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LEGISLATIVE PROCEEDINGS OF SOUTH-CAROLINA

SENATE

FRIDAY, Dec. 10

The journal of yesterday having been read, Mr. Griffin from the committee on claims, made a report on the several petitions of J. Swygert, Samuel Jenkins, James Spence, and Dr. H. Davitt; ordered for consideration to-morrow.

The house of representatives sent to senate, a report of a special committee, on so much of the Governor's Message, (of 1824) as relates to the decisions of the federal judiciary and the acts of congress, contravening the letter and spirit of the constitution of this United States; and the same being before the senate, Mr. H. Dear, submitted a motion, that the consideration of said report be postponed until the first day of January next; and on the question to agree to the said motion, the yeas and nays were called for, and are as follows, viz:—

AYES.—Hon. J. B. P. On, President—Messrs. Catell, Cherry, Clendinning, Crafts, H. Dear, DuBois, Fearwell, Frampton, Hays, Huger, Irby, Jerman, Koger, Maner, Patterson, Perry, Simkins, Swygert, and Tart.—20.

NOES.—Messrs. Benbow, Benson, Black, Bryant, J. S. Dear, J. N. Davis, T. P. Davis, Evans, Gillespie, Glover, Griffin, Miller, Morrill, Pope, Ramsey, Reynolds, Richardson, Robinson, Smith, Taylor, Verdier, and Williams.—22.

So the resolutions were not postponed.

A motion was then made that senate do concur in the report, and resolutions therein contained; which resolutions were as follows, viz:—

Resolved. That congress does not possess the power under the constitution, to adopt a general system of internal improvement, as a national measure.

Resolved. That a right to impose and collect taxes, does not authorize congress to lay a tax for any other purposes, than such as are necessarily embraced in the specific grants of power, and those necessarily implied therein.

Resolved. That congress ought not to exercise a power granted for particular objects, to effect other objects; the right to effect which has never been conceded.

Resolved. That it is an unconstitutional exercise of power on the part of congress, to tax the citizens of one state, to make roads and canals for the citizens of another state.

Resolved. That it is an unconstitutional exercise of power on the part of congress, to lay duties to protect domestic manufactures.

On motion to concur in said resolutions, the yeas and nays were required, and are as follows, viz:—

AYES.—Messrs. Benbow, Benson, Black, Bryant, Clendinning, J. S. Dear, J. N. Davis, T. P. Davis, DuBois, Evans, Gillespie, Glover, Griffin, Hays, Jerman, Miller, McKibbin, Morrill, Patterson, Pope, Ramsey, Reynolds, Richardson, Robinson, Smith, Taylor, Verdier, and Williams.—20.

NOES.—Hon. Jacob B. P. On, President—Messrs. Catell, Cherry, Crafts, H. Dear, Fearwell, Frampton, Huger, Irby, Koger, Maner, Perry, Simkins, and Swygert.—14

The resolutions were therefore concurred in, and ordered to be returned to the house of representatives.

Mr. Griffin submitted the following resolution, which was agreed to, and ordered to be sent to the house of representatives, viz:—

"Whereas Robert Hunter, deceased, of Laurens district, did, by his last will and testament, will and devise that his eight certain negroes, with the increase of the females, should be emancipated;

Resolved. That it is inexpedient to emancipate the said slaves."

A favorable report from the house of representatives, on the petition of the Charleston bridge company, was considered and concurred in, and ordered to be returned to that house; a report from that house, on the petition of David Becker, was ordered for consideration to-morrow; as was, also, a report from that house, on the petition of John Cunningham.

A favorable report from the house of representatives, on the petition of Jesse Gilbert, was agreed to, and ordered to be returned to that house; and an unfavorable report on the petition of sundry inhabitants of Lexington, praying an alteration of the law as respects persons hunting on their lands, an unfavorable report on the petition from Chesterfield, and an unfavorable report on the petition from Union and Lancaster, each praying for a road.

The committee on claims, to whom was referred a resolution of senate, directing them to enquire whether it would be expedient to make provision for rewarding the slave who gave the information which led to the detection of Joe, an outlaw slave; made a report thereon, recommending an appropriation of seven hundred dollars, to emancipate said slave, which was agreed to, and ordered to be sent to the house of representatives.

