

OFFICIAL:

JOURNAL OF THE CONSTITUTIONAL CONVENTION OF LOUISIANA.

EIGHTY-FIRST DAY.

NEW ORLEANS, March 9, 1868. The convention met pursuant to adjournment, and was called to order by the president at 12 M.

The roll was called, and the following members answered to their names:

J. G. Talliferro, president; Messrs. Baker, Blackburn, Blandin, Brown, Cooley, Crane, Crawford, Crowwell, Coney, Deering, Demarest, Depasseau, P. G. Deslonde, J. Deslonde, Donato, G. Duparte, U. Dupart, Duplessis, Fuller, Ferguson, Guichard, Harper, Harris, Harrison, Hempstead, Ingraham, R. H. Isabelle, Jackson, Jones, Kelso, Landers, Lange, Leroy, J. B. Lewis, R. Lewis, Lynch, Marie, Martin, Meadows, McLerran, Morris, Moses, Murrel, Mushaway, Pollard, Reagan, Reese, Riggs, Roberts, Rodriguez, Snear, Stearns, Thibaut, Vandergriff, Wickliffe, Williams, Wilson—60 members present.

The minutes were read and adopted.

By Mr. Lange: Resolved, That the secretary of this convention be hereby instructed to send per mail copies of this constitution to the president of the United States, to the president of the senate, speaker of the house of representatives, and to each member of both houses of congress.

By Mr. Blackburn: Resolved, That until a regular and final adjournment, the president, official, and employes of this convention shall be entitled to the regular per diem and pay.

The chair decided that the resolution was not in order, as it was in conflict with a rule of the convention adopted on Saturday.

Mr. Hempstead moved to reconsider the resolution of Saturday providing for the stoppage of the per diem of members.

Mr. Tinchant moved to lay on the table.

Adopted—yeas 43, nays 23—as follows:

Yeas: Bertonneau, Blandin, Bonseigneur, Bonnefou, Brown, Cooley, Crane, Crawford, Coney, Deering, Depasseau, P. G. Deslonde, J. Deslonde, Donato, G. Duparte, U. Dupart, Duplessis, Fuller, Ferguson, Guichard, Harper, Harris, Harrison, Hempstead, Ingraham, Jackson, Landers, Leroy, Marie, Martin, Meadows, McLerran, Morris, Moses, Murrel, Mushaway, Pollard, Reagan, Reese, Riggs, Roberts, Rodriguez, Snear, Stearns, Thibaut, Tinchant, Underwood, Waples, Wickliffe, Williams, Wilson—43 yeas.

Nays: Baker, Blackburn, Cromwell, Duparte G. Dupart U., Francois, Harper, Harris, Hempstead, Ingraham, Jackson, Landers, Leroy, Marie, Martin, Meadows, McLerran, Morris, Murrel, Mushaway, Pollard, Reagan, Reese, Riggs, Roberts, Rodriguez, Snear, Stearns, Thibaut, Tinchant, Underwood, Waples, Wickliffe, Williams, Wilson—23 nays.

Resolved, That no penalty for the non-payment of convention tax shall be exacted of any taxpayer in the parish of Claiborne until the expiration of thirty days after a correct and official tax roll shall have been placed in the hands of the tax collector of said parish.

Mr. Cooley was called to the chair.

Mr. Wickliffe moved to amend by striking out the words "the parish of Claiborne" and inserting the words "any parish."

The amendment was accepted.

Resolved, That no penalty for the non-payment of convention tax shall be exacted of any taxpayer in any parish until the expiration of thirty days after a correct and official tax roll shall have been placed in the hands of the tax collector of any parish.

Mr. Wickliffe moved to repeal the resolution regarding the qualifications of registrars.

Mr. Tinchant moved to lay the resolution upon the table.

