20th November, 1804.

Bill reported, declaring the aſſent of Congreſs to an act of the General Aſſembly of the ſtate of North Carolina, read the firſt and ſecond times, and committed to a Committee of the whole Houſe tomorrow.

AN ACT

To authorise the state of Tennessee to perfect titles to lands reserved to this state by the cession act.

1 **Be it enacted,** by the General Aſſembly of the ſtate of
2 North Carolina, and it is hereby enacted by the authority of the
3 ſame, That upon this act being agreed to, and ratified by the
4 ſtate of Tenneſſee, as an agreement between this ſtate and the
5 ſaid ſtate of Tenneſſee, and upon the aſſent of Congreſs being
6 obtained thereto, the ſaid ſtate of Tenneſſee ſhall have full pow-
7 er and authority, and is hereby veſted with full power and au-
8 thority, to iſſue grants, and perfect titles, to all claims of land
9 lying in the ſaid ſtate, which under, and agreeably to an act,
10 entitled "An act for the purpoſe of ceding to the United States

of America, certain weſtern lands therein deſcirbed," paſſed by the legiſlature of this ſtate, in the year one thouſand ſeven hundred and eighty nine, remained and were reſerved by the ſaid act, to be iſſued and perfected by this ſtate, in as full and ample a manner as the ſtate of North Carolina poſſeſſed the ſame, under the following conditions and reſtrictions:

That no grant ſhall be iſſued by the ſaid ſtate for any lands which, by the aforeſaid act, and the laws of this ſtate then in force, or made in purſuance thereof, ſince the paſſing of ſaid act, might not have been iſſued by this ſtate. Nor ſhall any grant be valid, but thoſe iſſued on bona fide claims, and within the proviſions and reſervations of the before recited act, and ſuch as would have been valid, if the ſame had been iſſued by this ſtate under the act aforeſaid, and the laws then in force, and ſuch as have been ſince made in purſuance of ſuch act of ceſſion.

That in entering and obtaining titles to lands, no preference ſhall be given to the citizens of Tenneſſee over citizens of any other ſtate, claiming under this ſtate; nor ſhall any occupancy or poſſeſſion give preference in entering or obtaining titles, ſo as to injure or take away the right of any perſon now claiming by entry, grant, or otherwiſe, under this ſtate.

That no grant ſhall iſſue to Martin Armſtrong, or his deputies, or any perſon or perſons claiming under him or them, for any ſervices as ſurveyor, until a final ſettlement between the

36 ſtate of North Carolina and the ſaid Armſtrong ſhall be made;
37 after which grants ſhall iſſue for ſuch lands as he may be en-
38 titled to.

39 That this ſtate reſerves excluſively the right of iſſuing mili-
40 tary warrants.

41 In iſſuing grants on military warrants, entries made in Mar-
42 tin Armstrong's office, until he was ſuſpended by this ſtate,
43 ſhall be preferred, and next to thoſe, the entries which have
44 been made in the office of William Chriſtmaſs, who is hereby
45 continued and confirmed as the ſurveyor of the lands on all en-
46 tries in the entry-taker's books in his poſſeſſion, not heretofore
47 ſurveyed, during his good behavior. Alſo, that John Brown be
48 continued and confirmed as the ſurveyor of the lands in the eaſt-
49 ern diſtrict, in room of Stokely Donnelſon during his good be-
50 havior. That the ſaid William Chriſtmaſs and John Brown en-
51 ter into bond in the ſum of five thouſand pounds each, with ſuf-
52 ficient ſecurity, payable to the ſtate of Tenneſſee, for the faithful
53 diſcharge of the duties repoſed in them.

54 That the ſecretary of this ſtate ſhall continue to iſſue grants
55 upon all ſurveys returned, or that ſhall be returned to his office,
56 before the ratification of this agreement or compact between the
57 two ſtates, by the ſtate of Tenneſſee.

58 And in order that the ſtate of Tenneſſee may poſſeſs the in-
59 formation neceſſary to the detection of fraud in obtaining claims
60 and grants to lands lying in that ſtate, and for the pur-

61 pose of facilitating the execution of good titles, all warrants and
62 plats upon which grants shall not have issued at the time of the
63 ratification of this compact by the state of Tennessee, shall be de-
64 livered to any agent or agents of that state duly authorised for
65 that purpose; and that the agent or agents of the said state be
66 permitted to take copies of all grants or any other paper or pa-
67 pers which concern the land claims within the state of Tennessee,
68 in the secretary's office of this state: and notwithstanding such
69 copies may be received as legal evidence in the state of Tennes-
70 see, it is always to be understood as a provision, that any tran-
71 scripts from the said office of this state, shall at all times hereaf-
72 ter, be received as evidence in the said state of Tennessee.

73 That so much of this act as relates to the taking of copies by
74 the agent or agents of Tennessee, from the secretary's office,
75 shall take effect from the passage hereof. *Provided*, that none of
76 the said copies shall be removed or taken out of the office of the
77 secretary, until the governor of this state shall be notified by the
78 governor of the state of Tennessee, of the ratification of this act
79 on the part of the state of Tennessee, and until the governor
80 shall also receive a notification of the assent of the Congress of
81 the United States being obtained thereto.

82 That in taking transcripts by the agent or agents of Tennessee
83 from the said offices, the books and papers so to be transcribed,
84 shall always be under the care of the secretary of this state; and
85 that as a compensation for such care and trouble, the state of Ten-

86 neſſee ſhall pay the ſaid ſecretary ſix hundred dollars, in two
87 inſtalments: the firſt inſtalment of three hundred dollars to be
88 payable within ſix months after the ratification of this act on the
89 part of the ſtate of Tenneſſee; and the ſecond inſtalment when-
90 ever the ſaid ſtate of Tenneſſee ſhall procure by its agent or
91 agents, tranſcripts of the grants iſſued by the ſtate of North
92 Carolina, for lands lying in the ſtate of Tenneſſee, as aforeſaid,
93 and ſuch other papers as he may deem neceſſary relative to the
94 landed property of ſaid ſtate.

Jo. RIDDICK, S. S.

S. CABARRUS, Sp. H. C.

Read three times and ratified in General Aſſembly, the twenty ſecond day of December, A. D. one thouſand eight hundred and three.

Copy from the original.

Test,

WILL. WHITE, Sec.

STATE OF NORTH CAROLINA.

His excellency James Turner, esquire, governor, captain general and commander in chief in and over the state aforesaid.

TO ALL TO WHOM THESE PRESENTS SHALL COME....

Know Ye, That the name "Will. White" ſubſcribed to the within copy, is the proper hand writing of William White, esq. who was at the time of ſigning the ſame, the ſecretary in and for the aforeſaid ſtate.

THEREFORE, all due faith, credit and authority, is, and ought to be given to his proceedings and certificates as ſuch.

IN TESTIMONY WHEREOF, I have hereunto ſet my hand, and cauſed to be affixed the great ſeal of the ſtate.

DONE at the city of Raleigh, the twenty ſecond day of December, A. D. one thouſand eight hundred and three, and in the twenty eighth year of American independence.

By the governor,

J. W. GUION, *P. Secretary.*