A report of the committee on accounts, on the report of the superintendent of public works, as to the expenditures made on the college buildings, in appropriation of the same, was agreed to, and ordered to be sent to the house of representatives.

A bill to amend an act, entitled "an act to revise and amend the judicial system of this state, and for other purposes," was read a second time, and ordered to be returned to the house of representatives.

A bill to regulate suits against the makers or drawers of joint and several notes or bills, was taken up for a second reading, and rejected.

A bill to alter and amend an act, entitled "an act to establish a college at Columbia," was read a second time, and ordered to be returned to the house of representatives.

William P. Davis, Esq. returned a member elect, to supply the vacancy occasioned by the death of Hon. Benjamin James, of Laurens, appeared, was qualified, and took his seat.

On motion of Mr. Williams, it was ordered, that Mr. Bryant have leave of absence after to-morrow.

Mr. Koger, from the committee on public buildings, made a report from the house of representatives, recommending an appropriation for completing the fire proof offices in Charleston; ordered for consideration to-morrow.

Mr. Pope submitted a report from the committee appointed to contract for, and superintending the opening of Wall's cut; referred to the committee on internal improvement.

The committee on accounts, on the memorial of John Geddes, submitted a report, recommending an appropriation of 997 dollars 20 cents, in his favor, to remain in the treasury of the state, to await the decision of a certain suit now pending between the state, and John Geddes; which was agreed to, and ordered to be sent to the house of representatives.

The following bills, from the house of representatives, were read a first time, and ordered for a second reading to-morrow, viz: A bill to raise supplies for the year 1825; and a bill to amend an act, more effectually to prohibit free negroes and persons of color, from entering into this state, and for other purposes.

Mr. Verdier submitted a resolution for altering the time for assessment on stock in trade; referred to the committee on finance.

Mr. Pope submitted a report from the committee on vacant offices; ordered to be laid on the table.

The following bills, from the house of representatives, were read a first time, and ordered to a second reading to-morrow, viz: A bill to establish certain roads, bridges and ferries; a bill to enable Ann Richardson to bring back into this state, a certain female slave; and a bill giving the right of appeal from the judgment of justices and freeholders in certain cases of capital felony, on the trial of slaves, free negroes, and other persons of color, and for other purposes.

The following bills, from the house of representatives, were read a third time and passed, and ordered to be returned to that house, viz: A bill to increase the security to be given by the sheriff of Richland district hereafter elected; a bill to require the sheriff of Edgefield district to advertise his sales in one or more of the public gazettes of that district; a bill to give to the city court of Charleston concurrent jurisdiction with the court of common pleas, in suits on certain mercantile contracts, to any amount; and a bill concerning hawkers and pedlars.

Mr. Crafts, from the committee on finance, made a report on the petition of S. Burger; and a report on the report from the commissioners appointed on the offices of surveyor general, and secretary of state; ordered for consideration to-morrow; also, an unfavorable report on the petition of J. Daley, which was considered and agreed to; also, a favorable report on a report from the house of representatives, on the petition of Thos. Addison, which was considered and agreed to; also, a report on the report from the treasurer of Charleston, as to the expenditures of the transient poor fund; ordered to be laid on the table.

Mr. Williams from the committee on internal improvement, made a report on the memorial of John Cunningham, praying for an appropriation of money to open Wall's cut; ordered for consideration to-morrow.

On motion of Mr. Williams, the committee on internal improvement were discharged from considering the petition of sundry inhabitants of Laurens and Newberry, for a lottery, and it was ordered to be laid on the table.

Mr. Koger from the committee on public buildings, made reports on the several petitions of Pond and Graham; the Intendant and Wardens of Columbia; John Johnston, John Gordon, Frederick Weimer, and Rowe and White; on the presentment from Richland; and on a resolution requiring commissioners of public buildings, when repairs are necessary on public buildings, to call in mechanics, and estimate the cost of such repairs; ordered for consideration to-morrow.

On motion, it was ordered that Mr. Tart have leave of absence for the remainder of the session.

HOUSE OF REPRESENTATIVES

FRIDAY, Dec. 10.

The house having met agreeably to adjournment.

The speaker laid before the house a letter from Alexander Speer, Esq. accepting the office of Comptroller General, to which he had been elected; also a communication from the Claiborne Society of the S. C. College, inviting the members of the house, to join them in a procession on Saturday next to the College campus, to assist in laying the corner stone of the monument, to be erected to the memory of that great and good man, Dr. Jonathan Mayes, which invitation was accepted, and the communication was referred to a special committee of arrangement.

