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OF

NORTH-CAROLINA.

At a General Assembly, begun and held at Raleigh, on the Seventeenth Day of November, in the Year of our Lord One Thousand Eight Hundred and Six, and in the Thirty-First Year of the Independence of the said State.

1806.

NATHANIEL ALEXANDER, ESQ GOVERNOR.

CHAP. I.

An Act for the more uniform and convenient administration of Justice within this State.

WHEREAS, the delays and expences inseparable from the the present configuration of the courts of this State do often amount to a denial of Justice, the ruin of suitors, and render a change in the same indispensably necessary :

Preamble.

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 superior court shall be held at the court-house in each county in the State twice in every year, which courts shall have the same jurisdiction that the present superior courts of law and courts of equity now have and exercise.

A Superior Court to be established in each county.

II. And be it further enacted, That the State shall be divided into six circuits; the first circuit to be composed of the counties of Currituck, Camden, Pasquotank, Perquimons, Chowan, Gates, Hertford, Bertie, Washington and Tyrrel; the second circuit to be composed of the counties of Jones, Carteret, Onslow, Duplin, Wayne, Greene, Lenoir, Craven, Beaufort and Hyde; the third circuit to be composed of the counties of Pitt, Edgecomb, Nash, Johnston, Wake, Franklin, Warren, Halifax, Northampton and Martin; the fourth circuit to be composed of the counties of Chatham, Randolph, Rowan, Stokes, Rockingham, Guilford, Caswell, Person, Granville and Orange; the fifth circuit to be composed of the counties of Montgomery, Anson, Richmond, Moore, Robeson, Cumberland, Bladen, Brunswick, New-Hanover and Sampson; and the sixth circuit to be composed of the counties of Surry, Wilkes, Ashe, Buncombe, Rutherford, Burke, Lincoln, Iredell, Cabarrus and Mecklenburg.

The State to be divided into six circuits.

III. And be it further enacted, That the courts in the counties composing the first circuit shall be held on the following times, to-wit, Currituck to begin the first Monday of March and September, Camden the second Monday of March and September, Pasquotank the third Monday of March and September, Perquimons the fourth Monday of March and September, Chowan the first Monday after the fourth Monday of March and September, Gates the second Monday after the fourth Monday of March and September, Hertford the third Monday after the fourth Monday of March and September, Bertie the fourth Monday after the fourth Monday of March and September, Washington the fifth Monday after the fourth Monday of March and September, Tyrrel the sixth Monday after the fourth Monday of March and September. The courts in the counties composing the second circuit shall be held on the following times, (to wit) Carteret the first Monday of March and September, Jones the second Monday of March and September,

Times of holding the courts.

1836

CHAP. CIII.

An Act to prevent frauds and impositions of Millers in the district of Edenton.

WHEREAS the acts of Assembly passed in the years one thousand eight hundred and four and one thousand eight hundred and five, relative to millers in the district aforesaid, have not had the desired effect:

BE it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That it shall not be lawful for the owner of any mill or mills in the district of Edenton aforesaid, or the miller attending the same, to take or receive more toll for grinding than one-eighth of Indian corn and one-eighth of wheat, under the penalty of five pounds for each offence, to be recovered before any jurisdiction having cognizance thereof, one half to the use of any person suing for the same, and the other half to the use of the State; any law, usage or custom to the contrary notwithstanding: *Provided*, that this act shall continue in force until the end of the next General Assembly, and no longer.

CHAP. CIV.

An Act to divorce Elizabeth Fabre from her husband Peter Fabre, junior.

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 Elizabeth Fabre, of the town of Newbern, be, and she is hereby divorced from her husband Peter Fabre, junior; and that the marriage tie between said Elizabeth and Peter be annulled and dissolved, as fully, completely and entirely, as if the said Elizabeth and Peter had never been married.

CHAP. CV.

An Act to divorce Winifred Manning from her husband Eli Manning.

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 Winifred Manning, of the county of Martin, be, and she is hereby divorced from her husband Eli Manning, and that the marriage tie between the said Winifred and Eli be annulled and dissolved, as fully, completely and entirely, as if the said Winifred and Eli had never been married.

CHAP. CVI.

An Act to alter the Names of the Persons therein mentioned, and to legitimate a part thereof.

