ew Orleans Republican.

CIAL JOURNAL OF THE UNITED STATES
TAL JOURNAL OF NEW ORLEANS

FFICIAL JOURNAL
OF THE
EEDINGS OF THE SENATE
IRST SESSION
OF THE
ND GENERAL ASSEMBLY
OF THE
ATE OF LOUISIANA.

Sixth Day's Session.

SENATE CHAMBER, Saturday, January 7, 1871.

nt: Hon. O. J. Dunn, Lieutenant-r and President of the Senate, and Anderson, Antoine, Barber, Black-Bowman, Butler, Campbell, Coup-Daigle, Fish, Futch, Gallup, Harris, g, Hunsaker, Ingraham, Jenks, Kelso, Lynch, McMillen, Noland, O'Hara, Pinchback, Ragan, Ray, Smith, s, Sypher, Thomas, Todd, Twitchell, ey, Wilcox—35.

er by the Rev. Mr. Burch.

Whitney moved that the reading of utes of the previous day's proceed-dispensed with.

ted.

orrections.

Ragan offered the following resolu-

ed, That a committee of three be to examine and inquire what dispo-as made of the five million ($5,000,-lars bonds for the use of the city of leans, and authorized by an act of eral Assembly of 1868; and that the tee is empowered to send for per-l papers, and that the committee be one clerk.

pyer.

ecretary announced the filing of pa-J. P. Newsham, contesting the seat r Jenks.

wis moved that House bill No. 1 be and put upon its first reading.

d, and bill read its first time.

wis moved that the rules be sus-nd the bill read the second time.

d, and bill read its second time.

d moved that the bill be referred.

wis moved to lay the motion to re-table.

is moved that the bill be adopted d reading.

titutional rule was further sus-a four-fifths affirmative vote, on yeas 29, nays 2, the bill read its last time and finally adopted

ions consent the joint resolution yesterday by Mr. Blackman was up and read.

ckman offered the following , to be substituted for all that e first resolve down to and in-words "to advocate:"

That we cordially indorse the Senators and Representatives in their attempt to have said emoved, and we earnestly re-advocate.

solution was being discussed, ge, enclosing the following re-received from the House:

It has pleased an all-wise Pro-emove from our midst our fel-tative from the parish of As-e Honorable Joseph S. Douglass;

That in respect to the memory colleague, the Honorable Joseph , that this House do now adjourn Monday, the ninth day of Janu-elve o'clock M.; and be it further That the Clerk of this House be to transmit a copy of these resolu-the Senate.

REAS, Joseph Toffical, a member om the parish of East Baton Rouge, illed in the riot at Baton Rouge, on ight of November the seventh there-be it

Resolved, That in respect to the memory our colleague, that this House adjourn to ext Monday, January 9, at twelve o'clock, and be it further

Resolved, That the Clerk of this House be directed to transmit a copy of these resolu-tions to the Senate, and to his widow.

Mr. Pinchback moved that out of respect to the memory of our deceased colleagues the Senate do now adjourn.

Adopted.

Previous to the announcement of adjourn-ment, the President made a few remarks, calling the attention of the Senate to certain statements regarding himself occurring in the Message of the Governor vetoing the bill entitled an act to amend the Metropoli-tan Police act, and stated wherein said statements were incorrect, and then an-nounced that the Senate stood adjourned until Monday, the ninth instant, at twelve o'clock M.

CHARLES H. MERRITT,
Secretary of Senate.

FFICIAL JOURNAL
OF THE
SE OF REPRESENTATIVES
IRST SESSION
OF THE
OND GENERAL ASSEMBLY
OF THE
ATE OF LOUISIANA.

Seventh Days' Proceedings.

HOUSE OF REPRESENTATIVES, Monday, January 9, 1871.

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

roll was called and the following rs answered to their names:

ms, Carr, Abell, Adolphe, Antoine, Bacher, Barrett, Barrow, Bebot, y, Beckham, Blunt, Bowen, Brewster, ard, Brown, Bryan, Buchanan, ham, Bunch, Butler, Carter, ne, Cochrine, Crawford, Darby, Davis, Davidson, Doris, Demas, De-Ellis, Faulkner, Floyd, Fontelieu, Gardner, Garstkamp, P. Harper, W. Harper, Hunsaker, Hyams, Johnson, Kearson, Kenner, Killen, La Saliniere, Lambias, H. Lott, J. Lott, Lynch, Mahoney, Marie, Matthews, Mc-Farland, Meadows, Morphy, Morris, Murray, Oglatek, Otto, Overton, Pond, Quinn, Ruby, Riley, Ringgold, Schumacher, Sauer, Stamps, Stanton, Tatman, Tounoir, Turcaud, Ullman, Verrett, Wands, Washington, Wheyland, E. Williams, H. Williams, Wilson, Worrall, Yerke, Young—72.

