

THE TELEGRAPH. PUBLISHED EVERY TUESDAY MORNING. TERMS OF SUBSCRIPTION. ONE DOLLAR AND FIFTY CENTS. BY R. T. VAN HORN. POMEROY, THURSDAY, APRIL 22, 1852. VOL. 4, NO. 19.

A Weekly Journal Devoted to Politics, Literature, Agriculture, Commerce, Markets and General Intelligence. BY R. T. VAN HORN. POMEROY, THURSDAY, APRIL 22, 1852. VOL. 4, NO. 19.

OFFICE OF THE TELEGRAPH. FRONT STREET. POMEROY, OHIO. TERMS OF ADVERTISING. Every subsequent insertion, 10 cts. One square, three months, 2 00. One square, six months, 3 00. One square, one year, 5 00. Three-fourths of a column, one year, 10 00. One column, one year, 15 00. EP Advertisements not having the number of insertions marked on copy, will be estimated and charged accordingly. Copy must be paid in advance. Job Printing, of every description, will be executed with accuracy and neatness.

CHURCHES. Protestant Episcopal—Rev. Thomas B. Dooley, Rector—Services every Sabbath morning, at 10 o'clock. Presbyterian—Rev. R. Williamson, Pastor—Services every Sabbath morning at 10 o'clock. Methodist Episcopal—Rev. J. F. Greck, Pastor—Services at the upper church on alternate Sabbath mornings, at 10 o'clock—at lower church, every Sabbath afternoon, at 3 o'clock. German Methodist—Rev. Mr. Gevra—Services every Sabbath morning. German Lutheran—Rev. Mr. Harkl—Services every Sabbath morning. Roman Catholic—Rev. Theophilus Kraepf, Priest—Services every Sabbath morning.

SOCIETIES. MASONIC.—Pomero Lodge, No. 104.—Stated Meetings, the Monday Evening, on or before the full moon in each month. Hall in Murphy's building. G. O. F.—No. 104.—Meetings on every Friday Evening. Hall in Edwards' building. Welfare Division, No. 96, Sons of Temperance.—Meetings every Saturday Evening. Hall in DeCamp's building. Salisbury Division No. 299, Sons of Temperance.—Meetings on Saturday Evenings. Hall, Rice's building Middleport. Crystal Fountain Division No. 1, Sons and Daughters of Temperance meetings every Saturday afternoon at the Sons' Hall in Pomero.

Regular Pomero and Portsmouth Semi-Weekly Packet. The Steamer BEVELLE. JOHN BRUBAKER, MASTER, will make semi-weekly trips between Pomero and Portsmouth. Leaves Pomero every Monday and Thursday, at 7 o'clock. Arrives Portsmouth every Tuesday and Friday at 10 o'clock, A. M.

The REVELLE having been purchased and fitted up expressly for the Pomero and Portsmouth trade, will run regularly, leaving promptly at the above hours. All business entrusted to this Boat, will receive particular attention. Pomero, August 26, 65—m2.

Regular Passenger Packet between Pomero and Cincinnati.—The splendid light draught Passenger Packet, TIBER.

WASH. REED, MASTER, will leave POMEROY every Monday morning, at 8 o'clock. Will leave CINCINNATI every Thursday evening at 7 o'clock. The TIBER is a new, substantial and finely furnished—intended solely for this trade and may be depended on, as such. For freight or passage, apply on board. November, 85—m6f.

DARIUS REED, POMEROY, OHIO. WHOLESALE AND RETAIL DEALER IN DRUGS, MEDICINES & CHEMICALS, PAINTS, OILS, VARNISHES AND DYE-STUFFS. FINE GLASS AND PUTTY. GLASSWARE, PERFUMERY, FINE TOBACCO, FINE WINES AND BRANDIES. Paint Brushes, Field and Garden seeds, (fresh), SURGICAL INSTRUMENTS, Cigars, Snuffs, Manufactured Tobacco, Taten Medicines, Pure Wines and Brandies for Medical Purposes! Fancy Articles, Superior Inks, Letter and Cap Paper, Steel Pens and Stationery, also CHOICE GROCERIES, ETC.

Customers and Physicians will always find at this Establishment, a large and well-assorted stock, which have been selected with great personal care for this Market. All purchasers are invited to examine my Stock and prices before purchasing elsewhere, for I am determined to sell the best of Drugs and as CHEAP as any establishment in the State.

