New Orleans Daily Crescent.

OFFICIAL JOURNAL

—OF—

THE STATE OF LOUISIANA.

MONDAY MORNING, MARCH 19, 1866.

OFFICIAL JOURNAL

—OF THE—

LEGISLATURE OF LOUISIANA.

REGULAR SESSION OF 1866.

HOUSE OF REPRESENTATIVES.

HALL OF THE HOUSE OF REPRESENTATIVES, Wednesday, March 14, 1866.

The House met at 11 A. M. No quorum being present an informal recess was taken until 12 M., when upon a call of the roll the following Representatives answered to their names:

Hon. J. B. Elam, Speaker *pro tem.*, and Messrs. Anderson J., Anderson Samuel, Austin, Alverson, Bailey, Barry, Blackman, Brown, Bruton, Collins, Davenport, Daigle, Deblanc, Deporter, DeLabarre Ditto, Dugas, Eastin, Eldridge, Ewing, Edwards, Fishburn, Fulda, Gates, Gantt, Green, Hanlon, Halsey, Harrison, Head, Hatch, Holt, Hudspeth, Kent, Kelly, Kidd, Kile, Labranche, Laurent, Leeds, LeBlanc, Martin, Meredith, McEnery, McDonald, McGee, McCloskey, Moreland, Montgomery, Powell, Regenberg, Scanlan, Snider, Smith, Stille, Scott, Solomon, Tete, Theriot, Thieneman, Tucker, Walker Whittington, Williamson and Waddell—56 Representatives.

The journal of yesterday was read and approved.

Mr. McEnery offered the following resolution:

Resolved, That during the remainder of this session, it shall be the duty of the Clerk of this House to furnish to the Public Printer a list of the names of members who fail to answer to their names at the evening session, and the Public Printer is hereby required to insert daily said list in his paper in a prominent place, provided that the Clerk shall not place on the list the name of any gentleman who is absent with the leave of the House.

Mr. Thieneman moved an amendment, which was laid on the table, on motion of Mr. Deporter. Mr. Deporter moved that the resolution be laid on the table, on which motion Messrs. Blackman and Austin called for the yeas and nays, with the following result:

Yeas—Messrs. Anderson J., Austin, Bailey, Barry, Couvillon, Daigle, Delamore, Edwards, Fenner, Fulda, Gaisser, Gantt, Hanlon, Harrison, Hatch, Hudspeth, Kile, Kelly, Laurent, Leeds, LeBlanc, Martin, Meredith, McConnell, McGee, Moreland, Phillips James, Regenberg, Richardson, Scanlan, Theriot, Williamson and Weeks—32 nays.

Nays—Messrs. Anderson Samuel, Alverson, Blackman, Brown, Bruton, Collins, Davenport, Deblanc, Ditto, Duralde, Dugas, Eastin, Eldridge, Fishburn, Gates, Gantt, Halsey, Head, Hays, Holt, Kent, Labranche, McEnery, McConnell, McCloskey, Montgomery, Nutt, Peterson, Powell, Richards, Scanlan, Snider, Smith, Stille, Scott, Tete, Thieneman, Tucker, Walker, Whittington and Waddell—nays 46.

The motion to lay on the table was lost.

On motion of Mr. Head, the resolution was amended by striking out the words "at the evening session."

Mr. Bailey moved to amend by excepting such members as may think it injurious to hold evening sessions.

Laid on the table.

Mr. Deporter moved to strike out the words "prominent place."

Lost.

The amended resolution was adopted.

On motion of Mr. Fenner, Mr. Austin was excused from attendance at the night sessions of the House.

And, on motion of Mr. Kile, Mr. Prudhomme was likewise excused.

On motion of Mr. Gates, leave of absence was granted to Mr. Laurent.

Mr. Couvillon rose to a point of order, which was as follows:

The resolution just adopted by the House was a breach of privilege of members, inasmuch as it was intended to cast odium upon such as might be absent at roll call.

The Speaker decided that the point of order was not well taken, from which decision Mr. Couvillon appealed, when the decision of the Speaker was sustained.

BILLS ENROLLED.

Mr. DeLabarre, chairman, on behalf of the Committee on Enrollment, reported as correctly enrolled House bill

No. 152—An act relative to the organization of the board of police in and for the town of Opelousas;

Which was signed by the Speaker, was sent to the Senate, and was signed by the President of the Senate.

Mr. Walker, chairman, on behalf of the Committee on Finance, reported a bill entitled

An act to provide for increasing the revenue of the State, and raise means to pay the interest on the State debt;

And on his motion, two hundred copies of the bill were ordered to be printed for the use of the General Assembly.

On Senate bill No. 290, entitled

An act for the relief of State tax collectors;

Favorably.

On House bill No. 341, entitled

An act to provide for the assessment of taxes for the city of New Orleans;

Favorably, with amendments.

Mr. Regenberg, chairman, on behalf of the Committee on Public Education, reported on House bill No. 341, entitled

Joint resolution providing for the purchase and gratuitous distribution of Spenser's English Grammar, throughout the State;

Favorably.

