INDIANA LEGISLATURE.

SENATE.

SATURDAY MORNING, Jan. 10, 1852.

Senate met.

Reports from Committees.

By Mr. Marshal, from the judiciary committee, returning bill of the House to enable railroad companies to borrow money, with the opinion that none of its provisions are contrary to the constitution.

After considerable discussion, Mr. Athon moved to recommit the bill with instructions to include Plankroad and McAdamized road companies.

Mr. Cravens moved to amend the instructions so that all companies, incorporations, and individuals should be entitled to the same privilege.

After further discussion a division of the question was called for.

The question being upon recommitting it was decided in the negative.

Mr. Reid moved to amend so as to apply the provisions of the bill to all Railroad companies that now are or may hereafter be incorporated in this State. Adopted.

Mr. Cravens moved to amend so as to grant the same privilege to all other incorporations, associations, and individuals.

Mr. Milliken moved to lay the amendment on the table. Lost—ayes 20, noes 22.

Mr. Defrees moved to except individuals. Lost.

Mr. Dunn moved to insert in the proper place, the words "at a rate of interest not exceeding 8 per cent. per annum."

Mr. Reid moved to recommit to a select committee of five for the purpose of perfecting its details. Carried. The committee consists of Messrs. Reid, Dunn, Secrest, Emerson and Hanna.

Mr. Berry moved to instruct the committee to except those companies which have county or city stock as part of their capital stock, by subscription.

Mr Henton moved to lay the instructions on the table. Carried—ayes 23, noes 15.

Mr. Defrees moved to instruct the committee to amend so that no greater rate of interest than 8 per cent should be allowed.

Mr. Emerson moved to strike out 8 and insert 6 per cent. Lost—Ayes 8, noes 35.

The question then being upon the adoption of the instructions proposed by Mr. Defrees, it was decided in the affirmative.

Ayes—Messrs. Allen, Athon, Brugh, Dawson, Defrees, Dunn, Eddy, Goodman, Hatfield, Henton, Hester, Hickman, Hicks, Holloway, Hunt, James, Knowlton, Logan, Marshall, McCarty, Mickle, Niblack, Odell, Slack, Sleeth, Spann, Walker, Winstandley, Witherow—29.

Noes—Messrs. Alexander, Berry, Cravens, Crawford, Delavan, Dougherty, Emerson, Hanna, Kinnard, Longshore, Miller, Milliken, Reid, Washburn,—14.

By Mr. Logan, from the committee on the judiciary, returning the petition of citizens of Perry County.

Mr. Hatfield moved to refer the petition to a select committee. Carried.

Messrs. Hatfield, Winstandley and Miller, were appointed said committee.

By Mr. McCarty, from the committee on the town of Indianapolis, a joint resolution asking of Congress an appropriation to erect a building on the Governor's Circle for the use of the United States and the State.

By Mr. Reid, from the committee on organization of courts returning bill of the Senate for the organization of a county court of the nature of a court of common pleas, amended by the insertion of a substitute.

On motion of Mr. Reid the bill was laid on the table, and 250 copies ordered to be printed.

By Mr. Hester, from the select committee on the Honeycreek bill, returning that bill amended by the insertion of a substitute. Laid on the table and ordered to be printed.

By Mr. Eddy, from the committee on swamp lands, a bill to repeal certain portions of the law providing for the selection of swamp lands.

By Mr. Hicks, from the committee on pleadings and practice, returning the bill to abolish the distinction between actions at law and suits in equity, recommending that it be laid on the table, as there was another bill before the Senate containing the same provisions. Concurred in.

Resolutions Offered.

By Mr. Niblack, instructing the committee on benevolent institutions to inquire into the expediency of reporting a bill giving the board of commissioners of the several counties, power to collect from the estates of insane persons, the expenses of conveying them to the Indiana Hospital for the Insane, when they may have been sent there for care and medical treatment. Lost.

By Mr. Dawson, that when the Senate adjourns, it adjourn to meet at 9 o'clock on Monday. Adopted.

Senate adjourned.

HOUSE OF REPRESENTATIVES.

SATURDAY, Jan. 10, 1852.

House met.

Petitions Presented.

By Mr. Smith of Marion, a communication from the Common Council of the City of Indianapolis. Referred to a select committee of Messrs. Smith of Marion, Brady and Stanfield.

By Mr. Holman, from Charles J. Gibson, and others, citizens of Miller township, Dearborn county, praying for the modification or repeal of a special road law, affecting said township; and also a communication from Robert Holdock and William Garrison, on the same subject; which was referred to a select committee of three—Messrs. Holman, Torbett, and Hart.

By Mr. Torbett, from citizens of Dearborn county, asking the Legislature to repeal a law which declares a certain stream navigable. Referred to the same select committee as above.

By Messrs. Barker, Major, Dice, Stuart, and Stevens, on the subject of temperance. Referred to the committee on that subject.

Reports from Committees.

