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# PUBLIC LAWS

OF THE

# STATE OF NORTH-CAROLINA,

PASSED BY THE

# GENERAL ASSEMBLY,

AT ITS

# SESSION OF 1858-'9:

TOGETHER WITH THE COMPTROLLER'S STATEMENT OF PUBLIC  
REVENUE AND EXPENDITURE.

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RALEIGH:

HOLDEN AND WILSON, PRINTERS TO THE STATE.

1859.



PUBLIC LAWS  
OF  
NORTH-CAROLINA.

1858-'9.

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ASYLUMS.

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AN ACT TO ENLARGE AND IMPROVE THE BUILDINGS OF THE ASYLUM *Chap. 1.*  
OF THE DEAF DUMB AND BLIND, AND FOR OTHER PURPOSES.

SECTION 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 buildings of the deaf and dumb and blind asylum, be enlarged and improved, in such way and manner and out of such material as the board of directors may direct, and that said board of directors be authorized and empowered to contract for the same, but before any contractor or contractors, who may be employed by them shall be allowed to commence the work, the said board shall require him or them to enter into bond with good and sufficient security in double the amount of the estimated cost of the work, conditioned that the said contractor or contractors shall execute the work in such time as shall be prescribed and specified by said board, with good materials and in a substantial and workmanlike manner.

To enlarge and improve buildings.

SEC. 2. *Be it further enacted,* That the sum of ten thousand dollars be and it is hereby appropriated out of any moneys in the treasury, not otherwise appropriated, for the enlargement and improvement of said buildings, and that the president of the board of directors be authorized and empowered to draw upon the public treasurer for the same; *Provided,* That not more than fifteen hundred dollars are

\$10,000 appropriated.

called for once in three months, and not more than ten thousand dollars in two years.

§250 for printing press, &c.

SEC. 3. *Be it further enacted*, That the sum of three hundred and fifty dollars, be appropriated in like manner out of the treasury and be drawn in the same way, which money when received shall be employed by the board of directors in purchasing a press and other materials for printing books for the blind.

State pupils.

SEC. 4. *Be it further enacted*, That for the admission into the institution of any child or other person as a State pupil, wholly or in part entitled to the benefit conferred by the 9th and 10th sections of the 6th chapter of the Revised Code, the following proceedings shall be had: At least one respectable citizen resident in the county of said child or other person, shall make before and file with a justice of the peace an affidavit in writing which shall be substantially as follows:

State of North Carolina, }  
 \_\_\_\_\_County, }

The undersigned, residing in said county, maketh oath that the child or other person, his parent or guardian (as the case may be) is not in his opinion able to defray either the whole or a part (as the case may be) of the expenses of maintaining said child or other person (as the case may be) at school in the asylum of the deaf, dumb and blind; that said child or other person has a legal residence in said county, and is in his opinion a fit subject and justly entitled to enter the institution as a pupil of the State. Dated this

day of \_\_\_\_\_, 18

(Signed,)

A. B. (*Affiant.*)

Subscribed and sworn before me.

C. D. (*J. P.*)

Justice to transmit affidavit to principal.

SEC. 5. *Be it further enacted*, That the justice of the peace aforesaid shall transmit the affidavit so sworn to and subscribed, to the principal of the institution, which shall be by him laid before the board of directors; and said affidavit shall be evidence that said child or other person is entitled to enter the institution as a State pupil, and nothing appearing to the contrary, then or thereafter, he or she shall be entitled, as such to the benefits of the same.

SEC. 6. *Be it further enacted*, That all laws and clauses of laws coming within the purview and meaning of this act be and are hereby repealed, and that this act shall be in force from and after its ratification. [*Ratified this 16th day of February, 1859.*]

Repealing  
clause.

AN ACT TO PROVIDE FOR THE MAINTAINANCE OF THE INSANE ASYLUM, AND FOR OTHER PURPOSES. *Chap. 2.*

SECTION 1. *Be it enacted by the General Assembly of the State of North-Carolina, and it hereby enacted by the authority of the same*, That the public treasurer of the State be authorized to pay for the insane asylum, out of any money in the treasury not otherwise appropriated, such sums from time to time during the years 1859 and 1860, as may be necessary for the maintainance and support of the asylum, during the years aforesaid; *Provided*, That the aggregate sum for each year shall not exceed the sum of twenty-five thousand dollars; *Provided, further*, That all such sums of money as may be due, or owing, or otherwise receivable from indigent insane patients, as now required by law, shall be paid into the public treasury and accounted for as other public funds; *Provided*, That no county shall be required to pay more than at the rates of one hundred and forty-four [dollars] per annum for each indigent insane person sent to the asylum.

Treasurer to  
pay such sums  
as are necessary  
for support  
of Asylum.

SEC. 2. *Be it further enacted*, That all [such] sums of money as may be due, or owing, or otherwise receivable from paying patients, shall be paid into the treasury of the asylum; *Provided*, That each paying patient shall not be charged less than at the rates of two hundred dollars per annum; *Provided*, That any profits arising from paying or indigent insane patients or otherwise, according [accruing] to the asylum, shall be paid into the treasury of the State.

Moneys from  
paying patients  
to be paid into  
treasury of  
Asylum.

SEC. 3. *Be it further enacted*, That whenever the superintendent shall deem an indigent insane person to be incurable, and that his being at large would not be injurious to himself or dangerous to the community, the superintendent shall certify the fact to the clerk of the county court of

Incurable ind  
gent insane.

the county from which the said patient was sent, and the said court may, if deemed expedient, remove him from the asylum.

Notification to county trustee.

SEC. 4. *Be it further enacted*, That the notification to the county trustee of any county, from the superintendent, mentioned in the 26th section of chapter 6 of the Revised Code, when given to such trustee, shall be held, deemed and taken to be the notification to the justices of said county, specified in the 29th section of the said statutes, in all and every proceeding against the said justices by indictment or otherwise under the said statute; *Provided*, That such notification shall be in writing, and shall be sent to the clerk of the court of pleas and quarter sessions of said county, whose duty it shall be to have a copy of the same served upon said trustee, and evidence of the delivery of said copy to the said trustee, shall be sufficient proof of such notification.

Treasurer to give bond.

SEC. 5. *Be it further enacted*, That the treasurer of the asylum shall, before entering upon the discharge of the duties of his office, enter into bond in the sum of twenty-five thousand dollars, with a good security, payable to the state of North-Carolina, for the faithful discharge of the duties of his office.

Failure of sheriff to pay.

SEC. 6. *Be it further enacted*, That in case of the failure of the sheriff of any county to pay into the public treasury the sums due for the support of the indigent insane of said county, it shall be the treasurer's duty to notify the solicitor of the circuit wherein said county may be situated, of such delinquency, to the end that the said solicitor may proceed to prosecute the justices thereof, or said sheriff, as provided in section 29th of chapter 6 of the Revised Code.

Fifteen directors.

SEC. 7. *Be it further enacted*, That the affairs of the insane asylum of North-Carolina shall hereafter be managed by fifteen directors, any five of whom shall constitute a quorum for the transaction of business.

Directors to be divided into three classes.

SEC. 8. *Be it further enacted*, That the six additional directors to be elected in pursuance of this act, shall at the first meeting of the board after their appointment, be divided into three classes. The seats of the directors of the first class shall be vacated at the expiration of the second

year, of the second class at the expiration of the fourth year, and the third class at the expiration of the sixth year from the time of their appointment, and afterwards they shall be appointed at the expiration 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.

SEC. 9. *Be it further enacted*, That the board of directors shall, out of their number, appoint three members as an executive committee, who shall hold their office as such for one year, and shall have the powers and be subject to the duties which the present executive committee has or is subject to. Executive committee.

SEC. 10. *Be it further enacted*, That the sum of ten thousand dollars be and the same is hereby appropriated exclusively for the purpose of erecting a wall around the lands of the insane asylum. That this amount is to be paid to the order of the directors of said asylum, by the State treasurer, in bonds of the State, payable thirty years after date, said bonds to be taken at their par value; *Provided*, That the directors of said asylum shall enclose as much land with said wall, on the west side of said asylum, connecting with the asylum at the north and south ends of the main building, as the ten thousand dollars hereby appropriated will erect; said wall to be of brick or any other desirable [durable] material, not less than eight feet high, and of a proportional thickness. \$10,000 appropriated.

SEC. 11. *Be it further enacted*, That sections 4 and 5 of chapter (6) six of the Revised Code, entitled "Asylum for the Insane," and all other laws and clauses of laws coming in conflict with this act, shall be and the same are hereby repealed. Repealing clause.

SEC. 12. *Be it further enacted*, That this act shall be in force and take effect from and after its ratification. [*Ratified the 16th day of February, 1859.*]

## COUNTIES.

*Chap. 3.* AN ACT TO LAY OFF AND ESTABLISH A NEW COUNTY BY THE NAME OF ALLEGANY.

Creates a new county out of part of Ashe.

SECTION 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 Allegany shall be, and the same is hereby, laid off and established out of a portion of Ashe county, with the following boundaries: Beginning in the Wilkes county line on the top of the Blue Ridge at the Mulberry Gap, running with the public road to Flint Hill; thence a direct line to the top of the Frank's Knob; thence to the south fork of New river, at the mouth of Prather's creek; thence down the meanders of said river to the junction with the north fork of said river; thence north to the Virginia line; thence east with the Virginia line to Surry county line; thence with the Surry line to the Wilkes county line; thence with the Wilkes line to the beginning. And the said county of Allegany,<sup>1</sup> when it is so laid off and established, shall be and it is hereby invested with all the rights, privileges and immunities with the other counties in this State. [*Ratified the — day of —, 1859.*]

*Chap. 4.* AN ACT SUPPLEMENTAL TO AN ACT, ENTITLED "AN ACT TO LAY OFF AND ESTABLISH A COUNTY BY THE NAME OF ALLEGANY," PASSED BY THE PRESENT SESSION OF THE GENERAL ASSEMBLY.

Vested with powers, privileges, &c.

SECTION 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 Allegany be, and the same is hereby vested with all the rights, privileges and immunities of other counties of this State, and that all the justices of the peace and officers of the militia, who reside within the limits of the county of Allegany 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 county of Ashe.

SEC. 2. *Be it further enacted*, That the constables now residing in the county of Allegany, 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 other counties of this State.

Constables to hold their offices.

SEC. 3. *Be it further enacted*, That the county of Ashe shall continue to be represented in the General Assembly in the same manner as heretofore, until a future General Assembly shall authorise, provide and direct, and all elections for members of Congress, and members of both houses of the General Assembly, shall be held by the sheriff or other returning officer of the county of Ashe in all the territory heretofore comprehended in the limits of said county, 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 certificate of said sheriff or other returning officer, as to the result of said election, shall be as valid and effectual to all intents and purposes, as if the act laying off and establishing the county of Alleghany had never been passed.

Representation.

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 Allegany, to be held by the justices of said county; the first session of said court shall be held on the fourth Monday in April next, and on the fourth Monday in every July, October, January and April thereafter; and at the first session of said court as aforesaid, a majority of the justices of the said county being present, they shall proceed to elect a sheriff, a coroner, register, entrytaker, a surveyor, and all other officers for said county, who shall enter into bond 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 court of pleas and quarter sessions shall be held at Shiloah church in said county, until the completion of the public buildings at the county seat, unless otherwise directed by a majority of the justices of said county.

Court of pleas and quarter sessions.

To possess  
powers of other  
courts.

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 court of Ashe, wherein the citizens of Allegany county, are both plaintiff and defendant, or wherein the citizens of Allegany are defendants, and all indictments in the county court of Ashe against citizens of Allegany county, shall be transferred to the county courts of Allegany, in the manner now provided for transferring suits from one county to another.

Prisoners to be  
committed to  
the jail of  
Ashe.

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

Commissioners  
to locate county  
seat.

SEC. 7. *Be it further enacted*, That William Raleigh and Elijah Thompson of Surry, James B. Gordon, of Wilkes, Stephen Thomas and John F. Green of Ashe, be, and they are hereby appointed commissioners, and they or a majority of them shall have full power to lay off and locate the county seat of said county at, or as near the geographical centre of said county of Allegany, as to them may seem practicable and right, having due regard to population and territory, and that they shall have power to purchase or receive by donation a tract of land, not more than one hundred acres, to be conveyed 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 Sparta, and upon which the court house and other 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.

Commissioners  
to lay off lots.

SEC. 8. *Be it further enacted*, That the county court of Allegany county shall at its first session, a majority of the justices being present, 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 bonds 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 sheriff of Ashe from collecting all arrears of taxes in the same manner, as he could have done previous to the establishment of Allegany county; *Provided nevertheless*, That the sheriff of said county shall not collect any taxes in the county of Allegany, or from the citizens thereof imposed by the county court of Ashe, and which are to be collected in the year one thousand eight hundred and fifty nine, but that the same may be collected by the sheriff of Allegany, upon the tax duplicates of the clerk of Ashe county.

Sheriff of Ashe  
to collect ar-  
rears of taxes.

SEC. 10. *Be it further enacted*, That at the first session of the court of pleas and quarter sessions for the county of Allegany, the justices of the peace for said county shall proceed to appoint a board of superintendents of common schools for the county of Allegany; and it shall be the duty of the literary board to pay over to the chairman of the board of superintendents for the county of Allegany their distributive share of the net annual income of the literary fund.

Board of Sup-  
erintendent of  
Common  
Schools.

SEC. 11. *Be it further enacted*, That until a superior court shall be established for the county of Allegany, the county court of Allegany county shall have exclusive jurisdiction of all pleas of the State arising in said county which are cognizable in a county court, subject to an appeal to the superior court of Ashe county, in all cases in which appeals are allowed by law; and the county court of Allegany county, shall have exclusive jurisdiction over all actions of debt or assumpsit brought for the recovery of a debt due by contract, where no other court has jurisdiction, subject to

Powers of  
county court.

the like appeal to the superior court of Ashe county; and the county court of Alleghany county shall have concurrent jurisdiction with the superior court of Ashe county of all other civil suits which are cognizable in a county court, where the defendant, or one of them resides in the county of Alleghany, subject to the like appeal to the superior court of Ashe county; and the superior court of Ashe county shall have exclusive jurisdiction of all the suits not cognizable in a county court in which all the parties reside in the counties of Ashe and Alleghany, and concurrent jurisdiction with such other courts as have cognizance of the suits, when some of the parties live in Alleghany county and others reside out of said county of Alleghany; and the superior court of Ashe county shall have exclusive jurisdiction of all pleas of the State not cognizable in a county court arising in the county of Alleghany, and an appeal shall be from the county court of Alleghany county to the superior court of Ashe county, in all cases in which appeals are allowed by law; and the court of equity of Ashe county shall have jurisdiction of all cases in equity, of which the court of equity of Alleghany would have jurisdiction, in case such court were established for Alleghany county. [*Ratified the — day of February, 1859.*]

*Chap. 5.*

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

Commissioners  
to be elected.

SECTION 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 sheriff of Harnett county, shall, on the first Thursday in April, 1859, hold an election for the purpose of electing seven commissioners, who shall be vested with certain powers and duties hereinafter set forth: *Provided however,* That the place selected by the commissioners aforesaid, for the county seat, (Lillington,) shall not be more than three miles from the centre of Harnett county.

Sheriff to ad-  
vertise elec-  
tion.

SEC. 2. *Be it further enacted,* That the sheriff shall advertise the said election at the several election precincts in

the county, for at least twenty days previous thereto, and the county court, at March term, shall appoint three freeholders in each election district, who shall hold the said election, under the same laws that regulate the elections of members of the General Assembly, and all persons entitled to vote for members of the General Assembly shall vote for commissioners, and the seven persons having the highest number of votes shall be declared duly elected; a majority of the acting justices of the county court of Harnett at the next succeeding court after the election, shall decide between the persons having an equal number of votes.

SEC. 3. *Be it further enacted*, That the seven persons elected shall be authorized to contract for the purchase of one hundred acres of land in a compact body, suitable for a town, and to secure the making of a title to the same by bond, agreeable to the conditions of this bill, payable to the chairman of the county court of Harnett and his successors in office.

Authorized to purchase land.

SEC. 4. *Be it further enacted*, That it shall be the duty of the said commissioners, after ascertaining and selecting the said site, and securing the making of the title to the same as aforesaid, to report their proceedings to the next county court thereafter of said county, and it shall then be the duty of the said court to order an election to be held at the several precincts in said county, at which elections are now appointed to be held for members of the General Assembly, and shall appoint inspectors of the polls, in the same manner as is now required in elections for members of the General Assembly, and which said election shall be held under the same rules, regulations and restrictions as are now required by law in such elections; and it shall be the duty of the sheriff of said county, after giving thirty days notice of the holding of said election in the manner now required by law in elections of members of Assembly, to cause said elections to be held, and at said election, all those voting for the county site at Toomer, shall vote a ballot with the name "Toomer," written or printed thereon, and those voting for the county seat at the place selected by the commissioners aforesaid, shall vote a similar ballot, with the name "Lillington" written or printed thereon.

Commissioners to report to county court.

Inspectors to  
certify lists of  
votes, &c.

SEC. 5. *Be it further enacted*, That the said inspectors of the polls shall certify the lists of votes at their several precincts as now required by law in elections of members of Assembly, and shall the next day after said election, make a return of the same to the sheriff of said county in the town of Toomer, who shall, in presence of said inspectors, compare the same, and ascertain the result of said election; upon which, the sheriff shall deliver all the said returns to the clerk of the county court of said county to be filed, and kept by him, as in cases of other elections, and it shall be the further duty of the sheriff forthwith to certify to the Governor of the State, the number of votes cast in said election for each of the said places; and the result of the said election being so reported and certified to the Governor of the State, it shall be his duty by proclamation published in one or more newspapers in the city of Raleigh, to announce the result, and to declare which of the said places has been selected; and such place shall thereafter be, and is hereby declared to be established as the county seat of said county; and thereupon it shall be the duty of the said commissioners, to proceed to secure the title to the land in the said place so selected, by having the same conveyed to the chairman of the county court of said county, and his successors in office for the use and benefit of the people of said county, which being done, a majority of the justices of the county court of Harnett, shall appoint commissioners, who shall proceed to lay off said land so selected into lots and streets suitable for a town, reserving however all lots necessary for public buildings, churches, school houses, &c.; and they shall then expose to public sale, under the directions of the county court, a majority of the justices being present, the remaining lots from time to time as deemed proper, having first given thirty days notice of said sale, and terms thereof; and all notes taken in consequence thereof, shall be made payable to the chairman of the county court of Harnett, and his successors in office, and the proceeds of said sale, shall be applied to the erection of the public buildings and other county purposes; and all deeds for said lots to the purchasers, shall be made in the name of the chairman as aforesaid.

SEC. 6. *Be it further enacted*, That if any of the commissioners elected should die, or from any cause should be unable to serve, then a majority of the acting justices of Harnett may appoint some other suitable person in their place. Vacancy, how filled.

SEC. 7. *Be it further enacted*, That if the county seat should be removed from Toomer to Lillington, then the chairman of the county court shall reconvey to the donors all the lands donated to the chairman of the county court for the use of the people of Harnett county: *Provided however*, That the chairman of the county court of said county, shall not be compelled to reconvey any lot that may have been sold; but shall pay to the donor the price for which said lot sold respectively, in current money, or by endorsement and delivery of the bonds given for said lots. In case the county seat is removed.

SEC. 8. *Be it further enacted*, That all laws and clauses of laws coming in conflict with the provisions of this act, be and the same are hereby repealed.

SEC. 9. *Be it further enacted*, That this act shall be in force from and after its ratification. [*Ratified the 16th day of February, 1859.*]

AN ACT TO LAY OFF AND ESTABLISH A NEW COUNTY BY THE NAME OF LILLINGTON. Chap. 6.

SECTION 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 shall be, and the same is hereby laid off and established out of that portion of the county of New Hanover inclosed within the following limits: Beginning at the mouth of Catfish creek, on the east side of Cape Fear river, running thence with said creek to its head, thence to the head of Fishing creek, thence down said creek to the north east branch of Cape Fear river, thence up said river as it meanders to the Duplin county line, thence with the dividing line between Duplin and New Hanover counties to the Sampson county line, thence with the dividing line between Sampson and New Hanover counties to the Bladen county line, thence with the dividing line between Bladen and New Hanover counties to the Limits of county.

north west branch of Cape Fear river, thence with said river to the beginning. And it shall be, and is hereby invested with all the rights, privileges and immunities of the other counties of this State: *Provided*, A majority of the qualified voters for members of the House of Commons living within the limits of the proposed county of Lillington, shall vote for the establishment of said county at an election to be held according to the provisions of an act to be passed supplemental to this act.

Proviso.

SEC. 2. *Be it further enacted*, That this shall be in force from and after its ratification: *Provided*, That unless this act is ratified at the ballot box by two-thirds of the qualified voters of Rocky Point precinct, in the county of New Hanover, at the regular election to be held for that purpose, then the same shall be deemed to be rejected by the said precinct, and it shall be and contain [continue] as a part of the county of New Hanover. [*Ratified the 17th day of February, 1859.*]

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## COURTS.

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Chap. 7.

AN ACT GRANTING TO THE SUPERIOR COURT OF BURKE COUNTY ORIGINAL AND EXCLUSIVE JURISDICTION OF ALL CRIMINAL CAUSES AND STATE PROSECUTIONS WHERE THE INTERVENTION OF A JURY MAY BE NECESSARY.

No jury trials  
in county  
court.

SECTION 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 the justices of the courts of pleas and quarter sessions for the county of Burke, to try any criminal cause or State prosecution where a jury may be necessary.

Duty of Clerk.

SEC. 2. *Be it further enacted*, That it shall be the duty of the clerk of the court of pleas and quarter sessions of said county, to make out a transcript of all criminal suits and State prosecutions which may be pending in said court by the 1st day of May next, and deliver the same to the superior court clerk of said county, together with all such papers as may relate to said suits.

SEC. 3. *Be it further enacted*, That it shall be the duty of Transcripts. the superior court clerk aforesaid, to receive such transcripts and original papers, and immediately enter them on his docket in regular succession, observing the order of precedence of each suit as indicated by its number; and when so entered, they shall stand in the same order for trial in the said superior court, as they originally stood in the court of pleas and quarter sessions from which they were removed; and it shall be the duty of the clerk of said superior court in any suit or prosecution which may be transmitted to him, in accordance with the directions of this act, whenever it may be necessary, to issue subpoenas for witnesses or other legal process returnable to the next superior court of said county, under the same rules, regulations and penalties as are now prescribed by law.

SEC. 4. *Be it further enacted*, That all bills of indictment Bills of indictment. transmitted from the court of pleas and quarter sessions to the superior courts, under and by virtue of this act, shall be and stand for trial in the same manner as if said bills of indictment had originated in said superior court.

SEC. 5. *Be it further enacted*, That if the clerk of the Penalty for failure to perform duties. court of pleas and quarter sessions, or the clerk of the superior court of said county, shall either fail or neglect to perform the duties enjoined upon him by this act, he shall forfeit and pay the sum of one hundred dollars for each and every offence, to be recovered by an action of debt in the name of the State, to be applied to the use of the county.

SEC. 6. *Be it further enacted*, That from and after the Criminal suits. passage of this act, all criminal suits in said county of Burke, shall originate in the superior court thereof; and all recognizances in criminal cases taken by the justices of the peace in said county, shall be returnable to the next superior court for said county.

SEC. 7. *Be it further enacted*, That the court of pleas and Duties of county court. quarter sessions for said county of Burke, at the first term after the passage of this act, shall take up the State docket in regular order, and bind over the parties and witnesses concerned, to the next succeeding superior court to be held for said county.

SEC. 8. *Be it further enacted*, That all laws and clauses of laws, which come within the meaning and purview of this act, be, and the same are hereby repealed.

SEC. 9. *Be it further enacted*, That this act shall be in force from and after its ratification. [*Ratified the 15th day of February, 1859.*]

Chap. 8.

AN ACT TO AMEND AN ACT ENTITLED AN ACT TO ESTABLISH A SUPERIOR COURT FOR THE COUNTY OF HARNETT.

Times of holding court.

SECTION 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 there shall be annually held two terms of the superior courts of law and equity for the county of Harnett, at the court house therein, one of which shall be held on the Monday preceding the Monday next before the last Monday in February, and the other on the Monday preceding the Monday next before the last Monday in August.

First term in August next.

SEC. 2. *Be it further enacted*, That the first term held pursuant to this act shall be in August next, to which shall be continued the unfinished business of the term preceding, which shall be held according to the requirements of the existing law, and all process thence issuing shall be made returnable to the term in August aforesaid.

SEC. 3. *Be it further enacted*, That all laws inconsistent with the provisions of this act be and the same are hereby repealed. [*Ratified the 16th day of February, 1859.*]

Chap. 9.

AN ACT TO CHANGE THE TIME FOR HOLDING ONE OF THE TERMS OF THE SUPREME COURT AT THE CITY OF RALEIGH.

To commence 2d Monday in December.

SECTION 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 term of the supreme court of North-Carolina, now required by law to commence and be held in the city of Raleigh, on the thirtieth day of December, or on the day after, in case the thirtieth day be on

Sunday, instead thereof, shall hereafter be begun and held on the second Monday in December of each year.

SEC. 2. *Be it further enacted*, That the supreme court may adjourn or take a recess for one or more days at their pleasure. [*Ratified the 16th day of February, 1859.*]

AN ACT CONCERNING THE POWERS OF THE COUNTY COURT.

*Chap. 10.*

*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 when application shall be made to any county court for a license to retail spirituous liquors, or for a free negro to carry arms, or for any person to hawk and peddle goods, wares and merchandise, and the same shall be refused by the court, a record shall be made of such application and refusal, and of the names of the justices who were present at the time of said application, and it shall not be lawful for said court to rescind said order, or grant such license to the same applicant during the same term, unless a majority of the justices who were present at the time of the first application are present and consent thereto, and any such license granted contrary to the true intent and meaning of this act shall be void. [*Ratified the 16th day of February, 1859.*]

License to retail spirituous liquors, &c.

AN ACT TO EXTEND THE TERM OF ROWAN SUPERIOR COURT TO TWO WEEKS. *Chap. 11.*

*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 term of the superior court of law and equity for the county of Rowan shall continue two weeks successively, whenever the business of the court shall require it. [*Ratified the 15th day of February, 1859.*]

To continue two weeks.

## CLERKS.

*Chap. 12.* AN ACT TO AMEND THE 119TH SECTION OF THE 34TH CHAPTER OF THE REVISED CODE.

Penalty for neglect of duty.

*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 119th section of the 34th chapter of the Revised Code be so altered and amended as to read as follows: If any clerk of the county or superior court, clerk and master in equity, sheriff or any officer in the State, who is required in entering upon his office to take an oath of office, shall wilfully omit, neglect or refuse to discharge any of the duties of his office, for default whereof it is not elsewhere provided that he shall be indicted, the clerk or other officer so offending, shall be deemed guilty of a misdemeanor; and in addition thereto, upon conviction, shall, at the discretion of the court, be removed from office. [Ratified the — day of —, 1859.]*

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*Chap. 13.* AN ACT TO REQUIRE THE CLERKS OF THE GENERAL ASSEMBLY TO TAKE AN OATH OF OFFICE.

Oath to be taken.

*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 addition to the oaths prescribed in the 4th and 5th sections of the 76th chapter of the Revised Code, the principal and assistant clerks of the Senate and House of Commons, shall take and subscribe the following oath of office: I do swear (or affirm) that I will faithfully keep the journals and records of the Senate, (or House of Commons,) and well and truly, according to my knowledge and ability, discharge all the duties appertaining to my office. Which oath shall be administered by the respective Speakers of the two Houses. [Ratified the 21st day of January, 1859.]*

## GRANTS, DEEDS, &amp;c.

AN ACT TO EXTEND THE TIME FOR REGISTERING GRANTS, DEEDS *Chap. 14.*  
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 lands 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.

Extends time  
two years.

Proviso.

SEC. 2. *Be it further enacted,* That this act shall be in force from and after its ratification. [*Ratified the 11th day of December, 1858.*]

AN ACT TO EXTEND THE TIME OF PERFECTING TITLES TO LAND *Chap. 15.*  
HERETOFORE ENTERED.

SECTION 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 entered land according to law since the 1st day of January, one thousand eight hundred and fifty, and have not paid for the same, shall have till the first day of January, one thousand eight hundred and sixty-one, to make payment and perfect their titles thereto; *Provided,* That nothing herein contained shall be so construed as to affect the titles of persons who have heretofore obtained grants to said land, or the rights of junior entries.

Extends time  
to January 1st,  
1861.

SEC. 2. *Be it further enacted*, That this act shall take effect and be in force from and after its passage. [*Ratified the 15th day of February, 1859.*]

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Chap. 16. AN ACT TO EXTEND THE TIME OF PAYMENT OF CERTAIN ENTRIES AND THE TAKING OF GRANTS FOR THE SAME.

Extends time to December, 31st, 1860.

SECTION 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 any where in this State, and paid for the same, since the year eighteen hundred and fifty, shall have until the thirty-first day of December, eighteen hundred and sixty, to perfect their titles to the same by grant; *Provided, further*, That nothing in this section conditioned 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, or to extend to the swamp lands of the State, or to extend to or embrace any entry of more than six hundred and forty acres.

SEC. 2. *Be it further enacted*, [That] this act shall be in force from and after its ratification. [*Ratified the 16th day of February, 1859.*]

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Chap. 17. AN ACT CONCERNING LAND MARKS.

Penalty for altering or removing land marks.

*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 shall wilfully or fraudulently remove, alter or deface any land mark, or in any wise whatsoever, such person shall be deemed guilty of a misdemeanor, and shall be punished accordingly, upon conviction in any superior court of the State: *Provided however*, That this act shall not apply to such land marks as creeks and other small streams, which the interest of agriculture may require to be altered or turned from their chanel. [*Ratified the 16th day of February, 1859.*]

AN ACT FOR THE BETTER SECURITY OF TITLES TO LAND AND OTHER PROPERTY. *Chap. 18.*

WHEREAS, By reason of the uncertainty of the boundary lines of many of the counties of this State, deeds, wills and other writings have been proved, recorded and registered in the wrong county, whereby titles are become insecure, for remedy whereof: Preamble.

SECTION 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 the production of any properly certified copy of the record of any will with the probate thereof from the county court of a county, wherein the same shall appear to have been duly proved as required by law before the county court of any adjoining county, it shall be lawful for the latter court to order such transcript to be filed and recorded, as if the original had been proved before it. Certified copies of wills, &c.

SEC. 2. *Be it further enacted,* That a duly certified copy of any deed, or writing required or allowed to be registered, may be registered in any adjoining county.

SEC. 3. *Be it further enacted,* That the registry or duly certified copy of the record of any will, deed or writing recorded or registered, pursuant to the provisions of this act, may be given in evidence in any of the courts of this State. [*Ratified the 16th day of February, 1859.*]

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MILITIA.

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AN ACT TO ALTER THE 92ND REGIMENT OF NORTH-CAROLINA MILITIA. *Chap. 19.*

SECTION 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 that portion of the 92d regiment of North-Carolina militia below the ridge dividing the Pigeon Roost creek and Bennett's creek to the Tennessee line, thence with said line to Chucky river, be, and the same is attached to the 82d regiment of North-Carolina militia. Part of 92d regiment attached to 82d.

Repealing  
clause.

SEC. 2. *Be it further enacted*, That all laws and clauses of laws coming within the meaning and purview of this act, are hereby repealed, and this act shall be in force from and after its ratification. [*Ratified the 16th day of February, 1859.*]

Chap. 20. AN ACT TO ESTABLISH THE 113TH REGIMENT OF NORTH-CAROLINA MILITIA, IN THE COUNTY OF WILSON.

What to consti-  
tute regiment.

SECTION 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 of that portion of the militia of the county of Edgecombe, and belonging to the 21st regiment of North-Carolina militia; all of that portion in the county of Nash, and belonging to 22d regiment of North-Carolina militia; all of that portion in the county of Johnston, and belonging to the 28th regiment of North-Carolina militia, and all of that portion in the county of Wayne, and belonging to the 40th regiment of North-Carolina militia that are now cut off from the respective counties and regiments, and situated within the bounds of the county of Wilson, shall constitute and be titled and declared the 113th regiment of North-Carolina militia.

To organize,  
&c.

SEC. 2. *Be it further enacted*, That all of that portion of the 21st, 22nd, 28th and 40th regiments of North-Carolina militia, now embraced and being within the limits of Wilson county, and titled the 113th regiment of North-Carolina militia, shall, and are required to organize as such according to the provisions of the law in such cases made and provided.

SEC. 3. *Be it further enacted*, That the said 113th regiment shall constitute and become a part of the 17th brigade, and belong to the 7th division of the North-Carolina militia.

SEC. 4. *Be it further enacted*, That this act shall be in force from and after its ratification, and that all laws or parts of laws coming in conflict with the same, are hereby repealed. [*Ratified the — day of — 1859.*]

AN ACT TO AMEND THE 70TH CHAPTER AND 8TH SECTION OF *Chap. 21.*  
REVISED CODE.

*Be it enacted by the General Assembly of the State of* Changes 107th  
regiment to  
95th.  
*North-Carolina, and it is hereby enacted by the authority of*  
*the same, That the 107th regiment of Watauga county,*  
*shall hereafter be known and designated as number 95 of*  
*Watauga county. [Ratified the 16th day of February, 1859.]*

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AN ACT TO REPEAL A PORTION OF THE 9TH SECTION OF THE *Chap. 22.*  
70TH CHAPTER OF THE REVISED CODE, ENTITLED "MILITIA."

*Be it enacted by the General Assembly of the State of* Repeals ap-  
pointment and  
salary.  
*North Carolina, and it is hereby enacted by the authority of*  
*the same, That so much of the 9th section of the 70th chap-*  
*ter of the Revised Code, entitled "Militia," as relates to the*  
*appointment and salary of adjutant General, be and the*  
*same is hereby repealed. [Ratified the 16th day of Febru-*  
*ary, 1859.]*

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## PILOTS AND PILOTAGE.

AN ACT FOR THE BETTER REGULATION OF PILOTAGE ON THE CAPE *Chap. 23.*  
FEAR RIVER AND BARS.

SECTION 1. *Be it enacted by the General Assembly of the* Board to con-  
sist of six per-  
sons.  
*State of North-Carolina, and it is hereby enacted by the au-*  
*thority of the same, That the board of commissioners of*  
*navigation and pilotage for the Cape Fear river shall consist*  
*of six persons, (three of whom, commissioners for the town*  
*of Wilmington, shall constitute a quorum to transact busi-*  
*ness) whereof five shall be citizens of the town of Wilming-*  
*ton, and elected as now required by law, and the other shall*  
*be a resident of the county of Brunswick, and shall be cho-*  
*sen by the residents of the town of Smithville, who are*  
*qualified to vote for members of the House of Commons,*  
*at an election to be held on the first Monday of May in*

each year, by the sheriff of the county of Brunswick in the same manner as political elections.

License to pilots.

SEC. 2. *Be it further enacted*, That before the commissioners of navigation shall grant a commission or license to pilot vessels on Cape Fear river or its bars, it shall be the duty of the board to require the applicant to prove by at least three nautical men under oath his competency to manage or work vessels, and such knowledge of the Cape Fear river and its bars, as may be necessary to qualify him to pilot vessels.

Three classes of licenses.

SEC. 3. *Be it further enacted*, That the commissioners shall issue three classes of license as follows: 1st, a license to pilot vessels, whose draught of water does not exceed nine feet, to such applicants above the age of twenty-one years, who have served as apprentices for at least three years, and complied with the provisions of this act; 2d, a license to pilot vessels whose draught of water does not exceed twelve feet, to those who have served at least three years under a license of the 1st class; 3d, an unlimited or full license to those who have served at least three years under a license of the second class, to pilot vessels of any draught of water.

Rates of pilotage.

SEC. 4. *Be it further enacted*, That the commissioners of navigation shall fix the rates of pilotage for vessels in the following manner, viz: Vessels whose draught is six feet or under, seven feet or under, eight feet or under, nine feet or under, ten feet or under, eleven feet or under, twelve feet or under, thirteen feet or under, fourteen feet or under, fifteen feet or under, sixteen feet or under; and the commissioners of navigation shall not reduce the rates of pilotage below the present rates.

Disputes between pilots and masters of vessels, how determined.

SEC. 5. *Be it further enacted*, That each commissioner or any justice of the peace of the counties of New Hanover and Brunswick, shall have power and authority to hear and determine all matters of dispute between any pilot and master of a vessel respecting the piloting of vessels, and any one of them may issue a warrant within the county in which such commissioner or justice may reside, against any master of a vessel for the recovery of any pilotage, which warrant shall be directed to the sheriff, constable or other

proper officer, who shall execute the same, together with all other process authorized by this act; and on any warrant issued as aforesaid, any justice of the peace in either county or any one of said commissioners, may give judgment for any sum not exceeding sixty dollars, and may issue execution thereon in the manner of issuing executions on judgments rendered by justices of the peace, which may be executed agreeably to the rules and regulations prescribed for the levy and sale, under executions issuing on judgments rendered by justices of the peace, and such justice or commissioner shall issue summons for witnesses and administer oaths as is done in cases of trials before justices of the peace.

SEC. 6. *Be it further enacted*, That no apprentice shall hereafter be authorized by the board to pilot any vessel of more than six feet draught of water.

SEC. 7. *Be it further enacted*, That every master of a vessel who shall detain a pilot at the time appointed, so that he cannot proceed to sea, though wind and weather should permit, shall pay to such pilot three dollars per day during the time of his actual detention. Detaining a pilot.

SEC. 8. *Be it further enacted*, That no master of a vessel shall be required to take, or keep a pilot on board, or pay for pilotage in the river or over the bars, who is or has been a full branch pilot or employs a full branch pilot as first mate of his vessel. When no pilot required.

SEC. 9. *Be it further enacted*, That this act shall be in force from and after its ratification. [*Ratified the 7th day of February, 1859.*]

## PUBLIC PRINTING.

AN ACT TO AMEND THE 9TH SECTION OF THE 93RD CHAPTER OF *Chap. 24.*  
THE REVISED CODE, ENTITLED PUBLIC PRINTING.

*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 9th section of the 93rd chapter of the Revised Code be amended, by striking out [of] the 14th

and 15th lines the words "first volume of public acts," and insert the words "each of the volumes embracing both the public and private acts." [*Ratified the 16th day of February, 1859.*]

## REVENUE.

### Chap. 25.

#### AN ACT ENTITLED REVENUE.

District board  
of valuation,  
how appointed.

SECTION 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 at the first Court of Pleas and Quarter Sessions for each county, held after the first day of July, 1859, and at the same term every four years thereafter, the court shall appoint one justice of the peace, and two freeholders, men of skill and probity, for each captain's district in the county, who shall be styled the district board of valuation of their respective districts. The clerk shall issue a notice of his appointment to each man, within ten days, and the sheriff shall serve the same within twenty days after adjournment of the court. Should the court fail to make the required appointments, or should, from any cause, a vacancy occur, any three justices of the peace may make the required appointments, or fill the vacancy.

Board to ascertain value.

2. This district board of valuation shall, as near as practicable, ascertain the cash value of every tract of land, or other real estate, with the improvements thereon, situate in their district, either by viewing the premises or otherwise.

May call and swear witnesses.

3. In estimating the value, the board may call and swear witnesses to testify thereto, and they shall take into the estimate any fishery appurtenant thereto or used with the land; also all mines of metal, stone or coal, or other material discovered, or supposed to exist, whereby the price of land is enhanced; also, all machinery and fixtures for manufacturing or mechanical purposes, that have been erected or used on the land. When a tract of land shall be in one or more districts, the board of the district in which the owner resides shall ascertain the value of the whole tract; and if the owner reside in neither of the districts, the board

of the district in which the larger part may lie, shall ascertain the value of the whole.

4. The owner of the land, or (if he be a non-resident) his agent shall furnish the district board with 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 noted places on, or nearest to which they may be situated, and the number of acres in each separate tract or contiguous body of land. Owner to furnish list.

5. Town lots shall be listed separately, and each lot be numbered according to the plot of the town. Each separate body or tract of land, and each town lot shall be separately and distinctly valued and returned. Town lots.

6. The district boards shall, in each case, administer the following oath to the person furnishing the required list: Oath.  
 "You, A. B., do solemnly swear that the list, by you furnished, contains a full statement of every tract of land and town lot in this district, for the taxes of which you are liable, either in your own right or the right of any other person, either as guardian, attorney, agent or trustee, or in any other manner whatsoever, to the best of your knowledge and belief, so help you God."

7. If any person shall refuse to furnish the list required above, or to take the oath prescribed in the preceding section, he shall be deemed guilty of a misdemeanor, and the justices of the peace of said board shall bind him over 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 at the discretion of the court. Refusal to take oath.

8. When the owner of the land, or (if he be a non-resident of the State) his agent, be not a resident of the district where the land is situated, the required list, with affidavits of the same import as the above required oath, subscribed and sworn to before and certified by a justice of the peace, may be transmitted to the district board of valuation, and if received before the board shall be ready to value the land contained in the list, such list shall be received as though tendered and sworn to by the owner or agent in person. Non-residents.

9. When the board of valuation are not furnished with a list sworn to as above required, or the owner or agent refuses to answer to the correctness of the statement as to the number of acres contained in any tract of land, they may procure a county or other surveyor, and have the same surveyed. And the surveyor may recover the amount of his fees and all expenses out of the owner of the land, before a justice of the peace, by warrant or attachment.

When list is not furnished.

Boards to value real property.

10. The district boards of valuation shall, as soon as practicable after their appointment, proceed to value all real property in their respective districts, as above directed, complete the lists by the first of January, after their appointment, and annex the following affidavit, subscribed and sworn to before a justice of the peace, who shall certify the same: "We do solemnly swear that we have diligently enquired, and do not believe that there is any real property in the ——— district of ——— county, subject to taxation, that is not entered and valued in the above list, and the foregoing valuation of real property, with the improvements thereon, and privileges thereto attached, is in our judgment and belief the actual value thereof in cash; and that in assessing the same, we have endeavored to do equal justice to the public and to the individuals concerned, so help us God." This list and valuation shall remain in the hands of the justice of the peace of the board, and be open to the inspection of any one who wishes to examine it, until returned as hereinafter directed.

Justices to meet.

11. On the second Monday of January, after the appointment of the district boards of valuation, the persons who were appointed as justices of the peace to be members of the different district boards, shall meet at the court house, and organize themselves into a county board of valuation, by electing, by ballot, one of their number chairman, and another secretary. In case a justice of the peace of any district board, from any cause cannot attend, the elder of the two members of the board shall take his place.

Boards to make returns of lists.

12. To this county board of valuation shall the district boards of valuation make returns of their lists. This board shall carefully examine and compare all the lists, and if, in their opinion, the real property throughout the county shall

not have been assessed by a uniform standard of value, they may re-assess any district or any separate tract or tracts or lots of land.

13. If any one deem that too high a valuation was put on his land, he may apply to the county board of valuation for redress, and they shall duly consider the case and decide as in their judgment is right. The board may call, swear and examine witnesses, or in person view the land about the value of which they are in doubt. When valued too high.

14. Two-thirds of the entire number of the members, composing the county board of valuation, shall form a quorum for the transaction of business, and the decision of a majority of the members present shall stand as the decision of the board. Two-thirds to be a quorum.

15. If in the opinion of the county board of valuation, any tract or tracts of land or town lots have been assessed at too low a value, they shall make lists of such tracts or lots, and post them in at least two conspicuous places in the court house, at the time of their adjournment. After they shall have examined and compared the lists, heard the complaints of all who may feel themselves aggrieved by the valuation of their property, the board shall post the lists as above required, and adjourn until the first Monday in April following, when they shall again meet at the court house, hear the complaints of all who may feel themselves aggrieved by their former action, or by the original valuation, and decide each case as to them may appear right; and from this decision there shall be no appeal. When valued too low.

16. When the county boards of valuation shall have performed the duty on them imposed, they shall return the lists received of the district boards of valuation, as by them revised and corrected, to the clerk of the county court, before whom they shall subscribe and swear to the following affidavit annexed to the lists returned: "We solemnly swear that the foregoing lists have been carefully examined and compared, and, in our judgment and belief, they do, as now corrected, exhibit the actual cash value of every tract or lot of land in this county, with the improvements thereon and privileges thereto attached; and in the discharge of our duties we have endeavored to do equal justice to the public Lists to be returned to clerk.

and the individuals concerned, so help us God." The clerk, on receiving the lists from the county board of valuation, shall record them in alphabetical order, keeping the return of each district separate from the other.

**Compensation.** 17. Each member of the county and district boards of valuation shall receive, out of the county treasury, such compensation as the county court may allow, which, however, shall in no case exceed two dollars a day for the time engaged in the discharge of his duties.

**Takers of tax lists—how appointed.** 18. At the first court of pleas and quarter sessions of each county, held after the first day of April in each year, the court shall annually appoint, for each captain's district, a justice of the peace or a freeholder of known skill and probity, to take the lists of taxable subjects, and the names of the appointees and of the districts for which they were appointed, shall, during the term, be advertised at the court house, by the clerk. Should the court fail to make such appointments, any three justices of the peace of the county may meet at the office of the county court clerk, on or before the first day of July, and appoint the takers of the lists of taxables, and the clerk shall record such appointments.

**Appointments of takers of tax lists.** 19. Notices of all appointments of takers of tax lists, as soon as made, shall be issued by the clerk to the sheriff, who shall serve them within ten days on each appointee, whose duty it shall be to 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 the purpose of receiving the lists of taxables; and the days thus determined on shall be between the second Monday in July and first Thursday in August.

**Persons incapable of taking lists.** 20. Should any person appointed to take the list of taxables, from any cause, become incapable to perform the duties, another shall be appointed by any three justices of the peace of the county, to be notified by the sheriff for that purpose, and the person thus appointed shall take the list of taxables.

**Penalty for refusing to serve.** 21. If any person appointed to assess the value of lands, or to take the lists of taxables, shall refuse or wilfully fail to discharge the duties of his appointment, he shall be deemed guilty of misdemeanor.

22. Every person appointed to take the list of taxables, shall, before he enters upon the discharge of his duties, take the following oath, administered by a justice of the peace :  
 "I, A. B., do solemnly swear that I will well and faithfully discharge the duties imposed by law on me as the taker of the list of taxables in ——— district, ——— county, without prejudice or partiality, to the best of my skill and ability, so help me God."

Oath.

23. Every person appointed to take the list of taxables, shall, on taking the above oath, be invested with full power to administer oaths, and with all the other powers of a justice of the peace, so far as the same may be necessary to the proper discharge of his duties. Every person so appointed shall receive such compensation for his services as the county court may in its discretion allow, to be paid out of the county treasury.

Powers of takers of tax lists.

24. Every taker of the list of taxables shall be furnished, by the clerk of the county court, with a fair copy of the returns made by the last preceding board of valuation of the assessment of real estate in his district, and with the necessary number of printed forms of tax bills, furnished by the comptroller, under the provisions of this act.

