

# COLUMBIA AND SOUTH-CAROLINA STATE JOURNAL.

COLUMBIA, (S. C.) FRIDAY MORNING, DECEMBER 15, 1826.

[XII.]

[NO. 60.]

### Columbia Telescope;

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**D. S. SWANN,**  
Printer to the House of Representatives of  
South Carolina.

TERMS:—THREE DOLLARS per annum, payable in advance, or FOUR DOLLARS payable at the end of the year.  
Advertisements are inserted at the rate of seventy-five cents for every twenty lines, or a less number, for the first insertion, and forty cents for each continuance.—Those from non-subscribers must be accompanied by the cash, or a responsible reference, or they will receive no attention.

We are authorized to state that **RICHARD B. HARRISON** is a candidate for the office of Sheriff of Fairfield district, at the approaching election.  
June 15. 6m.

We are authorized to state that **Col. WILLIAM M'CREIGHT** will be a candidate for the office of Sheriff of Fairfield district, at the approaching election.  
April 11. 15 t Jan. 7

### Columbia Canal.

THE subscriber's WAREHOUSE, on the Columbia Canal is again prepared to receive storage of all kinds. The accommodations afforded by this establishment will be such as to insure the satisfaction of all who may be disposed to encourage it.

The rates of storage will be as follows:  
Cotton, 12 1/2 cts per bale for any time not exceeding three weeks, and 4 cts per bale every week after.  
Hides, and Crates, 12 1/2 cts each the first week, and 6 1/2 cts every week after.  
Bbls., 10 cts each the first week, and 4 cts every week after.  
All other articles in like proportion.  
Merchandise, and the products of the country generally, will be received on storage and disposed of agreeably to the orders of the owners. A commission business will also be transacted for the sale of all kinds of goods, as well as country produce. Bonds are also attached to this establishment which will at all times secure a speedy conveyance of such articles as are ordered to be sent to Charleston.

ALEXANDER HERBEMONT.  
October 1, 1826. 40—11

### Notice.

ALL persons having any demands against the estate of **Mrs. James Goodwin** deceased, are requested to present them properly attested according to law; and all those indebted will make payment without delay.  
ABRAHAM D. JONES, Adm'r.  
Oct. 24. 43 13

### Notice.

ALL persons having demands against the estate of **Uriah Gandy**, are requested to present them duly attested to the subscriber; those indebted to the said estate, to make immediate payment.  
GEO. COTCHETT, Qualified Ex'r.  
Columbia, April 15, 1826. 17 if

### A Teacher

IS wanted to take charge of the Poplar Spring Academy the ensuing year. The money arising from tuition, the payment of which shall be guaranteed by the Trustees, will constitute the teacher's salary, which amounted the present year to about \$600. Applicants must be qualified to prepare students for the Junior Class of the S. Carolina College; and furnish certificates of moral character and qualifications to the Chairman of the Board of Trustees, on or before the third Monday in December next. The situation of the Poplar Spring Academy is very healthy; and has, for several years, been the summer residence of the citizens in the neighborhood of Orangeburgh.  
DONALD ROWE, C. B. T.  
December 1. 49—6

### New Saddlery Ware House.

**Smith & Wright,**  
DESIRE to inform their friends and the public, that they have again established themselves in the Saddlery business, at their old stand, on the corner of King and George Streets Charleston, one door above Mr. C. Chisholm's Hotel, where they have constantly on hand a complete and general assortment of all kinds of saddles, bridles, harness, whips, and trunks; also girths, bridles and harness leather, morocco skins, sheep and calf duff, together with a complete assortment of pined gills, and Japanese saddlery ware; coach lace and much trimmings of all kinds. As they are connected with an extensive manufactory at the north, they feel confident in assuring the public that they can furnish goods in their line of a superior style, and on as good terms as can be procured at any similar establishment in the United States.  
All orders will be thankfully received, and promptly attended to, they respectfully solicit a share of the public patronage.  
Oct. 24. 43 if

### Writing Executed.

ANY person wishing their BOOKS posted, or ACCOUNTS made out, can have them done by addressing a line to D, and leaving it at the Telescope Office.  
November 7. 45 if

### All Persons

INDEBTED to the subscribers, whose notes and accounts were due on the first of January 1825, are required to make payment before the next return day, as longer indulgence cannot be given. And all those indebted to the subscribers for purchases made last year, are respectfully requested to make payment or liquidate their accounts.  
January 6. PERCIVAL & CO. 1 if

### For Sale.

A HOUSE and LOT, at the Rice Creek Springs, lately occupied by J. & T. Robson. For particulars apply to  
WM. M'CAULEY.  
Nov. 29, 1826. 49 if.

