New Orleans Republican.

OFFICIAL JOURNAL OF THE UNITED STATES

OFFICIAL JOURNAL OF THE STATE OF LOUISIANA

OFFICIAL:

LAWS OF THE UNITED STATES.

Passed at the Second Session of the Forty-first Congress.

[PUBLIC—No. 18.]

AN ACT to establish certain post roads.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following be established as post roads:

ALABAMA.

From Butler, via Pushmataha and Whynot to Meridian.

ARIZONA.

From Sacaton to Florence.
From Maricopa Wells to Phœnix.
From Bluewater to Florence.
From Pima Village to Phœnix.

ARKANSAS.

From Pine Bluff, via White Sulphur Springs, White Oak, and Lee's Ferry, to Princeton.
From Eldorado, via Mount Holly, Village Creek, Calhoun, Magnolia, and Dorchester, to Lewisville.
From Pine Bluff to Sheridan.
From Hampton to Chambersville.
From Little Rock, via Sheridan, to Princeton.
From Dallas, via Milton, Ozan, and Nashville, to Washington, in Hempstead County, Arkansas.
From Baxter Springs, Kansas, to Fort Smith, in Arkansas, via Maysville.
From Hot Springs to Fort Smith, in Arkansas.
From Batesville to Yellville, via Rapp's Barrens.

CALIFORNIA.

From Munckton, via Bridgeport, to Sweet Water.
From Newville to Elkins.
From Somersville to Banty's.
From Independence to Cerro Gordo.
From Independence, via Lone Pine, to Los Angelos.
From Moore's Flat to Graniteville.
From Truckee, via Sierraville, to Loyalton.
From Truckee to Tahoe.
From Banty's, via Greysville, Crowe's Landing, Orestimba, and Hill's Ferry, to Dover.
From Pachecho, via Clayton, Nortonville, and Somersville, to Antioch.
From Santo Rosa to Sebastopol.
From Ukiah City to Lake Port.
From Healdsburg to Calistoga.
From Marysville, via North Butte, to Princeton.
From Woodside, via Summer Springs, San Gregorio, to Pescadero.
From San Diego, Penasquita, Poway, Ballena, Santa Isabel, Warner's Ranch, and San Jacinto, to San Bernardino.
From Napa City, via Sonoma, to Santa Rosa.

COLORADO.

From Kit Carson, via Wild Horse Springs and Antelope Springs, to Puebla.
From Saguache to Southern Ute Agency.
From Breckinridge, via Hot Springs, to White River Agency.
From Evans, via Burlington, to Boulder.
From Carson City to Colfax.
From Evans to Black City.
From Fort Lyon to Nine-mile Bottom.

DAKOTA.

From Yankton to Columbus, in Nebraska.
From Vermillion, via Eureka, to Swan Lake.
From Fort Randall to Whetstone.
From Sioux Falls to Flandreau.
From Fort Abercrombie, via Fort Ransom, to Fort Stevenson.
From Fort Abercrombie to Fort Totten.

FLORIDA.

From Wellborn, via White Springs and Roaring Creek, to Blount's Ferry.
From Palatka, via St. John's River, to Irwin.
From Gainesville, via Jamestown, to Orange Creek.
From Uchee to Freeport.

ILLINOIS.

From Mattoon, via Cook's Mills, to Fuller's Point.
From Lewis Ruder's to Rantoul.
From Pontiac, via Rook's Creek and Nebraska, to Minonk.
From Oakley to Newburg.
From Edwardsville to Troy.
From Edwardsville, via Alhambra, to New Douglas.
From Edwardsville, via Prairietown, to Bunker Hill.
From St. Jacobs to Alhambra.
From Highland to Saline.
From Golconda, via Westonville and Lusk, to Equality.
From Sacramento, via Shadsville and Young's Station, to South Hampton.

INDIANA.

From Logansport, via Mexico, Denver, Chili, Pawpaw, Stockdale, Roann, Laketon, North Manchester, Liberty Mills, Collamer, and South Whitley, to Columbia City.
From Royal Centre, via Big Indian and Blue Grass, to Fulton.
From Birmingham to Niconza.
From Oakland City to Winslow.
From Delphi, by way of Pittsburg, Carrollton, Lockport, Burnettsville, to Logansport.

IOWA.

From Washington to Dayton.
From Ladora to Luzerne.
From Dunlap to Red Oak Junction.
From Cherokee, via Ida, to Mapleton.
From Guthrie to Cromwell.
From Newton to Clyde.
From Malcom to Tama City.
From Luzerne to Ladora.
From Melrose to Confidence.
From Manchester to Monticello, via Milo.
Golden Prairie, Hazel Green, Uniontown, Buck Creek, Grove Creek, and Downerville.

KENTUCKY.

From Hopkinville to Greenville.
From Louisa, via Warfield, to Louisville.
From Louisville to Brownsboro.
From Vanceburg to Grayson.
From Bushe's Store, Laurel County, to Flat Lick, Knox County.