The Speaker also announced the following standing committees of the House:

On Immigration—J. H. Bowen, of Orleans (chairman); W. G. Johnson, of Orleans; W. R. Wheyland, of Sabine; J. B. Lott, of Rapides; Alexander C. Bickham, of Wash-ington; Henry Demas, of St. John; J. Nel-son, of Lafourche.

On Commerce and Manufactures—J. Wilson, of Baton Rouge (chairman); Isaac Ullman, of Orleans; H. R. Kearson, of Grant; A. W. Faulkner, of Caldwell; J. S. Killen, of Claiborne; F. C. Antoine, of Or-leans; C. D. Tatman, of St. Landry; Adolphe Tureaud, of St. James; James M. Thomp-son, of St. Tammany.

On Charitable and Public Institutions—W. C. Kinsella, of Orleans, chairman; Raford Blunt, of Natchitoches; Charles S. Abell, of Bossier; L. J. Sauer, of Avoyelles; H. L. Pond, of East Feliciana; E. C. Morphy, of Orleans; J. J. Barrow, of West Feliciana.

On Constitution—Milton Morris, of As-cension, chairman; E. F. Buckingham, of Morehouse; W. B. Barrett, of Orleans; L. C. La Saliniere, of St. Martin; J. C. Mead-ows, of Claiborne; Henry Raby, of Natchi-toches; J. C. Moncure, of Caddo.

Mr. Wheyland, of Sabine, by permission, introduced the following resolution, which was read, under a suspension of the rules, and adopted:

Resolved, That the Speaker appoint a com-mittee of five members of the House to in-vestigate the affairs of the Board of Public Works, and report as soon as possible.

MESSAGE FROM THE SENATE.

The Secretary of the Senate was an-nounced, with the following message:

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has concurred in House bill No. 1, appropriating $250,000 to pay mileage and per diem of the members of both houses of the General Assembly, officers, etc.

CHARLES H. MERRITT,
Secretary of the Senate.

Mr. Burch, of East Baton Rouge, by per-mission offered the following resolution, which was read under a suspension of the rules, and adopted:

Resolved, That the Warrant Clerk is authorized and directed to pay to the mother of J. S. Douglass his mileage and per diem for this session.

Mr. Kenner, of Orleans, by permission introduced the following resolution, which was read under a suspension of the rules:

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

Mr. Garstkamp, of Jefferson, moved to amend by inserting the *Louisiana State Register* in place of the *Louisianian*.

Lost.

Mr. Schumacher, of Orleans, offered the following amendment, and moved its adop-tion:

Resolved, That all proceedings of this House be published in the *German Gazette* and paid for out of the contingent fund.

Mr. Hempstead, of Iberville, called for the previous question on the adoption of the amendment.

The main question was ordered, and the amendment was adopted.

Mr. Moncure, of Caddo, moved that the original resolution as amended be referred to the Committee on Public Printing.

Carried.

Mr. Young, of Concordia, by permission, introduced the following resolution, which was read and laid over, under the rules:

Resolved, That a committee of three be appointed, as a special committee, to inves-tigate and inquire into the condition of the Ship Island Canal Company, with a view of ascertaining if said company has complied with the conditions of the charter granted it by the Legislature of 1868-70; and that said committee be allowed a clerk, in order to enable the committee to report at as early a day as practicable.

Mr. Ong, of St. Bernard, by permission, introduced the following resolution, which lies over under the rules:

Resolved, That the Speaker appoint a special committee of three members of this House whose duty it shall be to investigate affairs of the lessees of the New Canal Com-pany, and report to this body at an early day the conditions of said lease, and whether the lessees have complied with their contract or lease; also to inquire into and report to this House what rights and interests, if any, this State has in said im-provement, and that the committee have power to send for persons and papers, and to examine witnesses under oath.

Mr. Stanton, of Bossier, by permission, presented a resolution, which lies over, the House having refused to suspend the rules for its consideration.

A resolution for the appointment of a special committee of five to investigate all matters relating to the facilities and disadvantages of the wharves, landings and harbors of the port of New Orleans, as relating to freights, passengers, storage, and common carriers, and the prevention of dangerous conflagrations thereat, and for other purposes.

Resolved, That a special committee of five be appointed, to inquire into the facilities of the various wharves, landings, and their appurtenances, of the port of New Orleans, for the discharge and receiving of cargoes of freight, landing of passengers, and the safety of the harboring of all common car-riers; and as to what disadvantages these various branches of the business of New Orleans may be suffering from by either corporate or private privileges, and as to prevent recurrence of the late conflagrations thereat, and otherwise hin-dering the commercial advantages of the said port. That said committee shall have power to send for persons and papers, and take the affirmation of witnesses, and such other evidence as they may deem necessary for the purposes of the investigation, and report by bill or otherwise what legislation may be necessary to advance the commer-cial interests of the city of New Orleans, by the proper municipal regulations of the wharves, landings and harbors of the said port.