## PROCEEDINGS Of the Legislature of the State of South Carolina.

SENATE.  
Monday, December 11, 1826.

The Journal of yesterday having been read, Mr. Black pursuant to notice, introduced a bill to enable the trustees of the estate of the late Dr. John L. Howe, to sell the real estate devised by him for charitable purposes; and to purchase lands in a more central and convenient part of Abbeville district, in lieu thereof; which was read a first time, and ordered to a second reading to-morrow.

Mr. Benbow submitted a resolution appointing managers of election for Clarendon; which was agreed to, and ordered to be sent to the house of representatives.

Mr. Williams, from the committee on internal improvement, on the report of the superintendent of public works, and on the various subjects, petitions and memorials, referred to that committee, submitted a report, which was made the special order of the day for Wednesday next, and ordered to be printed.

Mr. Evans presented the report of the commissioners of public buildings for Fairfield; referred to the committee on public buildings.

Mr. H. Deas, from the committee on banks, on a bill to establish a bank in the town of Columbia on the petitions from Abbeville, Edgefield and Barnwell, for a branch of the bank of the state at Hamburg; and on the petition from Cheraw and its vicinity, for a branch bank at that place; reported; ordered for consideration on Wednesday next.

Mr. Williams, from the committee on internal improvement, submitted a report on the presentments from Sumter district, and on sundry petitions from citizens of the same; also reports on the several petitions of Nicholas Hane, John Rice, and the intendants and wardens of the town of Columbia; all ordered for consideration to-morrow.

On motion of Mr. Griffin, the committee on claims were discharged from the consideration of the petition of Miss Harriet Geddes; and it was referred to the committee on the judiciary.

A favorable report on the petition of Thomas Harriet, clerk of the court for Georgetown; was agreed to, and ordered to be sent to the house of representatives; and a report from the house of representatives, on the same petition; was ordered to lie on the table.

Mr. Griffin, from the committee on claims, made a report on the petition of James Johnson, J. L. Boyd, David Murray, Susannah Hatcher, and Dr. Obanion, Singleton and Hagood; all ordered for consideration to-morrow.

Mr. Cattel, from the committee on the military, made a report on a report from the house of representatives, and on that part of the governor's message relating to the militia of this state; ordered to lie on the table.

Mr. Patterson presented the petition of sundry citizens of this state, praying that a communication between Edisto and Ashley rivers, may be formed by a canal; ordered to lie on the table.

The committee on accounts were discharged from considering the account of N. G. Cleary, sheriff of Charleston; and it was referred to the comptroller-general.

Mr. Glover submitted a resolution, proposing the sale of the old court house and jail of Orangeburgh; ordered for consideration to-morrow.

Mr. Wilson, from the special committee on the 28th and 29th clauses of the governor's message, and the resolution relating to the lunatic Asylum, reported; ordered for consideration to-morrow, and to be printed.

Mr. Pegues submitted presentments from Chesterfield, spring term, 1826; referred to the committee on the judiciary.

Mr. Conner submitted the report of the commissioners of free schools for Edgefield; and Mr. Tart that for Marion; both referred to the committee on schools.

Pursuant to notice, Mr. Koger introduced a bill to alter the mode of electing electors, of President and Vice President of the United States; which was read a first time, and ordered to a second reading to-morrow.

Mr. President laid before the Senate a report of the quarter-master-general of the state; referred to the military committee.

A resolution, from the house of representatives, to adjourn on the 20th instant, was concurred in, and ordered to be returned to that house.

