New Orleans Republican.

OFFICIAL JOURNAL OF THE UNITED STATES

OFFICIAL JOURNAL OF NEW ORLEANS

OFFICIAL JOURNAL

OF THE

PROCEEDINGS OF THE SENATE

FIRST SESSION

OF THE

SECOND GENERAL ASSEMBLY

OF THE

STATE OF LOUISIANA.

Third Day's Session.

SENATE CHAMBER,
Wednesday, January 4, 1871.

The Senate met pursuant to adjournment.

Present, the Hon. O. J. Dunn, Lieutenant Governor and President of Senate, and Messrs. Anderson, Antoine, Barber, Blackman, Bowman, Butler, Campbell, Coupland, Daigle, Fish, Futch, Gallup, Harris, Herwig, Hunsaker, Ingraham, Jenks, Kelso, Lewis, Lynch, McMillen, Noland, O'Hara, Pierce, Pinchback, Ragan, Ray, Smith, Swords, Sypher, Thomas, Thompson, Todd, Twitchell, Whitney, Wilcox—36.

Prayer was offered by the Rev. Mr. Burch.

Mr. Daigle being present, was presented by Mr. Anderson, and the oath prescribed by the constitution was administered to him by the President of the Senate.

The Secretary of the Senate and the Sergeant-at-Arms then came forward and were sworn in.

The minutes of the previous day's session were partially read, and further reading was dispensed with. No corrections.

The Secretary read papers contesting the seats of Senators Bowman, Hunsaker and Butler.

Mr. Blackman presented papers contesting the seat of Senator Swords.

Mr. Ray moved that all the papers be laid on the table subject to call.

Adopted.

Mr. Wilcox offered the following resolution:

Resolved, That the Senate do now proceed to draw for seats. That the members retire from their seats, and as their names are drawn from a hat, by districts or delegations, under the supervision of the Secretary, they shall come forward and choose their seats.

Mr. Blackman moved to lay the resolution on the table, which the Senate refused.

The resolution of Mr. Wilcox was then adopted.

Mr. Pinchback moved to reconsider the adoption of the resolution.

Mr. Smith moved to lay the motion to reconsider on the table.

The motion to reconsider was laid on the table, on a division, by the following vote: Yeas 18; nays 14.

The Senate then proceeded to draw for seats.

After which Mr. Harris moved that the President appoint a Chaplain, Messenger and pages.

Adopted.

Mr. Todd moved that the Senate proceed to the election of an Official Reporter.

Mr. Lynch moved to lay the motion of Mr. Todd on the table until the Committee on Rules shall have made their report.

The Senate refused the motion to table by the following vote:

Yeas: Anderson, Bowman, Daigle, Futch, Herwig, Jenks, Lewis, Lynch, McMillen, Pierce, Ragan, Sypher, Thompson, Whitney, Wilcox—16.

Nays: Antoine, Barber, Blackman, Butler, Campbell, Coupland, Fish, Gallup, Harris, Hunsaker, Ingraham, Kelso, Noland, O'Hara, Pinchback, Ray, Smith, Swords, Thomas, Todd, Twitchell—21.

Mr. Todd's motion was then adopted.

Mr. O'Hara nominated Walter Ragan.

Mr. Coupland nominated Charles Colton.

Mr. Ray then moved that the nominations be closed.

Adopted.

On a call of the roll, the whole number of votes cast was thirty-five. Necessary to a choice, eighteen.

Mr. Colton received twenty-seven votes.

Mr. Ragan received eight votes.

Mr. Charles Colton having received a majority of all the votes cast, was declared elected Official Reporter of the Senate.

Mr. Campbell moved "that the Senate do now proceed to elect a committee of five Senators, to report rules for the government of that body; also the number of standing committees."

The President decided the motion out of order.

Mr. Campbell appealed from the decision of the Chair.

On a call of the yeas and nays, the question being "Shall the Chair be sustained," the President was sustained by the following vote:

Yeas: Antoine, Barber, Blackman, Bowman, Butler, Coupland, Daigle, Fish, Harris, Herwig, Ingraham, Kelso, Lewis, O'Hara, Pinchback, Ray, Smith, Thompson, Todd—20.

Nays: Anderson, Campbell, Futch, Gallup, Hunsaker, Jenks, Lynch, McMillen, Noland, Pierce, Ragan, Swords, Sypher, Twitchell, Whitney, Wilcox—16.

Mr. Campbell moved to reconsider the adoption of his substitute to Mr. Ray's resolution, offered and adopted on the first day's session.

Mr. O'Hara moved to adjourn, which the Senate refused on a call of the yeas and nays by the following vote:

Yeas: Antoine, Barber, Butler, Coupland, Harris, Herwig, Ingraham, Kelso, O'Hara, Pinchback, Ray, Todd—12.

Nays: Anderson, Blackman, Bowman, Campbell, Daigle, Fish, Futch, Gallup, Hunsaker, Jenks, Lewis, Lynch, McMillen, Noland, Pierce, Ragan, Smith, Swords, Sypher, Thomas, Thompson, Twitchell, Whitney, Wilcox—24.