Mr. Nutt, chairman, on behalf of the Judiciary Committee, reported on House bill No. 333, entitled

An act to amend and re-enact the third section of an act entitled an act giving to police juries the exclusive privilege of establishing ferries and toll bridges, approved March 15, 1855;

Favorably, with amendments.

Mr. McConnell, chairman, on behalf of a special committee composed of five members of the city delegation, reported on Senate bill entitled

An act relative to the publication of legal and judicial advertisements in the parish of Orleans;

Favorably, with amendments.

And on motion of Mr. Gates, the bill was made the special order of the day for to-morrow.

Mr. Tucker, chairman of the special committee raised yesterday to examine and report such bills as, in their judgment, ought to be considered by preference, and report the same to the House, presented, on behalf of said committee, the following report:

The committee appointed to select from the calendar the most important bills, beg leave to report as the most important list No. 1, and as next in importance list No 2.

FIRST LIST.

Senate—Nos. 80, 88, 60, 171, 173, 236, 163, 169, 234, 276, 232, 296, 242, 253, 273, 292, 293, 311.

House—Nos. 10, 11, 14, 25, 41, 42, 62, 73, 88, 102, 108, 131, 142, 147, 172, 182, 196, 198, 210, 215, 216, 217, 218, 129, 256, 272, 299, 312, 239.

SECOND LIST.

Senate—Nos. 57, 79, 94, 188, 305, 290, 257, 172, 190, 281, 348, 279, 287, 317, 321.

House—Nos. 141, 197, 199, 204, 209, 214, 243, 249, 261, 286, 294.

A. L. TUCKER, Chairman.

The report was received, and a copy of the title of the bills so reported was ordered to be posted in the hall.

On motion of Mr. Bailey, House bill No. 50, entitled "an act to create two sheriffs for the parish of Orleans and define their duties," was taken up out of its regular order, under a suspension of the rules, and was fixed for the special order of the day for Friday, the 16th instant.

BILLS INTRODUCED.

Mr. McConnell introduced a bill, No. 349, entitled "an act to amend an act entitled an act to license the vending of lottery tickets," and under a suspension of the rules, the bill was read a second and third time, passed, and ordered to be sent to the Senate.

Mr. Walker introduced the bill, No. 350, entitled "an act to abolish school directors and regulate public education in the country parishes throughout the State;"

Which, under a suspension of the rules, was read a second time and referred to the Committee on Public Education.

On motion of Mr. S. Anderson, Senate bill No 169, "an act to establish an internal improvement district, to provide for the election of commissioners and other officers therefor, and to authorize the levying and collection of taxes for internal improvement," was taken up out of its regular order, under a suspension of the rules, and was made the special order of the day for the evening session of to-day.

COMMUNICATION FROM THE GOVERNOR.

The following communication was received from his Excellency the Governor:

STATE OF LOUISIANA, EXECUTIVE DEPARTMENT, New Orleans, March 13, 1866.

To the Speaker of the House of Representatives:

I am instructed by the Governor of the State to inform the House that he has approved and signed:

1. An act for the relief of A. B. Bailey;
2. An act relative to judicial advertisements;
3. An act to authorize the common council of the city of New Orleans to divide said city into urban and rural parts, and to levy a tax in said portion of the city for the purposes hereinafter set forth;
4. An act to amend an act entitled an act relative to district courts for the parish and city of New Orleans, approved March 29, 1865;
5. An act to incorporate the town of Tangipahoa, in the parish of St. Helena;
6. An act to organize the supreme court, and to fix the terms thereof;
7. An act to authorize Mrs. Louisa Bourgeois, wife of Thomas Taquino, to sell a portion of her dotal property;
8. An act for the relief of purchasers of sixteenth sections;
9. Joint resolution instructing the attorney general to institute certain legal proceedings in regard to the steamboat canal from Vermilion Bay to Sabine river;
10. An act to regulate the commissions of State tax collectors in certain cases;
11. An act to provide for the election and commission by the Governor of a justice of the peace for the town of Monroe, in the parish of Ouachita, and to define his powers.

N. C. SNETHEN, Private Secretary.

SENATE MESSAGES.

A message was received from the Senate, through Oscar Arroyo, Esq., Assistant Secretary, asking the concurrence of the House in Senate bills entitled

351—An act to abolish the office of Superintendent of Public Education;

352—An act prescribing additional duties to the Auditor of Public Accounts;

353—An act to amend an act entitled an act to organize the free public schools in the State of Louisiana, approved March 15, 1855;

354—An act to legalize a contract between Mrs. Rachel S. Boone and Mrs. Elizabeth Cunihan, in regard to the ferry at Simmsport, La.

