New Orleans Republican.

FFICIAL 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.

Thirty-Second Day's Session.

SENATE CHAMBER, Wednesday, February 8, 1871.

The Senate met pursuant to adjournment.

Present: Hon. O. J. Dunn, Lieutenant Governor and President of the Senate; and Messrs. Anderson, Antoine, Barber, Blackman, Bowman, Butler, Campbell, Coupland, Daigle, Fish, Futch, Gallup, Harris, Herwig, Hunsaker, Ingraham, Jenks, Kelso, Lewis, Lynch, Noland, O'Hara, Pierce, Pinchback, Ragan, Ray, Smith, Swords, Sypher, Thomas, Thompson, Todd, Twitchell, Whitney, Wilcox—35.

Prayer by the Chaplain.

Reading of the minutes of the previous day's session dispensed with.

No corrections.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, Office of Chief Clerk, New Orleans, February 7, 1870.

To the Honorable President and Members of the Senate:

GENTLEMEN—I am directed by the House to ask the concurrence of the Senate in the following:

House bill No. 34, joint resolution petitioning Congress to devise some plan by which a common school education may be generally extended to the youth of the United States.

House bill No. 86, an act entitled an act to amend an act entitled "an act to regulate public education in the State of Louisiana, and city of New Orleans, and to raise a revenue for that purpose," approved March 16, 1870.

WILLIAM VIGERS, Chief Clerk.

REPORTS OF COMMITTEES.

Mr. Campbell, from the Committee on Railroads, reported favorably on Senate bill No. 152, to be entitled an act to incorporate the Alexandria, Homer and Fulton Railroad Company, and to grant State aid thereto.

Lies over.

Mr. Fish, from the committee composed of the city delegation, returned without action Senate bill No. 142, to be entitled an act to provide for the inspection of coal and wood for the city of New Orleans, and to provide for the appointment of an inspector thereof, and submitted the following report:

COMMITTEE OF CITY DELEGATION, New Orleans, January 6, 1871.

To the Honorable President and Members of the Senate:

Your committee beg leave to report favorably on bill No. 137, entitled an act to amend an act entitled "an act to extend the limits of the parish of Orleans," with the following amendment:

Section sixteen, line thirty-four, strike out "one" and insert "two."

STEPHEN S. FISH, Chairman;
E. W. PIERCE,
F. F. HERWIG,
H. J. CAMPBELL,
JAMES H. INGRAHAM,
P. B. S. PINCHBACK.

PETITIONS AND MEMORIALS.

Mr. Smith presented a memorial from Louis Tregre, of the parish of St. John the Baptist, relative to stopping crevasses and preventing their getting larger.

Mr. Todd submitted a petition from the citizens of the city of Carrollton, protesting against the annexation of their corporation to the city and parish of Orleans, and moved the same be printed in the journal.

On a call for the yeas and nays, the petition was ordered printed by the following vote:

Yeas: Anderson, Barber, Butler, Campbell, Fish, Futch, Harris, Herwig, Hunsaker, Ingraham, Jenks, Kelso, O'Hara, Pinchback, Ragan, Smith, Thompson, Todd—18.

Nays: Antoine, Blackman, Bowman, Daigle, Gallup, Lynch, Noland, Pierce, Ray, Swords, Sypher, Thomas, Wilcox—13.

INTRODUCTION OF BILLS.

The following bills were introduced according to previous notice:

Mr. Campbell introduced a bill to be entitled an act to amend an act entitled an act to organize, arm and equip a uniform militia; to provide for its instruction, duties, and government, etc., and to make further provisions for State militia.

Passed its first reading.

The constitutional rule was suspended by a four-fifths affirmative vote, the bill put on its second reading, and referred to the Committee on Militia.

Also: A bill to be entitled an act to further define the liabilities of the corporations and parishes within the Metropolitan Police District of New Orleans, State of Louisiana, and to make the warrants, checks, or orders issued by said board receivable for licenses, taxes and other dues.

Passed its first reading.

The constitutional rule was then suspended by a four-fifths affirmative vote, the bill put on its second reading, and referred to the Committee on Finance.

By Mr. Harris:

A bill to be entitled an act to incorporate the Vidalia, Alexandria and Texas Rail Company, and to grant State aid thereto.

Passed its first reading.

The constitutional rule was then suspended by a four-fifths affirmative vote, the bill put on its second reading, and referred to the Committee on Railroads.