Lost—yeas 32, nays 35, as follows:

Yeas: Bertonneau, Bonseigneur, Brown, Cooley, Crane, Crawford, Crowwell, Coney, Deering, Demarest, Depasseau, P. G. Deslonde, Joseph Deslonde, Donato, G. Duparte, Duplessis, Fuller, Ferguson, Harper, Leroy, J. B. Lewis, Lynch, Marie, Martin, Meadows, McLerran, Morris, Murrel, Mushaway, Pollard, Reagan, Reese, Riggs, Roberts, Rodriguez, Snear, Stearns, Thibaut, Tinchant, Underwood, Waples, Wickliffe, Williams, Wilson—32 yeas.

Nays: Baker, Blackburn, Blandin, U. Dupart, Francois, Guichard, Harris, Hempstead, Ingraham, R. H. Isabelle, Jackson, Jones, Kelso, Landers, Lange, Leroy, J. B. Lewis, R. Lewis, Lynch, Marie, Martin, Meadows, McLerran, Morris, Murrel, Mushaway, Pollard, Reagan, Reese, Riggs, Roberts, Rodriguez, Snear, Stearns, Thibaut, Tinchant, Underwood, Waples, Wickliffe, Williams, Wilson—35 nays.

The motion to repeal did not prevail.

Mr. Moore moved that the convention do now proceed to the election of the board of registration provided for by the ordinance of February 13.

Mr. Bertonneau moved that all members of the convention who consider themselves eligible to the position of registrars be empowered to sign to their feet in their names.

Mr. Hempstead moved to lay on the table.

The motion of Mr. Bertonneau prevailed.

that he is not and will not be a candidate for any office whatever.

Adopted. Mr. McMillan moved that the roll be called, and as each delegate's name is called, if a candidate for the board of registration, he shall take a seat on the platform.

Adopted. Mr. Wickliffe moved to repeal the resolution of March 7 in relation to the board of registration.

Mr. Tinchant moved that the committee appointed to wait upon General Hancock have leave to retire.

Mr. McMillan moved to amend by instructing the committee to inform Major General Hancock, commanding the fifth military district, that the convention is about to conclude its labors and adjourn, and to furnish him with an official copy of the constitution.

Adopted. Mr. Wickliffe's motion to repeal the resolution of March 7, in relation to the board of registration, was adopted—yeas 31, nays 20—as follows:

Yeas: Beiden, Blackburn, Blandin, P. G. Deslonde, U. Dupart, Francois, Guichard, Harper, Harris, Hempstead, Ingraham, R. H. Isabelle, Jones, Landers, Leroy, Marie, Massicot, Meadows, McLerran, McMillan, Morris, P. G. Deslonde, Oliver, Packard, Pollard, Reagan, Reese, Riggs, Roberts, Schwab, Snear, Stearns, Thibaut, Underwood, Vandergriff, Wickliffe, Williams, Wilson—31 yeas.

Nays: Bertonneau, Bonseigneur, Brown, Butler, Cooley, Crane, Crawford, Depasseau, Donato, G. Duparte, Duplessis, Ferguson, Lynch, McMillan, Mushaway, Rodriguez, Smith, Snear, Tinchant, Waples—20 nays.

Mr. Cranes was called to the chair.

By Mr. McMillan: Resolved, That all clerical duties, unfinished at the time when the convention may adjourn, be completed under the supervision of the president of the convention, who is hereby authorized to employ two clerks for fifteen days at a compensation of eight dollars per day each, payable upon the warrant of the president.

Mr. Wickliffe moved to lay the resolution on the table.

Lost. The resolution was adopted.

Mr. Packard moved that the convention do now proceed to the election of the board of registration by ballot.

Mr. McMillan moved to repeal the ordinance of February 13, creating the board of registrars.

Mr. Packard raised the point of order that his resolution to proceed to the election has precedence, and that the motion to repeal could not be entertained until the previous motion had been disposed of.

The chair decided that the motion to repeal was a higher one than the motion to proceed to an election, and had precedence.

Mr. Packard appealed.

The chair was not sustained.

Mr. Waples moved to adjourn sine die.

Mr. Waples moved that when the convention adjourns to-day, it adjourns sine die.

Laid on the table.