Also requesting the signature of the Speaker to Senate enrolled bills entitled

An act for the relief of W. H. C. King & Co.;

An act to establish an additional justice of the peace ward for the parish of St. Mary;

An act for the relief of W. T. Hall;

Also announcing that the Senate had concurred in House bill No. 213, entitled

An act to organize a bureau of immigration, to prescribe the duties thereof, and to fix the salary of the commissioners, with amendment;

An act for the relief of S. L. Slack, with amendment;

And an act to authorize the recorder of mortgages of the parish of Orleans to erase mortgages resulting from the recording of bonds of notaries public in said parish.

Also, announcing that the Senate had concurred in House amendments to Senate bill entitled

An act for the relief of W. T. Hall.

The Speaker presented the following communication:

UNIVERSITY OF LOUISIANA, Medical Department.

To the Hon. J. B. Elam, Speaker of the House of Representatives:

Sir—I have the honor to invite the members of the House of Representatives to attend the commencement exercises in this institution, to be held at the University Medical College Building, on Thursday, the 15th instant, at 12 o'clock M.

Very respectfully,
Your obedient serv't,
T. G. RICHARDSON, M. D.,
Dean of the Faculty.

New Orleans, March 14, 1866.

The invitation was accepted, and the thanks of of the House were tendered.

On motion of Mr. Walker, House bill No. 73, entitled

An act to raise a revenue to the State by means of stamps and stamped paper; making appropriations for the purposes of the act, and providing penalties for violating the provisions of the act, and for fraudulently imitating or counterfeiting the dies or stamps, etc.;

Was taken up out of its regular order, under a suspension of the rules, and, on his further motion, the House resolved itself into a committee of the whole House for the consideration of the bill, Mr. Fenner in the Chair.

Upon rising, the committee, through its chairman, Mr. Fenner, reported progress and asked leave to sit again during the evening session of this day;

The report was received, and leave to sit again was granted.

The Speaker presented a communication from Messrs. Kendall, Holbrook & Co., proprietors of the Picayune newspaper, requesting the payment of a bill amounting to $327 65 for copies of the Picayune furnished for the use of the members;

It was moved that the communication, with the accompanying bill, be referred to the Committee on Contingent Expenses;

Pending which motion, there being no quorum present, the House adjourned.

EVENING SESSION.

The House met at 7 o'clock P. M.

Present, the Hon. J. B. Elam, Speaker *pro tem.*, and Messrs. Anderson J., Anderson Samuel, Alverson, Bailey, Barry, Bensel, Blackman, Bonnabel, Brown, Bruton, Collins, Couvillon, Davenport, Daigle, DeLabarre, Drew, Ditto, Duralde, Dugas, Eastin, Eager, Eldridge, Ewing, Edwards, Fagot, Fenner, Freret, Fishburn, Gates, Gantt, Green, Hanlon, Halsey, Harrison, Head, Hatch, Hays, Hudspeth, Jonas, Kent, Kelly, Kile, Labranche, Leeds, Lemarie, LeBlanc, Martin, McEnery, McConnell, McDonald, McGee, McCloskey, Moreland, Montgomery, Nelligan, Nutt, Peterson, Phillips James, Powell, Regenberg, Richards, Rogers, Robinson, Ryan, Sambola, Scanlan, Simonds, Snider, Smith, Stille, Scott, Solomon, Tete, Texada, Theriot, Thieneman, Tucker, Voorhies, Walker, Whittington, Waggaman, Williamson, Waddell and Weeks—82 Representatives.

On motion of Mr. Thieneman, Messrs. Lagroue and Laurent were excused from attendance on the evening sessions of the House.

On motion of Mr. Scanlan, in accordance with leave granted, the House resolved itself into a committee of the whole for the further consideration of House bill No. 73: an act to raise a revenue by means of stamps and stamped paper, etc.

Upon rising the committee reported through Mr. Head, chairman, that the committee had adopted several amendments to that part of the bill from the first to the one hundred and forty-seventh line, eighth section, and that the committee had not considered the remainder of the bill from the one hundred and forty-seventh line, eighth section to the end of the bill.

On motion of Mr. S. Anderson the absentees from the House at roll call of this evening's session were excused.

Mr. Stille moved a call of the House, and the roll being called the following named members answered to their names:

Hon. J. B. Elam, Speaker *pro tem.*, and Messrs. Anderson J., Anderson Samuel, Alverson, Bailey, Brown, Collins, Couvillon, DeLabarre, Ditto, Duralde, Dugas, Eastin, Elam, Ewing, Edwards, Freret, Fishburn, Gates, Green, Halsey, Harrison, Head, Hudspeth, Kent, Kelly, Labranche, McEnery, McDonald, McGee, Moreland, Montgomery, Phillips James, Powell, Regenberg, Richards, Rogers, Sambola, Scanlan, Snider, Smith, Stille, Scott, Tete, Theriot, Thieneman, Walker, Whittington and Waggaman—49 Representatives.

No quorum being present the House, on motion of Mr. Stille, adjourned.

THOS. L. MAXWELL, Clerk of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, Thursday, March 15, 1866.

The House met at 11 o'clock A. M.