By Mr. Gibbs, from the committee on ways and means, to which was referred a resolution of the House recommending a small tax on banks, railroads, and other incorporated companies, for the benefit of common schools, reporting the same back and recommending its reference to the committee on education. The resolution was so referred.

By Mr. Stuart, from the committee on the judiciary, to whom was referred a House bill to limit civil actions, reporting the same back, with amendments, and recommending its passage. The amendments were concurred in, and the bill ordered to a third reading.

By Mr. Brady, from the committee on ways and means, to whom was referred a resolution of the House, relative to printing laws of a general nature in the country papers, asking to be discharged from its consideration; which was granted.

By Mr. Torbett, from the committee on ways and means, asking to be discharged from the consideration of a certain resolution; which was granted.

Resolutions Introduced.

By Mr. Struble, compelling school teachers to teach a certain number of days per quarter and a certain number of hours per day; adopted.

By Mr. Sudder, authorizing county commissioners to collect from the estate of insane persons, the amount of expenses incurred in sending them to the insane hospital of Indiana. Adopted.

Bills on their Third Reading.

A bill authorizing Circuit Courts to change the names of persons and corporations. Passed—ayes 90, noes, none.

A bill for the incorporation of county libraries.

On motion of Mr. Holman, the bill was laid on the table.

Mr. Buskirk asked and obtained leave to introduce a bill to provide for the enumeration and subdivision of certain lands in Monroe county; which was read the first time.

Mr. Lewis submitted a resolution instructing the judiciary committee to inquire whether the new constitution abolishes all special and local laws; which was adopted.

House adjourned.

SENATE.

MONDAY, Jan. 12, 1852.

Senate met.

Reports from Committees.

By Mr. Winstandley, from the committee on corporations, returning bill of the House to authorize railroad companies to receive subscriptions in lands and lots, recommending its passage. Report concurred in, and the bill ordered to a third reading.

By Mr. Hester, from a select committee, a bill, in accordance with the petition of the Trustees of the Indiana University, to provide for the sale of the University Square in Indianapolis, and to authorize the establishment of a Medical Department in said city.

Resolutions Introduced.

By Mr. Hatfield, that the committee on the State Prison be required to visit the Prison and report to the Senate. Laid on the table.

Bills Introduced.

By Mr. Hickman, to regulate the salaries of Clerks of Circuit Courts, Auditors, Recorders, and Treasurers of the several counties in this State.

By Mr. Alexander, to amend the charter of the White River Navigation Company.

The order of business was suspended, and Mr. Miller introduced a resolution to inquire into expediency of amending the execution law as to make executions returnable in thirty, sixty, and ninety days, according to the amount of the judgment. Adopted.

Mr. Dawson, from the committee on Banks, reported back the bill to authorize a general banking law, with sundry amendments, and recommending its passage.

On motion, its further consideration was postponed, and the bill and amendments made the special order of the day for Tuesday, 20th inst.

The order of business was resumed, and Mr. Reid introduced a bill to provide a fee fund for the payment of the salaries of the judges of the Courts of Common Pleas, &c.

Bills on their Third Reading.

To authorize the taking of the deposition of the Superintendent of Indiana Asylum for the Insane. Passed—ayes 36, noes 5.

On motion of Mr. Athon, the vote on the passage of the above bill was reconsidered, and the bill laid on the table, as a general law contained the same provision.

Bills on their second reading were taken up and disposed of.

The joint resolution asking an appropriation for the improvement of the Michigan City harbor coming up on its second reading.

Mr. Cravens moved to lay it on the table. Carried—ayes 26, noes 16.

AYES—Allen, Athon, Brugh, Cravens, Crawford, Davis, Delavan, Dougherty, Emerson, Goodman, Hanna, Hatfield, Hinton, Hickman, Hicks, Hunt, Kinnard, Logan, Mickle, Miller, Secrest, Slack, Sleeth, Spann, Walker, and Washburn—26.

NOES—Dawson, Defrees, Dunn, Eddy, Hester, Holloway, James, Knowlton, Marshall, McCarty, Milliken, Niblack, Odell, Reid, Teegarden, and Winstandley—16.

Messages of the House were taken up and disposed of.

The President laid before the Senate a communication from the Auditor of State giving a statement of the items of expenses of the Constitutional Convention.

After considerable discussion, in which the expenditures of the Convention came under review,

Mr. Eddy moved to lay the communication on the table.

Mr. Dunn moved a call of the Senate. Carried.

The call, after some time, was suspended,

And, on motion of Mr. Dunn,

The Senate adjourned.

[During the discussion, Mr. Holloway charged the Convention with ignorance and extravagance, and said that this Legislature were equally ignorant and extravagant in the same respect. Mr. Cravens desired to know in what respect, when Mr. Holloway instanced the price paid for printing, and stated that the printing could be done in this town for 100 per cent. less than the present price. In reply, Mr. Cravens read from the House Journal for the session of 1849-'50 communications from Nathaniel Bolton, Thomas Dowling, W. Milliken, D. Rodebaugh, jr., and John D. Defrees (all practical printers) to the committee of ways and means of the House at that session, stating, in reply to a circular addressed to them by the committee that the prices paid for printing were no more than a fair remuneration for the capital and labor employed. One of the above named gentlemen stated the prices were entirely too low for the amount of capital necessary to be invested for the speedy execution of the printing in a workmanlike manner.]