Mr. Packard's motion to proceed to an election prevailed.

Mr. Packard moved that each delegate vote for seven candidates, and that the seven persons receiving the highest number of votes cast be declared duly elected.

Adopted.

The chair appointed as tellers Messrs. Smith, Bertonneau, and Depasseau.

The roll was called, and the delegates at their names were read and deposited their ballots with the tellers.

The following named gentlemen were nominated, and received the number of votes set opposite their names, respectively:

- Belden..... 7 votes.
L. Rodriguez..... 34
W. R. Crans..... 18
Gertonsman..... 6
R. H. Isabelle..... 12
Waples..... 18
Packard..... 40
Harris..... 30
Underwood..... 27
Wickliffe..... 25
Brown..... 8
Ingraham..... 30
Hempstead..... 37
Wilson..... 37
Jones..... 1
Newsham..... 4
Harper..... 6
Reagan..... 6
Tinchant..... 2
Moss..... 3
Thomas Isabelle..... 1
Snear..... 9
Fuller..... 7
Cromwell..... 1
Coney..... 6
Harrison..... 2
Crawford..... 3
Mushaway..... 5
Blandin..... 6
Landers..... 2
Berg..... 6
Vandergriff..... 3
Wickliffe..... 3

The following named gentlemen having received the highest number of votes were declared by the chair to have been duly elected members of the board of registration:

- S. B. Packard, W. J. Blackburn, J. B. Harris, J. H. Ingraham, O. H. Hempstead, N. Underwood, G. H. Wickliffe.

By Mr. Jones: Resolved, That the clerks employed by the committee on the enrolling of the constitution be allowed a compensation of one hundred and fifty dollars each for their labor.

Mr. Tinchant moved to amend by inserting \$75 in lieu of \$150.

Lost. Mr. Rodriguez moved to amend by inserting \$100 in lieu of \$150.

Laid on the table. Mr. McMillan moved to amend by inserting the word "three" before the word "clerks."

Adopted. The resolution, as amended, was adopted, as follows:

Resolved, That the three clerks employed by the committee on the enrolling of the constitution be allowed a compensation of one hundred and fifty dollars each for their labor.

By Mr. Crawford: Resolved, That the committee of seven be instructed to perform the following duties, in addition to those now imposed on them:

1st. That they cause convention warrants to sell at par.

2d. That they make city notes as good as state notes.

3d. That they cause state notes to be as good as greenbacks.

4th. That they make greenbacks as good as gold.

5th. That they pay the debt of the city of New Orleans, the State of Louisiana, and of the United States, and for the purpose of performing these duties, all power in heaven and on earth is hereby vested in them.

Mr. Wickliffe moved to amend by adding:

That they be further authorized to take the author of that resolution to the Insane Asylum.

Ordered to be laid aside as ridiculous and irrelevant.

By Mr. Blackburn: Resolved, That the committee of seven appointed by this convention be and is hereby authorized and empowered to adjust the accounts for the unfinished public printing, and after said accounts are approved by said committee in accordance with the rates fixed for such printing, and in- dorsed by the president of the convention, the warrant clerk, who shall hold over during the period of fifteen days, or for so much thereof as may be necessary, shall issue warrants in the usual manner for the same; and it shall be proper for the president of the convention to sign such warrants officially.

Mr. McMillan moved to amend by striking out all after the word "re- solved," and inserting:

That the president of the convention be authorized to adjust all claims against the state for printing done by order of this convention according to fixed rates, and to warrant upon the treasury for the same.

Mr. Hempstead moved to lay the amendment on the table.

Lost. The amendment was adopted—yeas 36, nays 23—as follows:

Yeas: Bertonneau, Blandin, Bonseigneur, Bonnefou, Brown, Butler, Cooley, Crane, Crawford, Cromwell, Demarest, Depasseau, Donato, G. Duparte, U. Dupart, Duplessis, Fuller, Ferguson, Francois, R. H. Isabelle, Kelso, Lange, Lynch, Martin, McMillan, Moss, Mushaway, Pollard, Reese, Riard, Riggs, Rodriguez, Smith, Tinchant, Vandergriff, Waples, Williams—36 yeas.