REPORTS OF STANDING COMMITTEES.

The Committee on Elections and Qualifi-cations, through its chairman, submitted the following report, with accompanying docu-ment, which was received and accepted, and their recommendation agreed to with-out objection:

HOUSE OF REPRESENTATIVES, State of Louisiana, New Orleans, January 9, 1871.

To the Honorable Speaker and members of the House of Representatives:

The Committee on Elections and Qualifi-cations ask leave to report, that by virtue of section 1431, Revised Statutes, a written notice, within thirty days after the election, by the party intending to contest, is abso-lutely necessary, and in support of this construction, an opinion of the Attorney General is herewith submitted:

That the matter of James M. Vance vs. Stanton et als. does not come within the rule. They therefore submit, as the sense of the committee (no good reason appearing to the contrary), that the present sitting members from the parish of Bossier be con-firmed in their seats.

GEORGE L. SMITH,
Chairman, pro tem.:
THOMAS GREEN DAVIDSON,
C. O. BUTLER,
C. H. RINGGOLD,
CHARLES S. ABELL,
H. MAHONEY,
HARRY LOTT.

ATTORNEY GENERAL'S OFFICE, State of Louisiana, New Orleans, January 9, 1871.

Hon. Chairman Committee on Elections and Qualifications:

In answer to your request of Sat-urday, January 7, 1871, for an opinion or any opinion that may be rendered, I beg to state that the sense of the decisions of our courts is that the notice of contest must be given within thirty days from the first Monday of November (election day).

Each branch of the General Assembly is, by the constitution, made the judge of the return of qualification of its members, but this does not prevent the General Assembly from prescribing such rules for determining such returns and qualifications as it may deem proper. The rule prescribed in sec-tion 1431, Revised Statutes, seems to be sac-ramental. The "Board of Canvassers" are required to meet at the State capital within ten days after the election to compile the votes and make proclamation of the result.

Say it should take ten days to complete the work, there still remain ten days of the thirty, from day of election, within which notice can be given, being exactly the time allowed for contests of elections in courts of justice.

Besides, the wording of the law is differ-ent between contests for parish offices be-fore courts of justice, and contests before the General Assembly.

It will be seen by section 1418, Revised Statutes, that after the clause "of the elec-tion," thus, in the first instance ("After the the close, etc.,") referring to the proclama-tion of the result, and in the second place ("Of the election") to the day on which the election was held.

I am clearly of the opinion that the notice should be given within thirty days from the day on which the election was held.

Very respectfully, yours,

SIMON BELDEN,
Attorney General.

NOTICES OF BILLS.

Notices were given that the following en-titled bills would be introduced on some fu-ture day:

By Mr. Davidson, of Livingston:

An act to incorporate the Romeal Water Power Manufacturing Company, parish of Tangipahoa.

By Mr. Brewster, of Ouachita:

An act to grant leave of absence to the Hon. Robert Ray, Judge of the Fourteenth Judicial District.

By Mr. Harper, of St. Charles:

An act to regulate loans.

By. Mr. Bickham, of Washington:

An act for the purpose of incorporating all the churches of all denominations, in the parish of Washington, and also, at the same time, all the public schools in said parish, white and colored.

By Mr. Schumacher, of Orleans:

An act entitled an act for the better pro-tection of surgical and mechanical dentistry in the State, and for other purposes.

By Mr. Marie, of Terrebonne:

An act to incorporate the New Orleans Theatre Company of New Orleans.

By Mr. Lott, of Rapides:

An act for the relief of Bramstein and Bender.

By Mr. Bryan, of Calcasieu:

An act making an appropriation to deepen the mouth of the Calcasieu river, and improve the navigation of the same.

By Mr. Bentley, of St. Mary:

Joint resolution petitioning Congress to devise some plan by which the privileges of a common school education may be generally and uniformly extended to the youth of the United States.

By Mr. Pond, of East Feliciana:

An act to change the name of Mrs. Stella Bradley Hunter, widow of the late Eugene Hunter, of Clinton, Louisiana, to that of Stella Eugene Hunter.

By Mr. Burch, of East Baton Rouge:

An act for the relief of Mrs. Leontine L'Official, widow of J. L'Official, member elect to this House, killed in the riot at Baton Rouge on the night of November 7, 1870, election night.