By Mr. Ingraham:

A bill to be entitled an act to amend the fifty-seventh section of an act entitled "an act to provide a revenue; to levy and collect taxes; to grant and collect licenses; to provide for the creation, appointment and removal of revenue officers and to define their duties; to punish certain crimes and misdemeanors, and to create liens and mortgages in favor of the State in certain cases, and to regulate the manner of the payment of moneys from the treasury."

Passed its first reading.

The constitutional rule was then suspended by a four-fifths affirmative vote, the bill put on its second reading, and ordered referred to the Committee on Judiciary.

Also, a bill to be entitled an act relative to the collection of taxes, licenses and dues imposed by the city of New Orleans, and due to the same.

Passed its first reading.

The constitutional rule was then suspended by a four-fifths affirmative vote, the bill put on its second reading, and referred to the Committee on Judiciary.

By Mr. Ray:

A bill to be entitled an act relative to Gifion's Louisiana Justice and Constable Guide.

Passed its first reading.

The constitutional rule was then suspended by a four-fifths affirmative vote, the bill put on its second reading, and referred to the Committee on Judiciary.

Mr. Campbell introduced a bill to be entitled an act to declare illegal certain entries of public lands, and to make the same subject to entry.

Passed its first reading.

The constitutional rule was then suspended by a four-fifths affirmative vote, the bill put on its second reading, and referred to the Committee on Public Lands.

Mr. Todd introduced a bill to be entitled an act for the relief of the estate of Louis Surgi, deceased.

Passed its first reading.

The constitutional rule was then suspended by a four-fifths affirmative vote, the bill put upon its second reading, and referred to the Committee on Claims.

By Mr. Ray:

A bill to be entitled an act to authorize Bradish Johnson and others to sue the State of Louisiana.

Of a bill to be entitled an act to amend and re-enact an act entitled "An act relative to the Supreme Court, and to regulate the terms thereof, the proceedings therein, the appeals thereto, and processes against the sureties on appeal bonds," approved March 16, 1870.

Lies over.

By Mr. Hunsaker:

A bill to be entitled an act to establish the Seventeenth Judicial District.

Passed its first reading.

The constitutional rule was then suspended by a four-fifths affirmative vote, the bill put on its second reading, and referred to the Committee on Judiciary.

By Mr. Blackman:

A bill to be entitled an act to authorize the Deputy Recorder of the parish of Claiborne to do and perform all acts that the Recorder can do.

Passed its first reading.

The constitutional rule was then suspended by a four-fifths affirmative vote, the bill put on its second reading and referred to the Committee on Judiciary.

The following bills were introduced by unanimous consent:

By Mr. Wilcox:

A bill to be entitled an act to fix the term of the Fifth Judicial District Court of the State of Louisiana for the parishes of East Baton Rouge, West Baton Rouge, East Feliciana and Iberville.

Passed its first reading.

The constitutional rule was then suspended by a four-fifths affirmative vote, the bill put on its second reading, and referred to the Committee on Judiciary.

By Mr. Kelso:

A bill to be entitled an act fixing the time of holding the District Court in the Ninth Judicial District of the State of Louisiana, comprising the parishes of Rapides, Natchitoches, Sabine and Grant.

Passed its first reading.

The constitutional rule was then suspended by a four-fifths affirmative vote, the bill put upon its second reading, and referred to the Committee on Judiciary.

RESOLUTIONS.

Mr. Wilcox called up a resolution relative to evening sessions of the Senate, and moved its adoption.

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

On call of the yeas and nays, the Senate refused to lay the resolution on the table by the following vote:

Yeas: Anderson, Blackman, Bowman, Daigle, Futch, Kelso, Lynch, Pierce, Pinchback, Ray, Sypher, Thomas, Thompson, Twitchell—14.

Nays: Antoine, Barber, Campbell, Fish, Gallup, Harris, Herwig, Hunsaker, Ingraham, Jenks, Noland, O'Hara, Ragan, Smith, Swords, Todd, Whitney, Wilcox—18.

On motion the resolution was postponed until Monday next.

By Mr. Twitchell:

A resolution that the Committee on Elections be authorized to employ a short-hand reporter.

Adopted.

By Mr. Ragan:

A resolution that the Senate journal be published in the *State Journal* and St. James *Leader*, the expense thereof to be paid out of the contingent fund of the Senate.

Lies over.

REPORTS OF COMMITTEES LYING OVER.

Mr. Jenks called up the following report, and moved its adoption:

To the Honorable President and Members of the Senate:

The undersigned, members of the Committee on Claims, in respect to Senate bill No. 134, for the relief of Simeon Belden, Attorney General of Louisiana, respectfully submit a minority report.