Orders from the country promptly filled and satisfaction guaranteed. Pomero, March 18, '52. 164f

60 Reams Wrapping Paper at Manufacturers' Prices at the Drug Store of DARIUS REED. 50 GROSS SUPERIOR MATCHES for sale very low at the Drug Store. D. REED. Superior Ink by the Gross or Doz., for sale at the Drug Store. D. REED. Bristol Brick for sale at the Drug Store. D. REED.

COCOA, a superior quality, for sale at the Drug Store. D. REED. SAVE YOUR MONEY. CHARLES FREEMAN & CO. (Late Freeman, Hodges & Co.) IMPORTERS AND JOBBERS, 144 Broadway, 1 door south of L. St. NEW YORK.

HAVE now on hand, and will be receiving daily through the season, New Goods, direct from the European manufacturers, and cash, which are rich, fashionable, fancy Silk Millinery Goods—Our stock of Rich Ribbons, comprises every variety of the latest and most beautiful designs imported. Many of our goods are manufactured expressly to order, from our own designs and patterns, and stand unrivaled. We offer our goods for next cash, at lower prices than any credit House in America can afford.

All purchases will find it greatly to their advantage to reserve a portion of their money and make selections from our great variety of rich, cheap goods. Ribbons rich for Bonnets, Caps, Sashes and Belts. Bonnet Silks, Satins, Crepes, Laces and Tartan. Embroideries, Collars, Chemisettes, Berthas, Habits, Sleeves, Cuffs, Edgings and Insertions. Embroidered Reverses, Lace, and Hemstitch Cornice Hoods. Blouses, Illusions, Embroidered Laces for Caps. Embroidered Laces for Showies, Mantillas and Veils. Honiton, Mechlin, Valenciennes and Brussels Laces. English and Wove Thread, Snyrna, Linde Thread and Cotton Laces. Kid, Lisle Thread, Silk, and Sewing Silk, Mitts and Gloves. French and American Artificial Flowers. French Lace, English, American and Italian. Straws Bonnets and Trimmings. mh13pm

Laws of Ohio—Published by Authority. [No. 27.] AN ACT regulating appeals to the District Court. Sec. 1. Be it enacted by the General Assembly of the State of Ohio, That appeals may be taken from all final judgments in civil cases at law, decrees in chancery, and interlocutory decrees dissolving injunctions rendered by the court of Common Pleas, the Superior and Commercial courts of Cincinnati, and the Superior Court of Cleveland, in which said courts have original jurisdiction, by any party against whom such judgment or decree shall be rendered, or who may be affected thereby, in the district court, and the cause so appealed shall be again tried, heard and decided, in the district court, in the same manner as though the said district court had original jurisdiction of the cause.

Sec. 2. The party desirous of appealing his cause to the district court, shall, at the term of the court in which the judgment or decree was rendered, enter on the records of the court, notice of such intention, and shall, within thirty days after the rising of such court, give bond, with or without sufficient sureties, to be approved by the clerk of the court, or any judge thereof, in the penalty and with the condition hereinafter provided. Sec. 3. In all cases in which the judgment or decree is personal against any party for the payment of money only, the penalty of the appeal bond shall be double the amount of such judgment or decree; in all other cases, including cases in which the judgment or decree is against any party for nominal damages and costs, or for costs only, the court shall, at the time of the rendition of the judgment or decree, ascertain and fix the penalty of the appeal bond, to be given in the event of an appeal, at such reasonable amount as shall, in the opinion of the court, be sufficient to cover any probable loss, damage or injury, which the other party or parties may sustain by the delay, and the costs and damages which may be awarded in the appellate court; each appeal bond shall be payable to the adverse party, or otherwise, as may be directed by the court, where the conflicting interests of the parties require it; and shall be subject to a condition to the effect that the party appealing shall abide and perform the order and judgment of the appellate court, and shall pay all moneys, costs and damages which may be required of, or awarded against said party, by such court.