Clerk to furnish copy of returns by preceding board.

25. All the property and other subjects of taxation shall be annually taxed, as by this act enacted, unless such property be expressly exempt from taxation by this or some other act ; and the property and estate hereby exempted from taxation, are all such and their profits as may belong to the United States, or to this State, or may belong to or be set apart and exclusively used 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 the exercises of divine worship or the propagation of the gospel, or such as may be set apart and kept for grave yards belonging to churches, religious societies, cities, towns or counties.

To be taxed annually.

Exemptions.

26. The taxes shall be annually collected and paid : First, to the sheriffs, on all property and subjects of taxation required to be listed, as per schedule A ; secondly, to the sheriffs, on all property and subjects of taxation which are not required to be listed, but an account of which is to be

How collected and paid.

rendered on oath to the sheriffs, as per schedule B; thirdly, to the clerks of courts, and to the treasurer of the State, as per schedule C.

#### SCHEDULE A.

27. The following subjects shall be annually listed, and be taxed the amounts specified:

- Land. (1) Real property, with the improvements thereon, (including entries of land,) twenty cents on every hundred dollars of its value.
- Polls. (2) Every taxable poll eighty cents; *Provided*, That the county court may exempt from poll tax such poor and infirm persons, and disabled and insane slaves as they may declare and record fit objects of exemption.
- Gates, &c. (3) Every toll gate on a turnpike road, and every toll bridge, five per cent. on the gross receipts, and every gate permitted by the county court to be erected across a highway, fifteen dollars.
- Ferries. (4) Every ferry one per cent. on the total receipts of tolls during the year.
- Studhorses, &c. (5) Every studhorse or jackass, let to mares for a price, belonging to a resident of the State, six dollars, unless the highest price demanded for the season for one mare shall exceed that sum, in which case the amount thus demanded shall be paid as tax. The subject shall be listed, and the tax paid in the county in which the owner resides.
- Interest, &c. (6) Every dollar of net interest, not previously listed, received or accrued, (whether demandable or not,) on or before the first day of July of every year, on bonds or certificates of debt of the United States, of this State, (unless exempt by chapter 90 of the Revised Code, entitled "Public Debt,") or of any other State or government, or of any county or corporation, municipal or private, or on any bond, note, contract, account, or other claim or demand against solvent debtors, wherever they may reside, four cents.
- Dividend and profit. (7) Every dollar of net dividend or profit, not previously listed, declared, received, or due on or before the first day of July in each year, upon money, or capital invested in steam vessels of twenty tons burden or upwards, or in shares in any bank or other incorporation or trading company, four cents.

(8) Such net interest, dividend and profit shall be ascertained by deducting from the aggregate amount of interest, dividends and profits accrued in favor of the person listing, the amount of interest accrued against him during the year ending on the first day of July. How ascertained.

(9) Every note shaver, or person who buys any note or notes, bond or bonds made by individuals, shall list the profits made and received or secured on all such purchases made by him during the year ending on the first day of July, whether made for cash or in exchange for other notes or bonds, and pay a tax of ten per cent. on the aggregate amount of such profits, in addition to the tax imposed by this act on the interest he may receive on such notes or bonds; *Provided*, There shall be no deduction made from the profits in consequence of any losses sustained. Note shavers.

(10) Every person resident in this State, engaged in the business of buying and selling slaves, whether the purchases or sales be made in or out of the State, for cash or on a credit, one-half of one per cent. on the total amount of all his purchases, during the twelve months ending on the first day of July of each year. Negro traders.

(11) Every person resident in this State, not a regular trader in slaves, who may buy a slave or slaves to sell again, whether such purchase or sale be made in or out of the State, for cash or on credit, one-half of one per cent. on the total amount of his purchases during the twelve months ending on the first day of July of each year. Not regular traders.

(12) Every carriage, buggy or other vehicle kept for pleasure or for the conveyance of persons, of the value of fifty dollars or upwards, one per cent. on its value. Carriages, &c.

(13) All gold and silver plate, and gold and silver plated ware, and jewelry worn by males, including watch-chains, seals and keys, when collectively of greater value than twenty-five dollars, one per cent on their entire value. Plate, &c.

(14) Every watch in use one per cent. on the value; Watches. *Provided*, That all watches worn by ladies shall be exempt from taxation. Every harp in use, \$2.50; every piano in use, \$1.50.

(15) Every dirk, bowie-knife, pistol, sword-cane, dirk-cane and rifle cane, used or worn about the person of any one Dirks, &c.

at any time during the year, one dollar and twenty-five cents. Arms used for mustering shall be exempt from taxation.

Dentists, physicians, &c.

(16) Every resident surgeon-dentist, physician, lawyer, portrait or miniature painter, daguerrian artist, or other person taking likenesses of the human face; every commission merchant, factor, produce broker, and auctioneer; every State and county officer, and every person in the employment of incorporated or private companies, societies, institutions or individuals, and every other person, (except ministers of the gospel and judges of the superior and supreme courts) whose annual total receipts and income, (whether in money or otherwise) in the way of practice, salary, fees, wages, perquisites and emoluments, amount to, or are worth five hundred dollars or upwards, one per cent. on such total receipts and income.

Liquors, &c.

(17) Every resident of the State that brings into this State, or buys from a non-resident, whether by sample or otherwise, spirituous liquors, wines or cordials for the purpose of sale, ten per cent. on the amount of his purchases. Every person that buys to sell again, spirituous liquors, wines or cordials from the maker in this State, his agent, factor or commission merchant, five per cent. on his purchases.

Collateral descent.

(18) Upon all real and personal estate, whether legal or equitable, above the value of one hundred dollars, situated within this State, which shall descend, or be devised or bequeathed to any collateral relation, or person, other than a lineal ancestor or descendant, or the husband or wife of the deceased, or husband or wife of such ancestor or descendant, or to which such collateral relation may become entitled under the law for the distribution of intestates' estates, and which real and personal estate may not be required in payment of debts and other liabilities, the following per centum tax upon the value thereof, shall be paid:

(Class 1) If such collateral relation be a brother or sister, a tax of one per cent.

(Class 2) If such collateral relation be a brother or sister of the father or mother of the deceased, or child of such brother or sister, a tax of two per cent.

(Class 3) If such collateral relation be a more remote re-

lation, or the devisee or legatee be a stranger, a tax of three per cent.

(19) The real estate liable to taxation shall be listed by the devisee or heir in a separate column, designating its proper per cent. tax. Who to list.

(20) The personal estate shall be liable to the tax, in the hands of the executor or administrator, and shall be paid by him before his administration account is audited, or the estate settled, to the sheriff of the county. Personal estate liable.

(21) If the real estate descended or devised, shall not be the entire inheritance, the heir or devisee shall pay a *pro rata* tax corresponding with the relative value of his estate or interest.

(22) If the legacy or distributive share to be received shall not be the entire property, such legatee or distributee shall, in like manner, pay a *pro rata* part of the tax, according to the value of his interest.

(23) 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 the administration) shall be of uncertain value, he shall apply to the county court, to appoint three impartial men of probity to assess the value thereof; and such assessment being returned to court, and confirmed, shall be conclusive of the value.

28. Every person shall at such time and place as shall be designated by the persons appointed to take the list of taxables, list all the real and personal estate, and other taxable subjects enumerated in Schedule A of this act, which were his property, or in his possession, or were the subjects of taxation on the first day of July, of that year. Real and personal estate to be listed.

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

30. Real estate shall be listed in the county where situated, and where a tract of land is divided by a county line, shall be listed in the county in which the larger portion shall be situated; except when the owner resides in one of the counties in which a portion of the tract is situated, in which case he shall list in the county in which he resides. Where to be listed. Where

the Pedee and main Yadkin river shall be the dividing line between counties, in that case the land shall be listed in the county where the same shall be situated.

Where land has been divided.

31. Where any tract of land, or town lot, shall have been divided after valuation by the board of valuation, the taker of the tax lists shall return the separate value of each part, making the aggregate value of the parts equal to the board valuation of the entire tract or lot, and the taker of the list may swear and examine witnesses to aid him in making the return correctly.

Increase of value from mines, &c.

32. When land or town lots, after valuation, shall increase in value by reason of mines of metal, coal, or other valuable thing being discovered or worked, or by reason of new buildings being erected; or where land or town lots, after valuation, shall decrease in value by reason of fire, or other extraordinary causes, or by reason of failure of mines, the person taking the tax list shall appoint and swear two respectable and disinterested freeholders, who, with him, shall re-value said land or lot, and such value shall be returned on the list.

Listing of polls, &c.

33. Every poll that is, or will be of the required age on the first day of July of any year, shall be listed that year. Every owner, if in the State, shall list his slaves in the county in which he resides; and if the owner be a non-resident of the State, the hirer or person who has the slaves in possession, shall list the same and pay taxes. Slaves hired out beyond the limits of the State shall be listed by the owners as well as those employed within the State.

Where to be listed.

34. Such slaves and other taxable personal estate as are employed on the land of the owner, shall be listed in the county in which the land is listed.

Free persons of color.

35. Every head of a family, or owner of land or town lot, who, on the first day of July shall have a free person of color subject to taxation, as a member of his family, or in his employment, or living on his land, or in his house, shall list such person for taxation, and pay the tax.

36. Personal property, and other subjects of taxation—unless otherwise directed in section 34—shall be listed in the district where the owner or lister resides; but if the owner

reside out of the State, they shall be listed in the district where his agent, or the person liable for the tax may reside.

37. At the time and place appointed by the taker of the tax lists, the inhabitants of the district shall attend, and the taker of the list shall read over to each one giving in his list, all the articles and subjects of taxation, and thereupon he shall render to the taker of the list, his list of taxables, and at the same time take the following oath: "You, A. B., do solemnly swear that you have rendered a true and full statement of all subjects of taxation which you, in your own right, or as agent of, or in trust for any other person, or in any other capacity are by law required to list for taxation, according to your best knowledge, information and belief, so help you God."

Inhabitants to attend to list taxables.

38. No taker of a tax list shall take the list of any one without administering the foregoing oath, on pain of paying one hundred dollars to any one who will sue for it: *Provided*, That females, aged and infirm persons, and persons not resident in the county, or absent from the county during the days of listing taxables, may transmit their lists to the taker of the tax lists, with the foregoing oath subscribed and sworn to before, and certified by a justice of the peace, which list, if transmitted to the taker of tax lists, on or before the day appointed for taking the lists, shall be entered by him as though sworn to in his presence.

Taker of tax list to administer oath.

39. If any person shall refuse to take the oath prescribed in section 37 of this act, he shall be deemed guilty of a misdemeanor, and the taker of the tax lists shall forthwith bind him over 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.

Penalty for refusing to take oath.

40. If any person neglect to list his taxables on the day or days appointed for that purpose, he may list at any time before the lists are returned to the court, under the same rules and regulations as laid down for listing on appointed days, on paying to the person taking the list twenty-five cents, as compensation for his extra trouble.

Neglect to list.

41. Every taker of the list of taxables shall set down on the blank lists furnished by the clerk, each article or sub-

Duties of list takers.

ject of taxation 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 lists. He shall further make out a list of all the persons that should have listed in his district, and shall have failed to do so, and return the same, together with the copy of the last assessments of real estate in his district, as furnished to him by the clerk, under the provisions of this act, at the same time that he makes the return of the list of taxables.

Endorsement  
on returns, &c.

42. Each return thus made, shall have the following endorsement: "I, A. B., appointed to take the list of taxables in ——— district, do declare on oath I have taken, that the within lists correctly set forth all the property and other subjects of taxation required to be listed, as rendered to me by the persons listing the same; that in each case, the list of each person listing was rendered on oath in the manner prescribed and enjoined by law; and that further, the list of persons who failed to list, as required by law, contains the name of every delinquent in the district for which I was appointed, to the best of my knowledge and belief;" which endorsement shall be signed by the person making the return, in the presence of the clerk of the county court, who shall attest the same; and without such endorsement, signed and attested, as herein required, the return shall not be received unless it can be made to appear to the satisfaction of the court, that the taker of the list of taxables is prevented from attending the court by sickness or other unavoidable cause.

When county  
court may take  
list.

43. The county court, on the prescribed oath, may take the 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.

Relief for over-  
charge.

44. If any one shall be charged with more polls or other subjects of taxation than he is liable for, he may apply to the county court for relief, and if the court shall find that he has cause for complaint, it shall direct the clerk to render a true account thereof, and the account thus rendered, certified by the clerk, shall be returned to the comptroller,

who shall credit the sheriff with the overcharge in his settlement of that year.

45. If the application for relief be made to the court after the sheriff shall have settled the accounts with the comptroller, the court (twelve or a majority of the justices being present) shall carefully examine the case, and if, in its opinion, the applicant is entitled to relief, shall direct the clerk to record on the minute docket the cause of complaint and the amount which, in the opinion of the court, should be refunded to the applicant. The clerk shall make out a copy of such record, certify the same under the seal of the court, and deliver it to the applicant, who shall pay to the clerk a fee of fifty cents. Such copy shall then be transmitted to the comptroller of the State, who, on finding the proceedings in conformity with the requirements of this section, shall credit the treasurer of the State with the amount specified, and make an endorsement to that effect on the transcript. The treasurer shall, on presentation of such copy, thus endorsed, pay to the holder of the same the amount to be refunded.

Justices to examine the case.

46. The clerk on receiving the returns shall record them at length, in alphabetical order, keeping the return 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 in 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.

Clerk to record the lists.

47. The clerk on or before the first day of June 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, and the value of town lots, and the number of white, free black, and slave polls, separately, and specify every other subject of taxation, and the amount as State tax paid on each subject, and the amount paid on the whole. At the same time the clerk shall return to the comptroller an abstract of the lists of the poor, county and school taxes, paid in his county, setting forth separately the tax levied on each poll, and on each hundred dollars value of real pro-

Clerk to make return to Comptroller.

perty, for each purpose, and also the gross amount of taxes of every kind levied for county purposes.

Penalty on clerk.

48. If any clerk shall offend against any of the duties prescribed in the preceding section, or shall fail to return to the comptroller a copy of the sheriff's returns, made, sworn to and subscribed, as required in section 89 of this act, 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.

Clerk's duties.

49. 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 lists, which shall contain the public tax, or tax payable to the public treasurer, and the taxes imposed by the justices of the county court; it shall likewise designate the separate amount due from each subject of taxation, and extend the aggregate amount due from each person in columns; and if any clerk shall fail to furnish the sheriff at the time prescribed with a copy of this description, he shall be deemed guilty of a misdemeanor, and the sheriff shall inform the grand jury thereof.

Pay to clerks.

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

Tax collectors.

51. The sheriff shall forthwith proceed to collect said taxes, and when he shall collect, by his deputies or others who are not sworn, 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.

Receipt.

52. The sheriff shall give to each tax-payer one receipt for the amount of his State taxes, and another separate receipt for the amount of his county taxes.

When sureties to collect.

53. If any sheriff shall die during the time appointed for collecting taxes, his sureties may collect them, and for that purpose shall have all the powers and means of collecting the same of the collectors and tax-payers, as the sheriff

would have had; and shall be subject to all the remedies for collection and settlement of the taxes on their bond or otherwise, as might have been had against the sheriff if he had lived.

54. 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 collection shall not extend the time of his settlement of the taxes.

To have one year.

55. 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, in estimating the double tax, shall be deemed to be of the value, by the acre, of the highest valued tract adjoining thereto.

Duties of sheriff.

56. Immediately on receiving the tax lists, the sheriff shall advertise the fact, and that he holds them ready for inspection. He shall also request therein all persons to inform him of any taxables which may not be listed. 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 payer to satisfy the same, selling first his personal, and then his real estate.

Sheriff to advertise.

57. In each case, in which the sheriff collects by distress, he shall be entitled to extra compensation of forty cents, to be collected with the tax.

Extra compensation.

58. 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 forthwith collect the same.

Persons removing.

59. If any person be liable for taxes in any county wherein 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

Persons liable for taxes in other counties.

next after the first day of October, and thereupon the court shall direct the clerk to issue a *fiery facias* to the sheriff of that county, returnable to the court whence it issued, for such tax and the cost 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.

Sale under distress.

60. 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 shall be stated in the advertisement.

Rules for selling land for taxes.

61. 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 the supposed owner of each tract, and if such owner be unknown, 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 the court to issue notice to every person whose land is returned as aforesaid; and a copy of the notice shall be served by the sheriff on the owner, or his agent, and returned 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, where they are known, and the names of the tenants or occupants of the same.

(3) The sales 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 the 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 the expenses aforesaid, for the smallest part of the land.

(5) At the second term next succeeding for 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.

62. If any sheriff or clerk shall fail to perform any of the duties prescribed in sections 60 and 61 of this act, 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. Penalty on clerk or sheriff.

63. The land of an infant, lunatic or person *non compos mentis*, shall not be sold for taxes; *Provided, however,* That when 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 on such share the quantity by him bid off, and secure the title as before provided; and the time necessarily employed in procuring such division shall not be reckoned against the purchaser. Lunatics, &c.

64. The owner of land sold for taxes under section 61 of this act, his heirs, executors or administrators, or any other person for them, may redeem the same from the purchaser, Owners of lands sold for taxes.

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.

If not redeemed, purchaser to select &c.

65. 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 square as may be, and adjoining to some of the out-lines of the whole tract or body of land.

Quantity to be selected in one year.

66. Within one year after the time of redemption shall have passed, the purchaser, at his own cost, his heirs, executors or administrators, or any of 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.

Sheriff to make title.

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

Court to direct sheriff to make title.

68. When by any provision of the law, any sheriff or officer, 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 has 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's producing to him a certified plat and survey, as is provided for in sections 65 and 66 of this act.

69. The purchaser of land sold for taxes, under section 61 of this act, 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.

Penalty on surveyor.

70. If any county surveyor, being required within two months after the survey may be lawfully made, to survey

the land bid off at 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.

71. 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 the list of lands 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.

When to be deemed the bid of the State.

72. 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 the taxes and struck off to the State.

Clerk to make and certify two copies.

73. 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, charge such sheriff (or other person acting in his stead) with the sum of two thousand dollars, and the treasurer shall recover the same as unpaid tax.

Penalty for not making return.

74. 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 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,

How redeemed.

and at the same time shall certify the payment to the comptroller.

*Liable to entry.* 75. Lands bid off for the State shall, as to the person for whose tax the land is sold, his heirs or assigns, be liable to be entered as vacant lands, subject, nevertheless, to the right of redemption within the time prescribed.

*Sureties may report.* 76. 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 the land bid off by the State, in the same manner as the sheriff might.

*Real estate bound.* 77. When any person shall sell his real property, and shall have no estate within reach of the sheriff to satisfy the taxes due from him on any subject of taxation, the real property shall be bound for all such taxes.

*Conveyance to avoid taxes, void.* 78. Every conveyance made by any deceased person, with the fraudulent intent to evade the collection of any taxes by this act imposed, shall as against the State be void, and the taxes shall be chargeable at the suit of the State of North-Carolina on the property conveyed, in the hands of vendees and assignees.

*Lands not assessed.* 79. 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.

*Sheriffs to inform Attorney General.* 80. 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 on 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. And whenever suit is brought or a bill (filed) in behalf of the State, under any of the provisions of this act, it shall be done in the name of the State of North-Carolina, unless otherwise directed.

§1. The comptroller, at public cost, shall have prepared and printed forms of tax lists, with all the articles and subjects of taxation to be listed under this act 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 each county court clerk with as many such blank lists, as in the opinion of the clerk may be required to supply the takers of the lists in his county; and further, the comptroller, at public cost, shall have prepared and printed, other blank forms adapted to the returns by this act required to be made by the clerks of county courts, and sheriffs, and he shall supply each clerk and sheriff with as many such blank forms as in his opinion may be needed.

Comptroller to furnish tax lists.

#### SCHEDULE B.

##### *Subjects taxed without being listed.*

§2. The sheriff shall annually collect the taxes as set forth in this schedule, and grant to each party paying the tax, a license to carry on his business until the first day of July next ensuing, except in cases where the tax is on non resident traders in slaves, or horses and mule drovers, in which cases no license shall be required:

Sheriffs to collect.

(1) Every company of circus riders, or exhibitors of collections of animals, seventy-five dollars for each county in which they shall perform or exhibit for reward. Every separate exhibition (commonly known as side shows) accompanying such performers or exhibitors, which cannot be seen without the payment of a separate charge, fifteen dollars for each county in which it is exhibited for reward.

Circus riders, &c.

- Stage players, &c. (2) Every company of stage or theatrical players, or persons performing feats of strength or agility, or exhibiting natural or artificial objects, except amateur performers, twenty dollars for each county in which they exhibit for reward.
- Itinerant singers, &c. (3) Every company of itinerant singers, or performers on musical instruments, or dancers, or itinerant companies, who otherwise exhibit for the public amusement, ten dollars for each county in which they exhibit for reward.
- Insurance companies. (4) Every insurance company incorporated by this State, except companies for mutual assurance, who take no policy out of the State, one hundred dollars.
- (5) Every insurance company incorporated out of the State, one hundred dollars for each county in which an agency is established.
- Bank agencies. (6) Every agency of a bank incorporated out of the State, five hundred dollars.
- Brokers, &c. (7) Every money or exchange, bond or note broker, private banker or agent of a foreign broker or banker, three hundred dollars for each county in which he has an office or place of business.
- Express companies. (8) Every express company, ten dollars for each county in which it proposes to deliver packages.
- Billiard tables. (9) Every public billiard table, one hundred and twenty-five dollars; every private billiard table, twenty-five dollars.
- Bowling alleys. (10) Every public bowling alley, whether called a nine-pin or a ten-pin alley, or by any other name, fifty dollars; every private bowling alley, ten dollars.
- Livery stables. (11) Every livery stable, where horses and vehicles are kept for hire, twenty-five dollars.
- Retailers. (12) Every licensed retailer of spirituous liquors, wines or cordials, or retailer of malt liquors, thirty dollars. In addition to this, such retailer shall list the amount of liquors, wines and cordials as required in schedule A of this act, and pay the tax there imposed.
- Dentists, painters, &c. (13) Every itinerant surgeon-dentist, portrait or miniature painter, daguerreian artist, and other persons taking likenesses of the human face, ten dollars for each county in which he carries on his business: *Provided*, That such person as shall furnish satisfactory evidence to the sheriff of the

county, in which he proposes to practice, that he is a resident of the State, and has listed the receipts of his profession for the previous year, shall be exempt from the tax imposed in this paragraph.

(14) Every non-resident of the State, who, in person or by agent, shall purchase any slave or slaves in this State, shall, immediately after such purchase, become liable to pay a tax of one-half of one per cent. on the amount of his purchase, and upon his neglect or failure to pay such tax, he shall forfeit and pay the sum of one hundred dollars, which shall be collected by the sheriff, one-half to his own use and the other half to the use of the State. When the purchase was made by an agent, such agent shall be equally liable for the tax and forfeiture with his principal.

Dealers in slaves.

(15) Every non-resident of the State, who, either in person or by agent, brings a slave or slaves into the State, and sells, shall pay one-half of one per cent. on the amount of each sale effected. If he fail to pay this tax, the purchaser shall be liable for the same, and the sheriff of the county in which the sale was made, or in which the purchaser reside, shall collect by distress or otherwise out of the seller, if to be found in his county, and if the seller is not to be found, out of the buyer.

Non-resident dealers in slaves.

(16) Every person that sells playing cards, a sum equal to thirty-five cents per pack on all cards sold by him during the year.

Cards.

(17) Every person that, for himself, or as agent for another at his regular place of business, sells riding vehicles, manufactured out of this State, one per cent. on his sales.

Vehicles.

(18) Every auctioneer, on all goods, wares or merchandise placed in his hands by a merchant resident in the State, (whether owner or not) or by a commission merchant, one per cent. on the gross amount of sales, and if by itinerant traders, or such as are not residents of the State, five per cent. on gross amount of sales, subject to all the regulations and exemptions set forth in the tenth chapter of Revised Code, entitled "*Auctions and Auctioneers.*"

Auctioneers.

(19) Every merchant, merchant tailor, jeweller, grocer, druggist, apothecary, produce dealer, commission merchant, factor, produce broker, and every other trader, who, as prin-

Merchants, &c.

cipal, or agent for another, carries on the business of buying or selling goods, wares or merchandize of whatsoever name or description, and who is not taxed on his purchases in some other paragraph of this schedule, one-half of one per cent. on the total amount of his purchases, whether made in or out of the State, for cash, or on credit: *Provided*, That articles the growth or manufacture of this State, if bought in the State, and also articles the growth or manufacture of adjoining States, if brought into this State for sale by the grower or manufacturer, shall not be required to be returned in the amount of purchases, but shall be exempt from taxation.

Clothing.

(20) Every dealer in ready made-clothing (for males) one and one-half per cent. on total amount of purchases.

Patent medicines.

(21) Every person who, for himself, or as agent for another, sells patent medicines or nostrums, ten per cent. on amount of his sales.

Horse drovers, &c.

(22) Every non-resident horse or mule drover, or person who receives horses or mules to sell for a non-resident, one per cent. on the amount of each sale, due as soon as the sale is effected; and upon his neglect or failure to pay such tax in every county in which he sells, he shall forfeit and pay the sum of one hundred dollars, which shall be collected by the sheriff, by distress or otherwise, one-half to his own use, and one-half to the use of the State. Every horse or mule drover shall be considered a non-resident, unless the sheriff has satisfactory evidence that he is a resident of the State; and the sheriff shall have power and authority to examine, on oath, at any time, every horse or mule drover, or person who receives horses or mules to sell for another, as to whether he has made any sale or exchange or not, and as to whether he is a non-resident, or agent of a non-resident; and on his failure to answer, he shall be subject to the same penalty as for failure or neglect to pay such tax.

Studs & Jacks.

(23) Every stud-horse or jackass let to mares for a price, belonging to a non-resident of the State, ten dollars, unless the highest price demanded for the season, for one mare, shall exceed that sum, in which case the amount thus demanded shall be paid for the license. The payment to one sheriff, and the license under his hand, shall protect the sub-

ject in this paragraph taxed, in any county of this State. Every such stud-horse or jackass shall be considered as belonging to a non-resident, unless the sheriff is furnished with satisfactory evidence that the owner is a resident of the State.

(24) Every person that peddles goods, wares or merchandise, either by land or water, not the growth or manufacture of this State, or any drugs, nostrums or medicine, whether such person travel on foot, or with a conveyance, or otherwise, shall first have proved to the county court that he is a citizen of the United States, and is of good moral character, and shall have obtained from the court, (who may in its discretion, make or refuse) an order to the sheriff to grant him peddler's license, to expire on the 1st of July next ensuing. And the sheriff on production of a copy of such order, certified by the clerk of said court, shall grant such license for his county, on receipt of forty dollars tax: *Provided*, (1.) That not more than one person shall peddle under one license. (2.) That any person who temporarily carries on a business as merchant in any public place, and then removes his goods, shall be deemed a peddler. (3.) That nothing in this act contained, shall prevent any person from freely selling live stock, vegetables, fruits, oysters, fish, books, charts, maps, printed music, or the articles of his own growth or manufacture. (4.) That nothing herein contained shall release peddlers from paying the tax imposed in this act, on persons who deal in the same species of merchandise, which tax shall be collected or secured in the same manner as in case of other merchants or traders.

(25) Every itinerant who deals in or puts up lightning rods, or who sells spirituous liquors, wines or cordials, in quantities from one quart to one barrel, shall be under the same rules and restrictions, and be liable to the same tax as peddlers, except that no order from court shall be required to entitle him to a license: *Provided*, That any person shall be permitted to sell any spirituous liquors, wines or cordials, made from products of his own farm without paying the tax in this paragraph imposed.

(26) Every company of gypsies or any strolling company of persons who make a support by pretending to tell for-

tunes, horse trading, tinkering or begging, one hundred dollars in each county in which they offer to practice any of their crafts, recoverable out of any property belonging to any one of the company. But nothing herein contained shall be so construed as to exempt them from indictment, or any other penalties now imposed by law.

(27) Every freeman that shall arrive at age after the 1st of July of any year, and before an election, may pay his poll tax for that year to the sheriff, or to his deputy, before the election, without listing.

(28) If any person bound to list taxables in his own right, or the 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.

County court  
may release.

83. The county court 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 evidence, that such failure occurred by reason of sickness of the party, at the very time when the list was taken, or when it may appear that he rendered a list, and his name was omitted to be entered, or was omitted in the duplicate prepared by the taker of the list to be returned to the clerk; or for other sufficient cause, to be judged of by the court.

To be paid to  
sheriffs.

84. On personal property in hands of executors and administrators bequeathed to, or as distributive shares to collateral relations or strangers, as set forth in schedule A, in connection with real estate descended or devised to collateral relations or strangers, the tax shall be paid to the sheriff direct

To render state-  
ment to sheriff.

85. Every person that is intended to be taxed in §16, §17, §18, §19, §20, §21, and §24, of schedule B, and shall have been carrying on his business twelve months before the first day of July of any year, shall render to the sheriff a statement of the amount of his purchases (or sales, as the said paragraphs may require) of taxable articles, during the year ending on such first day of July, and shall sign and swear to an affidavit that his purchases (or sales as may be required) during that period did not exceed the amount stated, and on his paying the taxes imposed and enume

rated in schedule B., shall be entitled to a license to carry on his business until the first of July, next ensuing.

86. Every person who is intended to be taxed in paragraphs 16, 17, 18, 19, 20, 21, and 24, of schedule B., commencing to do business, or who shall not have been doing business for twelve months before the first of July, shall pay at the end of the year for which his license is issued the taxes on his purchases or sales, as set forth in said paragraphs of schedule B; and to secure the same, he shall, before license is delivered, enter into bond with good sureties, payable to the State of North-Carolina, in such sum as the sheriff may deem sufficient, conditioned that he will render a true statement of the amount of his purchases (or sales, as this act may require) for the period embraced in his license, and pay his taxes thereon, on the first day of July when this license shall expire.

To enter into bond.

87. Every person that shall carry on any business intended to be taxed, as per schedule B, without having previously received a license as required, shall, in addition to the taxes, forfeit and pay one hundred dollars, to be collected by distress or otherwise, by the sheriff, one-half to his own use, and the other half to the use of the State.

Forfeit.

88. Every person intended to be taxed by sections 1, 2, 3, 13, 23, 24, 25 and 26, of schedule B, shall show his license, to any justice of the peace or constable, who may demand a view thereof; and it shall be the duty of every constable to demand such a view. And if such person fail to exhibit his license on demand thus made, he shall forfeit and pay one hundred dollars, recoverable on a warrant before a justice of the peace, one-half to the person suing out the warrant, and one-half to the use of the State, to be paid over to the sheriff and accounted for as taxes.

Shall show license.

89. Every sheriff shall keep a record of the taxes collected by him from the clerks of courts, and under schedule B of this act, and of all forfeitures, arrears from insolvents, double taxes, and taxes on unlisted subjects, and on or before the second Monday in August, shall deliver to the clerk of the county court, a statement setting forth all sums received to that date, not previously accounted for, the date of each receipt, the person from whom received, the amount

Sheriff to keep record of taxes collected.

received from each person, the subjects on which received, and the aggregate amount, accompanied by an affidavit, signed and sworn to before the clerk and attested by him, that the statement is correct, and that no receipt has been omitted. And the clerk shall, before the third Monday in August, send a duplicate of said statement and affidavit to the comptroller of the State, register the same in a book kept in his office for that purpose, and keep a copy of the same posted in a conspicuous place in the court house, until the first day of January next ensuing.

Clerk's abstract.

90. The clerk, on application of the sheriff, shall deliver to him a true abstract 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 abstract 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.

Forfeiture of Clerk.

91. If any clerk shall fail to perform any of the duties required in the preceding three sections of this act, or shall falsely certify to the abstract of the sheriff's return, he shall be deemed guilty of a misdemeanor, and on conviction, shall be removed from office.

92. If any person taxed in schedule B of this act, refuses or fails to pay the taxes imposed, and leaves the county before the sheriff can collect the forfeiture, the sheriff, in his own name, may recover the tax and forfeiture out of the delinquent, in any superior court of the State. The tax and forfeiture, when collected, shall be paid over by the sheriff, as originally required.

#### SCHEDULE C.

93. The following subjects shall be taxed the amounts specified, and the taxes collected and accounted for thus :

Corporations.

(1) Every corporation that might become incorporated by letters patent, under the provisions of chapter 26, Revised Code, entitled "Corporations," but shall fail to do so, and apply to the General Assembly and obtain a special act of incorporation, or shall obtain an act to amend their charter, whether it had been secured by letters patent under said

law or by a special act, twenty-five dollars for each act to incorporate or to amend; which tax shall be paid to the treasurer of the State.

(2) No corporation shall organize under such special act of incorporation obtained as set forth in the preceding section, or derive any benefit under such act to amend their charter, until it shall first have obtained a certified copy of such act from the secretary of State, and the secretary shall, in no case, furnish such copy, until the company applying shall have delivered to him the treasurer's receipt for the tax assessed in the preceding section; which receipt the secretary shall file in his office. Corporations.

(3) The president and cashier of each of the banks in this State, on or before the first day of October, in each year, shall pay into the public treasury the following tax, to-wit: If the profits divided among the stockholders of the banks under their charge, during the year, amounted to not less than six, and not more than seven per cent., one-half of one per cent. on the stock owned by individuals or corporations; if over seven and not more than eight per cent., three-fourths of one per cent. on the stock thus owned; if more than eight per cent., one per cent. on the stock thus owned. In case the said officers of any bank shall neglect or fail to pay the tax as herein required, said bank shall pay double the amount of said tax, and the same shall be sued for and recovered by the attorney general in the name of the State, in the superior court of the county of Wake. Bank taxes.

(4) Every license to an attorney to practice law in the county or superior courts, fifteen dollars, to be paid at the time of obtaining the same, to the clerk of the supreme court, who shall before the first day of October in each year, render to the treasurer of the State a list, setting forth the names of the persons, from whom received, and the amounts received; and pay into the public treasury the total amount, less five per cent. commission, for receiving and accounting for the same. Attorneys licenses, &c.

(5) Every marriage license, one dollar; every mortgage deed, marriage contract, and deed in trust, made to secure debts or liabilities, one dollar; and every other deed conveying title to real estate where the consideration is three Marriage licenses, &c.

hundred dollars or upwards, fifty cents, payable to the clerk of the county court. No clerk shall grant such license, or admit to probate such instrument, until the tax shall have been paid, and the receipt shall be endorsed on such license or instrument, and be registered with the same.

(6) Every broker, not a resident of the State, shall pay to the cashier of the bank from which he draws any exchange or specie, one-quarter of one per cent. on all such sums drawn, to be accounted for to the State treasury by the said cashier on oath.

Clerk to keep record.

94. Every clerk shall keep a record of the taxes received by him, and to the county court next preceding the first of July of each year, on the first day of the term, shall return a statement setting forth the date of each receipt, the person from whom received, the subject on which received, and the amount received from each person, and the aggregate amount received up to that date, and not previously accounted for; and to this statement the clerk shall attach an affidavit that such statement is correct, and that no receipt by himself or a deputy of his, has been omitted; which affidavit shall be sworn to and subscribed in presence of the chairman of the court, who shall attest the same. And the county court clerk shall record such statement and affidavit in a book kept for that purpose in his office, and keep a copy of the same posted in some conspicuous place in the court house, from the time at which the return shall be made, until the first day of January next ensuing. And on or before the second day of the term, the clerk shall pay the sheriff the amount of the taxes received, as set forth in said return, less three per cent. commissions, for receiving and accounting for said taxes.

Penalty on clerk.

95. If any clerk shall fail to perform any duties required in the preceding section, he shall be deemed guilty of a misdemeanor, and on conviction shall be removed from office. And if any clerk shall fail to pay over to the sheriff the amount of the taxes in his hands on the day specified, the sheriff shall inform the county solicitor of the default, and the county solicitor shall bring suit on his bond, and shall recover, in addition to the taxes withheld or not ac-

counted for, one hundred dollars; and the whole recovery shall be paid into the treasury by the sheriff.

96. The sheriffs, 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 due from the sheriff to each fund; and therefor the treasurer shall raise an account against such person, and debit him accordingly.

Settlement  
with Comptrol-  
ler.

97. 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 public tax as the same appears by the tax list transmitted 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.

Return of  
sources of  
taxation.

98. He shall be credited (1) with the amount of State tax on land bid off by the State, with the cost attendant on the sale and procuring the title, and with commissions on the whole, including the county revenue, on producing the certificate of the secretary of State, as is provided in section 72 of this act. (2) With all insolvent taxables allowed by the court as hereinafter provided; and when 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 certificates of such taxables allowed, procure an order from the comptroller on the treasurer for the amount thereof. And, in like manner, the sheriff shall have credit for any over-

Credits to  
sheriffs.

payment made in former settlement, by reason of any error in the clerk's abstract of taxables.

Insolvents.

99. 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, and 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; *Provided*, That when the sheriff may be desirous of obtaining his allowance for insolvent poll tax, that instead of swearing to his list, as the law now directs, the same may be submitted to the county court, a majority of justices being present, who shall consider and examine said sheriff's list, and make him such allowance as they may think just and proper.

Returns of insolvents, &c.

100. If any sheriff shall return to court as insolvent the name of a person who is not listed, or has paid his taxes for the 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 returns 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.

Oath of sheriffs or other collectors.

101. Every sheriff or other person allowed by law to collect and account in his stead, on settling his accounts with the comptroller, shall take the following oath, administered by the comptroller, and subscribe the same in the presence of the comptroller, by whom it shall be attested; and the comptroller shall make no settlement with the sheriff, or any one in his stead, unless he have sworn to and subscri-

bed the oath as hereby required: 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.”

102. 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 prosecuting in the superior court of the county wherein the offence was committed, who shall take such steps as public justice may demand.

False returns.

103. The sheriff for his services in collecting and paying the public taxes into the treasury, shall receive a compensation of two per cent. on the net amount received by him from the clerk, for taxes imposed by Schedule C of this act, and four per cent. on the amount of taxes collected from every other source, to be deducted in the settlement of his account with the comptroller. For collecting and paying county taxes, (for whatever purpose laid,) the sheriff shall receive the same per centum compensation as above allowed on public taxes.

Sheriff's compensation.

104. 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.

In case of  
failure to settle  
accounts

105. 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 list transmitted by the clerk; and if the whole amount be not paid, the treasurer, 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.

Clerk to trans-  
mit copy of  
bond.

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

Duty of  
registr.

107. 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 five of this act.

Suits against  
sheriffs, clerks,  
&c.

108. 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.

109. 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 county after copies shall have been procured.

Register's  
default, &c.

110. In every case of default by any clerk, sheriff, or taker of the tax list, or assessor of the value of property in the discharge of any of the duties of this act, 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 act 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, or [on] motion of the attorney general, or any of the solicitors of the State.

Default of  
clerks, sheriffs,  
&c.

111. 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.

Certificate to  
be evidence.

112. 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 case 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.

Treasurer may  
obtain judgment.

113. If any person shall wilfully and corruptly commit perjury in any oath required to be taken or administered by any section of this act, such persons shall be deemed guilty of a misdemeanor, and on conviction, shall be subject to the same pains and penalties as are imposed in section 29, chapter 34, entitled "Crimes and Punishments," in the Revised Code, on persons guilty of perjury.

Penalty for  
perjury.

Other laws  
repealed.

114. All laws imposing taxes, the subjects of which are revised in this act, or imposing taxes upon subjects other than those revised in this act, are hereby repealed: *Provided*, That this repeal shall not be construed to extend to the provisions of any law so far as they relate to the taxes listed, or which ought to have been listed, or which may be due for the year 1858, or for any year previous thereto.

115. All other laws of this State coming in conflict with the provisions of this act, be, and the same are hereby repealed.

116. This act shall be in force from and after its ratification. [*Ratified the 16th day of February, 1859.*]

## RIVERS AND CREEKS.

*Chap.* 26. AN ACT TO AMEND CHAPTER ONE HUNDRED OF THE REVISED CODE, ENTITLED RIVERS AND CREEKS.

Duty of  
commissioners.

*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 commissioners appointed by the county courts to examine and lay off the rivers and creeks within the county, or where the stream is a boundary between counties, pursuant to the provisions of chapter one hundred of the Revised Code, entitled "Rivers and Creeks," shall have power to lay off gates, with slopes attached thereto, upon any mill dam built across such stream, of such dimensions and construction as shall be sufficient for the convenient passage of floating logs and other timber, in cases where it may be deemed necessary by the said courts; and they shall return to the courts appointing them a plan of such gates, slopes and dams in writing.

Report, &c.

That upon the confirmation of the report made by the commissioners, and notice thereof given to the owner or keeper of said mill, it shall be his duty forthwith to construct, and thereafter to keep and maintain at his expense, such gate and slope, for the use of persons floating logs and other timber as aforesaid, so long as said dam shall be kept up, or until otherwise ordered by the court.

That commissioners at any time thereafter appointed as aforesaid, when they may deem such gate and slope no longer necessary, may report the fact to their respective courts, and said courts may order the same to be discontinued.

That any owner or keeper of a mill, whose dam is across any such stream, and who shall fail to build a gate and slope therein, or thereafter to keep and maintain the same as required under this act shall be guilty of a misdemeanor. [Ratified the 16th day of February, 1859.]

## SCHOOLS.

### AN ACT CONCERNING COMMON SCHOOLS.

Chap. 27.

SECTION 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 last clause of section eighth, chapter second, of the acts of Assembly of the session of 1856-'57, entitled "An act concerning the Common Schools of North-Carolina," and which said clause is in the words following, to-wit: "*In proportion to the number of white children in said district,*" be, and the same is hereby repealed.

SEC. 2. *Be it further enacted,* That within ten days from the first Monday in October, in every year, the sheriff of each county in the State, and the chairman of the board of superintendents of common schools, shall jointly sign a statement showing the amount of taxes collected and the amount due for school purposes in said county, for the fiscal year ending on the last day of September immediately preceding; which statement shall be filed with the clerk of the county court, and be by him recorded in a book kept expressly for that purpose. And on the failure of the sheriff or chairman to sign such statement, or of both, they shall each be liable to a penalty of one hundred dollars, to be recovered in the county or superior court, on motion of the clerk, one-half of said penalty to go to the clerk, and the other to the common schools of the county. And the clerk

Sheriff and  
chairman to  
sign statement.

Duty of clerk. of the county court of each county shall, within thirty days from the said first Monday in October in each year, send to the general superintendent of common schools for the State, a copy, under the seal of his office, of the said statement rendered by the sheriff and chairman of the board of superintendents of common schools of his county; and each clerk on failing so to do, shall be liable to a penalty of two hundred dollars, to be recovered in the superior court of Wake, on motion of the general superintendent, one-half to go to the use of common schools of said county, and the other half to the Educational Association of the State.

School register to be furnished.

SEC. 3. *Be it further enacted*, That the general superintendent of common schools of the State, be authorized to have printed and sent to the chairman of the board of superintendents of common schools of each county in the State, a sufficient number of the common school register, recently prepared by said general superintendent, to supply all the common schools not yet supplied.

Regulations for safe keeping of register.

SEC. 4. *Be it further enacted*, That in lieu of former regulations in regard to the safe keeping and use of said common school register, the following shall be in force, to-wit: It shall be the duty of the chairman of boards of county superintendents to keep and preserve all the copies of said register belonging to their respective counties, when the schools are not in session. And before the commencement of every school, the committee of the district shall give to the teacher an order on the chairman for the register belonging to that district; and the said teacher, on receiving it, shall give a receipt for it, and be responsible for its safe keeping until the close of the school. And in no case shall any such teacher be paid until he returns said register to the chairman in as good order as when received, and with the blanks properly filled with an account of his school according to the instructions of the general superintendent for the State. And the register for each school or district, shall contain the name and number of the school or district, and be kept for its use alone.

Where there are factories, shops, &c.

SEC. 5. *Be it further enacted*, That whenever it shall be made to appear to the board of superintendents of common schools of any county in the State, that there is in said

county a factory, mine or shop, and that there are in the families of the employees of said factory, mine or shop, as many as forty children who are entitled to the benefit of the common school laws, that the said board may lay off a school district to consist of said employees; and which district shall be entitled to all the privileges and subject to all the rules and regulations of the other districts of the county.

SEC. 6. *Be it further enacted*, That it may be lawful for the board of county superintendents to subscribe and pay for one copy of "The North-Carolina Journal of Education," published by the State Educational Association, for the use of each common school or district in the county: *Provided*, Said Journal is furnished at the price of one dollar per copy for each copy *per annum*, and the copies subscribed for shall be filed and preserved in the district school houses for the permanent use of the districts, and as the foundation of district libraries; and the chairman of the board of county superintendents shall, in all cases, when required by district committees, subscribe for a copy of said Journal for each committee so applying, and charge the same to said district.

North-Carolina  
Journal of  
Education.

SEC. 7. *Be it further enacted*, That whenever there be in the hands of any chairman of the board of county superintendents of common schools, school moneys unemployed, not called for by the schools of the county, and not due to any school or schools, or districts, and amounting to more than five hundred dollars, the said board may authorize said chairman to invest said moneys in registered [or] coupon bonds of the State, or in other safe securities yielding interest; which sums so invested, may at any time when they are needed by the common schools, be again converted into cash, on the order of the board, and applied and accounted for as other school moneys. And every investment so made, shall be in the name of the "Chairman of the Board of Superintendents of Common Schools of ——— county," (the name of the county to be inserted in the above blank;) and the interest on such investments, shall be *semi-annually* collected by the chairman, and by him used and accounted for as other school moneys.

How and when  
school moneys  
may be invest-  
ed.

SEC. 8. *Be it further enacted*, That the general superintendent, immediately after its passage, shall cause a printed

copy of this act to be sent to each county court clerk, and to each chairman of the board of superintendents of common schools of the State.

Duty of clerks.

SEC. 9. *Be it further enacted*, That it shall be the duty of the clerks of the county courts to furnish to the sheriffs of their respective counties, within three days from the third Monday of April in each year, the names of the district committees elected for the ensuing year, under a penalty of five dollars for every case in which the names of any committee are not so furnished; and the sheriff within fifteen days from the said third Monday of April, shall notify each committeeman of his election, under a penalty of five dollars for every case of failure; which penalties shall be recovered by the chairmen of the boards of county superintendents, by warrant in their own names as chairmen, and added to the common school fund in their hands.

SEC. 10. *Be it further enacted*, That all laws and clauses of laws coming in conflict with this act, or any part of it, be, and they are hereby repealed.

SEC. 11. *Be it further enacted*, That this act shall be in force from and after its ratification. [*Ratified the 16th day of February, 1859.*]

*Chap. 28.* AN ACT FOR RELIEF OF COMMON SCHOOL DISTRICT NUMBER TWENTY-SEVEN IN THE COUNTY OF ORANGE, AND NUMBER TWENTY IN THE COUNTY OF WAKE.

Joint school.