Reports from the house of representatives, on the several petitions of John Chesnut, and John Porter, jun. and a resolution establishing an additional place of election in Kershaw, were concurred in, and ordered to be returned to that house.

Reports from the house of representatives, on the several petitions of Samuel Love and Elizabeth Gilmore, were referred to the committee on claims; and reports on the several petitions of Alonzo Cady, Jacob Slappy, John Miller, and Andrew Hamilton, were referred to the committee on finance; also a report on the accounts of the College, was referred to the committee on the College; also reports on the several petitions from Pendleton, Marion and Abbeville; and the report of the superintendent of public works, were referred to the committee on roads.

The hour of 12 having arrived, the senate repaired to the representatives chamber, where the oath required by the constitution, and laws of this state, was administered by the speaker of that house, to John Taylor,

the Governor elect, in the presence of both houses.  
The speaker and other members of that house having accompanied the senate to their chamber.

Mr. President delivered to the Governor elect, his commission, signed by the President of the senate, and Speaker of the house of representatives, and declared him duly commissioned, as governor of this state, for two years from this date.

The senate and house of representatives, then proceeded to the portico of the state house, where John Taylor, was proclaimed Governor of this State, by the sheriff of Richland district, bearing the Sword of State.

The senate having returned to their chamber, Mr. J. S. Deas, from the committee on incorporations, made reports, on reports from the house of representatives, on the several petitions of the medical vapor bath dispensary of Charleston; Phoenix fire engine company of Charleston; Mount Zion Baptist Church; Baptist Church of Chesterfield; and Free Masons hall company; all ordered for consideration to-morrow.

Mr. J. S. Deas from the same committee, introduced a bill to incorporate certain societies; which was read a first time, and ordered to a second reading to-morrow.

Mr. Benbow, from the committee on pensions, made reports on the several petitions of Andrew Hamilton and Joseph Davis; and on the several reports of the committee on pensions, of the house of representatives; referred to them; all ordered for consideration to-morrow.

The senate then took up the report of the special committee, who joined the committee of the house of representatives, upon so much of the governor's message, as relates to the propriety and expediency, of digesting and codifying the laws; when, on motion of Mr. Wilson, the senate resolved itself into a committee of the whole, on the said report; Mr. Evans in the chair; and after some time spent in debate, and adopting several amendments to the resolutions, contained in said report, the committee rose; and Mr. President resumed the chair.

Mr. Evans from the committee of the whole, reported the said resolutions as amended, and recommended their adoption by the senate; they are as follows:

1st. Resolved, That the statute law be formed into a code, with such additions and improvements as may arise out of the common law, the decisions of our courts, and legal experience. 2d. Resolved, That three persons be appointed by joint ballot of both branches of the legislature, whose duty it shall be to proceed to execute said work according to their best judgment, and report annually to the legislature. 3d. Resolved, That the said commissioners shall receive \$2500 each per annum, for their compensation. 4th. Resolved, That the bill to amend the laws, have leave to report a effect.

Mr. Miller moved to postpone the further consideration of said report, and the resolutions, as amended, until Wednesday next; and on the question to agree thereto, it was decided in the negative.

The question being then put upon agreeing to the first resolution, the yeas and nays were called for and taken, and are as follows, viz:

YEAS—Messrs. Benbow, Benson, Black, Connor, Davis, Dodd, Evans, Fearwell, Flagg, Graham, Grayson, Griffin, Grimke, Hampton, Joyner, M'Kibbin, Pegues, Perry, Richardson, Robinson, Sloan, Swygart, Tart, Verdier, Wilson.—25.

NAYS—Hon. Jacob Bond I'On, president, Messrs. Cattel, H. Deas, J. S. Deas, Dubose, Ervin, Glover, Hugger, Jernam, Koger, Lehrer, Maner, Miller, Patterson, Pope, Seabrook, Williams.—19.

So the same was agreed to, as were also all the other resolutions; whereupon, the report, so amended, was agreed to, and ordered to be sent to the house of representatives.—Adjourned.

## HOUSE OF REPRESENTATIVES.

Monday December 11, 1826.

The house met agreeably to adjournment.