AFTERNOON SESSION.

Senate met.

The negro exclusion bill, being the order of the day, was taken up.

The question was on the amendment proposed by Mr. Davis to strike out the section providing for the punishment of negroes and mulattoes for coming into the State.

Mr. Secrest took the floor and spoke at length in favor of the provisions of the bill and in opposition to the proposed amendment.

The discussion was further continued by Messrs Dunn and Marshall in opposition to the bill, and Messrs. Emerson, Logan, and Hanna in opposition to the motion to strike out, and in favor of the bill.

Pending the discussion,

The Senate adjourned.

HOUSE OF REPRESENTATIVES.

MONDAY, Jan. 12, 1852.

The House met.

The Speaker announced the following committee for the purpose of inquiring into the propriety of establishing a State Board of Equalization: Messrs. Buskirk, Carpenter, Schoonover, Torbet, Doughty, Douthit, Hudson, Beach, Hunt, and Henry.

Reports from Committees.

By Mr. Behm, from the committee on the Judiciary, to whom was referred House bill relative to attaching a portion of Knox county to Pike county, that if the amount proposed to be taken from Knox does not reduce it below its constitutional limits, the bill is not unconstitutional, and asked to be discharged from its further consideration. The report was concurred in.

The question recurring on the engrossment of the bill,

Mr. Williams opposed the bill, and

Mr. Graham hoped that the bill would be engrossed.

Mr. Beach said he differed with the Judiciary committee. He thought the bill was clearly unconstitutional. He was of the opinion that a general law could be passed, which would cover all such cases.

Mr. Owen concurred in the opinion of Mr. Beach.

Mr. Nelson moved to refer the bill to Messrs. Williams and Graham; agreed to.

By Mr. Stanfield, from the Judiciary committee, to whom was referred a bill relative to changing the name of the town of Bellfontaine, that it is unconstitutional. Report of committee concurred in.

By Mr. Beach, from the Judiciary committee, to whom was referred Senate bill to change the name of railroads, plankroads, &c., that it is of doubtful constitutionality and recommending its indefinite postponement. Report concurred in.

By Mr. Holman, from the Judiciary committee, to whom was referred a bill to legalize certain acts of school commissioners, that it is inexpedient to pass such a law, and in violation of the spirit of the constitution. Report concurred in.

By Mr. Stanfield, from the committee on corporations, a bill for the incorporation of plank, gravel and McAdamized roads. Read the first time.

By Mr. Spencer, from the committee on Banks to whom was referred a resolution instructing said committee to inquire into the propriety of introducing a general free banking law, have had the same under consideration, and a majority of said committee report that they are in favor of the passage of a free banking law, at the present session of the general assembly, said law to be well guarded; and for that purpose they recommend the incorporation therein, among other provisions, the following, to-wit:

1. Bills shall be issued upon the deposit of United States or State stocks, to an amount not to exceed the value of such stocks, and that bankers shall be required to keep constantly on hand 25 per cent. in specie.

2. Two-thirds of the security deposited may consist of stocks as aforesaid, and one-third in mortgages on unincumbered real estate, within the State of Indiana, exclusively of perishable improvements, said mortgage shall in no case exceed one-half the value of such unincumbered real estate after excluding improvements as aforesaid, and the 25 per cent. in specie to be kept constantly on hand as aforesaid.

3. In determining the kind and value of stocks to be received, such slight discrimination shall be made in favor of the bonds of this State as will tend to bring them home without endangering the security of the bill holder.

4. No bank to be established with a less capital than $25,000.

Mr. English said he wished to correct a false impression which seemed to prevail here and elsewhere, as to the opinion of the standing committee on Banks, on the subject of free banking. The gentlemen from Cass (Mr. Stuart) in some remarks recently made, spoke of the hostility of the standing committee to free banks as a fixed fact, and this statement had been published and sent to the country without contradiction. This was gratuitous and unfounded. He felt authorized to say that every member of that committee was in favor of a well guarded system of free banking, and every member but the chairman (Mr. Spencer) was in favor of passing such a law at this session. He made these remarks for the purpose of setting himself and the committee right before the country.

Mr. Spencer said that he had heretofore offered a resolution of inquiry, which, had the House acted upon, and referred it to the committee on Banks, a bill would have been reported from committee, but as the resolution was laid on the table, he had taken it as the sense of the House, that no system of banking was to be definitely settled upon during the present session. He thought then, and had not yet heard or seen any reason to cause him to change his opinion, that it would be inexpedient to legislate upon the subject at this time. It had been intimated that he was in favor of a State bank. He wished to say that he was opposed to all banks, yet if we are to have banks, he was favorable to free banks.