In our opinion Mr. Belden is entitled to the relief proposed in the bill. In section 138 of the revised laws of this State for 1870, it is declared that "the Attorney General shall receive five per cent on all amounts collected by him." It appears in the case for which Mr. Belden asks relief, that there was a large and powerful association, organized and incorporated under the laws of this State, which resisted the collection of the one per cent tax imposed by the Legislature of 1868; that, under the influence of that corporation, the real estate owners of the parish of Orleans resisted the collection of said tax; and that thereupon sundry suits were instituted by the Attorney General to enforce the collection of said tax, all of which were resisted by said association as representing the body of real estate owners in said parish; that for the purpose of saving costs to taxpayers, if judgment should be adverse to it, the Attorney General and the said association agreed to make the case of Henry Fredison et als vs. F. C. Mahan, State Tax Collector, a test case, and that by the rulings and judgment of the court in that case should stand or fall all opposition to the collection of said tax. The Senate is familiar with the decision of the courts in that case. The constitutionality of the tax was sustained, and all opposition to its collection was abandoned, and a large revenue was realized. If the Attorney General had insisted upon his right to multiply the suits for the collection of that tax, as he had both the right and power to do, he would have received the full compensation allowed him by law, without the necessity of any act for his relief. The course of action adopted by the Attorney General saved to the real estate owners of the parish the payment of several hundred thousand dollars in costs. It was the policy of conciliation, economical alike to the people and the State, and had it not been adopted the claimant would have received the full compensation he now asks, without appealing to the Legislature for relief.

For these reasons we report favorably on said bill, and recommend that it be adopted, with the following amendment: In the — section, strike out the words "sixty-two thousand," and instead thereof insert the words "fifty-two thousand."

L. B. JENKS,
JAMES H. INGRAHAM.

Mr. Blackman moved the report be referred to the Committee on Judiciary.

On call of the yeas and nays the Senate refused to refer, by the following vote:

Yeas: Anderson, Antoine, Barber, Butler, Campbell, Coupland, Fish, Futch, Gallup, Harris, Herwig, Hunsaker, Ingraham, Jenks, Kelso, Noland, O'Hara, Ragan, Smith, Swords, Todd, Twitchell, Whitney, Wilcox—23.

Nays: Blackman, Bowman, Daigle, Futch, Lynch, Pierce, Pinchback, Ray, Thomas, Thompson—10.

The question then recurred upon the motion to adopt.

Mr. Lynch raised the point of order that the bill was not then before the Senate and, therefore, a motion to amend, as recommended in the report, was premature.

Mr. Blackman raised the point of order that the bill was on its second reading, and must, of course, take its place on the calendar, and could not be disturbed in its order without consent of the Senate, otherwise all bills reported on by committees (which embraces nearly all the bills) could be acted upon during the morning hour, to the exclusion of all other morning business.

The Chair admitted the force of both the points raised, but stated the uniform practice for several sessions past had been to act upon reported bills under the order of "reports of committees lying over."

Mr. Pinchback called for the order of the day.

Mr. Jenks: I move to postpone the order of the day thirty minutes.

Which motion was adopted on a call of the yeas and nays, by the following vote:

Yeas: Anderson, Antoine, Barber, Butler, Campbell, Coupland, Fish, Gallup, Harris, Herwig, Hunsaker, Ingraham, Jenks, Kelso, Noland, O'Hara, Ragan, Smith, Swords, Sypher, Todd, Twitchell, Whitney, Wilcox—24.

Nays: Blackman, Bowman, Daigle, Futch, Lynch, Pierce, Pinchback, Thomas, Thompson—9.

Mr. Lynch called for executive session.

On the call being duly seconded, the President ordered the lobbies to be cleared.

Executive session being raised—

Mr. Jenks moved that the order of the day be postponed till two o'clock.

Mr. Lynch moved to lay the motion to postpone the order of the day on the table.

On a call of the yeas and nays, the Senate refused to lay the motion on the table by following vote:

Yeas: Anderson, Blackman, Daigle, Fish, Futch, Lewis, Lynch, Pinchback, Thomas, Thompson—10.

Nays: Antoine, Barber, Bowman, Butler, Campbell, Coupland, Gallup, Harris, Herwig, Hunsaker, Ingraham, Jenks, Kelso, Noland, O'Hara, Ragan, Smith, Swords, Sypher, Todd, Twitchell, Whitney, Wilcox—23.

The question then recurred on the motion to postpone the order of the day, which was finally adopted.

