal mining company, ........................................ 150
An act to incorporate the Haywood mining and manufacturing company, ........................................ 151
An act to incorporate the Silver Hill mining company, ........................................ 152
An act to incorporate the Charlotte copper & gold mining Co., ........................................ 153
An act to incorporate the Union gold mining company, ........................................ 154
An act to incorporate the Conrad Hill gold and copper mine, ........................................ 155
An act in regard to the North-Carolina Central gold and copper mining company, ........................................ 156
An act to incorporate the Hodgen Hill mining company, ........................................ 156
An act to amend letters patent granted to Wm. H. Winder and others, ........................................ 157
An act to incorporate the Capp's Hill gold mining company, ........................................ 157
An act to incorporate the Fisher's Hill mining company, ........................................ 158
An act to incorporate the Yadkin manufacturing company, ........................................ 159

NAVIGATION—

An act to incorporate the Yadkin navigation company, ........................................ 160
An act supplemental to the same, ........................................ 165
An act to incorporate the South Yadkin navigation company, ........................................ 165
An act to incorporate the Trent river navigation company, ........................................ 166
An act to incorporate the New river navigation company, ........................................ 171
An act to incorporate the Dan river steam navigation comp'y, ........................................ 175
An act to incorporate the Wilmington and Smithville steamboat company, ........................................ 176
An act to incorporate the Wilmington steam tug company, ........................................ 177

PLANKROADS—

An act to incorporate the Mocksville and Wilkesboro' plankroad company, ........................................ 178
An act to incorporate the Salem and Clemmonsville plankroad company, ........................................ 184
An act to incorporate the Greensboro' and Martin's Lime Klin plankroad company, ........................................ 188
An act to incorporate the Greensboro' Madison and Virginia plankroad company, ........................................ 192
An act to incorporate the Lockville and Cumberland plankroad company, ........................................ 194
An act concerning the Fayetteville and Centre plankroad Co., ........................................ 195
An act to amend an act incorporating the western plankroad company, &c., ........................................ 196
An act to incorporate the Snowhill & Atlantic plankroad Co., ........................................ 197
An act to amend an act incorporating the Fayetteville and Northern plankroad company, ........................................ 198
An act to incorporate the Jacksonville and Trent river plankroad company, ........................................ 199
An act to incorporate the Trenton & Hawsville plankroad Co., ........................................ 199
An act to incorporate the Chapel Hill and Morrisville plankroad, tramroad and turnpike company, ........................................ 200
An act to amend the several acts chartering the Asheville and
PLANKROADS (Continued)—

Greenville plankroad company, ........................................ 201
An act to incorporate the Fair Bluff and Conwayboro' plank-
road company, ............................................................ 202
An act to incorporate the Pasquotank and Perquimans plank-
road and turnpike company, ........................................... 202
An act to incorporate the Statesville and Wilkesboro' plank-
road company, ............................................................ 204
An act to incorporate the Chatham & Randolph plankroad Co., 204
An act to incorporate the Richlands & New river plankroad Co., 205
An act to incorporate the Lenoir and Duplin plankroad Co., 206
An act to incorporate the New river and Wilmington and
Topsail Sound plankroad company, .................................. 207
An act to incorporate the Iron Hill & Whiteville plankroad Co., 208
An act to incorporate the Rocky Mount and Franklin plank-
road company, ............................................................ 209
An act to incorporate the Warrenton plankroad company, ... 209
An act to incorporate the Fayetteville & Warsaw plankroad Co., 210
An act to incorporate the Mineral plankroad company, ....... 211
An act to incorporate the Rutherford and McDowell plank-
road and turnpike company, ........................................... 211
An act to incorporate the Alexandriana plankroad company, 212
An act to incorporate the Hillsboro' and Milton plankroad Co., 212
An act to incorporate the Wacamaw & Shallotte plankroad Co., 213
An act to incorporate the Chapel Hill and Durhamsville plank-
road company, ............................................................ 213
An act to incorporate the Raleigh & Cape Fear plankroad Co., 214
An act to incorporate the Hillsboro' and Chapel Hill plank-
road company, ............................................................ 214
An act to incorporate the Thomasville and Clemmonsville
plankroad company, ..................................................... 214
An act to incorporate the Alamance & Caswell plankroad Co., 215
An act to amend an act incorporating the Salisbury, Mocks-
ville and Wilkesboro' plankroad company, ........................ 215
An act to incorporate the Hamilton and Enfield plankroad Co. 216