KANSAS.

From Lake Sibley, via Fannie and Clinton, to Garley.
From Emporia, via Dow Creek, Hill Creek, and One-hundred-and-forty-two Creek, to Washara.
From Muscotah, via Kennekuk, to Hiawatha.
From Wilmington to Alma.
From Humboldt, via Prairie du Chien, Montgomery City, Claremont and Westvalia, to Parker.
From Chetopah, via Parker, to Arkansas City.
From Douglas to Walnut City.
From Circleville to Wetmore.
From Neuchatel to Nottingham.
From Waterville to Marysville.
From Delphos, via Solomon river, to Waconda.
From Elk river, via Wrightsville and Coffeyville, to Parker.
From Leroy, via Bellemont and Coyville, to Fredonia.
From Cuba, via Bellville, to New Scandinavia.
From Wichita, via Walnut City, to Arkansas City.
From Fredonia, via Neodosia and Independence, to Parker.
From Emporia, via Madison, Janesville and Eureka, to Independence.
From Carthage, via Westonia, Columbus, Millersburg, Oswego, Elston, Mount Valley, Independence and Wrightsville, to Walnut City.
From Humboldt, via Verdi and Neodosia, to Independence.
From Emporia, via Matfield Green, to Wichita.
From Chetopah to Albertis, Cherokee Nation.
From Topeka, via Mill Creek and Alma, to Junction City.
From Salina, via Elk Horn and Spillman Creek, to Waconda.
From Oswego, via Cannville and Westvalia, to Parker.
From Waterville, via Ballard's Falls, Hanover, Limestone, Jenkins' Mills and Fairburg, to Meridan, in Nebraska.
From Chetopah to Fort Gibson.
From Chetopah to Parker and Carney.
From Oswego, through Neola, Mount Valley, Timber Hill, Big Hill, Liberty, and Independence.
From Atchison, via Doniphan, Troy, Highland, and Iowa Point, to White Cloud.
From Doniphan, via Geary City and Palermo, to Wathena.
From Atchison, via Siracuse, Normanville, and Claytonville, to Hiawatha.
From Waterville to Washington.
From Waterville, via Clifton, Clyde, and Lawrenceburg, to Lake Sibley.
From Washington, via Haddon and Cubs, to the County Seat of Republic County.

MAINE.

From South Albion, via Albion, to East Benton.
From Burnham Village to Unity.
From Dexter, via Ripley, to Cambridge.
From Bath to Georgetown.
From East Dixfield, via South Carthage, to Dixfield.
From Mount Desert, via Seal Cove and Fremont, to Southwest Harbor.

MARYLAND.

From Newburg to Harris' Lot.
From Offutt's Cross Roads to Rockville.

MICHIGAN.

From Fenn's Mills, via Douglas to Saugatuck.
From Big Rapids, via Sherman City, to Mount Pleasant.
From Brookside to section six, township eighteen north, range ten west.
From Traverse City, via State Road, to Midland City.
From Hersey, via Le Roy and Muskrat Lake, to State Road, at west line of township twenty-four north, range seven west.
From Holland to Robinson.
From Crapo to section three, township nineteen north, range twelve west.
From Manistee, via north side Manistee river, to Sherman.
From Sherman, via township twenty north, range eight west, to Hersey.
From Grand Haven City to Harwood.
From Saint John's, via Maple Rapids, to Alma.
From Alma, via Forest Hill, Salt river, and Wiota, to Mount Pleasant.
From East Saginaw, via Watrousville, to Caro.
From Pittsburg to Perry.

MASSACHUSETTS.

From Carlisle to Bedford.
From Granville Corners to North Granby, in Connecticut.

MINNESOTA.

From Pomme de Terre, via Oxford, to Fergus Falls.
From Otter Tail City to Rush Lake.
From Otter Tail City to White Earth Reservation.
From Cold Spring to Mannanah.
From Hutchinson to Dassel.
From Alexandria, via Leaf Valley, Millersville, Clitherall, Battle Lake City, Blooming Grove and Aurdale, to Elizabethtown.
From Pomme de Terre to Rush Lake.
From Litchfield, via Pipe Lake, to Preston Lake.
From Wells, via Minnesota Lake, Sherman, Medo, Winnebago Agency and Tivoli, to Mankato.
From Wells to Blue Earth City.
From Mankato, via Red Jacket Mills, Good Thunder's Ford, Mapleton and Minnesota Lake, to Wells.
From Sauk Centre, via east end of Grove Lake, Westfield and Gilchrist, to Six mile Creek.
From Guilford to Moscow.
From Redwood Falls, via Beaver Falls, to Willmar.

MISSOURI.