Present, the Hon. J. B. Elam, Speaker *pro tem.*, and Messrs. Anderson J., Anderson Samuel, Alverson, Bailey, Barry, Blackman, Brown, Bruton, Collins, Couvillon, Davenport, Daigle, DeBlanc, DeLabarre, Drew, Ditto, Duralde, Dugas, Eastin, Eldridge, Ewing, Fenner, Fishburn, Gates, Gaisser, Green, Gottschalk, Hanlon, Halsey, Head, Hatch, Hays, Hudspeth, Jonas, Kile, Labranche, Laurent, Leeds, LeBlanc, Meredith, McEnery, McDonald, McGee, McCloskey, Moreland, Nutt, Peterson, Phillips James, Powell, Pujo, Prudhomme, Regenberg, Roman, Ryan, Scanlan, Simonds, Snider, Smith, Stille, Solomon, Tete, Texada, Theriot, Thieneman, Tucker, Walker, Whittington, Wiltz, Williamson and Waddell—68 Representatives.

The journal of yesterday was read and approved.

Mr. McEnery asked and obtained leave to introduce a bill entitled

Joint resolution instructing our Senators and requesting our Representatives elect to the Federal Congress to oppose the granting by Congress a request made in a memorial signed by certain members of the bar of the city of New Orleans.

And the rules being waived, the bill was read a second and third time, passed and sent to the Senate.

Leave of absence was granted to Messrs. Murray and Holt for the remainder of the week, and to Mr. Bair for the remainder of the session.

On motion of Mr. Gates, Mr. Smith was excused from attendance on this evening's session of the House.

Mr. LeBlanc offered the following:

Resolved, That during the remainder of the present session of the legislature, no member shall speak more than once, either in the House or in committee of the whole, on the same question, nor more than five minutes on the same occasion without leave of the House; but the mover of any proposition shall have the right to open and close the debate; and in case the proposition comes from any committee, then the member making the report from the committee shall have the right to open and close the debate in like manner.

Lies over.

REPORTS OF STANDING COMMITTEES.

Mr. Simonds, chairman, on behalf of the Committee on the Judiciary, reported

On Senate bill 310, an act to authorize Mrs. Felicie Prevost, wife of Louis Gongis, to alienate her dotal property;

Favorably.

On House bill No. 342, an act more effectually to punish the carrying of concealed weapons;

Unfavorably.

On Senate bill No. 329, an act for the relief of Mrs. Dufilho;

Favorably.

On House bill No. 236, Mrs. L. Gaudé, wife of Paul Urbain Bourgeois, to dispose of her interest in a certain tract of land, etc.;

Unfavorably.

On House bill No. 315, "an act to authorize planters and farmers to furnish the freedmen and other employees with articles of merchandize, without incurring the penalties of retail merchants;

Favorably by an amended bill with the same title.

Mr. Walker, chairman, on behalf of the Committee on Finance, reported on House bill No. 217, "an act to establish, maintain and support the University of Louisiana;"

By a bill entitled "an act for the relief of the University of Louisiana."

Mr. Walker, chairman, on behalf of the special committee, which was authorized to receive the papers of the late Surveyor General, made the following

REPORT.

Your committee to receive papers of Surveyor General's office of the State of Louisiana, appointed February 15, 1866, beg to report, that in compliance with the resolution of the House, they called upon the son of said surveyor, deceased, and received from him the papers left by his father, which this committee transferred to the Register of the State Land Office, whose detailed receipt and inventory for the same is hereby annexed. The papers were found in very good order, occupying a room in the house of Mr. C. P. Bringier, the son of the deceased surveyor, who has kept these records since the 29th October, 1860, and has during that period kept these valuable papers from destruction.

Mr. C. P. Bringier has, in addition, during that space of time, kept the records in such manner as to enable parties requiring copies to obtain them. Your committee think that the State of Louisiana is indebted to the fidelity and energy of Mr. C. P. Bringier for the safety of these papers, so valuable to every portion of the people of Louisiana, and they advise that an appropriation of five hundred dollars be made for the benefit of said C. P. Bringier, to repay him for the use of his premises, and for his attention and care in the safe keeping of said papers. This appropriation is small, but the claimant, aware of the straightened resources of the State, only asks what will be but a mere rent for premises occupied by the papers.

A. W. WALKER, Chairman Special Committee.

The report was received and ordered to be spread upon the journal.

Mr. Walker, for said committee, introduced a bill entitled

An act for the relief of C. P. Bringier.

Which, under a suspension of the rules, was read a second time and referred to the Committee on Claims.

BILLS INTRODUCED.

The following bills were introduced, and, under a suspension of the rules, were read a second time and referred as follows:

By Mr. DeLabarre—

An act for the relief of parties who have not paid, and those who have paid their taxes to the Draining Company in the parishes of Orleans and Jefferson;

To a special committee of nine city members, on which committee the Speaker appointed Messrs. DeLabarre, LeBlanc, Wiltz, Gottschalk, Freret, Fulda, Voorhies, Bailey and Phillips.