By Mr. Meadows, of Claiborne:

An act to change the time of holding the parish courts in the Eleventh Judicial Dis-trict, and to empower the parish judges to transact all kinds of business at each term, and to authorize the parish judges of Clai-borne, Bienville, Jackson and Union to fix the terms of their respective courts.

INTRODUCTION OF BILLS.

Previous notice having been given, House bill No. 10, an act to extend the limits of the corporation of the town of Minden, and to give the corporate authorities thereof the exclusive control of the license and sale of spirituous and intoxicating liquors within said limits, and the disposition of the reve-nues arising therefrom, was put on its first reading.

Under a suspension of the constitutional rule, the bill underwent its second reading, and was referred to the Committee on Judi-ciary.

Previous notice having been given House bill No. 11, an act to reimburse cer-tain taxes illegally imposed and collected under act No. 55, approved April 14, 1865, was put upon its third reading. The con-stitutional rule having been suspended, the bill was read a second time by title, and was referred to the Committee on Ways and Means.

Previous notice having been given, House bill No. 12, an act to provide compensation for counsel for accused persons in certain cases in the parishes of St. Bernard, Plaquemines and Jefferson, was read for the first time.

The constitutional rule was suspended and the bill read a second time, and was re-ferred to the Committee on Judiciary.

Previous notice having been given, House bill No. 13, an act for the relief of J. B. Mc-Lin, of the parish of Orleans, was put on its first reading and calendaned.

House bill No. 14, an act to apportion the representation in the General Assembly among the several parishes and Representa-tive Districts, to fix the Senatorial Districts throughout the State, and the Representa-tive Districts in the parish of Orleans, was put upon its first reading.

Mr. Garstkamp, of Jefferson, moved an amendment to the first section.

The Speaker ruled that amendments were not in order on the first reading of a bill.

The constitutional rule being suspended, the bill was placed on its second reading, and made the special order of the day for Wednesday next at one o'clock.

Mr. Davidson of Livingston, moved that consideration of the veto messages of the Governor be postponed until they could be printed and laid upon the desks of the mem-bers, and that their printing be ordered.

Carried.

The Committee on Enrollment submitted the following report, which was received and accepted:

HOUSE OF REPRESENTATIVES, Enrollment Office, New Orleans, January 9, 1871.

To the Honorable Speaker and Members of the House of Representatives:

In the absence of the Committee on En-rollment, I beg leave to report as duly en-rolled under my supervision the following bill:

House bill No. 1, an act appropriating the sum of two hundred and fifty thousand dollars for the payment of members, officers, employes and contingent expenses of the General Assembly of the State of Louisiana.

Very respectfully,

E. GAUTHIER,
Chief Enrolling Clerk.

Mr. Faulkner, of Caldwell, moved a re-consideration of the vote whereby the bills accompanying the veto messages of the Governor were ordered to be printed.

Mr. Dewees, of De Soto, moved to lay the motion to reconsider on the table.

Lost by a rising vote of twenty-eight yeas to fifty nays.

Mr. Dewees, of De Soto, moved an ad-journment, and demanded the yeas and nays, which resulted as follows:

Yeas: Abell, Antoine, Baker, Barker, Barrow, Belot, Bickham, Bowen, Bryan, Cochran, Davidson, Dewees, Durio, Ellis, Lambias, H. Lott, Meadows, Moncure, Nelson, Pond, Sartain, Stanton, Thompson, Wheyland—24.

Nays: Adolphe, Barrett, Bentley, Blunt, Brewster, Broussard, Brown, Bryan, Buchanan, Buchingham, Burch, Butler, Carter, Chachere, Crawford, Darby, Darinsburg, Davis, Demas, Faulkner, Floyd, Fonteliou, Gaddis, Gardner, Garstkamp, P. Harper, W. Harper, Hempstead, Huston, Hyams, Johnson, Kearson, Kenner, Killen, Kinsella, La Saliniere, Laurent, J. Lott, Lynch, Mahoney, Marie, Marvin, Matthews, McCarty, McFarland, Moore, Morphy, Morris, Murray, Ong, Oglatek, Otto, Over-ton, Quinn, Raby, Riley, Ringgold, Schu-macher, Smith, Sauer, Stamps, Stevens, Stinson, Tatman, Tounoir, Tureaud, Ull-man, Verrett, Wands, Washington, of As-sumption, Washington, of Concordia, Waters, E. Williams, H. Williams, Wilson, Worrall, Yerke, Young—72.

Lost.