From Washburn to Rocky Comfort.
From Pleasant Hill to Peculiar.
From Maysville to Bedford.
From Trenton, via Buttsville and Modena, to Connaut.
From Winterscuth, via Half Rock, to Middleburg.
From Bethany to Cainesville.
From Cameron, via Arica, Alta Vista, Santa Rosa and Havana, to Gentryville.
From Forsyth to Little Rock, in Arkansas.
From Neosho, via Seneca, Bryan's Salt works, Fort Gibson, Perryville, and Fort Wachita, to Sherman, in Texas.
From Vera Cruz to West Plain.
From Iron Mountain to Salem.
From St. Louis to Fenton.
From Memphis to Moulton, in Iowa.
From Gregory Landing to Winchester.
From Houston, via Summerville, to Eminence.
From Houston, via Rush, to Montauk.
From Montauk to Licking.

NEW YORK.

From Knoxboro' to Munsville Station.
From Scriba, via South Scriba and North Volney, to Vermilion.
From Oriskany Falls to Knoxboro'.
From Smyrna, via Ostelic, to Pitcher.

NEBRASKA.

From Seward, via Adel, to Thayer.
From Ulysses to Schuyler.
From Blair to West Point.
From Norfolk to Niobrarah.
From Beatrice to Jenkin's Mills.
From Beatrice, via Meridian, to Hebron.
From West Point to Ponca, in Nebraska.
From Rose Creek to Dryden.
From Norfolk to the Northwest Corner of Town[ship] twenty-four, range five west, of the sixth principal meridian in the State of Nebraska.
From Blair, via Moro, Elder Grove, to West Point, Nebraska.

NEVADA.

From Battle Mountain Station, via Battle Mountain, to Galena.
From Carlin to Mineral Hill.
From Elko, via Mountain City and Silver City, to Boise City.
From Hamilton, via Reveille, to Callville.
From Carlin, via Mineral Hill and Eureka, to Hamilton.
From Hamilton to Mount Ophir, via Shermantown.

NORTH CAROLINA.

From Company Shops to Lenox Castle.
From Elizabeth City to Roanoke.
From Smithfield to Hinant's Mills.
From Leesburg, via Howe and Smith's Store and Gravel Hill Postoffice, to Parker's Store.

OHIO.

From Geneva, via Mechanicsville and East Trumbull, to Morgan.
From Geneva to Rock Creek.
From Weymouth, via Medina and Whittlesey, to Chatham.
From Jackson to California.
From Jamestown, via Grape Grove and South Solon, to South Charleston.
From Xenia, via New Jasper, Painterville, Lumberton, and Port William, to Wilmington.
From Trenton, via Woodside and Flanner's Corner, to Excello.
From Nonpareil to Coshocton.
From Van Wert, via Gilbert's Mills, to Timberville.
From Jacobs, via Macomb's, Weber's, and Crabtree's, to California.

OREGON.

From Amity, via Marsh's Store, to Sheridan.
From Dallas City to Ocheco Valley.
From Cowallis to Alsea Valley.
From Salem, via Lincoln, Zena, and Bethel, to Sheridan.
From Dalles City to Crooked River.
From the Dalles, via Fifteen-mile Creek, Tygh Valley, Oak Grove, Warm Spring Reservation, Willow Creek, to Upper Ocheco.
From Jacksonville, Oregon, via Link River, Lost River, Hot Springs, Goose Lake Valley, to Lake City, in Surprise Valley, California.
From Brownsville, via Crawfordsville, Camp Creek, to Eugene City.
From Eugene City, via Butte Disappointment, Big Prairie, Pine Openings, Diamond Peak, Sprague's Valley, Round Grove, Drew's Valley, Goose Lake, Surprise Valley, to Winnemucca, Nevada.
From Jacksonville, via Link River and Goose Lake Valley, to Camp Bidwell.
From Portland to Netart's Bay.

PENNSYLVANIA.

From Jollytown to Burton, in West Virginia.
From Le Rayeville, via Brushville, Stevensville and Springville, to Laceyville.
From Sugartown to White Horse.
From Village Green, via Chelsea, to Booth's Corners.
From Bedford to Downingsville.
From West Bingham, Potter County, by Turner Creek and Bingham, to Spring Mills, New York.
From Bridgeport to Cumberland Valley.
From Fremont, via Nottingham, to Elk Mills.
From Boylestown, via Dublin, to Bedminster.
From Pottstown to Cedarville.
From Bickersville, via Bursonville, to Springtown.
From Oxford, via Mount Vernon, Colerain, Kirkwood, Forrestdale and Bartville, to Christiana.
From Bendersville, via Mountain Creek, to Dickenson.
From Mann's Choice, via Buffalo Mills, Bridgeport and Palo Alto, to Kriebsum's.

SOUTH CAROLINA.

From Conwayboro' to Little River.

TENNESSEE.

From Ward's Iron Works, via White Top, to Hilton, North Carolina.
From Money Creek to Mount Horeb.
From Jonesboro' to Marion.
From Surgoinsville to Pattonsville.
From Sneedsville to Pattonsville.

UTAH.