By Mr. Scanlan—

An act to provide for the collection of State taxes and licenses on professions, etc., in the city of New Orleans;

Ordered to be printed, and referred to the Committee on Finance.

By Mr. Hudspeth—

An act directing the State Engineer to examine the condition of the levees on the Atchafalaya river and Bayou des Glaizes and to report to the levee commissioners the estimated cost of repairing the same;

To the Committee on Public Works, Lands and Levees.

By Mr. McEnery—

An act granting certain privileges to the Ouachita Slack-water Navigation Company;

To the Committee on Internal Improvements.

By Mr. Nutt—

An act supplemental to an act entitled "an act to license the vending of lottery tickets, approved March, 1866;"

To the Committee on Judiciary.

By the same—

An act authorizing the mayor and trustees of the town of Shreveport to purchase real estate outside the corporate limits of said town;

Lies over on first reading.

By Mr. Duralde—

An act to provide for the payment of the interest due on the bonds of the State of Louisiana;

To the Committee on Finance.

By Mr. Williamson—

Joint resolution in regard to deepening the Passes of the Mississippi River, and of preserving a depth of eighteen feet therein;

To the Committee on Commerce and Manufactures.

STATE OF LOUISIANA, EXECUTIVE DEPARTMENT, New Orleans, March 12, 1866.

To the Speaker of the House of Representatives:

I am instructed by His Excellency the Governor, to inform the House of Representatives that he has approved and signed

An act to extend the limits of the corporation of Donaldsonville;

Joint resolution relative to the tax on gross sales and receipts;

An act granting to M. McDavitt of Saint Landry, and L. M. Coroll of Point Coupee, the right of keeping a ferry across the Atchafalaya River, at Centre Point, near the mouth of Bayou Rouge, on the road leading from Morganza in Point Coupee to Opelousas in Saint Landry.

N. C. SNETHEN, Private Secretary.

The following invitation was read:

NEW ORLEANS, March 14, 1866.

To the Hon. Speaker and Representatives of the State of Louisiana:

The Faculty of the New Orleans School of Medicine most respectfully invite your honorable body to attend their graduation exercises at the Odd Fellows' Hall, on Friday, the 16th inst., at 12 o'clock M.

Very respectfully, your obedient servant,
E. D. FENNER, M. D.
Dean of the Faculty.

The invitation was accepted, and the thanks of the House were tendered for the same.

The communication received yesterday from Messrs. Kendall, Holbrook & Co. was referred to the Committee on Contingent Expenses.

Mr. DeLabarre, chairman of the Committee on Enrollment, reported as correctly enrolled, previously reported as concurred in by the Senate,

An act to authorize the recorder of mortgages of the parish of Orleans to erase mortgages resulting from the recording of bonds of notaries public in said parish, and the enrolled bill was signed by the Speaker and reported from the Senate as signed by the President of the Senate.

SENATE MESSAGES.

Messages from the Senate, borne by its Assistant Secretary, O. Arroyo, Esq., were received, asking the concurrence of the House in four Senate bills entitled

1. An act to amend the second paragraph of the first section of "an act fixing the terms of the district courts," approved March 2, 1866.
2. An act limiting the power of taxation of municipal corporations.
3. Joint resolution proposing amendments to the Constitution of the State of Louisiana.
4. An act to authorize the Auditor and Treasurer to employ each an additional clerk.

Also requesting the signature of the Speaker to Senate enrolled bill entitled

An act to amend the second section of an act to amend the act entitled "an act for the organization and government of the State Seminary of Learning, established near Alexandria," approved March 18, 1858, etc.

Also announcing that the Senate had concurred in House bills entitled:

An act to provide for the protection of Immigrants to the State of Louisiana, with amendments;

An act making appropriations for the general expenses of the State for the year ending 31st day December, 1866—with amendments;

An act for the relief of J. D. Lott;

An act founding a soldiers' home for disabled soldiers of Louisiana;

And an act for the relief of the heirs and legal representatives of Benjamin Ray, deceased.

On motion of Mr. Walker, the order of the day being called for, House bill No. 73,

An act to raise a revenue to the State by means of stamps and stamped paper, etc.,

The House resolved itself into the committee of the whole, for the consideration of the bill, Mr. Fenner in the Chair.

Upon rising, the committee reported to the House, through the chairman, that they had had the bill under consideration, and recommended the passage of the bill with amendments of the committee.

In the eleventh line of the first section insert "one," in lieu of "five," and after the word "deposited," in the thirteenth line, the following: "With the Auditor of the State, who is hereby authorized and directed, under the control of the Governor, to have the necessary dies and stamps manufactured, engraved or printed, for the purpose of carrying out the provisions of this act; that he shall stamp, number and register the said stamps, keeping an accurate record thereof; that the Auditor shall be the depository of said stamps, and shall, from time to time, whenever required, pay out to the Treasurer, taking his receipt therefor, such amounts of the stamps issued under this act as may be required by the said Treasurer, who shall sell said stamps for current funds of the United States;" and the words after the word "deposited," in the thirteenth line, stricken out: "That no deed, instrument, document, writing or papers required by law to be stamped, which has been signed or issued without being duly stamped or with a deficient stamp, nor any copy thereof, shall be recorded or admitted or used as evidence in any court, until a legal stamp or stamps, denoting the amount of duty, shall have been affixed thereto, and the date when the same is so used or affixed, with his initials, shall have been placed thereon by the person using or affixing the same; and the person desiring to use or record any such deed, instrument, document, writing or paper as evidence, his agent or attorney is authorized in the presence of the court, Auditor or recorder respectively, to affix the stamp or stamps thereon required."