Mr. Ingraham moved to suspend the rules to take up Senate bill No. 134, to be entitled an act for the relief of Simeon Belden, Attorney General of Louisiana, which motion, on call of the yeas and nays, was adopted by the following vote:

Yeas: Anderson, Antoine, Barber, Butler, Coupland, Fish, Gallup, Harris, Herwig, Hunsaker, Ingraham, Jenks, Kelso, Noland, O'Hara, Pierce, Ragan, Smith, Sypher, Todd, Twitchell, Whitney, Wilcox—23.

Nays: Blackman, Bowman, Daigle, Futch, Lynch, Pinchback, Ray, Thomas, Thompson—9.

Senate bill No. 134 was then taken up.

Mr. Jenks moved to amend by striking out "sixty-two" wherever the words occur, and inserting "fifty-two."

Adopted.

Mr. Lynch offered the following proviso, to be added to the end of the second section: "Provided that out of any appropriation made for the purposes stated in this bill there shall be reserved by the Auditor of Public Accounts an amount sufficient to pay for legal counsel employed by the State to protect its interests during the past year."

Mr. Pinchback called for the order of the day.

Mr. Hunsaker moved to postpone the order of the day thirty minutes.

Mr. Pinchback moved to lay the motion to postpone on the table.

On a call of the yeas and nays the Senate refused to table by the following vote:

Yeas: Blackman, Daigle, Futch, Kelso, Pinchback, Ray, Thomas—7.

Nays: Anderson, Antoine, Barber, Butler, Campbell, Coupland, Fish, Gallup, Harris, Herwig, Hunsaker, Ingraham, Jenks, Noland, O'Hara, Pierce, Ragan, Smith, Swords, Sypher, Todd, Twitchell, Whitney, Wilcox—24.

The question then recurred on the motion to postpone the order of the day, which the Senate adopted by the following vote, the yeas and nays being called:

Yeas: Anderson, Antoine, Barber, Butler, Campbell, Coupland, Fish, Gallup, Harris, Herwig, Hunsaker, Ingraham, Jenks, Kelso, Noland, O'Hara, Ragan, Smith, Swords, Sypher, Todd, Twitchell, Whitney, Wilcox—24.

Nays: Blackman, Daigle, Futch, Lynch, Pierce, Pinchback, Ray, Thomas, Thompson—9.

Mr. Jenks moved to lay the amendment of Mr. Lynch on the table, which motion, on call of the yeas and nays, the Senate adopted by the following vote:

Yeas: Anderson, Antoine, Barber, Butler, Campbell, Coupland, Gallup, Harris, Herwig, Hunsaker, Ingraham, Jenks, Kelso, Noland, O'Hara, Ragan, Smith, Swords, Sypher, Todd, Twitchell, Whitney, Wilcox—23.

Nays: Blackman, Daigle, Fish, Futch, Lynch, Pierce, Pinchback, Ray, Thomas, Thompson—10.

Mr. Ray offered the following as a substitute for the bill:

That Simeon Belden be and is hereby authorized to institute suit against the State, on account of his services as Attorney General in proceedings to collect the one per cent tax in 1868.

Mr. Jenks moved to lay the substitute of Mr. Ray on the table, which motion the Senate adopted on a call of the yeas and nays, by the following vote:

Yeas: Anderson, Antoine, Barber, Butler, Campbell, Fish, Gallup, Harris, Herwig, Hunsaker, Ingraham, Jenks, Kelso, Noland, O'Hara, Ragan, Smith, Swords, Sypher, Todd, Twitchell, Whitney, Wilcox—23.

Nays: Blackman, Bowman, Daigle, Futch, Lynch, Pierce, Pinchback, Ray, Thomas, Thompson—10.

Mr. Jenks moved the adoption of the bill as amended, and on that motion called the previous question.

The main question was ordered, and on a call of the yeas and nays the bill was adopted as amended by the following vote:

Yeas: Anderson, Antoine, Barber, Butler, Campbell, Coupland, Gallup, Harris, Herwig, Hunsaker, Ingraham, Jenks, Kelso, Noland, O'Hara, Ragan, Smith, Swords, Sypher, Todd, Twitchell, Whitney, Wilcox—23.

Nays: Blackman, Bowman, Daigle, Fish, Futch, Lynch, Pierce, Pinchback, Ray, Thomas, Thompson—11.

Mr. Jenks moved the bill be considered engrossed and ordered to a third reading, on which motion he demanded the previous question.

Main question was ordered, and motion to consider the bill engrossed for a third reading adopted by the Senate.

