

or courts, the justices of the peace neither sit on the bench, nor give judgment in civil or criminal cases; therefore from that period the reason of the law ceased, and you should recollect the maxim (which serves as a barrier against despotism and oppression) that "cessante ratione lege, cessat lex."

Let me in the next place, sir, draw your attention to what my situation would be, did the reason of the law still exist, the which I deny—in the session of the law first quoted, there is no specific penalty affixed; (it is of a kind with the 40th section of the practice act, and the latter part of the 1st section of the act regularizing fees in the general court and for other purposes!) and I have supposed that where there is no penalty, the law is nugatory!—Let me ask you, sir, whether the court of Common Pleas have the power of interdicting an attorney, by striking his name off the rolls? Is it not the rather confined to the general court alone, and for misconduct in his office only? What power then, you may wish to know, have the common pleas over an attorney? Why, sir, by law they may punish in a summary way for contempts and I should be mortified in supposing that I had offered a contempt to you, or either of the other judges, individually or collectively, in accepting of the appointment, or exercising the office of a justice of the peace!!!

With due respect,

I am

Yours obediently,

GENL. W. JOHNSTON.

February 26th, 1810.

BY

WILLIAM HENRY HARRISON,  
Governor and Commander in Chief of the

Indiana Territory

A PROCLAMATION.

WHEREAS by a law of Congress passed on the 15th December, 1809, the Governor of the Indiana Territory was empowered to apportion the members to the House of Representatives of the said Territory, and to cause an election to be held for the same—also to cause an election for members of the Legislative Council, in case of vacancy. And whereas, the late Legislature of the Territory was at the request of the two houses dissolved by the Governor on the 21st day of October last—Now therefore, I, WILLIAM HENRY HARRISON, Governor of said Territory, do declare and make known, that the house of Representatives of the said Territory shall consist of nine members of which the county of Dearborn, shall furnish three; the county of Clark, two; the county of Harrison, one; and the county of Knox, three.—And I do moreover appoint Monday the second day of April next, for an election to be held in each of the counties aforesaid for the Representatives herein assigned, and also for five members to the Legislative Council, agreeably to the apportionment made by my proclamation of the 4th of April last, viz: one from each of the counties of Dearborn, Clark, and Harrison, and one from each of the districts of the county of Knox.—And the Sheriffs of the said counties respectively are hereby directed to cause the said election to be held on the said second day of April next, at such places in each Township as may have been assigned by the courts of Common Pleas respectively.—And the proceedings at said election, and the mode of making the returns, to be such as the laws in force direct.

Given under my hand and the seal of the Territory, at Vincennes, this twenty first day of February, one [L.S.] thousand eight hundred and ten, and of the Independence of the United States, the thirty fourth.

WILLIAM HENRY HARRISON.

By the Governor.

JN: GIBSON, Secretary.

A PROCLAMATION.

WHEREAS the Governor by his proclamation dated the twenty first day of February, eighteen hundred and ten, hath directed that an election should be held in the different counties of this Territory on the 21st day of April next, for Representatives to the General Assembly, and members of the Legislative Council of the said Territory.—and whereas, in the said proclamation it is directed that the county of Knox shall elect three Representatives and two Councilors.—Now no-

tice is hereby given that polls will be opened on the day aforesaid, for the purposes above mentioned, at the following places to wit:

In Vincennes Township, at the court house.

In Harrison Township, at Walter Wilson's.

In Palmyra Township, at Noah Purcell's.

In Bufferton Township, at John Hadgen's.

In White river Township, at James Robb's.

In Wabash Township, at Jacob Warwick's.

In Ohio Township, at Daniel Graft's.

Given under my hand and seal this 23d day of February, 1810.

P. BECKES, Off. K. C.

To all whom it may concern.

I HAVE appointed Genl. W. Johnston my deputy, as Recorder of Knox county.—I have put my notes & open accounts in his hands for settlement and collection; and it is seriously expected that those indebted to me, will call upon him and discharge their arrearages by the 15th of March, now ensuing, otherwise, that duty which I owe myself and family, may be the cause of rigorous steps being pursued.

J. D. Hay.

Vincennes, Feb. 18th, 1810.

Fifty Dollars Reward.



RANAWAY from the subscriber living on Piney fork, in Christian county, and state of Kentucky, on the twenty second day of November, 1809, a dark

malatto man named

HARRY,

about 23 years old, 5 feet ten inches high, heavy built, plain easy spoken fellow—said fellow took with him, and had on the following articles of clothing, a colored hunting shirt, a pair of buckskin overalls, a suit of black mixed, wool and cotton, a fur and wool hat,—he also took with him a dark bay horse, fourteen and a half hands high, seven years old this spring, a large stor, and a white streak coming down over one nostril, a strong, spirited, good riding horse, he also took with him a rifle gun and a pistol. Twenty five dollars reward will be given to any person who will secure said fellow in any jail and send me word so that I can get him again, or if brought home the above reward with all reasonable expenses.

Jeremiah Elsberry.

INDIANA TERRITORY.

Auditors Office.

NOTICE is hereby given that by an act of Assembly, passed at the session of the Legislature of the said territory, at their session of one thousand eight hundred and seven, if any non-resident claiming lands in this territory, either by entry, patent, deed for conveyance, bond for conveyance, or other evidence of claim, his or her agent or attorney, shall neglect or refuse to list his or her lands with the assessor of the county where such lands may have been entered and located, before the tenth day of March, then next, and now instant, and the tenth day of March, quadrennially, thereafter, the assessor shall immediately proceed to list, and make a valuation of the lands of such non-residents, that may be in his county, per hundred acres, according to the quality of the soil, and its relative situation; but in making such assessment and valuation, houses, barns, and other improvements shall not be included.