Strike out all of the sixth section and insert in lieu thereof the following:

"SEC. 6. *Be it enacted, etc.*, That the Treasurer shall, each and every day, Sundays excepted, before 3 o'clock P. M., pay over to the fiscal agent of the State the money received during the day for the sale of the stamps issued under this act; and shall, also, before 9 o'clock A. M., each and every day, Sundays excepted, furnish to the Auditor a detailed statement of the amount of stamps sold and supplied under this act; and of the manner of which the proceeds of the same have been disposed, and upon failure of making said payment or return, the said Treasurer shall be liable to a penalty of not less that fifty dollars and not over two hundred dollars for each and every time he shall fail or neglect to make said payment or returns, or neither of them.

In the second section the word "February" in the second line stricken out, and the word "May" inserted in lieu thereof.

In section third, ninth line, after the word "stamp" insert the words "or without being written on stamped paper as provided by this act;" in the twelfth line after the word "dollars" insert the words "to be recovered by any court having competent jurisdiction;"

Strike out all from the fifteenth to the thirty-fourth line, and insert *Provided*, that the title of a purchaser of land by deed duly stamped, shall not be defeated or affected by the want of a proper stamp on any deed conveying said land by any person, from, through, or under whom his grant or claim holds title. Hereafter, in all cases where the party has not affixed to any instrument required by this act the stamp required to be thereunto affixed, at the time of making or issuing the said instrument, and he, or they, or any party having an interest therein shall be subsequently desirous of affixing such stamp to said instrument, he or they shall appear before the Auditor of Public Accounts, if in the parish of Orleans, or before the recorder of the parish wherein he resides, who shall, upon the payment of the price of the proper stamp required by law, and of a penalty of fifty dollars, and, where the whole amount of the duty denoted by the stamp required shall exceed the sum of fifty dollars, on payment also of interest at the rate of six per cent. on said duty, from the day on which such stamp ought to have been affixed, affix the proper stamp to such instrument, and note upon the margin of said instrument the date of his doing so, and the fact that such penalty has been paid, and such instrument shall thereupon be deemed and held to be as valid, to all intents and purposes as if stamped when made or issued, when it shall appear to said auditor or recorder upon oath or otherwise, to his satisfaction, that any such instrument has not been duly stamped at the time of making or issuing the same by reason of accident, mistake, inadvertance, or urgent necessity, and without any wilful design to defraud the State of Louisiana of the stamp duty, or to evade or delay the payment thereof; then and in such a case, if such instrument shall, within twelve calendar months, after the making or issuing thereof, be brought to said auditor or recorder to be stamped, and the stamp and the stamp duty chargeable thereon shall be paid, it shall be lawful for the said auditor or recorder, to remit the penalty aforesaid, and to cause such instrument to be duly stamped.

At the end of the section and end of the thirty-sixth line, insert as follows:

In section seventh, second line, insert after the word "be" the words "and is hereby."

In section eight, line forty-three, strike out the words "provided," etc., down to the word "certificate," in the forty-seventh line, and insert in lieu thereof the words, "provided that the stamp required shall be determined by the actual value realized by the sale of said stock."

Insert in the fifty-sixth line, after the word "hundred," the word "dollars," and strike out the words "per hundred dollars" in the fifty-seventh line.

Insert after the fifty-sixth line the following: "For and upon every packet, box, bottle, potphial, or other enclosure, containing any bills, powders, tinctures, troches, lozenges, syrups, cordials, bitters, anodynes, tonics, plasters, liniments, salve, ointments, pastes, drops, waters, essences, spirits, oils, or other medical preparations or compositions whatsoever, made and sold, or removed for consumption and sale, by any person or persons whatever, wherein the person making or preparing the same has, or claims to have, any private formula, or occult secret, or art for the making or preparing the same, or has, or claims to have any exclusive right or title to making or preparing the same, or which are prepared, uttered or vended, or exposed for sale under any letters patent, or held out or recommended to the public by the makers, vendors, or proprietors thereof as proprietary medicines, or as remedies, or specifics for any disease, diseases, or affections whatever affecting the human or animal body, as follows:

Where such packet, box, bottle, pot, phial, or other enclosure, with its contents, shall not exceed, at retail price, or value, the sum of twenty-five cents, one cent.

Where such packet, box, bottle, pot, phial, or other enclosure, with its contents, shall not exceed the retail price or value of twenty-five cents, and not exceeding the retail price or value of fifty cents, two cents.