Mr. Dewees, of De Soto, moved that the bills accompanying the veto messages of the Governor be printed, and made the special order of the day for Saturday next half-past twelve o'clock and called for the previous question, upon which motion Mr. Hempstead, of Iberville, called for the yeas and nays, with the following result:

Yeas: Abell, Adolphe, Antoine, Barrett, Blunt, Broussard, Brown, Buchanan, Burch, Carter, Crawford, Darby, Davis, Demas, Dewees, Durio, Faulkner, Fonteliou, Gad-dis, Garstkamp, P. Harper, Hempstead, Huston, Jordan, Johnson, Kearson, Kenner, La Saliniere, Laurent, H. Lott, J. Lott, Mahoney, Marvin, Matthews, McCarty, McFarland, Morphy, Morris, Murray, Oglatek, Otto, Overton, Quinn, Ringgold, Schumacher, Stamps, Stevens, Stinson, Ullman, Wands, Washington, of Assump-tion, Washington, of Concordia, Waters, Wheyland, E. Williams, H. Williams, Yerke, Young—58.

Nays: Baker, Barker, Barrow, Belot, Bentley, Bickham, Bowen, Brewster, Bryan, Butler, Chachere, Davidson, Floyd, Gardner, W. Harper, Lambias, Marie, Moore, Nelson, Ong, Pond, Riley, Sartain, Stanton, Tatman, Thompson, Tureaud, Wilson, Worrall—29.

The main question was not ordered.

Mr. Hempstead, of Iberville, moved an adjournment until 10 A. M. to-morrow, and being seconded by Mr. Dewees, of De Soto, called for the yeas and nays, with the fol-lowing result:

Yeas: Abell, Baker, Barker, Barrow, Bickham, Bryan, Cochran, Davidson, De-wees, Hempstead, Moore, Nelson, Pond, Ringgold, Sartain, Stinson, Thompson, Wheyland, Worrall—19.

Nays: Antoine, Barrett, Bentley, Blunt, Brewster, Broussard, Brown, Buchanan, Buckingham, Burch, Butler, Carter, Cha-chere, Crawford, Darby, Darinsburg, Davis, Demas, Durio, Ellis, Faulkner, Floyd, Fon-teliou, Gaddis, Gardner, Garstkamp, P. Har-per, W. Harper, Huston, Jordan, Johnson, Kearson, Kenner, La Saliniere, Laurent, H. Lott, J. Lott, Lynch, Mahoney, Marie, Marvin, Matthews, McCarty, McFarland, Meadows, Morphy, Morris, Murray, Oglatek, Otto, Overton, Quinn, Raby, Riley, Schu-macher, Sauer, Stamps, Stanton, Tatman, Tounoir, Tureaud, Ullman, Verrett, Wands, Washington, of Assumption, Washington, of Concordia, Waters, Williams E., Williams H., Wilson, Worrall, Yerke, Young—72.

Upon motion of Mr. Dewees, of De Soto, the House was adjourned until twelve o'clock M. to-morrow.

WILLIAM VIGERS,
Chief Clerk.

DEBATES OF THE HOUSE.

MONDAY, January 9, 1871.

The House met at twelve o'clock M., ninety-nine members present.

Prayer by the Chaplain.

Mr. Kenner offered the following resolu-tion, and asked a suspension of the rules to bring it before the House:

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

Mr. Garstkamp, of Jefferson: I think that resolution has been before the House and lost.

The Speaker: The resolution has been laid upon the table to print in the New Orleans *Standard*. This is a resolution au-thorizing the journal to be printed in two papers.

The rules were suspended by a vote of 47 yeas to 19 nays, and the resolution declared before the House.

Mr. Garstkamp, of Jefferson: I move to insert the *Louisiana State Register*, which has a great deal larger circulation than the other two papers.

Mr. Garstkamp's amendment was tabled.

Mr. Faulkner, of Caldwell: I move the indefinite postponement of the resolution.

Motion tabled by a vote of 55 yeas to 23 nays.

Mr. Matthews, of Tensas: Mr. Speaker, I would like to ask, in how many papers is the official journal of this House now printed?

Mr. Speaker: So far there is only one paper which publishes it officially.

Mr. Matthews: What is that?

The Speaker: The New Orleans REPUB-LICAN.

Mr. Matthews, of Tensas: Mr. Speaker, I am opposed to the resolution on these grounds. I don't think the State can afford to pay for this printing, outside of that done by the regular official paper. Another reason is, that I don't think it does any good; for all those that wish to read the journal can read it in the REPUBLICAN, as that is a paper which has a general circulation through nearly all the State. And if we do give it to those papers mentioned in this resolution, I don't see why all the papers throughout the State should not be entitled to it, especially the Republican papers. If we give this printing to these, why not to the other Republican papers throughout the State? We have a Republican paper in the parish of Tensas, and if you give this printing to these papers, I shall claim that the paper away up in Tensas should do the printing also. I think it is as much entitled to it. Therefore, on these grounds I am opposed to it; and I don't think that any Republican member of this House can afford to vote away this money in this manner. It certainly is not doing any good; on the contrary, it is paying out this large amount of money merely for the sake of giving these papers patronage. I don't know who owns this paper or who edits it; only, I know it is a Republican paper. I hope that this House will see this matter in the right light. There are many men in the House interested in other papers, and I can only that think they are entitled to the same privileges. For these reasons, I hope the resolution will not pass.