Sec. 4. In all cases when the interest of any party desiring an appeal, is separate and distinct from that of the other party or parties, and he shall be desirous to appeal the part of the case in which he is interested, it shall be so allowed by the court, and the penalty and condition of the bond shall be fixed accordingly; and the court shall take such order as to the papers and pleadings and supplying copies thereof, and in all other respects, in view of a division of the case for the purpose of appeal, as may be deemed right and proper. Sec. 5. When the appellate court shall render substantially the same judgment or decree which was rendered in the court below, damages shall, or may be, awarded as follows: In all cases where the judgment or decree was, for the payment of money either personally or otherwise, the appellant shall be adjudged to pay the appellee or party delayed of payment by the appeal, damages at the rate of five per cent. on the amount of the payment adjudged or decreed in the court below, unless the appellate court shall be satisfied that there was reasonable and proper ground for the appeal; and in any such case, where the court shall be satisfied that the appeal was vexatious, and for the purpose of delay merely, the damages adjudged shall be at the rate of ten per cent.; in all other cases, including those where the judgment and decree is for nominal damages and costs, or costs only, unless the appellate court shall be satisfied that there was reasonable and probable ground for the appeal, there shall be adjudged to the appellant, or party affected by the appeal, damages, in such specific sum as may be deemed reasonable, not exceeding two hundred dollars.

Sec. 6. In case notice of appeal is entered as aforesaid, the court may, on motion of the party entering such notice, on laying him under such reasonable restrictions and terms as they may see fit, direct execution to be stayed for thirty days; Provided, that in no case shall administrators or executors and guardians, who may have given bond in this State, with sureties, according to law, be compelled to give bond and security, in order to effect an appeal, as is above provided; and in such cases, the clerk, if not otherwise directed, shall, at the expiration of thirty days from the rising of the court, make out a transcript, which, together with the papers and pleadings filed in the cause, he shall transmit to the clerk of the district court, according to the provisions of this act in other cases of appeal. Sec. 7. That in all cases where the party against whom a judgment is rendered, appeals his cause to the district court, the lien of the opposite party on the real estate of said appellants, created by said judgment, shall not be by said appeal removed or vacated; but the real estate of said appellants shall be bound in the same manner as if said appeal had not been taken, until the final determination of the cause in the district court. Sec. 8. That if the plaintiff appealing, shall not recover a greater sum in the district court, than in the court from which said appeal is taken, exclusive of costs and interest, which may have accrued since the rendition of the judgment in the said court, he shall pay all costs that may have accrued in the district court in such case; and if the defendant, in any personal action, shall remove the same by appeal to the district court, and the plaintiff shall recover, in such case, a judgment for the same sum, or a larger sum than was recovered in the court below, exclusive of costs, the district court shall render judgment for the sum so recovered, with costs of suit. Sec. 9. That when appeal shall be granted, and bond and security given thereon as aforesaid, the judgment or decree rendered in such case, by the court below, shall be suspended, and the clerk of such court shall forthwith make out an authentic and correct transcript of the docket or journal entries; and of the final judgment or decree made and rendered in the case; which transcript, together with the original papers and pleadings filed in the cause, he shall deliver into the office of the clerk of the district court, on or before the first day of the term thereof, next after perfecting the appeal in the manner aforesaid. Sec. 10. That the clerk of the district court, shall, prior to the filing with him of the transcript, as hereinbefore provided, on the application of either party to an appeal, issue subpoenas for witnesses, returnable to the first day of the next term of said court, for satisfactory proof being made before him that such subpoenas have been taken. Sec. 11. That when any cause is removed by appeal into the district court, the appeal shall be tried on the pleadings made up in the court below; unless for good cause shown, the said court should permit either or both parties to alter their pleadings; in which case, such court shall by the parties under such equitable rules and restrictions as they may conceive necessary, to prevent delay.

Sec. 12. That in all cases where a nonsuit may be directed by the court, by reason of irrelevancy of testimony, or by reason that the testimony adduced does not support the case set forth in the declaration; and also, whenever the testimony shall be arrested from the jury, by reason of which the plaintiff becomes nonsuit, the plaintiff shall have the same right to appeal as in other cases. JAMES C. JOHNSON, Speaker of the House of Reps. WILLIAM MEDILL, President of the Senate. March 23, 1852.