From Panaca, via Clover Valley, Long Valley, and West Point, to St. Joseph.
From Montpelier to Soda Springs, in Idaho.
From Fort Herman to Bingham Canon.
From Kaysville, via Hooper and Alma, to Plain City.
From St. Charles, via Fish Haven, Swan Creek, and Round Valley, to Ithica.

VERMONT.

From West Concord to Granby.
From Albany to Eden Mills.
From Searsburg, via Somerset, to Bennington.

WISCONSIN.

From Galesville, via Frenchville and Ettick, to Black River Falls.
From Dycksville, via Brussels and Nasewaupee.
From Little Sturgeon Bay to Brussel.
From Ephraim to North Bay.
From Ephraim to Washington Harbor.
From St. Cloud to Chilton.
From Stillwater to Lincoln Centre.
From Nellsville, via McPherson's, Sherwood Forest, Long Meadow and La Flesh's, to Dexterville.
From Osceola Mills, via Alden and Wagon Landing, to Black Brook.
From St. Croix Falls, via Luck and Alabama, to Donnersville.
From Arcadia, via Home, to Winona, Minnesota.
From Diamond Bluff to Trim Belle.

WYOMING TERRITORY.

From Point of Rocks, via South Pass City, Atlantic City and Miner's Delight, to Wind River Valley.
From Percy, via Fort Halleck, to Last Chance, in Colorado.
From Cheyenne, via Fort Laramie and Fort Fetterman, to Helena, in Montana.
From Evanston, via Yellow Creek, Bear Lake and Soda Springs, in Utah, to Virginia City, in Montana.
From Yellow Creek to Wasatch, in Utah.
From Laramie City, via Last Chance, to North Park, in Colorado.
From Rawlings to White River Agency, in Colorado.

Approved, March 5, 1870.

[PUBLIC RESOLUTION—No. 13.]

A RESOLUTION to pass to the credit of the National Asylum for Disabled Volunteer Soldiers the funds belonging to it for the relief of sick and wounded soldiers.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the unexpended balance of the fund created by the seventeenth section of the act approved February twenty-fourth, eighteen hundred and sixty-four, for the benefit of the sick and wounded soldiers, shall be transferred to the National Asylum for Disabled Volunteer Soldiers, for the support of its beneficiaries.

SEC. 2. And be it further resolved, That the moneys withheld because of the desertion of any person from the volunteer forces of the United States, who is borne on the rolls as a deserter, shall not be paid to him except the record of desertion shall have been canceled on the sole ground that such record had been made erroneously and contrary to the facts, but such moneys shall be and remain the property of the National Asylum for Disabled Volunteer Soldiers for the support of its beneficiaries.

Approved, March 1, 1870.

[PUBLIC RESOLUTION—No. 11.]

JOINT RESOLUTION authorizing the Secretary of War to place at the disposal of "Bridges' Battery Association," at Chicago, Illinois, certain captured ordnance.

Be it resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby authorized and directed to place at the disposal of the "Bridges' Battery Association," at Chicago, Illinois, ten captured twelve-pounder guns of obsolete patterns, now condemned and in store at the Rock Island Arsenal, to be placed around a large and beautiful lot in Rosehill Cemetery, at Chicago, Illinois.

Approved, February 21, 1870.

TREATIES AND CONVENTIONS.

A PROCLAMATION.

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

Additional Articles to the Treaty between the United States and China, of June 18, 1858.

Whereas, certain additional articles to the treaty now in force between the United States of America and the Ta-Tsing Empire, signed at Tientsin the eighteenth day of June, 1858, were concluded and signed by their plenipotentiaries at Washington, on the twenty-eighth day of July, 1868, which additional articles are, word for word, as follows:

Additional articles to the treaty between the United States of America and the Ta-Tsing Empire of the eighteenth of June, 1858.

Whereas since the conclusion of the treaty between the United States of America and the Ta-Tsing Empire (China) of the eighteenth of June, 1858, circumstances have arisen showing the necessity of additional articles thereto, the President of the United States and the august sovereign of the Ta-Tsing Empire, have named for their plenipotentiaries, to wit: the President of the United States of America, William H. Seward, Secretary of State, and his Majesty, the Emperor of China, Anson Burlingame, accredited as his Envoy Extraordinary and Minister Plenipotentiary, and Chih Kang and Sun Chia Ku, of the second Chinese rank, associated high envoys and ministers of his said Majesty, and the said plenipotentiaries, after having exchanged their full powers, found to be in due and proper form, have agreed upon the following articles:

ARTICLE I.