The house having taken into consideration a resolution to procure paintings of the battles of Fort Moultrie, and King's Mountain, dispensed to the same.

The following reports sent from the senate were ordered to lie on the table, viz:—a report of the committee on roads, on the petition of W. Auerum; a report of the committee on finance, on the petition of David Becker; a report of the same committee on the petition of the Charleston bridge company, and on the petition of H. Craig; a report of the committee on roads, on the petition of Thomson Ware, and J. B. Stanton.

The house considered and agreed to, a favorable report of the committee of ways and means, on the petition of Hugh Craig, and recommended that he be paid \$734, and ordered the same to be returned to the senate.

The house considered and concurred with the senate in a report of the special committee, on the account of the contingent fund of his Excellency Richard I. Manning, which was ordered to be returned to the senate.

A report of the committee on internal improvement, on the report of the superintendent of public works, from senate; and a report of the committee on internal improvement, on a report of the superintendent of public works of this house, were postponed until to-morrow.

The house considered and agreed to an unfavorable report of the committee on claims, on the petition of Thomas Beal, John Black, and D. L. Wakely, praying relief from loss sustained by fire; and a report of the committee on finance, on the same petition was disagreed to.

A report of the committee on finance, on the petition of John Cunningham, as treasurer of the upper division, was ordered to lie on the table.

The senate sent to this house for concurrence, a report of the committee on claims, on the petition of N. G. Cleary; ordered, that so much thereof as relates to repairs done to the Charleston jail, be referred to the committee on public buildings, and that so much as relates to certain tax executions, be referred to the committee of ways and means.

Read a third time, a bill to increase the security to be given by the sheriff of Richland district hereafter elected; and a bill to require the sheriff of Edgefield district to advertise his sales in one or more of the public gazettes of that district. Resolved, that the same do pass, the titles be changed, that they become acts, and be sent to the senate.

Mr. Dupkin, from the committee on the contingent fund, made the following reports, viz: A report on so much of the governor's message as respects the reception of Gen. Lafayette; a report on the petition of John Rabb; a report on the petition of the administrator of Solomon Bligh; which were ordered for consideration to-morrow.

Read a first time in this house, a bill from senate, entitled a bill to alter the law in relation to the liability of the husband to pay the debts of his wife; and ordered for a second reading to-morrow.

Mr. H. L. Pinckney, from the committee on the lunatic asylum, made a report thereon.

Mr. Furman from the committee on claims, made reports on the petitions of John Johnston, Jun. and others, and A. Barkala, sheriff of Laurens, John H. Hughes and others, and Isaac Bradwell.

Mr. Washington from a special committee, to whom was referred the memorial of D. McDonald and Antonio Della Torre, made a report thereon.

Mr. L. H. Kennedy from the special committee, to whom was referred the quarter master general's report, and the presentment of the grand jury of Kershaw, reported, which were severally ordered for consideration to-morrow.

On motion of Mr. W. Smith, ordered, that the special committee, to whom was referred the memorial of R. G. Mills, Esq. praying an investigation into the official conduct of the ordinary of Chester district, be discharged from that subject.

Mr. T. Walker from the committee on internal improvement, made a report on the memorial of H. W. Lubbock.

Mr. Glover from the committee on roads, made a report on the petition of John S. Thomas; and a report on the petition of Ezra Allen.

Mr. Mayor from the committee on public buildings, made the following reports, viz: A report on the report of the same committee from senate, on building a new jail for York district; a report on the petition of Wm. Gray, praying compensation for work done on the court house of Richland; a report on the petition of William McCraith, & Co. which were severally ordered for consideration to-morrow.

The house considered and concurred with the senate, in a report of the committee on public buildings, recommending a sale of the old court house at Camden, and ordered the same to be returned.

Mr. Patterson, from the committee on vacant offices, made the following report of offices vacant: Register for Prince George, Wynaw; Escheator for Lancaster district; Commissioner in Equity for Kershaw district; Commissioner in Equity for Richland district; and the President and Directors of the Bank of the State of South Carolina, which was ordered to be laid on the table.