Mr. Schumacher, of Orleans offered an amendment to McMaster's resolution add-ing the name of the *German Gazette*, as one of the papers in which the journal of the House shall be printed.

Mr. Schumacher: Mr. Speaker, while we are voting away money for the expense of publishing unnecessary reports in different papers in Louisiana, I would like to say a word. I am not opposed to the papers be-cause they are Republican papers. No; I oppose them because it is an unnecessary expense to the State. But, if it is adopted, I claim for my amendment that the *German Gazette* has done as much as any paper in Louisiana for the success of the Republican party, and I claim that it is right the pro-ceedings shall be printed in the *German Ga-zette* as well as in any other paper. I am not in favor of publishing the proceedings at all, except in the REPUBLICAN, of New Orleans, which is the official newspaper. I think the expense already incurred is sufficient, without going any further; but if we are to publish all these proceedings in other papers, I should want to give the Republicans of New Orleans the benefit of it. But, Mr. Speaker, we are not here for the purpose of squandering money, but for saving all the money we can for the State of Louisiana. We unfortu-nate tax-payers, like myself, whose shoes are pinched by taxation from day to day because we have to pay expenses, we op-pose this resolution. I am one of these un-fortunate fellows, and I am only one of many. Gentlemen may pass this resolution because they are not tax-payers, but I, who pay taxes, oppose all these things. Let those who have the taxes to pay speak upon the subject. I am opposed to squandering this money in this way. I am opposed to all such unnecessary expenses.

Let us come in and do our duty as men and as Republicans. We are sent here by the people of this State in general to repre-sent them. Republicans as well as Demo-crats voted for me and sent me to this house, thus showing their confidence in me; their confidence in me was because they thought me capable of doing right for them and not capable of squandering their money. But if this money has to be expended I think it right that the same thing should be pub-lished in the *German Gazette*. I, therefore, hope that the House will refuse to publish these proceedings in any of these papers, but if they carry that over my head I shall insist that the *German Gazette* be added.

Mr. Hempstead, of Iberville: I move the previous question to the amendment of the gentleman from Orleans (Mr. Schumacher). If we want these things done, let us say so, and if we don't want them, let us vote them down.

The main question was ordered.

On the amendment of Mr. Schumacher, the vote stood 44 yeas to 44 nays, a tie vote.

The Speaker: The Chair votes yea. If we have the proceedings printed in these other papers, I don't see why the *German Gazette* should not be included.

Mr. Moncure, of Caddo: I move to refer the resolution to the Committee on Public Printing, when appointed.

Motion to prevail. Yeas 55, nays 36.

Upon a motion being made to take up a bill—

Mr. Davidson, of Livingston: I arise to make a statement to the House, so that they may understand what they are doing. I wish the gentlemen to understand that we are not allowed by the constitution to pass any bill until the apportionment bill is passed. Article three of the constitution says:

"After an enumeration has been made, as directed by article twenty, the General Assembly shall not pass any law until the apportionment of Representatives in both houses of the General Assembly be made."

Now, Mr. Speaker, under the third arti-cle of the constitution I have the right to ask the House to take up that bill, for until you pass it, you can do nothing. We must take it up and pass it, and I shall object to the passage of any bill until that bill is dis-posed of.

Mr. Matthews of Tensas: I am in favor of passing that bill, but I don't think it is necessary to pass it at once. We can go on and consider bills before this House.

The motion to take up the bill above mentioned being lost, the clerk read the first section of the apportionment bill.

Mr. Garstkamp, of Jefferson: This bill is presented to us without giving the total population of the State, or of any parish; and, too, in the first section, it gives to the Fourth District of Orleans five representa-tives, and to the Sixth District one. Now I am positive that the fourth has not five times the population the Sixth District has.

The Speaker: This bill is not open for amendment or debate until it has passed to its second reading. It has been reported from the committee, and is, therefore, on its first reading.

Mr. Gartskamp: I don't ask to make any amendments at this time. I would simply call it to the attention of the House that we have nothing here. We have not the popu-lation of any district. What we want is the total population; and I think the com-mittee should present their report stating the population of each parish, and then we would know the basis of the apportionment. I am opposed altogether to this bill without that, and think it should be returned to the committee.

Mr. Dewees, of De Soto: I move that the bill be postponed until Wednesday at one o'clock, and that the committee then fur-nish an official report of the figures on which it is based.