Mr. Donaldson moved to lay the report on the table. Lost, ayes 36, noes 48

The report was then concurred in, and referred to the select committee on free banking—ayes 46, noes 42.

By Mr. Beeson, from the committee on benevolent and scientific institutions, to whom was referred the query, whether a Reporter is an officer of the House, reported that a Reporter is an officer; a good one when he shows no partiality in his reports, a bad one when he does.

Report concurred in unanimously.

By Mr. Lewis, from the committee on benevolent and scientific institutions, a bill for the relief of the poor; read the first time.

By Mr. Bryant, from the committee on the rights and privileges of the inhabitants of the State, to whom was referred a resolution relative to the cause of the detention of newspapers, a letter from the Postmaster of the city of Indianapolis.

By Mr. Harrison, from the committee on the library, reporting back a bill for making out a catalogue of the books of the State Library, with amendments; which were concurred in.

By Mr. Stuart, from a select committee, reporting back a bill for holding the Circuit Courts in the eighth judicial district, with an amendment, striking Howard county out of the district.

The amendment was lost.

The Speaker laid before the House a communication from the Auditor of State, relative to certain saline lands.

Also, a communication from the Auditor of State, setting forth the items of expense of the Constitutional Convention; laid on the table and ordered to be printed.

Resolutions Introduced.

By Mr. Manson, instructing the judiciary committee to inquire into the expediency of abolishing all laws for the collection of debt, except those contracted for real estate and borrowed money.

The ayes and noes being demanded on the adoption of the resolution, resulted as follows:

AYES—Brady, Bryant, Dice, Douthit, English, Graham, Hays of White, Henry, Manson, McDowell, Miller, Stover, Struble, Stuart, and Mr. Speaker—15.

NOES—Barker, Beach, Beane, Beeson, Behm, Bulla, Buskirk, Carpenter, Chowning, Cockrum, Cowgill, Crawford, Davis, Dobson, Donaldson, Doughty, Eccles, Foster, Geddes, Gibson, Goudy, Gunn, Harrison, Hart, Hay of Clark, Helmer, Hicks, Holladay of Parke, Holman, Hostetter, Hudson, Huey, Huffstetter, Hunt, Kent, King, Laverty, Lawrence, Leviston, Lewis, Lindsey of Fayette, Lindsey of Howard, Litchfield, Major, Mayfield, McAllister, McConnell, McDonald, Nelson, Reynolds, Schoonover, Scudder, Shanklin, Smith of Marion, Smith of Spencer, Spencer, Stanfield, Stevens, Suit, Sumner, Sweet, Taggart, Thompson, Torbet, Walker, Wells, Williams, Wilson, and Withers—69.

So the resolution was lost.

By Mr. Kent, that the committee on ways and means inquire into the expediency of reporting a bill for applying the surplus revenue to the payments of the principal of the public debt; carried.

By Mr. Stanfield, authorizing county commissioners to purchase land for Court Houses: carried.

By Mr. Withers, that the judiciary committee inquire what changes or modifications in the execution laws are necessary; adopted.

By Mr. Graham, authorizing the judiciary committee to report a bill for detaching territory from one county and attaching it to another; carried.

By Mr. King, relative to providing means for the support of epileptic persons by the State; adopted.

By Mr. Smith of Spencer, to make the Insane Hospital a home for all the insane of the State; adopted.

By Mr. Thompson, for an appropriation of $100 for an increase of the library of the insane asylum; adopted.

By Mr. Nelson, to have all matter hereafter printed solid; adopted.

By Mr. Major, to limit suits on official bonds; adopted.

Mr. Gibson moved to reconsider the vote by which the House laid on the table and ordered to be printed, a communication from the Auditor of State relative to the items of expense of the Constitutional Convention; which was agreed to.

On motion, the communication was laid on the table.

The question recurred on printing, and after some debate as to the propriety of printing, it was decided in the negative.

On motion the House adjourned.

AFTERNOON SESSION.

The House met.

Orders of the Day.

Several bills were read the second time, and appropriately disposed of.

A bill for a general road law coming up, the question being on its engrossment,

Mr. Gibson moved to refer the bill to the judiciary committee. Agreed to.

Bills read a third time.

A bill for the limitation of civil actions.

On motion of Mr. Beach, the bill was referred to the judiciary committee, with instructions.

A bill to provide for the election of electors for President and Vice-President of the Unitdd States, &c. Passed—ayes 80, noes, none.

A joint resolution for the location of a national armory at Evansville. Passed—ayes 84, noes none.

Reports from Committees.

By Mr. Lindsey of Howard, from the committee on ways and means, asking to be discharged from the consideration of a resolution.

By Mr. Carpenter, from the committee on ways and means, asking to be discharged from the further consideration of a resolution relative to so amending the assessment law of 1851, as to dispense with the necessity of leaving blank lists and giving notice by assessors to persons required to list property for taxation. The resolution was laid on the table, and the committee discharged from its further consideration.

By Mr. Carpenter, from the committee on ways and means, to whom was referred a resolution relative to the compensation of county officers, asking to be discharged from its further consideration, and the same referred to the committee on fees and salaries; which was agreed to.