A resolution from senate relative to the heirs of Benjamin Tutt, was postponed till 1st Jan. next.  
The senate having concurred in returned reports, on the petition of the So Carolina bar association; H. Thoms S. Cardina Jockey club; united blind; John M. Waring; Peter Vaughn; William Carr; John B. Brown; and Elias D. Law, securities of John M. Hart; Stephen Lacoste, and of Jabez B. Bull.

The following reports were from senate, for concurrence, were laid on the table.

A report on the memorials of citizens of Charleston, praying an amendment of the charter, of that city; and reports on the petitions of John Gillespie, Susan Wood, Martha Daniel, and John Randall; and also a report of committee on pensions, on the petition of Samuel M. Elphinstone, was referred to the committee on pensions of this house.  
The house concurred with the senate, in a favorable report, on the petition of Loftis Munnerlyn, for a pension and ordered the same to be returned; a report of the same subject, of this house, was laid on the table.

The house considered and agreed to a favorable report, of the committee on pensions of senate, on the petition of Elizabeth Graham.  
The senate having concurred in, returned reports of the committee on claims, on the petition of Charles M'Abbe, James Story, and John H. Hughes, and others.

Read a first time, the following bills from senate; a bill to require the Chancellor, to pronounce their decrees within a limited time; a bill requiring the several clerks of the courts of sessions, to issue executions; and other process, of the said courts; and a bill to amend the law, as to the powers of a Judge at Chambers; ordered that the said bills, be read a second time to-morrow.

Read a third time, a bill to incorporate the Village of Wallborough, which passed into an act, and was sent to enact.  
The speaker laid before the house, a commu-

nication from James L. Pettigree, Esq. Attorney General, in relation to the case of the state against Gen. John Geddes, which was referred to a special committee.

The Speaker laid before the house, a report of the Quarter-master General, of the militia of the State of South Carolina, which was referred to a special committee.

Mr. Aiken, presented the memorial of the Charleston Chamber of Commerce, respecting the measuring lumber, &c.; referred to the Charleston delegation.

Mr. Craig submitted the presentment of the grand jury, of Chesterfield district, spring term, 1826; referred to the judiciary committee.

Mr. Bartley presented the memorial of the commissioners of public buildings, of Fairfield district, referred to the committee on public buildings.

Pursuant to notice, Mr. Craig introduced a bill to authorize the commissioners of the poor, to put out, and bind the poor children, in their respective districts, and parishes, to suitable trades or occupations.

And Mr. Irby, a bill to alter and amend an act, entitled an act, for the reduction of interest, from 25 to 27 for each hundred pounds, which were read a first time, and ordered for a second reading to-morrow.

Mr. Benzer submitted a resolution to appoint managers of elections at John L. Young's store Fairfield district; which was agreed to and sent to the senate for concurrence.

Mr. Irby from the committee on roads, made reports on the petitions of Henry T. Crumpton, sundry inhabitants of Richland district, for a road; and sundry inhabitants of Edgefield district, for a road; which was severally ordered for consideration to-morrow; also introduced a bill to establish certain roads, (bridges and ferries); which was read a second time and ordered for a second reading to-morrow.

Mr. Carr from the committee on claims, made reports on the petitions of Hugh Cain, Dudley Grace, Thomas Payne, Samuel Linton, Richard Jenkin, John Willbanks, and William B. Means; which were severally ordered for consideration to-morrow.

On motion of Mr. Carr, ordered that the committee on claims be discharged from the further consideration of the petitions of Stephen Neall, John Moffet, Howell Johnson and John Peay.

Mr. Carr from the committee on claims, reported a bill to repeal so much of the laws of this state as authorize payment to be made by the state for slaves executed; which was read a first time and ordered for a second reading to-morrow.

Mr. Carr from the committee on agriculture, reported a bill to give to the city council of Charleston the power to regulate the measuring of grain sold within the limits of that corporation, and a bill concerning the sales of articles sold by weight; which was ordered for consideration to-morrow.