Read a second time, a bill to raise supplies for the year 1825; a bill to amend an act more effectually to prohibit free negroes and persons of color from entering into this state, and for other purposes; a bill giving the right of appeal from the judgment of justices and freeholders in certain cases of capital felony, on the trial of slaves, free negroes, and other persons of color, and for other purposes; and a bill to enable Ann Richardson to bring back into this state, a certain female slave; ordered, that the said bills be sent to the senate.

A bill to enable Patsy Gregory to inherit the estate of her deceased son Hiram Coleman, was ordered to lie on the table.

A resolution declaring it expedient to emancipate the slaves of Robert Hunter, late of Laurens district, as directed by his will, sent from the senate for concurrence, was ordered to be laid on the table.

A bill to alter and amend the first and second sections of the 10th article of the constitution of this state, being taken up for a second reading, was, on motion, postponed until the first day of January.

The speaker laid before the house a communication from the attorney general, relative to Wapoo cut; which was ordered to lie on the table.

Read a second time, a bill to establish certain roads, bridges and ferries; ordered that it be sent to the senate.

While the above bill was under consideration, Mr. Glover gave notice, that on the third reading thereof, he will ask leave to introduce sundry clauses by way of amendments.

On motion, the house suspended the orders of the day, to permit Mr. Porter, from the committee on the College, to make a report, recommending that the committee be discharged from the further consideration of so much of the report of the superintendent of public works as relates to money expended, and recommending that it be referred to the committee on public buildings; and recommending, also, a concurrence in the report of the committee of the senate, on the same subject; and a report of the special committee, to whom was referred the communication of the comptroller general, covering the account of the late governor with the contingent fund.

Mr. L. H. Kennedy from the committee on the quarter-master general's report, made a report on so much of the governor's message as recommends an appropriation of arms for the city of Charleston; and a report on a resolution to make compensation to the quarter-master-general, for his services during the past year; which were severally ordered for consideration to-morrow.

Mr. Myrick presented the reports of the commissioners of free schools for Abbeville district, for the years 1824 and 1825; referred to the committee on education.

Mr. James Gregg submitted a resolution, that a committee be appointed to wait on the Rev. Mr. Durbin, and invite him to preach in the representative chamber on Sunday next; which was agreed to, and a special committee appointed for that purpose.

Read a third time, a bill to incorporate the Charleston Water Company, and for other purposes; a bill concerning hawkers and pedlars; a bill to give to the city court of Charleston, concurrent jurisdiction with the court of common pleas, in suits on certain mercantile contracts to any amount; a bill to amend an act, entitled "an act to revise and amend the judicial system of this state, and for other purposes," and a bill to alter and amend an act to establish a college at Columbia; all of which were passed, titles changed, and sent to senate; a bill to establish

certain turnpike companies; and a bill to establish and incorporate a bank in the town of Columbia, were postponed until to-morrow.

Read a second time, a bill to adopt for the use of the militia of this state, the rules for the exercise and manoeuvres of the infantry of the United States, and for other purposes; and a bill to amend the charter of the corporation of the town of Columbia, ordered that said bills be sent to the senate.—Adjourned.

IN SENATE

SATURDAY, Dec. 17.

The journal of yesterday having been read, Mr. Simkins submitted the protest of which he gave notice yesterday, against the decision of senate yesterday, on the report, (received from the house of representatives) of a special committee on so much of the governor's message of 1824, as relates to the decisions of the federal judiciary, and the acts of congress contravening the letter and spirit of the constitution of the United States.

Eldred Simkins of Edgefield, respectfully protests against the decision of the senate, on the report of "a special committee of the house of representatives, on so much of the governor's message as relates to the decisions of the federal judiciary, and the acts of congress contravening the letter and spirit of the constitution of the United States," adopted by senate on the 10th December, 1825, for the following reasons, viz:—

1. Because the people have not petitioned this legislature against, or in any way complained to it of the encroachments of the general government, alleged in the resolutions adopted.

2. Because the consideration and discussion of such resolutions are substantially erecting ourselves to censure congress and supervise all its measures. A power assumed by the legislature, but unknown to the constitution under which it acts.

3. Because it is against the true construction and spirit of that constitution which designates and limits our powers here.