PUBLIC ROADS—
An act for the improvement of the road leading from the
Wilkes county line to the Tennessee line, ......................... 216
An act to appoint commissioners to lay off and improve a
road from Brown's ford to Witherspoon's ford, ................. 219
An act to lay off a road in Ashe county, ........................... 220
An act to improve the road from John Kenedy's to the top of
the Blue Ridge, ............................................................ 221
An act to appoint commissioners to survey the road from
Wilkesboro' to Trap Hill, ................................................. 222
An act appointing commissioners in Watauga and Yancey, to
lay off a road from the Tennessee line to the county line
of McDowell, ............................................................. 222
An act to aid in the completion of the road from Vanoy's
mill to the Virginia line, ................................................. 223
An act to establish a public road in Rowan, ...................... 224
An act to lay off a road from the forks of Try to the top of
the dividing ridge, in Madison county, ......................... 225
An act to lay off a road from Union church to the county
road, in Ashe, ............................................................. 225
An act concerning public roads in Watauga county, .......... 226

RAILROADS—
An act to incorporate the Wilmington & Charlotte railroad Co., 226
### INDEX TO PRIVATE LAWS.

**RAILROADS (Continued)—**

<table>
<thead>
<tr>
<th>Act Description</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>An act supplemental to the preceding.</td>
<td>241</td>
</tr>
<tr>
<td>An act to incorporate the Atlantic, Tennessee and Ohio railroad company.</td>
<td>242</td>
</tr>
<tr>
<td>An act to incorporate the Western North-Carolina railroad Co.</td>
<td>257</td>
</tr>
<tr>
<td>An act to incorporate the Greenville and French Broad railroad company.</td>
<td>260</td>
</tr>
<tr>
<td>An act to incorporate the Chatham railroad company.</td>
<td>280</td>
</tr>
<tr>
<td>An act to incorporate a company to construct a railroad from some point on the waters of Beaufort harbor, to the town of Fayetteville.</td>
<td>291</td>
</tr>
<tr>
<td>An act to amend an act incorporating the Atlantic and N. C. railroad company, and the N. C. and western railroad Co.</td>
<td>295</td>
</tr>
<tr>
<td>An act to amend an act incorporating the Charleston, Blue Ridge and Chattanooga railroad company.</td>
<td>301</td>
</tr>
<tr>
<td>An act to authorize the Raleigh and Gaston railroad company to take stock in the Roanoke Valley railroad company.</td>
<td>302</td>
</tr>
<tr>
<td>An act concerning the Wilmington and Raleigh railroad Co.</td>
<td>302</td>
</tr>
<tr>
<td>An act to amend the charter of the Charlotte and South-Carolina railroad company.</td>
<td>303</td>
</tr>
<tr>
<td>An act to provide for the issue of additional stock by the Seaboard and Roanoke railroad company.</td>
<td>303</td>
</tr>
</tbody>
</table>

**SAVINGS INSTITUTES—**

<table>
<thead>
<tr>
<th>Act Description</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>An act to incorporate the Brunswick savings institution.</td>
<td>303</td>
</tr>
<tr>
<td>An act to incorporate the Salem savings institution.</td>
<td>306</td>
</tr>
<tr>
<td>An act to incorporate the Washington savings institution.</td>
<td>309</td>
</tr>
<tr>
<td>An act to amend the charter of the Milton savings institution.</td>
<td>311</td>
</tr>
</tbody>
</table>