Nays: Blackburn, Douglas, Gardiner, Guichard, Harper, Harris, Hempstead, Jackson, Jones, Leroy, Marie, Massicot, Meadows, Morris, Packard, Reagan, Roberts, Schwab, Snear, Thibaut, Underwood, Wickliffe, Wilson—23 nays.

The resolution, as amended, was adopted.

The president resumed the chair.

Mr. Beiden, chairman of the committee appointed to wait upon Major General Hancock and inform him of the completion of the labors of the convention, submitted the following report:

GENTLEMEN—The undersigned committee appointed to wait upon Major General W. S. Hancock to inform him that the constitution was completed, and ready to be submitted to the qualified electors for ratification, beg leave to report that they have performed that duty under the resolution of the convention by which they were appointed. Your committee beg leave to state further that the commanding general expressed to us some doubt as to whether the act of congress, known as the "reconstruction act," authorized the election of "state, parish, and municipal elections," at the same time of the election or the ratification of the constitution.

He stated to us that he would at once order the election on the ratification of the constitution, and would also at once telegraph to Washington for information as to the election of state officers at the same time as proposed in the constitution, and expressed the belief that under the act of congress upon the subject now before the president the election would be held as provided for.

Respectfully submitted.

S. BELDEN, Chairman, JAMES MUSHAWAY, JOHN B. VANDEGRIFF.

Which was received.

By Mr. Smith: Resolved, That the thanks of this convention be tendered to its honored president for the able, dignified, and impartial manner with which he has discharged the trying and onerous duties of his position as its presiding officer.

The resolution was unanimously adopted.

By Mr. Brown: Wm. H. Adams, delegate to represent the parish of Calcasieu and Vermilion, has failed to appear in the constitutional convention to represent his district, therefore, be it

Resolved, That the same delegates be instructed not to issue any warrant in favor of said Adolph Bernard, delegate elected from said parish.

Adopted. By Mr. Wickliffe: Resolved, That this convention, when it does adjourn, shall adjourn subject to the call of a quorum of its members; Provided, That should the constitution be ratified, this convention shall therefore be deemed adjourned sine die; but in case the constitution should not be ratified, then this convention may be reconvened by said quorum.

Mr. Ferguson moved to lay on the table.

Lost—yeas 21, nays 43—as follows:

Yeas: Blackburn, Blandin, Bonseigneur, Bonnefou, Brown, Butler, Crane, Crawford, Demarest, Depasseau, G. Duparte, Emard, Ferguson, Kelso, Lynch, Martin, Mushaway, Rodriguez, Smith, Tinchant, Waples—21.

Nays: Beiden, Bertonneau, Cromwell, Donato, Douglas, U. Dupart, Duplessis, Gardiner, Guichard, Harper, Harris, Hempstead, Ingraham, R. H. Isabelle, Jackson, Jones, Landers, Lange, Leroy, Marie, Massicot, Meadows, McLerran, McMillan, Morris, P. G. Deslonde, Oliver, Packard, Pollard, Reagan, Reese, Riard, Roberts, Schwab, Snear, Thibaut, Underwood, Valfroit, Vandergriff, Wickliffe, Williams, Wilson—43.

The resolution reading as follows was adopted:

Resolved, That this convention, when it does adjourn, shall adjourn subject to the call of a quorum of the members; Provided, That should the constitution be ratified this convention shall therefore be deemed adjourned sine die; but in case the constitution shall not be ratified, then the convention may be reconvened by said quorum.

Yeas 35, nays 23, as follows:

Yeas: Donato, Douglas, Dupart U., Francois, Harper, Harris, Hempstead, Ingraham, Jones, Kelso, Landers, Lange, Leroy, Marie, Massicot, Meadows, Morris, Murrel, Oliver, Packard, Pollard, Reagan, Reese, Riggs, Roberts, Schwab, Snear, Thibaut, Underwood, Valfroit, Wickliffe, Williams, Wilson—35.