Mr. Jenks moved the bill be fixed for the special order of the day for to-morrow at one o'clock P. M.

Adopted.

The President called the order of the day—Senate bill No. 104.

Mr. Campbell moved to adjourn.

Adopted.

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

CHARLES H. MERRITT, Secretary of Senate.

OFFICIAL JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

FIRST SESSION

OF THE

SECOND GENERAL ASSEMBLY

OF THE

STATE OF LOUISIANA.

Thirty-Fourth Day's Proceedings.

HOUSE OF REPRESENTATIVES, Thursday, February 9, 1871.

The House met pursuant to adjournment.

Speaker Carter in the chair.

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

Messrs. Carter, Abell, Adolphe, Antoine, Baker, Barker, Barrett, Barrow, Bentley, Bickham, Blunt, Bowen, Brewster, Broussard, Brown, Bryan, Buchanan, Buckingham, Butler, Carr, Chachere, Coelman, Crawford, Darby, Darinsburg, Davidson, Davis, Demas, Dewees, Durio, Ellis, Faulkner, Floyd, Fonteliea, Gaddis, Gardner, Garstkamp, P. Harper, W. Harper, Hempstead, Huston, Hyams, Kearson, Kenner, Killen, Kinsella, La Saliniere, Laurent, H. Lott, J. B. Lott, Lynch, Mahoney, Marie, Marvin, Matthews, McCarty, McFarland, Meadows, Moncure, Moore, Morphy, Morris, Murray, Nelson, Ong, Oplatek, Otto, Overton, Pond, Quinn, Raby, Riley, Ringgold, Sartain, Schumacher, Smith, Sonier, Stamps, Stanton, Stevens, Stinson, Tatman, Thompson, Tounoir, Tureaud, Ullman, Verrett, Wands, Washington, of Assumption, Washington, of Concordia, Waters, Wheyland, E. Williams, H. Williams, Wilson, Worrall, Yorke, Young—97.

A quorum present.

Prayer by the Chaplain.

On motion of Mr. Hempstead, of Iberville, the reading of the journal was dispensed with, and it was approved.

PETITIONS AND MEMORIALS.

Mr. Lynch, of Iberville, presented the petition of Louis L. Mayenno, a clerk of the Secretary of State, requesting an increase of salary, which was read and referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES.

The Committee on Internal Improvements, through its chairman, submitted the following report, which was read and received:

COMMITTEE ON INTERNAL IMPROVEMENTS, New Orleans, February 9, 1871.

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

I am instructed, by a unanimous vote of the Committee on Internal Improvements, to report back to the House House bill No. 91, entitled an act to aid and facilitate the Louisiana Land Improvement Company, with a recommendation that it do pass.

Also, House bill No. 152, as amended in committee, entitled an act to provide for the deepening of the water on the bar at Pass-a-l'Outre, at the mouth of the Mississippi river, to remove impediments to navigation at said bar, and to provide for the issuance of bonds of the State of Louisiana in payment therefor, and to create a revenue to meet the payment of said bonds and the interest thereon; unanimously recommending its passage as amended.

D. W. C. BROWN, Chairman.

Mr. Quinn, of Orleans, moved that the report be referred back to the committee.

Mr. Hempstead, of Iberville, moved to lay the motion on the table, upon which Messrs. Butch, of East Baton Rouge, and J. B. Lott, of Rapides, demanded the yeas and nays, with the following result:

Yeas: Abell, Barker, Barrett, Barrow, Bickham, Blunt, Brewster, Broussard, Brown, Buchanan, Buckingham, Butler, Cochran, Darby, Demas, Durio, Faulkner, Fonteliea, Garstkamp, Hempstead, Huston, Hyams, Kenner, Killen, Llambias, J. B. Lott, Lynch, Mahoney, Marvin, Matthews, McFarland, Morris, Murray, Ong, Pond, Raby, Sartain, Schumacher, Sonier, Stamps, Stanton, Stevens, Stinson, Tatman, Thompson, Tounoir, Tureaud, Ullman, Verrett, Wands, Washington, of Assumption, Washington, of Concordia, Waters, Wheyland, E. Williams, H. Williams, Wilson, Worrall, Yorke, Young—67.

Nays: Adolphe, Antoine, Baker, Belot, Bentley, Bowen, Bryan, Butch, Carr, Crawford, Darinsburg, Davidson, Davis, Dewees, Ellis, Gaddis, Gardner, P. Harper, W. Harper, Johnson, Kearson, Kinsella, Laurent, H. Lott, Marie, McCarty, Moncure, Moore, Murphy, Nelson, Oplatek, Otto, Overton, Quinn, Riley, Ringgold, Tounoir, Tureaud, Ullman, Verrett, Washington, of Assumption, Washington, of Concordia, Wheyland, E. Williams, Wilson, Worrall—46.