SECTION 1. *Be it enacted by the General Assembly of the State of North-Carolina, and it hereby enacted by the authority of the same*, That the board of superintendents of common schools for the counties of Orange and of Wake, may permit the citizens of a portion of school district number twenty-seven in the former, or of number twenty in the latter county, to have one joint school on the following terms, to wit: The board of superintendents of Orange county may lay off into a separate district that portion of territory to be united with a portion of district number twenty in Wake, and the board of superintendents in Wake may lay off into a separate district that part of district

number twenty to be united with district number twenty-seven in Orange, the portion so laid off shall be counted a separate district, the part in Orange being counted as a new and separate district of that county, and the part laid off in Wake being counted a new and separate district of the same. These two districts are to have three committee men, and one school house, to be located by said committee men, but in other respects they are to be considered as separate and distinct. The district having the larger number of children shall elect two committee men, under the same rules and regulations as other committees are elected, and the other district shall elect one committee man, under the same regulations. Each committee to wit: the one committee man in one district, and the two committee men in the other, shall report the number and the names of their children to the chairmen of their respective counties, like other committees, and the board of county superintendents of each county shall, in the division of the school fund of their respective counties, treat said district as distinct and separate, the one forming a district of Orange, and as such entitled to its share of said fund in the county of Orange, and the other forming a district of Wake, and to be similarly treated. The committee of said districts, consisting of three men in all, shall unite in selecting a teacher, and in locating building, and repairing the school house, and shall give to the teacher, at the end of the school, two separate drafts, one on the chairman of Orange for the money due in that county, and one on the chairman of Wake for the sum there due; and said teacher shall make a return of his school, according to law, to each chairman, distinguishing between the children attending from the district of Orange and those of Wake county, and he shall have a teachers' certificate from the examining committee of each county, but shall not be required to keep a school register.

SEC. 2. *Be it further enacted*, That the chairman of the board of superintendents of common schools of Orange county, in the annual report to the general superintendent, shall report the said district in Orange as a distinct district, and the chairman of Wake, shall so act towards the said district in Wake.

SEC. 3. *Be it further enacted*, That this act shall be in force from and after its ratification. [*Ratified the 16th day of February, 1859.*]

### SINKING FUND.

*Chap. 29.* AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO CREATE A SINKING FUND."

SECTION 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 the before recited act be amended to read as follows: After the words, "commissioners of the sinking fund" in first and second line, add *or a majority of them*.

SEC. 2. *Be it further enacted*, That this act shall take effect from and after its passage. [*Ratified the 18th day of December, 1858.*]

### SLAVES AND FREE NEGROES.

*Chap. 30.* AN ACT PROVIDING FOR THE HIRING OUT OF FREE NEGROES IN CERTAIN CASES.

May impose  
fine in addition  
to other  
punishment.

SECTION 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 free negro shall be convicted of any offence, not capital, hereafter committed, the court before which he may be tried, shall have power to sentence such free negro to pay a fine in addition to, or in place of such other punishment, or some part thereof, as may be prescribed by law for his said offence, at the discretion of the court.

Proceeds of  
hire.

SEC. 2. *Be it further enacted*, That the proceeds of hire of any free negro who shall have been hired out to pay a fine imposed upon him, or for such sum as court may adjudge to be proper for the maintenance of a bastard child with which he is charged, according to the provisions of

section seventy-five and seventy-six of chapter one hundred and seven of Revised Code, entitled "Slaves and Free Negroes," shall be applied in payment of the costs incurred in the prosecution, and shall be a discharge *pro tanto* therefrom. [*Ratified the 16th day of February, 1859.*]

AN ACT TO PREVENT THE SALE OF SPIRITUOUS LIQUORS TO FREE PERSONS OF COLOR. *Chap. 31.*

SECTION 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 no person shall sell, or deliver to, or buy for, or be instrumental, either directly or indirectly, in procuring for any free person of color, for cash, or in exchange for articles delivered, or upon any consideration whatever, or as a gift, any spirituous liquors, or liquor of which alcohol is an ingredient, except upon the written certificate of some practicing physician or magistrate stating that the same is necessary for medicinal purposes.

No free negro to buy or sell spirituous liquors.

SEC. 2. *Be it further enacted,* That any person who shall offend against the provision of the foregoing section shall be deemed guilty of a misdemeanor, and upon conviction thereof in any court of record, shall be fined, not less than ten, nor more than fifty dollars.

Penalty for offence.

SEC. 3. *Be it further enacted,* That in the trial of all indictments under this act, the State shall not be required to prove the negative averment, that said purchase was made without the certificate of a physician that the same was necessary for medicinal purposes. [*Ratified the 16th day of February, 1859.*]

State not to prove a negative.

MISCELLANEOUS.

AN ACT FOR THE RELIEF OF SUCH PERSONS AS MAY SUFFER FROM THE DESTRUCTION OF THE RECORDS OF PITT COUNTY, OCCASIONED BY THE BURNING OF THE COURT HOUSE. *Chap. 32.*

WHEREAS, by the burning of the court house of Pitt

county, the registry and many of the records of the court were destroyed, whereby the proof thereof has become difficult; [Therefore,]

When records  
are burned.

SECTION 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 office of any registry shall have been or may be destroyed by fire or other accident, and the records thereof be burnt or destroyed, the copies of all such proceeding, instruments and papers as are of record or registry, certified by the proper officer, though without the seal of office, shall be received in evidence wherever the original or duly certified exemplifications would be.

SEC. 2. *Be it further enacted,* That all such copies, when the court shall be satisfied of the genuineness, may be ordered to be recorded or registered.

Original  
papers, &c.

SEC. 3. *Be it further enacted,* That all original papers, once admitted to record or registry, whereof the record or registry is destroyed, may, on motion, be again recorded or registered, on such proof as the court shall require. Whenever any conveyance of real estate, or any right or interest therein, shall have been lost, the registry thereof being also destroyed, any person claiming under the same may cause the boundaries thereof to be established in the manner provided for processioning land, or he may proceed in the following manner to establish both the boundaries and the nature of his estate: He shall file his petition setting forth the location and boundaries of his land, whose land it adjoins, and the estate claimed therein, and praying to have his own boundaries established, and the nature of his estate declared. All persons claiming any estate in the premises, and those whose lands adjoin, shall be notified of the proceedings, and thereupon, unless they or some of them, shall by answer on oath deny the truths of the matter alledged, or some of them, the court shall order a surveyor to run and designate the boundaries of the petitioner's land, return his survey with the plot thereof to the court, which when confirmed, shall, with the declaration of the court as to the nature of the estate of the petitioner, be registered, and have, as to the persons notified, the effect of a deed for

the same, executed by the person possessed of said land next before the petitioner: *Provided, however,* That in cases wherein the process of surveying shall be disputed, and the surveyor shall be forbidden to proceed by any person interested, the same proceedings shall be had as in like cases of processioning land. The petitioner shall set forth the whole substance of the conveyance as truly and specifically as he can, and if any of the persons notified shall, by answer, deny the truth thereof, the court may cause proper issues to be submitted to a jury concerning the execution and contents of the same, and the true boundaries of the land claimed; and on their verdict and the pleadings, the court shall adjudge the rights of the parties, and declare the contents of the deed, if any deed be found by the jury, and allow the registration of such judgment and declaration, which shall have the force and effect of a deed.

SEC. 4. *Be it further enacted,* That any person desirous of establishing the contents of a will destroyed as aforesaid, there being no copy thereof, may file his petition, setting forth the entire contents thereof according to the best of his knowledge, information and belief, and all persons having any interest under the same shall be made parties, and if the truth of such petition be denied, the court may direct proper issues to be made up, and the matter in controversy tried by a jury, and the court shall declare on the pleadings and the finding of the jury, whether such will was recorded, and if so recorded, the contents thereof, and the declaration of the court shall be recorded as the will of the testator. Any devisee or legatee shall be a competent witness as to the contents of every part of said will, except such as may concern his own interest in the same. Wills, &c.

SEC. 5. *Be it further enacted,* That every person desirous of perpetuating the contents of any destroyed judgments, order or proceeding of court, or of any paper admitted to record or registration, or directed to be filed for safe keeping, other than wills or conveyances of real estates, or some right or interest therein, may file his petition, setting forth the substance of the whole record, proceeding or paper which he desires to perpetuate; and if on the hearing, the court shall declare the existence of such record, proceeding Judgments, &c.

or paper at the time of the burning of the office wherein the same was lodged or kept, and that the same was there destroyed, and shall declare the contents thereof, such declaration shall be recorded or registered, or filed, according to the nature of the paper destroyed.

Seven years  
possession of  
land, &c.

SEC. 6. *Be it further enacted*, That every person who shall have been in the continual and quiet possession of any land, tenements or hereditaments situated in the county, claiming, using and occupying them as his own, for the space of seven years, under known boundaries, the title thereto being out of the State, shall be deemed to have been lawfully possessed under color of title of such estate therein, as has been claimed by him during his possession, although he may exhibit no conveyance therefor: *Provided*, That such possession shall have commenced before the destruction of the registry office, and also that any such person, or any person claiming by, through or under him, will make affidavit and produce such proof as shall be satisfactory to the court, that the possession was rightfully taken; and if taken under a written conveyance, that the registry thereof was destroyed by fire as aforesaid, and that neither the original nor any copy thereof is in existence. And, *Provided further*, That such presumption shall not arise against *feme covert*s, infants, persons of non-sane memory and persons residing out of the State, who were such at the time of possession taken, and were not therefore barred, nor were so barred at the time of the burning of the said office.

Suits on bonds,  
&c.

SEC. 7. *Be it further enacted*, That suits, on official or other bonds, lodged in any office, which are destroyed with the registry thereof, may be prosecuted by petition against the principal and sureties thereto, and the proceedings shall be as in courts of equity

Witness tick-  
ets.

SEC. 8. *Be it further enacted*, That the court may allow other witness tickets to be filed in place of such as may be destroyed, upon the oath of the witness or other satisfactory proof.

Conveyance by  
sheriff, clerk,  
&c.

SEC. 9. *Be it further enacted*, That where any conveyance executed by any person or sheriff, clerk and master or commissioner of court, has been lost, and the registry thereof destroyed as aforesaid, and there is no copy thereof, such

person whether in or out of office, may execute another of like tenor and date, reciting therein that the same is a duplicate, and such deed shall be evidence of the facts therein recited; in all cases wherein the parties thereto are dead or are incompetent witnesses to prove the same, to the same extent as if it was the original conveyance.

SEC. 10. *Be it further enacted*, That the record of any court, in or out of the State, and all transcripts of such record, and the exhibits filed therewith, in any case, shall be admissible to prove the existence and contents of all deeds, wills, conveyances, depositions and other papers, copies whereof are therein set forth or exhibited, in all cases where the record and registry of such as were or ought to have been recorded or registered, or the original of such as were not proper to be recorded or registered, have been destroyed as aforesaid, although such transcripts or exhibits may have been informally certified, and when offered in evidence, shall have the like effect, as though the transcript or record was the record or transcript of the record of the court, whose records are destroyed, and the deeds, wills and conveyances, depositions and other papers therein copied, or therewith exhibited, were originals.

Court records,  
&c.

SEC. 11. *Be it further enacted*, That the copies aforesaid of all such deeds, wills, conveyances and other instruments, proper to be recorded or registered, as are mentioned in the preceding section, may be recorded or registered, on application to the court, and due proof that the originals thereof were genuine.

Deeds, wills,  
&c., may be  
registered.

SEC. 12. *Be it further enacted*, That the following rules shall be observed in petitions and motions under this act: The facts stated in every petition or motion, shall be verified by affidavit of the petitioner, that they are true according to the best of his knowledge, belief and information; the instrument or paper sought to be established, by any petitioner, shall be fully set forth in its substance, and its precise language shall be stated, when the same is remembered; all persons interested in the prayer of the petition, or decree, shall be made parties; no petition to declare the contents of a deed or will, or any matter of record, shall be filed but within three years next, after the first day of

Rules to be  
observed.

January, 1859; *Provided*, however, that infants, *femes covert*, persons of non-sane memory and non-residents, may file such petition within one year after the disability is removed; petitions to establish a registered paper may be filed in the county or superior court, and petition to establish a record of the county court, superior court and court of equity, shall be filed in the court where the record is sought to be established; other petitions may be filed either in the county or superior courts; the cost of every suit under this act shall be paid as the court may decree; appeals shall be allowed as in all other cases, and where the error alleged shall be an erroneous finding by the superior court, of a matter of fact, the same may be removed, on appeal to the supreme court, and the proper judgments directed to be entered below.

SEC. 13. *Be it further enacted*, That nothing in this act contained, shall be so construed as to restrain the parties from seeking the aid of the courts of equity, in any matter proper for its jurisdiction.

SEC. 14. *Be it further enacted*, That the records and registries allowed by the court, in pursuance of this act, shall have the same force and effect as original records and registries.

SEC. 15. *Be it further enacted*, That the provisions contained in the act passed at the session of the General Assembly, held on the 3rd Monday of November, 1832, chapter ninety-six, entitled an act in addition to an act, passed at the last session of the General Assembly of the State, in relation to the recovery of the records of the county of Hertford, shall be hereby extended to the county of Pitt, to all intents and purposes, so far as the same may be applicable to the destruction of the registry of said county. [*Ratified the 8th day of January, 1859.*]

AN ACT TO PROMOTE AND ENCOURAGE THE PLANTING OF OYSTERS AND CLAMS. *Chap. 33.*

SECTION 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 white inhabitant of this State, may make beds and lay down, and plant oysters and clams, in any of the waters of this State, having first obtained license, as hereinafter directed, from the court of pleas and quarter sessions of the county in which such beds may be, and may stake out the ground upon which he desires to make such beds, with good and substantial stakes, set at suitable distances, whereby the boundaries thereof may be clearly known and distinguished, and of such length as to be at least two feet above high water mark, and every such person who shall obtain such license, shall hold the same, and have exclusive privilege thereof to him, his heirs and assigns; *Provided,* That nothing herein contained, shall affect the rights of any owner or proprietor of lands, in which there may be creeks or inlets, or which may be adjacent to any navigable waters; and nothing herein contained, shall be so construed as to authorize any person to appropriate to his own use, or to stake off and enclose any natural oyster or clam bed, or in anywise to infringe the common right of the citizens of the State to any natural oyster or clam bed, or to obstruct the free navigation of the waters aforesaid.

Who may  
make beds, &c.

SEC. 2. *Be it further enacted,* That the courts of pleas and quarter sessions are hereby authorized, in their discretion, to grant license to any white inhabitant of the State, to make oyster or clam beds, who shall apply to the court by a petition in writing, describing therein particularly the place upon which they desire to make such beds, not including therein more than two acres, and the said license shall be forfeited by the failure to use such beds, or to keep them properly designated by stakes for the space of two years.

Court may  
grant license.

SEC. 3. *Be it further enacted,* That if any person, without permission of the owner, shall injure the same, or the stakes thereof, or commit any trespass upon the said beds, he shall be liable to indictment, and on conviction, be fined at the

Trespasses,  
&c.

discretion of the court, and shall be further liable to the forfeitures provided in the fourth section of this act.

Injury to bed,  
&c.

SEC. 4. *Be it further enacted*, That if any person shall do any injury to such beds, or shall gather, or take away, any oysters or clams within the lines of the stakes aforesaid, without permission first had or obtained from the owner or owners thereof, he shall forfeit for each offence the sum of ten dollars; and if any person shall commit any such offence in the night time, he shall forfeit for each offence the sum of twenty-five dollars, and the offences herein created, may be recovered by warrant before a justice of the peace, by any one who may sue therefor.

SEC. 5. *Be it further enacted*, That if any slave shall commit any of the offences herein created, he shall, on conviction before any justice of the peace, be punished by whipping, not to exceed thirty-nine lashes.

SEC. 6. *Be it further enacted*, That none of the provisions of this act shall apply to the waters of the county of Onslow, or be in force therein. [*Ratified on the 4th day of January, 1859.*]

Chap. 34.

AN ACT TO PROVIDE FOR THE PROCURING OF EVIDENCE AGAINST KEEPERS, OWNERS AND DEALERS OF FARO BANKS, FARO TABLES, AND GAMING TABLES PROHIBITED IN THE 34TH CHAPTER OF THE REVISED CODE.

Powers of  
justices, may-  
ors, &c.

SECTION 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 justices of the peace, intendents and magistrates of police, mayors of towns and judges of the supreme or superior courts, who shall have good reason to believe that any person or persons within their jurisdiction has knowledge of the existence and establishment of any faro bank or faro table, or gaming tables prohibited by the 34th chapter of the Revised Code, in any town or county in this State, within their several jurisdictions, and such persons not being minded to make voluntary information thereof on oath, then it shall be lawful for such justice of the peace, intendent and magistrate of police, mayor of

town, or judge of the supreme or superior court, to issue to the sheriff of the county, or any constable of the town or district in which said faro bank, or faro table, or gaming table or tables are supposed to be, a subpœna, capias ad testificandum, or summons in writing, commanding such person or persons to appear immediately before said justice of the peace, intendents and magistrates of police, mayor or judge, and give evidence on oath as to what he may know touching the existence, establishment and whereabouts of said gaming table or tables, faro bank or faro tables, and the names and personal description of the keepers thereof; and such evidence when obtained shall be considered and held in law, as an information on oath as contemplated in section 74 of the 34th chapter of the Revised Code; and said justice, intendent, magistrate, mayor or judge, may thereupon proceed to seize and arrest said keepers and destroy said tables, or issue process therefor, in like manner as they may now do, when information of such facts is made to them on oath by provision of said 74th section of 34th chapter of Revised Code.

SEC. 2. *Be it further enacted*, That when any person so summoned fails to appear, he shall forfeit in addition to the penalties now fixed by law for contempt, the additional sum of one hundred dollars, to be recovered by warrant before a justice of the peace. Forfeit.

SEC. 3. *Be it further enacted*, That the person so summoned shall not be requested to testify before such justice, commissioner, mayor or judge, against himself or any other person, except the keeper or owners of said faro bank or faro tables, or gaming tables, or such persons as are known as "dealers" thereof; and the witness or other person, shall in no case be prejudiced thereby in any trial at law: *Provided, nevertheless*, That this act, except for the special purpose herein set forth, shall not be construed as coming in conflict with any other law on this subject now existing. Not to testify  
against him-  
self.

SEC. 4. *Be it further enacted*, That this act shall be in force from and immediately after its ratification. [*Ratified the 11th day of December, 1858.*]

*Chap. 35.* AN ACT TO ENLARGE THE POWERS OF MARRIED WOMEN OVER THEIR ESTATES IN CERTAIN CASES.

Property settled on the wife.

*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 when any personal property, or personal estate of any kind or description, now is or hereafter may be settled to or to the use of a husband for his life, or for the joint lives of himself and his wife, with remainder to the survivor, without any other or further limitation, it shall be in the power of the courts of equity for the county in which the husband may reside, upon the application, by petition of the husband and wife, to authorize and direct any settlement or other disposition of such property or estate to be made which may be desired by such husband and wife; *Provided,* The court shall be satisfied that the interest of the wife will be thereby promoted, or the welfare of the family advanced, without injury to the wife; and all and every settlement or disposition so made shall be effectual in law and equity to pass and convey the estate or property in such manner, and for such uses and purposes, and subject to such powers as may be directed by the court. [*Ratified the 15th day of February, 1859.*]

*Chap. 36.* AN ACT TO AMEND THE 28TH SECTION OF THE 7TH CHAPTER OF THE REVISED CODE.

Process of attachment, &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 in all cases of process by attachment now pending, or which may hereafter issue under the provisions of the 28th section of the 7th chapter of the Revised Code of North-Carolina, against any ship, steamboat or other vessel, the owner or owners, master or managers of such ship, steamboat or other vessel so seized and held for the satisfaction of any debt, may, at any time before final judgment, give bond with sufficient surety, payable to the plaintiff in said suit in double the amount of the debt alleged to be due therein for the performance of

the judgment which the court may make therein, and upon the execution of the said bond and the delivery thereof to the sheriff or other officer in whose hands the said process may be, or to the court to which said process may have been returned, the lien on said ship, steamboat or other vessel shall be discharged, and the said ship, steamboat or other vessel shall be returned to the owner, manager or master thereof.

SEC. 2. *Be it further enacted*, That the sheriff or other officer executing said process and taking said bond shall return the said bond and the process to the court, and the court shall enter up judgment against the obligors in said bond for the amount of such recovery as may be obtained against the defendant and the costs of the suit.

SEC. 3. *Be it further enacted*, That this act shall be in force from and after its ratification. [*Ratified the 16th day of February, 1859.*]

AN ACT TO AUTHORIZE THE JOINDER OF CERTAIN COUNTS IN *Chap. 37.*  
ACTIONS AT LAW.

*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 actions brought to recover damages for injuries to real or personal estate, it shall be lawful for the plaintiff to join a count in case, with a count in trespass in the same declaration. [*Ratified the 16th day of February, 1859.*]

Joinder of courts.

AN ACT TO ESTABLISH A FREEHOLD HOMESTEAD.

*Chap. 38.*

SECTION 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 white citizen of this State to file his or her petition in the court of pleas and quarter sessions of the county in which they reside, to have laid off a homestead, not exceeding fifty acres, to include the dwelling house; or a house and lot in

Petition, how filed.

any town, the lot not to exceed two acres; the said homestead not to be of a greater value than five hundred dollars. Whereupon the court shall appoint three freeholders, who shall lay off and allot to the petitioner by metes and bounds the said homestead of fifty acres, if he have so much; if not, all; or in case the petition be for a house and lot in a town, then two acres, including the dwelling house, by metes and bounds, and return the same under their hands and seals to [the] next term of said court.

Duty of clerk. SEC. 2. *Be it further enacted*, That upon the return, the clerk shall make out and deliver to the register of the county, a copy of the said return, who shall record the same in the register's office of said county, and shall also give public notice at the court house door within five days after the term to which the return was made, of the names of all such persons as have had homesteads laid off.

When exempt. SEC. 3. *Be it further enacted*, That the homestead or house and lot so laid off, shall not be subject to execution for any debts contracted, or cause of action arising after the same is registered: *Provided*, That the said freehold shall not be exempt from State or county taxes.

When not exempt. SEC. 4. *Be it further enacted*, That the said homestead shall not be exempt from execution for any debt or cause of action arising upon any bond or covenant previously executed, although the same may accrue after it is laid off.

SEC. 5. *Be it further enacted*, That no person who is a married man, shall have authority to sell or dispose of said property so set apart, without the same formalities as are now required by law to convey the lands of married women.

Widow's dower. SEC. 6. *Be it further enacted*, That in all cases where a homestead freehold is laid off under the provisions of this act, in case of the death of the husband, his widow shall be entitled to the same as her dower, to be allotted to her as is now provided by law in cases of application for dower, if she shall so elect; but in case she marries again before such election, then she shall be entitled to only [one] third in value, if the children of the first husband, or the issue of such, be then living. [*Ratified the 16th day of February, 1859.*]

AN ACT TO AMEND THE 2ND SECTION OF THE 28TH CHAPTER *Chap. 39*  
OF THE REVISED CODE, ENTITLED "COUNTY REVENUE AND  
CHARGES."

*Be it enacted by the General Assembly of the State of* Proviso.  
*North-Carolina, and it is hereby enacted by the authority of*  
*the same,* That the following proviso be affixed to the second  
(2nd) section of the twenty-eighth (28th) chapter of the  
Revised Code: *Provided,* That the court of pleas and  
quarter sessions in each county, a majority of the acting  
justices of the peace being present, may allow the sheriff  
until the first court which happens after the 31st day of  
December in every year to make his settlement. [*Ratified*  
*the — day of —, 1859.*]

AN ACT REQUIRING THE DAY OF EXECUTING TO BE NOTED ON JUSTICE'S PROCESS. *Chap. 40.*

*Be it enacted by the General Assembly of the State of* To endorse  
*North-Carolina, and it is hereby enacted by the authority of* days of  
*the same,* That it shall be the duty of constables, sheriffs execution.  
and other officers, receiving process or precepts issued by  
justices of the peace or others, to endorse thereon the days  
of their execution; and every person neglecting so to do  
shall forfeit and pay the sum of ten dollars. [*Ratified the*  
*— day of January, 1859.*]

AN ACT TO INCREASE THE LIBRARIES OF THE SENATE AND HOUSE *Chap. 41.*  
OF COMMONS, AND FOR OTHER PURPOSES.

SECTION 1. *Be it enacted by the General Assembly of the* State Librarian  
*State of North-Carolina, and it is hereby enacted by the* to be librarian  
*authority of the same,* That the State librarian shall be the of Senate and  
librarian of the Senate and House of Commons; and he Commons.  
shall collect and arrange in the archives of the Senate and  
House of Commons, all the records and papers belonging  
thereto, wherever they may be found. He shall also collect  
and have bound, or otherwise suitably preserved for the li-

brary of the Senate and House of Commons, such acts of our General Assembly, reports and documents to the number of three copies each at least, together with such reports and documents, as are or may hereafter be printed by the several internal improvement companies, and other companies or associations within the State; and also such reports, documents and papers as have been printed by the federal government and the States and Territories of the Union, as may be proper to place therein, and which have not already been obtained, under the act of 1854, establishing a library of documents.

Records, documents, &c.

SEC. 2. *Be it further enacted*, That for the better preservation of the records, documents and other papers by this act authorized to be collected, the State librarian shall cause to be erected in the offices of the clerk of the Senate and the House of Commons, and in the ante and committee rooms adjoining the chambers of the Senate and House of Commons, such cases and shelves as will protect the same, and procure such furniture therefor as is necessary for the accommodation of persons using said libraries.

To furnish libraries with documents, &c.

SEC. 3. *Be it further enacted*, That the State librarian is hereby directed to furnish the libraries of the Senate and House of Commons with such documents, reports and other publications as are required by this act, and the acts of 1854 and 1856, to be collected for the use thereof, and which may be in the State library or in the libraries of any of the departments: *Provided*, The same can be done without diminishing the number necessary, in his opinion, or the opinion of the heads of the departments from which the same are taken, to be kept in each respectively; and the documents now required by law to be furnished to the libraries of the Senate and House of Commons, shall be arranged and bound under the direction of the librarian thereof.

Salary.

SEC. 4. *Be it further enacted*, That the State librarian be allowed for these services an annual salary of one hundred dollars, to be paid by the public treasurer upon the warrant of the governor.

SEC. 5. *Be it further enacted*, That the public treasurer shall pay the necessary expenses of carrying out the provisions of this act, upon the warrant of the governor; and that

this act shall be in force from and after its ratification. [*Ratified the 16th day of February, 1859.*]

## AN ACT CONCERNING PUBLIC MILLS.

Chap. 42.

SECTION 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 courts of Pasquotank and Perquimans, at the term held next after the first day of January in every year, shall have power, a majority of the justices of the peace being present, to regulate and establish rates of toll to be taken by the owners and keepers of public mills within their county for grinding corn, wheat and other grains.

Tolls to be regulated by justices.

SEC. 2. *Be it further enacted,* That all millers of public mills, whose rates of toll may be established pursuant to this act, shall be subject to the same responsibilities as millers of other public mills.

SEC. 3. *Be it further enacted,* That all acts and clauses of acts inconsistent with the provisions of this act be and the same are hereby repealed. [*Ratified the 16th day of February, 1859.*]

## AN ACT AUTHORIZING THE PUBLIC TREASURER TO SELL THE BONDS OF THE STATE FOR CERTAIN PURPOSES.

Chap. 43.

*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 be and he is hereby authorized to issue and sell bonds of the State, to amount not exceeding one million three hundred and sixty thousand dollars, said bonds to be issued and sold under the provisions of chapter 90th Revised Code; (*Provided,* [That] nothing herein contained shall prevent the treasurer from selling said bonds on the most advantageous terms, or exchanging them for any bonds which may fall due in the next two years,) entitled "Public Debt;" and the proceeds of the sale of the said bonds shall be applied to the payment of

To issue and sell bonds.

the bonds of the State which fall due in the years 1859 and 1860, the floating [debt,] for the payment of which no provision has been made, and the payment of demands upon the treasurer of the State during the present fiscal year: *Provided, further*, That the public treasurer shall issue one-fifth of the above sum in bonds of one or two hundred dollars, running ten years. When required by the purchasers to issue such, one-third in [of] the amount in the aforesaid bonds, shall be issued in sums not exceeding five hundred dollars. [*Ratified the 16th day of February, 1859.*]

*Chap. 44.* AN ACT TO PROVIDE FOR RUNNING AND MARKING THE DIVIDING LINE BETWEEN THE STATES OF NORTH-CAROLINA AND VIRGINIA.

WHEREAS, There is some difficulty between the State of Virginia and North-Carolina, as to the precise point where the line dividing the two States now is, and whereas the citizens of each State, immediately along the same are equally desirous of having it more certainly fixed and established; Therefore,

Governor to  
appoint  
commissioner.

SECTION 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 and he is hereby authorized and required to appoint a commissioner, who, together with the commissioner who may be appointed on the part of Virginia, shall cause the said line to be accurately surveyed, traced, and marked with stone monuments, not exceeding five miles apart, beginning at the county line dividing Pittsylvania and Henry counties, where it intersects with the North-Carolina line, and thence running to the intersection of the line of the State of Tennessee.

Duties of  
commissioners.

SEC. 2. *Be it further enacted*, That it shall be the duty of the commissioners, after running, locating, establishing and marking the said line, to make a report setting forth all the facts touching the same, and to forward copies of the joint report to their respective legislatures, and upon ratification of such report by the legislatures of Virginia and North-Carolina, the line thus fixed and marked shall in all suits,

prosecutions, and questions of jurisdiction be deemed and taken to be the boundary line between the said States.

SEC. 3. *Be it further enacted*, That the governor shall be and he is hereby authorized to pay one-half of all the expense which may be incurred in running and marking said line as aforesaid, and also the sum of five dollars per day to the commissioner appointed by the executive of this State for each day he may be engaged in performing the service, and ten cents per mile for each mile he may travel to and from his residence in going to and returning from the line aforesaid, to be paid upon the order of the governor out of any money in the treasury not otherwise appropriated.

SEC. 4. *Be it further enacted*, That this act shall be in force from and after its ratification.

SEC. 5. *Be it further enacted*, That upon the ratification of this act it shall be the duty of the governor of this State to transmit a copy of this act to the governor of Virginia. [*Ratified on the 8th day of January, 1859.*]

AN ACT TO AMEND THE 17TH SECTION OF THE 119TH CHAPTER *Chap. 45.*  
OF THE REVISED CODE, ENTITLED "WILLS AND TESTAMENTS."

SECTION 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*, When any will made by a citizen of any other State or country shall be duly proved and allowed in such State or country according to the laws thereof, a copy or exemplification of such will duly certified and authenticated by the court in which said probate was made, when produced and exhibited before the court of pleas and quarter sessions of any county wherein may be any property of the deceased, shall be by such court allowed, filed and recorded; and letters testamentary, or of administration, as the case may require, shall be issued and other proceedings thereupon had and the like effect given to the said will as if the original instead of the copy had been produced and allowed in the said court: *Provided*, That when such will shall contain any devise of charge upon, or power concerning any real estate situated in this State, such devise,

Wills made by  
citizens of  
other States or  
countries.

charge or power shall not have any validity or operation unless the will shall have been executed according to the laws of this State; and the same shall appear affirmatively in the probate, and whether it so appears or not, in its discretion the court in which the same may be exhibited, shall have power to issue commissions for taking proofs touching the execution thereof, to make up an issue touching such devise, charge or power, to examine witnesses and to take all other proceedings thereupon according to the law and course of the court in like cases. And, *Provided further*, That when such will shall contain any devise of charge upon, or power concerning any real estate situate in this State, such will shall be exhibited, allowed, filed and recorded in the court of the county in which such real estate may lie.

SEC. 2. *Be it further enacted*, That so much of the seventeenth section of chapter one hundred and nineteen of the Revised Code, as is inconsistent with the provisions of this act, be, and the same is hereby repealed. [*Ratified the 16th day of February, 1859.*]

Chap 46.

AN ACT TO PROVIDE FOR A MORE SPEEDY DISTRIBUTION OF THE LAWS AND JOURNALS OF THE GENERAL ASSEMBLY.

*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 the 93rd chapter of the Revised Code be so amended as to make it the duty of the secretary of state to cause to be distributed, to the several counties in the State, the acts, journals and documents of the General Assembly, within fifty days from the time they are delivered to him by the public printer. [*Ratified on the 8th day of January, 1859.*]

AN ACT TO MAKE HUSBANDS LIABLE FOR THE DEBTS OF THEIR DE- *Chap. 47.*  
CEASED WIVES.

*Be it enacted by the General Assembly of the State of* <sup>Husband liable for debts.</sup>  
*North-Carolina, and it is hereby enacted by the authority of*  
*the same, That whenever a feme covert shall die leaving*  
*debts for which she was liable at her death, her husband*  
*shall be liable for the same, to the full extent of the value*  
*of the property received by the marriage, and may be sued*  
*therefor; Provided, [That] such suit be brought within two*  
*years after her death. [Ratified on the 21st day of Janu-*  
*ary, 1859.*

AN ACT FOR THE FURTHER PROTECTION OF THE WILD FOWL IN *Chap. 48.*  
THE WATERS OF THE COUNTY OF CURRITUCK.

SECTION 1. *Be it enacted by the General Assembly of the* <sup>Fine of \$25.</sup>  
*State of North-Carolina, and it is hereby enacted by the*  
*authority of the same, That from ten days after the passage*  
*of this act, any person or persons who shall shoot, or at-*  
*tempt to shoot, any wild fowl now inhabiting or frequenting,*  
*or which may hereafter inhabit or frequent the waters of*  
*the county of Currituck, with any gun or implement larger*  
*than the ordinary shot gun, such as is fired from the should-*  
*er or at arms, shall be subject to pay a fine of twenty-five*  
*dollars for every offence, one-half to the use of the State,*  
*and the other half to the informer or prosecutor, which may*  
*be recovered by warrant before a justice of the peace, act-*  
*ing as such for the county of Currituck, who is hereby in-*  
*vested with full power and authority to try and adjudicate*  
*the same.*

SEC. 2. *Be it further enacted, That no person or persons*  
*shall be allowed to shoot or hunt the wild fowl now inhab-*  
*iting or frequenting, or which may hereafter inhabit or fre-*  
*quent the waters of the county of Currituck, during night*  
*time or by firelight, that is to say between the hours of sun-*  
*down and daylight, under a penalty of twenty-five dollars*  
*for every offence, one-half to the use of the State, and the*  
*other half to the informer or prosecutor, to be recovered in*

manner and form as in the first section of this act. [*Ratified the 11th day of December, 1858.*]

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Chap. 49.

AN ACT TO PROHIBIT BETTING ON ELECTIONS.

*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 who shall bet or wager any money, or other thing of value, upon any election held in this State, shall be guilty of a misdemeanor, and on conviction shall be fined or imprisoned at the discretion of the court. [Ratified on the 11th day of December, 1858.]*

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Chap. 50.

AN ACT TO PROTECT PURCHASERS UNDER JUDICIAL SALES.

Person in  
possession to  
be deemed  
legal owner.

*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 let into possession under any judicial sale, confirmed, where the title may be detained as a security for the price, shall be deemed the legal owner of the premises for all purposes of bringing suits for injuries thereto, after the day of sale, by trespass, or wrongful possession taken or continued, in the same manner as if the title had been conveyed to him on the day of sale, unless restrained by some order of the court directing the sale; and the suit so brought shall be under the control of the court ordering the sale. [Ratified on the — day of February, 1859.]*

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Chap. 51.

AN ACT TO CEDE TO THE UNITED STATES JURISDICTION OVER THE SITES OF LIGHT HOUSES AND BEACONS ON THE LINE OF THE ALBEMARLE AND CHESAPEAKE CANAL.

Jurisdiction  
ceded.

SECTION 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 lands, not exceeding five acres in any one site, as the United States have or may hereafter acquire for the erection and maintenance of light houses or beacons along the line of navigation of the Albemarle and Chesapeake Canal Company, from the Albemarle sound to the northern boundary of this State: *Provided, nevertheless*, That nothing herein contained shall be construed to authorize the use of said tracts for any other purposes than those above specified, not 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 said cession.

SEC. 2. *Be it further enacted*, That this act shall be in force from and after its ratification. [*Ratified the 15th day of February, 1859.*]

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AN ACT TO PROVIDE FOR FEME COVERT LUNATICS ABANDONED  
BY THEIR HUSBANDS. Chap. 52.

SECTION 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 feme covert lunatic shall be abandoned by her husband, she may by her committee, or next friend, in case there be no committee, apply to a court of equity for support and maintenance, which the court may decree as in cases of alimony, out [of] any property or estate of her husband, or of her own choses in action, legacies or distributive shares.

SEC. 2. *Be it further enacted*, That all assignments by the husband, after the lunacy of the wife, of her choses in action, legacies or distributive shares, shall be void as against such provision. [*Ratified the 16th day of February, 1859.*]

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AN ACT CONCERNING THE CUSTODY OF MINOR CHILDREN IN CER-  
TAIN CASES. Chap. 53.

WHEREAS, Doubts may arise as to the extent of the judicial authority in disposing of the custody of minor children, whose parents live in a state of separation; Therefore, for remedy in such and other like cases,

Judge to have discretion.

SECTION 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 all cases of *habeas corpus* brought before any judge or court, where a contest shall arise in respect of the custody of minor children, it shall [be] in the discretion of the judge or court to whom and for what time or times the custody of such children shall be awarded; and the judge or court may make all needful rules and orders concerning the custody, as shall best promote the welfare of the children.

Either party may appeal.

SEC. 2. *Be it further enacted,* That from every final judgment upon a *habeas corpus* in such cases, either party may appeal to the supreme court, upon such terms as the judge or court shall prescribe; or the case may be removed thither by consent of parties; and in case the proceedings are not in court, the judge shall direct in what manner they are to be transmitted; and all bonds taken for payment of costs, on appeal or otherwise, shall be transmitted as in other cases, and judgment rendered thereon in like manner. [*Ratified on the 15th day of February, 1859.*]

Chap. 54. AN ACT TO AMEND THE 19TH SECTION OF THE 59TH CHAPTER OF THE REVISED CODE.

Affidavit may be made before clerk.

*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 affidavit required under the 19th section of the 59th chapter of the Revised Code of North-Carolina to authorize any plaintiff to cause a *capias ad satisfaciendum* to issue upon any judgment which he may have obtained in any court or before any justice of the peace, may be made before the clerk of the superior or county court of the county in which said plaintiff may reside, which shall be certified under the hand and seal of office of said clerk, and shall have the same force and effect as if the same had been made as prescribed in said act. [*Ratified — of —, 1859.*]

## AN ACT CONCERNING AUCTIONS AND AUCTIONEERS.

Chap. 55.

SECTION 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 appointment of all auctioneers in this State shall hereafter be made by the commissioners of incorporated towns, except in those counties in the State in which there is no incorporated town; then, and in that case, the court of pleas and quarter sessions of such county, may appoint one auctioneer for said county; and in all cases the auctioneer or auctioneers appointed as herein provided for, shall give bond and hold and enjoy his office and the profits thereof, in the same manner and subject to the same pains and penalties already provided by law, chapter 10, Revised Code.

Who to  
appoint.

SEC. 2. *Be it further enacted,* That it shall be unlawful for any sheriff or other officer to collect, and for any auctioneer to pay a tax upon the amount of his sales made of any property now exempt from taxation by section 6, chapter 10, of Revised Code, or to pay any tax upon direct importations from foreign countries.

SEC. 3. *Be it further enacted,* That when land is sold, the last and highest bidder shall comply with the terms of sale forthwith, under penalty of ten dollars, to be sued for and recovered before a justice of the peace, one-half to the auctioneer and the other half to the owner or owners of land so sold.

Sales of land.

SEC. 4. *Be it further enacted,* That none of the provisions of this act shall extend to, nor apply to, the county of Rutherford. [*Ratified the — of —, 1859.*]

## AN ACT TO FURTHER REGULATE THE INSPECTION OF FLOUR IN THIS STATE.

Chap. 56.

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 hereafter become the duty of all inspectors of flour in this State to keep a blank book, and register therein the number of barrels inspected by

Inspectors to  
keep a book,  
&c.

him or his deputy each day, the name or names of the person or persons for whom the inspection was made, with the different grades or qualities of each lot inspected by him, and that the said book or books shall be kept open by him for review or inspection of the public.

SEC. 2. *Be it further enacted*, That this act shall be in force from and after its ratification. [*Ratified the 16th day of February, 1859.*]

*Chap. 57.*

AN ACT TO PREVENT THE ADULTERATION AND THE SALE OF ADULTERATED ALCOHOLIC LIQUORS.

Penalty for  
selling  
adulterated  
liquors.

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 shall adulterate any spirituous or alcoholic liquors by mixing the same with any substance of whatever kind, except as hereinafter provided, or if any person shall sell or offer to sell any spirituous or alcoholic liquors, knowing the same to be thus adulterated, or shall import into this State any spirituous or intoxicating liquors, and sell or offer to sell such liquor knowing the same to be adulterated, he, she or they shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined and imprisoned, one or both, at the discretion of the court before which the trial shall be had.

Penalty for  
selling recipes  
for adultera-  
tion.

SEC. 2. *Be it further enacted*, That any person who shall sell or offer to sell any recipe or formula whatever for adulterating any spirituous or alcoholic liquors, by mixing the same with any substance of whatever kind except as is hereinafter provided, he, she or they shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined and imprisoned as is provided in the first section of this act.

SEC. 3. *Be it further enacted*, That the provisions of this act shall not be so construed as to prevent druggists, physicians, and persons engaged in the mechanical arts, from adulterating liquors for medical and mechanical purposes.

SEC. 4. *Be it further enacted*, That the provisions of this act shall also be applicable to vinous and malt liquors. [*Ratified on the 16th day of February, 1859.*]

AN ACT TO SECURE BRIDGES FROM DAMAGE FROM VESSELS AND OTHER CRAFTS, AND FOR PROTECTING THE BUOYS, STAKES AND BEACONS IN THE NAVIGATION OF THIS STATE. *Chap. 58.*

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 no person shall fasten any vessel or other craft to any bridge, or so near thereto that such vessel or other craft shall float against said bridge, on pain of forfeiting twenty dollars if a vessel, and ten dollars if a flat or smaller craft, one-half to the person warranting for the same, and the other to the trustees for the use of the county, which, in the case of a bridge that crosses a county line, may be recovered in either county. No vessel to be fastened to a bridge, &c.

SEC. 2. That any person mooring any vessel to any of the buoys, beacons or stakes, placed in the navigable waters of this State by the "United States Light House Board," or in any manner hanging on with a boat or vessel to any such buoy, stake or beacon, in said waters, shall forfeit and pay the sum of fifty dollars for every offence; and any person who shall wilfully remove, break, or otherwise damage any such buoy, beacon or stake, shall be deemed guilty of a misdemeanor, and in addition thereto shall forfeit and pay the sum of one hundred dollars. \$50 penalty.

SEC. 3. The penalties enumerated in the second section of this act shall be received by the superintendent of lights of the district in which the offence is committed, to and for the use and benefit of the commissioners of navigation in whose waters the offence is committed. [*Ratified the 16th day of February, 1859.*] Who to receive penalties.

A BILL ASSENTING TO THE PURCHASE BY THE UNITED STATES OF A CERTAIN PARCEL OF LAND ON THE CAPE FEAR RIVER AS A SITE FOR PEST HOUSE. *Chap. 59.*

SECTION 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 consent of this State is hereby given to the purchase by the United States of a Consent given.

tract of land not exceeding in quantity fifty acres, within four miles of Wilmington, for the purpose of erecting and maintaining thereon a pest house.

On what  
condition.

SEC. 2. *Be it further enacted*, That the consent so given to the United States is granted and given upon the express condition that the State of North-Carolina shall retain a concurrent jurisdiction with the United States in and over the tract of land aforesaid, so far that civil process in all cases, and such criminal process as may issue under the authority of the State of North-Carolina, against any person charged with the commission of crime without said jurisdiction, may be executed in the same way and manner as if this jurisdiction had not been ceded. The United States are to retain such jurisdiction so long as said tract of land shall be used for the purpose expressed in the first and second section of this act, and no longer. [*Ratified the 16th day of February, 1859.*]

*Chap. 60.* AN ACT TO FACILITATE THE COLLECTION OF TAXES ON REAL ESTATE.

Failure to pay  
tax on real es-  
tate, &c.

SECTION 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 person shall fail to pay the tax due on his real estate, upon the demand of the officer whose duty it is to collect the same, such officer is hereby authorized to give ten days notice in writing to such person that he will report such failure to the next term of the county court of his county, and upon return of such notice duly executed to said court, the same shall be docketed, and execution ordered to issue in the name of the State, commanding the sale of so much of the real estate as may be sufficient to pay such tax and cost; and the said sale shall be made after a notice of twenty days, and title made to the purchaser under the same rules and regulations as sales are now authorized to be made under execution: *Provided*, That the said estate may be redeemed within twelve months after such sale, as now authorized by law.

SEC. 2. *Be it further enacted*, That this act shall be in force from and after its ratification. [*Ratified the 16th day of February, 1859.*]

AN ACT TO AMEND THE 53RD SECTION, 99TH CHAPTER OF THE REVISED CODE, SO AS TO PROVIDE FOR A COMPENSATION TO JUSTICES OF THE PEACE APPOINTED TO TAKE THE LIST OF TAXABLE PROPERTY. *Chap. 61.*

*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 53rd section of the 99th chapter of the Revised Code be amended by adding the following clause thereto: And the said justices shall receive for said services such compensation as the county court, a majority of the justices being present, may, in their discretion, allow. [*Ratified the 4th day of January, 1859.*]

AN ACT TO CEDE TO THE UNITED STATES JURISDICTION OVER A TRACT OF LAND IN THE CITY OF RALEIGH TO BE USED FOR THE PURPOSE OF A COURT HOUSE AND POST OFFICE. *Chap. 62.*

WHEREAS, The congress of the United States has made an appropriation for building a court house and post office at Raleigh, North-Carolina; [Therefore,]

SECTION 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 consent of the State is hereby given to the purchase, by the United States, of a lot or tract of land, not to exceed in quantity two acres, within the corporate limits of the city of Raleigh, for the purpose of erecting and maintaining thereon a suitable building for a court house and post office.

SEC. 2. *Be it further enacted*, That the consent so given is granted and given upon the express condition that the State of North-Carolina shall retain a concurrent jurisdiction with the United States in and over the tract of land aforesaid, so far that civil process in all cases, and such

criminal process as may issue under the authority of the State of North-Carolina, against any person charged with the commission of crime without said jurisdiction, may be executed in the same way and manner, as if this jurisdiction had not been ceded. [*Ratified the 4th day of January, 1859.*]

# RESOLUTIONS

OF A PUBLIC NATURE, PASSED BY THE

## GENERAL ASSEMBLY

OF

## NORTH-CAROLINA.

1858-'59.