Mr. Patterson from the committee on vacant offices, reported on a bill to increase the number of justices of Quorum and of the peace in different parts of this state; and Mr. Green from the delegation of Williamsburg, Georgetown and Henry, made a report on a bill to change the time for holding the court of common pleas and general sessions for the districts of Williamsburg, Georgetown and Henry; which were severally ordered to-morrow.

Pursuant to notice Mr. Carr introduced a bill to amend the school laws so far as it regards the Winaw Indigo society in the election district of Prince George Winaway; read the bill a first time, and ordered that it be read a second time to-morrow.

The report of the commissioners of free schools for Marion district, was presented, and referred to the committee on education.

Mr. Coughman submitted a resolution to adjourn on the 20th inst. which was agreed to, and ordered to stand for concurrence.

Mr. M'Comb, from the committee on pensions, made reports on the several petitions of Wai. Nelson, Nathan Rice, Stephen Gamble, Joseph Davis and Sarah Ward; which were severally ordered for consideration to-morrow.

Mr. H. H. Brown presented the petition of sundry inhabitants of Orangeburgh and Barnwell districts, praying that a canal may be cut from Edisto to Ashley rivers; referred to the committee on internal improvement.

Mr. Irby submitted a resolution requiring the superintendent of public works, to survey little river in Laurens district; referred to the committee on internal improvement.

The house considered and agreed to favorable reports of this committee on claims, on the petitions of John Beatty, Geo. J. McCauley, and Lawrence Williams; and also on the petition of Lydia Collier, and on the Governor's message recommending an increase of the Governor's salary; same committee were discharged from so much of the Governor's message as relates to the lunatic asylum.

The house considered and agreed to favorable reports of the committee on internal improvements, on the memorial from Clarendon; and a petition from Sumter, relative to Vance's and Nelson's ferry; and on the report of the commissioners of Wall's cut; ordered to senate for concurrence, and agreed to.

Unfavorable reports on the petition of Julius Poelnitz, and the petition of sundry inhabitants of Sumter district; a report on the last named committee, on a resolution from senate relative to the distribution of Mill's atlas, was laid on the table.

The hour having arrived which was set apart for that purpose, the president and members of the senate repaired to the house, to inaugurate the new Governor. The governor elect was ushered in by the joint committee appointed for that purpose, and after delivering an address to both branches of the legislature. The speaker administered to him the usual oaths of office. The two houses then repaired with the Governor to the senate chamber, when the president proclaimed him Governor and Commander in Chief, in and over the state of South Carolina, and presented to him his commission.

Mr. Gregg submitted a resolution, directing the committee on public buildings, to enquire into the expediency of making an appropriation for the erection of a new jail in Richland district; which was agreed to.

The house considered and agreed to a favorable report of the committee on roads, on the petition of Theodore L. Gourdin; which was ordered to senate for concurrence; and to unfavorable reports on the memorials of John Norton; on the petition of sundry inhabitants of Kershaw district, on the petition of John C. Fulmore; on the petition of sundry citizens of Edgefield district; on

the petition of sundry citizens of York district; and on the petition of the commissioners of roads for Edgefield district.

The house considered and agreed to a report of the committee on roads, recommending the rejection of a bill to alter and amend an act, entitled an act, to reduce all the acts and clauses of acts of the general assembly of this state, relating to the powers and duties of commissioners of roads, into one act; and accordingly postponed the same indefinitely.

Read a second time, a bill to alter the times for holding the courts of common pleas and general sessions of the south-eastern circuit, and sent to senate for concurrence; while the above was under consideration, Mr. Irby gave notice that on the 3d reading thereof he should introduce a clause to alter the time of the sitting of the courts for the western circuit; and Mr. Dunkin, that he would introduce a clause to give to the judges of the court of appeals the power to hold the appeal court in Charleston during the session of the circuit courts for the lower division.

Read a second time, a bill to alter and amend an act entitled, "an act to alter the manner of electing all district officers, and to give the power of electing the same to the people of their respective districts; and a bill to alter and amend an act entitled "an act for the abolition of the rights of primogeniture, and for giving an equitable distribution of the real estates of intestates, and for other purposes therein mentioned, and ordered them to senate for concurrence.