Mr. Campbell's motion to reconsider then prevailed, and the substitute was taken under consideration.

Mr. Campbell moved to amend the substitute by striking out the words "by ballot."

Mr. Fish moved to amend by providing that the committee of five be appointed by the President.

Mr. Campbell moved to lay the motion of Mr. Fish on the table.

Adopted.

Mr. Pinchback moved that the Senate do now go into an executive session.

Mr. Lewis moved to lay the motion of Mr. Pinchback on the table.

The motion of Mr. Pinchback to go into executive session was then tabled by the following vote:

Yeas: Anderson, Blackman, Bowman, Campbell, Daigle, Fish, Futch, Gallup, Hunsaker, Jenks, Lewis, Lynch, McMillen, Noland, Pierce, Ragan, Swords, Sypher, Thompson, Twitchell, Whitney, Wilcox—23.

Nays: Antoine, Barber, Butler, Coupland, Harris, Herwig, Ingraham, Kelso, O'Hara, Pinchback, Ray, Smith, Todd—13.

Mr. Campbell moved the previous question.

Mr. Pinchback moved to adjourn, which the Senate refused, on a call of the yeas and nays, by the following vote:

Yeas: Antoine, Barber, Butler, Coupland, Fish, Harris, Herwig, Ingraham, Kelso, O'Hara, Pinchback, Ray, Smith, Todd—14.

Nays: Anderson, Blackman, Bowman, Campbell, Daigle, Futch, Gallup, Hunsaker, Jenks, Lewis, Lynch, McMillen, Noland, Pierce, Ragan, Swords, Sypher, Thomas, Thompson, Twitchell, Whitney, Wilcox—22.

Mr. O'Hara moved to indefinitely postpone the substitute, which the Senate refused, on a call of the yeas and nays, by the following vote:

Yeas: Antoine, Barber, Butler, Coupland, Fish, Harris, Herwig, Ingraham, Kelso, O'Hara, Pinchback, Ray, Todd—13.

Nays: Anderson, Blackman, Bowman, Campbell, Daigle, Futch, Gallup, Hunsaker, Jenks, Lewis, Lynch, McMillen, Noland, Pierce, Ragan, Smith, Swords, Sypher, Thomas, Thompson, Twitchell, Whitney, Wilcox—23.

The previous question was then put, and on the call of the yeas and nays, was ordered by the following vote:

Yeas: Anderson, Blackman, Bowman, Campbell, Daigle, Futch, Gallup, Hunsaker, Jenks, Lewis, Lynch, McMillen, Noland, Pierce, Ragan, Smith, Swords, Sypher, Thomas, Thompson, Twitchell, Whitney, Wilcox—23.

Nays: Antoine, Barber, Butler, Coupland, Fish, Harris, Herwig, Ingraham, Kelso, O'Hara, Pinchback, Ray, Smith, Todd—13.

The President deciding that the previous question carried with it only the adoption of the amendment, and not the resolution as amended, Mr. McMillen raised the point of order that the reconsideration of the original resolution brought it properly before the Senate, and that the previous question carried with it both the amendment and the resolution.

The President decided the point of order not well taken.

Mr. McMillen appealed from the decision of the President.

On a call of the yeas and nays, the question being, "Shall the decision of the Chair be sustained," the Senate refused to sustain the President, by the following vote:

Yeas: Antoine, Barber, Butler, Coupland, Fish, Harris, Herwig, Ingraham, Kelso, O'Hara, Pinchback, Ray, Smith, Thomas, Thompson, Todd—15.

Nays: Anderson, Blackman, Bowman, Campbell, Daigle, Futch, Gallup, Hunsaker, Jenks, Lewis, Lynch, McMillen, Noland, Pierce, Ragan, Swords, Sypher, Twitchell, Whitney, Wilcox—20.

The President deciding that according to the decision of the Senate, the question now recurred on the adoption of the resolution as amended, the resolution was adopted.

Mr. Ray moved to adjourn, which the Senate refused, on a call of the yeas and nays, by the following vote:

Yeas: Antoine, Barber, Blackman, Bowman, Butler, Coupland, Fish, Harris, Herwig, Ingraham, Kelso, O'Hara, Pinchback, Ray, Smith, Todd—16.

Nays: Anderson, Campbell, Futch, Gallup, Hunsaker, Jenks, Lewis, Lynch, McMillen, Noland, Pierce, Ragan, Swords, Sypher, Thomas, Twitchell, Whitney, Wilcox—18.

Mr. Campbell moved to proceed to call the roll, and as each Senator votes he shall announce the names of five Senators, and the five receiving the largest number of votes shall be declared elected as the committee on rules.

Mr. Pinchback moved, as a substitute to Mr. Campbell's motion, that the Senate proceed to elect a chairman of the committee.

Mr. Swords moved that Mr. Pinchback's substitute be laid on the table, and the same was tabled by the following vote, on a call of the yeas and nays.