Nays: Bertonneau, Blackburn, Brown, Cooley, Crane, Crawford, Cromwell, Deering, Demarest, Depasseau, G. Duparte, G. Duplessis, Emard, Ferguson, Guichard, Harper, Harris, Harrison, Hempstead, Ingraham, Jackson, Jones, Landers, Lange, Leroy, Marie, Massicot, Meadows, Morris, Murrel, Mushaway, Pollard, Reagan, Reese, Riggs, Roberts, Rodriguez, Snear, Stearns, Thibaut, Tinchant, Underwood, Waples—23.

Mr. Cromwell recorded the following reasons for his vote:

I vote because I believe when we adjourn we have no power after we have completed the constitution, in compliance with the reconstruction acts; therefore I vote NO.

By Mr. Waples: Resolved, That no per diem be allowed to the members of the convention at any subsequent meeting that may be called in pursuance of the resolution just adopted.

The motion prevailed.

Mr. Francois recorded the following reasons for his vote upon the adoption of the constitution as a whole:

Mr. President and Members of the Constitutional Convention. I have voted for and signed the constitution because I believe it to contain the only means by which liberty, justice, and the rights of every loyal man in this state is easily secured.

S. FRANCOIS.

The president rose and addressed the convention in the following impressive and eloquent words:

Deliberate of the Convention. We have at length brought our labors to a close, and have formed a constitution, as I believe, in conformity with the reconstruction laws of congress. An important labor remains to be performed—that of seeing that it is ratified by the people, and this I consider a matter of paramount interest to the elections that are soon to take place.

The anomalous condition of the state, without its proper position in the Union, and without representation in congress, is working serious injury to all the great interests of our country.

Gentlemen, if during our debates warmth of feeling has occasionally arisen, a thing common to all deliberative bodies, I feel well assured that it has always passed away with the occasion which gave rise to it, and that we part with no other than kindly feelings toward each other. I feel grateful for the vote of thanks you have extended to me as your presiding officer, and I accept it with the warmest of feelings, and with the assurance that I will ever be ready to do my duty in relation to the rules of debate, which were errors of the judgment only. We may never all meet together in this world, but I trust we shall in another, and I accept it with the assurance that I will ever be ready to do my duty in relation to the rules of debate, which were errors of the judgment only.

The Rev. Josiah Fike was invited by the president to close the proceedings of the convention with prayer, which he did in the following words:

Aloftly God, our heavenly father, again we present ourselves before thee in the humble attitude of worshippers. We give thee our grateful acknowledgments and thanks for the preservation of our lives during the past night, and for the privilege of beholding the light of this pleasant day in health and peace.

We thank thee for health, for friends, and for all the blessings which thou in thy infinite wisdom hast been pleased to bestow upon us and our country.

But the United States government and all its authority. Guide all the officers in this state and nation in the ways of holiness. Give them hearts of repentance, that they may live the true lives themselves in all things.

Enable him to pause in the career of vice and folly.

May we cease from doing evil and learn to do right. Bless the congress of these United States now in session. Grant the members wisdom and prudence in the discharge of their duties. In order to advance the prosperity of our government, and to promote the principles of justice, it becomes necessary to remove bad men from office, and to discharge that duty promptly and with holy boldness, leaving the result and consequences of such removal under thy control.

Bless this convention, and each delegate and officer concerned therein. May the constitution which we have just formed be ratified and remain the organic law of Louisiana for generations to come.

During the time and a half months of a single session has been called away by death. Their labors are completed, and they are about to depart, and separate no more to meet on earth.

Respectfully submitted.

By Mr. Brown: Wm. H. Adams, delegate to represent the parish of Calcasieu and Vermilion, has failed to appear in the constitutional convention to represent his district, therefore, be it

Resolved, That the same delegates be instructed not to issue any warrant in favor of said Adolph Bernard, delegate elected from said parish.