4. Because the censures past on the acts and proceedings of congress, by the said resolutions would as well justify that body, in their turn to revise and censure our acts, and a war of retaliation and re-crimination, would be waged contrary to the constitution of this, as well as of the United States, unbefitting the dignity of either body, calculated to produce dangerous divisions among ourselves, to array this legislature against the general government, and to produce other sectional divisions, injurious to the harmony of both governments, and the best interests of the country.

5. Because, the legislature has no time for such abstract discussions, (especially at this period,) which can be taken from the indispensable duties for the performance of which, we are sent here. It is therefore an unauthorized waste of time and of the public money.

6. Because the discussion of, and decision on these resolutions, can lead to no practical or beneficial result; they have accomplished, in opposition to amend the constitution. On the contrary, such proceedings may hereafter tend to injure the state by depriving her of that portion of internal improvement which may fall to her share which may be presented.

7. Because the assumed right of supervising and trying the acts of congress already passed, or to be passed, if carried to the extent indicated by these resolutions, might and likely will be endless, and obviously liable to the most flagrant abuses, because if not now, it may in corrupt, or worse times, be wielded as a means of advancing the views of ambitious men, who may and will seek to rise to power by the heat and fermentations which such discussions may produce. In short, it may become the direct means by which the ends will come to get into power.

8. Because, if even occasions "such palpable violations of the constitution and plain usurpation of our rights may occur, as to render it a duty not only for the people, but for this, with every other organ of the government, to speak out and say 'no!'" in such occasions at present exist! On the contrary, as it regards the subject of internal improvement, no general plan has, as yet, been submitted to congress, and no general system gone into. It is literally "sleeping before we arrive at the style."

9. Because these abstract resolutions are so drawn as not to present fairly, the questions they purport to make, so that no branch of some of them may be well voted for by those who could not vote for other branches, and the decision of the senate adopts them in the lump. Some of the resolutions, as abstract propositions, cannot be objected to;—and

10. Because all abuses by congress should be remedied by the legitimate power, the PEOPLE through their REPRESENTATIVES in congress. The people know their rights and are always alive to their abuse, and it is an unjust reflection on their sagacity and intelligence to say that they need to be aroused by our instructions upon the points presented by the resolutions, they having sent us here for other purposes, and having themselves long been in possession of all the information which we have upon these subjects.

In conformity with the invitation accepted yesterday from the Claiborne society, senate then joined the house of representatives, and the Masonic lodge, No. 89, of Columbia, in procession to the college campus, where the corner stone of a monument to be erected by the Claiborne society, to the memory of Dr. Jonathan Mayes, was laid in Masonic order by the said Masonic lodge.

Senate having returned to their chamber, Mr. Davis, from the committee on roads, reported on a bill to reduce all the acts of the general assembly of this state, relating to the power and duties of the commissioners of roads, into one act; recommending several amendments, which were agreed to, and the bill read a second time, and ordered to be returned to the house of representatives.

A bill from the house of representatives, to amend an act, entitled, an act to revise and amend the judicial system of this state, and for other purposes, was read a third time and passed, and ordered to be returned to that house.

The following bills from the house of representatives, were read a first time, and ordered to a second reading on Monday next, viz: A bill to amend the charter of the corporation of the town of Columbia; and a bill to amend the laws relative to the practice in the courts of law and equity.

They also sent to senate, a bill to adopt, for the use of the militia of this state, the rules for the exercise and manoeuvres of the infantry of the United States, and for other purposes, which were read a first time, and committed to the judiciary committee.

Favorable reports from the house of representatives, on the several petitions of A. W. Lubbock

and H. Craig, were concurred in, and ordered to be returned to that house.

The house of representatives concurred in and returned to senate, a report relative to the sale of the old court house in Camden; a report on the expenditure of the contingent fund of the present year; and a report recommending an appropriation for the reward of the slave who gave the information which led to the detection of Joe, an outlaw slave.

A favorable report on the petition of James Stevens was agreed to, and ordered to be sent to the house of representatives; as was, also, a favorable report on the petition of Jacob Swygert, administrator of Solomon Bligh.

A favorable report from the house of representatives, on the petition of David Becker, late sheriff of Richland district, was concurred in, and returned to that house.

A message, No. 3, was received from his excellency the governor, relating to the college buildings; referred to the committee on the college.

A bill to raise supplies for the year 1825, was read a second time, and ordered to be sent to the house of representatives.

A report from the house of representatives, recommending an appropriation of seventeen thousand dollars, to complete the fire proof offices in Charleston, was concurred in and returned to that house.