Resolutions offered.

Mr. Brady offered a resolution instructing the committee on benevolent and scientific institutions to report a bill for the enlargement of the Lunatic Asylum. Adopted.

Mr. Thompson offered a resolution instructing the judiciary committee to inquire whether power can be constitutionally conferred on the boards doing county business to levy a specific road tax in their respective counties, and report by bill. Adopted.

On motion of Mr. Wells, a bill for the incorporation of railroad companies was taken from the table; and

On motion of Mr. Stover, it was referred to the committee on corporations.

Mr. Spencer asked and obtained leave to present a petition from ladies and gentlemen of Ohio county on the subject of temperance; which was referred to the committee on that subject.

House adjourned.

SENATE.

TUESDAY, Jan. 13, 1852.

Senate met.

Petitions, &c., Presented.

By Messrs. Walker and Secrest on the subject of temperance; referred without reading to the temperance committee.

By Mr. Secrest, from citizens of Putnam county to make railroad stock the basis of free banking; referred to committee on banks.

Reports from Committees.

By Mr. Reid, from a select committee, returning the bill of the House to authorize Railroad Companies to borrow money, &c., amended according to instructions, and recommending its passage.

After considerable discussion upon the propriety of raising the rate of interest generally, the question was taken on concurring in the report of the committee, and decided in the affirmative—ayes 28, noes 16.

Mr. Cravens moved to amend so as to extend the same privileges to all other corporations, associations, and individuals.

Mr. Knowlton moved to except banks; carried.

Mr. Marshall moved to amend by inserting in the first section of the bill, plankroad, McAdamized road, and railroad companies; carried.

Much confusion prevailing, and the various amendments before the Senate having become so mixed up that the state of the question could not be ascertained,

Mr. Reid moved to lay all proposed amendments on the table; carried.

Mr. Slack then moved to amend as follows: after the word railroads in the first section, add, "and all plankroad and McAdamized road companies, and all other corporations, associations, and individuals, excepting banks."

Mr. Reid moved to except "insurance companies."

Mr. Cravens moved to lay the motion on the table; lost—ayes 20, noes 23.

Mr. Reid moved to lay the bill and pending amendments on the table.

A division of the question being called for, the question was taken on laying the amendments on the table and decided in the negative.

The question then being upon laying the bill on the table, it was decided in the negative—ayes 19, noes 27.

Mr. Niblack moved to refer the bill to the committee on corporations.

Mr. Dawson moved to indefinitely postpone the bill; lost—ayes 12, noes 24.

Mr. Eddy moved to lay the bill on the table for the present; lost.

Mr. Cravens moved to refer it to the committee on finance; lost.

The question being upon the adoption of the amendment to the amendment proposed by Mr. Reid to except insurance companies,

The previous question was moved by Mr. Cravens and carried.

Mr. Reid's proposed amendment was adopted; ayes 25, noes 20.

The question was then upon the adoption of the amendment proposed by Mr. Slack, and decided in the affirmative.

AYES—Messrs. Athon, Berry, Brugh, Cravens, Davis, Dawson, Defrees, Delevan, Dunn, Eddy, Goodman, Hanna, Hatfield, Henton, Hickman, Hicks, Holloway, Hunt, James, Kendall, Knowlton, Longshore, Marshall, Miller, Niblack, Odell, Slack, Sleeth, Spann, and Turman—30.

NOES—Messrs. Alexander, Allen, Crawford, Dougherty, Emerson, Hester, Kinnard, Logan, McCarty, Mickle, Milliken, Reid, Secrest, Walker, Washburn, and Winstandley—16.

[The effect of the amendment is to raise the rate of interest, in all cases, from 6 to 8 per cent., without distinction of persons or corporations, excepting banks and insurance companies.]

The question being upon the engrossment of the bill, it was decided in the affirmative.

AYES—Messrs. Athon, Berry, Brugh, Dawson, Defrees, Delevan, Dunn, Eddy, Goodman, Hanna, Henton, Hickman, Holloway, Hunt, James, Kendall, Knowlton, Longshore, Marshall, Miller, Milliken, Odell, Slack, Sleeth, Spann, Turman, and Winstandley—27.

NOES—Messrs. Alexander, Allen, Cravens, Crawford, Emerson, Hatfield, Hester, Hicks, Kinnard, Logan, McCarty, Mickle, Niblack, Reid, Secrest, Walker, and Washburn—17.

Mr. Hatfield returned, from a select committee, the petition of citizens of Perry county with a request that it be referred to the committee on constitutional law; concurred in.

Resolutions Introduced.

By Mr. Reid, calling upon the Secretaries and the Doorkeeper for statements of the number of assistants employed by each of them.

On motion of Mr. Emerson, the resolution was amended so as to include chairmen of standing committees in the call, and adopted.

By Mr. Emerson, that the committee on printing be instructed to report a bill revising the laws relative to the prices paid for the public printing, folding, and binding; adopted.