And the motion to lay on the table prevailed.

Mr. Faulkner, of Caldwell, moved that the report and bill be printed and laid upon the table, subject to call.

Carried.

[Mr. Harper, of St. Charles, in the chair.]

The Committee on Public Health and Quarantine, through its chairman, submitted the following report, which was read, received and accepted:

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

Your Committee on Public Health and Quarantine have had under consideration House bill No. 43, and beg leave to report back the same with the following amendments, and would respectfully recommend that the bill, as amended, do pass:

In line twenty-eight, section one, after the word "from," add "the provisions of this act and"—

At the end of section two, add: "Provided, that any dentist removing into the State of Louisiana, and who shall present himself for examination before the faculty of any legally established dental college, and shall receive a certificate from the said faculty that he is qualified to practice operative and mechanical dentistry, then such certificate shall be filed, and the person be permitted to practice as others."

In line eight, section four, strike out the word "one" and insert "offense;" also, in line eight, strike out the words "or fifteen days imprisonment," and in place thereof insert the words "or be imprisoned for fifteen days."

After the words "shall be," in line twenty-two, section four, add the words "to be paid to the State Treasurer for the benefit of the school fund of the State," and strike out the words "for the benefit of the State."

In line three, section seven, after the words "all laws," insert the words "or parts of laws in conflict with this act."

To present the proposed amendments in clear and proper form, we herewith transmit the annexed bill, written out as amended.

All of which is respectfully submitted.

THOMAS D. WORRALL, Chairman.

The amendments reported by the committee to House bill No. 43, an act entitled an act to regulate the practice of dentistry within the State of Louisiana, and to protect the public against the evils of charlatanism, were agreed to, and the bill was considered as engrossed.

The constitutional rule being suspended by a four-fifths affirmative vote, the bill was placed upon its third reading and final passage, its title adopted, and ordered to be sent to the Senate for concurrence.

The Committee on Public Buildings, through its chairman, submitted the following report, which was read, received and accepted, and the bill reported was referred to the Committee of the Whole, and made the special order of the day for Monday next, at one o'clock P. M.

COMMITTEE ON PUBLIC BUILDINGS, New Orleans, February 9, 1871.

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

Your Committee on Public Buildings, to whom was referred joint resolution No. 160, entitled joint resolution to authorize the President of the Senate and Speaker of the House of Representatives to appoint a committee of three members of the House and two from the Senate to select a site or situation for a State Capitol, Governor's Mansion, and other State buildings, has had the same under consideration, and after due deliberation and discussion thereon, has decided to report upon the same by offering a bill, hereto annexed, as a substitute.

The joint resolution referred to this committee contemplates a report from the special committee to be appointed during the present session. Now the duties required by this special committee could hardly be performed within the time allowed it, and as your committee has a lively sense of the anxiety manifested by members of this House, and by the people at large, to have the capital located, and suitable capitol buildings provided at an early date, has deemed it advisable to present to this House, for action thereon, this substitute for the joint resolution referred to this committee. The substitute, in the opinion of your committee, will meet the demands made upon the Representatives of the people of the State of Louisiana.

J. OPLATEK, Chairman.

The hour of 1 P. M. having arrived, the special order of the day was called.

Mr. Garstkamp, of Jefferson, moved its postponement for thirty minutes.

Carried.

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

COMMITTEE ON ENROLLMENT, New Orleans, February 9, 1871.

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

Your Committee on Enrollment beg leave to report, as having been duly engrossed, the following bills, to wit:

House bill No. 11, an act to reimburse certain taxes illegally imposed and collected under act No. 55, approved April 4, 1870.

House bill No. 10?, an act to authorize the people of the parish of Livingston to change the location of their courthouse, and to locate the same by a vote of the people thereupon.

House bill No. 46, an act to amend an act entitled "An act to incorporate the Bayou Rapides Navigation Company," approved February 17, 1869, and to grant State aid to said company.

House bill No. 79, an act to amend and re-enact an act entitled "An act for the relief of purchasers of sixteenth sections," approved March 13, 1866.

House bill No. 184, an act authorizing the assessment and collection of a special tax of $15,000 to build a courthouse and jail for the parish of Grant.

J. W. QUINN, Chairman.

The Committee on Claims, through its chairman, submitted the following report:

NEW ORLEANS, February 8, 1871.