Yeas: Anderson, Blackman, Bowman, Campbell, Daigle, Fish, Futch, Gallup, Herwig, Hunsaker, Jenks, Lewis, Lynch, McMillen, Nolan, Pierce, Ragan, Swords, Sypher, Thomas, Thompson, Twitchell, Whitney, Wilcox—24.

Nays: Antoine, Barber, Butler, Coupland, Ingraham, Kelso, O'Hara, Pinchback, Ray, Smith, Todd—11.

The question then recurring on Mr. Campbell's motion, the same was adopted.

The following Senators were placed in nomination:

Messrs. Campbell, Anderson, Blackman, Whitney, Wilcox, Thomas, Pinchback, Ray, Hunsaker, Bowman, Thompson.

Mr. Ray then moved that the nominations be closed.

Adopted.

On a call of the roll—

Mr. Campbell having received twenty-nine votes,

Mr. Anderson having received twenty-seven votes,

Mr. Whitney having received twenty-seven votes,

Mr. Thomas having received twenty-five votes,

Mr. Wilcox having received twenty-two votes,

They were declared elected a committee to report rules for the government of the Senate for the present session.

Mr. Wilcox offered the following resolution:

Resolved, That the Sergeant-at-Arms be instructed to furnish members and officers of the Senate three daily and two weekly papers each, to be selected by themselves.

Mr. McMillen moved to lay the resolution upon the table, which the Senate refused.

Mr. Wilcox's resolution was then adopted.

Mr. Todd moved to adjourn.

Adopted.

The President then announced that the Senate stood adjourned until Thursday, the fifth instant, at twelve o'clock M.

CHARLES H. MERRITT,
Secretary of the Senate.

EDITOR REPUBLICAN:

The following was picked up in the United States court room some two months ago. It was too good to be lost; but I lost it. Having recovered it, to guard against future accidents I ask that it be embalmed in the columns of the REPUBLICAN—safely lodged there like a "fly in amber."

Yours, CLERICUS.

First Monday in November.

"First Monday" is come—not a moment too soon!
'Tis a long time since the adjournment, in June;
And we meet once again, each for different reason,
Expecting a "windy" and most "trying" season.
We are ready for work, for the most of us are
Quite refreshed by our long summer practice at "bar!"
Or at several "bars," where the cocktails and punches
Are only excelled by their glorious lunches.
The Marshal is here, with his good-natured "phiz,"
Ever prompt, energetic and ready for "biz."
The clerk at his desk, with his cool, sober look,
Just waiting to bring all our "docket" friends to book.
The bailiffs are here—and what use are they, pray?
What use? Why, to draw their "two dollars per day."
The lawyers are here, with their eloquence warning:
Making clients, like eels, just a little go easy in skinning.
So, we're met here again—each from different cause;
Some inforce, some explain, and some mistify laws!
But we know in this "Temple" pure justice prevails,
When his Honor is present to balance the scales.

ADAM PHUL.

OFFICIAL JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

FIRST SESSION

OF THE

SECOND GENERAL ASSEMBLY

OF THE

STATE OF LOUISIANA.

Third Day's Proceedings.

HOUSE OF REPRESENTATIVES,
Wednesday, January 4, 1871.

The House met pursuant to adjournment, Speaker Carr in the chair.

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

Speaker Carr; Messrs. Abel, Adolphe, Antoine, Baker, Barker, Barrett, Barrow, Belot, Bentley, Blunt, Bowen, Brewster, Broussard, Brown, Bryan, Buchanan, Buckingham, Burch, Butler, Carter, Chachere, Crawford, Darby, Darinsburg, Davidson, Davis, Demas, Dewees, Durio, Ellis, Faulkner, Floyd, Fontelieu, Gaddis, Gardner, Garstkamp, P. Harper, W. Harper, Hempstead, Huston, Hyams, Johnson, Kearson, Kenner, Killen, Kinsella, La Saliniere, Laurent, Llambias, H. Lott, J. Lott, Lynch, Marie, Marvin, Matthews, McCarty, McFarland, Meadows, Moncure, Moore, Morris, Murray, Nelson, Ong, Oplatek, Overton, Pond, Quinn, Raby, Riley, Ringgold, Sartain, Schumacher, Stamps, Stanton, Stevens, Stinson, Tatman, Thompson, Tounoir, Tureaud, Ullman, Verrett, Wand, Washington, of Assumption, Washington, of Concordia, Waters, Wheyland, E. Williams, Worrall, Yorke, Young—86.

Quorum present.

Prayer by the Rev. Mr. Merritt.

Mr. Antoine, of Orleans, moved to dispense with the reading of the journal.

Carried.

The minutes of the previous day's session were corrected, wherein Mr. Burch, of East Baton Rouge, moved to reject the amendment in the ninth line of rule sixty-five, and they were approved as amended.