A bill to amend "an act more effectually to prohibit free negroes and persons of color from entering into this state, and for other purposes," was read a second time, and ordered to be sent to the house of representatives.

A bill giving the right of appeal from the judgment of justices and freeholders in certain cases of felony, on the trial of slaves, free negroes, and other persons of color, and for other purposes, was taken up for a second reading, and postponed until the 1st January next.

On motion of Mr. H. Dear, it was ordered, that the President of the Bank of the State of South-Carolina, have leave of absence for the remainder of the session.

A bill to enable Ann Richardson to bring back, into this state, a certain negro slave, was read a second time, and ordered to be returned to the house of Representatives.

A favorable report on the petition of Doctor Hugh Davitt, was agreed to, and ordered to be sent to the house of representatives.

A favorable report from the house of representatives, on the petition of John Cunningham, was concurred in, and ordered to be returned to that house.

Mr. McKibbin from the joint committee on the lunatic asylum, made a report on the petition of B. Williams; ordered for consideration on Monday next.

A report on the petition of Samuel Berger, tax-collector of St. Phillips and St. Michael's was taken into consideration and disagreed to.

An unfavorable report on the petition of Adam Edgar, administrator of Wm. McKenna, was considered and agreed to; as was, also, an unfavorable report on a resolution relative to the manner of recommending repairs, in the different public buildings throughout the state.

A report of the committee on internal improvement, on the report of the commissioners of Wall's cut, recommending an extension of the time for completing the work on said cut, was agreed to, and ordered to be sent to the house of representatives.

A favorable report on the petition of John Johnson, Jr. Frederick Wesier, John Gordon and Rowe and White, was agreed to, and ordered to the house of representatives; and, an unfavorable report on the petition of Pond and Graham, was considered and agreed to.

A report on the petition of the Intendant and wardens of the town of Columbia; and a report on the presentment from Richland; were severally taken up for consideration, and postponed indefinitely.

A bill from the house of representatives, to make appropriations for the year 1825, and for other purposes, was read a first time; and ordered to a second reading on Monday next.

Mr. Evans submitted a resolution allowing the judges of the court of appeals the use of the legislative library; subject to the rules prescribed by the bank committee; which was agreed to, and ordered to be sent to the house of representatives.

Mr. J. N. Davis submitted a resolution appointing Bernard E. Lee, Henry Izard, and William Millard, commissioners to enquire into the state of the funds left by the last will and testament of the Rev. Richard Ludman, of the parish of St. James, Georgetown;—to ascertain the amount of the same, and in what it consists, and to report it at the next session of the legislature; which was agreed to, and ordered to be sent to the house of representatives.

Mr. Simkins submitted a resolution for furnishing the two boards of commissioners in Edgefield with a copy of Brevard's digest; ordered to lie on the table.—Adjourned.

HOUSE OF REPRESENTATIVES

SATURDAY, Dec. 17.

The house having met agreeably to adjournment.

Mr. Mayor from the committee to whom was referred an invitation from the Claiborne Society, to attend the ceremony of laying the corner stone of the late Dr. Mayes's Monument, reported as order of procession.

The senate having concurred in, returned a report of the committee of ways and means, on the petition of N. G. Cleary, sheriff of Charleston, to be reimbursed for amount of tax executions lodged in his office; a report of the same committee, on the petition of the Charleston bridge company for indulgence on their bonds; a report of the committee on public buildings on the presentment of the grand jury of Georgetown; and a report of the committee on claims on the petition of Joseph Gilbert.

The senate returned to this house, the following bills, which have received three readings in each house, viz: A bill concerning hawkers and pedlars; a bill to give the city court of Charleston, concurrent jurisdiction with the court of common pleas on suits on certain mercantile contracts to any amount; a bill requiring the sheriff of Edgefield district, to advertise his sales in one or more of the public gazettes of that district; and an act to increase the security to be given by sheriffs of Richland district, hereafter to be elected; ordered that they be committed to the committee on engrossed acts.

The house considered and concurred in a report of the committee on claims, on a resolution relative to the slave Ryal, and ordered the same to be returned.

A report of the committee on accounts, on the report of the superintendent of public works, as to the expenditures made on the college buildings, in appropriation of the same, was agreed to, and ordered to be sent to the house of representatives.