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

GENTLEMEN—I am instructed by your standing Committee on Claims to report to your honorable body that they have considered the petition of Frank Peters, and recommend that it be referred to the Committee on Petitions. Also, the petition of the German Evangelical Church, of Carrollton, and recommend that it be referred to the Committee on Public and Charitable Institutions.

The petition of Thomas N. Martin, your committee recommend that it be referred to the Committee on Ways and Means.

Your committee having carefully examined House bill No. 189, entitled an act for the relief of the inspectors of registration and election, appointed by Judge Woods; also, House bill No. 178, entitled an act for the relief of James Madison Wells, report unfavorably on the same.

Your committee having also carefully considered House bill No. 169, an act for the relief of heirs of J. H. Wisner, and his deputy, H. G. Dobson; also, House bill No. 170, entitled an act for the relief of P. J. Normann, and for other purposes, report favorably on the same, and recommend their passage.

Your committee report unfavorably on House bill No. 76, entitled an act for the relief of widow F. Trosclair.

Respectfully submitted,

JOHN GARSTKAMP, Chairman.

The House agreed with the report of the committee on the petitions of Frank Peters, and the German Evangelical Church, of Carrollton, and they were referred to the committees recommended.

The House also concurred in the unfavorable report of the Committee, relative to House bills Nos. 178 and 169.

House bills Nos. 169 and 170, reported by the committee, were referred to the committee of the whole; and the report of the committee on House bill No. 76 was concurred in.

REPORT OF SPECIAL COMMITTEE.

The special committee appointed to investigate the books of the Committee on Contingent Expenses and those of the Warrant Clerk, submitted the following report, which was read and received:

NEW ORLEANS, February 9, 1871.

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

Your committee appointed to examine the books of the Contingent Expense Committee and Warrant Clerk would respectfully report progress, and, on account of the vast amount of work to be yet completed in order to give this House a full and comprehensive report, would ask this body that the time of the committee be extended ten days.

J. B. WANDS, Chairman.

The special order of the day being called, Mr. Wheyland, of Sabine, moved for its further postponement for the period of twenty minutes.

Carried.

Mr. Faulkner, of Caldwell, moved that the report of the committee be adopted.

Mr. Ringgold, of Orleans, moved to lay that motion on the table, and being seconded by Mr. Kenner, of Orleans, demanded the yeas and nays, which resulted as follows:

Yeas: Abell, Adolphe, Antoine, Barrett, Belot, Bentley, Bryan, Buchanan, Carr, Cochran, Crawford, Darinsburg, Davidson, Davis, Demas, Dewees, Gardner, Garstkamp, P. Harper, W. Harper, Kearson, Kenner, Laurent, H. Lott, J. B. Lott, Mahoney, McCarty, McFarland, Moore, Morphy, Morris, Murray, Ong, Overton, Riley, Ringgold, Sartain, Stamps, Stanton, Tounoir, Tureaud, Verrett, Washington, of Assumption, Washington, of Concordia, Wheyland, E. Williams, H. Williams, Wilson, Yorke—49.

Nays: Baker, Barker, Barrow, Bickham, Blunt, Brewster, Broussard, Brown, Butler, Chachere, Darby, Durio, Ellis, Faulkner, Floyd, Fonteliea, Gaddis, Huston, Hyams, Johnson, Killen, Kinsella, La Saliniere, Llambias, Lynch, Marvin, Matthews, Meadows, Moncure, Nelson, Oplatek, Otto, Pond, Quinn, Raby, Schumacher, Stevens, Stinson, Tatman, Thompson, Ullman, Wands, Worrall—43.

And the motion to lay on the table the motion to adopt the report of the committee prevailed.

Mr. Barrett, of Orleans, moved that the committee be ordered to report in two days.

Mr. Ringgold, of Orleans, moved to lay that motion on the table, and being seconded by Mr. Antoine, of Orleans, called for the yeas and nays thereon, which resulted as follows:

Yeas: Abell, Adolphe, Baker, Barker, Barrow, Belot, Bentley, Bickham, Blunt, Bowen, Brewster, Broussard, Brown, Bryan, Buchanan, Burch, Butler, Carr, Cochran, Crawford, Darby, Darinsburg, Davidson, Davis, Demas, Dewees, Durio, Floyd, Fonteliea, Gaddis, Gardner, P. Harper, Hyams, Johnson, Kearson, Kenner, Killen, La Saliniere, Laurent, Llambias, H. Lott, J. B. Lott, Lynch, Mahoney, Marie, Matthews, McCarty, Meadows, Moore, Morphy, Morris, Murray, Ong, Oplatek, Overton, Pond, Riley, Ringgold, Sartain, Schumacher, Stamps, Stanton, Stevens, Stinson, Tatman, Tounoir, Tureaud, Verrett, Wands, Washington, of Assumption, Washington, of Concordia, Wheyland, E. Williams, H. Williams, Wilson—75.