His Majesty, the Emperor of China, being of the opinion that, in making concessions to the citizens or subjects of foreign powers of the privilege of residing on certain tracts of land, or resorting to certain waters of that Empire for purposes of trade, he has by no means relinquished his right of eminent domain or dominion over the said land and waters, hereby agrees that no such concession or grant shall be construed to give to any power or party which may be at war with or hostile to the United States the right to attack the citizens of the United States, or their property, within the said lands or waters. And the United States for themselves, hereby agree to abstain from offensively attacking the citizens or subjects of any power or party or their property with which they may be at war on any such tract of land or waters of the said Empire. But nothing in this article shall be construed to prevent the United States from resisting an attack by any hostile power or party upon their citizens or their property. It is further agreed that if any right or interest in any tract of land in China has been or shall hereafter be granted by the government of China to the United States or their citizens for purposes of trade or commerce, that grant shall in no event be construed to divest the Chinese authorities of their right of jurisdiction over persons and property within said tract of land, except so far as that right may have been expressly relinquished by treaty.

ARTICLE II.

The United States of America and his Majesty the Emperor of China, believing that the safety and prosperity of commerce will thereby best be promoted, agree that any privilege or immunity in respect to trade or navigation within the Chinese dominions which may not have been stipulated for by treaty, shall be subject to the discretion of the Chinese government and may be regulated by it accordingly, but not in a manner or spirit incompatible with the treaty stipulations of the parties.

ARTICLE III.

The Emperor of China shall have the right to appoint consuls at ports of the United States, who shall enjoy the same privileges and immunities as those which are enjoyed by public law and treaty in the United States by the consuls of Great Britain and Russia, or either of them.

ARTICLE IV.

The twenty-ninth article of the treaty of the eighteenth of June, 1858, having stipulated for the exemption of Christian citizens of the United States and Chinese converts from persecution in China on account of their faith, it is further agreed that citizens of the United States in China, of every religious persuasion, and Chinese subjects in the United States, shall enjoy entire liberty of conscience, and shall be exempt from all disability or persecution on account of their religious faith or worship in either country. Cemeteries for sepulture of the dead, of whatever nativity or nationality, shall be held in respect and free from disturbance or profanation.

ARTICLE V.

The United States of America and the Emperor of China cordially recognize the inherent and inalienable right of man to change his home and allegiance, and also the mutual advantage of the free migration and emigration of their citizens and subjects, respectively, from the one country to the other, for purposes of curiosity, of trade, or as permanent residents. The high contracting parties therefore, join in reprobating any other than an entirely voluntary emigration for these purposes. They consequently agree to pass laws making it a penal offense for a citizen of the United States or Chinese subjects to take Chinese subjects either to the United States or to any other foreign country, or for a Chinese subject or citizen of the United States to take citizens of the United States to China or to any other foreign country, without their free and voluntary consent respectively.

ARTICLE VI.

Citizens of the United States visiting or residing in China shall enjoy the same privileges, or immunities or exemptions in respect to travel or residence as may there be enjoyed by the citizens or subjects of the most favored nation. And, reciprocally, Chinese subjects visiting or residing in the United States, shall enjoy the same privileges, immunities and exemptions in respect to travel or residence, as may there be enjoyed by the citizens or subjects of the most favored nation. But nothing herein contained shall be held to confer naturalization upon citizens of the United States in China, nor upon the subjects of China in the United States.

ARTICLE VII.

Citizens of the United States shall enjoy all the privileges of the public educational institutions under the control of the government of China, and, reciprocally, Chinese subjects shall enjoy all the privileges of the public educational institutions under the control of the government of the United States, which are enjoyed in the respective countries by the citizens or subjects of the most favored nation. The citizens of the United States may freely establish and maintain schools within the empire of China at those places where foreigners are by treaty permitted to reside, and, reciprocally, Chinese subjects may enjoy the same privileges and immunities in the United States.

ARTICLE VIII.

The United States, always disclaiming and discouraging all practices of unnecessary dictation and intervention by one nation in the affairs or domestic administration of another, do hereby freely disclaim and disavow any intention or right to intervene in the domestic administration of China in regard to the construction of railroads, telegraphs or other material internal improvements. On the other hand, his Majesty, the Emperor of China, reserves to himself the right to decide the time and manner and circumstances of introducing such improvements within his dominions. With this mutual understanding it is agreed by the contracting parties that if at any time hereafter his imperial majesty shall determine to construct or cause to be constructed works of the character mentioned within the empire, and shall make application to to the United States or any other Western power for facilities to carry out that policy, the United States will, in that case, designate and authorize suitable engineers to be employed by the Chinese government, and will recommend to other nations an equal compliance with such application, the Chinese government in that case protecting such engineers in their person and property, and paying them a reasonable compensation for their service.

In faith whereof, the respective plenipotentiaries have signed this treaty and thereto affixed the seals of their arms.

Done at Washington, the twenty-eighth day of July, in the year of our Lord one thousand eight hundred and sixty-eight.

[SEAL.] WILLIAM H SEWARD.
[SEAL.] ANSON BURLINGAME.
CHIH-KANG.
SUN CHIA-KU.

And whereas the said additional articles have been duly ratified on both parts, and the respective ratifications of the same have been exchanged.