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 names of David Johnston and Henry Johnston, of the county of Moore, be, and they are hereby altered to the names of David Gastor and Henry Gastor; the name of James Williford, of Edgecombe county, to that of James Gray; the name of Mary Barnes, of Robeson county, to that of Mary Bledsoe; the name of Sandford Damuel, of the county of Halifax, to that of Sandford Wilson; the name of Sally Evers, of Robeson county, to that of Sally Newsom; the name of Shadrach Hinton, of the county of Sampson, and his children James Hinton, John Hinton, Thomas Hinton, William Hinton, Elizabeth Hinton, Sarah Hinton, Matty Hinton, Penny Hinton, Milly Hinton, Cassy Hinton, Susanna Hinton, Barbara Hinton, and Ferebee Hinton, be altered to the names of Shadrach Pugh, James Pugh, John Pugh, Thomas Pugh, William Pugh, Elizabeth Pugh, Sarah Pugh, Matty Pugh, Penny Pugh, Milly Pugh, Cassy Pugh, Susanna Pugh, Barbara Pugh and Ferebee Pugh; the name of Halcot P. Jones, of Halifax county, to that of Halcot Jones Pride; the name of Benjamin Kemp, of Baden county, to that of Benjamin Fitzrandolph; the names of Eliza and Lucy Stephens, of Chatham county, to those of Eliza and Lucy Branch; the name of Willis Boddie, of Nash county, to that of William Willis Boddie; the name of Frederic Eason, of Gates county, to that of Frederic Field; the name of Elizabeth Ricks, of Nash county, to that of Elizabeth Crowell; the name of Hilam Brooks, of the county of Beaufort, to that of Hilam Gaddy; the name of Holton Hagan, of Beaufort county, to that of Holton Bright; the names of Mary Slade and Massey Slade, of Hyde county, to those of Mary Mandecil and Massey Mandecil; the names of Polly Eason, Zilphia Eason, Nathan Eason and Christopher Eason, to those of Polly Fuller, Zilphia Fuller, Nathan Fuller and Christopher Fuller; the names of William Snedden and John Corey, of Randolph county, to those of William Chandler and John Morris; the name of David Gist, of Ashe county, to that of David Smith; the name of Evelina Williams, of Rutherford county, to that of Evelina Terrill; William Packnet, of Carteret county, to that of William Dumis. And the names of the aforesaid persons shall be called and known by the names as above altered, and shall be able respectively, to sue and be sued, plead and be impleaded, in any court of law or equity, and shall possess and enjoy the same privileges, as if they had borne the names as above altered from their nativity.

II. And be it further enacted, That the following persons, who are mentioned in the first section of this act, viz. David Johnston, Henry Johnston, Mary Barnes, Sally Evers, Eliza Stephens, Lucy Stephens, Frederic Eason, Elizabeth Ricks, Mary Slade, Massey Slade, Polly Eason, Zilphia Eason, Nathan Eason and Christopher Eason, be, and their names are hereby altered as aforesaid, and they shall for ever hereafter be legitimated and made capable to possess, inherit and enjoy, by descent or otherwise, any estate either real or personal, to all intents and purposes, as if they had been born in actual wedlock.

CHAP. CVII.

An Act to secure to the Persons therein mentioned such Property as they now have, or may hereafter acquire.

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 from and after the passing of this act, Molly Chevers of Rowan county, wife of Andrew Chevers; Esther Freedle of said county, wife of John Freedle; Rebecca Duty of Chatham county, wife of Russel Duty; Sophia Lewis of Guilford county, wife of Aaron Lewis; Sarah M'Kinley of Guilford county, wife of James M'Kinley; Jemima Bond of Greene county, wife of Thomas Bond; Euphan Alston Rhodes, wife of Arnold Rhodes, late of the county of Beaufort, and Elizabeth Collins, wife of Isaac Collins of Rutherford county, be, and they are hereby declared severally to be entitled to have, hold, occupy, possess and enjoy all such estate, either real or personal, that they now have, or may hereafter acquire, by their own industry, gift, descent, purchase or otherwise, free and clear of any and all claims of their said husbands, or any of their husbands' creditors; and shall in future, be entitled to sue for and recover any property to them belonging, in any court of record having cognizance thereof, of their several husbands, or any other person or persons whatsoever, in the same manner as though they had never been married; any law to the contrary notwithstanding.

CHAP. CVIII.

An Act to secure to the Persons therein mentioned such Property as they may hereafter acquire.

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 Nancy Beedle of the city of Raleigh, wife of John Beedle; Sally Martin, of Ed-