The Speaker announced the following standing committees on Contingent Expenses:

E. W. Dewees, of De Soto; P. Jones Yorke, of Carroll; C. Q. Bettler, of Bienville; Henderson Williams, of Madison; Milton Morris, of Ascension; H. C. Tounoir, of Pointe Coupee; E. Broussard, of Iberia;

And also the following special committee on the part of the House, to examine the books, accounts and vouchers of the State Treasurer: J. H. Bowen, of Orleans; L. J. Souer, of Avoyelles; A. Belot, of Orleans; H. J. Hyams, of West Baton Rouge; Victor E. McCarty, of Orleans.

Mr. Davis, of Orleans, under suspension of the rules, introduced the following resolution, which was read and unanimously adopted:

Resolved, That the Hall of the House of Representatives be and is hereby granted to veterans of 1814 and 1815 on Sunday, the eighth instant, for the purpose of celebrating the fifty-seventh anniversary of the battle of New Orleans.

Mr. Abel, of Bossier, as chairman of the Committee on Elections and Qualifications, under a suspension of the rules, introduced the following resolution, which was read:

Resolved, That in all cases of contest for the seat of a member of the House of Representatives, duly returned by the Board of Returning Officers, and sworn in according to law, the contesting party shall receive no mileage or per diem unless he establish his claim to the contested seat and is sworn in and seated.

Mr. Davidson, of Livingston, moved its adoption, and called for the previous question, which was ordered.

Upon the adoption of the resolution, the yeas and nays were demanded by Messrs. Antoine, of Orleans, and Young, of Concordia, which resulted as follows:

Yeas: Abel, Adolphe, Baker, Barker, Barrow, Bentley, Bowen, Brewster, Broussard, Brown, Bryan, Buchanan, Buckingham, Butler, Carter, Chachere, Darby, Darinsburg, Davidson, Davis, Demas, Dewees, Ellis, Faulkner, Floyd, Fontelieu, Gaddis, Gardner, Garstkamp, W. Harper, Hempstead, Huston, Hyams, Kearson, Kenner, Killen, Kinsella, La Saliniere, Llambias, Lynch, Mahoney, Marvin, Matthews, McCarty, McFarland, Meadows, Moncure, Moore, Morphy, Morris, Murray, Nelson, Ong, Oplatek, Otto, Overton, Pond, Quinn, Raby, Ringgold, Sartain, Schumacher, Smith, Souer, Stamps, Stanton, Stevens, Tatman, Thompson, Tounoir, Ullman, Wand, Washington, of Assumption, Washington, of Concordia, Waters, Wheyland, E. Williams, Worrall, Yorke, Young—80.

Nays: Antoine, Barrett, Blunt, Burch, Crawford, Durio, P. Harper, H. Lott, J. Lott, Marie, Riley, Tureaud, Wilson—13.

Mr. Dewees, of De Soto, moved to reconsider the vote just taken, and also moved to lay the motion to reconsider on the table.

Carried.

Mr. Kenner, of Orleans, introduced the following resolution, which was laid over under the rules:

Resolved, That the Speaker appoint a competent stenographer as the official reporter of the House, whose duty it shall be to report the debates of the House for publication in the official journal of the State, and whose compensation shall be twenty dollars a day.

Mr. Joseph B. Lott, of Rapides, introduced the following resolution, which was laid over under the rules:

Resolved, That the journal of the House be published in the New Orleans *Standard*, and that the expense of the same be paid out of the contingent fund.

Mr. Dewees, of De Soto, under a suspension of the rules, by a rising vote of sixty-three yeas to eight nays, introduced House bill No. 1, "An act appropriating $250,000 to pay the mileage and per diem of members of both houses of the General Assembly, and to pay the officers, employes and the contingent expenses of the same."

The bill was put upon its first reading.

Under a suspension of the constitutional rule, the bill underwent its second reading.

Mr. Davidson, of Livingston, moved its reference to the Committee on Contingent Expenses.

Mr. Dewees, of De Soto, moved to lay the motion to refer upon the table, upon which motion Messrs. Barrett and Antoine, of Orleans, called for the yeas and nays, which resulted as follows:

Yeas: Abel, Adolphe, Barrow, Belot, Bentley, Blunt, Bowen, Broussard, Brown, Buchanan, Buckingham, Butler, Carter, Crawford, Davis, Demas, Dewees, Faulkner, Floyd, Fontelieu, Gaddis, P. Harper, Hempstead, Huston, Hyams, Kearson, Kenner, Kinsella, La Saliniere, Llambias, H. Lott, J. Lott, Lynch, Mahoney, Marvin, Matthews, McCarty, McFarland, Moncure, Morphy, Morris, Ong, Quinn, Raby, Ringgold, Sartain, Souer, Stanton, Stevens, Tatman, Thompson, Tounoir, Ullman, Wand, Washington, of Assumption, Washington, of Concordia, Waters, Wheyland, E. Williams, Worrall, Yorke, Young—80.