Adopted. By Mr. Wickliffe: Resolved, That this convention, when it does adjourn, shall adjourn subject to the call of a quorum of its members; Provided, That should the constitution be ratified, this convention shall therefore be deemed adjourned sine die; but in case the constitution should not be ratified, then this convention may be reconvened by said quorum.

Mr. Ferguson moved to lay on the table.

Lost—yeas 21, nays 43—as follows:

Yeas: Blackburn, Blandin, Bonseigneur, Bonnefou, Brown, Butler, Crane, Crawford, Demarest, Depasseau, G. Duparte, Emard, Ferguson, Kelso, Lynch, Martin, Mushaway, Rodriguez, Smith, Tinchant, Waples—21.

Nays: Beiden, Bertonneau, Cromwell, Donato, Douglas, U. Dupart, Duplessis, Gardiner, Guichard, Harper, Harris, Hempstead, Ingraham, R. H. Isabelle, Jackson, Jones, Landers, Lange, Leroy, Marie, Massicot, Meadows, McLerran, McMillan, Morris, P. G. Deslonde, Oliver, Packard, Pollard, Reagan, Reese, Riard, Roberts, Schwab, Snear, Thibaut, Underwood, Valfroit, Vandergriff, Wickliffe, Williams, Wilson—43.

The resolution reading as follows was adopted:

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Yeas 35, nays 23, as follows:

Yeas: Donato, Douglas, Dupart U., Francois, Harper, Harris, Hempstead, Ingraham, Jones, Kelso, Landers, Lange, Leroy, Marie, Massicot, Meadows, Morris, Murrel, Oliver, Packard, Pollard, Reagan, Reese, Riggs, Roberts, Schwab, Snear, Thibaut, Underwood, Valfroit, Wickliffe, Williams, Wilson—35.

Nays: Bertonneau, Blackburn, Brown, Cooley, Crane, Crawford, Cromwell, Deering, Demarest, Depasseau, G. Duparte, G. Duplessis, Emard, Ferguson, Guichard, Harper, Harris, Harrison, Hempstead, Ingraham, Jackson, Jones, Landers, Lange, Leroy, Marie, Massicot, Meadows, Morris, Murrel, Mushaway, Pollard, Reagan, Reese, Riggs, Roberts, Rodriguez, Snear, Stearns, Thibaut, Tinchant, Underwood, Waples—23.

Mr. Cromwell recorded the following reasons for his vote:

I vote because I believe when we adjourn we have no power after we have completed the constitution, in compliance with the reconstruction acts; therefore I vote NO.

By Mr. Waples: Resolved, That no per diem be allowed to the members of the convention at any subsequent meeting that may be called in pursuance of the resolution just adopted.

The motion prevailed.

Mr. Francois recorded the following reasons for his vote upon the adoption of the constitution as a whole:

Mr. President and Members of the Constitutional Convention. I have voted for and signed the constitution because I believe it to contain the only means by which liberty, justice, and the rights of every loyal man in this state is easily secured.

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The president rose and addressed the convention in the following impressive and eloquent words:

Deliberate of the Convention. We have at length brought our labors to a close, and have formed a constitution, as I believe, in conformity with the reconstruction laws of congress. An important labor remains to be performed—that of seeing that it is ratified by the people, and this I consider a matter of paramount interest to the elections that are soon to take place.

The anomalous condition of the state, without its proper position in the Union, and without representation in congress, is working serious injury to all the great interests of our country.

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Bless this convention, and each delegate and officer concerned therein. May the constitution which we have just formed be ratified and remain the organic law of Louisiana for generations to come.

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Respectfully submitted.

By Mr. Brown: Wm. H. Adams, delegate to represent the parish of Calcasieu and Vermilion, has failed to appear in the constitutional convention to represent his district, therefore, be it

Marine Intelligence.

OFFICE OF THE DAILY REPUBLICAN, Tuesday, March 17, 1868.

ARRIVED YESTERDAY. Steamship St. Louis, from Boston, via Havana, arrived yesterday.

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