By Mr. Reid, instructing the committee on roads to report a provision in the general road law, that when any person shall work on the public high ways more than the annual road and labor tax, the same shall be credited on any subsequent road tax until the same shall be fully satisfied; adopted.

Bills Introduced.

By Mr. Dawson, a bill to provide for the payment of damages for property taken by incorporated companies in this State.

Senate adjourned.

AFTERNOON SESSION.

Senate met.

The President laid before the Senate reports from the Principal and Assistant Secretaries, in relation to the number of assistants employed by them. The Principal Secretary has three Assistants and the Assistant Secretary, two. Also from the Doorkeeper, who has five assistants. Laid on the table.

Bills, &c., on Third Reading.

A joint resolution asking of Congress an appropriation to erect a building on the Governor's circle, for the use of the United States, the State, and the city of Indianapolis. Lost—ayes 13, noes 19.

A bill (of the House) to allow Railroad companies to receive lands, lots, and other real estate on subscription for stocks. Passed—ayes 31, noes 4.

The bill to carry out the provisions of the thirteenth article of the constitution in relation to the exclusion of negroes and mulattoes.

The question being upon the motion of Mr. Davis to strike out of the amendments reported by the committee, the section to inflict a penalty upon negroes and mulattoes for coming into the State, in violation of the constitution.

Mr. Secrest moved to lay the motion, to strike out, on the table. Lost—ayes 17, noes 20.

Mr. Mickle moved the previous question, which was seconded.

The main question was then ordered to be put, which was on the motion of Mr. Davis, to strik out, which was decided in the affirmative.

Ayes—Messrs. Berry, Crawford, Davis, Dawson, Defrees, Dougherty, Eddy, Goodman, Henton, Hickman, Hicks, Holloway, Kendall, Kinnard, Knowlton, Logan, Longshore, McCarty, Miller, Milliken, Reid, Teegarden, and Winstandley—23.

Noes—Alexander, Allen, Athon, Brugh, Cravens, Delavan, Dunn, Emerson, Hanna, Hatfield, Hester, Hunt, James, Mickle, Niblack, Secrest, Slack, Sleeth, Spann, Walker, and Washburn—21.

Mr. Dunn said he wished to make the whole bill as odious as possible, and he therefore voted against striking out.

The question then being on concurring in the report of the committee, it was decided in the affirmative.

Ayes—Messrs. Alexander, Allen, Athon, Berry, Brugh, Cravens, Crawford, Davis, Delavan, Emerson, Hatfield, Henton, Hester, Hicks, Hunt, James, Kinnard, Knowlton, Logan, Mickle, Miller, Niblack, Secrest, Slack, Sleeth, Spann, Turman, Walker, and Washburn—29.

Noes—Messrs. Dawson, Defrees, Dougherty, Dunn, Eddy, Goodman, Hanna, Hickman, Holloway, Kendall, Longshore, McCarty, Milliken, Reid, Teegarden, and Winstandley—16.

The bill, as amended, was then ordered to be engrossed.

Bills on the second reading were then taken up and appropriately disposed of.

Messages of the House were also taken up and disposed of.

Senate adjourned.

HOUSE OF REPRESENTATIVES.

TUESDAY, Jan. 13, 1852.

The House met.

Petitions were presented by Messrs. Bryant, Kent, and Smith of Spencer.

Reports from Committees.

By Mr. Stanfield, from committee on the Judiciary, to whom was referred a bill to exempt property from execution, reporting the same back with amendments and recommended its passage. The amendments were concurred in.

Mr Torbet moved to lay the bill on the table, to be printed; carried.

By Mr. Stuart from the committee on the Judiciary, to whom was referred a bill for the limitation of civil actions, reporting the same back in accordance with the instructions of the House, with an amendment of the committee, which were concurred in, and the bill passed—ayes 57, noes 29.

By Mr. Behm from the committee on the Judiciary, to whom was referred Senate bill to prohibit the making distress for rent by warrant, reporting same back and recommending that it be laid on the table; which was agreed to.

By Mr. Gibson, from the committee on the Judiciary to whom was referred a bill for the formation of limited partnerships, reporting the same back and recommending its indefinite postponement; which was agreed to.

By Mr. Beach, from the committee on the Judiciary to whom was referred a bill for the vending of checks, reporting the same back and recommended that the same be referred to the committee on Ways and Means; which was agreed to.

By Mr. Holman, from the committee on the Judiciary to whom was referred a bill for the sale of the county Seminaries reporting the same back with the opinion that the bill is constitutional, and that the rights of individuals are sufficiently protected.

Mr. Stuart moved to lay the bill on the table for the present; carried

By Mr. McDowell, from the committee on corporations, a bill to authorize trustees to receive lands, for use of schools, meeting houses, burying grounds, &c. Read the first time.