Nays: Antoine, Barrett, Blunt, Burch, Crawford, Davidson, Garstkamp, Johnson, Marie, Nelson, Oplatek, Overton, Pond, Riley, Schumacher, Stamps, Thompson, Tureaud, E. Williams, Wilson, Worrall—20.

Upon motion of Mr. Dewees, of DeSoto, the bill was considered as engrossed, and he also moved a suspension of the rules, by which the bill should be considered in Committee of the Whole.

Carried.

Under a further suspension of the constitutional rule, the bill was put upon its third reading and final passage, its title adopted, and it was ordered to be sent to the Senate for concurrence.

NOTICES OF THE INTRODUCTION OF BILLS.

The following notices were given:

By Mr. Brown, of Ascension:

An act for the incorporation of a Young Men's Mercantile Library Association for the city of New Orleans.

Also, by the same member:

An act entitled an act for the appointment of commissioners to digest and annotate the laws of the State of Louisiana, and prepare a code of practice for the courts, and for other purposes.

By Mr. Davidson, of Livingston:

A bill to grant homesteads to all actual settlers on the public lands of the State of Louisiana.

By Mr. Faulkner, of Caldwell:

An act for the relief of Lewis M. Dawes, State assessor of the parish of Caldwell.

By the same member:

An act to authorize the sheriffs and police juries of the different parishes of the State, where there is no newspaper published in said parishes, to advertise by posting up copies and notices at the court-house, and at least three other public places in said parishes, all legal and judicial notices.

Br. Mr. Brewster, of Ouachita:

A joint resolution providing for the adjournment of the present session of the General Assembly on the first Saturday in February next.

By Mr. Yorke, of Carroll:

An act to incorporate the Carroll Parish Savings Bank and Trust Company.

By Mr. Gartskamp, of Jefferson:

An act to amend article nine hundred and fifteen of the Civil Code.

An act to change the numbers and limits of the First and Eighth Justice Courts for the parish of Jefferson, and to establish the Seventh and Eighth Justice Courts in the parish of Orleans.

An act to amend an act entitled "An act relative to the Justices of Peace, parish of Jefferson, and creating an additional Justice Court in the First Ward of said parish," approved February 9, 1869.

By Mr. Brewster, of Ouachita:

A bill to provide for the punishment of members of the General Assembly who may be proven guilty of accepting bribes.

By Mr. Souer, of Avoyelles:

A joint resolution instructing our Senators and Representatives in Congress in relation to a general amnesty, by the abrogation of the third section of the fourteenth amendment of the constitution of the United States.

Also, an act entitled an act to regulate and preserve the public peace in, and to prohibit unlawful and lewd conduct at places of amusement in the State of Louisiana, and for other purposes.

By Mr. Matthews, of Tensas:

A bill to incorporate the town of St. Joseph, parish of Tensas, Louisiana.

By Mr. Bentley, of St. Mary:

A bill for the purpose of allowing H. Bellocq, late of Algiers, to sue the State for damages sustained in the construction of levees.

By Mr. Wheyland, of Sabine:

A bill for the relief of William Wright, levee contractor.

By Mr. Hempstead, of Bienville:

A bill for the purpose of abolishing the system of police juries in the parishes, and providing for the election of Parish Commissioners to exercise the same duties as the police juries have heretofore.

By permission, Mr. Brown, of Ascension, introduced an act entitled an act to change the venue in the case of David Fisher, J. C. Olivier and Celestin Olivier from Ascension parish to the parish of St. James, which was put upon its first reading, under a suspension of the rules.

Under a suspension of the constitutional rule, the bill was put upon its second reading.

Mr. Davidson, of Livingston, moved its reference to the Committee on Judiciary.

Mr. Brown, of Ascension, moved to lay the motion to refer on the table, which was carried by a rising vote of 50 yeas to 12 nays.

The bill was considered as engrossed.

Under a further suspension of the constitutional rule, by a rising vote of 60 yeas to 12 nays, the bill was put upon its third reading.

Mr. Brown, of Ascension, moved that the bill do finally pass, and called for the previous question.

The main question was ordered.

Upon its final passage, the yeas and nays were demanded by Messrs. Worrall, of Jefferson, and Moncure, of Caddo, with the following result:

Yeas: Abel, Adolphe, Antoine, Barrett, Belot, Bentley, Blunt, Bowen, Brewster, Brown, Buchanan, Burch, Cochrane, Crawford, Darinsburg, Davis, Demas, Dewees, Faulkner, Floyd, Gaddis, Garstkamp, P. Harper, W. Harper, Hempstead, Huston, Johnson, Kearson, Kenner, Kinsella, Laurent, H. Lott, J. B. Lott, Lynch, Mahoney, Marvin, Matthews, McCarty, Moore, Morphy, Morris, Ong, Oplatek, Overton, Quinn, Raby, Riley, Ringgold, Sartain, Smith, Souer, Stamps, Stanton, Tounoir, Tureaud, Verrett, Wand, Washington, of Assumption, Washington, of Concordia, Waters, Wheyland, E. Williams, H. Williams, Wilson, Yorke, Young—56.