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RESOLUTIONS TO PROVIDE FOR A COMMISSION TO EXAMINE INTO  
THE MANAGEMENT AND PROSPECT OF THE ATLANTIC & N. C. R.  
R. COMPANY.

SECTION 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 commission be raised consisting of four commissioners to be appointed by Henry T. Clark and Thos. Settle, Jr., to examine into the management, affairs, receipts, disbursements, indebtedness, present condition and future prospects of the Atlantic and North-Carolina Railroad Company. Any vacancy that may occur in the commission, shall be filled by the power that made the original appointment.

Four commis-  
sioners to be  
appointed.

SEC. 2. The commissioners so appointed, shall have power and authority to organize and elect one of their number chairman, to issue writs of subpœna in the name of the State of North-Carolina, signed by the chairman, to any county in the State, for persons to appear and testify and to produce records, books, documents and other papers before them, at such time and place as shall be designated in such subpœna; and said commission shall be fully authorized to qualify such witnesses by oath, according to law.

Powers of  
commissioners

SEC. 3. It shall be the duty of any sheriff in this State, to whom process is issued, forthwith to execute the same; and on failure thereof, such sheriff shall forfeit the sum of five

Duty of sheriff.

hundred dollars, to be recovered in an action of debt in the name and for the use of the State, which suit shall be brought by the attorney general in the superior court of law for Wake county.

Witnesses.

SEC. 4. Any witness who shall be duly summoned five days before the return day of the subpoena, to testify and to produce records, books, documents or other papers designated, and who shall fail to appear and testify or to produce such records, books, documents or other papers, at such time and place as shall be designated, shall forfeit and pay the sum of one hundred dollars, to be recovered by *scire facias*, in the superior court of law for Wake county, unless such witness can show good cause to the contrary.

Penalty on failure of witnesses to appear.

SEC. 5. Any witness being duly summoned, who shall fail to appear before said commission, or who shall refuse to be examined and testify, or to produce records, books, documents and other papers which are in his possession or under his control, shall be deemed guilty of a contempt, and shall be fined not exceeding fifty dollars, or imprisoned not exceeding ten days, at the discretion of the commissioners, which sentence the sheriff or any other lawful officer of the county where the commission is in session, shall carry into execution.

Sheriffs, &c., to be allowed compensation.

SEC. 6. Sheriffs and other officers, and witnesses, who shall be summoned to appear before this commission, shall be allowed the same compensation now allowed by law for suit, service and attendance, to be paid out of any money in the treasury not otherwise appropriated, on the certificate of the chairman.

Report of the commission.

SEC. 7. This commission shall make their report as soon as practicable, to the governor of the State, with the evidence on which such report was made, and the governor shall cause such report to be published in two newspapers printed in the city of Raleigh, and shall cause a copy of the same to be laid before the board of internal improvements, and another before the General Assembly of the State, at its next session.

Pay of commissioners.

SEC. 8. Each member of this commission shall be allowed his necessary expenses, and three dollars per day for his services whilst in the discharge of duties hereby imposed,

to be paid out of any funds in the treasury not otherwise appropriated, on the certificate of the chairman. [*Ratified the 17th day of February, 1859.*]

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RESOLUTION REQUIRING THE SECRETARY OF STATE TO HAVE PRINTED AND DISTRIBUTED, COPIES OF AN ACT ENTITLED "REVENUE."

*Resolved*, That as soon as possible after the ratification of the act entitled "Revenue," the Secretary of State be, and he is hereby required to have printed at public expense, in pamphlet form, a sufficient number of copies of said act, to furnish each sheriff, each county court clerk, and each taker of the lists of taxables throughout the State with one copy.

Secretary to  
have Revenue  
law printed.

SEC. 2. The Secretary of State is further required to send by mail or otherwise, to the county court clerk of each county, as soon as possible, a sufficient number of such copies to supply himself, the sheriff and each taker of the tax lists of his county with one copy. [*Ratified the 16th of February, 1859.*]

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RESOLUTION IN FAVOR OF COMMON SCHOOLS OF RANDOLPH COUNTY.

*Resolved*, That the public treasurer pay one hundred and fifty dollars to the chairman of the board of superintendents of common schools for the county of Randolph, out of any moneys in his hands, belonging to the asylum for the deaf and dumb and blind, being an amount retained by mistake from the share of the literary fund, to which said county was entitled in the fall of 1858. [*Ratified the — day of —, 1859.*]

Treasurer to  
pay \$150.

A RESOLUTION IN FAVOR OF THE REPORTER OF THE DECISIONS OF THE SUPREME COURT.

*Resolved*, That the reporter of the decisions of the supreme court be authorized to occupy and use, in the business of his office, the room in the eastern projection of the

Giving room to  
the reporter of  
supreme court.

capitol on second floor, heretofore known as the adjutant general's room, subject, however, at all times, to the use of the committees of the General Assembly, during its sessions. [*Ratified the 16th day of February, 1859.*]

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RESOLUTION CONCERNING THE REVISED CODE.

*Resolved*, That the governor furnish twenty copies of the Revised Code of North-Carolina for the use of the committees and members of the Senate, and fifty copies for the use of the committees and members of the House of Commons. [*Ratified the 11th day of December, 1858.*]

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RESOLUTION APPROVING THE NAVAL COMMISSION OF THE UNITED STATES APPOINTED TO EXAMINE THE COALFIELDS, AND FOR OTHER PURPOSES.

*Resolved unanimously*, That the General Assembly of the State of North-Carolina, hereby approve the naval commission, by which the coalfields on Deep river were recently examined by commissioner Wilkes and others, in reference to a suitable location for government machine shops, for the manufacture of machinery for the United States navy.

*Resolved further*, That should the report of said commissioners be favorable to said location, that our Senators in Congress are hereby instructed, and our Representatives, requested to use all proper means for the speedy establishment of the same, and to press upon the attention of the government the practicability and advantages of establishing a national foundry at the coalfields on Deep river. [*Ratified the 11th day of December, 1858.*]

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RESOLUTION CONCERNING THE DISTRIBUTION OF EMMONS' REPORT.

Distribution of  
Emmons'  
report.

*Resolved*, That the Report of the Geology of North-Carolina, by Dr. Emmons, in 1856, be distributed as fol-

lows: to the merchants' exchange, of the cities of Boston, New York, Philadelphia, Baltimore, London, Liverpool, Edinburgh and Paris, five copies each; one hundred and thirty-seven copies be distributed by the governor among the colleges and other literary institutions of this and the other States and Territories of the United States that have not received copies of the same; fifty copies to be left with the State library and the various departments of the State, to be distributed among them as the State librarian may deem best; two copies to be given to each member of the General Assembly; one copy to each of the clerks of the two Houses, and fifty copies to Dr. Emmons.

*Resolved, further,* That the Report of 1858 be distributed as follows, viz: four hundred copies to be left with the governor, to be by him distributed among the literary institutions of the State, State library, &c.; nine copies to each member of the legislature; five copies to each of the clerks of the two Houses, and fifty copies to Dr. Emmons. [*Ratified the 15th day of December, 1858.*]

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RESOLUTION AUTHORISING CERTAIN REPAIRS TO THE HOUSE OF COMMONS.

*Resolved,* (the Senate concurring,) That the Governor be requested to have the ceiling and fresco, of the hall of the House of Commons, examined and repaired if necessary, and that he draw on the treasurer for any sum of money necessary for the purpose. [*Ratified the 4th day of January, 1859.*]

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RESOLUTION IN FAVOR OF CERTAIN ENTRIES OF CHEROKEE LANDS.

*Resolved,* That whenever any person who has entered Cherokee lands, and given bonds according to the provisions of the act of 1852, shall complain to the agent for the collection of Cherokee bonds, that land which he had entered had been previously entered, or otherwise disposed of by the State, it shall be the duty of said agent to enquire into

the facts, and if he shall be satisfied that the person complaining had entered the land in good faith, and without knowing that it had been previously entered or disposed of, the said agent shall surrender to such person the bond so given by said person, if the same are in possession of or under the control of said agent. [*Ratified the 16th day of February, 1859.*]

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RESOLUTION AUTHORIZING THE GOVERNOR TO FURNISH ARMS TO MILITARY SCHOOLS, UPON THE SAME TERMS AS ARMS ARE NOW FURNISHED TO MILITARY COMPANIES.

*Resolved*, That the Governor be authorized to furnish to military schools, within the borders of the State, any arms which may now be in possession, and under the control of the State, under the same rules and terms as are now prescribed for military companies. [*Ratified the 8th day of January, 1859.*]

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RESOLUTION APPROPRIATING THE NORTH-WEST ROOM IN THE GALLERY OF THE SENATE CHAMBER TO THE USE OF THE GOVERNOR.

*Resolved*, That the north-west room in the gallery of the Senate chamber be appropriated to the use of the governor, for the purpose of depositing therein such books as he may deem proper, and that he be authorized to have constructed therein such cases and shelves as may be necessary therefor.

*Resolved further*, That the documents, letters and papers which are now deposited in said room, be under the charge of the governor, and that he be authorized to have constructed in the executive office such cases as may be necessary to secure the same.

*Resolved further*, That the public treasurer pay the necessary expenses of carrying out the provisions of these resolutions, upon the warrant of the governor. [*Ratified the — day of —, 1859.*]

## RESOLUTIONS CONCERNING THE EXECUTIVE MANSION.

1. *Resolved*, That the governor be authorized to have sold at auction, all the furniture in the executive mansion which may be deemed by him unfit for the use of the same.

2. *Resolved*, That the governor be authorized to have the executive mansion lighted with gas, and repainted and whitewashed wherever needed, and that he draw on the public treasurer for an amount sufficient to cover the same.

3. *Resolved*, That two thousand dollars, and any unexpended balance of the appropriation made at the last General Assembly for the executive mansion on hand, together with the proceeds arising from the sale of rejected furniture, be appropriated for refurnishing the executive mansion, and the governor be authorized to draw on the public treasurer for the same. [*Ratified the 21st day of January, 1859.*]

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## RESOLUTIONS IN RELATION TO THE LIBRARY.

*Resolved*, That the librarian have fitted up the north-east room in the Senate gallery, for the reception of such books and documents as may be deemed best to be deposited therein, belonging to the State library, and that he be authorized to have constructed in the library rooms, such alcoves as he may think necessary for the proper arrangement and preservation of the books.

*Resolved further*, That the cost of the work herein authorized, shall be paid by the public treasurer upon warrant of the Governor. [*Ratified the — day of January, 1859.*]

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## RESOLUTION CONCERNING THE PORTICOS OF THE CAPITOL.

*Resolved*, That the Governor be authorized and requested to have the porticos on the second floor of the capitol enclosed with suitable railing, and that he draw upon the treasurer to defray the expenses of the same. [*Ratified the 16th day of February, 1859.*]

RESOLUTIONS OF INSTRUCTION TO THE TREASURER CONCERNING  
APPROPRIATIONS AND THE REVENUE.

Treasurer to  
submit  
estimates.

*Resolved*, That it shall be the duty of the public treasurer to submit to the next session of the General Assembly estimates of the appropriations which are necessary to meet the demand upon the public treasury, for the two fiscal years thence next ensuing, stating in detail the several items, the amount required, and under what law or resolution.

*Resolved, further*, That the governor, public treasurer and attorney general be required, and the two latter directed to prepare and submit to the next General Assembly an act providing that no money shall be drawn out of the public treasury except by specific appropriation by law, specifying the amount appropriated, for what object, and what law or resolution of the General Assembly requires said appropriation.

*Resolved, further*, That the public treasurer shall hereafter cause his report to be printed, one copy for each member of the General Assembly, and delivered to the members of the Senate and House of Commons within the first week of the session. [*Ratified the 16th day of February, 1859.*]

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RESOLUTION CONCERNING THE PUBLICATION OF THE DOCUMENTARY  
HISTORY OF NORTH-CAROLINA.

*Resolved*, That the governor be authorized to enter into an arrangement with Dr. Francis L. Hawks [and] Hon. David L. Swain, to edit and publish, within the next two years, two volumes of the "Documentary History of North-Carolina or of the Statutes at large," of this State, upon the plan and conditions set forth in their memorial to this General Assembly; *Provided*, That edition shall not consist of more than one thousand copies of each volume. [*Ratified the 16th day of February, 1859.*]

## RESOLUTION CONCERNING JOURNALS.

*Resolved*, That the principal clerks of the two houses, be authorized and required to have the journals of the Senate and House of Commons bound in separate volumes. [Ratified the 16th day of February, 1859.]

Journals to be bound separately.

RESOLUTION AUTHORIZING THE GOVERNOR OF THE STATE TO RECEIVE A FLAG TENDERED TO THE STATE OF NORTH-CAROLINA BY LIEUTENANT GUTHRIE, OF THE UNITED STATES NAVY.

WHEREAS, John Julius Guthrie, a lieutenant in the United States navy, and a native of the State of North-Carolina, now on official duty at the national observatory, Washington City, D. C., did, on the 20th day of November, 1856, capture and carry off as a *trophy of war*, a *Chinese flag*, from the first of four barrier forts, captured in a combined engagement by the San Jacinto, Portsmouth and Levant on the part of the American naval force, and other vessels under the command of Rear Admiral Seymore on the part of the English, in the Canton river. And,

WHEREAS, The chastisement inflicted on that occasion, was in defence of American and English citizens residing in that locality, and had the happy effect of securing to them immunity from violence and insult to their persons and property. And,

WHEREAS, Said lieutenant Guthrie has been induced by his friends in the city of Raleigh and elsewhere, to express a willingness to tender this flag to his native State, with a desire that she would accept it as an humble evidence of filial sentiments and affectionate recollection. Therefore,

*Be it resolved*, That the governor of this State be authorized to accept the flag thus tendered by lieutenant Guthrie, at such time and place, and in such way and manner, as may appear suitable and proper.

*Resolved further*, That he be requested, in behalf of this General Assembly, to express to lieutenant Guthrie its

high appreciation of his gallantry on that occasion, and this evidence of his veneration for the State of his birth.

*Resolved thirdly*, That the governor be further requested to make such disposition of the flag, when received, as he may think this trophy of her son deserves. [*Ratified the — day of February, 1859.*]

RESOLUTIONS CONCERNING THE DISTRIBUTION OF THE REVISED CODE.

Secretary to  
write to clerks.

SECTION 1. *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 of the State, requesting said clerks to inform him, under their seal of office, of the names of the acting justices of the peace in their respective counties, who have qualified since the last session of the General Assembly, also the names of those who were appointed at the session of '54-'55, and qualified, who have not received a copy of the Revised Code; also to those who may be appointed at the present session, and qualify before the rendition of the list hereby required to be made.

Secretary to  
lay informa-  
tion before  
Governor.

SEC. 2. *Resolved further*, That the secretary of State be required to lay the said information, when obtained, before the Governor of the State, whose duty it shall be to forward one copy of the Revised Code, to each and every of the said justices, who may be in office at the time when he shall cause such distribution to be made.

SEC. 3. *Resolved further*, That it shall be the duty of the Governor, after having completed the distribution of the Revised Code as aforesaid, to have all the remaining copies unboxed, examined and deposited in such manner, and at such place as will best secure their safe keeping and preservation; *Provided, nevertheless*, That it shall still be the duty of the Governor to cause sale to be made of the said code, not hereby ordered to be distributed, as has been heretofore provided by law. [*Ratified the 15th day of February, 1859.*]

STATE OF NORTH-CAROLINA.

OFFICE OF SECRETARY OF STATE,

April, 1859. }

I, RUFUS H. PAGE, 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.

RUFUS H. PAGE, *Secretary of State.*



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**STATEMENTS**

OF THE

Comptroller of Public Accounts,

FOR THE

TWO FISCAL YEARS ENDING SEPTEMBER 30TH,

1857 and 1858.

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COMPTROLLER'S DEPARTMENT, }  
RALEIGH, *December 30, 1857.* }

*To His Excellency,* THOMAS BRAGG,  
*Governor of North-Carolina:*

SIR: I have the honor to submit herewith my annual report from this Department of the Receipts and Disbursements at the Public Treasury of the State of North-Carolina, during the fiscal year ending on the 30th day of September last.

Very respectfully, your obedient servant,

C. H. BROGDEN,  
*Comptroller.*

# COMPTROLLER'S STATEMENT.

## 1857.

### GENERAL STATEMENT.

General statement.

Amount in hands of State Treasurer, November 1st, 1856,	\$256,456	28		
Receipts of the Literary Fund during the fiscal year ending September 30th, 1857,	278,767	87		
Ditto, Public Fund,	2,178,653	30	\$ 2,713,877	45
Disbursements of Literary Fund during same period,	300,528	53		
Ditto, Public Fund,	2,094,207	35	2,394,735	88
Leaving in hands of State Treasurer, October 1st, 1857,			\$ 319,141	57

LITERARY FUND.				
Balance due this fund, November 1st, 1856,	\$ 140,412	86		
Receipts during fiscal year ending September 30, 1857,	278,767	87	\$ 419,180	73
Disbursements for same period,			300,528	53
Balance due this fund, October 1, 1857,			\$ 118,652	20

Literary fund.

PUBLIC FUND.				
Balance due this fund, November 1st, 1856,	\$ 116,043	42		
Receipts during fiscal year, ending September 30, 1857,	2,178,653	30	\$ 2,294,696	72
Disbursements for same period,			2,094,207	35
Balance due this fund, October 1st, 1857,			\$ 200,489	37

Public fund.

Literary fund—  
receipts.LITERARY FUND.—(*Receipts*)

## STATEMENT A.

*Exhibiting the several sources from which the receipts of the  
Literary Fund have been derived :*

Bank dividends,	\$ 124,568 95
Wilmington and Weldon Railroad do.,	28,000
Interest on Raleigh & Gaston Railroad Bonds,	16,800
Interest on Coupon Bonds,	11,490
Retailers,	8,609
Entries of Vacant Lands,	7,650 41
Interest on Wilmington & Weldon Rail- road Bonds,	6,270
Interest on College Bonds,	3,363 04
Swamp Land Bonds,	2,969 60
Interest on State Bonds,	1,958 70
Ditto, Fayetteville & Western Plank- road Bonds,	540
Ditto, Individual Bonds,	415 70
Auction Tax,	232 63
Deaf and Dumb Asylum Tax, (paid by Bladen county,)	150
Interest on Swamp Land Bonds,	122 50
Premium on Coupon Bonds,	57 45
Laurel Hill Fair, (Richmond county,)	6 89
Loans by Literary Board, (renewal State Bonds 1847 and 1848,)	65,563
	<hr/>
	\$ 278,767 87

Detailed as follows :

1856.		
Nov.	Received of sundry persons, for entries of Vacant Lands,	\$ 1,376 68
	Ditto, ditto,	60
	Interest on Raleigh & Gaston Railroad Bonds, held by Literary Board,	8,400
	Bank of Cape Fear, dividend on Stock in said Bank,	23,409 20
	Auction Tax, D. T. Carraway, Craven county,	7 93

			Literary fund— receipts.
1856. Dec.	Sundry persons, for entries of Vacant Lands,	\$ 3,363	38
	Eli McKee, late Sheriff of Macon county, Retailer Tax for 1855,	19	
	Wilmington & Weldon Railroad Company, in part of dividend on Stock held by Literary Board in the same,	6,000	
1857. Jan.	Sundry persons, for entries of Vacant Lands,	279	53
	James Melvin, former Sheriff of Bladen county, Retailer Tax for 1855,	20	
	Interest on State Bonds held by Literary Board,	1,325	44
	Ditto, ditto,	105	
	Interest on Fayetteville and Western Plankroad Bonds held by Literary Board,	270	
	Wilmington and Weldon Railroad Company, in part of dividend on Stock held by Literary Board in the same,	6,000	
	Interest on sundry College Bonds held by Literary Board, as follows:		
	Normal College,	300	
	Floral “	60	
	Greensboro’ “	210	
	Normal “	304	
	Bond of Allen Grist and others,	121	36
	Mount Pleasant Academy,	60	
	Clinton Female College,	90	
	Wake Forest “	500	
	Normal “	307	30
	Floral “	60	
	Clinton Female “	90	
	Interest on Wilmington & Weldon Railroad Bonds,	4,702	50
	W. D. Cooke, interest on Bond held by Literary Board,	295	70
	Interest on Coupon Bonds held by Literary Board, and running 30 years,	5,400	
	Ditto, ditto,	3,240	
	Premium on Coupon Bonds,	43	20
	Interest on Raleigh & Gaston Railroad Bonds, held by Literary Board,	4,200	
	Swamp Land Bonds held by Literary Board,	969	60
	Bank of the State of North-Carolina, dividend on Stock in said Bank,	25,135	

1857.			
Literary fund— receipts.	Feb.	Sundry persons, for entries of Vacant Lands,	\$ 58 82
	Mar.	Sundry persons, for entries of Vacant Lands,	490 75
	April.	Sundry persons, for entries of Vacant Lands,	186 91
		Swamp Land Bonds held by Literary Board,	2,000
		Interest on Swamp Land Bonds,	122 50
		“ on Normal College Bonds,	310 38
		“ on Chowan “ “	270
		D. F. Ramsour, interest on Bond held by Literary Board,	60
	May.	Sundry persons, for entries of Vacant Lands,	474 58
		Bank of Cape Fear, dividend on Stock in said Bank,	24,498
	June.	Sundry persons, for entries of Vacant Lands,	306 88
		Auction Tax, D. K. McIntosh, Moore county,	18 51
		Wilmington and Weldon Railroad Company, dividend on Stock held by Literary Board in the same,	16,000
	July.	Sundry persons, for entries of Vacant Lands,	72 82
		Interest on State Bonds held by Literary Board,	423 26
		Ditto, ditto,	105
		Interest on Fayetteville and Western Plankroad Bonds,	270
		Interest on Coupon Bonds held by Literary Board,	2,850
		Premium on Coupon Bonds held by Literary Board,	14 25
		Interest on Raleigh and Gaston Railroad Bonds,	4,200
		Ditto on Wilmington and Weldon Railroad Bonds,	1,567 50
		Ditto, on Wake Forest College Bonds,	300
		Ditto, on Clinton Female College Bonds,	90
		Bank of the State of North-Carolina, dividend on Stock in said Bank,	51,526 75
		State Bond issued by Public Treasurer to Literary Board July 1st, 1857, in lieu of two State Bonds issued to Literary Board in 1847 and 1848, and	

1857.			
July.	cancelled by Resolution of General Assembly, ratified 2nd Feb'y, 1857.	\$ 65,563	Literary fund-- receipts.
Aug.	Sundry persons, for entries of Vacant Lands,	545 85	
	Sundry Sheriffs, Tax on Retailers, Peter F. White, Sheriff Chowan county, Auction Tax,	1,156 50	
		5 14	
Sept.	Sundry persons, for entries of Vacant Lands,	494 21	
	Sundry Sheriffs, Tax on Retailers, J. S. Willis, Sheriff of Bladen county, Tax for charitable pupil from said county at the North-Carolina Institution for the Deaf, Dumb and the Blind,	7,413 50	
		150	
	Wm. Buchanan, Sheriff of Richmond county, Laurel Hill Fair Tax,	6 89	
	Sundry Sheriffs, Auction Tax,	201 05	
	Interest on Normal College Bonds,	290	
		-----	
		\$278,767 87	

## LITERARY FUND.—(Disbursements.)

Literary fund--  
disbursements.

## STATEMENT B.

*Exhibiting the several objects for which the Disbursements of the Literary Fund have been made:*

Common Schools,	\$ 180,751 38
North-Carolina Institution for the Deaf, Dumb and the Blind,	12,200
Coupon Bonds,	32,004 92
Pungo Road,	6,000
Loans by Literary Board, renewal Bonds 1847 and 1848,) )	65,563
Expenses,	4,009 23
	-----
Detailed as follows:	\$ 300,528 53

1856.				
Literary fund— disbursements.	Nov.	Paid sundry Counties State's quota for support of Common Schools, as fol- lows:		
		Alamance county, J. Trollinger, Ch'm'n,	\$ 994 92	
		Beaufort " Joseph Potts, "	1,330 92	
		Bertie " Jos. B. Cherry, "	1,196 76	
		Bladen " Neill Graham, "	887 88	
		Brunswick " John Brown, "	714 12	
		Cabarrus " A. J. Yorke, "	815 88	
		Camden " Jno. M. Forbes, "	545 88	
		Chatham " Jas. S. Lasater, "	1,926 60	
		Forsyth " C. L. Banner, "	1,200 74	
		Franklin " W. T. Johnson, "	1,141 20	
		Iredell " M. Campbell, "	1,567 44	
		Johnston " J. H. Daniel, "	1,423 32	
		Orange " W. H. Brown, "	1,794 84	
		Rowan " D. A. Davis, "	1,479 48	
		Caldwell " W. A. Ballew, "	700 32	
		Perquimans " E. N. Riddick, "		
			(Spring 1856.)	723 62
		Wake " W. W. Whitaker, "	2,384 76	
		Warren " Samuel Bobbitt, "	1,168 92	
	S. H. Young, Treasurer of the North- Carolina Institution for the Deaf, Dumb and Blind,	1,000		
	Wm. Hill, Secretary of State, for copies of grants ordered by Matthew Shaw,	71		
Dec.		Paid sundry Counties State's quota for support of Common Schools, as fol- lows:		
		Anson county, H. B. Hammond, Ch'n.,	1,215 72	
		Ashe " John Rivers, "	1,099 68	
		Buncombe " M. Patton, "	1,480 56	
		Burke " James Avery, "	830 28	
		Carteret " J. P. C. Davis, "	669 96	
		Caswell " Alvis Lea, "	1,459 32	
		Cleveland " J. R. Logan, "	1,163 64	
		Cherokee " S. G. R. Mount, "	804 36	
		Duplin " Halstead Bourden, "	1,333 32	
		Craven " John T. Lane, "	1,479 48	
		Cumberland " Ed. L. Winslow, "	1,976 76	
		Davie " L. Bingham, "	839 76	
		Edgecombe " David Barlow, "	1,502 40	
		Davie " L. Bingham, "	829 76	
Gates " S. W. Worrell, "	825 36			
Granville " L. A. Paschall, "	2,076 36			
Guilford " E. W. Ogburn, "	2,067 60			

1856.				
Dec.	Greene county, Edward Patrick, Chm'n,	\$	638	52 Literary fund— disbursements.
	Halifax “ James L. Ousby, “		1,485	84
	Haywood “ Joseph Cathey, “		828	84
	Henderson “ John Davis, “		825	96
	Hyde “ Edward L. Maun, “		715	20
	Jones “ W. H. Bryan, “		472	20
	Lenoir “ James W. Cox, “		666	84
	McDowell “ Joseph Conly, “		688	92
	Macon “ J. R. Siler, “		740	28
	Martin “ A. H. Coffield, “		835	32
	Mecklenb'g “ John P. Ross, “		1,406	88
	Moore “ W. D. Dowd, “		876	26
	Nash “ J. J. Q. Taylor, “		1,084	08
	Onslow “ D. W. Sanders, “		844	80
	Pasquotank “ W. W. Kennedy, “		849	96
	Person “ G. D. Satterfield, “		1,059	
	Pitt “ Alfred Moye, “		1,289	40
	Randolph “ Jonathan Worth, “		1,746	12
	Richmond “ B. B. McKenzie, “		952	32
	Rockingh'm “ W. P. Watt, “		1,483	56
	Robeson “ John Moore, “		1,329	60
	Union “ M. W. Cuthbertson, “		1,110	96
	Surry “ Daniel S. Jones, “		2,042	16
	Washington “ Jos. Ramsey, act., “		573	60
	Wayne “ W. K. Lane, “		1,377	36
	Sampson “ A. Monk, “		1,477	32
	Samuel H. Young, Treasurer North- Carolina Institution for the Deaf, Dumb and the Blind,		2,000	
	Sundry persons for advertising Fall Dis- tribution Common School Fund, viz:			
	Holden & Wilson, N. C. Standard,		24	
	Cannon & Spencer, Salisbury Banner,		24	
	Collins & Boner, Western Sentinel,		24	
	T. W. Atkin, Asheville News,		24	
	T. Loring, Wilmington Commercial,		24	
	M. S. Sherwood, printing for Literary Board,		11	
	Pulaski Cowper, Secretary to Literary Board, for defraying expenses of said Board, at their several meetings, from 22d Nov., 1855, to 19th December, 1856,		63	
1857.				
Jan.	Paid sundry Counties State's quota for support of Common Schools, as follows:			
	Alexander county, R. L. Steele, Chm'n,		600	36

1857.			
Literary fund— disbursements.	Jan.	Caldwell county, W. A. Ballew, Ch'n.,	\$ 700 32
		Chowan " Jas. W. Wynn, "	630 24
		Columbus " Haynes Lennon, "	636 96
		Cnrrituck " B. F. Simmons, "	750 84
		Davidson " Alfred Hargrave, "	1,694 76
		Duplin " Halsted Bourden, "	1,333 32
		Gaston " Ezra B. Wilson, "	867 36
		" " " " " "	717 36
		Duplin " Halsted Bourden, "	1,333 32
		Hertford " W. B. Wise, "	798 72
		Montgomery " C. W. Wooley, "	739 56
		Stanley " R. G. Snuggs, "	761 76
		Wilkes " Peter Eller, "	1,397 04
		Samuel H. Young, Treasurer North-Carolina Institution for the Deaf, Dumb and the Blind,	2,000
		Charles Latham and others, on their contract to construct the Pungo Road,	6,000
		6 Coupon Bonds of \$1,000 each (with accrued interest,) purchased by Literary Board,	6,017
		24 Coupon Bonds of \$1,000 each, (with accrued interest,) purchased by Literary Board,	24,067 92
		C. H. Wiley, General Superintendent, his 4th quarter's salary for 1856,	375
		Wm. Robinson, for advertising in Goldsboro' Tribune, Fall Distribution Common School Fund for 1856,	24
Feb.		Paid sundry Counties State's quota for support of Common Schools, as follows:	
		Catawba county, G. P. Shuford, Chm'n,	988 08
		Lincoln " C. L. Hunter, "	830 88
		N. Hanover " S. D. Wallace, "	1,483 32
		Northam'tn " Herod Faison, "	1,287 72
		" " " " " "	1,287 72
		Tyrrell " John McCleese, "	400 68
		Watauga " Reuben Mast, "	401 76
		" " " " " "	401 76
		Yancey " M. P. Penland, "	968 16
		Fulton & Price, for advertising in Wilmington Journal Spring and Fall Distributions Common School Fund for 1856,	36
		Matthew Shaw, per order of Literary Board,	316

1857.			Literary fund— disbursements.
Feb.	Holden & Wilson, for printing blanks for Common School purposes,	\$ 565 55	
	W. F. Wightman & Co., for advertising in Fayetteville Carolinian, Fall Distribu- tion, 1856, Common School Fund,	24	
	Samuel H. Young, Treasurer North-Car- olina Institution for the Deaf, Dumb and Blind,	1,000	
Mar.	E. N. Riddick, Chairm'n Common Schools in Perquimans county, Fall Distribu- tion, 1856,	723 60	
	W. A. Mitchell, Chm'n Common Schools in Stokes county, Fall Distribution, 1856,	1,018 80	
	Samuel H. Young, Treasurer North-Car- olina Institution for the Deaf, Dumb and the Blind,	1,000	
	W. J. Yates, for advertising in Western Democrat, Spring and Fall Distribu- tions, 1856, Common School Fund,	30	
April.	C. H. Wiley, his first quarter's salary for 1857,	375	
	W. White, P. M. at Raleigh, his postage account against Literary Board for quarter ending 31st March, 1857,	115 62	
May.	Samuel H. Young, Treasurer North-Car- olina Institution for the Deaf, Dumb and the Blind,	1,000	
	Paid sundry Counties State's quota for support of Common Schools, as follows:		
	Alamance county, J. Trollinger, Chm'n,	1,219 92	
	Bladen " Neill Graham, "	962 88	
	Cumberland " E. L. Winslow, "	2,126 76	
	Johnston " John G. Gully, "	1,423 32	
	Orange " W. H. Brown, "	1,794 84	
	Person " G. D. Satterfield, "	1,059	
	Rowan " D. A. Davis, "	1,479 48	
	Wake " W. W. Whitaker, "	2,534 76	
	Wayne " W. K. Lane, "	1,377 36	
	Two Coupon Bonds of \$1,000 each,	1,920	
	Godwin & Quillin, for advertising in Democratic Pioneer Fall Distribution 1856, Common School Fund,	22 50	
	Jno. H. DeCarteret, for putting up 6000 copies of Common School Laws,	60	
	Holden & Wilson, for paper and print- ing for Literary Board,	264 22	

1857.			
Literary fund— disbursements.	May.	Fulton & Price, balance for advertising in Wilmington Journal Spring and Fall Distributions 1856, Common School Fund,	\$ 16 25
		John C. Cannon, for advertising in Republican Banner Spring Distribution 1857, Common School Fund,	12
	June.	Paid sundry counties State's quota for support of Common Schools, as follows	
		Alexander county, R. L. Steele, Chm'n,	600 36
		Anson " H. B. Hammond,"	1,290 72
		Beaufort " Joseph Potts, "	1,405 92
		Bertie " Jos. B. Cherry, "	1,196 76
		Brunswick " John Brown, "	714 12
		Buncombe " M. Patton, "	1,480 56
		Burke " James Avery, "	830 28
		Cabarrus " A. J. Yorke, "	1,040 88
		Camden " John M. Forbes, "	620 38
		Carteret " J. P. C. Davis, "	744 96
		Caswell " Alvis Lea, "	1,459 32
		Chatham " James S. Lasater,"	1,926 60
		Chowan " James D. Wynn, "	630 24
		Cleveland " J. R. Logan, "	1,163 64
		Craven " John T. Lane, "	1,479 48
		Edgecombe " David Barlow, "	1,652 40
		Forsyth " C. L. Banner, "	1,275 24
		Franklin " Wood T. Johnson, "	1,141 20
		Gaston " L. A. Mason, "	867 36
		Gates " S. W. Worrell, "	825 36
		Granville " L. A. Paschall, "	2,076 36
		Greene " Edward Patrick, "	638 52
		Guilford " E. W. Ogburn, "	2,217 60
		Hertford " W. N. H. Smith, "	798 72
		Iredell " M. Campbell, "	1,567 44
		Jones " W. H. Bryan, "	472 20
		Lenoir " James W. Cox, "	741 84
		Lincoln " C. L. Hunter, "	830 88
		McDowell " Joseph Conly, "	688 92
		Macon " J. R. Siler, "	740 28
		Martin " A. H. Coffield, "	835 32
		Mecklenb'g " John P. Ross, "	1,406 88
		Moore " W. D. Dowd, "	1,026 26
		No. tham't'n " Herod Faison, "	1,287 72
		Onslow " D. W. Sanders, "	844 80
		Pasquotank " W. W. Kennedy, "	924 96
		Pitt " Alfred Moye, "	1,289 40

1857.				
June.	Randolph county, J. Worth, Chm'n.,	\$	1,821	12
	Richmond " B. B. McKenzie, "		952	32
	Robeson " John Moore, "		1,329	60
	Stanley " R. G. Snuggs, "		761	76
	Warren " Samuel Bobbitt, "		1,243	92
	Washington " J. Ramsey, act. "		573	60
	Samuel H. Young, Treasurer North-Carolina Institution for the Deaf and Dumb and the Blind,		3,000	
	William Robinson & Co., for advertising in Goldsboro' Tribune Spring Distribution 1857, Common School Fund,		12	
	J. H. Muse, for advertising in Newbern Union Spring Distribution 1857, Common School Fund,		12	
	T. Loring, for advertising in Wilmington Commercial Spring Distribution 1857, Common School Fund,		12	
	Godwin & Quillin, for advertising in Democratic Pioneer Spring Distribution 1857, Common School Fund,		12	
July.	Paid sundry Counties State's quota for support of Common Schools, as follows:			
	Ashe county, John Rives, Chm'n.,		1,024	68
	Currituck " B. T. Simmons, "		750	84
	Hyde " Edward L. Mann, "		790	20
	Montgomery, " C. W. Wooley, "		639	56
July.	N. Hanover " S. D. Wallace, "		1,708	32
	Union " M. W. Cuthbertson, "		1,110	96
	Columbus " Haynes Lennon, "		636	96
	Surry " Jas. C. Norman, "		2,117	16
	Wilkes " A. A. Scroggs, "		1,397	04
	Yaney " M. P. Penland, "		968	16
	W. White, P. M. at Raleigh, his postage account against Literary Board for quarter ending 30th June, 1857,		109	
	C. H. Wiley, his 2d quarter's salary for 1857,		375	
	W. F. Wightman & Co., for advertising in Fayetteville Carolinian Spring Distribution 1857, Common School Fund,		12	
	G. J. Cherry, for one year's salary to 1st June, 1857, as Superintendent of Swamp Lands,		1,000	

Literary fund—  
disbursements.

Literary fund— disbursements.	1857. July.	Marx Schloss, for advertising in Warren- ton News Spring Distribution 1857, Common School Fund,	\$ 12
		Alsbaugh & Boner, for advertising in Western Sentinel Spring Distribution 1857, Common School Fund,	12
		Holden & Wilson, for advertising in N. C. Standard Spring Distribution 1857, Common School Fund,	12
		Loaned the State of North Carolina, on Bond given by Public Treasurer, un- der Resolution of the General Assem- bly, ratified 2d February, 1857,	65,563
	Aug.	Paid sundry counties State's quota for support of Common Schools, as follows:	
		Catawba county, G. P. Shuford, Chm'n.,	988 08
		Davidson " John Haines, "	1,694 76
		Duplin, " H. Bourden, "	1,333 32
		Sampson, " A. Monk, "	1,477 32
		Tyrrell, " John McCleese, "	534 24
		Samuel H. Young, Treasurer North- Carolina Institution for the Deaf and Dumb and the Blind,	200
		W. J. Yates, for advertising in Western Democrat Spring Distribution 1857, Common School Fund,	12
		John W. Syme, for advertising in Ra- leigh Register Spring Distribution 1857, Common School Fund,	12
		T. W. Atkin, for advertising in Ashe- ville News Spring Distribution 1857, Common School Fund.	12
	Sept.	Paid sundry Counties State's quota for support of Common Schools, as follows:	
		Cherokee county, S. G. R. Mount, Ch'n.,	804 36
		Halifax " Jas. L. Ousby, "	1,560 84
		Henderson " Joseph Maxwell, "	825 96
		Nash " J. J. Q. Taylor, "	1,084 08
		Rutherford " H. Harrill, "	1,486 56
		" " " "	1,486 56
		Stokes " W. A. Mitchell, "	1,018 80
		Samuel H. Young, Treasurer North- Carolina Institution for the Deaf and Dumb and the Blind,	6,000
			\$ 300,528 53

## PUBLIC FUND.—(Receipts.)

## STATEMENT C.

*Exhibiting the several sources from which the Receipts of the Public Fund have been derived:*

Coupon Bonds, including accrued interest,	\$ 1,134,947 37	Public fund— receipts.
Public Taxes,	467,477 55	
State Loans,	458,723 51	
Tax on Bank Stock,	32,938 75	
Insane Asylum—pay patients,	6,330 85	
Interest on Wilmington & Weldon Railroad Bonds,	6,000	
Interest on Bonds of Seaboard and Roanoke Railroad Company,	2,585 82	
Dividend on Stock in Fayetteville and Albemarle Plankroad Company,	1,200	
Cherokee Bonds,	903	
Tax on Attorneys' License,	831 90	
Revised Code,	505 34	
Fayetteville and Warsaw Plankroad Dividend,	268	
Public Buildings,	132	
State Capitol,	43 21	
General Assembly,	3	
Obligation to Literary Board,	65,563	
	\$ 2,178,653 30	

Detailed as follows:

1856. Nov.	Issued for Atlantic and North-Carolina Railroad, 33 Coupon Bonds of \$1,000 each, dated January 1st, 1856, and running 30 years,	\$ 33,000
	Issued for Western North-Carolina Railroad, 20 Coupon Bonds of \$1,000 each, dated October 1st, 1856, and running 30 years,	20,000
	Accrued interest,	156
	Geo. W. Mordecai, for Littleton W. Tazewell, for 20 Coupon Bonds of \$1,000 each, dated October 1st, 1856, and running 30 years, issued for Western North-Carolina Railroad,	20,000

Public fund— receipts.	1856.		
	Nov.	Accrued interest,	\$ 156 66
		Wm. Peace, for 1 Coupon Bond of \$1,000, dated October 1st, 1856, and running 30 years, issued for Western North-Carolina Railroad,	1,000
		Accrued interest,	9 67
		Issued for Western North-Carolina Railroad, 95 Coupon Bonds of \$1,000 each, dated October 1st, 1856, and running 30 years,	95,000
		Accrued interest,	712 50
		Issued for Western North-Carolina Railroad, 59 Coupon Bonds of \$1,000 each, dated October 1st, 1856, and running thirty years,	59,000
		Accrued interest,	458 83
		Board for sundry pay patients in the Insane Asylum of North-Carolina,	3,360 24
		Interest on Wilmington and Weldon road Bonds,	3,000
		Dividend on Stock in Fayetteville and Albemarle Plankroad,	1,200
		J. J. Daniel, for W. E. Lane, former Sheriff of Halifax county, balance of his Public Taxes as Sheriff for 1855,	6,436 88
		S. H. Christian, for C. J. Cochran, former Sheriff of Montgomery county,	20
	Q. Busbee, money returned, being balance remaining after paying for window curtains, &c., for the Legislative Halls,	43 21	
Dec.	Bank of Republic, New York, to meet interest on Coupon Bonds,	60,000	
	George Bower, for 4 Coupon Bonds of \$1,000 each, dated October 1st, 1856, and running 30 years, issued to Western North-Carolina Railroad Company,	4,000	
	Accrued interest,	59 34	
	Bank of Wadesboro', Tax on Individual Stock in said Bank,	750	
	Eli McKee, late Sheriff of Macon county, balance of his Public Taxes due from said Sheriff for 1855,	88 73	
	T. A. Brevard, former Sheriff of Buncombe county, balance of his Public Taxes, as Sheriff, for 1855,	59 62	

1856. Dec.	Dividend on Stock in Fayetteville and Warsaw Plankroad Company,	\$ 268	Public fund— receipts.
	J. M. Lovejoy, for rent of houses and lot owned by the State in the City of Raleigh, for 1855,	132	
	Board of sundry pay patients in the Insane Asylum of North-Carolina,	218 50	
1857. Jan.	Wm. Peace for 1 Coupon Bond of \$1,000, dated October 1st, 1856, and running 30 years, issued for Western North-Carolina Railroad,	1,000	
	Accrued interest,	15	
	John D. Whitford, President of the Atlantic and North-Carolina Railroad Company, for 80 Coupon Bonds of \$1,000 each, dated January 1st, 1857, and running 30 years, issued for said Railroad,	80,000	
	Accrued interest,	226 40	
	Gov. Bragg, President ex-officio of the Literary Board, for 24 Coupon Bonds \$1,000 each, dated January 1st, 1857, and running 30 years, issued for the Atlantic and North-Carolina Railroad,	24,000	
	Accrued interest,	67 92	
	Gov. Bragg, President ex-officio of the Literary Board, for 6 Coupon Bonds of \$1,000 each, dated January 1st, 1857, and running 20 years, issued for Fayetteville and Warsaw Plankroad,	6,000	
	Accrued interest,	17	
	James Melvin, former sheriff of Bladen county, his Public Taxes as sheriff for 1855,	3,449 86	
	Board, for sundry pay patients in the Insane Asylum of North-Carolina,	341 90	
Feb.	John D. Whitford, President of the Atlantic and North-Carolina Railroad Company, 30 Coupon Bonds of \$1,000 each, dated January 1st, 1857, and running 30 years, issued for said Railroad,	30,000	
	Accrued interest,	84 90	
	Bank of the State of North-Carolina; temporary loan,	19,697 54	

Public fund— receipts.	1857.		
	Feb.	Interest on Wilmington and Weldon Railroad Bonds,	\$ 1,500
		Board, for pay patients in the Insane Asylum of North-Carolina,	135
		Thomas D. Meares, money overdrawn by him as a Member of the Legisla- ture of 1856-'7,	3
		E. B. Freeman, Clerk of the Supreme Court at Raleigh, Tax on Attorney's License,	394 80
	Mar.	John D. Whitford, President of the At- lantic and North-Carolina Railroad Company, 20 Coupon Bonds of \$1,000 each, dated January 1st, 1857, and running 30 years, issued for said road,	20,000
		Accrued interest,	56 60
		J. D. Whitford, President, 6 Coupon Bond of \$500 each, dated January 1st, 1857, and running 30 years, issued for Atlantic and North-Carolina Railroad,	3,000
		Accrued interest,	8 49
		J. D. Whitford, President, 50 Coupon Bonds of \$1,000 each, dated January 1st, 1857, and running 30 years, is- sued for the Atlantic and North-Caro- lina Railroad,	50,000
		Accrued interest,	141 50
		J. D. Whitford, President, 1 Coupon Bond of \$500, dated January 1st, 1857, and running 30 years, issued for Atlantic and North-Carolina Railroad,	500
		Accrued interest,	1 42
		Bank of the State of North-Carolina, temporary loan,	4,924 38
		Bank of Clarendon, temporary loan,	9,700
		Branch Bank Cape Fear, Raleigh, tem- porary loan,	2,000
		Bank State of North-Carolina, tempora- ry loan,	4,924 38
		Branch Bank Cape Fear, Raleigh, tem- porary loan,	9,500
		Bank of the Republic, New York, tem- porary loan,	20,000
		Board, for pay patients in the Insane Asylum of North-Carolina,	231
		Jacob Siler, Agent for collection of Cherokee Bonds,	500

1857. April.			Public fund— receipts.
	Issued to Marshal Parks, President of the Albemarle and Chesapeake Canal Company, 25 Coupon Bonds of \$1,000 each, dated April 1st, 1857, and running 30 years, issued for said Company under an act of the General Assembly, ratified 2d February, 1857,	\$ 25,000	
	Issued to Marshal Parks, President, &c., as above, 60 Coupon Bonds of \$1,000 each, dated April 1st, 1857, and running 30 years, issued for the Albemarle and Chesapeake Canal Company,	60,000	
	Issued to John D. Whitford, President of the Atlantic and North-Carolina Railroad Company, 20 Coupon Bonds of \$1,000 each, dated January 1st, 1857, and running 30 years, issued for the Atlantic and North-Carolina Railroad,	20,000	
	Accrued interest,	56	60
	Issued to John D. Whitford, President, 10 Coupon Bonds of \$1,000 each, dated January 1st, 1857, and running 30 years, issued for the Atlantic and North-Carolina Railroad,	10,000	
	Accrued interest,	28	30
	Issued to John M. Rose, Secretary of Fayetteville and Centre Plankroad Company 2 Bonds of \$1,000 each, dated April 1st, 1857, and running 20 years, issued for said Plankroad,	2,000	
	Bank of the State of North-Carolina, temporary loan,	4,934	38
	Board for sundry pay patients in the Insane Asylum of North-Carolina,	813	92
May.	Issued to John D. Whitford, President of the Atlantic & North-Carolina Railroad Company, 1 Coupon Bond of \$500, dated January 1st, 1857, and running 30 years, issued for said Railroad,	500	
	Accrued interest,	1	41
	Issued to John D. Whitford, President, 2 Coupon Bonds of \$1,000 each, dated January 1st, 1857, and running 30 years, issued for said Railroad,	2,000	
	Accrued interest,	5	66