The bill was then, upon the motion of Mr. Ringgold, of Orleans, placed upon its sec-ond reading, under a suspension of the rules.

Upon motion of Mr. Dewees, of De Soto, the bill was then made the special order for Wednesday next.

Mr. Faulkner, of Caldwell: I move to sus-pend the rules to consider the Governor's vetoes.

The Speaker: The House ordered the bills to be printed and the House can not con-sider the bills until they are printed and laid upon the members' desks.

Mr. Faulkner: I move to reconsider that motion.

The Speaker: Did the gentleman from Caldwell vote in the affirmative on that motion?

Mr. Kenner, of Orleans: I voted in the affirmative, and now move the reconsidera-tion of the vote by which we postponed the consideration of the Governor's vetoes.

The Speaker: The Chair desires to know if the gentleman from Caldwell voted in the affirmative.

Mr. Faulkner: I voted in the affirmative.

Mr. Davidson, of Livingston: You gen-tlemen of the House will be called upon to declare whether bills shall be the law with-out seeing the bill or reading it or knowing what it is, if you consider the vetoes now. In justice to yourselves, vote on what you know—be sure what you are doing. I have never seen or read these bills, and I ask to have them printed and put upon our desks. There are members in this House who have never seen the bills. How can they vote whether they shall become laws or not? You can not vote on them unless you know what they are. I, therefore, hope that the motion to reconsider will be withdrawn by consent.

Mr. Dewees, of De Soto: I move to lay the motion upon the table. How could the gentleman from Caldwell have voted in the affirmative on the original motion when he didn't know such a motion had been adopted?

The Speaker: The Chair can only take the word of the gentleman. He cannot impeach his veracity until he knows it.

Mr. Dewees' motion to table the motion to reconsider was lost—yeas 28, nays 50.

Mr. Dewees moved to adjourn, and called for the yeas and nays.

Lost—yeas 26, nays 72.

Mr. Davidson: This is certainly a very extraordinary proceeding. The Governor has sent in a veto of some bills, and in his message has given very grave reasons for so doing. Now, sir, I want to see the bills. I don't know them at all. They were ordered to be printed this morning, and now the House desires to take up these bills, in-volving millions of dollars, without ever giving the members an opportunity to make themselves acquainted with their pro-visions.

Mr. Faulkner's motion to reconsider the motion by which the consideration of the Governor's vetoes was postponed until the bills could be printed, was then put and carried.

A number of motions were then made by various members, to adjourn, to postpone, etc. Upon a motion by Mr. Hempstead, of Iberville, to adjourn until to-morrow at ten o'clock—

Mr. Faulkner, of Caldwell: Mr. Speaker, I arise to a question of privilege. It is cer-tainly apparent that each member upon this floor has equal rights and privileges, one with another. Each one has an equal right and claim to the attention of the Speaker, and it is the duty and obligation of the Speaker to recognize each member. It is equally apparent and clear that the disposi-tion of this House is to call to a vote the Governor's veto upon this bill, and it is equally clear that a very small minority has resorted to all kinds of frivolous mo-tions.

The Speaker: That is not a question of privilege. The gentleman will take his seat and come to order.

After several other motions to adjourn had been put and lost, Mr. Faulkner moved the postponement of the consideration of the vetoes until Wednesday, making it the special order for that day. Carried.

Adjourned at half-past two until 12 M. to-morrow.

SHERIFF'S SALES.

Myrtile Courcelle vs. William Whitfield et al.—Fourth District Court for the parish of Orleans. No. 24,324.

BY VIRTUE OF A WRIT OF FIERI FACIAS 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' Ex-change, Royal street, between Canal and Custom-house streets, in the Second District of the city, on TUESDAY, January 10, 1871, at twelve o'clock M., the following described property to wit—

A CERTAIN LOT OF GROUND, together with all the buildings and improvements thereon, rights, ways, servitudes, privileges and advantages there-unto belonging or in any wise appertaining, situ-ated in the Second District of the city, in the square bounded by St. Joseph, Julia, Magazine and Foucher streets, which said lot of ground measures all of one hundred feet, thirty-one feet, seven inches and ten lines front on St. Joseph street, by sixty-three feet eleven inches and three lines in depth, between parallel lines, American measure, according to a plan drawn by H. Boelhauer, late surveyor, dated ninth of November, 1846, deposited for reference in the office of D. I. Ricardo, late a notary public in this city.

Being the same property which the defendant Whitfield acquired by purchase from H. W. Fal-frey, by act before D. I. Ricardo, late a notary pub-lic in this city, on the tenth of March, 1847.

Seized in the above suit.

Terms—Cash on the spot.

C. S. SAUVINET.

de10 25 ja10 Sheriff of the Parish of Orleans.