[No. 28.] AN ACT providing for the appointment of Notaries Public, and prescribing their duties. Sec. 1. Be it enacted by the General Assembly of the State of Ohio, That the Governor be, and he is hereby authorized to appoint and commission as notaries public, as many citizens of this State, having the qualifications of electors, residing in the several counties of this State, as he may deem necessary; Provided, that before making any such appointment, each applicant shall produce to the governor, a certificate from one of the judges of the court of common pleas in the county or district in which such applicant may reside, that the applicant is of good moral character, that he is a resident elector of such county, and that he possesses sufficient qualifications and ability to discharge the duties of the office of notary public. Sec. 2. That each notary public, so appointed and commissioned, shall hold his office for the term of three years; and if so long he behave well; and that before entering upon the duties of his office, he shall give bond to the State of Ohio, in the sum of fifteen hundred dollars, with security to be approved by the governor, conditioned for the faithful discharge of the duties of his office, and he shall take and subscribe an oath or affirmation, to be endorsed on his commission, that he will support the constitution of the United States, and of this State, and that he will honestly, faithfully, and impartially, discharge and perform all the duties of his office to the best of his ability. Sec. 3. That each notary public, before entering upon the duties of his office, shall provide himself with an official seal, with which he shall authenticate all his official acts, upon which seal shall be engraven the name of this State, the words Notarial Seal, and the name of the county in which he resides; which seal, together with his official registers, shall be exempt from execution; and on the death or removal from office of such notary public, his registers shall be deposited in the office of the recorder of deeds, in the county where such notary resides. Sec. 4. That no banker, broker, or agent of any bank, broker, or agent of any bank, broker, or agent, shall be appointed to, or shall hold the office of notary public in this State. Sec. 5. That each notary public, so appointed, commissioned and qualified, shall have power, within the county in which he may reside, to administer all oaths required by law, to take and certify depositions to be used in any of the courts of this State, to take and certify to, all acknowledgments of deeds, mortgages, liens, powers of attorney, and other instruments of writing, and to receive, make and record, notarial protests. Sec. 6. That for each oath or affirmation administered and certified, the notary public shall receive twenty-five cents, and no more; for the presentment, demand, notice to draw, and endorsement, and instruments of protest of each bill of exchange or promissory note, he shall receive the sum of one dollar; and for recording each instrument by him required to be recorded, the sum of ten cents for each one hundred words, and no more; and for his services in taking and certifying acknowledgments of deeds, mortgages, liens, powers of attorney, and other instruments of writing, and for the taking and certifying of depositions, he shall receive the same fees as are now by law prescribed for justices of the peace; and in taking depositions, he shall have the same power to compel the attendance of witnesses, and to punish witnesses for refusing to testify, which is now vested, by law in justices of the peace, and all sheriffs and constables in this State are hereby required to serve and return all process issued by such notaries in the taking of depositions. Sec. 7. That the instruments or protest of any notary public appointed and qualified under the laws of this State, or the laws of any other State or territory of the United States, accompanying any bill of exchange or promissory note, which has been protested by such notary, for non-acceptance or non-payment, shall be held and received in all the courts of this State, as prima facie evidence of the facts therein certified; Provided, that any party may contradict, by other evidence, any such certificate.

Sec. 8. That any notary public hereafter appointed, who shall charge or receive any fee or reward for any act or service done or rendered by him under this act, greater than the amount herein limited, or who shall dishonestly or unlawfully discharge any of his duties as notary public; shall, on complaint filed and substantiated in the court of common pleas in the county in which such notary public resides, be removed from his said office by such court; and the court shall thereupon certify the fact of such removal to the governor, and the party so removed shall be forever ineligible to a re-appointment to the office of notary public in this State. Sec. 9. That the act entitled an act for appointing notaries public, passed February twenty-first, one thousand eight hundred and sixteen, and all acts amendatory of said act, and all parts of said act conflicting with this act, be and the same are hereby repealed. JAMES C. JOHNSON, Speaker of the House of Reps. WILLIAM MEDILL, President of the Senate. March 15, 1852.

[No. 29.] AN ACT to provide for the more efficient and expeditious completion of the New State House, and to repeal the act to provide for the erection of a new State House, passed February twenty-first, one thousand eight hundred and forty-six, and all amendments thereto. Sec. 1. Be it enacted by the General Assembly of the State of Ohio, That the act entitled an act to provide for the erection of a new State House, passed February twenty-first, one thousand eight hundred and forty-six, and all amendments thereto, and all laws upon that subject, be and the same are hereby repealed. Sec. 2. That there shall be appointed by the Governor of Ohio, by and with the advice and consent of the Senate, three commissioners, to be denominated the new State House Commissioners, under whose direction the work upon the new State House in the city of Columbus shall be continued and prosecuted, under the plan and specifications accompanying the report of the commissioners acting under joint resolution of the General Assembly, for the session of the year one thousand eight hundred and forty-three and one thousand eight hundred and forty-four; Provided, that said commissioners may adopt such modifications as have been made in said plan during the progress of the work, as they may think proper; such changes and alterations to increase the aggregate cost of said new State House.