Public fund— receipts.	1857.		
	May.	Issued to John D. Whitford, President, 26 Coupon Bonds of \$1,000 each dated January 1st, 1857, and running 30 years, issued for Atlantic & North- Carolina Railroad,	\$ 26,000
		Accrued interest,	73 58
		Issued to Marshall Parks, President of Albemarle & Chesapeake Canal Com- pany, 165 Coupon Bonds of \$1,000 each dated April 1st, 1857, and run- ning 30 years, issued for said improve- ment,	165,000
		Bank of Cape Fear, temporary loan,	29,500
		Bank of the State of North-Carolina, temporary loan,	9,947 26
		Bank of the State of North-Carolina, temporary loan,	9,850 41
		Bank of the State of North-Carolina, temporary loan,	19,697 54
		Bank of Clarendon, temporary loan,	9,800
June.		Bank of Wilmington, temporary loan,	9,797 81
		Bank of State of North-Carolina, tem- porary loan,	20,682 42
		Bank of Wadesboro', temporary loan,	19,600
		Bank of State of North-Carolina, tem- porary loan,	19,888 22
		Bank of Cape Fear, temporary loan,	10,000
		Bank of State of North-Carolina, tem- porary loan,	4,972 05
		Bank of Cape Fear, temporary loan,	9,090
		Bank of State of North-Carolina, tem- porary loan,	9,976 99
		Bank of Republic, New York, tempor- ary loan,	60,000
		Bank of Charlotte, tax on individual stock in said bank,	750
		Bank of Clarendon, tax on individual stock in said bank,	1,200
		Board for pay patient in the Insane Asy- lum of North-Carolina,	45
		Jacob Siler, Agent for collection of Cher- okee Bonds,	251
July.		G. Bower, for 2 Coupon Bonds of \$1,000 each, dated July 1st, 1857, and run- ning 30 years, issued for Atlantic and North-Carolina Railroad,	2,000
		Accrued interest,	2

1857. July.			Public fund— receipts.
	Issued to John D. Whitford, President of Atlantic & North-Carolina Railroad Company, 25 Coupon Bonds of \$1,000 each, dated July 1st, 1857, and running 30 years, issued for said Railroad,	\$ 25,000	
	Accrued interest,	25	
	Issued to J. D. Whitford, President, 1 Coupon Bond of \$500, dated July 1st, 1857, and running 30 years, issued for Atlantic & North-Carolina Railroad,	500	
	Accrued interest,	50	
	Issued to J. D. Whitford, President, 103 Coupon Bonds of \$1,000 each, dated July 1st, 1857, and running 30 years, issued for Atlantic & North-Carolina Railroad,	103,000	
	Accrued interest,	103	
	Harriet H. Buxton, for 1 Coupon Bond of \$500, dated July 1st, 1857, and running 30 years, issued for Western North Carolina Railroad,	500	
	Accrued interest,	284	
	Issued to E. C. Fisher, Superintendent of the Insane Asylum, 15 Coupon Bonds of \$1,000 each, dated April 1st, 1857, and running 10 years, issued for said Asylum, under an Act of the General Assembly, ratified 17th January, 1857,	15,000	
	Accrued interest,	300	
	Bank of the State of North-Carolina, temporary loan,	4,947	40
	Bank of the State of North-Carolina, temporary loan,	9,894	79
	Bank of Cape Fear, at Raleigh, temporary loan,	4,500	
	Bank of Cape Fear, at Raleigh, temporary loan,	1,000	
	Interest on Bonds of the Seaboard & Roanoke Railroad Company.	2,585	82
	Bank of Washington, tax on Individual Stock in said Bank,	875	
	Interest on Wilmington & Weldon Railroad Bonds,	1,500	
	Gov. Bragg, for sales of the Revised Code of North-Carolina,	505	34

1857.			
Public fund— receipts.	July.	E. B. Freeman, Clerk of the Supreme Court at Raleigh, Tax on Attorney's License, granted June Term, 1858,	\$ 437 10
		Board for sundry pay patients in the Insane Asylum of North-Carolina,	1,385 29
		Issued to the President and Directors of the Literary Board, one Bond signed by D. W. Courts, Public Treasurer, in lieu of two Bonds, one for \$39,808,55, issued by C. L. Hinton, Public Treasurer, 25th January, 1847, and another Bond for \$552, issued by C. L. Hinton, Public Treasurer, 9th October, 1848, with interest added to 1st July, 1857, under Resolution of the General Assembly, ratified 2nd February, 1857,	65,563
	Aug.	Sundry Sheriffs, Public Taxes for 1856, as follows :	
		C. Austin Sheriff, Union county,	3,828 87
		C. Miller, " Lincoln,	3,227 30
		Wm. Flynt, jun., " Forsyth,	8,482 29
		C. Klutts, " Rowan,	10,300 80
		Jonas Cline, " Catawba,	3,788 76
		M. M. Plunkett, " Cabarrus,	6,369 38
		Ollin Coor, " Wayne,	8,976 14
		P. F. White, " Chowan,	4,685 81
		C. Strader, " Caswell,	8,684 53
		J. C. Griffith, former " "	87 40
		E. D. Hampton, " Davidson,	6,145 09
		Issued to J. D. Whitford, President of the Atlantic & North Carolina Railroad Company, 75 Coupon Bonds of \$1,000 each, dated July 1st, 1857, and running 30 years, issued for said Railroad,	75,000
		Accrued interest,	75
		Issued to John D. Whitford, President, 1 Coupon Bond of \$1,000, dated July 1st, 1857, and running 30 years, issued for Atlantic and North-Carolina Railroad,	1,000
		Accrued interest,	1
		Issued to John D. Whitford, President, 3 Coupon Bonds of \$1,000 each, dated July 1st, 1857, and running 30 years, issued for Atlantic and North-Carolina Railroad,	3,000

1857. Aug.		\$	3	Public fund— receipts.
	Accrued interest,			
	Issued to John D. Whitford, President, 1 Coupon Bond of \$1,000, dated July 1st, 1857, and running 30 years, issued for Atlantic and North-Carolina Rail- road, with accrued interest,		1,001	
	Issued to John D. Whitford, President, 2 Coupon Bonds of \$1,000 each, dated July 1st, 1857, and running 30 years, issued for Atlantic and North-Caro- lina Railroad,		2,000	
	Accrued interest,		2	
	Commercial Bank of Wilmington, tem- porary loan,		9,945	75
	Merchant's Bank, New-Berne, Tax on Stock in said Bank,		1,687	50
Sept.	Sundry Sheriffs, Public Taxes for 1856, as follows :			
	Wm. Haymore, Sheriff, Surry co.,		2,475	42
	James Roberts, " Rockingham,		7,665	58
	R. M. Jones, " Orange,		9,008	69
	E. C. Grier, " Mecklenburg,		11,821	51
	N. W. Cooper, " Nash,		5,247	19
	J. B. Lee, " Currituck,		2,606	64
	H. J. Jones, " Warren,		9,956	23
	R. B. Paschal, " Chatham,		7,261	98
	R. P. Merrill, " Madison,		1,094	60
	William Newbold, " Pasquotank,		5,611	83
	A. B. Long, " Rutherford,		3,999	32
	E. L. Allen, " Polk,		918	48
	G. W. Hampton, " Buncombe,		4,756	14
	Jas. A. Johnson, " Harnett,		1,456	07
	R. G. Tuttle, " Caldwell,		1,988	27
	D. C. McCanles, " Watauga,		1,100	72
	Abram Cox, " Pitt,		7,739	44
	Esly Staly, " Wilkes,		2,754	36
	W. W. Long, " Yadkin,		2,921	42
	G. Holcombe, form. " " "		18	21
	J. C. Smith, " Alexander,		1,593	82
	Charles Latham, " Washington,		3,713	75
	J. R. White, " Perquimans,		4,382	
	John A. Vann, " Hertford,		5,375	49
	Tully Davenport, " Tyrrel,		1,483	94
	C. Grigg, " Cleveland,		3,650	44
	Asa Hill, " Gates,		4,272	42
	W. A. Winborne, " Guilford,		9,268	37
	John Martin, " Stokes,		2,794	38

Public fund— receipts.	1857. Sept.				
		S. A. Warren, Sheriff	Northampton,	\$	7,471 83
		S. M. Staples,	Camden,		2,483 97
		Isaac Arledge,	Henderson,		3,266 62
		William Fields,	Lenoir,		5,520 36
		J. F. Jenkins,	Edgecombe,		12,720 73
		J. W. Steed,	Randolph,		5,275 24
		Joseph Marshall,	Stanly,		2,371 63
		J. A. Vinson,	Johnston,		5,565 34
		Reuben King,	Robeson,		4,809 38
		John Tapscott,	Alamance,		5,251 78
		C. L. Summers,	Iredell,		6,154 35
		H. Trotman, form.	"		29 79
		G. W. Crumpler,	Sampson,		5,938 98
		Elias Barnes,	Wilson,		4,300 25
		J. H. Allen,	Brunswick,		2,951 46
		E. D. Hall,	N. Hanover,		23,361 01
		J. D. Abernathy,	Duplin,		5,863 18
		A. C. Moore,	Anson,		6,620 59
		W. W. Ward,	Martin,		5,970 67
		J. S. Jennett,	Hyde,		3,306 54
		J. E. Exum,	Greene,		3,236 12
		Joshua Baker,	Ashe,		2,916 79
		J. Brittain,	Burke,		3,382 81
		G. W. Glass,	McDowell,		1,988 17
		Hector McNeill,	Cumberland,		12,549 96
		W. H. High,	Wake,		19,010 62
		William Pollock,	Jones,		2,666 94
		George Dill,	Carteret,		2,411 25
		M. L. F. Redd,	Onslow,		3,161 64
		J. S. Willis,	Bladen,		4,100 32
		J. M. Hilliard,	Davie,		3,302 48
		J. B. Harding,	Beaufort,		8,827 25
		Thos. Pemberton,	Montgomery,		2,193 46
		Wash. Harris,	Franklin,		7,609 01
		J. H. Gooch,	Granville,		12,601 43
		R. R. Tayloe,	Bertie,		7,733 47
		William Greene,	Haywood,		1,435 43
		W. H. Smith,	Person,		5,301 44
		P. Froneberger,	Gaston,		3,482 74
		L. Williamson,	Columbus,		2,790 92
		N. Jackson,	Craven,		12,674 85
		Wm. Buchanan,	Richmond,		5,240 28
		T. W. Ritter,	Moore,		3,433 53
		Jackson Stewart,	Yancy,		983 15
		J. S. Snow,	Halifax,		11,303 41
		J. G. Crawford,	Macon,		1,092 14
		C. Miller,	Lincoln, addit'n'l,		717 25

1857. Sept.	H. H. Davidson, Sheriff Cherokee,	\$ 1,642	64	Public fund— receipts.
	E. D. Davis, " Jackson,	886	18	
	Bank of Clarendon, temporary loan,	9,962	19	
	Bank of the Republic, New York, temporary loan,	30,000		
	Issued to John D. Whitford, President of the Atlantic and North-Carolina Railroad Company, 42 Coupon Bonds of \$1,000 each, dated July 1st, 1857, and running 30 years, issued for said Railroad,	42,000		
	Accrued interest,	42		
	Issued to John D. Whitford, President, 2 Coupon Bonds of \$500 each, dated July 1st, 1857, and running 30 years, issued for Atlantic and North-Carolina Railroad,	1,000		
	Accrued interest,	1		
	Issued to R. C. Pearson, President of the Western North-Carolina Railroad Company, 40 Coupon Bonds of \$1,000 each, dated July 1st, 1857, and running 30 years, issued for said Railroad,	40,000		
	Accrued interest,	220		
	Issued to R. C. Pearson, President, 50 Coupon Bonds of \$500 each, dated July 1st, 1857, and running 30 years, issued for the Western North-Carolina Railroad,	25,000		
	Accrued interest,	137	50	
	Issued to John D. Whitford, President, 2 Coupon Bonds of \$500 each, dated July 1st, 1857, and running 30 years, issued for Atlantic & North-Carolina Railroad,	1,000		
	Accrued interest,	1		
	Issued to R. C. Pearson, President of the Western North-Carolina Railroad Company, 69 Coupon Bonds of \$500 each, dated July 1st, 1857, and running 30 years, issued for said Railroad,	34,500		
	Accrued interest,	189	75	
	Issued to John D. Whitford, President, 6 Coupon Bonds of \$500 each, dated July 1st, 1857, and running 30 years, issued for Atlantic & North-Carolina Railroad,	3,000		

Public fund— receipts.	1857. Sept.	Accrued interest,	\$	3
		Bank of Wilmington, tax on stock in said bank,		3,642
		Bank of Yanceyville, tax on stock in said bank,		1,500
		Bank of Washington, tax on stock in said bank,		1,562 50
		Bank of Wadesboro', tax on stock in said bank,		2,250
		Bank of Wadesboro', tax on stock in said bank,		187 50
		Bank of Clarendon, tax on stock in said bank,		3,000
		Bank of Commercial Bank, tax on stock in said bank,		2,625
		Bank of State of North-Carolina, tax on stock in said bank,		2,203
		Bank of Cape Fear, tax on stock in said bank,		7,856 25
		Bank of Fayetteville, tax on stock in said bank,		2,850
		J. Siler, agent for collection of Cherokee bonds,		152
			\$	2,178,653 30

Public fund—  
disbursements.PUBLIC FUND.—(*Disbursements.*)

## STATEMENT D.

*Showing the several objects for which the Disbursements of the Public Fund have been made:*

Atlantic & North-Carolina Railroad,	\$ 558,658 66
Western North-Carolina Railroad,	300,547 25
State Loans,	407,100
Albemarle & Chesapeake Canal,	250,000
Interest on Coupon Bonds,	220,485
State Bond issued to Literary Board,	65,563
Insane Asylum,	51,238 10
General Assembly,	49,113 54
Interest on Raleigh & Gaston Railroad bonds,	37,980
Interest on State Bonds,	23,663 70

Judiciary,	\$ 28,163	15	Public fund— Disbursements.
Interest on State Loans,	12,886	64	
Statue of Washington,	11,972	94	
New River,	10,000		
Interest on Fayetteville & Western Plankroad Bonds,	7,215		
Public Printing,	5,240	57	
Geological Survey,	3,632	60	
Interest on Bonds Cape Fear & Deep River Navigation Company,	8,835		
Revised Code,	3,000	96	
Executive Department,	2,550		
Treasury Department,	2,750		
Comptroller's Department,	1,000		
State Department,	800		
Resolutions of General Assembly,	2,819	68	
Equal Suffrage Election,	2,315	44	
Fayetteville & Albemarle Plankroad,	2,000		
Sheriffs for settling Public Taxes,	2,036	18	
Tax on Bank stock returned,	1,200		
Cape Fear & Deep River,	1,100		
Premium on Northern Funds,	2,244	29	
Capitol Square,	1,277	82	
Distributing Laws, &c.,	1,091		
Binding Laws, &c.,	1,073	25	
State Library and Librarian,	814	93	
Governor's House,	641	15	
Adjutant General,	200		
Superintendent Capitol,	260		
Fugitives from justice,	572	75	
Presidential Election,	2,286	47	
Agricultural Societies,	800		
Congressional Election,	897	69	
Stationery,	870	62	
Road from Caldwell and Watauga Turn- pike to Collettsville,	500		
Copying Laws,	343	50	
Electoral Election,	283	25	
Post Office,	270	28	
Public Taxes,	421	93	
Pensions,	330		
Premium on Cape Fear & Deep River Navigation Funds,	90		
Road from Salisbury to Virginia line,	206	77	
Internal Improvement Board,	140	25	
Insane Asylum—pay patients,	19		
Cherokee Bonds,	90		

Public fund—  
disbursements.

State Capitol,	\$ 73	50
Council of State,	150	20
Governor's Election,	62	50
Senatorial Election,	13	24
Bogue Banks,	156	56
Insolvent Polls,	72	80
Public Arms,	150	
Contingencies,	3,936	19
	\$ 2,094,	207 35

Detailed as follows :

1856.			
Nov.	Paid sundry Sheriffs for making returns of Election of Electors for President and Vice President of the United States, November, 1856,	\$	938 91
	20 Coupon Bonds of \$1,000 each, in part of State's subscription for Western N. Carolina Railroad,	20,000	
	Accrued interest,	156	
	Part of State's subscription for Western North-Carolina Railroad,	20,000	
	59 Coupon Bonds of \$1,000 each, in part of State's subscription for Western N. Carolina Railroad,	59,000	
	Accrued interest,	458	83
	33 Coupon Bonds of \$1,000 each, in part of State's subscription for Atlantic & North-Carolina Railroad,	33,000	
	Sundry warrants, on account of Insane Asylum, drawn by Superintendent and Commissioners,	6,845	89
	Sundry persons premium of Northern, Funds,	429	70
	Alexander county Agricultural Society, State's quota for 1856,	50	
	Orange co. Agricultural Society, State's quota for 1856.	50	
	Madison co. Agricultural Society, State's quota for 1856,	50	
	Gates co. Agricultural Society, State's quota for 1856,	50	
	T. D. Hogg, for Penelope Gray, interest on State Bond,	15	

1856. Nov.			Public fund— disbursements.
	Bank of the State of North-Carolina, interest on Raleigh & Gaston Railroad Bonds, endorsed by the State,	\$ 8,400	
	T. J. Lemay, interest on Fayetteville & Western Plankroad Bond,	15	
	W. L. Pomeroy, Books for State Library,	42 50	
	“ “ “ Stationary for State,	270 18	
	W. R. Lovell, for services as Doorkeeper and mileage,	31	
	D. F. Caldwell, Judge Superior Courts, for 14 Certificates, Fall Circuit, 1856,	1,155	
	A. W. Burton, Solicitor, 6 Certificates, Fall, 1856,	120	
	G. S. Stevenson, Solicitor, 3 Certificates, Fall, 1856,	60	
	S. J. Person, Judge Superior Courts, 12 Certificates, Fall, 1856,	975	
	William Lander, Solicitor, 13 Certificates Fall, 1856,	260	
	J. L. Bailey, Judge Superior Courts, 10 Certificates, Fall, 1856,	975	
	W. N. H. Smith, Solicitor, 3 Certificates Fall, 1856,	60	
	J. M. Dick, Judge Superior Courts, 12 Certificates, Fall, 1856,	1,065	
	Joseph B. Bachelor, Attorney General, 4 Certificates, Fall, 1856,	80	
	Bank of the Republic, New York, temporary loan,	35,000	
	Bank of the Republic, New York, temporary loan,	20,000	
	Bank of the Republic, New York, temporary loan,	10,000	
	Bank of the Republic, New York, temporary loan,	5,000	
	Bank of the Republic, New York, temporary loan,	10,000	
	Bank of the Republic, New York, temporary loan,	10,000	
	Bank of the Republic, New York, interest on State loan,	1,953 20	
	95 Coupon Bonds of \$1,000 each, in part of State's subscription for Western N. Carolina Railroad,	95,000	
	Accrued interest,	712 50	
	Express Company, freight on 2 packages, Bonds from New York,	2 50	

Public fund— disbursements.	1856.	W. L. Pomeroy, seals and fixtures for the Counties of Harnett, Polk and Wilson,	\$	99 50
		Drury King, expenses incurred as Su- perintendent Public Buildings,		17 09
	Dec.	Sundry Sheriffs for making returns of Election of Electors for President and Vice-President of the United States, November, 1856,		262 48
		Needham Price, interest on State Bonds,		30
		Geo. Bower, " " "		120
		G. W. Thompson, " " "		60
		Needham Price, interest on Bonds of Fayetteville & Western Plankroad Company,		90
		Geo. Bower, interest on Bonds of Fay- etteville & Western Plankroad Co.,		180
		W. E. Lane, former Sheriff of Halifax county, settling his public Taxes for 1855,		17
		Joseph B. Cherry, Senator from Bertie, Legislature 1856-'57,		102
		R. G. Cowper, Senator from Hertford, Legislature 1856-'57,		123
		J. Ramsey, by order Legislature 1856-'7,		10
		Quent. Busbee, by Resolution Legisla- ture 1856-'7,		150
		J. J. Bruner, for publishing the State's part of 2d No. of Jones' Law, vol. 3d, and 4th No. of Jones' Equity, vol. 2d,		887
		John W. Ellis, Judge Superior Courts, 15 Certificates, Fall, 1856,		1,245
		T. Ruffin, jr., Solicitor, 12 Certificates, Fall, 1856,		240
		W. Lander, Solicitor, 1 Certificate, Fall, 1856,		20
		M. E. Manly, Judge Superior Courts, his half year's salary, Fall, 1856,		975
		Robert Strange, Solicitor, 5 certificates, Fall, 1856,		100
		A. W. Burton, Solicitor, 4 Certificates, Fall, 1856,		80
		G. S. Stevenson, 4 do., do.,		80
		R. C. Pearson, President Western North Carolina Railroad Company,		1,000
		Moore County Agricultural Society, State's quota for 1856,		50

1856. Dec.		\$	Public fund— disbursements.
	Duplin County Agricultural Society, State's quota for 2 years,	100	
	Chowan County Agricultural Society, State's quota for 1856,	50	
	Davie County Agricultural Society, State's quota for 1856,	50	
	Rowan County Agricultural Society, State's quota for 1856,	50	
	Kader Biggs & Co., costs and charges on sundry boxes Revised Code, consign- ed to and forwarded by them,	94 46	
	B. F. Moore and W. B. Rodman, for services rendered as Commissioners, and their expenses in preparing and having published the Revised Code.	2,900	
	Geo. Holcombe, former Sheriff of Yad- kin county, for 82 Insolvent Polls al- lowed said Sheriff by the County Court for 1855,	32 80	
	J. W. Morgan, A. W. C. Davis, and W. P. F. Davis, heirs at law of John W. Morgan, deceased, balance due said heirs for the tract of land on Bogue Bank, in Carteret county, ceded to the United States by the General Assem- bly of North-Carolina, and on which Fort Macon is located,	116 30	
	W. E. Anderson, Treasurer Insane Asy- lum, by order of E. C. Fisher, Sup't, Electors for President and Vice Presi- dent of the United States, mileage and per diem for attending the Electoral College in Raleigh, December, 1856, as follows :	4,000	
	W. F. Martin,	47 40	
	S. E. Williams,	15	
	H. M. Shaw,	46 20	
	S. P. Hill,	3	
	M. B. Smith,	29 80	
	R. P. Waring,	38	
	Thomas Diggs, taxes overpaid to Sheriff of Anson county in 1855,	34 45	
	D. G. Fowle, Trustee, 46 vols. Raleigh Register,	246 10	
	W. L. Pomeroy, Stationery for State,	399 03	

Public fund— disbursements.	1856. Dec.	M. S. Sherwood, for publishing in Greensboro' Patriot the equal suffrage act, in 1856,	\$	35	
		Holden & Wilson, printing for Secretary of State's office,		50	
		Quent. Busbee, one pair venetian blinds for Governor's office,		15	
		Danforth, Wright & Co., engraving for the State,		439 15	
		D. L. Swain, for procuring a copy of Tryon's letter book,		109 08	
		W. & N. O. Telegraph Company, for dispatches,		11	
		Adams' Express Company in Raleigh, freight on package from New York,		1 25	
		W. D. Cooke, printing 1 book of checks for Public Treasurer, on bank of the State,		12	
		E. B. Freeman, Treasurer Neuse Manufacturing Company, paper for use of the State,		536 50	
		H. Mahler, for seal made for Rockingham county court,		12 50	
		Adams' Express Company in Raleigh, freight on package State bonds from New York,		2 50	
		W. & N. O. Telegraph Company, for dispatch to New York,		2 46	
		Bank of the Republic, N. York, interest advanced on Coupon bonds,		3,300	
		1857. Jan.	Paid members of the General Assembly, session 1856-'57, as follows:		
			A. M. Bryan, Senator, Yadkin county,		263
			R. G. Cowper, " Hertford "		9
			E. W. Fonville, " Onslow "		236
		E. R. Gibson, " Cabarrus "		253 40	
		J. B. Jones, " Currituck "		268	
		W. R. Myers, " Mecklenb'g "		245	
		Albert Myers, " Anson "		232	
		J. G. Ramsey, " Rowan "		252 30	
		J. W. Thomas, " Davidson "		239	
		M. L. Wiggins, " Halifax "		226	
		W. P. Ward, " Jones "		249	
		John Baxter, House, Henderson "		206	
		W. M. Blanton, " Cleaveland "		283 50	
		W. J. Blow, " Pitt "		256	

1857.					
Jan.	R. R. Bridgers,	House	Edgecombe Co.	\$	219 20
	Turner Bynum,	"	Chatham "		240
	A. P. Cansler,	"	Lincoln "		278 90
	C. W. Clarke,	"	Caldwell "		273 60
	R. C. Cotten,	"	Chatham "		247
	W. A. Cox,	"	Jones "		224
	J. M. Crump,	"	Montgomery "		265 20
	Jno. S. Dancy,	"	Edgecombe "		255 20
	W. F. Davidson,	"	Mecklenb'g "		270 20
	Jehu Eborn,	"	Beanfort "		266 20
	Peter Eller,	"	Wilkes "		274 40
	Geo. N. Folk,	"	Watauga "		314
	A. B. F. Gaither,	"	Iredell "		264 50
	Allen Gentry,	"	Ashe "		278
	H. A. Gilliam,	"	Washington "		278
	W. F. Green,	"	Franklin "		139 40
	Daniel Hackney,	"	Chatham "		244
	N. F. Hall,	"	Rowan "		265 10
	Amos Harrell,	"	Rutherford "		271 20
	R. H. Hester,	"	Person "		232 80
	William Hill,	"	Halifax "		255
	W. A. Houck,	"	Rowan "		265 10
	S. A. Holmes,	"	N. Hanover "		260 80
	L. W. Humphrey,	"	Onslow "		255 40
	S. B. Jarvis,	"	Currituck "		292 50
	W. A. Jenkins,	"	Warren "		246 60
	J. W. Johnson,	"	Halifax "		255 80
	William Long,	"	Caswell "		224
	Charles Kelly,	"	Craven "		228
	T. B. Lyon, jr.,	"	Granville "		241 50
	J. P. Mabry,	"	Davidson "		236
	Jos. M. Mason,	"	Northampt'n "		202
	W. M. Matthews,	"	Mecklenb'g "		265 50
	A. C. McIntosh,	"	Alexander "		254 20
	D. A. Montgomery,	"	Alamance "		220 40
	Ed. Moore,	"	Pitt "		217 20
	D. S. Morrison,	"	Robeson "		222 60
	Jas. M. Mosely,	"	Sampson "		246 40
	E. W. Ogburn,	"	Guilford "		223 80
	H. W. Parker,	"	Gates "		269
	F. S. Ramsour,	"	Cleveland "		259 50
	G. P. Routh,	"	Catawba "		277
	W. W. Rumley,	"	Carteret "		268
	A. M. Scales,	"	Rockingham "		243 60
	L. M. Scott,	"	Guilford "		250 80
	L. Q. Sharpe,	"	Iredell "		258 60
	D. W. Siler,	"	Macon "		205 20

Public fund—  
disbursements.

Public fund— disbursements.	1857. Jan.		\$
		J. B. Slaughter, House Hertford County,	269
		M. W. Smallwood, " Northhampt'n "	249 44
		B. Southerland, " Duplin "	221 10
		J. R. Stubbs, " Beaufort "	261
		R. H. Tate, " N. Hanover "	255 10
		E. A. Thompson, " Wayne "	222
		Edward Tooms, " Rutherford "	271 50
		O. P. White, " Sampson "	251 60
		C. N. White, " Cabarrus "	265
		G. M. White, " Bladen "	248 80
		J. C. Whitson, " McDowell "	280 80
		John Wilson, " Bertie "	284
		E. K. Withers, " Caswell "	231
		John Yancey, " Madison "	298
		John Masten, " Forsyth "	257 50
		J. A. Benbury, " Tyrrell "	290
		John H. DeCarteret & Son, under Reso- lution of the General Assembly, 1856, and 1857,	40
		Sundry persons, interest on Bonds of the State of North-Carolina,	9,596 44
		Sundry persons, interest on Bonds of the Fayetteville & Western Plankroad Company,	3,480
		Sheriffs for making returns of Election of Electors for President and Vice President of the United States, Nov., 1856, as follows :	
		E. L. Allen, Sheriff, Polk county,	39 16
		Isaac Arledge, " Henderson "	52 50
		A. B. Long, " Rutherford "	44 66
		Isaac Arledge, mileage and per diem for comparing polls Congressional elec- tion, 1855,	6 08
		James Melvin, former Sheriff of Bladen county, mileage and per diem for comparing polls Senatorial election, 1856,	7 16
		Isaac Arledge, mileage and per diem for comparing polls Senatorial elec- tion, 1856,	6 08
		James R. Dodge, Clerk Supreme Court at Morganton, his half year's salary, from August, 1855, to January, 1857,	150
		Nense Manufacturing Company, for 74 reams book paper to print State's num- bers Supreme Court Reports, 1857,	458 80

1857. Jan.			Public fund— disbursements.
	Frederick Nash, Chief Justice Supreme Court, his 4th quarter's salary, 1856,	\$ 625	
	William H. Battle, Associate Judge Supreme Court, his 4th quarter's salary, 1856,	625	
	R. M. Pearson, Associate Judge Supreme Court, his 4th quarter's salary, 1856,	625	
	Henderson County Agricultural Society, State's quota,	50	
	80 State Coupon Bonds of \$1,000 each, in part of State's subscription for Atlantic & North-Carolina Railroad,	80,000	
	Accrued interest,	226 40	
	John D. Whitford, President of the Atlantic & North-Carolina Railroad Company, on account of State's subscription to said road,	24,000	
	Sheriffs of Bladen, Polk, and Henderson, for making returns of election for Governor, 1856,	52 50	
	R. C. Pearson, President of the Western North-Carolina Railroad Company, in part of State's subscription for said Railroad,	3,672 67	
	J. Foster, tax over paid by him to Sheriff of Wilkes county, 1855,	28 20	
	Chas. Manly, Treasurer University, interest on Bond of \$6,000,	180	
	Bank of Cape Fear, interest on temporary loans,	1,500	
	E. Emmons, State Geologist, half year's salary from July 1st, to December 31st, 1856,	1,250	
	Ebenezer Emmons, Jr., his 4th quarter's salary as assistant Geologist, from 1st October, 1856, to 1st January, 1857,	375	
	Bank of the State of North-Carolina, interest on Raleigh and Gaston Railroad bonds, endorsed by the State,	14,070	
	Isaac Arledge, mileage and per diem for settling his public taxes, 1854-'55,	86	
	W. J. Blow, Elector for President and Vice President of the United States, 1856,	25	
	Martha Spears, a Pension,	75	

Public fund— disbursements.	1857. Jan.		
		Gov. Bragg, his 4th quarter's salary for 1856,	\$ 750
		Pulaski Cowper, Private Secretary, his 4th quarter's salary for 1856,	75
		D. W. Courts, Public Treasurer, his 4th quarter's salary for 1856,	500
		W. R. Richardson, Clerk, his 4th quarter's salary for 1856,	187 50
		William Hill, Secretary of State, his 4th quarter's salary for 1856,	200
		Geo. W. Brooks, Comptroller, his 4th quarter's salary for 1856,	250
		Walter Gwynn, Engineer, for examination of the Cape Fear and Deep River improvement,	1,100
		W. E. Anderson, Treasurer Insane Asylum,	2,000
		W. E. Anderson, Treasurer Insane Asylum,	2,000
		J. E. Morris, for services as keeper of public arms at New Berne, from January 1856, to January 1857,	150
		W. White, P. M. at Raleigh, postage for the several Departments, quarter ending 31st December, 1856,	71 58
		Moses A. Smith, assistant P. M. at Salisbury, postage on Reports,	14 68
		O. H. Perry, State Librarian, his 4th quarter's salary for 1856,	75
		W. J. Longee, Stove and fixtures for State Library,	18 75
		O. H. Perry, subscription to newspapers for State Library, 1856,	30
		R. W. Haywood, Adjutant General, his 3rd and 4th quarter's salary for 1856,	100
		Drury King, Superintendent of Capitol, his 4th quarter's salary for 1856,	65
		Pulaski Cowper, Private Secretary to Governor Bragg, to defray expenses of Council of State, in session January 29th 1857,	150 20
		Sundry articles for repairs of Executive Mansion and premises, and furniture for same, 1856,	291 38
		W. D. Cooke, Blanks for Treasury Department,	38

1857.			
Jan.	Geo. T. Cooke, for 163 cords firewood, \$2.85 per cord,	\$	464 55
	Charles Kuester for work on the Capitol and public offices in same,		29 95
Feb.	Paid Members of the General Assem- bly, Session 1856-'7, as follows:		
	W. W. Avery, Speaker Senate, Burke county,		362
	L. N. B. Battle, " Nash "		241
	Geo. D. Boyd, " Rockingham "		257
	F. M. Burgess, " Hyde "		242
	C. H. Brogden, " Wayne "		120
	S. H. Christian, " Montgomery "		256 75
	Jos. B. Cherry, " Bertie "		159 50
	J. W. Cunningham, Person, "		210
	H. T. Clarke, " Edgecombe "		237
	David Coleman, " Yancey "		293 60
	P. C. Cameron, " Orange "		231
	M. L. Carr, " Pitt "		229 60
	R. Dillard, " Gates "		256
	Alfred Dockery, " Richmond "		230 60
	Wm. Eaton, jr., " Warren "		232 60
	Owen Fennell, " N. Hanover "		231 60
	Allen Grist, " Beaufort "		231
	Ralph Gorrell, " Guilford county,		217
	E. R. Gibson, " Cabarrus "		6
	T. H. Holmes, " Sampson "		249 40
	S. P. Hill, " Caswell "		254
	P. B. Hawkins, " Franklin "		213
	M. W. Holt, " Alamance "		240
	W. J. Houston, " Duplin "		239
	A. J. Jones, " Columbus "		257
	J. B. Jones, " Currituck "		6
	W. K. Lane, " Wayne "		96 80
	James Miller, " Craven "		238
	D. McDiarmid, " Cumberland "		234 60
	J. J. Martin, " Stokes "		269 40
	Columbus Mills, " Polk "		272
	R. H. Parks, " Iredell "		263
	T. J. Person, " Northampton "		230
	John Pool, " Pasquotank "		266
	R. E. Rives, " Chatham "		219 60
	L. B. Sanders, " Johnston "		224 80
	J. P. Speight, " Greene "		241
	W. H. Thomas, " Jackson "		300
	J. W. Thomas, " Davidson "		6
	C. H. K. Taylor, " Granville "		231 60

Public fund—  
disbursements.

Public fund— disbursements.	1857. Feb.		\$
		M. L. Wiggins, Senate, Halifax county,	12
		G. H. Wilder, " Wake "	241
		Jas. H. White, " Gaston "	263 50
		A. L. Chesson, " Washington "	281
		Jesse G. Shepherd, Speaker, Commons, Cumberland	332
		Asa Barnes, " Johnston "	256 80
		John L. Betha, " Cumberland "	246 40
		J. C. Badham, " Chowan "	288
		J. M. Bullock, " Granville "	229
		S. W. Bright, " Lenoir "	251 80
		M. A. Bledsoe, " Wake "	240
		J. M. Cox, " Perquimons "	271
		D. F. Caldwell, " Guilford "	250 20
		J. Ramsey Dills, " Jackson "	312
		Atlas J. Dargan, " Anson "	300
		Marcus Erwin, " Buncombe "	290
		H. B. Elliott, " Randolph "	254 60
		A. G. Foster, " Randolph "	251 80
		D. D. Ferebee, " Camden "	261 50
		Joel F. Hill, " Stokes "	258 50
		T. L. Hargrove, " Granville "	227 20
		Jos. C. Jennett, " Hyde "	296
		H. C. Jones, " Craven "	228
		Chas. Kelly, " " "	36
		Geo. N. Lewis, " Nash "	237
		S. L. Love, " Haywood "	306
		B. F. Little, " Richmond "	297 80
		James M. Leach, " Davidson "	250
		A. M. Lewis, " Wake "	234
		Giles Leitch, " Robeson "	258
		John F. Lyon, " Orange "	242
		Thos. D. Meares, " Brunswick "	241
		A. H. Martin, " Wilkes "	270
		W. B. March, " Davie "	235 50
		W. E. Mann, " Pasquotank "	284 40
		Jos. R. Mason, " Northampton "	46
		S. W. Outerbridge, " Martin "	260
		David Outlaw, " Bertie "	246
		T. J. Pitchford, " Warren "	247 40
		Geo. Patterson, " Alamance "	235 80
		I. A. Pearson, " Yancy "	290
		W. M. Pickett, " Anson "	302 40
		R. E. Reeves, " Surry "	268
		D. Rushing, " Union "	280
		W. B. Richardson, " Moore "	269 60
		Richard Rankin, " Gaston "	260 60

1857.			
Feb.	N. G. Rand, Commons, Wake county,	\$	241 40
	W. H. A. Speer, " Yadkin "		276
	C. M. Stiles, " Cherokee "		329 80
	W. F. Strayhorn, " Orange "		248
	Etheldred Sauls, " Wayne "		253 40
	Eldridge Stewart, " Cumberland "		245 80
	Thomas Settle, " Rockingham "		246 60
	A. D. Speight, " Greene "		252 20
	B. H. Tomlinson, " Johnston "		238 50
	M. T. Waddill, " Stanly "		269 40
	W. R. Ward, " Duplin "		261 40
	J. A. Waugh, " Forsyth "		262
	D. F. Williamson, " Columbus "		278
	F. P. Glass, " Burke "		274
	John Hill, Principal Clerk of Senate,		578
	Q. Busbee, Assistant Clerk of Senate,		492
	James Page, Principal Doorkeeper of the Senate,		272
	C. C. Tally, Assistant Doorkeeper of the Senate,		251
	Ed. Cantwell, Principal Clerk House of Commons,		492
	Geo. Howard, Assistant Clerk House of Commons,		506 80
	Willie J. Palmer, Engrossing Clerk,		299 60
	Caleb Hill, " "		311
	L. W. Joyner, " "		318 40
	William Webster, Principal Doorkeeper House Commons,		259
	W. W. Wright, Assistant Doorkeeper House Commons,		291 50
	Sundry Members of the General Assem- bly, session 1856-'57,		323 80
	Paid the following persons in pursuance of Resolutions of General Assembly, session 1856-'57:		
	Wm. E. Mann, for S. Williams & Son,		150
	J. W. Johnson,		12
	W. S. Webster,		50
	Edward Cantwell,		60
	Willie J. Palmer,		25
	O. H. Perry,		24
	John Hill,		125
	James Page,		56
	W. Whitaker, jr.,		16
	Joseph Small,		20
	W. W. Wright,		50

Public fund—  
disbursements.

Public and— disbursements.	1857. Feb.		\$	
		Quentin Busbee,		150
		Geo. Howard, jr.,		150
		C. C. Tally,		50
		W. Watson,		15 65
		Caleb Hill,		25
		Edward Cantwell,		125
		W. J. Young,		4
		L. W. Joyner,		25
		J. C. Badham, a Pension allowed to Sarah Avery, by Resolution of the General Assembly, Session 1856-57,		75
		John D. Whitford, President Atlantic & North-Carolina Railroad Company, 30 Coupon Bonds of \$1,000 each, in part of State's subscription to said Railroad,		30,000
		Accrued interest,		84 90
		E. B. Freeman, Clerk of the Supreme Court at Raleigh, his half year's salary ending 31st December, 1856,		150
		E. B. Freeman, recording 1,744 pages, at 30 cents,		523 20
		William H. Bailey, acting Attorney General, for attending Supreme Court at Raleigh, December Term, 1856,		100
		James Litchford, Marshall to Supreme Court, December Term, 1856, 60 days at \$2 per day,		120
		E. B. Freeman, furniture for Supreme Court rooms,		51 95
		Holden & Wilson, as Printers to the State,		2,150 66
		W. C. Doub, for publishing sale of State Bonds, August, 1856,		5 50
		Thos. J. Lemay, for examining Holden & Wilson's account as Printers to State,		12
		Bank of the State of North-Carolina, interest on Raleigh & Gaston Railroad Bonds, endorsed by the State,		900
		D. G. Fowle, Trustee, for publishing in Raleigh Register proclamation of Gov. Bragg, for apprehension of Alfred Haywood, a fugitive from justice,		6 75
		W. H. & R. S. Tucker, for drayage on boxes Revised Code, and on Public Arms,		6 50

1857. Feb.		\$	Public fund— disbursements.
	W. E. Anderson, Treasurer Insane Asylum, by order of E. C. Fisher Superintendent,	1,000	
	Bank of Cape Fear, interest on temporary loans,	1,380	
	W. J. Hubbard, in part of contract to furnish for the State his statue of George Washington,	1,500	
	Dabney Cosby, for repairs at Executive Mansion,	7	
	Pesend & Gatling, articles for Executive Mansion,	8	
	John Pool, Attorney for P. M. Dozier, tax overpaid to the Sheriff of Currituck county, for 1853,	94	
	F. P. Glass, Attorney for James Morrison, tax overpaid to Sheriff of Burke county, for 1854,	580	
	J. C. Badham, Attorney for Sarah Charlton, tax overpaid to Sheriff of Chowan county, for 1854,	4230	
	T. L. Hargrove, Attorney for Joseph Clarke, tax overpaid to Sheriff Granville, county,	100	
	T. L. Hargrove, Attorney for T. H. Willie, tax overpaid to Sheriff of Granville county,	4230	
	F. P. Glass, Attorney for Eliza Hemphill, tax overpaid to Sheriff of Burke county,	728	
	Thomas Settle, jr., Elector for President and Vice President of United States, Fall, 1856,	2460	
	W. W. Avery, Elector for President and Vice President of the United States. Fall, 1856,	45	
	D. G. Fowle, Trustee, for publishing in Raleigh Register Gov. Bragg's proclamation to Presidential Electors, Nov., 1856,	625	
	Sundry persons, articles of furniture for State Capitol,	5850	
	Allen Gentry, on account of an appropriation by the General Assembly of 1852-53, for construction of a Road from Salisbury to the Virginia line,	20677	

1857.	Feb.		\$	
		Esly Staly, Sheriff of Wilkes county, per diem and mileage for making returns of Election of Electors for President and Vice President of the United States, November, 1856,		34 16
		John Martin, Sheriff of Stokes county, per diem and mileage for making returns of Election of Electors for President and Vice President of the United States, November, 1856,		27 08
		Sundry persons, interest on Bonds of the State of North-Carolina,	2,499	
		Pulaski Cowper, Secretary to Board of Internal Improvements, expenses of said Board at its sessions on 3d December, 1856, and 20th February, 1857,		41
		Sundry persons, interest on Bonds of the Fayetteville & Western Plankroad Company,	195	
		W. H. & R. S. Tucker, Candles for State Capitol,		45 50
		Drury King, Superintendent, expenses for cleaning up State Capitol,		8 25
		R. R. Weathers, Andirons for Private Secretary's office,		1 95
		S. H. Young, firewood for State Capitol,		68
		D. G. Fowle, Trustee, blanks from Raleigh Register office for Treasury Department,		3 50
		James McKimmon, 4 boxes Candles for State Capitol,		68 50
		A. Smeades, for repairing 2 Gates on Capitol Square,		8
		Geo. T. Cooke, 136 Cords Firewood, at \$2.85 per cord, for State Capitol,		387 10
		Pescod & Gatling, paste for public offices in Capitol,		1 30
		Bank of the Republic, New York, interest on Coupon Bonds, advanced by said Bank,		79,635
	Mar.	John D. Whitford, President of Atlantic & North-Carolina Railroad Company, sundry Coupon Bonds, in part of State's subscription to said Railroad,		73,500 00
		Accrued interest,		208 01
		Paid the following persons in pursuance		

1857. Mar.	of Resolutions of General Assembly, Session 1856-'7:		Public fund— disbursements.
	W. H. High, for A. C. Murdock,	\$ 50	
	John G. Williams, for Hurdle & Hurdle,	50	
	W. J. Lougee,	3	08
	A. W. Hedgpeth, for L. Wilkerson,	100	
	B. H. Stanmire,	2,384	
	Pulaski Cowper, for sealing 2326 coupon bonds at 10 cents each,	232	60
	Thomas Murray and Nancy, his wife, for their distributive share of the lands ceded to the United States, on Bogue Banks in Carteret county, and on which Fort Macon is located,	40	26
	Ebenezer Emmons, State Geologist, ex- penditures on account of plates for his report in 1856,	1,007	60
	William E. Anderson, Treasurer Insane Asylum,	5,044	
	Gov. Bragg, his 1st quarter's salary for 1857,	750	
	Pulaski Cowper, Private Secretary to Gov. Bragg, his 1st quarter's salary for 1857,	75	
	William Hill, Secretary of State, his 1st quarter's salary for 1857,	200	
	D. W. Courts, Public Treasurer, his 1st quarter's salary for 1857,	500	
	W. R. Richardson, Clerk, his 1st quart- er's salary for 1857,	187	50
	C. H. Brogden, Comptroller, his 1st quarter's salary for 1857,	250	
	Robert Strange, Solicitor, 4 Certificates, Spring, 1857,	80	
	Frederick Nash, Chief Justice Supreme Court, his 1st quarter's salary for 1857,	625	
	W. H. Battle, Supreme Court Judge, his 1st quarter's salary for 1857,	625	
	R. M. Pearson, Supreme Court Judge, his 1st quarter's salary for 1857,	625	
	Bank of Clarendon, premium of 1 per cent. on check for \$9,603.06 on bank of the Republic, New York,	96	04
	W. J. Lougee, articles for Executive Mansion,	3	65
	Pulaski Cowper, Secretary to Board of Internal Improvements, expenses of		