**TOWNS—**

<table>
<thead>
<tr>
<th>Act Description</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>An act for the better government of the town of Louisburg.</td>
<td>311</td>
</tr>
<tr>
<td>An act for the re-incorporation and better regulation of the town of Murfreesboro'.</td>
<td>325</td>
</tr>
<tr>
<td>An act to amend an act incorporating the town of Statesville.</td>
<td>330</td>
</tr>
<tr>
<td>An act to establish the town of Stricklandsville.</td>
<td>335</td>
</tr>
<tr>
<td>An act to incorporate the town of Lenoir,</td>
<td>340</td>
</tr>
<tr>
<td>An act to incorporate the town of Newton,</td>
<td>343</td>
</tr>
<tr>
<td>An act to empower the commissioners of Wilmington to establish streets, &amp;c.</td>
<td>347</td>
</tr>
<tr>
<td>An act to amend an act incorporating the town of Greensboro'.</td>
<td>360</td>
</tr>
<tr>
<td>An act to amend the charter of the town of Nashville,</td>
<td>362</td>
</tr>
<tr>
<td>An act to authorize the commissioners of Salisbury to subscribe for stock in the western railroad company,</td>
<td>364</td>
</tr>
<tr>
<td>An act for the better regulation of Elizabethtown,</td>
<td>366</td>
</tr>
<tr>
<td>An act to incorporate the town of Roxboro',</td>
<td>368</td>
</tr>
<tr>
<td>An act concerning hogs running at large in the streets of Elizabeth City,</td>
<td>370</td>
</tr>
<tr>
<td>An act to incorporate the town of Jefferson,</td>
<td>371</td>
</tr>
<tr>
<td>An act to establish the boundaries of the town of Beaufort,</td>
<td>373</td>
</tr>
<tr>
<td>An act to incorporate the town of Franklin,</td>
<td>374</td>
</tr>
<tr>
<td>An act to incorporate the town of Warsaw,</td>
<td>375</td>
</tr>
<tr>
<td>An act to amend an act for the better regulation of the town of Wilson,</td>
<td>376</td>
</tr>
<tr>
<td>An act to amend an act incorporating the town of Salisbury,</td>
<td>378</td>
</tr>
<tr>
<td>An act to amend an act incorporating the town of Charlotte,</td>
<td>379</td>
</tr>
<tr>
<td>An act to extend the limits of Ashboro', &amp;c,</td>
<td>380</td>
</tr>
<tr>
<td>An act to authorize the corporation of the town of Charlotte to subscribe to certain railroads,</td>
<td>382</td>
</tr>
<tr>
<td>An act to amend an act incorporating town of Franklinsville,</td>
<td>383</td>
</tr>
<tr>
<td>An act to incorporate the town of the New Institute,</td>
<td>384</td>
</tr>
</tbody>
</table>
TOWNS (Continued)—

An act to extend the corporate limits of the town of Beaufort, 386
An act to incorporate the town of Nebraska, 386
An act supplemental to the act incorporating Roxboro', 387
An act to incorporate the town of Columbia, 388
An act concerning the town of Rutherfordton, 388
An act to prescribe and require an oath of office for the town
magistrate of Wilmington, 389
An act supplemental to an act to enlarge the powers of the
commissioners of Wilmington, 390
An act to amend an act incorporating the town of Madison, 390
An act to amend the charter of the town of Henderson, 391
An act to incorporate the town of Whitehall, 392
An act for the better regulation of the town of Hillsboro', 392
An act to amend an act for the better government of the town
of Lincoln, 393
An act to alter the name of the town of Jamestown, 393
An act to amend an act for better government of Wadesboro', 394
An act to incorporate the town of Snow Hill, 395
An act to amend an act incorporating the town of Clinton, 395
An act to extend the corporate limits of the town of Franklinton, 396
An act to amend an act for the government of the city of Raleigh, 396
An act to repeal part of an act for the improvement of Eliza-
beth City, 396
An act to amend an act incorporating the town of Edenton, 397
An act to amend an act incorporating the town of Plymouth, 397
An act to amend an act to enlarge the powers of the commis-
sioners of Newbern, 398
An act concerning the towns of Fayetteville and Wilmington, 398
An act to revive and continue an act appointing commis-
sioners for the town of Haywood, 398
An act to amend an act incorporating the town of Graham, 399