Now, therefore, be it known that I, Ulysses S. Grant, President of the United States of America, have caused the said additional articles to be made public, to the end that the same, and every clause and article thereof, may be observed and fulfilled with good faith by the United States and the citizens thereof.

In witness whereof I have hereunto set my hand and caused the seal of the United States to be affixed.

Done at the city of Washington, this fifth day of February, in the year of our Lord one thousand eight hundred and seventy, and of the independence of the United States the ninety-fourth.

[SEAL.] U. S. GRANT.

By the President:
HAMILTON FISH, Secretary of State.

LAWS OF THE STATE OF LOUISIANA

[PUBLISHED BY AUTHORITY.]

EXTRA SESSION.

AN ACT No. 1.

To amend and re-enact sections eight and nine as amended in section one of an act entitled "An act to amend an act entitled an act to amend an act entitled an act to consolidate the City of New Orleans, and to provide for the government of the City of New Orleans, and the administration of the affairs thereof," approved February twenty-sixth, eighteen hundred and sixty-six.

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That sections eight and nine as amended in section one of an act entitled "An act to amend an act entitled an act to amend an act entitled an act to consolidate the city of New Orleans, and to provide for the government of the city of New Orleans, and the administration of the affairs thereof," approved February twenty-sixth, eighteen hundred and sixty-six, which reads as follows:

"SEC. 8. Be it further enacted, etc., That the election of Mayor, Controller and Street Commissioner shall take place every two years, on the second Monday in March; the election of Recorders shall take place every two years, and of one class of the Aldermen shall take place on the second Monday of March every year. The Mayor, Controller and Street Commissioner shall be elected by general ticket, the Recorder by district ticket, and the Mayor, Controller and Street Commissioner, Recorders and Aldermen shall enter upon the duties of their office on the third Monday of March following their election. The Recorder's District shall be the same as provided by section second of this act.

"SEC. 9. Be it further enacted, etc., That the election of one class of Assistant Aldermen shall take place on the second Monday of March of every year, and they shall enter upon the duties of their office on the third Monday of March following," be amended and re-enacted so as to read as follows:

"SEC. 8. Be it further enacted, etc., That the election of Mayor, Controller, Street Commissioner and Recorders shall take place every two years, on the first Monday of November, commencing with the year eighteen hundred and seventy. The election of one class of the Aldermen shall take place on the first Monday of November in each year, commencing with the year eighteen hundred and seventy. The Mayor, Controller and Street Commissioner shall be elected by general ticket, the Recorders by district ticket, and the Mayor, Controller and Street Commissioner, Recorders and Aldermen, shall enter upon the duties of their offices on the third Monday of November following their election. The Recorder's district shall be the same as provided by section second of this act.

"SEC. 9. Be it further enacted, etc., That the election of one class of Assistant Aldermen shall take place on the first Monday of November of every year, and they shall enter upon the duties of their office on the third Monday of November following their election. The Governor is hereby empowered to fill all vacancies which may occur in any municipal office of the city of New Orleans, by reason of the expiration of the term of the incumbent, or any other cause. Such appointees shall hold their offices until their successors shall be elected at the November election, and are duly qualified."

SEC. 2. Be it further enacted, etc., That all laws or parts of laws contrary to this act, be and the same are hereby repealed.

SEC. 3. Be it further enacted, etc., That this act shall take effect from and after its passage.

(Signed) MORTIMER CARR,
Speaker of the House of Representatives.
(Signed) OSCAR J. DUNN,
Lieutenant Governor and President of the Senate.

Approved March 12, 1869.
(Signed) H. C. WARMOTH,
Governor of the State of Louisiana.

A true copy:
GEO. E. BOVEE,
Secretary of State.

AN ACT No. 2.

To establish an additional District Court for the parish of Orleans, to define the jurisdiction thereof, and to reorganize and determine the jurisdiction of the existing seven District Courts for the parish of Orleans.

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That there shall be, and there is hereby, established and created, an additional District Court for the parish of Orleans, which shall be known and designated as the Eighth District for the parish of Orleans.

SEC. 2. Be it further enacted, etc., That the Governor, by and with the advice and consent of the Senate, shall appoint an eligible person as Judge of the Eighth District Court, hereby created, and a clerk for said court, who shall hold their offices until the same can be filled by election. At the general election for Judges of District Courts, to be held in November, eighteen hundred and seventy-two, a judge and clerk shall be elected for said court, who shall hold their office for four years. The judge of said court shall receive the same salary received by other judges of District Courts, and the said clerks shall possess the same powers and shall receive the same emoluments received by other clerks of the District Courts. The city of New Orleans shall at once provide a suitable court room and clerk's office for the Eighth District Court.