By Mr. Leviston, from the committee on corporations, to whom was referred a resolution of the House relative to the propriety of selling the State's interest in the Madison and Indianapolis railroad, a bill to enable the Madison and Indianapolis railroad company, to avoid the inclined plane at Madison, to provide for the sale of the interest of the State in said railroad, and to repeal, so far as affects the Madison and Indianapolis railroad company, the 55th and 58th sections of the act entitled "an act for the continuance and construction of all or any part of the public works of this State by private companies, and for abolishing the board of internal improvements and the offices of fund commissioners and Chief Engineer," approved January 28th, 1842. Read the first time.

[This bill proposed to sell the interest the State holds in the Madison and Indianapolis railroad for the sum of $660,000, to be paid in four annual instalments.]

By Mr. Leviston, from the committee on corporations, to whom was referred a bill to amend the 6th section of the act for the incorporation of the Peru and Indianapolis Railroad Company, approved Jan. 19, 1846, reporting that it would be inexpedient to legislate upon the subject, as the judiciary committee have decided that it was unconstitutional to extend the powers of any company under a special charter. Report concurred in.

By Mr. Spencer, from the committee on banks, to whom was referred a resolution requesting that committee to collate all laws defining the powers and duties of boards doing county business in this State, &c., reporting the same back and recommending its reference to the committee having in charge that portion of the Revised Statutes of 1843, relating to the organization of county boards and defining their duties. Report concurred in.

By Mr. Harrison, from the committee on the Library, to whom was referred a resolution of the House, relative to causing the State Librarian to subscribe for and preserve one copy of each weekly newspaper printed in this State, reporting the same back, and asked to be discharged from its further consideration; which was agreed to.

By Mr. Mudget, from the select committee appointed to district the State, a bill to divide the State into Congressional Districts.

The districts are as follows:

1. Posey, Vanderburg, Warrick, Spencer, Dubois, Pike, Gibson, Knox, Daviess, and Martin.

2. Perry, Crawford, Orange, Washington, Harrison, Floyd, Clark, and Scott.

3. Lawrence, Monroe, Brown, Bartholomew, Jackson, Jennings, Jefferson, and Switzerland.

4. Ohio, Dearborn, Ripley, Franklin, Decatur, and Rush.

5. Union, Fayette, Wayne, Randolph, Delaware, and Henry.

6. Shelby, Johnson, Morgan, Hancock, Hendricks, and Marion.

7. Sullivan, Green, Owen, Clay, Vigo, Vermillion, Parke, and Putnam.

8. Montgomery, Boone, Clinton, Tippecanoe, Fountain, Warren, and Carroll.

9. Miami, Cass, Fulton, Marshall, St. Joseph, Laporte, Starke, Pulaski, Jasper, Porter, Lake, Benton, and White.

10. Elkhart, Kosciusko, Whitley, Noble, Lagrange, Steuben, De Kalb, and Allen.

11. Wabash, Huntington, Wells, Adams, Jay, Blackford, Grant, Madison, Hamilton, Tipton, and Howard.

The bill was read the first time.

Mr. English moved to reject the bill.

Mr. Mudget said he did not desire to defend the bill at this time, but he would demand the yeas and nays on the motion to reject, which resulted as follows:

AYES—Behm, Bryant, Buskirk, Cowgill, Crawford, Doughty, Eccles, English, Geddes, Goudy, Gunn, Hanna, Hay of Clark, Hicks, Holliday of Blackford, Holman, Hudson, Huey, Huffstetter, King, Lawrence, Leviston, Lindsey of Fayette, Lindsay of Howard, Mayfield, McDowell, Miller, Morris, Nelson, Scudder, Shanklin, Smith of Spencer, Spencer, Stanfield, Struble, Stuart, Suit, Sumner, Torbet, Watson, and Wilson—42.

NOES—Barker, Beach, Beane, Beeson, Brady, Bulla, Carpenter, Chowning, Cockrum, Davis, Dice, Dobson, Donaldson, Douthit, Foster, Gibson, Graham, Harrison, Hart, Hays of White, Helmer, Henry, Hostetter, Hunt, Kent, Laverty, Lewis, Litchfield, Major, Manson, McAllister, McConnell, Mudget, Owen, Reynolds, Schoonover, Smith of Marion, Stover, Sweet, Taggart, Thompson, Walker, Wells, Williams, and Mr. Speaker—45.

The motion to reject the bill was lost.

By Mr. Mudget, from the select committee to divide the State into Congressional Districts, to whom had been referred two bills on that subject, reporting the same back and recommending that they be laid on the table; agreed to.

By Mr. Suit, from select committee, reported that the House had no constitutional power to establish a State road except by a general road law. Report concurred in.

By Mr. McDowell, from select committee to whom was referred Senate bill for the relief of purchasers of school lands, &c., reporting same back with an amendment, and recommending its passage. The amendment was concurred in, and the bill ordered to a third reading.

Resolutions offered.

By Mr. Bulla, authorizing the judiciary committee to inquire into the constitutionality of levying a specific tax on dogs; adopted.

By Mr. Beeson, that the committee on Banks inquire into the expediency of taking no stocks as deposit of collateral security, except United States stocks, or stocks of Indiana; adopted.