TURNPIKES—

An act to incorporate the Cheoih turnpike company, 399
An act to incorporate the Little River turnpike company, 405
An act to incorporate the Laurel turnpike company, 410
An act to incorporate the East Fork turnpike company, 414
An act to incorporate the Indian Grave Gap turnpike Co., 418
An act to amend an act incorporating the Tuckasege and
Keowee turnpike company, 421
An act to incorporate the Sulphur Springs and Paint Rock
turnpike company, 424
An act to incorporate the Howard Gap turnpike company, 425
An act to incorporate the Salem, Winston and Virginia turn-
pike and plankroad company, 427
An act to amend an act incorporating the Tuckasege and Nan-
tahala turnpike company, 429
An act to amend an act incorporating the Oconalufa and
Qualla Town turnpike company, 429
An act to repeal part of an act concerning the Caldwell and
Ashe turnpike company, 430
An act to amend an act incorporating the Jonathan's Creek
and Tennessee Mountain turnpike company, 431
An act to incorporate the Randolph and Thomasville turn-
pike and plankroad company, 431
An act to amend an act incorporating the Indian Grave Gap
turnpike company, 432
<table>
<thead>
<tr>
<th>RESOLUTIONS —</th>
<th>PAGE.</th>
<th>Sess. 1854-'55.</th>
</tr>
</thead>
<tbody>
<tr>
<td>WARDENS OF THE POOR —</td>
<td>432</td>
<td>An act to amend an act for the poor of Randolph county,</td>
</tr>
<tr>
<td></td>
<td>433</td>
<td>An act to authorize the wardens of the poor in Pasquotank and Yancey counties to sell certain lands,</td>
</tr>
<tr>
<td></td>
<td>433</td>
<td>An act to compensate the wardens of the poor of Mecklenburg county,</td>
</tr>
<tr>
<td></td>
<td>433</td>
<td>An act to pay the wardens of the poor in Alamance &amp; Duplin,</td>
</tr>
<tr>
<td>MISCELLANEOUS —</td>
<td>434</td>
<td>An act to incorporate the Charlotte Gas Light company,</td>
</tr>
<tr>
<td></td>
<td>440</td>
<td>An act to incorporate the Columbia and Charlotte Magnetic Telegraph company,</td>
</tr>
<tr>
<td></td>
<td>440</td>
<td>An act to incorporate the Danbury Hydraulic company,</td>
</tr>
<tr>
<td></td>
<td>443</td>
<td>An act in favor of William N. Brooks,</td>
</tr>
<tr>
<td></td>
<td>443</td>
<td>An act to incorporate the Shocco Springs company,</td>
</tr>
<tr>
<td></td>
<td>445</td>
<td>An act to incorporate female benevolent society of Newbern,</td>
</tr>
<tr>
<td></td>
<td>445</td>
<td>An act to encourage the killing of wolves in Jackson county,</td>
</tr>
<tr>
<td></td>
<td>445</td>
<td>An act for the relief of Solomon Newton,</td>
</tr>
<tr>
<td></td>
<td>446</td>
<td>An act to authorize S. W. Chadwick to collect arrears of taxes,</td>
</tr>
<tr>
<td></td>
<td>446</td>
<td>An act to regulate inspection of flour in town of Fayetteville,</td>
</tr>
<tr>
<td></td>
<td>447</td>
<td>An act to amend an act concerning the place of trial for civil process, &amp;c.,</td>
</tr>
<tr>
<td></td>
<td>447</td>
<td>An act concerning Haw river,</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>RESOLUTIONS —</th>
<th>PAGE.</th>
</tr>
</thead>
<tbody>
<tr>
<td>In favor of Wilmington and Raleigh Railroad company, and concerning Marine Hospital in or near Wilmington,</td>
<td>449</td>
</tr>
<tr>
<td>In favor of John Green; B. R. Hinnant; N. W. Woodfin and R. V. Blackstock,</td>
<td>450</td>
</tr>
<tr>
<td>In favor of T. N. Alexander; Henry Nutt; Chas. H. Thompson; Jas. McKimmon, and W. H. &amp; E. S. Tucker,</td>
<td>451</td>
</tr>
<tr>
<td>In favor of Wm. H. High; D. A. Ray &amp; Co.; Abner Walker, and for loan of money to Carolina Female institute,</td>
<td>452</td>
</tr>
<tr>
<td>In favor of Mount Pleasant Academy; Doorkeepers of House and Senate; Wm. Thompson, and E. D. Davis,</td>
<td>453</td>
</tr>
<tr>
<td>In favor of H. S. Smith; W. W. Holden &amp; J. H. DeCarteret; T. I. Judkins, and O. H. Perry,</td>
<td>454</td>
</tr>
<tr>
<td>In favor of Edward Stanly; Alexander Johnson; Warren Winslow; Jasper Tinnin, and S. D. Poole,</td>
<td>455</td>
</tr>
<tr>
<td>In favor of Jeptha Woodward; C. C. Stone; Engrossing clerks, and W. H. Winder,</td>
<td>456</td>
</tr>
<tr>
<td>In favor of B. F. Moore and Asa Biggs; W. L. Pomeroy; Walter Gwynn, and concering debts due from seaboard and Roanoke Railroad Company,</td>
<td>457</td>
</tr>
<tr>
<td>In favor of H. D. Turner; H. J. Brown; Jas. M. McGowan; W. A. Winburn, and Jos. Woltering,</td>
<td>458</td>
</tr>
<tr>
<td>In favor of G. W. Bullard; Principal Clerks of House and Senate; Colin McLae, and J. W. Erwin,</td>
<td>459</td>
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<tr>
<td>In favor of A. H. Sanders; D. D. Baker and others, and Reuben Watts,</td>
<td>460</td>
</tr>
<tr>
<td>In favor of Jas. M. Carroll; Peter G. Evans; N. M. Colvard, and Jno. W. Garland,</td>
<td>461</td>
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<tr>
<td>In favor of Robt. Martin; Jno. Craus. and J. W. Erwin,</td>
<td>462</td>
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<tr>
<td>In favor of S. W. Chadwick, and Bartlett Upchurch,</td>
<td>463</td>
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