Public fund— disbursements.	1857.		
	Mar.	said Board meeting in Raleigh, 17th March, 1857,	\$ 17
		W. L. Pomeroy, Stationery for use of the State during the session of the General Assembly, 1856-'57,	172 56
		Sundry persons, interest on bonds of the State of North-Carolina,	270
		Bank of Cape Fear, interest for six months on loan of \$10,000 to 16th March, 1857,	300
		Susan F. Phillips, interest on Bond of Fayetteville & Western Plankroad Company,	15
		James Roberts, Sheriff Rockingham county, insolvent polls allowed by General Assembly, session 1856-'57,	40
		E. J. Hale & Son, books for law library,	129 68
		O. H. Perry, subscription daily New York Journal of Commerce for State Library,	9
		O. H. Perry, his 1st quarter's salary for 1857,	75
		William Hill, Secretary of State, for furnishing Public Printers with copies of Laws and Resolutions of the Gen- eral Assembly, Session 1856-'57, for publication,	343 50
		Bank of Republic, New York, interest on Coupon Bonds, advanced by said Bank,	9,540
		Adams' Express Company, freight on package State Bonds from New York,	1 25
		Geo. T. Cooke, 41½ cords firewood at \$2.85 per cord, for State Capitol,	118 27
		E. B. Freeman, 2 Post Office Balances for Governor's and Secretary of State's offices,	7
		W. & N. O. Telegraph Company, dis- patches to New York for Public Treas- urer,	7 29
	April.	John D. Whitford, President Atlantic & North-Carolina Railroad Company, 30 Coupon Bonds of \$1,000 each, in part of State's subscription to said Railroad,	30,000
		Accrued interest,	84 90

1857. April.		Public fund— disbursements.
	Marshall Parks, President of the Albe- marle and Chesapeake Canal Compa- ny, 85 Coupon Bonds of \$1,000 each, in part of State's subscription to said improvement,	\$ 85,000
	Bank of Cape Fear, interest on tempo- rary loans,	90
	W. E. Anderson, Treasurer Insane Asy- lum, by order of Executive Commit- tee,	662 92
	Sion H. Rogers, on order of Superin- tendent and Commissioners of Insane Asylum, in payment for a tract of land purchased of Silvester Smith, for the use of said Asylum,	1,000
	W. E. Anderson, Treasurer of Insane Asylum, on warrant of Superinten- dent and Commissioners,	5,000
	John M. Rose, Secretary of Fayette- ville and Centre Plankroad Company, 2 Coupon Bonds of \$1,000 each, in part of State's subscription to said Road,	2,000
	Robert Strange, Solicitor, 4 Certificates, Spring, 1857,	80
	Marens Erwin, Solicitor, 5 Certificates, Spring, 1857,	100
	G. S. Stevenson, Solicitor, 4 Certificates, Spring, 1857,	80
	Will. A. Jenkins, Attorney General, 6 Certificates, Spring, 1857,	120
	H. C. Jones, Reporter to Supreme Court, his half year's salary,	300
	Edward Cantwell, per order of Wm. D. Cooke, for 6 copies of Cooke's Map of North-Carolina, furnished in pursu- ance of a Resolution of the General Assembly, Session 1856-'7,	48
	Bank of the State of North-Carolina, 1 per cent. premium on \$5,000 North- ern Funds,	50
	W. J. Hubbard, on account of his con- tract to furnish his bronze statue of Washington for the State,	1,000
	Drury King, Superintendent of Capitol his first quarter's salary for 1857,	65

Public fund— disbursements.	1857. April.		
		W. White, P. M. at Raleigh, postage for public offices in State Capitol quarter ending April 1st, 1857,	\$ 54 86
		W. H. Hamilton, in part of his contract for improving Capitol Grounds, Danforth, Wright & Co., engraving plates for State Bonds, &c.,	100
		H. Mahler, for making a Seal for the County Court of Edgecombe county,	428 47
		W. White, jr., Agent Adams' Express Company, freight on package from New York,	12 50
		John Hutchins, 2 wagon loads firewood for State Capitol,	1 25
		William Chavers, for repairing Pump on Capitol Square,	8
		Bank of the Republic, New York, interest on Coupon Bonds, advanced by said Bank,	4
		John D. Whitford, President of Atlantic and North-Carolina Railroad Company, sundry Coupon Bonds, in part of State's subscription to said Railroad,	30,750
		Accrued interest,	28,500
		Marshall Parks, President of the Albemarle and Chesapeake Canal Company, 165 Coupon Bonds of \$1,000 each, in full of State's subscription to said improvement,	80 65
		Paul C. Cameron, interest on State Bond,	165,000
		Bank of the Republic, New York, interest on Coupon Bonds, advanced by said Bank,	90
		Bank of the Republic, New York, interest on temporary loan,	5,700
		Bank of the Republic, New York, sundry temporary loans,	485 14
		Bank of the State of North-Carolina, temporary loan,	50,000
		Jacob Siler, Agent for collection of Cherokee Bonds,	10,000
		Bank of the State of North-Carolina, 1 per cent. premium on \$25,000 Northern Funds,	90
	May.		250

1857.		\$	Public fund— disbursements.
May.	Bank of Cape Fear, 1 per cent. premium on \$15,000 Northern Funds,	150	
	Bank of the State of North-Carolina, 1 per cent. premium on \$10,000 Northern Funds,	100	
	Bank of Clarendon, 1 per cent. premium on \$9,702.97 Northern Funds,	97 03	
	Bank of the State of North-Carolina, 1 per cent. premium on \$6,000 Northern Funds,	60	
	Holder & Wilson, for Printing the Laws, Journals and Documents of the General Assembly, Session 1856-'7,	2,072 61	
	Holden & Wilson, Printing for Executive department, including proclamation to Presidential Electors in Nov., 1856, commissions for Justices of the Peace, commissions for Militia Officers, Executive Warrants, &c.,	50 87	
	T. J. Lemay, for examining the account of Holden & Wilson for Printing Laws, Journals and Documents of the General Assembly, Session of 1856-'7,	9	
	Holden & Wilson, Printing for the State Department,	35	
	Holden & Wilson, Printing for the Treasury Department,	15	
	Holden & Wilson, Printing for Comptroller's Dep't, including Blanks for Clerks, Warrants for Chairmen of Common Schools, Blank Tax Lists, &c., for the several counties of the State,	377 67	
	Ebenezer Emmons, State Geologist, his 1st quarter's salary for 1857,	625	
	Ebenezer Emmons, jr., Assistant Geologist, his 1st quarter's salary for 1857,	375	
	Mauder & Campbell, in part of their contract for the Stone work and appurtenances for Statue of Washington on Capitol Grounds,	100	
	W. H. Hamilton, in part of his contract to improve the Capitol Grounds,	200	
	Repairs and Furniture for Executive Mansion,	87 25	
	H. D. Turner, Stationery for the State,	28 85	

Public fund— disbursements.	1857.		
	May.	O. H. Perry, State Librarian, freight on Books for State Library,	\$ 457
		Pulaski Cowper, Secretary to the Board of Internal Improvements, expenses of a meeting of said Board, May 22, 1857,	11
		W. H. Washington, Attorney for Alexander Taylor, sr., a Pension for 1856,	50
		M. E. Manly, Judge Superior Courts, his 1st half year's salary for 1857,	975
		R. M. Sanders, Judge Superior Courts, his 1st half year's salary for 1857,	975
		John W. Ellis, Judge Superior Courts, his 1st half year's salary for 1857,	975
		G. S. Stevenson, Solicitor, 3 Certificates, Spring, 1857,	60
		Elias C. Hines, Solicitor, 10 Certificates, Spring, 1857,	200
		Wm. Lander, Solicitor, 13 Certificates, Spring, 1857,	260
		Robert Strange, Solicitor, 5 Certificates, Spring, 1857,	100
		Marcus Erwin, Solicitor, 5 Certificates, Spring, 1857,	100
		John H. DeCarteret, stitching and folding Documents for the Legislature, Session of 1856-'7,	10870
		W. & N. O. Telegraph Company, dispatches to New York, for Public Treasurer,	404
		J. D. & R. S. Pullen, articles for State Capitol,	514
		Henry Andrews, 5½ cords wood for State Capitol,	1485
		Geo. T. Cooke, 12 cords and 1 load wood for State Capitol,	3620
		W. & N. O. Telegraph Company, dispatches to New York for Public Treasurer,	285
		James Page, in part of his contract with Secretary of State to distribute the Laws, &c., last General Assembly, in 18 western counties,	100
	June.	E. W. Ward, Treasurer of the New River Navigation Company, balance of State's appropriation for said improvement,	10,000

1857.			Public fund— disbursements.
June.	Bank of the State of North-Carolina, temporary loans,	\$ 15,000	
	Bank of the Republic, New York, temporary loans,	35,00	
	Bank of the Republic, New York, interest on temporary loan,	1,986 44	
	Bank of the State of North-Carolina, interest on temporary loans,	26 99	
	Bank of the Republic, New York, interest on Coupon Bonds, advanced by said Bank,	1,710	
	Bank of Cape Fear, 1 per cent. premium on Northern Funds, to pay interest on Bonds of Cape Fear and Deep River Navigation Company,	90	
	Mauder & Campbell, in part of contract for stone work for erection of statue of Washington on Capitol Grounds,	100	
	B. Moore, for the apprehension of Stephen Hughes, a fugitive from justice,	250	
	D. W. Courts, Public Treasurer, his 2d quarter's salary for 1857,	500	
	W. R. Richardson, Clerk, his 2d quarter's salary for 1857,	187 50	
	C. H. Brogden, Comptroller, his 2d quarter's salary for 1857,	250	
	Bank of Wilmington, 1 per cent. premium on Northern Funds,	97 01	
	Bank of Wadesboro', 1 per cent. premium on Northern Funds,	194 05	
	C. F. Fisher, 1 per cent. premium on Northern Funds,	150	
	J. M. Dick, Judge Superior Courts, for 14 Certificates, Spring Circuit, 1857,	1,155	
	J. L. Bailey, Judge Superior Courts, his 1st half year's salary,	975	
	S. J. Person, Judge Superior Courts, 14 Certificates,	1,155	
	D. F. Caldwell, Judge Superior Courts, 15 Certificates,	1,245	
	Will. A. Jenkins, Attorney General, 4 Certificates,	80	
	Robert Strange, Solicitor, 1 Certificate,	20	
	Thos. Ruffin, jr. Solicitor, 12 Certificates,	240	
	J. J. Bruner, for folding, stitching, covering and pressing State's part No. 1, Vol. 4, Jones' Equity Reports,	515 90	

Public fund— disbursements.	1857. June.		
		W. Hill, Secretary of State, for superintending distribution of Laws and Journals of last General Assembly,	\$ 100
		W. E. Anderson, Treasurer of Insane Asylum, on warrant of Ex. Com.,	5,000
		C. C. Tally, in part of his contract for distributing Laws and Journals of last General Assembly in 10 counties,	50
		William Webster, in part of his contract for distributing Laws and Journals of last General Assembly in 17 counties,	75
		Holden & Wilson, boxes for Laws and Journals,	23
		William Cheek, for distributing Laws and Journals of last General Assembly in 20 counties,	215
		Levi Howell, Treasurer of Martin County Agricultural Society,	50
		W. H. & R. S. Tucker for candles,	40
		F. N. Roberts and R. M. Gorrell, for their attendance under a subpoena as witnesses before a Committee of last General Assembly,	36
		James Banks, for sending messenger from Fayetteville to Elizabethtown with reprieve for Daniel McDonald,	5
		Adams' Express Company, freight on package State bonds from N. York,	150
		William Robinson & Co., for publishing Equal Suffrage amendment to the Constitution of North-Carolina,	25
		John D. Whitford, President of Atlantic & North-Carolina Railroad Company, sundry Coupon Bonds, in part of the State's subscription to said Railroad,	128,500
		Accrued interest,	12850
		W. E. Anderson, Treasurer of Insane Asylum, per order of Superintendent and Directors, 15 Coupon Bonds of \$1,000 each, issued under an Act of the General Assembly, ratified 14th February, 1855,	15,000
		Accrued interest,	300
		W. E. Anderson, Treasurer, per order of Superintendent and Directors,	1,38529

1857. July.			Public fund— disbursements.
	Sundry persons, interest on Bonds of the State of North-Carolina, due 1st Monday in July, 1857,	\$ 10,323	26
	Sundry persons, interest on Bonds of Fayetteville & Western Plankroad Company, due 1st Monday in July, 1857,	3,130	
	Bank of the State of North-Carolina, temporary loans,	15,000	
	Bank of the Republic, New York, temporary loan, balance of \$30,000,	10,000	
	Charles Manly, Treasurer University of North-Carolina, interest on Bond for \$6,000, held by University,	180	
	Bank of the State of North-Carolina, interest on temporary loans,	18	87
	Bank of Cape Fear, interest on temporary loans,	2,400	
	Bank of the Republic, New York, interest on temporary loan,	616	39
	Bank of the State of North-Carolina, interest on Raleigh & Gaston Railroad Bonds, endorsed by the State,	14,490	
	W. J. Hubbard, on account of his Statue of Washington for the State,	7,500	
	Raleigh & Gaston Railroad Company, freight on Statue of Washington,	16	25
	Thomas Bragg, Governor of North-Carolina, his 2d quarter's salary for 1857,	750	
	Pulaski Cowper, Private Secretary to Gov. Bragg, his 2d quarter's salary for 1857,	75	
	William Hill, Secretary of State, his 2d quarter's salary for 1857,	200	
	R. C. Cotten, Adjutant General, his 1st half year's salary for 1857,	100	
	W. E. Anderson, Treasurer Insane Asylum,	19	
	Sundry persons, articles of furniture for Executive Mansion,	198	38
	Buncombe county Agricultural Society, State's quota for 1856,	50	
	Alexander county Agricultural Society, State's quota for 1856,	50	
	R. M. Pearson, Judge Supreme Court, his 2d quarter's salary for 1857,	625	

Public fund— disbursements.	1857. July.		
		W. H. Battle, Judge Supreme Court, his 2d quarter's salary for 1857,	\$ 625
		T. & J. W. Johnson & Co., sundry law books for Supreme Court,	46
		Frederick Nash, Chief Justice Supreme Court, his 2d quarter's salary for 1857,	625
		James Litchford, Marshal to Supreme Court at Raleigh, June Term, 1857,	96
		Will. A. Jenkins, Attorney General, for attending Supreme Court in Raleigh, June Term, 1857,	100
		E. B. Freeman, Clerk to the Supreme Court at Raleigh, his half year's salary for 1857,	150
		E. B. Freeman, Clerk Supreme Court, recording 1,661 pages at 30 cents,	498 30
		E. B. Freeman, Clerk Supreme Court, for 6 Record Books bought of E. J. Hale & Son,	60
		Marcus Erwin, Solicitor, 5 Certificates, Spring Circuit, 1857,	100
		William Lander, Solicitor, 1 Certificate, Spring Circuit, 1857,	20
		G. S. Stevenson, Solicitor, 4 Certificates, Spring Circuit, 1857,	80
		Drury King, Superintendent of the Capitol, his 2d quarter's salary,	65
		O. H. Perry State Librarian, his 2d quarter's salary, and services as to cabinet of minerals,	96 83
		G. H. Wilder, 1 day's service as Elector for President and Vice President of the United States,	3
		W. White, P. M. in Raleigh, postage for the several Public Offices in State Capitol, quarter ending July 1st 1857,	120 12
		John A. Weirman, P. M. at Salisbury, postage on Supreme Court Reports,	9 04
		Henry E. Lane, for apprehending and delivering Elsbury Johnson, a fugitive from justice, to the Sheriff of Henderson county, as a reward by Gov. Bragg's proclamation,	300
		W. H. Hamilton, on account of his contract to improve the Capitol Grounds,	200
		P. C. Cameron, for Wm. Cain, premium on Northern Funds,	105 95

1857. July.			Public fund— receipts.
	Richard Walke, premium on Northern Funds,	\$ 25	60
	W. E. Anderson, premium on Northern Funds,	33	77
	Holden & Wilson, Printing for Executive Department,	73	75
	Holden & Wilson, Printing for State Department,	37	50
	Holden and Wilson, Printing for Treasury Department,	30	
	Holden & Wilson, Printing for Comptroller's Department,	15	
	T. Loring, for publishing in Wilmington Commercial, Equal Suffrage amendment to the Constitution of North-Carolina,	17	
	Samuel F. Adams, for distributing Laws, Journals, &c., of last General Assembly in 19 counties of the State,	210	
	John D. Whitford, for Thomas Ewell, his Pension for 1857,	50	
	Pulaski Cowper, Secretary to Board of Internal Improvements, expenses of said Board at meetings 6th and 23d July, 1847,	33	25
	Bank of the Republic, New York, interest on Coupon Bonds advanced by said bank,	81,045	
	Bank of the Republic, New York, interest on Bonds of Cape Fear and Deep River Navigation Company, advanced by said Bank,	8,835	
	President and Directors of the Literary Fund, one Bond of the State of North-Carolina issued by D. W. Courts, Public Treasurer, in lieu of two Bonds, one for \$39,808.55, issued by C. L. Hinton, Public Treasurer, 25th January, 1847, and another for \$552, issued by C. L. Hinton, Public Treasurer, 9th October, 1848, with interest on both to 1st July, 1857, under a Resolution of the General Assembly, ratified 2d February, 1857,	65,563	
	William Thompson, 1 writing table and case for papers, for Secretary of State's office,	20	

Public fund— Disbursements.	1857. Aug.		
		W. Watson, for hanging 2 Venetian Blinds in Governor's office,	\$ 1
		William Thompson, for putting cloth on desk for Judges in the Supreme Court Room,	7
		Pulaski Cowper, Private Secretary to Gov. Bragg, for sealing 522 Coupon Bonds at 10 cents each, under a Resolution of last General Assembly,	52 20
		Adams' Express Company, freight on 2 packages from New York,	2 50
		Sundry Sheriffs, for settling Public Taxes for 1856, payable in 1857,	218 16
		Sundry Sheriffs, for making returns of the Congressional Election in August, 1857,	112 91
		Sundry Sheriffs, for making returns of the Election of Electors for President and Vice President of the United States in November, 1856,	157 24
		Sundry Sheriffs, for making returns of the Election, in Aug., 1857, to amend the Constitution of North-Carolina, relative to Equal Suffrage,	262 74
		Sundry persons, interest on Bonds of the State of North-Carolina,	375
		F. R. Cotten, Executor of M. G. Cotten, interest on Fayetteville & Western Plankroad Bond,	15
		John D. Whitford, President of Atlantic & North-Carolina Railroad Company, sundry Coupon Bonds, in part of State's subscription to said Railroad,	82,000
		Accrued interest,	82
		Bank of the State of North-Carolina, temporary loan,	20,000
		Bank of Cape Fear, interest on temporary loans,	480
		Bank of the State of North-Carolina, interest on temporary loan,	141 36
		Commercial Bank of Wilmington, 1 per cent. premium on Northern Funds,	98 47
		Bank of Cape Fear, 1 per cent. premium on Northern Funds,	100
		Bank of Clarendon, Tax on Stock returned to said Bank,	1,200

1857. Aug.			Public fund— disbursements.
	Bank of the State of North-Carolina, interest on Raleigh & Gaston Railroad Bonds,	\$ 30	
	Pulaski Cowper, Secretary to Board of Internal Improvements, expenses of meetings of said Board, 13th April and 22d August last,	38	
	W. H. Hamilton, in part of his contract for improving the Capitol Grounds,	300	
	John H. DeCarteret, for binding Laws, Journals, &c., session General Assembly, 1856-'7,	1,073	25
	W. S. Webster, balance of his contract for distributing Laws, Journals, &c., of last General Assembly, in 17 counties,	125	
	C. C. Tally, balance of his contract for distributing Laws, Journals, &c., of last General Assembly, in 10 counties,	60	
	James Page, balance of his contract for distributing Laws, Journals, &c., of last General Assembly, in 18 Western counties,	233	
	The following persons for publishing the Governor's proclamation for amending the Constitution of North-Carolina relative to Equal Suffrage :		
	Gowan & Tumbro, Rutherford Democrat,	20	
	William J. Yates, Western Democrat,	19	50
	T. W. Atkin, Asheville News,	19	50
	Alspaugh & Boner, Western Sentinel,	16	
	Ogburn, Cole & Albright, Greensboro' Times,	16	
	Godwin & Quillin, Democratic Pioneer.	13	75
	John W. Syme, advertising for the Treasury and Executive Departments,	49	25
	William Hicks, Editor Herald of Truth, for publishing Gov. Bragg's Proclamation for the apprehension of Elsbury Johnson, a fugitive from justice,	16	
	W. A. Jenkins, Attorney General, for attending the Supreme Court at Morganton, August Term, 1857, in discharge of his official duties,	100	

Public fund— disbursements.	1857. Aug.		
		Serug Webb, Job Moore and J. Gragg, Commissioners to superintend the construction of a Road from the Caldwell & Watauga Turnpike, in Watauga county, to Collettsville in Caldwell county,	\$ 500
		Washington & New Orleans Telegraph Company, Telegraphic dispatches for Executive and Treasury Departments,	3 46
		Adams' Express Company, freight on package from New York,	1 25
	Sept.	John D. Whitford, President of Atlantic & North-Carolina Railroad Company, sundry Coupon Bonds in part of State's subscription to said Railroad,	47,000
		Accrued interest,	47
		John D. Whitford, President, balance of State's subscription to Atlantic and North-Carolina Railroad,	1,216 30
		R. C. Pearson, President of Western North-Carolina Railroad Company, sundry Coupon Bonds, in part of State's subscription to said Railroad,	100,000
		Accrued interest on said Bonds,	547 25
		Sundry persons, interest on Bonds of the State of North-Carolina,	285
		Allen Montague, interest on Fayetteville and Western Plankroad Bonds,	30
		R. T. Heffin, Attorney of Susan F. Phillips, interest on Fayetteville and Western Plankroad Bond,	15
		Sundry Sheriffs, for settling Public Taxes for 1856, payable in 1857,	1,715 02
		Sundry Sheriffs, for making returns of the Congressional Election in August, 1857,	778 70
		Sundry Sheriffs, for making returns of the Election of Electors for President and Vice President of the United States, in November, 1856,	730 28
		Sundry Sheriffs, for making returns of the Election in August, 1857, for amending the Constitution of North-Carolina, relative to Equal Suffrage,	2,052 70
		Bank of the State of North-Carolina, sundry temporary loans,	86,100

1857. Sept.			Public fund— disbursements.
	Commercial Bank of Wilmington, temporary loan,	\$ 10,000	
	Bank of Clarendon, ditto,	10,000	
	Bank of Wadesboro', ditto,	20,000	
	Bank of Clarendon, ditto,	10,000	
	Bank of Clarendon, ditto,	10,000	
	Bank of the Republic, New York, do.,	16,000	
	Bank of the State of North-Carolina, interest on temporary loans,	191 12	
	Bank of Cape Fear, interest on temporary loans,	543 08	
	Bank of the State of North-Carolina, interest on temporary loans,	69 05	
	Bank of Cape Fear, interest on temporary loans,	60	
	Bank of Cape Fear, interest on temporary loans,	285	
	Sundry persons, 1 per cent. premium on Northern Funds,	206 67	
	W. E. Anderson, Treasurer Insane Asylum, per order Superintendent,	2,000	
	Maunder & Campbell, balance in payment for stone-work for Statute of Washington on Capitol Square,	1,134 69	
	D. Haggerty, for railing for enclosing Statute of Washington on Capitol Square,	622	
	Joseph Brittain, Sheriff of Burke county, for acting as Marshal to the Supreme Court, at Morganton, August Term, 1857, 23 days at \$2 per day,	46	
	Robert Strange, Solicitor, 4 Certificates,	80	
	H. C. Jones, Reporter to the Supreme Court, his half year's salary,	300	
	James R. Dodge, Clerk of the Supreme Court at Morganton, his half year's Salary for the year ending August, 1857,	150	
	James R. Dodge, Clerk of the Supreme Court at Morganton, for recording 1095 pages at 30 cents,	328 50	
	James R. Dodge, Clerk of the Supreme Court at Morganton, for Record Books, Stationery and advertising Court,	36 50	
	W. H. Battle, Judge Supreme Court, his 3d quarter's salary for 1857,	625	

Public fund— disbursements.	1857. Sept.		
		Pulaski Cowper, Private Secretary, his 3d quarter's salary for 1857,	\$ 75
		William Hill, Secretary of State, his 3d quarter's salary for 1857,	200
		D. W. Courts, Public Treasurer, his 3d quarter's salary for 1857,	500
		W. R. Richardson, Clerk, his 3d quarter's salary for 1857,	185 50
		C. H. Brogden, Comptroller, his 3d quarter's salary for 1857,	250
		O. H. Perry, State Librarian, his 3d quarter's salary for 1857,	87 50
		Drury King, Superintendent of Capitol, his 3d quarter's salary for 1857,	65
		Washington Harriss, Sheriff of Franklin county, for making returns of election for Governor in August, 1857,	10
		Bank of the State of North-Carolina, interest on Raleigh & Gaston Railroad Bonds,	90
		H. Troutman, former Sheriff of Iredell county, amount refunded to him by Resolution of last General Assembly,	43 50
		Alexander Johnson, former Sheriff of Cumberland county, amount refunded to him by Resolution of last General Assembly,	14 10
		Jas. Blount, of Robeson county, amount refunded to him by Resolution of last General Assembly,	10
		Henry J. Brown, bill for furniture for Executive Mansion,	41 25
		Pescud & Gatling, articles for repairs of Executive Mansion,	4 24
		Duplin county Agricultural Society, the State's quota for 1857,	50
		Granville county Agricultural Society, the State's quota for 1857,	50
		W. H. Hamilton, on account of his contract to improve the Capitol Square,	477 82
		Theophilus Gardener, of Wayne, his Pension for 1857,	40
		William Sasser, of Wayne, his Pension for 1857,	40
		Adams' Express Company, freight on package from New York, for Public Treasurer,	1 25

1857. Sept.		\$	Public fund— disbursements.
	Washington & New Orleans Telegraph Company, Dispatches for the Public Treasurer,	2	
	Danforth, Wright & Co.,	560	46
	Washington & New Orleans Telegraph Company, dispatch for Public Treasurer,	165	
	Bank of the Republic, New York, interest on Coupon Bonds advanced by said bank,	8,805	
		\$2,094,207	35



# COMPTROLLER'S STATEMENT.

## 1858.

### GENERAL STATEMENT.

General statement.

Amount in hands of Public Treasurer, October 1, 1857,	\$ 319,141	57	
Receipts for Literary Fund for fiscal year ending Sept. 30, 1858,	164,188	44	
Receipts of Public Fund for fiscal year ending Sept. 30, 1858,	1,541,941	22	
Receipts of Sinking Fund for fiscal year ending Sept. 30, 1858,	29,250	00	
			\$ 2,054,521
Disbursements of Literary Fund for fiscal year ending Sept. 30, 1858,	204,674	28	
Disbursements of Public Fund for fiscal year ending Sept. 30, 1858,	1,636,409	11	
Disbursements of Sinking Fund for fiscal year ending Sept. 30, 1858,	28,980	00	
			1,870,063
Leaving in hands of the Public Treasurer, October 1st, 1858,			\$ 184,457

LITERARY FUND.			
Balance due this Fund, Oct. 1st, 1857,	\$ 118,652	20	
Receipts of Literary Fund for fiscal year ending Sept. 30, 1858,	164,188	44	
			\$ 282,840
Disbursements of Literary Fund for fiscal year ending Sept. 30, 1858,			204,674
			28
Balance due this Fund, Oct. 1st, 1858,			\$ 78,166

Literary fund.

PUBLIC FUND.			
Public fund.	Balance due this Fund, Oct. 1st, 1857,	\$ 200,489	37
	Receipts of Public Fund for fiscal year ending Sept. 30, 1858,	1,541,941	22
			\$ 1,742,430
	Disbursements of Public Fund for fiscal year ending Sept. 30, 1858,		1,636,409
			11
	Balance due this Fund, Oct. 1st, 1858,		\$ 106,021
			48

RECEIPTS INTO SINKING FUND.			
Sinking fund— receipts.	1857. Received of Raleigh & Gaston Railroad Company, dividend on stock owned by State in same,		\$ 29,250
	Dec.		

DISBURSEMENTS FROM SINKING FUND.			
Sinking fund— disbursements.	1857. Paid for State Coupon Bonds, per order of Commissioners of Sinking Fund,		\$ 28,980
	Dec.		
	Balance due this Fund, Oct. 1st, 1858,		\$ 270

Literary fund. }

## RECEIPTS AND DISBURSEMENTS

*Of Literary Fund for fiscal year ending September 30, 1858:*

		RECEIPTS.	DISBURSEMENTS.
1857.	October,	\$ 217	\$ 2,431
"	November,	17,035	43,893
"	December,	9,197	34,898
1858.	January,	42,740	18,348
"	February,	197	1,968
"	March,	293	3,637
"	April,	121	5,991
"	May,	28,040	42,220
"	June,	14,077	20,570
"	July,	38,668	9,791
"	August,	1,490	8,602
"	September,	12,106	12,320
		\$ 164,188	\$ 204,674
		44	28

## RECEIPTS AND DISBURSEMENTS

Public fund.

*Of Public Fund for fiscal year ending September 30, 1858:*

		RECEIPTS.	DISBURSEMENTS.
1857.	October,	\$ 230,242 25	\$ 362,591 73
"	November,	107,127 90	145,466 47
"	December,	57,094 60	72,375 34
1858.	January,	78,771 02	168,309 98
"	February,	112,667 10	123,658 90
"	March,	69,646 13	6,821 46
"	April,	15,283 65	63,443 71
"	May,	111,515 88	104,918 85
"	June,	137,827 39	5,943 99
"	July,	9,462 73	155,891 35
"	August,	130,376 29	104,052 78
"	September,	481,926 28	322,934 55
		\$ 1,541,941 22	\$ 1,636,409 11

## LITERARY FUND.—(Receipts.)

Literary fund—  
receipts.

## STATEMENT A.

*Exhibiting the several sources from which the Receipts of the Literary Fund have been derived:*

Entries of Vacant Lands,	\$ 3,296 90
Deaf and Dumb Asylum Tax,	968
Interest on College Bonds,	2,396 73
Bank dividends,	95,078 75
Interest on State Bonds,	5,070 30
Interest on Fayetteville and Western Plankroad Bonds,	540
Interest on State Coupon Bonds,	5,700
Interest on Wilmington and Weldon Railroad Bonds,	3,135
Wilmington and Weldon Railroad divi- dends,	26,000
Interest on Raleigh and Gaston Rail- road Bonds,	8,400
Carried forward,	\$ 150,585 68

Literary fund--  
receipts.

Brought forward,	\$ 150,585 68
Individual Notes,	1,342 30
Swamp Land Bonds,	209 50
Cape Fear Navigation dividends,	650
Interest on Individual Notes,	330
Retailers,	9,910
Auction Tax,	1,160 96
	<hr/>
	\$ 164,188 44

Detailed as follows:

1857.			
Oct.	Received of sundry persons for entries of Vacant Lands,	\$	142 25
	James Miller, tax from the county of Alexander for the support of Rebecca C. Miller, a Deaf Mute in the North-Carolina Institution for the Deaf and Dumb and the Blind,		75 .
Nov.	Sundry persons for entries of Vacant Lands,		343 51
	Interest on the following College Bonds, held by Literary Board :		
	Greensboro' Female College,		210
	Mount Pleasant Academy,		60
	Clinton Female College,		90
	Bank of Cape Fear, dividend on Stock held by Literary Board in said bank,		16,332
Dec.	Sundry persons for entries of Vacant Lands,		1,017 86
	Wilmington and Weldon Railroad Company, in part of dividend on Stock held by Literary Board in said Company,		8,000
	Interest on Floral College Bonds,		180
1858.			
Jan.	Sundry persons, for entries of Vacant Lands,		182 53
	Bank of the State of North-Carolina, dividend of Stock held by Literary Board of said Bank,		25,135
	Interest on State Bonds, held by Literary Board,		2,535 15
	Interest on Bonds of Fayetteville and Western Plankroad Company, held by Literary Board,		270

1858.		2,850	Literary fund-- receipts.
	Interest on Coupon Bonds, held by Literary Board,		
	Interest on Bonds of Wilmington and Weldon Railroad Company,	1,567	50
	Interest on Bonds of Raleigh and Gaston Railroad Company,	4,200	
	Wilmington and Weldon Railroad Company, part of dividend on Stock in said Company,	6,000	
Feb.	Sundry persons, for entries of Vacant Lands,	197	83
March.	Sundry persons, for entries of Vacant Lands,	293	31
April.	Sundry persons, for entries of Vacant Lands,	121	97
May.	Sundry persons, for entries of Vacant Lands,	170	28
	Bank of Cape Fear, dividend on Stock held by Literary Board in said Bank,	27,220	
	Cape Fear Navigation Company, dividend on Stock held by Literary Board, in said Company,	650	
June.	Sundry persons, for entries of Vacant Lands,	191	64
	Interest on Normal College Bonds,	300	
	Interest on Mount Pleasant Academy Bonds,	60	
	Interest on Clinton Female College Bonds,	90	
	Interest on Note of W. D. Cooke,	120	
	Interest on Notes of Simmons, Davis & Co.,	180	
June.	Principal on Note of Simmons, Davis & Co.,	1,000	
	Principal on Note of Mary Culpepper,	111	
	Principal on Note of Nathan Poyner,	25	
	Wilmington & Weldon Railroad Company, dividend on Stock held by Literary Board in said Company,	12,000	
July.	Sundry persons, for entries of Vacant Lands,	138	73
	Stephen D. Culpepper, on Swamp Land Bond,	73	50
	William Clarke, on individual note,	342	30
	Gov. Bragg, <i>President, ex-officio</i> , Literary Board, interest on Bond for \$65,500 to July 1st, 1858,	1,966	89

Literary fund-- receipts.	1858.	Interest on State Bonds of \$3,500,	105
		Interest on State Bonds of \$15,442,	463 26
		Interest on \$9,000 Bonds of Fayetteville & Western Plankroad Company, held by Literary Board,	270
		Interest on State Coupon Bonds, held by Literary Board,	2,850
July.		Interest on bonds of Wilmington & Weldon Railroad Company, held by Literary Board,	1,567 50
		Interest on bonds of Raleigh & Gaston Railroad Company, held by Literary Board,	4,200
		Interest on bonds of Chowan Female Institute,	270
		Interest on Johnson & Williams' note, Bank of the State of North-Carolina, dividend on Stock held by Literary Board in said bank,	30
Aug.		Sundry persons, for entries of Vacant Lands,	26,391 75
		Interest on Wake Forest College bonds,	262 09
		Interest on Greensboro' Female College bonds,	296 73
		Sundry Sheriffs, tax on retailers,	420
		Auction tax,	510
Sept.		Sundry persons, for entries of Vacant Lands,	188
		Sundry Sheriffs, tax on retailers,	234 91
		Jonas Cline, Sheriff of Catawba County, tax for support of indigent pupil at the Asylum for the Deaf and Dumb and the Blind,	9,400
		W. H. High, Sheriff of Wake County, tax for support of indigent pupils at Asylum for the Deaf and Dumb and the Blind,	75
		William Haymore, Sheriff of Surry Co., tax for support of indigent pupil at Asylum for the Deaf and Dumb and the Blind,	437 75
		J. S. Willis, Sheriff of Bladen County, tax for support of indigent pupils at Asylum for the Deaf and Dumb and the Blind,	75
		Sundry Sheriffs, Auction tax,	305 27
			1,159 08

1858.	Interest on Greensboro' Female College bonds,	420
		\$ 164,188 44

LITERARY FUND.—(*Disbursements.*)Literary fund—  
disbursements.

## STATEMENT B.

*Exhibiting the several objects for which the Disbursements of the Literary Fund have been made :*

Common Schools,	\$ 179,087 48
Asylum for the Deaf and Dumb and the Blind,	15,000
Superintendent of Common Schools,	1,875
Superintendent of Swamp Lands,	1,000
Road from Reddie's River to Tennessee line,	2,000
Contingencies,	5,711 80
	\$ 204,674 28

Detailed as follows :

1857.		
Oct.	Paid J. Cathey, Chairman of Common Schools in Haywood Co., the State's quota to said County, Spring distribution, 1857,	\$ 828 84
	Samuel H. Young, Treasurer of the North-Carolina Institution for the Deaf and Dumb and the Blind,	1,000
	C. H. Wiley, General Superintendent of Common Schools, his 3rd quarter's salary for 1857,	375
	Holden & Wilson, for printing for Common Schools per order of C. H. Wiley,	228
Nov.	Paid sundry Counties State's quota for support of Common Schools, Fall distribution, 1857, as follows :	
	Alamance County, J. Trollinger, Chm'n	1,069 92
	Anson " H. B. Hammond "	1,215 72
	Beaufort " Jos. Potts, "	1,405 92

Literary fund- disbursements.	1857.			
	Nov.	Bertie County	Jos. B. Cherry, Ch.	1,196 76
		Burke	James Avery, "	820 28
		Chatham	Jas. S. Lassater, "	1,926 60
		Cumberland	E. L. Winslow "	976 06
		Davidson	John Haines, "	1,794 76
		Edgecombe	David Barlow, "	1,302 12
		Forsyth	C. L. Banner, "	1,200 74
		Davie	L. Bingham, "	839 76
		Franklin	W. T. Johnson, "	1,141 20
		Gaston	L. A. Mason, "	792 36
		Gates,	S. W. Worrell, "	825 36
		Granville	L. A. Paschall, "	2,076 36
		Guilford	E. W. Ogburn, "	1,992 60
		Halifax	Jas. L. Ousby, "	1,485 84
		Iredell	M. Campbell, "	1,567 44
		Johnston	W. Massey, "	1,262 92
		Orange	W. H. Brown, "	1,794 84
		Pasquotank	W. W. Kenedy, "	849 96
		Perquimans	E. N. Riddick, "	723 60
		Person	G. D. Saterfield, "	1,059
		Pitt	Alfred Moye, "	1,289 40
		Randolph	J. Worth, "	1,821 12
		Rowan	D. A. Davis, "	1,479 48
		Wake	W. W. Whitaker,	2,234 76
		Wayne	W. K. Lane, "	1,238 09
		Wilkes	A. A. Scroggs, "	1,397 04
		Yadkin	James Sheek, "	1,141 32
		S. H. Young, Treasurer of the North-Carolina Institution for the Deaf and Dumb and the Blind,		3,000
		T. H. Hill, for correcting copies of Common School Law, per order of C. H. Wiley,		8
		Pulaski Cowper to defray expenses of Literary Board from January 10th to October 31st 1857, inclusive,		54
		Holden & Wilson, part of their contract to furnish a Register for Common Schools of the State,		1,000
	Dec.	Paid sundry Counties, State's quota for support of Common Schools, Fall distribution for 1857, as follows:		
		Bladen County,	Neill Graham, ch'mn,	962 88
		Brunswick	John Brown, "	714 12
		Buncombe	M. Patton, "	1,480 56
		Cabarrus	A. J. York, "	815 88
		Carteret	J. P. C. Davis, "	669 96

1857.				
Dec.	Caswell County	Alvis Lea, Chairman,	\$ 1,459	32
	Cleveland	" J. R. Logan,	1,163	64
	Columbus	" Haynes Lennon	636	96
	Craven	" Jno. T. Lane,	1,479	48
	Currituck	" B. F. Simmons,	750	84
	Davie	" L. Bingham,	839	76
	Greene	" Edward Patrick,	638	52
	Harnett	" D. McCormick,	850	70
	Haywood	" Jos. Cathey,	828	84
	Henderson	" Jos. Maxwell,	825	96
	Hertford	" W. N. H. Smith,	798	72
	Jones	" W. H. Bryan,	472	20
	Lenoir	" Jas. W. Cox,	666	84
	Lincoln	" C. L. Hunter,	830	88
	McDowell	" Jos. Conly,	688	92
	Macon	" J. R. Siler,	740	28
	Martin	" A. H. Coffield,	835	32
	Mecklenburg	" Jno. P. Ross,	1,406	88
	Nash	" J. J. Q. Taylor,	948	58
	N. Hanover	" S. D. Wallace,	1,558	32
	Onslow	" D. W. Saunders,	844	80
	Richmond	" B. B. McKenzie,	952	32
	Robeson	" Jno. M. Hartman,	1,329	60
	Sampson	" Arch. Monk,	1,327	32
	Stokes	" W. A. Mitchell,	1,018	80
	Surry	" Jas. C. Norman,	900	84
	Union	" M. W. Cuthbertson,	1,110	96
	Washington	" J. Ramsey,	573	60
	Watanga	" R. Mast, spring,	401	76
	"	" " fall,	401	76
	Warren	" Samuel Bobbitt,	1,168	92
	Wilson	" L. D. Farmer,	635	45
	S. H. Young,	Treasurer of the N. C. In-		
		stitution for the Deaf and Dumb and		
		the Blind,	1,000	
	Sundry persons for publishing	Fall dis-		
		tribution, 1857, Common School Fund,		
		as follows:		
	J. M. Newson, Salisbury Banner,		24	
	T. W. Atkin, Asheville News,		24	
	J. H. Muse, New Berne Union,		24	
	T. Loring, Wilmington Commercial,		24	
	Holden & Wilson, N. C. Standard,		24	
	Alspaugh & Boner, Western Sentinel,		24	
	J. B. Godwin & Co., Democratic Pio-		24	
	neer,			

1858.			
Public fund— disbursements.	Jan.	Paid sundry Counties, State's quota for support of Common Schools, Fall distribution, 1857, as follows :	
		Alexander county, R. L. Steele, Chm'n,	\$ 600 36
		Ashe " John Reeves, "	1,024 68
		Caldwell " W. A. Ballew, "	700 32
		" " " "	700 32
		Catawba " G. P. Shnford, "	913 08
		Chowan " Jas. D. Wynne, "	630 24
		Duplin " H. Bourden, "	1,333 32
		Hyde " E. L. Mann, "	790 20
		Moore " W. D. Dowd, "	876 26
		Northampton " Herod Faison, "	1,287 72
		Stanly " R. G. Snnggs, "	761 76
		Cherokee " S. G. R. Mount, "	804 36
		S. H. Young, Treasurer of the N. C. Institution for the Deaf and Dumb and the Blind,	2,000
		C. H. Wiley, General Superintendent of Common Schools, his 4th quarter's salary for 1857,	375
		Holden & Wilson, balance for 3722 copies of Common School Register,	3,466 40
		Wm. Robinson & Co., for publishing in Goldsboro' Tribune Fall distribution, 1857, Common School Fund,	24
		W. J. Yates, for publishing in Western Democrat Fall distribution, 1857, Common School Fund,	24
		William White, P. M. in Raleigh, postage on account of Literary Board,	36 32
		Geo. Bower, on account of appropriation of proceeds of public lands for construction of a road from Reddie's River, in Wilkes county, across the Blue Ridge, through Ashe county, to Tennessee line,	2,000
Feb.	Samuel H. Young, Treasurer N. C. Institution for the Deaf and Dumb and the Blind,	1,000	
	M. P. Penland, Chairman of Common Schools in Yancey county, the State's quota for Common Schools in said county, Fall distribution 1857,	968 16	
March	The following counties, the State's quota for support of Common Schools, Fall distribution, 1857 :		

1858.			
March	Camden county, J. M. Forbes, Chm'n,	\$	545 88
	Montgomery, C. W. Wooley, "		739 56
	Perquimans, E. N. Riddick, "		723 60
	Tyrrell, J. McCleese, (Sp'g) "		534 24
	S. H. Young, Treasurer North-Carolina Institution for the Deaf and Dumb and the Blind,		1,000
	H. Hardie, boxes for Common School Register,		33 61
	J. W. Syme, for publishing in Raleigh Register Fall distribution, 1857, for Common Schools,		24
	Raleigh & Gaston Railroad Co., freight on boxes Common School Registers,		2 20
	G. D. Hardie, freight on boxes Common School Registers on Wilmington & Weldon and N. Carolina Railroads,		34 31
	April.	The following counties, the State's quota for Common Schools, for 1857:	
Duplin county, H. Bourden, Chairman,			1,258 32
Rockingham, W. P. Watt, "			1,483 56
Rockingham, W. P. Watt, "			1,483 56
S. H. Young, Treasurer North-Carolina Institution for the Deaf and Dumb and the Blind,			1,000
Wm. White, Postmaster at Raleigh, his postage account against the Literary Board for quarter ending April 1st, 1858,			9 16
C. H. Wiley, General Superintendent of Common Schools, his 1st quarter's salary for 1858,			375
Holden & Wilson, printing for Literary Board,			367 15
D. King, for packing Common School Registers,			15
May.		Paid sundry counties, State's quota for support of Common Schools, Spring distribution, 1858, as follows:	
	Alamance county, J. Trolinger, Chm'n.		1,219 92
	Alexander " R. L. Steele, "		600 36
	Anson " H. B. Hammond, "		1,290 72
	Beaufort " Joseph Potts, "		1,405 92
	Bertie " Jos. B. Cherry, "		1,196 76
	Buncombe " Mont. Patton, "		1,480 56
	Burke " James Avery, "		830 28
	Cabarrus " A. J. Yorke, "		1,040 88

Literary fund--  
disbursements.

Literary fund— disbursements.	1858. May.		\$
		Carteret County, J. P. C. Davis, Ch'n.	744 96
		Chatham " Jas. S. Lasater, "	1,926 60
		Chowan " Jas. D. Wynn, "	630 24
		Craven " John T. Lane, "	1,479 48
		Edgecombe " David Barlow, "	1,302 12
		Franklin " W. T. Johnson, "	1,141 20
		Gates " S. W. Worrell, "	825 36
		Granville " L. A. Paschall, "	2,076 36
		Guilford " Nathan Hiatt, "	2,217 60
		Forsyth " J. W. Alspaugh, "	1,275 74
		Iredell " M. Campbell, "	1,567 44
		N. Hanover " S. D. Wallace, "	1,708 32
		Orange " W. H. Brown, "	1,794 84
		Pasquotank " W. W. Kennedy, "	924 96
		Person " G. D. Satterfield, "	1,059
		Randolph " Jonathan Worth, "	1,821 12
		Rowan " D. A. Davis, "	1,479 44
		Tyrrell " J. Dunbar, (fall '56),	534 26
		Wake " W. W. Whitaker, "	2,534 76
		Warren " Samuel Bobbitt, "	1,243 98
		Wayne " W. K. Lane, "	1,238 09
		Wilkes " A. A. Scroggs, "	1,397 04
		Yadkin " James Sheek, "	1,141 32
		S. H. Young, Treasurer North-Carolina Institution for the Deaf and Dumb and the Blind,	1,000
		Wm. Robinson & Co., for advertising in Goldsboro' Tribune, Spring distri- bution, 1858, for Common Schools,	12
		Alspaugh & Boner, for advertising in Western Sentinel, Spring distribution, 1858. for Common Schools,	12
		M. A. DeCarteret, for work on Com- mon School Report,	31
		J. M. Newson, for advertising in Salis- bury Banner, Spring distribution. 1858, for Common Schools,	12
		J. H. Muse, for advertising in Newbern Union, Spring distribution, 1858, for Common Schools,	12
		J. B. Godwin, for advertising in Demo- cratic Pioneer, Spring distribution, 1858, for Common Schools,	12
	June.	Paid sundry Counties State's quota for support of Common Schools, Spring distribution, 1858, as follows:	
		Bladen County, Neill Graham, Ch'mn,	962 88

1857.			
June.	Caswell County, Alvis Lea, Chm'n,	1,459	32
	Currituck " B. T. Simmons, "	750	84
	Greene " Edward Patrick, "	638	52
	Harnett " D. McCornick, "	850	70
	Hyde " N. Beckwith, "	790	20
	Johnston " J. H. Kennedy, "	1,337	92
	Hertford " W. N. H. Smith, "	798	72
	Jones " John H. Cox, "	472	20
	Lenoir " Jas. W. Cox, "	741	84
	Lincoln " H. C. Hamilton, "	830	88
	McDowell " W. A. McCall, "	688	92
	Martin " A. H. Coffield, "	835	32
	Mecklenb'g " John P. Ross, "	1,406	88
	Macon " J. R. Siler, "	740	28
	Moore " W. D. Dowd, "	1,026	26
	Onslow " D. W. Sanders, "	844	80
	Montgomery " C. W. Wooley, "	739	56
	Tyrrell " J. Dunbar, (F'll'57) "	534	24
	" " " " "	534	24
	Washington " J. Ramsay, (act.) "	573	60
	Samuel H. Young, Treasurer North-Carolina Institution for the Deaf and Dumb and the Blind,	2,000	
	G. J. Cherry, his salary as agent of Swamp Lands, for year ending June 1st, 1858,	1,000	
	John W. Syme, for advertising in Raleigh Register, Spring distribution, 1858, for Common Schools,	12	
July.	Paid sundry Counties State's quota for support of Common Schools, as follows:		
	Ashe County, Jno. Reeves, Chairm'n,	1,024	68
	Brunswick " John H. Brooks, "	714	12
	Camden " Noah W. Forbes, "	620	88
	Columbus " Haynes Lemmon, "	636	96
	Pitt " Alfred Moye, "	1,289	40
	Sampson " A. Monk, "	1,477	32
	Stanly " R. G. Snuggs, "	761	76
	Surry " Jas. C. Norman, "	975	84
	Union " M. W. Cuthbertson, "	1,110	96
	Wilson " L. D. Farmer, "	710	45
	C. H. Wiley, General Superintendent of Common Schools, his 2nd quarter's salary for 1858,	375	
	Holden & Wilson, printing for Literary Board,	27	

Literary fund—  
disbursements.