Nays: Antoine, Barrett, Ellis, Faulkner, Garstkamp, W. Harper, Kinsella, Marvin, Moncure, Nelson, Otto, Quinn, Raby, Thompson, Ullman, Waters, Worrall—17.

And the motion prevailed.

[The Speaker resumed the chair.]

Mr. Kenner, of Orleans, moved that the special committee be discharged from further consideration of the books of the Committee on Contingent Expenses and those of the Warrant Clerk, which was adopted by a rising vote of 45 yeas to 38 nays.

Mr. Harry Lott, of Rapides, moved to reconsider the vote just taken, and also moved to lay the motion to reconsider upon the table, upon which latter motion the yeas and nays were demanded by Messrs. Kenner, of Orleans and Matthews, of Tensas, with the following result:

Yeas: Abell, Adolphe, Belot, Bentley, Bowen, Burch, Crawford, Darinsburg, Davidson, Davis, Demas, Dewees, Gardner, P. Harper, W. Harper, Kearson, Kenner, Laurent, H. Lott, J. B. Lott, Mahoney, Marie, McCarty, Moore, Morphy, Morris, Ong, Overton, Riley, Ringgold, Sartain, Sonier, Stamps, Stanton, Tounoir, Tureaud, Verrett, Washington, of Assumption, Washington, of Concordia, Waters, Wheyland, E. Williams, Wilson—43.

Nays: Antoine, Baker, Barker, Barrett, Barrow, Bickham, Blunt, Brewster, Broussard, Brown, Bryan, Butler, Chachere, Cochran, Darby, Durio, Ellis, Faulkner, Floyd, Fonteliea, Gaddis, Garstkamp, Hempstead, Hyams, Johnson, Killen, Kinsella, Llambias, Lynch, Marvin, Matthews, McFarland, Moncure, Murray, Nelson, Otto, Pond, Quinn, Raby, Schumacher, Stevens, Stinson, Tatman, Thompson, Ullman, Wands, H. Williams, Worrall—48.

And the motion to lay on the table the motion to reconsider was lost.

[Mr. Bowen, of Orleans, in the chair.]

The special order of the day being called for, Mr. Matthews, of Tensas, moved to postpone its consideration for the period of fifteen minutes.

Mr. Kenner, of Orleans, moved to lay the motion to postpone upon the table.

Carried.

Mr. Davidson of Livingston, by permission, recorded his vote in the negative on the final passage of House bill No. 16, an act relative to the Bayou Rapides Navigation Company.

SPECIAL ORDER OF THE DAY—UNFINISHED BUSINESS.

The following concurrent resolution

Resolved, That a committee of two of the Senate and three of the House be appointed by the respective presiding officers for the purpose of reporting on the memorial of Charles Didemore, J. A. Thurnos and C. H. Mouton, in relation to the patent for extracting the saccharine matter from sweet potatoes, etc, and to report by bill or otherwise.

Being under consideration yesterday when the House adjourned, and the question being upon its adoption, it was adopted.

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

WILLIAM VIGERS, Chief Clerk.

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LEGAL NOTICES.

UNITED STATES DISTRICT COURT.

DISTRICT OF LOUISIANA.

IN THE MATTER OF KAVANAUGH & GALLIGAR, Bankrupts.

In Bankruptcy—No. 910.

TO THE HONORABLE E. H. DURELL, JUDGE of the District Court of the United States for the District of Louisiana, sitting in bankruptcy:

The petition of E. E. Norton, of the city of New Orleans, herein appearing as the assignee in bankruptcy of the estate of Kavanaugh & Galligar, bankrupts, respectfully represents that among the assets surrendered by the bankrupts, and belonging to the aforesaid estate in bankruptcy, there is the following described real estate, situated in the State of Louisiana, in the parish of St. Landry, to wit:

1. A certain piece of land, together with all the buildings and improvements thereon, containing sixty-two acres, more or less, and being the same property originally acquired by Dr. Charles E. Beauchamp, deceased, as appears by patent No. 6141 from the State of Louisiana, and therein described as being lots four and five of section seventy-one, in township four