Mrs. Ellen M. Cook vs. David Fry—Fifth District Court for the parish of Orleans. No. 1740.

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 auc-tion, on SATURDAY, January 21, 1871, at five o'clock P. M., at my warehouse, No. 74 St. Ann street, between Royal and Bourbon streets, in the Second District of this city—

Twenty-seven (27) barrels and WHISKY.

Sixteen (16) barrels VINEGAR.

Two (2) boxes common CANDY.

One (1) COFFEE PRESS.

And one PLATFORM SCALE.

Seized in the above suit.

Terms—Cash on the spot.

C. S. SAUVINET.

ja16 14 21 Sheriff of the parish of Orleans.

City of New Orleans vs. Samuel Barnes—Fourth District Court for the parish of Orleans. No. 24,240.

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 en-titled cause, to Thomas L. Maxwell, late Sheriff, and by said late Sheriff to me transferred, I will proceed to sell at public auction, at the Merchants and Auctioneers' Exchange, Royal street, between Canal and Custom-house streets, in the Second District of the city, on SATURDAY, February 11, 1871, at twelve o'clock M., the following described prop-erty, to wit—

ONE CERTAIN LOT OF GROUND, situated lying and being in the Second District of this city (known as batture property), in square two A, bounded by Customhouse, Crossman, Front and Wells streets, designated by the number four of said square, on a plan made by L. H. Pilie, late city surveyor, dated twenty-first May, 1866, and deposited in the office of William J. Cassell, notary public in this city, for reference, measuring twenty-four feet eleven inches and two lines front on Wells and Front streets, by a depth of one hundred and twenty feet, between parallel lines. Together with all the rights, ways and advantages thereunto be-longing or in any wise appertaining.

Being the same property acquired by the defend-ant herein by purchase from plaintiffs, per act passed before said notary, W. J. Cassell, on the third of July, 1866.

Seized in the above suit.

Terms—Cash on the spot.

C. S. SAUVINET.

ja10 26 fe11 Sheriff of the Parish of Orleans.

Francis Thomas, Jr., vs. Charles Wash-ington—Fourth District Court for the parish of Orleans. No. 1955.

BY VIRTUE OF A WRIT OF SEIZURE AND SALE, directed by the Honorable the Sixth 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, at the Merchants and Auctioneers' Exchange, Royal street, between Canal and Customhouse streets, in the Second District of this city, on SATURDAY, February 11, 1871, at twelve o'clock M., the following described property, to wit—

ONE CERTAIN LOT OF GROUND, together with all the rights, ways, privileges and appurtenances belonging or in any wise appertaining, situated in East Bouligny, in the Sixth District of the city of New Orleans, late the City of Jefferson, in this State, in square number twenty-two, which is bounded by Live Oak, Maverick, Morgan and Sesame streets, and designated by the number three, on a sketch marked "C," and annexed to an act of deposit passed before James D. Augustin, notary public in the city of New Orleans, on the twenty-second March, 1869. The said lot three measures twenty-nine feet front on Maroupe street, by a depth of one hundred and twenty feet, between parallel lines, being one of three lots of ground which Francis Thomas, Jr., acquired by purchase from the heirs of Mr. and Mrs. Laurent Millaudon, by act passed before said James D. Augustin, notary public, on the twenty-fifth March, 1869. Being the same property acquired by defendant herein by purchase from plaintiff, by act passed before William H. Pascoe, notary public, on the seven-teenth day of November, 1869.

Seized in the above suit.

Terms—Cash on the spot.

C. S. SAUVINET.

ja16 25 fe11 Sheriff of the parish of Orleans.

Bridget Coyle vs. Scott & McChintock—Fourth District Court for the parish of Orleans. No. 22,749.

BY VIRTUE OF A WRIT OF FIERI FACIAS to me 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 3 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 3 o'clock P. M., provided the purchaser bring 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), thereabout.

C. S. SAUVINET.

ja5 10 15 Sheriff of the parish of Orleans.

A. G. Farwell & Co. vs. F. M. Fleck—Fifth District Court for the parish of Orleans. No. 1096.

BY VIRTUE OF A WRIT OF FIERI FACIAS to me directed by the honorable the Fifth Dis-trict Court for the parish of Orleans, in the above entitled cause, I will proceed to sell, at public auc-tion, 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, privi-leges, etc., situated in the First District of this city, in the square bounded by Notre Dame, New Levee, Bend and Pelican streets, and designated by the number ten on a plan known as the plan of J. A. Beard, duly certified by Hugh Grant, late sur-veyor, under date of the twelfth January, 1852, and deposited in the office of Theodore Cazaux, late a notary public in this city, for reference. Said lot measures twenty-three feet eight inches and six lines front on Notre Dame street, by twenty-three feet nine inches and six lines front on