A bill to prohibit slaves from planting cotton for their private use, which was called up for a second reading, was, on motion, postponed to the 1st day of January next.

The house then went into the consideration of a report of the judiciary committee on "a bill to alter the mode of electing tax collectors in the several districts in this state," recommending that the bill be not passed; and on the question to agree thereto, the yeas and nays were called for, and are as follows:

YEAS—J. B. O'Neill, Esq. Speaker—Messrs. Arson, Allison, Ashe, Barnwell, Bowers, Butler, Booker, Cutbert, Cannon, DeSenaux, Lwight, Davis, Dargan, Dimple, Duncan, T. Dargan, Ferguson, Gaillard, Green, Jones, Kregg, Gee, Gibson, Glenn, Hales, Hibbin, Key, Legare, Lang, Lawton, Mingins, Middleton, Mathews, Moon, M'Corde, Norris, Norton, Pinckney, Richardson, Rose, Ross, S. Smons, Scott, R. B. Smith, T. Smith, Jr. Sims, Smart, Toomer, Townsend, W. N. Thompson, Wardlaw, B. F. Whitner, J. N. Whitner, Walker.—53.

NAYS—Messrs. Aiken, Alder, Allen, A. Black, Barkley, Bonner, W. Brown, Barlow, J. A. Black, Booker, Branch, Blasingame, B. H. Brown, Burksdale, Barton, Carr, Colvin, Cox, Crook, Cobb, Coughman, Craig, Dunkin, Davis, Dawkins, J. Dugan, Hayes, Evans, Ervin, Gillison, Gause, John Greig, Griffin, Harris, Hunter, Irby, Jones, Lyde, Mollard, Montgomery, M'Comb, S. Millan, Norman, S. Pope, S. Pope, son, Post, Partridge, Porecher, Presly, Hainey, Robeson, Stoble, J. M. Smith, Singleton, Stark, Stevens, Sully, W. Thompson, Jr. Willington, Wilson, Woodberry, T. Williams, Jr. T. J. Williams.—43.

The report was disagreed to, and the bill referred to a special committee.

Mr. Legare, from the special joint committee, on a report, which was ordered for consideration to-morrow.

A resolution that no particular appropriation shall be inserted in the appropriation bill, was ordered to lie on the table.

Mr. Pinckney, from the committee of ways and means made a report upon the report of the comptroller-general, which was ordered for consideration to-morrow, and to be printed.

A bill requiring sheriffs in certain cases to advertise sales of property taken under execution, in a public gazette, was called up for a second reading, and on motion, ordered to lie on the table, and to be printed.

A bill concerning the free schools of this state, which had received a first reading in this house, was, on motion, referred to a special committee.

Read a second time, a bill, to alter and define the line between the 34th and 35th regiments of the South Carolina militia, and for other purposes, and ordered the same to senate. While this bill was under consideration, Mr. B. F. Whitner gave notice that he would ask leave to introduce a bill to amend the existing law in relation to fences, and for other purposes therein mentioned.

The house considered and agreed to the report of the judiciary committee on "a bill to compel the owners of plantations to employ white persons thereon, and to explain an act entitled an act to provide for the more effectual performance of patrol duty," recommending that the bill be not passed.

Read a first time, a bill, to encourage the agricultural interest, and for other purposes, and ordered it for a second reading to-morrow. And then the house adjourned.

## SENATE.

Friday, December 12, 1826.  
The Journal of yesterday having been read, Mr. President laid before the senate a letter from the attorney general, relative to the suit against Gen. John Geddes; ordered to lie on the table.

Mr. Griffin, from the committee on claims, made reports on the several petitions of Thomas Payne and P. G. Gourdin; and Mr. Clendinen, from the committee on schools, made reports on the several petitions of Isaac Vanant, George Savage, and Andrew Broughton; all ordered for consideration to-morrow.

Mr. Lehre submitted a resolution appointing commissioners of free schools for St. Mathews; referred to the committee on schools.

Mr. Tart asked and obtained leave to withdraw the petition of Joseph Davis.  
Mr. Evans, from the committee on public buildings, reported on the several petitions