Nays: Baker, Barker, Barrow, Bryan, Butler, Carter, Chachere, Darby, Davidson, Durio, Ellis, Fontelieu, Hyams, Killen, La Saliniere, Llambias, McFarland, Meadows, Moncure, Murray, Nelson, Pond, Schumacher, Stevens, Stinson, Tatman, Thompson, Ullman, Worrall—24.

The bill was finally passed, and sent to the Senate for concurrence.

The Speaker laid before the House a communication from the State Superintendent of Education, asking for further time to make a report, which was granted.

Mr. Wheyland, of De Soto, moved to adjourn.

Lost.

Mr. Harper, of St. Charles, asked for a suspension of the rules to introduce a resolution.

The rules were suspended, and the following resolution was read and adopted:

Resolved, That each member of the House be permitted to select three daily and two weekly newspapers, and that the Sergeant-at-Arms shall, at the request of members, cause said daily papers to be sent to their residences in the city.

Mr. Young, of Concordia, moved that the House do now adjourn until 12 M. tomorrow.

Carried.

And the Speaker accordingly declared the House so adjourned.

WILLIAM VIGERS,
Chief Clerk.

The problem of round-the-world transportation is rapidly solving. A few weeks ago a shipment of twenty carloads of teas and silks were received from the far East by way of the Union Pacific Railroad; and a dispatch from San Francisco has been received announcing the departure of a train of forty cars, bearing over four hundred tons of teas and silks. The making of these shipments in midwinter indicates the confidence of merchants in the regularity of the running of trains upon this great railroad.

DEBATES OF THE HOUSE.

WEDNESDAY, January 4, 1871.

The House met promptly at twelve o'clock. Ninety-one members were present.

Prayer by the Chaplain.

On motion, the reading of the journal was dispensed with.

Mr. Burch, of East Baton Rouge, objected to that passage in the House journal in which he was represented as making a motion to reject the eighth amendment of the Committee on Rules.

The Speaker then announced several committees.

The rules were suspended for the reading of several bills.

Notices of several bills to be introduced by members were then read.

Mr. Brown, of Ascension, asked for a suspension of the rules to introduce a bill. Rules suspended. Bill read first time. The object of the bill was to change venue in the trial of the Oliviers and Fisher, in the Donaldsonville riots.

Mr. Davidson, of Livingston, moved that the bill be referred to the Judiciary Committee, when appointed.

Motion tabled—50 to 12.

The bill was then read for the second and third time under a suspension of the rules.

On the final passage Mr. Worrall, of Jefferson, said: I arise to oppose this bill, simply because I know nothing about it. Not a single word has been said about it, and no member of the House can possibly understand it. It certainly looks very suspicious when a bill is thrust in this manner without a moment's consideration. We do not know but that this may be doing manifest injustice to persons interested—it may be an insult to the court and the juries—I call upon the members to oppose it. I protest against the passage of the bill until we have had an opportunity of hearing something about it.

Mr. Lynch, of Iberville, explained that the bill was intended to remove the venue. The accused is apprehensive that he can not obtain justice in one parish, and he seeks to have his trial removed to another parish. There is nothing in it that requires any deliberation, and no public interests will be damaged by it. I would ask the gentleman who opposed the bill, on what grounds he can make any objection. The public interest has nothing to fear from change of venue, and no person can be injured by it, and the accused can have a fair trial under the laws of the State.

Mr. Davidson, of Livingston, said that thirty years ago that bill was passed, and there was no necessity for express legislation.

The Clerk then read the section of the Revised Statutes referred to by Mr. Davidson.

Mr. Brown, of Ascension: Under the circumstances, it is impossible to take advantage of the statute, from the fact that the case comes off next Friday. The accused have no chance of obtaining justice. The counsel for the defense is now in New Orleans, and has been unable to get up to Ascension parish up to this day. This trial will do a great injustice to these men. It will not be possible to get justice. I have introduced this bill, and hope to have it passed. It is necessary to put it through immediately. I know that these men are innocent. The man accused of the murder tried to prevent the murder, and the other two parties were three miles from the scene of the murder when it occurred. I claim simple justice to American citizens who are kept closely confined in dungeons. The witnesses in this case came from St. James parish. They are poor men, and it will be impossible for them to go to Donaldsonville. If the venue in this case is changed these witnesses can be at hand at any moment, and the prejudice is not so great in St. James as in Ascension parish. The accused are law-abiding citizens, and should have justice at the hands of American citizens.

Mr. Schumacher, of Orleans, objected to establishing such a precedent and wanted the case tried where it belonged. He thought it was throwing a slur on those members coming from Ascension to say that there was no justice in that parish. Our time is paid for by the people of Louisiana, and we are here to do business. I shall oppose all things which will occupy our time here, which the people have to pay for: who knows anything about this bill?