SEC. 3. Be it further enacted, etc., That the Eighth District Court hereby created, shall have exclusive jurisdiction in and for the parish of Orleans to issue writs of injunction, mandamus, quo warranto, and to entertain all proceedings, suits or contestations in which the right to any office, State, parish or municipal, is in any way involved; and, in addition, shall have the same general jurisdiction hereinafter conferred upon the Fourth, Fifth, Sixth and Seventh District Courts for the parish of Orleans; provided, that nothing in this act shall be construed to in any manner limit or affect the right of the Supreme Court of the State of Louisiana to issue, hear and determine any and all writs or orders which by existing laws said court has authority to issue, hear and determine; and provided, further, that this act shall not be so construed as to prevent any Judge or court from issuing an injunction to stay or regulate the execution of any order of seizure granted, or judgment rendered by said judge or court.

SEC. 4. Be it further enacted, etc., That in all cases in which an injunction shall issue from the Eighth District Court in suits or proceedings pending before the other district courts of the parish of Orleans, it shall be the duty of the judge and clerk of such courts in which such suit or proceeding is depending to immediately transfer the record of such suit or proceeding to the said Eighth District Court, which shall be vested with power to hear and determine such cause as if the same had been originally brought in said Eighth District Court. Immediately upon the passage of this act it shall be the duty of the judges of the Fourth, Fifth, Sixth, and Seventh District Courts for the parish of Orleans to transfer to the Eighth District Court for the parish of Orleans all suits or proceedings the jurisdiction over which is by this law vested in said Eighth District Court. The said Fourth, Fifth, Sixth and Seventh District Courts are divested of all jurisdiction over such cases, except for the purpose of entering an order of transfer, and the said Eighth District Court shall be and is hereby vested with power to hear and determine suits or proceedings so to be transferred, as if the same had been originally brought in said Eighth District Court. The Judge of said Eighth District Court, for the parish of Orleans, shall also have power and authority to issue writs of prohibition or mandamus directed to the clerks of the other District Courts, or to the parties to any suit or suits, and their attorneys in all cases where necessary or expedient to enforce and protect the jurisdiction of said Eighth District Court, as granted and conferred by this act.

SEC. 5. Be it further enacted, etc., That the Second District Court for the parish of Orleans, shall continue to have exclusive probate jurisdiction as provided by existing laws, and shall have power and authority to issue such writs of injunction and mandamus as shall or may be necessary to the full exercise of its probate jurisdiction.

SEC. 6. Be it further enacted, etc., That the Fourth, Fifth, Sixth, and Seventh District Courts for the parish of Orleans shall have exclusive jurisdiction in all civil cases except probate, and such civil jurisdiction as has been herein before conferred upon the Eighth District Court, where the sum in contest is above one hundred dollars. The Eighth District Court shall have, in addition to the powers hereinbefore conferred upon it, the same general jurisdiction as is hereinbefore conferred upon the Fourth, Fifth, Sixth and Seventh District Courts for the parish of Orleans.

SEC. 7. Be it further enacted, etc., That the Third District Court for the parish of Orleans shall have exclusive jurisdiction of appeals from Justices of the Peace, and shall have full power to issue all conservatory writs necessary to the exercise of such appellate jurisdiction.

SEC. 8. Be it further enacted, etc., That all laws or parts of laws conflicting with this act be and are hereby repealed.

SEC. 9. Be it further enacted, etc., That this act shall take effect from and after its passage.

(Signed) MORTIMER CARR,
Speaker of the House of Representatives.
(Signed) OSCAR J. DUNN,
Lieutenant Governor and President of the Senate.

Approved March 16, 1870.
(Signed) H. C. WARMOTH,
Governor of the State of Louisiana.

A true copy:
GEO. E. BOVEE,
Secretary of State.

AN ACT No. 4.

To amend and re-enact an act entitled "An act to repeal all laws and parts of laws creating draining districts in certain portions of the parishes of Orleans and Jefferson, and providing the mode and means for draining the same, and to provide for the disposition of the property belonging to the said draining districts, and for collecting the taxes for draining porposes, and the manner the funds so derived are to be appropriated to aid in the construction of the New Orleans and Ship Island Canal," passed March second, one thousand eight hundred and sixty-nine.

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That the above entitled act is hereby amended and re-enacted so as to read as follows: That the first, second and third draining districts, created by the act approved March eighteenth, one thousand eight hundred and fifty-eight, are hereby consolidated, and all offices created thereby are abolished, and the property and affairs of said draining districts, consisting of and including all canals, dredge boats, draining machines, engines, buildings, real estate, maps, plans, tableaux, books, moneys, credits, deeds, mortgages and all other evidences of title to real estate, and all assessments of taxes pertaining to the business of drainage, shall be turned over by the commissioners of the said draining districts to the New Orleans and Ship Island Canal Company, which said company is hereby invested with all the rights, powers and privileges conferred on said board of draining districts by said act of March eighteenth, one thousand eight hundred and fifty-eight, and the acts amendatory and supplemental thereto; and when said company shall have executed a bond as hereinafter provided, the commissioners of said draining districts are hereby required to make a full exhibit to said company of all their accounts and transactions, and to make a full settlement with said company, and to turn over to said company all the property and rights belonging to said draining districts, and on failure or refusal to comply with the provisions of this act, on the part of said Drainage Commissioners, said company shall have power to compel settlement on the part of said Drainage Commissioners, and to recover and possess themselves of all property and rights required to be turned over to them by the provisions of this act.