1858.			
Literary fund— disbursements.	July.	W. A. Walsh, advertising in Warrenton News, Spring distribution 1858,	\$ 12
		W. J. Yates advertising in the Western Democrat, Spring distribution, 1858, for Common Schools,	12
		Pulaski Cowper, Secretary to Literary Board, for defraying expenses of Board from November 28th, 1857, to July 20th, 1858,	43 60
	Aug.	Paid sundry Counties State's quota for support of Common Schools as follows:	
		Gaston County, R. Rankin, Ch'man,	867 36
		Haywood " J. Cathey, "	828 84
		Henderson " Jos. Maxwell, "	825 96
		Northampton " Herod Faison, "	1,287 72
		Richmond " B. B. McKenzie, "	952 32
		Robeson " D. C. McIntyre, "	1,329 60
		Tyrrell " John Dunbar, "	534 24
		Yancey " M. P. Penland, "	968 16
		Samuel H. Young, Treasurer N. C. Institution for the Deaf and Dumb and the Blind,	1,000
		G. D. Hardie, freight on Com. School Register to Goldsboro' and Charlotte,	8 05
	Sept.	Samuel H. Young, Treasurer N. C. Institution for the Deaf and Dumb and the Blind,	1,000
		Paid sundry Counties State's quota for support of Com. Schools, as follows:	
		Caldwell County, W. A. Ballew, Ch'mn,	\$ 700 32
		Catawba " G. P. Shuford, "	988 08
		Cumberland " A. M. Campbell, "	1,276 06
		Davidson " John Haynes, "	1,694 76
		Duplin " H. Bourden, "	1,333 32
		Nash " J. J. Q. Taylor, "	948 58
		Rutherford " H. Harrill (Fall '57) "	1,486 56
		Rutherford " H. Harrill, "	1,486 56
		Stokes " W. A. Mitchell, "	1,018 80
		C. H. Wiley, General Superintendent of Common Schools, his 3rd quarter's salary for 1858,	375
		T. W. Atkin, advertising in Asheville News, Spring distribution, 1858, for Common Schools,	12
			\$ 204,674 28

## PUBLIC FUND.—(Receipts.)

Public fund—  
receipts.

## STATEMENT C.

*Exhibiting the several sources from which the Receipts of  
the Public Fund have been derived :*

Coupon Bonds,	\$ 673,000
Tax on Bank Stock,	34,289 25
Fayetteville and Warsaw Plankroad Company,	335 69
Insane Asylum,	9,940 04
State Loans,	341,799 70
Public Taxes,	467,884 19
Supreme Court Clerk's Office,	917 10
Interest on Wilmington and Weldon Railroad Bonds,	3,000
Tax on Attorneys' License,	1,057 50
Interest on Seaboard and Roanoke Rail- road Bonds,	323 22
Western Turnpike Company,	360 50
Cherokee Bonds,	200
Accrued Interest on Coupon Bonds,	1,707 66
Premium on \$5,000 " "	16 66
Indigent Insane Tax,	7,109 62
	\$ 1,541,941 22

Detailed as follows :

1857.		
Oct.	Issued to the Atlantic and North-Carolina Railroad Company, 16 Coupon Bonds of \$500 each, dated July 1st, 1857, and running 30 years, issued on account of said Road,	\$ 8,000
	Accrued interest,	8
	Issued to the Atlantic and North-Carolina Railroad Company, 220 Coupon Bonds of \$1,000 each, dated October 1st, 1857, and running 30 years, issued on account of said Road,	220,000
	Farmers' Bank of North-Carolina, tax on stock in said Bank,	2,234 25
Nov.	Issued to the Atlantic & North-Carolina Railroad Company, 105 Coupon Bonds	

Public fund— receipts.	1857.		
	Nov.	of \$1,000 each, dated October 1st, 1857, and running 30 years, issued on account of said Road,	\$ 105,000
		P. Murphy, on account of tolls from Fayetteville and Warsaw Plankroad.	40
		W. E. Anderson on account of board for sundry pay patients in the Insane Asylum of North-Carolina,	2,087 90
	Dec.	Issued to the Atlantic and North-Carolina Railroad Company, 45 Coupon Bonds of \$1,000 each, dated October 1st, 1857, and running 30 years, issued on account of said Road,	45,000
		Bank of Cape Fear, Raleigh, temporary loan,	10,000
		Clerk Superior Court, Wake county, balance due by execution, from C. J. Cochran, former Sheriff of Montgomery county, on his public tax account for the year,	886 59
		Patrick Murphy, Treasurer of Fayetteville & Warsaw Plankroad Company, on account of tolls from said Road,	295 69
		E. B. Freeman, Clerk of the Supreme Court, monies remaining in the office of said Court, pursuant to 73d chapter of the Revised Code,	912 32
	1858.		
	Jan.	Issued to the Atlantic & North-Carolina Railroad Company, 30 Coupon Bonds of \$1,000 each, dated Oct. 1st, 1857, running 30 years, issued on account of said Road,	30,000
		Bank of the State of North-Carolina, temporary loan,	29,546 31
		Bank of the State of North-Carolina, temporary loan,	9,848 77
		Bank of the State of North-Carolina, temporary loan,	4,924 38
		Interest on Bonds of the Wilmington & Weldon Railroad Company, owned by the State,	1,500
		W. E. Anderson, Treasurer of the Insane Asylum of North-Carolina, on account of board for sundry pay patients in said Asylum,	2,387 56
		E. B. Freeman, Clerk Supreme Court, at Raleigh, tax on Attorney's License,	56 1

1858.			Public fund— receipts.
Feb.	Issued to R. C. Pearson, President of Western N. Carolina Railroad Company, 40 Coupon Bonds of \$1,000 each, dated January 1st, 1858, and running 30 years, issued on account of said Road, and 120 Coupon Bonds of \$500 each, dated Jan. 1st, 1858, and running 30 years,	\$ 100,000.	
	Accrued interest,	600	
	Issued to J. G. Cook, President of Fayetteville & Centre Plankroad Company, 4 Coupon Bonds of \$1,000 each, dated January 1st, 1858, and running 30 years, issued on account of said Road,	4,000	
	Bank of Cape Fear, at Raleigh, temporary loan,	2,000	
	E. B. Freeman, Clerk Supreme Court, at Raleigh, tax on one Attorneys' License, December Term, 1857,	1410	
	Issued to W. E. Anderson, Treasurer of the Insane Asylum of North-Carolina, 6 Coupon Bonds of \$1,000 each, dated January 1st, 1858, and running 10 years, issued on account of said Asylum,	6,000	
	Accrued interest to 23d February, 1858.	53	
March	Bank of the State of North-Carolina, temporary loan,	19,697 54	
	Bank of Wilmington, temporary loan,	12,125 1	
	Merchants' bank of New Berne, temporary loan,	4,847 53	
	Bank of Washington, temporary loan,	8,730	
	Bank of Clarendon, temporary loan,	10,300	
	Bank of Yanceyville, temporary loan,	4,846 67	
	Bank of Charlotte, temporary loan,	7,271 30	
	E. B. Freeman, Clerk of the Supreme Court at Raleigh, money remaining for three years in the said Clerk's hands uncalled for to March 17th.	487	
	W. E. Anderson, Treasurer of the Insane Asylum of North-Carolina, on account of Board for sundry pay patients in said Asylum,	1,500	
	Seaboard & Roanoke Railroad Comp'y, interest on Bonds of said Company, held by the State of North-Carolina,	323 22	

1858.			
Public fund— receipts.	April.	B. Turner, Superintendent of the Western Turnpike Company, in part payment of tolls due the State from said Company,	\$ 360 50
		Jacob Siler,* Agent for collection of Cherokee Bonds, on account of said Bonds,	150
		Bank of the State of North-Carolina, temporary loan,	4,924 38
		Bank of the State of North-Carolina, temporary loan,	9,848 77
	May.	Issued to R. F. Simonton, Treasurer of Western N. C. Railroad Company, 35 Coupon Bonds of \$1,000 each, dated April 1st, 1858, and running 30 years and 30 Coupon Bonds of \$500 each, dated April 1st, 1858, and running 30 years, issued on account of the Western North-Carolina Railroad,	50,000
		Accrued interest from 1st April to 7th May, 1858,	308 33
		Bank of the State of North-Carolina, temporary loan,	44,326 85
		Bank of the State of North-Carolina, temporary loan,	14,773 14
		W. E. Anderson, Treasurer of the Insane Asylum of North-Carolina, on account of Board for sundry pay patients in said Asylum,	2,107 56
	June.	Bank of Cape Fear, at Raleigh, temporary loan,	15,150
Bank of Wilmington, temporary loan,		12,313	
Bank of Yanceyville, temporary loan,		4,923 33	
Merchant's bank of New Berne, temporary loan,		6,159 59	
Bank of Charlotte, temporary loan,		7,274 38	
Bank of Washington, temporary loan,		8,875 73	
Bank of Wadesboro', temporary loan,		9,850 41	
Bank of Fayetteville, temporary loan,		9,847 12	
Bank of State of N. C., temporary loan,		9,848 77	
Bank of Clarendon, temporary loan,		9,848 77	
Bank of Washington, temporary loan,	5,100 99		
Bank of Clarendon, temporary loan,	4,038 67		
Bank of Wilmington, temporary loan,	5,050		
Bank of the State of N. C., temporary loan,	11,818 52		

1858.			
June.	Bank of Fayetteville, temporary loan,	\$ 2,954	14 Public fund— receipts.
	Bank of the State of N. C., temporary loan,	9,848	77
	Bank of Wadesboro', temporary loan.	4,925	20
July.	Evander McIver, for 5 Coupon Bonds of \$1,000 each, dated July 1st, 1858, and running 20 years, issued on ac- count of Fayetteville & Albemarle Plankroad Company,	5,000	
	Premium on said Bonds,	16	66
	Accrued interest,	5	
	Bank of Yanceyville, temporary loan,	2,461	67
	W. H. Jones, Cashier of the Bank of Cape Fear, at Raleigh, interest on Bonds of the Wilmington & Weldon Railroad Company,	1,500	
	E. B. Freeman, Clerk of Supreme Court at Raleigh, tax on Attorney's Licen- ses, at June Term, 1858, of said Court,	479	40
Aug.	Wm. Flynt, Sheriff of Forsyth County, the State taxes of said County for 1857,	6,852	42
	Caleb Miller, Sheriff of Lincoln County, the State taxes of said County for 1857,	4,027	95
	James T. Bostick, Sheriff of Richmond County, the State taxes of said Coun- ty for 1857,	5,463	46
	James Roberts, Sheriff of Rockingham County, the State taxes of said Coun- ty for 1857,	7,942	11
	Issued to R. F. Simonton, Treasurer of Western North-Carolina Railroad Co., 75 Coupon Bonds of \$1,000 each da- ted July 1st, 1858, and running 30 years; and 50 Coupon Bonds of \$500 each, dated July 1st, 1858, and run- ning 30 years—all issued on account of said Road,	100,000	
	Accrued interest to August 19th, 1858.	733	33
	Bank of Cape Fear at Raleigh, tempo- rary loan,	3,500	
	Wm. E. Anderson, Treasurer of the In- sane Asylum of North-Carolina, on account of board for sundry pay pa- tients in said Asylum,	1,857	02

Public fund— receipts.	1858. Sept.		
		Sundry Sheriffs, State taxes for 1857, payable in 1858, as follows:	
		E. C. Grier, Sheriff, Mecklenburg Co.,	\$ 12,300 06
		Olin Coor, " Wayne "	8,672 59
		J. W. Steed, " Randolph "	5,434
		Jonas Cline, " Catawba "	3,598 54
		P. F. White, " Chowan Co.,	4,958 37
		Christian Strader, " Caswell "	10,222 18
		J. B. Lee, " Currituck "	2,602 79
		J. C. Smith, " Alexander "	1,512 26
		A. B. Long, " Rutherford "	3,907 13
		Geo Blackwell, " Polk "	1,034 28
		M. M. Plunkett, " Cabarrus "	6,728 96
		C. W. Wooley, " Montgomery "	2,092 56
		E. D. Hampton, " Davidson "	6,497 16
		Wm. Haymore, " Surry "	2,623 60
		Wm. Newbold, " Pasquotank "	5,202 47
		W. A. Walton, " Rowan "	10,066 75
		R. M. Jones, " Orange "	10,932 57
		John A. Vann, " Hertford "	5,782 34
		T. Davenport, " Tyrrell "	1,624 47
		A. C. Moore, " Anson "	7,891 25
		D. Gregory, " Camden "	3,444 90
		Abraham Cox, " Pitt "	8,143 95
		John Tapscott, " Alamance "	5,336 13
		Reuben King, " Robeson "	4,642 05
		John Martin, " Stokes "	2,952 37
		Jas. A. Vinson, " Johnston "	5,752 47
		Thos. J. Carr, " Duplin "	5,683 62
		Abraham Cox, " Pitt (addit'l) "	33 25
		Jas. A. Johnson, " Harnett "	2,018 63
		James H. Allen, " Brunswick "	2,865 33
		A. C. Latham, " Craven "	12,792 47
		S. A. Warren, " Northampton "	7,522 83
		Hector McNeill, " Cumberland "	12,934 79
		C. Austin, " Union "	3,790 43
		N. W. Cooper, " Nash "	5,418 58
		Hilliard Gibbs, " Hyde "	3,176 20
		R. G. Tuttle, " Caldwell "	2,137 02
		Joseph Brittain, " Burke "	3,402 20
		R. B. Paschal, " Chatham "	7,078 70
		P. Fronebarger, " Gaston "	3,424 61
		W. H. Smith, " Person "	5,374 58
		Harvey Cox, " Onslow "	3,042 23
		W. W. Long, " Yadkin "	2,838 80
		Esly Staly, " Wilkes "	2,765 57
		Robt. R. Tayloe, " Bertie "	3,052 21

1858. Sept.	Elias Barnes, Sheriff,	Wilson County,	\$	5,154	01	Public fund— receipts.
	D. C. McCanles,	Watanga		1,024	51	
	Chas. Latham,	Washington		3,493	48	
	W. A. Winbourne,	Guilford		9,575	76	
	Wm. Pollock,	Jones		2,677	14	
	Wm. Fields,	Lenoir		6,041	30	
	J. F. Jenkins,	Edgecombe		13,247	82	
	L. Williamson,	Columbus		3,283	89	
	W. H. High,	Wake		20,078	72	
	J. A. Reeves,	Ashe		2,769	92	
	W. W. Ward,	Martin		5,856	30	
	James Marshall,	Stanly		2,412	45	
	J. M. Hilliard,	Davie		3,580	39	
	J. B. Harding,	Beaufort		8,639	21	
	J. R. White,	Perquimans		4,528	43	
	Geo. W. Glass,	McDowell		2,181	42	
	Wash. Harriss,	Franklin		7,587	05	
	G. W. Crumpler,	Sampson		5,994	94	
	Asa Hill,	Gates		4,057	78	
	H. J. Jones,	Warren		10,538	09	
	C. L. Summers,	Iredell		6,774	20	
	C. Grigg,	Cleveland		3,394	96	
	Jos. H. Gooch,	Granville		12,249	57	
	T. W. Ritter,	Moore		3,474	40	
	E. D. Hall,	New Hanover		23,793	94	
	G. W. Hampton,	Buncombe (p't)		4,345		
	Isaac Arledge,	Henderson		3,355	49	
	Jas. E. Exum,	Greene		3,470	89	
	George Dill,	Carteret		2,072	01	
	Jas. S. Snow,	Halifax		11,711	74	
	R. P. Merrill,	Madison		954	89	
	E. D. Davis,	Jackson		894	97	
	J. G. Crawford,	Macon		1,211	22	
	John S. Willis,	Bladen		3,983	42	
	Sundry Sheriff's tax on account of indigent patients in the Insane Asylum of North-Carolina, as follows:					
	J. W. Steed,	Randolph		740	81	
	E. C. Grier,	Mecklenburg		280	32	
	M. M. Plunkett,	Cabarrus		22	66	
	W. A. Walton,	Rowan		352	66	
	Charles Latham,	Washington		259	83	
	A. C. Moore,	Anson		650	56	
	John Martin,	Stokes		344	33	
	William Flynt,	Forsyth		152		
	Hilliard Gibbs,	Hyde		143	87	
	P. Frounberger,	Gaston		194	66	

Public fund— receipts.	1858.		
	Sept.	J. F. Jenkins, Sheriff, Edgecombe Co.,	\$ 408 33
		L. Williamson, " Columbus "	233
		W. H. High, " Wake "	471 97
		J. B. Harding, " Beaufort "	633 66
		P. F. White, " Chowan "	163 66
		Washing'n Harris, " Franklin "	336 55
		H. J. Jones, " Warren, "	159 42
		N. W. Cooper, " Nash "	307
		Jos. H. Gooch, " Granville "	500
		E. D. Hall, " New Hanover "	744 32
		Sundry Banks, tax on stock in said banks, as follows :	
		Bank of Yanceyville,	1,500
		Bank of Wadesboro',	2,437 50
		Farmer's Bank,	744 75
		Bank of Cape Fear,	7,856 25
		Commercial Bank of Wilmington,	2,625
		Bank of Wilmington,	4,666 50
		Bank of Washington,	2,437 50
		Bank of Charlotte,	2,250
		Bank of Fayetteville,	2,850
		Bank of New Berne,	1,687 50
		Bank of Clarendon,	3,000
		J. Siler, Agent for collection of Chero- kee Bonds,	50
			\$ 1,541,941 22

PUBLIC FUND.—(*Disbursements.*)

## STATEMENT D.

*Showing the several objects for which the Disbursements of the Public Fund have been made :*

Atlantic and North-Carolina Railroad,	\$ 408,008
Public Printing,	1,319 06
Interest on Raleigh and Gaston Rail road Bonds,	30,465
Statue of Washington,	304 25
State Library,	244 73
State Loans,	462,008 54
Interest on State Loans,	13,174 52
Premium on Northern Funds,	8,716 22

Agricultural Societies,	\$ 2,200	Public fund—
Geological Survey,	6,218	disbursements.
Judiciary,	30,588	03
State Capitol,	76	
Insane Asylum,	32,053	
Public Arms,	270	
Post Office,	410	08
Interest on State Coupon Bonds,	308,895	
Interest on Cape Fear and Deep River Navigation Bonds,	18,135	
Capitol Square,	638	25
Electoral Election,	5	
Governor's house,	750	12
Fugitives from Justice,	1,177	58
Council of State,	285	
Pensions,	112	50
Interest on State Bonds,	27,638	30
Interest on Fayetteville and Western Plankroad Bonds,	7,530	
Executive Department,	4,050	
Treasury Department,	2,750	
Comptroller's Department,	750	
State Department,	800	
State Librarian,	350	
Superintendent of Capitol,	260	
Equal Suffrage Election,	51	66
Sheriffs for settling Public taxes,	1,821	47
Congressional Election,	129	57
Revised Code,	75	92
Copying Laws,	51	20
Western North-Carolina Railroad,	251,641	66
Fayetteville and Albemarle Plankroad,	9,000	
Binding Laws,	146	35
Internal Improvement Board,	89	
Senatorial Election,	287	97
Governor's Election,	1,192	50
Contingencies,	1,744	11
	\$ 1,636,409	11

Detailed as follows :

1857.  
Oct.

Paid John D. Whitford, President of the Atlantic & North-Carolina Railroad Company, 16 Coupon Bonds of \$500 each, dated July 1st, 1857, and run-
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Public fund— disbursements.	1857. Oct.		
		ing 30 years—issued on account of said Road,	\$ 8,000
		Accrued interest,	8
		Atlantic & North-Carolina Railroad Co.,	
		220 Coupon Bonds of \$1,000 each, dated October 1st, 1857, and running thirty years, issued on account of said Road,	220,000
		Holden & Wilson, printing for Executive Department,	14 52
		Holden & Wilson, printing for Treasury Department,	25
		Holden & Wilson, printing for Comptroller's Department,	22 50
		Bank of the State of North-Carolina, interest on Raleigh & Gaston Railroad Bonds, endorsed by the State,	360
		White, Davis and Hardie, freight on railing to enclose the Statue of Washington on Capitol Square,	32 85
		W. White, jr., Agent Adams' Express Company, freight on books for State Library received from Pennsylvania,	2 50
		Bank of Cape Fear at Raleigh, temporary loan,	10,000
		Bank of Cape Fear at Raleigh, temporary loan,	1,000
		Bank of Cape Fear at Raleigh, temporary loan,	9,690
		Bank of Cape Fear at Raleigh, temporary loan,	4,500
		Bank of Wilmington, temporary loan,	10,000
		Bank of the Republic, New York, temporary loan,	30,000
		Bank of the Republic, New York, temporary loan,	14,000
		Bank of Cape Fear at Raleigh, interest on temporary loans,	164 76
		Bank of the Republic, New York, interest on temporary loan,	1,509 47
		Gov. Bragg, his 3rd quarter's salary for 1857,	750
		Bank of the State of North-Carolina, 2 per cent. premium on \$5,000 Northern funds,	100
		John D. Whitford, 2 per cent. premium on \$15,000 Northern funds,	300

1857. Oct.	W. Jones, premium on Northern funds, Bank of the Republic, New York, 1½ per cent. premium on \$5,760 Northern funds,	\$ 1 86 40	Public fund— disbursements.
	J. F. Hutchins, Treasurer State Agricul- tural Society, State appropriation to said Society for 1857,	1,500	
	Ebenezer Emmons, State Geologist, one quarter's salary, from 1st April to 1st July, 1857,	625	
	Ebenezer Emmons, jr., Assistant Geolo- gist, half year's salary, from 1st April to 1st October, 1857,	750	
	R. M. Pearson, Judge Supreme Court, his 3rd quarter's salary for 1857,	625	
	Frederick Nash, Chief Justice Supreme Court, his 3rd quarter's salary for 1857,	625	
	Wm. A. Jenkins, Attorney General, for attending six Superior Courts in 3d Judicial Circuit,	120	
	Marcus Erwin, Solicitor, 3 certificates,	60	
	Robert Strange, 4 ditto,	80	
	R. M. Saunders, Judge Superior Court, 1 certificate,	90	
	Maunder & Campbell, for repairing mantel in Supreme Court office,	7 50	
	W. E. Anderson, Treasurer Insane Asy- lum, North-Carolina, per order of Dr. E. C. Fisher, Superintendent of said Asylum,	2,000	
	D. G. McRae, Keeper of Public Arms in Fayetteville, for the year ending Oct. 1st, 1857,	60	
	W. White, Postmaster in Raleigh, post- age on account of public offices in State Capitol, for quarter ending Sept. 30, 1857,	73 13	
	Sundry persons interest on Coupon Bonds,	1,035	
	Bank of the Republic, New York, in- terest on Coupon Bonds, advanced by said Bank,	40,485	
	Sundry persons, interest on Coupon Bonds of Cape Fear and Deep River Navigation Company,	4,275	
	Adams Express Company, freight on		

Public fund— disbursements.	1857. Oct.		
		\$7,780 in gold and two checks, from Raleigh to New York,	\$ 30
		Danforth, Wright & Co., engraving for the State,	105
		G. H. Wilder, two wagon loads of wood for State Capitol,	5
		W. D. Hackney, 2 wheelbarrows to carry wood for public offices in the Capitol,	20
		Wm. Hill, Secretary of State, for copies of the laws incorporating the Bank of Charlotte and the Farmers' Bank of North-Carolina, ordered by the Public Treasurer for the use of the State,	8
		P. Cowper, Private Secretary, for sealing 441 State Bonds, at 10 cents,	44 01
		Adams Express Company, freight on two packages from New York,	2
		John D. Whitford, President of the Atlantic & North-Carolina Railroad Company, 105 Coupon Bonds of \$1,000 each, dated Oct. 1st, 1857, and running 30 years, issued on account of said Road,	105,000
		Bank of the State of North-Carolina, 2 per cent. premium on \$10,000 Northern Funds,	200
		Bank of the State of North-Carolina, 3 per cent. premium on \$5,000 Northern Funds,	150
		Bank of the State of North-Carolina, 3 per cent. premium on \$10,000 Northern Funds,	300
		Bank of the Republic, New York, 1 per cent. premium on \$22,000 checks payable in New York,	220
		W. J. Hubbard for sundry items of expense in erecting his statue of Washington, on Capitol Square,	258
		W. E. Anderson, Treasurer of the Insane Asylum of North-Carolina, per order of Superintendent and Executive Committee of said Asylum,	5,000
		Briggs & Dodd, for building Woodhouse on Capitol Square,	507
		A. M. Gorman, for publishing Governor's Proclamation for meeting of the	

1857. Oct.		Public fund— disbursements.
	Presidential Electoral College in Raleigh,	\$ 5
	Bank of Cape Fear, at Raleigh, interest on temporary loans,	957
	Cumberland County Agricultural Society, State's quota for 1857,	50
	Orange County ditto,	50
	J. L. Baily, Judge Superior Courts, 14 certificates. Fall Circuit, 1857,	1,155
	S. J. Person, ditto, 14 ditto, ditto,	1,155
	R. M. Saunders, ditto, 8 ditto, ditto,	885
	D. F. Caldwell, ditto, 10 ditto, ditto,	975
	E. C. Hines, Solicitor, 10 certificates,	200
	Robert Strange, Solicitor, 6 certificates,	120
	W. A. Jenkins, Attorney General, 3 certificates, Fall Circuit, 1857,	60
	Thomas Ruffin, Jr., 12 certificates,	240
	Marcus Erwin, Solicitor, 1 certificate,	20
	Sundry persons, interest on Coupon Bonds,	165
	Bank of the Republic New York, interest on Coupon Bonds,	4,950
	Charles Kuester. for repairs of furniture at Executive Mansion,	375
	William Thompson, 1 rocking-chair for Executive Mansion,	350
	John B. Evans, for the apprehension of Goldman Bryson, charged in the Superior Court of Cherokee county with the murder of John Tinson,	200
	William Thompson, 12 arm-chairs for Supreme Court office,	36
	Adam's Express Company, freight on Books sent by order of Congress for State Library,	1687
	Pulaski Cowper, Secretary, to defray expenses of a meeting of the Council of State, November 10th, 1857,	132
	A. B. Horton, for Martha Spears, her pension for 1857,	75
	Parker Rand, interest on State Bonds,	270
	Parker Rand, interest on Bonds of the Fayetteville and Western Plankroad Company,	240
	Charles Kuester, for work done on Public Buildings of the State,	3870
	E. G. Haywood, services in case of	

Public fund— disbursements.		1857.		
	Oct.	State to use of Public Treasurer, <i>vs.</i> the Bank of Charlotte, and Farmers' Bank of North-Carolina,	\$	28 64
		Sundry Telegraphic Dispatches for State Treasurer,		25 26
		Adam's Express Company, freight on package from New York,		1 75
		Sundry persons, interest on Bonds of Cape Fear and Deep River Naviga- tion Company,		135
		Bank of the Republic, New York, inter- est on Bonds of Cape Fear and Deep River Navigation Company, advanced by said Bank,		135
		Bank of the Republic, New York, on account of temporary loan,		20,000
	Dec.	Atlantic and North-Carolina Railroad Company, 45 Conpon Bonds of \$1,000 each, dated October 1st, 1857, and running 30 years, issued on account of said Road,		45,000
		Bank of the State of N. C., 3 per cent. premium on \$9,000 Northern Funds,		270
		Bank of the State of North-Carolina, 3 per cent. premium on \$15,050.50 Northern Funds,		451 52
		Bank of the State of N. C., 3 per cent. premium on \$5,115.81 North'n Funds,		153 47
		Bank of the State of North-Carolina, 3 per cent. premium on \$1,396.65 Northern Funds,		41 89
		Bank of the State of N. C., 3 per cent. premium on \$5963.31 North'rn Funds,		178 90
		Bank of the State of North-Carolina, 4 per cent. premium on \$24,077.67, Northern Funds,		963 11
		Bank of the State of North-Carolina, 3 per cent. premium on \$5,000 North- ern Funds,		150
		Bank of Cape Fear, at Raleigh, 4 per cent. premium on \$10,000 Northern Funds,		400
		Bank of Wilmington, 3 per cent. pre- mium on \$10,000 Northern Funds,		300
		Bank of the State of North-Carolina, 3 per cent. premium on \$21,890 North- ern Funds,		656 70

1857. Dec.			Public fund— disbursements.
	W. E. Anderson, Treasurer of the Insane Asylum of North-Carolina, per order of Superintendent and Executive Committee of said Asylum,	\$ 5,000	
	Maunder & Campbell, for setting railing around the Statue of Washington, and repairing iron railing on Capitol Square,		13 40
	Frederick Nash, Chief Justice of the Supreme Court, his 4th quarter's salary for 1857,		625
	J. J. Bruner, for printing State's share 2nd no. 4th vol. Jones' Law, and 2nd no. 3rd vol. Jones' Equity Reports, June and August Terms, 1857,		649 50
	M. E. Manly, Judge Superior Courts, 12 certificates, Fall Circuit, 1857,		975
	Wm. Lander, Solicitor, 14 certificates,		280
	Marens Erwin, Solicitor, 8 certificates,		160
	John W. Ellis, Judge Superior Courts, 11 certificates, Fall Circuit, 1857,		975
	G. S. Stevenson, Solicitor, 8 certificates,		160
	Thos. Bragg, Governor of North-Carolina, his 4th quarter's salary for 1857,		750
	Pulaski Cowper, Private Secretary to Gov. Bragg, his 4th quarter's salary, for 1857,		75
	D. W. Courts, Public Treasurer, his 4th quarter's salary for 1857,		500
	W. R. Richardson, Chief Clerk of Treasurer, his 4th quarter's salary for 1857,		187 50
	William G. Hill and Eliza H. Hill, Executor and Executrix of William Hill, deceased, his salary to 23th Oct. 1857, as Secretary of State,		62 23
	Moore County Agricultural Society, the State's quota for 1857,		50
	Richmond County Agricultural Society, State's quota for 1857,		50
	Madison County Agricultural Society, State's quota for 1857,		50
	Martin County Agricultural Society, State's quota for 1857,		50
	I. Arledge, Sheriff of Henderson County for making returns of the Equal Suffrage Election in said County, held in August, 1857,		51 66

Public fund— Disbursements.	1857. Dec.	I. Arledge, Sheriff of Henderson County, for settling his Public Taxes for 1856, as Sheriff,	\$ 42 32
		K. H. Lewis, interest on State Bonds,	120
		I. Arledge, Sheriff of Henderson County, for making returns of the Congressional Election held in August, 1857,	6 08
		T. W. Atkin, for publishing in Asheville News, Gov. Bragg's proclamation for escaped convicts from Cherokee County,	9
		Joseph Black, on account of apprehension of Arch. Murphy and Jno. Mulsice, charged with murder in Cherokee County,	400
		Thomas Johnson, for sweeping out 7 chimneys in State Capitol,	7
		Bank of the State of North-Carolina, interest on Conpon Bonds, advanced by said Bank,	1,890
		Maunder & Campbell, for repairs of railing on Capitol Square,	3
		Dabney Cosby, for work on Executive Mansion,	60
		O. H. Perry, State Librarian, his 4th quarter's salary for 1857,	87 50
		G. H. Wilder, 1 load wood, for Capitol,	2 50
		D. W. Courts, hire of his servant to cut Wood for Public Offices, in Capitol, from 17th Oct. to 17th Dec., 1857,	30
		Bank of the Republic, New York, Telegraphic dispatches for Public Treasurer,	1 16
		Bank of the Republic, New York, on account of temporary loan,	7,000
		Bank of the Republic, New York, on account of temporary loan	3,000
		Bank of the Republic, New York, interest on temporary loan,	486 90
	1858. Jan.	Atlantic & North-Carolina Railroad Co., 30 Coupon Bonds of \$1000 each, dated Oct. 1st, 1857, and running 30 years—issued on account of said road,	30,000
		R. H. Page, Secretary of State, balance of 4th quarter's salary for 1857, \$62.23	

1858.		\$		Public fund— disbursements.
Jan.	having been paid representatives of Wm. Hill, late Secretary of State,	\$	137	77
	C. H. Brogden, Comptroller, his 4th quarter's salary for 1857,		250	
	W. E. Anderson, Treasurer Insane Asylum of North-Carolina, per order of Superintendent and Executive Committee,		4,000	
	Ebenezer Emmons, State Geologist, his half year's salary, from July 1, 1857, to January 1, 1858,		1,250	
	James E. Morris, his salary for 1857, as keeper of Public Arms in New Berne,		150	
	William White, Postmaster in Raleigh, postage for public offices in State Capitol, for quarter ending Dec. 31st, 1857,		67	58
	Sundry persons, interest on Bonds of the State of North-Carolina, due 1st Monday in January, 1858,		13,284	15
	Sundry persons, interest on Bonds of the Fayetteville & Western Plankroad Co., due 1st Monday in Jan., 1858,		3,165	
	Bank of the State of North-Carolina, interest on Bonds of the Raleigh & Gaston Railroad Company, endorsed by the State,		14,130	
	W. H. Battle, Judge of Supreme Court, his 4th quarter's salary for 1857,		625	
	R. M. Pearson, Judge Supreme Court, his 4th quarter's salary for 1857,		625	
	W. A. Jenkins, Attorney General, 1 certificate,		20	
	John M. Dick, Judge Superior Court, 15 certificates, Fall Circuit, 1857,		1,245	
	James R. Dodge, Clerk Supreme Court at Morganton, his last half year's salary for 1857,		150	
	John A. Weirman, Postmaster at Salisbury, postage on Supreme Court Reports,		12	08
	Bank of the State of North-Carolina, premium on Northern funds,		2	70
	T. H. Atkinson, premium on Northern funds,		5	40
	Bank of the State of North-Carolina, premium on Northern funds,		9	45

Public fund— disbursements.	1858. Jan.		
		Bank of the Republic, New York, premium on Northern funds,	\$ 85
		Charles Manly, Treasurer University of North-Carolina, principal of loan from Trustees of said Institution,	6,000
		Charles Manly, Treasurer, interest on \$6,000, 1st January, 1858,	180
		Bank of Cape Fear at Raleigh, interest for six months on loan of \$40,000,	1,200
		Bank of Cape Fear at Raleigh, interest on temporary loans,	600
		Robeson county Agricultural Society, State's quota for 1855-'56-'57,	150
		Davie county Agricultural Soc'y, State's quota for 1857,	50
		Randolph county Agricultural Society, State's quota for 1857,	50
		Henderson county Agricultural Society, State's quota for 1857,	50
		DeRosset & Brown, balance for freight and expenses on Revised Code shipped to their care from Boston,	75 92
		Drury King, Superintendent of Capitol, his 4th quarter's salary for 1857,	65
		Bank of the Republic, New York, interest on Coupon Bonds, advanced by said bank,	82,455
		Sundry persons, interest on Coupon Bonds,	3,525
		Bank of the Republic, New York, interest on Bonds of the Cape Fear and Deep River Navigation Company, advanced by said bank,	4,530
		R. H. Page, Secretary of State, for copying law incorporating the Bank of the State of South-Carolina, ordered by Wm. Lander, Solicitor of 6th Judicial Circuit,	31 20
		W. H. & R. S. Tucker, sundry articles for the Executive Mansion,	34 48
		W. White, jr., Agent Adams Express Company, freight on package from New York,	1 25
		Pulaski Cowper, Private Secretary, for sealing 400 Coupon Bonds, at 10 cts. each, issued to the Atlantic & North-Carolina Railroad Company,	40

1858.		\$	58	Public fund— disbursements.
Feb.	Danforth, Wright & Co., engraving done for the State,		58	
	R. C. Pearson, President of Western North-Carolina Railroad Company, 40 Coupon Bonds of \$1,000 each, and 120 Coupon Bonds of \$500 each, dated Jan. 1st, 1858, and running 30 years, issued on account of said road,	100,000		
	Accrued interest to 6th Feb. 1858,		600	
	James. G. Cook, President Fayetteville & Centre Plankroad Company, 4 Coupon Bonds of \$1,000 each, dated Jan. 1st, 1858, and running 30 years, issued on account of said road,	4,000		
	Bank of Cape Fear, at Raleigh, interest on temporary loans,		1,080	
	Bank of the State of North-Carolina, interest on Raleigh & Gaston Railroad Bonds, endorsed by the State,		720	
	Holden & Wilson, printing Comptroller's Report for 1857, in Standard and pamphlet,		559	
	E. B. Freeman, Clerk of Supreme Court at Raleigh, his half year's salary ending December 30th, 1858,		150	
	Recording 2,329 pages, at 30 cents,		698	
	Marcus Erwin, Solicitor, 3 certificates, Fall Circuit, 1857,		60	
	Geo. S. Stevenson, for 1 certificate, Fall Circuit, 1857,		20	
	W. A. Jenkins, Attorney General, for attending Supreme Court at Raleigh, December Term, 1857,		100	
	James Litchford, Marshal to Supreme Court at Raleigh, Dec'r Term, 1857,		116	
	R. H. Page, Secretary of State, for copying law of Virginia, incorporating Bank of the Old Dominion, ordered by Thomas Ruffin, jr., Solicitor 4th Judicial Circuit, North-Carolina,		9	
	W. E. Anderson, Treasurer Insane Asylum of N. Carolina, 6 Coupon Bonds of \$1,000 each, dated Jan. 1st, 1858, and running 10 years, issued on account of said Asylum,	6,000		

Public fund— disbursements.	1858. Feb.		\$
		Accrued interest,	53
		Sundry persons, interest on Bonds of the State of North-Carolina, due 1st Monday in January, 1858,	225
		Sundry persons, interest on Bonds of Fayetteville & Western Plankroad Company, due 1st Monday in January, 1858,	255
		O. H. Perry, State Librarian, newspapers, &c., for State Library,	50 37
		Sundry articles for Executive Mansion, Dabney Cosby, in full of his contract for work on Executive Mansion,	11 35
		A. Smedes, for repairing one Gate to Capitol Square,	563 81
		Bank of the Republic, New York, interest on Coupon Bonds, advanced by said Bank,	3 25
		Bank of the Republic, New York, interest on Bonds of Cape Fear and Deep River Navigation Company, advanced by said Bank,	7,800
		William Thompson, a press for papers for the office of Secretary of State,	90
		Adams Express Company, freight on package from New York,	7
		Telegraphic Dispatches for the Public Treasurer,	1 75
		E. B. Freeman, Stove, and expenses on same, for Supreme Court Office in Capitol,	7 30
		D. W. Courts, for hire of his man Jerry to cut wood for public offices in Capitol, from 17th Dec. 1857, to 17th Feb., 1858,	42 57
		S. DeWolf, pens for use of the State,	30
		E. Emmons, jr., Assistant Geologist, his 4th quarter's salary for 1857,	30
	March.	Gov. Bragg, his 1st quarter's salary for 1858,	375
		Pulaski Cowper, Private Secretary to Gov. Bragg, his 1st quarter's salary for 1858,	750
		R. H. Page, Secretary of State, his 1st quarter's salary for 1858,	75
		D. W. Courts, Public Treasurer, his 1st quarter's salary for 1858,	200
			500

1858. Mar.		\$		Public fund— disbursements.
	W. R. Richardson, Clerk of Treasury Department, his 1st quarter's salary for 1858,		187 50	
	C. H. Brogden, Comptroller, his 1st quarter's salary for 1858,		250	
	Bank of the State of North-Carolina, 3 per cent. premium for \$15,000 check on New York,		450	
	Bank of Wilmington, 2½ per cent. premium for \$11,830 check on New York.		295	
	Bank of Fayettevill, 3 per cent. premium for \$10,000 check on New York,		300	
	Farmers' Bank of North-Carolina, 3 per cent. premium for \$1,698.06 check on New York,		50 94	
	Bank of Washington, 3 per cent. premium for \$8,475.73 check on New York,		254 27	
	Bank of Charlotte, 3 per cent. premium for \$7,059.52 check on New York,		211 78	
	Bank of Yanceyville, 3 per cent. premium for \$4,705.50 check on New York,		141 17	
	Robert Strange, Solicitor 5th Circuit, for 2 certificates,		40	
	W. H. Jones, Attorney for M. Barrier and J. H. Hiller, interest on State bonds,		120	
	R. T. Heflin, Attorney for S. F. Phillips, interest on State bond,		15	
	J. H. Bryan, jr, Attorney for John W. Norwood, interest on State bonds,		165	
	Bank of the State of North-Carolina, interest on bonds of Raleigh & Gaston Railroad Company, endorsed by the State,		90	
	W. A. Phillpot, for services and expenses in bringing from Virginia to Granville county, Obadiah Christmas, a fugitive from justice,		109 62	
	T. W. Atkin, for publishing in Asheville News Gov. Bragg's proclamation for arrest of Johnson and Hooper, fugitives from justice,		7	
	John W. Syme, for publishing in Raleigh Register Comptroller's Report for fiscal year ending Sept. 30th, 1857.		22 1	

1858.			
Public fund— disbursements.	Mar.	Bank of Cape Fear at Raleigh, interest on temporary loan,	\$ 300
		Bank of Cape Fear at Raleigh, interest on temporary loan,	60
		Drury King Superintendent of Capitol, his 1st quarter's salary for 1858,	65
		E. J. Hale & Son, Books for State Library,	46 09
		O. H. Perry, DeBow's Review for State Library, from January 1st, 1858 to January 1st, 1859,	5
		O. H. Perry, State Librarian, his 1st quarter's salary for 1858,	87 50
		Gates County Agricultural Society, the State's quota for 1858,	50
		W. L. Pomeroy, for binding Supreme Court Reports for the State,	43 60
		Bank of the Republic, New York, interest on Coupon Bonds, advanced by said Bank,	1,695
		E. B. Freeman, for coal for Supreme Court Room, December Term, 1857,	28 53
	Adams' Express Company, freight on Package from New York,	1 25	
	Washington & New Orleans Telegraph Company, for message to New York, for Public Treasurer,	2 21	
	April.	R. M. Pearson, Judge of the Supreme Court, his 1st quarter's salary for 1858,	625
		W. H. Battle, Judge of the Supreme Court, his 1st quarter's salary for 1858,	625
		F. Nash, Judge of the Supreme Court, his 1st quarter's salary for 1858,	625
		Robert Strange, Solicitor, 5th Circuit, for 6 certificates,	120
		Will. A. Jenkins, Attorney General, for 6 certificates, 3rd Circuit,	120
		Marcus Erwin, Solicitor, 7th Circuit, for 1 certificate,	20
		W. E. Anderson, Treasurer Insane Asylum of North-Carolina, per order of Superintendent and Executive Committee,	5,000
		Holden & Wilson, printing for Executive, State and Treasury Departments,	52 12

1858. April.			Public fund— disbursements.
	Jno. W. Syme, advertising for the State and Treasury Departments,	\$	875
	Bank of Cape Fear at Raleigh, interest on temporary loan,		285
	Alfred Jones, interest on State Bonds,		240
	G. N. Thompson, Ex'r of N. Thompson, deceased, interest on State Bonds,		120
	A. Jones, interest on Bonds of Fayetteville & Western Plankroad Company,		105
	Bank of the State of North-Carolina, interest on Bonds of Raleigh and Gaston Railroad Company, endorsed by the State,		270
	W. Jones, interest on Coupon Bond,		30
	Bank of the Republic, New York, interest on Coupon Bonds, advanced by said Bank,		53,970
	Briggs & Dodd, for work on Geological Room in Capitol,		768
	Pulaski Cowper, Secretary to Board of Internal Improvements, for defraying expenses of the Board at different meetings to 1st April, 1858,		47
	W. H. Hamilton, for keeping Capitol grounds in order for six months, ending April, 1858,		125
	William White, Postmaster in Raleigh, postage for the different departments of the State government for quarter ending 31st March, 1858,		6366
	O. H. Perry, for subscription to Southern Literary Messenger for State Library, for 1857-'58,		7
	John Winston, for 64½ cords firewood at \$2.84 per cord,		18318
	Adams Express Company, freight on Books for State, from Washington City,		3
	D. W. Courts, for hire of his man, Jerry, to cut wood for Public Offices in Capitol, from Feb. 17th to April 17th, 1858, at \$15 per month,		30
	Adams Express Company, freight on package from New York.		1
May.	M. E. Manly, Judge of the Superior Courts, for 13 certificates, 5th Circuit,		1,155