Where such packet, box, bottle, pot, phial, or other enclosure, with its contents, shall exceed the retail price or value of fifty cents, and shall not exceed the retail price or value of seventy-five cents, three cents.

Where such packet, box, bottle, pot, phial, or other enclosure, with its contents, shall exceed the retail price or value of seventy-five cents, and shall not exceed the retail price or value of one dollar, four cents.

Where such packet, box, bottle, pot, phial, or other enclosure, with its contents, shall exceed the retail price or value of one dollar, for each and every fifty cents or fractional part thereof over and above the one dollar, as before mentioned, an additional two cents.

Photographs, ambrotypes, daguerrotypes, or sun pictures, except as heretofore provided, upon each and every picture of which the retail price shall not exceed twenty-five cents, two cents.

Exceeding the retail price of twenty-five cents, and not exceeding the sum of fifty cents, three cents.

Exceeding the retail price of fifty cents, and not exceeding one dollar, five cents.

Exceeding the retail price of one dollar for every additional dollar or fractional part thereof, five cents.

INSURANCE ON FIRE.

Each policy of insurance or other instrument, by whatever name the same shall be called, by which insurance shall be made or renewed upon property of any description, against perils by fire, or other peril of any kind, made by any insurance company or its agents, or by any other company or person, the premium upon which does not exceed ten dollars ten cents.

Exceeding ten and not exceeding fifty dollars twenty-five cents

Exceeding fifty dollars fifty cents.

And fifty cents on each and every one hundred dollars above one hundred dollars.

Strike out from the word "money" in the one hundred and twenty-fourth line to the word "on" in the one hundred and thirtieth line, and insert the word "to wit."

Add at the end of the one hundred and forty-sixth line the following proviso:

"Provided that no mortgage arising from the sale of real estate or other property which has been subject to a tax duty or stamp on its sale by this act shall be liable to this tax duty or stamp."

In the one hundred and fifty-ninth line, after the word record, strike out to the one hundred and sixty-first line and insert the words "fifty cents, and in all suits before justices of the peace the sum of twenty-five cents."

In section nine, second line, strike out the word "no;" in the fourth line strike out the word "all" in two places; in sixth and seventh lines strike out the words "after the passage of this act" and insert the words "from and after the 1st day of May, 1866.

In the tenth section strike out to "that" in the sixth line, and after "dollars," in the seventh line, insert "or so much thereof as may be necessary to carry out the purposes of this act;" and in the eighth line strike out the words "for the purpose."

In the eleventh section, twenty-first line, change the word "to" to "for;" twenty-third line insert "stamp" after the word "counterfeiting;" in the forty-ninth line, after the word "dollars," insert the words "not less than two hundred dollars."

The following additional section was adopted and made section twelve.

SEC. 12. *Be it further enacted, etc.*, That it shall be and is hereby made the duty of the district judges throughout the State to charge the grand juries, at each respective jury term of their courts, to inquire strictly into all infractions of the provisions of this act.

Section twelve was numbered section thirteen, and section thirteen was numbered section fourteen, which was amended by adding at the end thereof these words: "And that all laws or parts of laws inconsistent with the provisions of this act be and they are hereby repealed."

The report of the committee was adopted.

Mr. Eldridge moved to strike out, in section third, line sixty-one, the words "one-half," and insert "one-fourth."

Mr. McConnell moved to insert "one-tenth."

On which motion the yeas and nays were called by Messrs. Bailey and McConnell, with the following result:

Yeas—Messrs. Austin, Bailey, Deblanc, DeLabarre, Eager, Fagot, Fenner, Gottschalk, Hanlon, Hatch, Henderson, Jonas, Kelly, Leeds, Lemarie, LeBlanc, Lipscomb, Meredith, McKelvey, McEnery, McConnell, McCloskey, Nelligan, Ormond, Phillips James, Rogers, Sambola, Snider, Smith, Tucker, Voorhies and Williamson—32 yeas.

Nays—Messrs. Anderson J., Anderson Samuel, Alverson, Blackman, Brown, Collins, Convillon, Davenport, Drew, Duralde, Dugas, Eastin, Eldridge, Ewing, Edwards, Fishburn, Gates, Green, Halsey, Harrison, Head, Hatch, Hays, Kent, Kile, McDonald, McGee, Montgomery, Nutt, Peterson, Powell, Prudhomme, Regenberg, Ryan, Scanlan, Stille, Scott, Solomon, Tete, Texada, Theriot, Thieneman, Walker, Whittington, Waggaman and Weeks—39 nays.

And the Speaker voting yea, the amendment was adopted.

Mr. Blackman moved a reconsideration of the vote just taken, on which the yeas and nays were called by Messrs. Stille and Fagot, with the following result:

Yeas—Messrs. Anderson J, Anderson S. Alverson, Brown, Collins, Convillon, Drew, Duralde, Dugas, Eastin, Ewing, Edwards, Fishburn, Gaisser, Green, Halsey, Hudspeth, Kile, Kent, Lagroue, McDonald, Montgomery, Peterson, Powell, Prudhomme, Regenberg, Ryan, Stille, Scott, Solomon, Tete, Texada, Theriot, Thieneman, Walker, Whittington, Waggaman and Waddell—37 yeas.