SEC. 2. Be it further enacted, etc., That the president of said company shall give bond in the sum of seventy-five thousand dollars, with good and solvent security, to be approved by the Governor, conditional for the faithful discharge of the trust hereby reposed in said company in relation to the property and business pertaining to drainage.

SEC. 3. Be it further enacted, etc., That it shall be the duty of said company to take possession of all the property required to be turned over to them by section one of this act, and to retain and preserve the same, to settle and adjust all the accounts of the Commissioner of the Draining Districts aforesaid, and to assess and and collect all taxes which have not been assessed or collected under the provisions of said act, approved March eighteen, one thousand eight hundred and fifty-eight, and for the purposes of said assessments and collection of taxes the provisions of the acts now in force shall be and remain in full force until said assessments are completed. That said company shall deposit all moneys collected or received by them for drainage purposes with the State Treasurer as soon as the same shall come into their possession, and the State Treasurer shall not use or permit to be used the moneys so deposited with him for any purposes other than as hereinafter specified.

SEC. 4. Be it further enacted, etc., That the taxes due for drainage purposes shall remain a first mortgage and privilege upon the lands upon which they are assessed, or may hereafter be assessed, and their collection shall be enforced by said company by the legal means and remedies now in force, or such as may hereafter be provided. Said company shall as soon as practicable make out a statement in duplicate, of the taxes assessed on the lands in said draining districts, and upon the lands hereinafter included in said draining districts, which have not been collected, and lodge a copy of the same with the State Auditor and a copy with the State Treasurer, and said company shall be entitled to receive a commission of two and one-half per centum on all moneys collected by them under the provisions of this act for drainage purposes which shall be in full compensation for all the services and expenses of said company in collecting the same.

SEC. 5. Be it further enacted, etc., That said company shall construct a protection levee around the cities of Carrollton, Jefferson, and New Orleans, commencing on a point on the Mississippi river at or near Camp Parapet, thence to the Metairie Ridge, thence along the Metairie Ridege to the Jefferson and Pontchartrain railroad line, thence along or near the line of said railroad to Lake Pontchartrain, thence along or near the shore of said lake to the junction of Lafayette avenue, with said lake, thence along the lower line of the city to the Mississippi river, and shall construct the same not less than any known high water mark line; provided, that said company shall not be required to construct such levee on any portion of said route whereon either of said cities shall have constructed a levee for similar purposes; but may enter upon and occupy the same; and shall excavate the New Orleans and Ship Island Canal from a point on the Mississippi river at or near Camp Parapet, thence through the corporate limits of the cities of Carrollton, Jefferson and New Orleans, north of Broad street and south of the Metairie ridge to its intersection with said protection levee, one hundred feet wide at the top and twelve feet deep, with proper slopes at the sides, the depth of water to be computed from the mean level of Lake Pontchartrain and shall connect the same with Lake Pontchartrain by means of a canal of like dimensions; and shall erect embankments on both sides of said canal along that portion of the same included within the limits of said protection levee, of such dimensions as to prevent its water from overflowing the adjacent lands; and said company shall also construct a sufficient number of draining machines on the line of said canal to drain therein the surface water from the swamp lands embraced within the limits of the aforesaid protection levee; said draining machines shall be connected with the present draining canals of said cities and such other drainage canals as said company may hereafter excavate, and shall be constructed so as to pump the water from said cities to a depth of at least ten feet below the mean level of Lake Pontchartrain.

SEC. 6. Be it further enacted, etc., That said company shall, at the beginning of each quarter, present to the State Auditor, at report of the amount of work they shall have performed in the construction of the aforesaid works during the last preceding quarter and the cost thereof, and thereupon the State Auditor shall draw his warrant on the State Treasurer in favor of the treasurer of said company for a sum equal to the amount of such quarterly expenditures, and on presentation of said warrant the State Treasurer shall pay the same, provided there are sufficient funds in his hands deposited by said company for drainage purposes, and in case there are not sufficient funds in his hands so deposited by said company, then, to the extent of such funds, and as rapidly thereafter as the same shall have been collected and paid over to him; and said company shall maintain said protection levee and draining machines in good repair, together with all canals leading to or from said draining machines; provided, said canals are such as have been turned over to said company by said boards of drainage commissioners, or such as have been excavated by said company for drainage purposes, and shall operate or run said draining machines whenever it is necessary, in order to drain the surface water from the swamp lands of said cities; and said company shall, at the beginning of each quarter, present to the State Auditor a quarterly report of the expenses thereof for the last preceding quarter, and thereupon the State Auditor shall draw his warrants on the State Treasurer in favor of the Treasurer of said company for a sum equal to the amount