Public fund— disbursements.	1858. May.		
		S. J. Person, Judge of the Superior Courts, for 12 certificates, 7th Circuit,	\$ 975
		John W. Ellis, Judge of the Superior Courts, for 10 certificates, 3d Circuit,	975
		John M. Dick, Judge of the Superior Courts, for 10 certificates, 1st Circuit,	975
		R. M. Saunders, Judge of the Superior Courts, for 12 certificates, 4th Circuit,	975
		Wm. Lander, Solicitor, 6th Circuit, for 12 certificates,	240
		Robert Strange, Solicitor, 5th Circuit, for 5 certificates,	120
		Marcus Erwin, Solicitor, 7th Circuit, for 11 certificates,	220
		Geo. S. Stevenson, Solicitor, 2d Circuit, for 8 certificates,	160
		Will. A. Jenkins, Attorney General, for 4 certificates, 3d Circuit,	80
		H. C. Jones, Reporter to Supreme Court, his 1st half year's salary for 1858,	300
		E. C. Hines, Solicitor, 1st Circuit, for 10 certificates,	200
		Bank of the State of North-Carolina, temporary loan,	30,000
		Bank of the State of North-Carolina, temporary loan,	10,000
		Bank of the State of North-Carolina, temporary loan,	5,000
		Bank of Cape Fear, in Raleigh, interest on temporary loan,	975
		Bank of the State of North-Carolina, interest on temporary loan,	172 59
		Bank of the State of North-Carolina, interest on temporary loan,	34 52
		Bank of the State of North-Carolina, interest on temporary loan,	10 68
		R. F. Simonton, Treasurer of the Western North-Carolina Railroad Company, 35 Coupon Bonds of \$1,000 each, dated April 1st, 1858, and running 30 years; and 30 Coupon Bonds of \$500 each, dated April 1st, 1858, and running 30 years, all issued for said Road,	50,000
		Accrued interest on above Bonds, from 1st April to 7th May, 1858,	308 33

1858. May.			Public fund— disbursements.
	Neuse Manufacturing Company, for paper furnished State Printers to print Emmons' Geological Report,	\$ 220	
	Ebenezer Emmons, State Geologist, his 1st quarter's salary for 1858,	625	
	Ebenezer Emmons, jr., Assistant Geologist, his 1st quarter's salary for 1858,	375	
	M. G. Cherry, for services and expenses to Tennessee and return, as agent of the State, to demand G. N. Croom, a fugitive from justice,	115 60	
	P. H. Winston, acting jailor of Hanover county, Va., jail fees for John J. Thomas, a fugitive from justice,	45 86	
	Holden & Wilson, printing for Comptroller's Department,	361 12	
	W. L. Pomeroy, books for State Library,	36	
	John H. DeCarteret, binding for State Library,	20	
	O. H. Perry, expenses for State Library and Geological Room,	5	
	John H. DeCarteret, binding for the State,	192 75	
	Martha Spears, Harnett county, her half year's pension, from Sept. 1st, 1857,	37 50	
	R. H. Page, Secretary of State, for copying of Act to re-charter the Merchants' Bank of South-Carolina, for Wm. Lander, Solicitor 6th Circuit,	3	
	W. L. Pomeroy, seals for several counties,	82 50	
	M. A. DeCarteret, for work on Comptroller's Report,	13 40	
June.	Bank of Cape Fear, at Raleigh, 1 per cent. premium for \$15,000 check on New York,	150	
	Bank of Wilmington, 1 per cent. premium for \$12,192 check on New York,	121	
	Bank of Yanceyville, 1 per cent. premium for \$4,874.56 check on New York,	48 71	
	Bank of Charlotte, 1½ per cent. premium for \$7,166.88 check on New York,	107 50	
	Bank of Washington, 2 per cent. premium for \$8,701.70 check on New York,	174 03	
	Bank of Wadesboro', 2 per cent. premium for \$9,657.25 check on New York,	193 16	

Public land— disbursements.	1858. June.		
		Bank of Fayetteville, 1 per cent. premium for \$9,749.62 check on New York,	\$ 97 50
		Bank of the State of North-Carolina, 1 per cent. premium for \$12,000 check on New York,	120
		Bank of Clarendon, 1 per cent. premium for \$9,751.26 check on New York,	97 51
		Bank of Washington, 1 per cent. premium for \$5,050.49 check on New York,	50 50
		Bank of Clarendon, 1 per cent. premium for \$3,998.68 check on New York,	39 99
		Bank of Wilmington, 1 per cent. premium for \$5,000 check on New York,	50
		Bank of Fayetteville, 1 per cent. premium for \$2,924.89 check on New York,	29 25
		Bank of Wadesboro', 2 per cent. premium for \$4,828.62 check on New York,	96 58
		J. J. Bruner, the State's part for printing, folding and stitching 3rd No., 3rd Vol., Jones' Equity, and 1st No., 5th Vol., of Jones' Law Reports,	490
		T. Ruffin, jr., Solicitor 4th Circuit, for 12 certificates,	240
		R. M. Saunders, Judge of the Superior Courts, for 3 certificates, 7th Circuit,	270
		Wm. Lander, Solicitor 6th Circuit, for 2 certificates,	40
		Marcus Erwin, Solicitor 7th Circuit, for 2 certificates,	40
		John L. Bailey, Judge Superior Courts, for 14 certificates,	1,155
		Thomas Bragg, Governor of the State of N. C., his 2d quarter's salary for 1858,	750
		Pulaski Cowper, Private Secretary to Gov. Bragg, his 2d quarter's salary, for 1858,	75
		R. H. Page, Secretary of State, his 2d quarter's salary for 1858,	200
		D. W. Courts, Public Treasurer, his 2d quarter's salary for 1858,	500
		W. R. Richardson, Clerk of Treasury Department, his 2d quarter's salary for 1858,	187 50
		C. H. Brogden, Comptroller, his 2d quarter's salary for 1858,	250

1858. June.			Public fund— disbursements.
	Drury King, Superintendent of Capitol, his 2nd quarter's salary for 1858,	\$ 65	
	R. H. Page, Secretary of State, for copy of an Act to incorporate the Bank of Charlotte,	8	
	For cleaning and coloring the plastering of rooms in the Capitol, occupied by Secretary of State, and the room occupied by Superintendent of Capitol.	25 50	
	R. G. Tuttle, for services and expenses as agent of the State, in bringing from South-Carolina, Allen Ferguson, a fugitive from justice,	183 10	
	Moses A. Smith, Postmaster at Salisbury, postage on 1st No., 5th Vol., Jones' Law, and 3rd No., 3rd Vol., Jones' Equity Reports, sent from Salisbury to the Clerks and Judges,	12 35	
	H. W. Husted, Treasurer Neuse Manufacturing Company, paper for Geological Report of Ebenezer Emmons,	55	
	Pulaski Cowper, Secretary to Board of Internal Improvements, for defraying expenses of meeting of Board, 21st June, 1858,	21	
	Adams Express Co., freight on package,	75	
July.	James G. Cook, President of Fayetteville & Albemarle Plankroad Company, on account of State's subscription,	5,000	
	W. E. Anderson, Treasurer Insane Asylum, N. C., per order Ex. Committee,	5,000	
	Bank of the State of North-Carolina, interest on Bonds of Raleigh and Gaston Railroad Company, endorsed by the State,	14,865	
	Bank of Cape Fear, at Raleigh, interest on sundry temporary loans,	2,100	
	O. H. Perry, State Librarian, his 2nd quarter's salary for 1858,	87 50	
	Ebenezer Emmons, jr., Assistant Geologist, his 2nd quarter's salary for 1858,	375	
	Holden & Wilson, for printing Emmons' Report, per order of Literary Board,	572 12	
	John H. DeCarteret & Son, for binding 980 vols. Emmons' first Geological Report,	228 40	

Public fund-- disbursements.	1858. July.		\$	
		Bank of Yanceyville, 1 per cent. premium on check on New York,		25 04
		Holden & Wilson, printing for Executive Department,		8 25
		Holden & Wilson, printing for State Department,		20
		Holden & Wilson, printing for Treasury Department,		22
		William White, Postmaster in Raleigh, postage for different Public Offices in Capitol, for quarter ending June 30th, 1858,		109 34
		W. H. & R. S. Tucker, sundry articles for Executive Mansion,		34 48
		Sundry persons, interest on State Bonds, due 1st Monday in July, 1858,		11,643 15
		Sundry persons, interest on Bonds of Fayetteville & Western Plankroad Co., due 1st Monday in July, 1858,		3,675
		E. B. Freeman, Clerk of Supreme Court at Raleigh, his half year's salary, ending June 30th, 1858,		150
		For recording 1,749 pages, at 30 cents per page,		524 70
		For books bought of E. J. Hale & Son, and J. B. Ege, for use of Supreme Court,		80 50
		Will. A. Jenkins, Attorney General, for attending Supreme Court at Raleigh, June Term, 1858,		100
		Marcus Erwin, Solicitor 7th Circuit, for 2 certificates,		40
		W. H. Battle, Judge of Supreme Court, his 2d quarter's salary for 1858,		625
		R. M. Pearson, Judge of the Supreme Court, his 2d quarter's salary for 1858,		625
		Geo. S. Stevenson, Solicitor 2d Circuit, for 1 certificate,		20
		James Litchford, Marshal to Supreme Court at Raleigh, for 45 days attendance on said Court, at \$2 per day, June Term, 1858,		90
		F. Nash, Judge of Supreme Court, his 2d quarter's salary for 1858,		625
		D. F. Caldwell, Judge Superior Courts, for 11 certificates,		975

			Public fund disbursements.
1858. July.	Literary Board, interest on Coupon Bonds held by said Board,	\$ 2,850	
	Bank of the Republic, New York, interest on Coupon Bonds, advanced by said bank,	96,720	
	Thos. Jenkins, interest on Coupon Bond,	15	
	W. H. & R. S. Tucker, articles for the State,	29 61	
	New York Journal of Commerce, for advertising Coupon Bonds of North-Carolina,	1 25	
	Bank of the Republic, New York, interest on Coupon Bonds, of Cape Fear and Deep river Navigation Company, advanced by said Bank,	8,655	
Aug.	R. F. Simonton, Treasurer of Western North-Carolina Railroad Company, 75 Coupon Bonds of \$1,000 each, dated July 1st, 1858, and running 30 years, and 50 Coupon Bonds of \$500 each, dated July 1st, 1858, and running 30 years, all issued for said road,	100,000	
	Accrued interest to August, 1858,	733 33	
	Wm. Flynt, Sheriff of Forsyth county, for settling his public tax account for 1857,	19	
	Caleb Miller, Sheriff of Lincoln county, for settling his public tax account for 1857,	30 74	
	James T. Bostick, Sheriff of Richmond county, for settling his public tax account for 1857,	16 32	
	James Roberts, Sheriff of Rockingham county, for settling his public tax account for 1857,	17	
	William Flynt, for making return of Senatorial election in 43d District,	4	
	Caleb Miller, for making return of Senatorial election in 47th District,	2 50	
	James T. Bostick, for making return of Senatorial election in 34th District,	7 50	
	Wm. Flynt, for making return of election for Governor in 1858,	12 50	
	Caleb Miller, for making return of election for Governor in 1858,	12 50	
	James T. Bostick, for making return of election for Governor in 1858,	17 50	

Public fund— disbursements.	1858. Aug.		
		Jas. Roberts, for making return of election for Governor in 1858,	\$ 12 50
		Sundry persons, interest on State bonds,	1,035
		Chas. L. Hinton, interest on bonds of Fayetteville & Western Plankroad Company,	30
		John W. Rogers, interest on bonds of Fayetteville & Western Plankroad Company,	60
		Bank of the State of North-Carolina, interest on bonds of Raleigh & Gaston Railroad Company, endorsed by the State,	30
		Will. A. Jenkins, Attorney General, for attending Supreme Court at Morganton, August Term, 1858, in discharge of his official duties,	100
		Geo. S. Stevenson, Solicitor, 2d Circuit, for 1 certificate,	20
		W. E. Anderson, for Forest Manufacturing Company, paper for Supreme Court Reports,	45 1/4
		C. L. Hinton, interest on Coupon Bond, Bank of Cape Fear at Raleigh, interest on sundry temporary loans,	30 1,140
		Little, Brown & Co., books for State Library,	24
		E. J. Hale & Son, books for Supreme Court Library,	22 90
		Pulaski Cowper, Secretary to Council of State, for defraying expenses of the Council, Aug. 11th, 1858,	153
		Wm. Chavis, for work on well at Executive Mansion,	33
		John F. Hoke, Commissioner under Revenue law, for professional services,	10
		John W. Syme, for advertising State Bonds in Raleigh Register,	18
		W. B. Reid, Agent for Adams Express Company, freight on 2 packages from New York,	1 75
		B. W. Starke, operator for Magnetic Telegraph Company, for message from Gov. Bragg to Ebenezer Emmons, New York,	2 50
		Telegraph Company, for messages from Public Treasurer to New York,	3 24

1858. Sept.			Public fund— disbursements.
	Bank of the State of North-Carolina, temporary loan on note, dated March 3d, 1858,	\$ 20,000	
	Bank of the State of North-Carolina, temporary loan on note, dated April 7th, 1858,	10,000	
	Bank of the State of North-Carolina, temporary loan on note, dated April 21st,	5,000	
	Bank of the State of North-Carolina, temporary loan on note, dated May 28th, 1858,	15,000	
	Bank of Wadesboro', temporary loan on note, dated June 15th, 1858,	10,000	
	Bank of Clarendon, temporary loan on note, dated March 13th, 1858,	10,618 54	
	Bank of Charlotte, temporary loans on notes, dated March 17th and June 15th, 1858,	15,000	
	Bank of Clarendon, temporary loan on note, dated June 15th, 1858,	10,000	
	Bank of Clarendon, temporary loan on note, dated June 17th, 1858,	4,100	
	Bank of the State of North-Carolina, temporary loan on note, dated May 12th, 1858,	45,000	
	Bank of the State of North-Carolina, temporary loan on note, dated June 9th, 1858,	10,000	
	Bank of the State of North-Carolina, temporary loan on note, dated June 22d, 1858,	12,000	
	Merchants' bank of New Berne, temporary loan on note, dated March 9th, 1858,	5,000	
	Merchants' bank of New Berne, temporary loan on note, dated June 15th, 1858,	6,250	
	Bank of Washington, temporary loan on note, dated March 9th, 1858,	9,000	
	Bank of Washington, temporary loan on note, dated June 10th, 1858,	9,000	
	Bank of Washington, temporary loan on note, dated June 20th, 1858,	5,175	
	Bank of Yanceyville, temporary loan on note, dated March 16th, 1858,	5,000	

Public fund— disbursements	1858. Sept.		
		Bank of Yanceyville, temporary loan on note, dated June 5th, 1858,	\$ 5,000
		Bank of Yanceyville, temporary loan on note, dated July 1st, 1858,	2,500
		Bank of Wadesboro', temporary loan on note, dated June 28th, 1858,	5,000
		Bank of the State of North-Carolina, temporary loan on note, dated June 30th, 1858,	10,000
		Bank of Fayetteville, temporary loan on note, dated June 15th, 1858,	10,000
		Bank of Fayetteville, temporary loan on note, dated June 25th, 1858,	3,000
		Bank of Wilmington, temporary loan on note, dated March 9th, 1858,	12,500
		Bank of Wilmington, temporary loan on note, dated June 1st, 1858,	12,500
		Bank of Wilmington, temporary loan on note, dated June 18th, 1858,	5,125
		Bank of Cape Fear at Raleigh, temporary loan on note, dated December 23rd, 1858,	10,000
		Bank of Cape Fear at Raleigh, temporary loan on note, dated February 20th, 1858,	2,000
		Bank of Cape Fear at Raleigh, temporary loan on note, dated May 31st, 1858,	15,150
		Bank of Cape Fear at Raleigh, temporary loan on note, dated August 16th, 1858,	3,500
		Sundry banks, interest on temporary State loans,	1,900 60
		Sundry persons, premium on Northern funds,	586 69
		Thomas Bragg, Governor of North-Carolina, his 3rd quarter's salary for 1858,	750
		Pulaski Cowper, Private Secretary to Gov. Bragg, his 3rd quarter's salary for 1858,	75
		D. W. Courts, Public Treasurer, his 3rd quarter's salary for 1858,	500
		W. R. Richardson, Clerk of the Treasury Department, his 3rd quarter's salary for 1858,	187 50
		R. H. Page, Secretary of State, his 3rd quarter's salary for 1858,	200

1858. Sept.			Public fund— disbursements.
	O. H. Perry, State Librarian, his 3rd quarter's salary for 1858,	\$ 87 50	
	Drury King, Superintendent of Capitol, his 3rd quarter's salary for 1858,	65	
	Sundry Sheriffs, for settling Public Taxes for 1857, payable in 1858,	1,696 09	
	Sundry Sheriffs, for making returns of the election for Governor in August, 1858,	1,137 50	
	Sundry Sheriffs, for making returns of the Senatorial election in August, 1858,	273 97	
	Sundry Sheriffs, for making returns of the Congressional election in August, 1858, in 5th Congressional District,	123 49	
	Bank of the Republic, New York, interest on Coupon Bonds, advanced by said Bank,	9,795	
	Bank of the Republic, New York, interest on Bonds of Cape Fear and Deep River Navigation Company, advanced by said Bank,	315	
	C. H. Austin, Treasurer of Florida, interest on State Bonds,	360	
	James S. Purefoy, interest on State Bonds,	36	
	R. M. Pearson, Judge of Supreme Court, his 3rd quarter's salary for 1858,	625	
	James R. Dodge, Clerk of Supreme Court at Morganton, for recording 1241 pages at 30 cents,	372	
	For half year's salary, to August, 1858,	150	
	For Books, &c, for use of said Court,	34 55	
	William Lander, Solicitor 6th Circuit, for 5 certificates,	100	
	Joseph Brittain, Sheriff of Burke county, for 18 days service at \$2, as Marshal to Supreme Court at Morganton, August Term, 1858,	36	
	William White, postage for the several State Offices in Capitol, for quarter ending September 30th, 1858,	19 02	
	William White, postage for Treasury Department,	10	
	William White, postage for the several State Offices in Capitol,	55	
	Pulaski Cowper, Secretary to Internal		

Public fund— disbursements.	1858. Sept.		
		Improvement Board, for defraying expenses of meeting of said Board,	\$ 21
		William H. High, Sheriff of Wake county, for services and expenses as Agent of the State to South-Carolina, upon a requisition of Gov. Bragg, to demand Jesse Langley, escaped from Wake county jail,	107 40
		W. L. Pomeroy, Books for State Library,	9
		D. G. MacRae, his pay as keeper of State Arsenal at Fayetteville, for year ending September 30th, 1858,	60
		Charles Kuester, for work at Governor's House,	5 00
		E. C. Grier, for Agricultural Society of Mecklenburg county, the State's quota for 1858,	50
		Geo. W. Mordecai, Treasurer of Forest Manufacturing Company, paper for the State,	627
		Charles Kuester, sundry charges for work for the State,	125
		John C. Palmer, Seal, &c., for Moore County,	12
		T. W. Atkin, for advertising in Asheville News, Gov. Bragg's proclamation for Congressional election in August, 1858, in 8th District,	5 25
		Advertising for the State, in New York, Adams Express Company, freight on package from New York,	170
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			\$ 1,636,409 11

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INDICES  
TO  
PUBLIC AND PRIVATE LAWS.  
1858-'9.

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# INDEX

TO

## PUBLIC LAWS.

1858-'59.

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	PAGE.
<b>ASYLUMS—</b>	
An act to enlarge and improve the buildings of the Asylum for the Deaf and Dumb and Blind, and for other purposes, .....	3
An act to provide for the maintenance of the Insane Asylum, and for other purposes, .....	5
<b>COUNTIES—</b>	
An act to lay off and establish a new county by the name of Alleghany, .....	8
An act supplemental to an act to lay off and establish the county of Alleghany, .....	8
An act to amend an act entitled "An act supplemental to an act to establish a new county by the name of Harnett," .....	12
An act to lay off and establish a new county by the name of Lallington, .....	15
<b>COURTS—</b>	
An act granting to the superior court of Burke county original and exclusive jurisdiction of criminal causes and State prosecutions, .....	16
An act to amend an act entitled an act to establish a superior court for the county of Harnett, .....	18
An act to change the time for holding one of the terms of the supreme court at the city of Raleigh, .....	18
An act concerning the powers of the county court, .....	19
An act to extend the term of Rowan superior court to two weeks, .....	19
<b>CLERKS—</b>	
An act to amend the 119th section of the 34th chapter of the Revised Code, .....	20
An act to require the clerks of the General Assembly to take an oath of office, .....	20

SESS. 1858-59. GRANTS, &c.—

An act to extend the time for registering grants, deeds, and other conveyances, ..... 21

An act to extend the time of perfecting titles to land heretofore entered, ..... 21

An act to extend the time of payment of certain entries, and the taking of grants for the same, ..... 22

An act concerning land marks, ..... 23

An act for the better security of titles to land and other property, ..... 23

MILITIA—

An act to alter the 92d regiment of North-Carolina militia, ..... 23

An act to establish the 113th regiment of North-Carolina militia, in the county of Wilson, ..... 24

An act to amend the 7th chapter, 8th section, of Revised Code, ..... 25

An act to repeal a portion of the 9th section of the 70th chapter of the Revised Code, entitled "Militia," ..... 25

PILOTS AND PILOTAGE—

An act for the better regulation of pilotage on the Cape Fear river and bars, ..... 25

PUBLIC PRINTING—

An act to amend 9th section, 93d chapter, of the Revised Code, ..... 27

REVENUE—

An act entitled revenue, ..... 28

RIVERS AND CREEKS—

An act to amend chapter 100 of Revised Code, .. ..... 64

SCHOOLS—

An act concerning common schools, ..... 65

An act for relief of common school districts in Orange and Wake, ..... 68

SINKING FUND—

An act to amend the act creating the sinking fund, ..... 70

SLAVES AND FREE NEGROES—

An act providing for the hiring out of free negroes in certain cases, ..... 70

An act to prevent the sale of spirituous liquors to free persons of color, ..... 71

MISCELLANEOUS—

An act to relieve persons who may suffer from the burning of the records of Pitt county, ..... 71

An act to promote and encourage the planting of oysters and clams, ..... 77

An act to provide for procuring evidence against keepers, owners and dealers of faro banks, ..... 78

	PAGE.
An act to enlarge the powers of married women over their estates in certain cases, .....	80
An act to amend 28th sec. 7th chap. Revised Code, .....	80
An act to authorize the joinder of certain counts in actions at law, .....	81
An act to establish a freehold homestead, .....	81
An act to amend 2d sec. 28th chap. Revised Code, .....	82
An act requiring the day of executing to be noted on justices' process, .....	82
An act to increase the libraries of Senate and Commons, ..	82
An act concerning public mills, .....	85
An act authorizing the public treasurer to sell the bonds of the State for certain purposes, .....	85
An act to provide for running and marking the dividing line between Virginia and North-Carolina, .....	86
An act to amend 17th sec. 119th chap. Revised Code, entitled "Wills and Testaments," .....	87
An act to provide for a more speedy distribution of the Laws and Journals, .....	88
An act to make husbands liable for the debts of their deceased wives, .....	89
An act for the further protection of the wild fowl in the waters of Currituck, .....	89
An act to prohibit betting on elections, .....	90
An act to protect purchasers under judicial sales, .....	90
An act to cede to the United States jurisdiction over the sites of light-houses and beacons on the line of the Albemarle and Chesapeake Canal, .....	90
An act to provide for <i>femes covert</i> lunatics abandoned by their husbands, .....	91
An act concerning the custody of minor children in certain cases, .....	91
An act to amend 19th section 59th chapter Revised Code, ..	92
An act concerning auctions and auctioneers, .....	92
An act to further regulate the inspection of flour, .....	92
An act to prevent the adulteration and the sale of adulterated alcoholic liquors, .....	94
An act to secure bridges from damage from vessels, and to protect buoys, stakes and beacons, .....	95
An act assenting to the purchase by the United States of a site for a pest-house on the Cape Fear, .....	95
An act to facilitate the collection of taxes on real estate, ..	96
An act to amend 53d section 99th chapter Revised Code, ..	97
An act to cede to the United States, jurisdiction over a site for a court-house and postoffice in the city of Raleigh, ..	97

Sess. 1958-'59

Sess. 1855-'59.

RESOLUTIONS.

	PAGE.
To provide for a commission to examine into the management of the Atlantic and N. C. railroad company, . . . . .	99
Requiring the Secretary of State to have printed and distributed copies of the revenue act, . . . . .	101
In favor of common schools of Randolph county, . . . . .	101
In favor of the reporter of the supreme court, . . . . .	101
Concerning the revised code, . . . . .	102
Approving the naval commission to examine the coalfields, and for other purposes, . . . . .	102
Concerning the distribution of Emmons' report, . . . . .	102
Authorizing certain repairs to the House of Commons, . . .	103
In favor of certain entries of Cherokee lands, . . . . .	103
Authorizing the Governor to furnish arms to military schools, . . . . .	104
Appropriating a room in the capitol to the use of the Governor, . . . . .	104
Concerning the executive mansion, . . . . .	105
In relation to the library, . . . . .	105
Concerning the porticos of the capitol, . . . . .	105
Instructions to the treasurer concerning appropriations and the revenue, . . . . .	106
Concerning the publication of the documentary history of North-Carolina, . . . . .	106
Concerning the journals of the two houses, . . . . .	107
Authorizing the Governor to receive a flag from Lieut. Guthrie, . . . . .	107
Concerning the distribution of the revised code, . . . . .	108
—	
COMPTROLLER'S STATEMENT for 1857, . . . . .	111
COMPTROLLER'S STATEMENT for 1858, . . . . .	171

# INDEX

TO

## PRIVATE LAWS.

1858-'59.

---

	PAGE.
<b>ACADEMIES—</b>	
An act to incorporate Rutherford Academy, in Burke Co.,	3 Sess. 1858-'59
An act to incorporate the Shoal Creek Academy, . . . . .	3
<b>AGRICULTURE—</b>	
An act to incorporate the Western North-Carolina Agricultural Society, . . . . .	4
An act to authorize the incorporation of companies for agricultural or grazing purposes, . . . . .	5
<b>BANKS—</b>	
An act to establish the Bank of North-Carolina, . . . . .	6
An act to incorporate the Bank of Lexington, . . . . .	17
An act to establish the Bank of Salisbury, . . . . .	27
An act to establish the Miners' and Planters' Bank at Murphy, Cherokee county, . . . . .	38
An act to establish the Bank of Commerce, . . . . .	47
An act to incorporate the Fayetteville North-Carolina Savings Bank. . . . .	55
An act to incorporate the Madison Savings Bank, . . . . .	57
An act to incorporate the Oak City Savings Bank, . . . . .	61
An act to incorporate the Warrenton Savings Bank, . . . . .	64
An act to amend the charter of the Farmers' Bank of North-Carolina, . . . . .	68
An act to amend the charter of the Bank of Cape Fear, . .	70
<b>BRIDGES—</b>	
An act to authorize the construction of a toll bridge across the Yadkin river, near Jonesville, . . . . .	71
<b>COLLEGES—</b>	
An act to prevent the sale of intoxicating liquors at or near Davidson College, . . . . .	72
An act to incorporate the Transmontane College, in Madison county, . . . . .	74
An act to incorporate the trustees of Mar's Hill College, in Madison county, . . . . .	77

	PAGE.
Sess. 1858-'59.	
An act to incorporate Davenport Female College, in Caldwell county, .....	78
An act to incorporate the trustees of North-Carolina College,	79
An act to amend an act to incorporate Catawba College, ..	80
An act to amend the charter of Normal College, .....	81
An act to incorporate Bascom College in the town of Leicester, Buncombe county, .....	83
<b>COURTS—</b>	
An act altering the time of holding the courts of pleas and quarter sessions in the counties of Catawba, Lincoln and Gaston, .....	83
An act to fix the times of holding the courts of pleas and quarter sessions for Watauga county, .....	84
An act to repeal an act to change the time of holding the courts of pleas and quarter sessions for Chowan county,	84
An act to alter the times of holding the courts of pleas and quarter sessions for the county of Jones, .....	85
An act to change the times of holding the county courts of Ashe county, .....	86
An act to change the time of holding the courts of pleas and quarter sessions for Forsyth county, .....	86
An act concerning courts of pleas and quarter sessions for the county of Duplin, .....	87
An act to restore jury trials in the county courts of Cleveland county, .....	87
An act to restore jury trials in Gaston county courts, ...	88
An act to restore jury trials to the county courts of Lincoln county, .....	88
An act to repeal an act to abolish jury trials in the county courts of Polk county, .....	89
An act to abolish jury trials in the county courts of Cherokee and Jackson, .....	90
An act to authorize the acting justices of Cumberland, Duplin and Craven counties to appoint special terms of the courts of pleas and quarter sessions for said counties,	91
An act to pay jurors in Jackson county, .....	98
An act concerning jurors summoned by special writ of venire in Carteret and Jones counties, .....	93
<b>COUNTIES—</b>	
An act to settle the dividing line between the counties of Wayne and Wilson, .....	94
An act to alter and change the dividing line between the counties of Burke and Caldwell, .....	94
<b>GAS COMPANIES—</b>	
An act to incorporate the Newbern Gaslight Company, ...	95
An act to incorporate the Washington Gaslight Company,	95

	PAGE.
An act to incorporate the Salisbury Gaslight Company, . . .	98 Sess. 1858-59.
An act to incorporate the Newbern Gaslight Company, . . .	99
An act to incorporate the Raleigh Gaslight Company, . . .	100
<b>INSURANCE COMPANIES—</b>	
An act to incorporate the Atlantic Mutual Fire and Marine Insurance Company, . . . . .	101
An act to revise and consolidate the acts relating to the N. Carolina Mutual Insurance Company, . . . . .	105
An act to incorporate the Salem Mutual Insurance Co., . . .	111
An act to incorporate the Goldsborough Mutual Insurance Company, . . . . .	115
<b>MILITIA—</b>	
An act to incorporate the Pamlico Guards, . . . . .	118
An act to incorporate the Long Acre Guards, . . . . .	119
An act to encourage the formation of a military uniform company in the town of Wilmington, . . . . .	120
An act to incorporate the Elm City Cadets, . . . . .	121
An act to incorporate the Newbern Light Infantry, . . . . .	122
<b>MINING COMPANIES—</b>	
An act to incorporate the Buckhorn Iron Company, . . . . .	123
An act to incorporate the Bingham Coal Mining Company, . . . . .	125
An act to incorporate the North-Carolina Coal and Iron Oil Company, . . . . .	127
An act to incorporate the Sapana Coal and Iron Company, . . . . .	128
An act to incorporate the Phoenix Mining Company, . . . . .	130
An act to incorporate the Lizzarddale Copper Company, . . . . .	130
An act to incorporate the Cambridge Copper Company, . . . . .	132
An act to incorporate the Stewart Gold Mining Company of North-Carolina, . . . . .	133
An act to incorporate the Baltimore and Montgomery Mining Company, . . . . .	135
An act to incorporate the Way-ye-hutta Mining and Manufacturing Company, . . . . .	136
An act to incorporate the Southern Mining and Manufacturing Company, . . . . .	137
An act to incorporate the Cowee Mining and Manufacturing Company, . . . . .	138
An act to incorporate the Alamance Mining and Manufacturing Company, . . . . .	139
An act to incorporate the Potosi Mining and Manufacturing Company, . . . . .	141
An act to incorporate the Montgomery Mining Company, . . . . .	142
An act to incorporate the Portis Gold Mining Company, . . . . .	144
An act to incorporate the Christian Gold Mining Company, . . . . .	147
An act to incorporate the Copper Hill Mining Company, . . . . .	147

*Need state Cop  
& enter Mining  
Company 145*

	PAGE.
Sess. 1858-'59.	
An act to incorporate the Guilford Copper and Gold Mining Company, .....	148
An act to incorporate the Halsey Mining and Smelting Co.,	150
NAVIGATION—	
An act to protect the interest of the State of North-Carolina in the Cape Fear and Deep River Navigation Company,	151
An act to authorize the Roanoke Navigation Company to discontinue the use of their canal, &c., .....	153
An act to incorporate the Tyan Coko Swamp Canal Co., ..	155
An act to incorporate the Lake Landing Canal Company,	155
An act to amend an act to charter the Fairfield Canal Company, .....	157
An act to incorporate the Beaufort Steam Ferry-boat Company, .....	159
An act to incorporate the Old Topsail Steamboat and Navigation Company, .....	160
An act to incorporate the White Oak River Navigation Company, .....	161
An act to incorporate the Beaufort and Hyde Steamboat Company, .....	168
An act to incorporate the Dawson Steamboat Company, ..	169
An act to incorporate the Newbern and Baltimore Steamship Company, .....	169
An act to extend the powers of the New River Navigation Company, .....	170
An act to incorporate the Cape Fear and Ocean Steam Navigation Company, .....	171
An act to incorporate the McLendon's Creek Navigation Company, .....	172
An act to incorporate Carolina City Steam Navigation Company, .....	173
PLANKROADS—	
An act to amend the charter of the Charlotte and Taylorsville Plankroad Company, .....	175
An act to amend an act to incorporate the Fayetteville and Western Plankroad Company, .....	176
An act to amend an act incorporating the Yanceyville Plankroad Company, .....	176
PILOTS AND PILOTAGE—	
An act concerning pilots and pilotage for Beaufort harbor and the waters adjacent thereto, .....	177
RAILROADS—	
An act to incorporate the Dan River Coalfield Railroad Company, .....	184
An act to incorporate a company to construct a branch of	

the Wilmington and Weldon Railroad from Warsaw to Fayetteville, .....	195
An act to incorporate the Washington and Leaksville Railroad Company, .....	200
An act to amend an act to charter the Wilmington and Manchester Railroad Company, .....	208
An act to aid in the construction and equipment of the Western Railroad from Fayetteville to the Coalfields, ..	208
An act to amend the charter of the Greenville and French Broad Railroad Company, .....	212
An act to revive the charter of a company to construct a railroad from Beaufort harbor to Fayetteville, .....	213
An act to amend the charter of the Wilmington, Charlotte and Rutherford Railroad Company, .....	214
An act to authorize the Petersburg and Roanoke Railroad Company to run a new road from Garysburg to Weldon, &c., .....	216
An act to amend an act to incorporate the Western North-Carolina Railroad Company, &c., .....	217

RIVERS AND CREEKS—

An act to improve Lower Little River and Crane's Creek, above Monroe's Mills, .....	219
An act to declare portions of the Uharrie river a sufficient stream for a lawful fence, .....	226
An act to prevent making obstructions in Swift Creek, in Edgecombe county, .....	226
An act to prevent the felling of timber in the waters of Tuckahoe and Trent rivers, .....	227
An act to amend an act to prevent the cutting of timber into the rivers of Cherokee county, .....	228
An act to prevent the felling of timber in the waters of the south fork of the Catawba river, in the counties of Catawba, Lincoln and Gaston, .....	228
An act to prevent the felling of timber in the waters of Second Creek, Fourth Creek and Withers' Creek, in Rowan county, .....	229
An act concerning Haw river, in Alamance county, .....	229

ROADS—

An act to lay off and improve the road from Elkin factory to Enoch Vannoy's Mill, in Wilkes county, .....	230
An act to repeal an act to lay off and establish a public road in the counties of Davie and Davidson, and to establish a public ferry across the Yadkin river, .....	231
An act to improve the public road from Wilkesboro' to Jefferson, .....	232

	PAGE.
Sess. 1858-'59.	
An act for the improvement of the roads in the counties of Henderson, Buncombe, Madison and Yancey, . . . . .	233
An act to establish a public road in the county of Madison, . . . . .	234
An act to amend an act to provide for the improvement of the road from Reddie's river to the Tennessee line, . . . . .	236
An act to amend an act to appoint commissioners to lay off and improve the public road, leading from Brown's ford on the Yadkin to Witherspoon's ford, . . . . .	236
An act to lay off and establish two roads, . . . . .	238
An act to improve the public road leading from Wilkesboro' to Jefferson, . . . . .	238
SAVINGS INSTITUTE—	
An act to incorporate the Hillsboro' Savings Institute, . . . . .	239
SEMINARIES, SCHOOLS, &c.—	
An act to amend an act to incorporate the trustees of Graham institute, . . . . .	243
An act to incorporate the Jonesville Male and Female High Schools, . . . . .	245
An act to incorporate the trustees of the Kenansville Female Seminary, . . . . .	246
An act to incorporate the Jones County Male and Female Seminary, in Jones county, . . . . .	247
An act to incorporate the trustees of Knap of Reeds Masonic Classical School, . . . . .	248
An act to incorporate the Pitt county Female Institute, . . . . .	249
An act to incorporate the Wilson Female Seminary, . . . . .	250
An act to incorporate the trustees of Reynoldson Male Institute, . . . . .	252
TOWNS—	
An act to extend the corporate limits of the town of Newbern, &c., . . . . .	252
An act concerning the town of Wilmington, . . . . .	264
An act to enlarge the powers of the commissioners of the town of Tarboro', &c., . . . . .	268
An act to incorporate the town of Winston, . . . . .	270
An act to amend the act of incorporation of the town of Elizabeth City, . . . . .	271
An act to incorporate the town of Gold Hill, . . . . .	271
An act to extend the corporate limits of the town of Williamston, &c., . . . . .	272
An act to amend the charter of the town of Charlotte, . . . . .	273
An act to incorporate the town of Leicester, . . . . .	274
An act to amend the act of incorporation of the town of Edenton, . . . . .	274
An act to extend the corporate limits of the town of Statesville, . . . . .	276

	PAGE.
An act for the incorporation of the town of Mount Pleasant,	277
An act to incorporate the town of Webster, .....	278
An act to amend the several acts concerning the town of Trenton, .....	278
An act for the better regulation of Elizabethtown, .....	280
An act for the better regulation of the town of Smithville,	280
An act to amend an act for the better regulation of the town of Beaufort, .....	281
An act to incorporate Jamestown, .....	281
An act to amend an act to incorporate the town of Newton,	283
An act to amend the act incorporating the town of Kenans- ville, &c., .....	285
An act to amend an act to incorporate the town of Swans- boro', &c., .....	292
An act to incorporate the town of High Point, .....	296
An act to amend an act to incorporate the town of Salem,	297
An act to incorporate the town of Lillington, .....	298
An act to amend an act to incorporate the town of Golds- boro', &c., .....	299
An act to amend an act to incorporate the town of Lenoir,	301
An act to amend the charter of the town of Salisbury, ...	302
An act to amend an act to charter to town of Kinston, &c.,	305

## TURNPIKES—

An act to incorporate the Cherokee County Turnpike Com- pany, .....	307
An act to amend an act to incorporate the Quallatown and Oconalufsa Turnpike Company, .....	310
An act to amend the act to incorporate the Tuckasege and Keowee Turnpike Company, .....	313
An act to amend an act to authorize the construction of a branch to the Tuckasege and Keowee turnpike, .....	314
An act to amend an act to incorporate the Jonathan's Creek and Tennessee Mountain Turnpike Company, .....	317
An act to authorize Thomas T. Patton to establish a turn- pike road, .....	318
An act to incorporate the Tennessee Valley Turnpike Com- pany, .....	321
An act to amend an act to incorporate the Cheoc Turnpike Company, .....	326
An act to authorize the making of a turnpike road from Morganton to Cranberry Forge, .....	327
An act to amend an act to incorporate the Sulpher Springs and Paint Rock Turnpike Company, .....	331
An act to amend an act to incorporate the Cheoc Turnpike Company, .....	332

	PAGE.
Acts, 1858-59.	
An act to amend an act to authorize the making a turnpike road in the county of Henderson, .....	335
An act to amend an act to incorporate the Tuckasege and Nantahala Turnpike Company, .....	334
An act to amend the charter of the Little River Turnpike Company, .....	335
An act to authorize George J. Mills and others to establish a turnpike road, .....	335
An act to amend the charter of the Rich Mountain turnpike, .....	338
An act to authorize the making of a turnpike road in the counties of Buncombe and Madison, .....	339
An act to incorporate the Black Mountain Turnpike Company, .....	345
<b>MISCELLANEOUS—</b>	
An act to authorize St. Paul's church, Beaufort, to purchase and hold land for the burial of the dead, .....	344
An act to open the Peedee and Yadkin rivers for the passage of fish, .....	346
An act to incorporate Cedar Falls Company, .....	347
An act to prohibit the sale of spirituous liquors within two miles of Richlands Academy, .....	348
An act to incorporate Lincoln Lodge of Ancient York Masons, .....	349
An act to authorize Solomon Klutts to collect arrears of taxes, .....	350
An act to authorize the county court of Caldwell county to sell the unsold lots in the town of Lenoir, .....	350
An act to incorporate Unanimity Lodge, No. 7, in Edenton, .....	351
An act to authorize and empower Solomon Klutts to collect arrears of taxes, .....	351
An act to exempt members of the fire department in the town of Washington from jury duty, .....	352
An act to authorize and empower the sureties of E. L. Allen, late sheriff of Polk, to collect arrearages of taxes, .....	352
An act concerning magistrates in the counties of Onslow, Haywood, Moore, Duplin, Caldwell, Macon and Carteret, .....	353
An act to appoint a special magistrate in the town of Beaufort, .....	353
An act to incorporate the Howard Relief Fire Engine Company, in Wilmington, .....	354
An act to incorporate the Wilmington Hotel Company, ...	355
An act to incorporate the Medical Society of the State of North-Carolina, &c., .....	356
An act authorizing and empowering the justices of Franklin county to sell certain public lands belonging to said county, .....	360

	PAGE.
An act to require the sheriffs of Anson, Richmond and Union counties to give bond for the collection and settlement of taxes for railroad purposes, . . . . .	261
An act to incorporate the Mechanics and Farmer's Institute of Asheville, . . . . .	262
An act to appoint a special magistrate for the county of Rowan, . . . . .	264
An act for the encouragement of Fayetteville Independent Light Infantry company, . . . . .	265
An act to incorporate the Greene Monument Association, . . . . .	265
An act to limit the powers of the different constables in Cherokee and Robeson counties, &c., . . . . .	266
An act to increase the pay of witnesses in Lenoir county, . . . . .	267
An act to enable and authorize the sureties of John D. Abernathy, late sheriff of Duplin, to collect arrears of taxes, . . . . .	267
An act to incorporate Pleasant Grove Camp Ground, in Union county, . . . . .	267
An act to authorize the courts of pleas and quarter sessions of Bertie county to collect wharfage &c., . . . . .	268
An act to revive an act to authorize William R. Abbott to cut a canal and make a road thereon, . . . . .	269
An act to authorize the sureties of Joshua Sikes, late sheriff of Union, to collect arrears of taxes, . . . . .	269
An act for the relief of Emily Hooper, . . . . .	270
An act to authorize the Fayetteville and Albemarle Plankroad company to establish a public ferry on the Pee Dee, . . . . .	270
An act to regulate the retailing of spirituous liquors in Buncombe and Henderson, . . . . .	271
An act to incorporate the Kittrell Mineral Springs, . . . . .	273
An act to regulate the sale of spirituous liquors in the town of Asheville, . . . . .	274
An act to open the Catawba river for the free passage of fish, . . . . .	275
An act to incorporate the I. O. O. F., No. 58, at Normal College, . . . . .	277
An act to provide for the appointment of tax collectors for Robeson, Bladen and Craven, . . . . .	278
An act to incorporate the Arendell Hotel company at the city of Morehead, . . . . .	280
An act to grant to a company the lands covered by the waters of Hunter's Creek Lake, &c., . . . . .	282
An act to incorporate the Edenton Literary Association, . . . . .	282
An act to incorporate Pollocksville Lodge, No. 175, of Free and Accepted Masons, . . . . .	282
An act to incorporate the North-Carolina Military Institute, . . . . .	283

Sess 1858-'59.

An act to authorize the construction of a common enclosure around the lands of certain persons in the county of Person, .....	385
An act to incorporate Carthage Lodge, No. 181, Ancient York Masons, .....	386
RESOLUTIONS—	
In favor of the Doorkeepers, .....	387
In favor of trustees of Polk county, .....	387
In favor of Col. Alex. Watson, of Robeson county, .....	387
In favor of C. W. Wooley, .....	388
In favor of Shepherd D. Mercer, .....	388
In favor of W. L. Pomeroy, .....	388
In favor of Norwood, Parker & Co., .....	388
In favor of E. D. Davis, .....	388
In favor of Mrs. Martha Spears, of Harnett county, .....	389
In favor of Esley Staley, sheriff of Wilkes county, .....	389
In favor of W. J. Brown, .....	389
In favor of Polly Pinner, .....	389
In favor of Joshua R. Hall, .....	390
In favor of James Conoly, .....	390
In favor of James E. Jenkins, .....	390
In favor of Joseph N. Long, of Ashe county, .....	390
In favor of Calvin Evans, of Pitt county, .....	390
In favor of the Clerks, .....	391
To pay the legal representatives of Henry Powell, deceased, the amount due him as teacher in school district, in Davie county, .....	391
In favor of W. H. & R. S. Tucker, .....	391
In favor of Letty M. Bray, .....	392
In favor of William Green, sheriff of Haywood county, ..	392
In favor of Drury King, .....	392
In favor of Wm. Thompson, .....	393
In favor of Jacob B. Evans, of Cherokee county, .....	393
In favor of Henry D. Turner, .....	393
In favor of Henry J. Brown, .....	393
In favor of George R. Sledge, .....	394
In favor of John Word, of Caswell, .....	394
In favor of John Caldwell's executor, .....	394
In favor of Donald Frazer, .....	394
In favor of Elias Barnes, late sheriff of Wilson county, ...	395
In favor of H. H. Davidson, sheriff of Cherokee county, ..	395
In favor of E. G. Haywood, .....	395
In favor of John J. Johnson, .....	395
In favor of Judge Nash's executors, .....	396
In favor of George W. Hampton, .....	396

Authorizing the Governor to furnish arms to the Franklin Military School, in Duplin county, .....	396
In favor of Joseph Marshall, sheriff of Stanly county, ...	397
In favor of E. D. Nichols, of Johnston county, .....	397
In favor of G. M. Albright, of Alamance county, .....	397
In favor of E. G. Haywood, .....	397
In favor of Elisha Holland, .....	398
For the relief of Solomon M. Wray, high sheriff of the county of Yancey, .....	398
In favor of James A. Vinson, former sheriff of Johnston county, .....	400
In favor of Ebenezer Combs, .....	400
In favor of Margaret Gardner, .....	400
In favor of Donald Frazer, .....	400
In favor of R. L. Jones and others, .....	400
In favor of A. B. Long, sheriff of Rutherford county, ....	401
In favor of R. J. Mitchell, .....	401
To pay the legal representatives of Bartlet E. Wetty, dec'd, the amount due him as teacher for school district No. 19, for Rockingham county, .....	401
In favor of Theodore Schrader, .....	402
In favor of W. J. W. Crowder, .....	402
In favor of H. N. Brittain, of Haywood county, .....	402
In favor of Jehn Wilson, of Alamance county, .....	402
In favor of Henry Von Ghlan and Henry Baker, .....	403
In favor of Edward Kidder, .....	403
In favor of C. N. White, of Cabarrus county, .....	403
In favor of William A. Walton, .....	403
In regard to a dredge boat on New river, .....	404
In favor of Dabney Cosby, .....	404
In favor of L. S. Webb, S. J. Latham and F. W. Moore, trustees of G. L. Moore, .....	405
In favor of J. J. James, .....	405
In favor of Judge Nash's executor, .....	405
In favor of W. Watson, .....	405
For the relief of Jackson Stewart, former sheriff of the county of Yancey, .....	406
In favor of Sarah A. Johnson, .....	407