Nays—Messrs. Austin, Bailey, Blackman, Davenport, Deblanc, Deporter, DeLabarre, Eager, Eldridge, Fagot, Fenner, Fulda, Gottschalk, Hanlon, Harrison, Head, Hatch, Hays, Jonas, Kelly, Leeds, Lemarie, LeBlanc, Lipscomb, Meredith, McKelvey, McEnery, McConnell, Nelligan, Nutt, Ormond, Phillips James, Rogers, Sambola, Snider, Smith, Tucker, Voorhies and Williamson—41 nays.

And the House refused to reconsider.

Mr. Jonas moved to strike out all after the 146th line down to the 157th line, on which motion Messrs. Jonas and Nelligan called the yeas and nays with the following result:

Yeas—Messrs. Austin, Bailey, Deblanc, DeLabarre, Eager, Fagot, Fenner, Fulda, Gottschalk, Hanlon, Halsey, Head, Hatch, Jonas, Kelly, Leeds, Lemarie, LeBlanc, Lipscomb, Meredith, McConnell, McCloskey, Nelligan, Nutt, Ormond, Richardson, Rogers, Sambola, Snider, Waddell and Weeks—31 yeas.

Nays—Messrs. Anderson J., Anderson S., Alverson, Blackman, Brown, Collins, Couvillon, Davenport, Deportar, Drew, Duralde, Dugas, Green, Eastin, Eldridge, Ewing, Edwards, Fishburn, Gates, Harrison, Hays, Hudspeth, Kent, Kile, McKelvey, McEnery, McDonald, Montgomery, Peterson, Powell, Prudhomme, Theriot, Stille, Scott, Solomon, Tete, Texada, Theriot, Thieneman, Walker, Whittington, Wiltz, Waggaman, Waddell and Weeks—44 nays.

And the amendment of Mr. McConnell was lost.

The question recurring then upon the amendment proposed by Mr. Eldridge, the yeas and nays were called thereon by Messrs. McConnell and Eldridge, with the following result:

Yeas—Messrs. Austin, Alverson, Bailey, Blackman, Davenport, Deblanc, Deporter, DeLabarre, Eager, Eldridge, Fagot, Fenner, Gottschalk, Hanlon, Head, Hatch, Hays, Jonas, Kelly, Leeds, Lemarie, LeBlanc, Lewis, Lipscomb, Meredith, McKelvey, McEnery, McConnell, McCloskey, Nelligan, Ormond, Phillips James, Rogers, Sambola, Snider, Tucker, Voorhies, Williamson and Waddell—39 yeas.

Nays—Messrs. Anderson J., Anderson Samuel, Brown, Collins, Convillon, Drew, Duralde, Dugas, Eastin, Ewing, Edwards, Fishburn, Gates, Green, Halsey, Harrison, Hudspeth, Kent, Lagroue, Leeds, LeBlanc, McDonald, McGee, Montgomery, Nutt, Peterson, Powell, Prudhomme, Regenberg, Scanlan, Smith, Stille, Scott, Solomon, Tete, Texada, Theriot, Thieneman, Walker, Whittington, Waggaman and Weeks—39 nays.

And the Speaker voting yea, the amendment was adopted.

Mr. Blackman moved a reconsideration of the vote just taken, on which the yeas and nays were called by Messrs. Stille and Fagot, with the following result:

Yeas—Messrs. Anderson J, Anderson S. Alverson, Brown, Collins, Convillon, Drew, Duralde, Dugas, Eastin, Ewing, Edwards, Fishburn, Gaisser, Green, Halsey, Hudspeth, Kile, Kent, Lagroue, McDonald, Montgomery, Peterson, Powell, Prudhomme, Regenberg, Ryan, Stille, Scott, Solomon, Tete, Texada, Theriot, Thieneman, Walker, Whittington, Waggaman and Waddell—37 yeas.

Nays—Messrs. Austin, Bailey, Blackman, Davenport, Deblanc, Deporter, DeLabarre, Eager, Eldridge, Fagot, Fenner, Fulda, Gottschalk, Hanlon, Harrison, Head, Hatch, Hays, Jonas, Kelly, Leeds, Lemarie, LeBlanc, Lipscomb, Meredith, McKelvey, McEnery, McConnell, Nelligan, Nutt, Ormond, Phillips James, Rogers, Sambola, Snider, Smith, Tucker, Voorhies and Williamson—41 nays.

And the House refused to reconsider.

Mr. Jonas moved to strike out all after the 146th line down to the 157th line, on which motion Messrs. Jonas and Nelligan called the yeas and nays with the following result:

Yeas—Messrs. Austin, Bailey, Deblanc, DeLabarre, Eager, F