Mr. Moncure, of Caddo: There is no necessity for any such bill. The law of Louisiana is ample to protect the innocent, and I hope this House is not to be invoked to shield the guilty. The Judge of the District Court of the parish of Ascension can grant this change of venue if the proper claim is made to him. We have none of the evidence of which the gentleman has spoken, and whether the parties are innocent or guilty we do not know. Let them be tried in the courts, where the offenses are committed. If there is sufficient reason, the judge is bound to make a change of venue, and I appeal to this House not to establish such a precedent, but to permit this trial to take its regular course, because there is ample means in the judge, jury and Governor to protect the innocent.

Mr. H. Lott, of Rapides, stated that it was impossible to have a jury in the parish of Ascension; that it would do anything but convict the accused, and the people were afraid to render a decision according to the dictates of their conscience.

The bill was finally passed by a vote of sixty-seven to twenty-nine.

Mr. Wheyland moved an adjournment. Motion defeated by a vote of fifty to twenty-six.

A motion regarding the supply of newspapers to members, after slight discussion, was adopted.

On motion of Mr. Young, of Concordia, the House adjourned at 1:45 P. M. until 12 M. to-day.

SHERIFF'S SALES.

Mr. and Mrs. P. E. Wiltz vs. Widow de St. Romes—Seventh District Court for the parish of Orleans—No. 1328.

BY VIRTUE OF A WRIT OF FIERI FACIAS to me directed by the honorable the Seventh District Court for the parish of Orleans, in the above entitled cause, I will proceed to sell at public auction, at the Merchants and Auctioneers' Exchange, Royal street, between Canal and Customhouse streets, in the Second District of this city, on MONDAY, February 6, 1871, at twelve o'clock M., the following described property, to wit—

ONE LOT OF GROUND, situate in the Second District of this city, in the square bounded by St. Anne, Dumaine, Rampart and St. Claude streets, said lot having, in French measure, thirty-five feet front on St. Anne street by ninety-one feet six inches in depth, together with the two-story brick house and two-story kitchen on said lot, and any other improvements thereon, said property having been acquired by defendant, Widow de St. Romes, from the estate of her husband, as appears by the inventory taken by J. Agaisse, late a notary public in this city, on the sixteenth of September, 1843.

Seized in the above suit.

Terms—Cash on the spot. C. S. SAUVINET,
ja5 29 fe5 Sheriff of the Parish of Orleans.

Bridget Coyle vs. Scott & McClintock—Fourth District Court for the parish of Orleans, No. 23,749.

BY VIRTUE OF A WRIT OF FIERI FACIAS directed by the Honorable the Fourth District Court for the parish of Orleans, in the above entitled cause, to Thomas L. Maxwell, late Sheriff, and by said late Sheriff to me transferred, I will proceed to sell at public auction, on the premises hereinafter designated, on MONDAY, January 16, 1871, at 5 o'clock P. M.—

THE ENTIRE CONTENTS OF THE PRINTING OFFICE No. 27 Commercial Place, First District of this city, as per inventory, which may be seen at my office.

Seized in the above suit.

Terms—This being the second and last auction, the said property will be definitely adjudicated to the highest and last bidder for what it will bring at twelve months' credit, the purchaser furnishing bond with good and solvent security, bearing five per cent interest per annum from date until final payment.

Said purchaser will have to deduct and pay in cash the printing, Sheriff's and clerk's fees and keeping, amounting altogether to the sum of eight hundred and fifty dollars ($850 00).

C. S. SAUVINET,
ja5 10 15 Sheriff of the Parish of Orleans.

B. G Powell vs. Anthony J. Sansoni—Seventh District Court for the parish of Orleans, No. 5212.

BY VIRTUE OF A WRIT OF FIERI FACIAS to me directed by the Honorable the Seventh District Court for the parish of Orleans, in the above entitled cause, I will proceed to sell at public auction, on the premises hereinafter designated, on SATURDAY, January 14, 1871, at 10½ o'clock A. M.—

THE RIGHT OF OCCUPATION of the defendant to the premises Nos. 22½ and 24 Carondelet street, First District of this city, under lease recorded in the conveyance office of this parish, in book No. 99, folio 256, and in the mortgage office in book 89, folio 373, as appears from the lease itself, on file in my office.

Seized in the above suit.

Terms—Cash, payable monthly. The purchaser to assume all the obligations of the defendant toward the landlord under the aforesaid lease, and furnish good and solvent surety, to the satisfaction of the landlord, for the payment of the rent from day of sale to expiration of lease.

C. S. SAUVINET,
ja4 10 14 Sheriff of the Parish of Orleans.

SHERIFF'S SALES.