By Mr. Henry, that the committee on corporations be instructed to amend House bill for the incorporation of railroad companies as follows:

"That all stock subscribed that may become forfeited by the provision of the 11th sec. of said act, the subscribers of such stock so forfeited shall be held liable to all creditors of such railroad company for the full amount of their stock subscribed and unpaid at the time such stock became forfeited, with interest thereon; but any stock so forfeited may be redeemed within sixty days from the time such stock is declared forfeited, by the subscriber of such stock paying up all arrearages due on such stock;" adopted.

By Mr. Carpenter, that the judiciary committee be instructed to so amend the law as between landlord and tenant, for the collection of rents in cities and incorporated towns as shall be more just and equitable; adopted.

By Mr. Leviston, that the committee on education inquire into the expediency of providing by law, that in any fractional township where no reservation was originally made for the use of schools, and where, (under an act of Congress,) lands have been selected at a distance, that some officer of the county, or other person, be authorized to take charge of such lands; adopted.

By Mr. Thompson, that the committee on ways and means inquire into the expediency of causing one land appraiser to be elected in each commissioners' district in the several counties in this State. Adopted.

By Mr. Douthit, that the committee on ways and means inquire into the propriety of districting the State in land districts, and rating the land therein and fixing a price thereon for taxation, in order that taxes throughout the State may be more uniform and equal. Adopted.

By Mr Gibson, authorizing the Door-Keeper to purchase twenty cords of wood, and refusing to receive any more wood from the contractor. Adopted.

By Mr. Buskirk, that the committee on public buildings be instructed to inquire what measures are necessary to render the office of the Treasurer of State safe and comfortable, and that they report by bill or otherwise. Adopted.

Mr. Spencer introduced a joint resolution, to procure from Congress an appropriation to construct a canal around the falls of Ohio, on the Indiana side. Read the first time.

Mr. Graham asked, and obtained leave to introduce a bill compelling dealers in patent medicies to pay licences; which was read the first time.

Mr. Harrison moved to reject the bill; which was carried.

Several bills were read the second time and appropriately disposed of.

House adjourned.

Montgomery County.

The following resolutions were adopted at the Democratic County Convention held at Crawfordsville, on the 8th inst:

Resolved, That the Democracy of Old Montgomery are now and ever have been, devoted to the cardinal principles of the National Democratic party, as illustrated by those great lights of civil and republican liberty, Jefferson and Jackson, and in those principles we recognize the true theory of our Government, in the success of which, the permanency and prosperity of our glorious Republic depends.

Resolved, That in a strict construction of the Constitution, with no assumption of doubtful powers, and an honest and faithful discharge of all the constitutional duties, and a strict adherence to its guarantees and compromises, without regard to section or locality, we recognize the only true and universal democratic faith.

Resolved, That the series of measures adopted by the 31st Congress, known as the compromise measures, including the fugitive slave law, are based upon the broad principles of the Constitution, and should be carried into full and complete effect without evasion, and we will not give countenance or support to any one, who may seek to disturb the harmony they have produced, or to repeal their provisions.

Resolved, That the democratic administration of our worthy Governor, JOSEPH A. WRIGHT, has always met with our warm and hearty approbation; that honesty and economy, and an earnest desire to promote the interest of the people of the whole State, have characterized all his public measures, and we do not believe that the welfare of Indiana can be entrusted to abler or better hands, and the delegates appointed by this Convention are hereby instructed to vote for his re-nomination.

Resolved, That while we acknowledge and subscribe to the doctrine laid down by the Father of his Country, on the subject of our Foreign Relations wherever it is applicable, we believe it is the solemn duty of every nation, and especially of ours, to insist on a strict compliance with the laws of nations, and to forbid peremptorily the interference of one nation with the internal affairs of another.

Resolved, That in the event of Hungary's again attempting to emancipate herself from Austrian despotism, any interference on the part of Russia or any other power, to aid in coercing Hungary by force of arms to submit to Austrian rule, would be such an infraction of the law of nations as would justify and require the interference of the United States to prevent the combined power of despotism from triumphing over the spirit of Freedom.

Resolved, That no law, either humane or Divine, forbids our sympathizing with the down-trodden and oppressed, and to give our individual aid in behalf of those who are struggling to be free, and we hail with enthusiasm the advent to this country of Kossuth, the great living apostle of Liberty, and we earnestly pray that the sympathetic cord which has awakened among our people, may rouse his own nation to one more struggle for their rights and their liberty, and may the shouts that are now ascending from twenty-three millions of freemen be borne across the ocean, and penetrate the mountains and valleys of Hungary, and infuse new life and energy into the hearts of that oppressed people, and make strong their arms to strike home upon their tyrants.

LIFE INSURANCE.—Mr. J. M. Rutherford, broker, who recently failed in Louisville, died on Saturday last, after an illness of a few days. He had an insurance of $5,000 on his life for the benefit of his wife, in the Mutual Life Insurance Company of New York; and thus, by a wise foresight, he has provided her with a comfortable support