And further notice is given, that the Sheriff of every county, shall, by the fifteenth day of July, annually, demand payment of the taxes, or sum assessed, on each in-

habitant in his county, in person, or by notice in writing, left at his or her usual place of residence.—

In case of non-payment of taxes, by the time appointed, it shall be the duty of the Sheriff, to levy and collect the tax so in arrear, by a sale at the court house door of his county, of the tract of land for which the said tax shall be in arrear, or so much thereof as will bring the tax due thereon, to be laid off in form of a square, or parallelogram, in some corner of the tract, designated by the Sheriff at the time of sale; *Provided*, That if the owner of any tract, or tracts of land, for which the said tax shall be in arrear, or any person for him, shall, on the day of sale tender, and deliver to the Sheriff, at the place of sale, goods and chattels, sufficient to make the said tax so in arrear, then the said Sheriff shall not sell the said land, or any part thereof, but shall make and levy the said tax in arrear, by a public sale of such goods, rendering such overplus (if any) to the owner of such land, or such person for him.

PETER JONES,

Auditor of Public Accounts.

Vincennes,  
1st March, 1810.

Dissolution of Partnership.

THE co-partnership of Peter Jones & Co. was this day dissolved by mutual consent—all those indebted to said firm will please make payment on or before the first day of March next, to William or Peter Jones, who is authorized to settle all our business; those failing to comply with this notice may consider such failure as an invitation to be sued.

Peter Jones,  
William Jones,  
Saml. N. Luckett.

29th January, 1810.

PROPOSALS

BY  
GENERAL W. JOHNSTON L. D.  
(of Vincennes, I. T.)

For publishing by subscription  
A work, to be entitled

THE INDIANA JUSTICE

AND

CONSTABLES GUIDE.

This work shall embrace a legal dissertation on the life and progress (under the laws of England) and present respective powers and duty of Justices of the Peace and Constables under the statute laws of Indiana—it shall likewise contain all the necessary forms for their respective offices—and be prefaced with the Constitution of the United States and the ordinance of the Territory.

The utility and essentiality of such an undertaking, and publication, especially in Indiana, cannot indeed it ought not, for a moment, to be doubted—it is therefore hoped that "what is generally good, will be liberally encouraged."

CONDITIONS.

1. It will be comprised of one volume octavo, of between one hundred and one hundred and fifty pages.
2. It shall be printed on good common paper and stitched.
3. It will be put to press as soon as four hundred copies are subscribed for (which amount, it is supposed will barely defray the expenses which must necessarily be incurred for materials, a copist and printing.)
4. It will be delivered to subscribers, in Vincennes at one dollar per copy.
5. The number of copies subscribed for, must be paid upon the subscribers being publicly notified that the work is ready for delivery.

Subscriptions for the above work will be received by the several Post-Masters

in the Territory, by other Gentlemen to whom subscription papers may be forwarded and by others who may feel favorably disposed towards the undertaking.

EDITOR.

INDIANA TERRITORY,

Knox county, set.

John Small, complainant,

vs.

Abraham D-France, defendant,

On Foreign Attachment.

WHEREAS a writ of foreign attachment hath issued out of the court of Common Pleas of said county against the lands and tenements, goods, chattels and effects, rights and credits of Abraham D-France, at the suit of John Small, in an action of trespass on the case, which attachment the Sheriff of said county hath returned "executed on sundry manies in the hands of Genl. W. Johnston,"—Notice is hereby given, that unless the said defendant, shall, by himself or attorney, appear and give special bail to answer said suit, judgment will be entered against him by default, and the property so attached disposed of for the benefit of all creditors who shall appear to be entitled to a demand thereon, and shall apply for that purpose.

R. Buntin, C. C. P.

JOHN JOHNSON,

Attorney for plaintiff.

February 7th, 1810.

STRAYED from the subscriber in Vincennes, in September last, a brown cow and with her a red calf, the cow is marked with a crop and slit in the left ear and an upper bit out of the right, whoever will return said cow and calf, or give such information that I can get them shall be generously rewarded by

Mark Barnett.

February 5th, 1810.

JOHN BRUNER,  
REED MAKER, and  
BLUE DYER,

TAKES this method to inform the public he has returned to this place, and will constantly have on hand an assortment of the best Reeds, and all persons favoring him with yarn to dye, may depend on having it expeditiously and well done—he will continue to give a generous price for good ashes.

Vincennes, 15th Jan. 1810.

NOTICE,

AS the subscriber intends leaving this place for Philadelphia, on the 15th of February next, for the purpose of purchasing goods, he earnestly solicits those persons indebted to him, to call and pay their accounts before that time.

George Wallace, jr.

Vincennes, 6th, Jan. 1810.

TAKE NOTICE,

I INTEND to apply to the next March court of Common Pleas, for the county of Knox, and Indiana Territory, to establish a ferry across the river Wabash from my land to the opposite bank.

Samuel Ellison.

January 4th, 1810.

PUBLIC NOTICE,

ALL persons indebted to the estate of Henry Pea, dec. are hereby requested to come forward on or before the 10th day of March next, and settle off their respective accounts—all persons having claims against said estate are also requested to bring them forward by that day properly authenticated for settlement.

JOHN PEA,

DANIEL PEA, } Executors.

January 20th, 1810.

Notice to whom it may concern.

THE notes payable to the estate of James McClelland, deceased, will become due on the 14th inst. and if not paid against that time, suits will be commenced.

E. M'Namee,

Administrator.

January 6th, 1810.

TENNESSEE COTTON,

OF the first quality, for sale at the house of Robert M. Evans, in Vincennes, at 25 cents per lb. by the single pound, or at 20 cents, by a person taking 20 lb.

H. ROGERS.

16th February, 1810.