Sec. 3. The commissioners aforesaid shall hold their office for the term of two years, unless the new State House shall be sooner completed. They shall take an oath or affirmation, so faithfully and diligently discharge the duties required by this act; and if any vacancy shall occur in said commission, the vacancy shall be filled by appointment by the Governor. Sec. 4. That it shall be the duty of the commissioners, soon after their appointment as they may deem expedient, to elect from their own body, a president and secretary. The president shall, when present, preside at all meetings of the board, and shall sign all official documents; the secretary shall keep a full and true record of all the proceedings, and an account of all money and labor appropriated and expended, an account of the expenses of each commissioner, the name and compensation of each agent by them employed, or under their control, the kind of service performed, the total amount expended during the last fiscal year, and annually, by the 15th day of December, report the same to the same to the Governor; and in addition to the foregoing, they are required to set forth in the said annual report, the total amount or cost of the said State House, up to the time of making such report. And it shall be the duty of the Governor to lay the same before the next General Assembly in session. The treasurer shall take duplicate receipts, one of which shall be retained by him, and the other shall be deposited, at the close of the fiscal year, with the Auditor of State. Sec. 5. The said commissioners shall have power to appoint a superintendent architect, clerk, and all other agents necessary for the successful prosecution of the work committed to their charge, who shall be paid a reasonable compensation for their services, out of the State House fund. The superintendent, architect, and all other agents shall hold their appointment at the pleasure of the commissioners, a majority of the board concurring therein. The superintendent shall take an oath or affirmation to discharge the duties assigned him, faithfully and diligently, and shall under the direction of the commissioners, contract for and procure all the materials proper for the construction of the new State House; he shall, in the manner, contract for all labor and workmanship necessary for the same, except by warrant which may be furnished by the Ohio Penitentiary, under the provisions of this act; he shall superintend the erection of said work; and inspect all materials and workmanship, so as to secure to the State a building of durable and substantial character; he shall certify to all accounts for labor done, or for materials furnished, which accounts shall be countersigned by the secretary, and paid by the treasurer. Sec. 6. That all moneys in any way appropriated for this purpose, shall be drawn from the treasury by the warrant of the auditor of state; payable to the order of said commissioners, which money, so drawn, shall be deposited with the treasurer of state, who is hereby constituted treasurer of the State House fund. Sec. 7. That it is hereby made the duty of the warden and directors of the Ohio Penitentiary, to place at the disposal of the commissioners of the new State House, all the convicts labor of the prisoners that can be advantageously employed, and that can be spared from the ordinary work of the prison; which labor shall be appropriated as the commissioners may direct, but under the control and supervision of the warden of the penitentiary; and the said commissioners are hereby authorized and empowered to

select from said new convicts, as they arrive at the penitentiary, such persons as in their opinion can be most advantageously employed in the construction of the new State House; and the same shall be their duty until its completion. Sec. 8. That all stone necessary for the completion of said State House, may be taken from the State quarries; and that the State railroad, from said quarries to the city of Columbus, shall be free for the transportation of all material which may be required as aforesaid, without any charge of freight or tonnage. Sec. 9. That said commissioners, a majority of whom shall always constitute a board capable of doing business, shall have full power to contract and be contracted with, which contracts shall be in the name of the board of commissioners, in the name of the State. That said commissioners are required and directed to provide, as soon as practicable, for the furnishing of two rooms in the new State House, for the purpose of holding the sessions of the General Assembly. Sec. 10. That the act entitled an act to change their name, or width of track, in certain places, passed February twenty-first, one thousand eight hundred and forty-six, be and the same are hereby repealed. Sec. 1. Be it enacted by the General Assembly of the State of Ohio, That the act entitled an act to change their name, or width of track, in certain places, passed February twenty-first, one thousand eight hundred and forty-six, be and the same are hereby repealed. Sec. 2. That the act entitled an act to change their name, or width of track, in certain places, passed February twenty-first, one thousand eight hundred and forty-six, be and the same are hereby repealed. Sec. 3. 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