A. G. Farwell & Co. vs. F. M. Fisk—Fifth District Court for the parish of Orleans, No. 1656.

BY VIRTUE OF A WRIT OF FIERI FACIAS to me directed by the honorable the Fifth District Court for the parish of Orleans, in the above entitled cause, I will proceed to sell, at public auction, at the Merchants and Auctioneers' Exchange, Royal street, between Canal and Customhouse streets, in the Second District of this city, on SATURDAY, February 4, 1871, at twelve o'clock M., the following described property, to wit—

A CERTAIN LOT OF GROUND, together with the buildings and improvements thereon, rights, privileges, etc., situated in the First District of this city, in the square bounded by Notre Dame, New Levee, Girod and Fulton streets, and designated by the number ten on a plan known as the plan of J. A. Beard, duly certified by Hugh Grant, late surveyor, under date of the twelfth January, 1852, and deposited in the office of H. B. Cenas, late a notary public in this city, for reference. Said lot measures twenty-three feet eight inches and six lines front on New Levee street, and twenty-three feet nine inches and six lines front on Fulton street, by a depth of one hundred and twenty-one feet seven inches and five lines, on the line which divides it from lot number nine, and one hundred and twenty-one feet nine inches and one line in depth and front on Notre Dame street—being the same property acquired by defendant herein by purchase from Henry Fassman, as per act passed before George W. Christy, a notary public in this city, on the twenty-first day of March, 1866.

Seized in the above suit.

Terms—Cash on the spot. C. S. SAUVINET,
ja4 17 fe4 Sheriff of the Parish of Orleans.

Alonzo D. Sheldon vs. James C. Walker—Fourth District Court for the parish of Orleans, No. 24,807.

BY VIRTUE OF A WRIT OF SEIZURE AND SALE to me directed by the honorable the Fourth District Court for the parish of Orleans, in the above entitled cause, I will proceed to sell at public auction, at the Merchants and Auctioneers' Exchange, Royal street, between Canal and Customhouse streets, in the Second District of this city, on MONDAY, February 6, 1871, at twelve o'clock M., the following described property, to wit—

TWO CERTAIN SQUARES OR PARCELS OF GROUND in the First District of this city, and designated respectively by the letters B and C on a certain plan of Arthur C. de Armas, late deputy surveyor and civil engineer, dated New Orleans, April 22, 1868, and deposited in the office of James D. Augustin, a notary public in this city, for reference, which plan is paraphed and countersigned "Ne Varietur" for identity, with an act of sale passed before said notary May 10, 1869, and bounded as follows, to wit: square B by d'Hemecourt, St. John, St. James and Bandin streets; Square C by the three last mentioned streets and Banks street; the said squares B and C, also designated by city numbers seven hundred and fifty-one and seven hundred and fifty-two on the Controller's certificate annexed to said act of May 10, 1869, and measuring each a front on each of the said streets, bounding the same, of three hundred and nineteen feet eight inches and six lines, being the same property acquired by the defendant herein by purchase from John Arrowsmith, as per act passed before said Augustin, notary, dated May 10, 1869.

Seized in the above suit.

Terms—Cash on the spot. C. S. SAUVINET,
ja5 17 fe5 Sheriff of the Parish of Orleans.

Barthelemy Beoubay vs. James Herron—Fourth District Court for the parish of Orleans, No. 24,794.

BY VIRTUE OF A WRIT OF SEIZURE AND sale to me directed by the Honorable the Fourth District Court for the parish of Orleans, in the above entitled cause, I will proceed to sell at public auction, at the Merchants and Auctioneers' Exchange, Royal street, between Canal and Customhouse streets, in the Second District of this city, on MONDAY, January 23, 1871, at twelve o'clock M., the following described property, to wit—

A CERTAIN LOT OF GROUND, situated, lying and being in the First District of this city, in the square bounded by Gravier, Galvez, Perdido and Johnson streets, designated by the number nine on a plan made by L. Reizenstein, late surveyor, on the sixth of March, 1867, deposited in the office of W. J. Castell, notary public in this city, for reference. Said lot measures, according to said plan, thirty feet front on Galvez street, by a depth of one hundred feet between parallel lines. Together with all the buildings and improvements thereon, rights, ways and advantages thereunto belonging or in anywise appertaining.

Being the same property acquired by defendant herein from Nicholas Herron, per act passed before said notary, W. J. Castell, on the twenty-sixth November, 1869.

Seized in the above suit.

Terms—1. In cash for a sufficient amount to pay plaintiff's claim, to wit: The sum of nine hundred and four dollars ($904), with interest thereon at eight per cent per annum from the twenty-sixth day of November, 1869, till the day of sale, five per cent attorney's fees and costs of suit. 2. The purchaser to assume, to the extent of the amount of his bid, the payment of a promissory note, secured by concurrent mortgage on said property, drawn by defendant to his own order, and by him indorsed, dated the twenty-sixth day of November, 1869, for the sum of nine hundred dollars ($900), payable eighteen months after date, and bearing interest at the rate of eight per cent per annum from date till paid. 3. And the balance of the price of adjudication, if any, cash on the spot.

C. S. SAUVINET,
de21 ja5 22 Sheriff of the Parish of Orleans.

Mrs. Widow Gertrude Hoehn vs. Nicolaus Goetz—Seventh District Court for the parish of Orleans, No. 8268.

BY VIRTUE OF A WRIT OF SEIZURE AND SALE to me directed by the Honorable the