

New Orleans Republican. OFFICIAL JOURNAL OF THE UNITED STATES OFFICIAL JOURNAL OF THE PROCEEDINGS OF THE SENATE SECOND SESSION OF THE SECOND GENERAL ASSEMBLY OF THE STATE OF LOUISIANA.

Thirtieth Day's Session. SENATE CHAMBER, Saturday, February 3, 1872.

The Senate met pursuant to adjournment. Present—Hon. P. B. S. Pinchback, Lieutenant Governor and President of the Senate, and Messrs. Anderson, Barber, Blackman, Bowman, Butler, Campbell, Coupland, Daigle, Gallup, Harris, Herwig, Hunsaker, Ingraham, Jenks, Kelo, Lewis, Lynch, McMillen, Noland, O'Hara, Ragan, Ray, Smith, Swords, Sypher, Thomas, Thompson, Todd, Twitchell, Wilcox—32.

Prayer by the Chaplain. Reading of the minutes of the previous day's session.

No corrections. Adopted. Mr. Campbell rose to a question of privilege, and made a personal explanation concerning himself in connection with the State Land Office, and desired a committee of investigation to be appointed, whose duty shall be to investigate thoroughly the affairs in connection with said office.

Mr. Harris offered the following resolution, and moved its adoption: Resolved, That a committee of three members of this Senate be and they are hereby appointed to investigate and inquire into the condition of the State Land Office—particularly as to whether the registrar of the same has in any manner drawn from under the act passed 1871, making an appropriation of \$15,000 to provide for the re-organization of the State Land Office, and whether the money has been properly applied, with power to send for persons and papers.

Resolved, further, That said committee be and they are hereby authorized to inquire whether the act passed in 1871, appropriating the same for the purpose of making a section line of each and every section of State land, selections to be made, have been made, and who made the same, and whether any money of the appropriation of \$10,000 has been paid, to whom paid, with power to send for persons and papers. Adopted.

REPORTS OF COMMITTEES. SENATE CHAMBER, February 3, 1872. To the Honorable President and Members of the Senate: Your Committee on Corporations and Parochial Affairs, to whom was referred House bill No. 384, to amend an act authorizing the police jury of Red River to issue bonds for certain purposes; House bill No. 304, to be entitled an act to annex the northern part of Calumet parish to the parish of Calumet, have considered the same, and report favorably, recommending their passage.

Respectfully submitted, M. H. TWITCHELL, Chairman.

NOTICES OF BILLS. By Mr. Wilcox: Of a bill to be entitled an act to amend article 183 of the Code of Practice.

By Mr. Wilcox: Of a bill to be entitled an act to amend article 276 of the Code of Practice.

INTRODUCTION OF BILLS. The following bills were introduced according to previous notice: By Mr. Jenks: Senate bill No. 313, to be entitled an act to liquidate the indebtedness of the State to J. O. Nixon, under his contract of March 22d, 1866.

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. Hunsaker: Section one was read, and on motion of Mr. Barber, adopted. Section two was read.

Mr. Barber moved to adopt the section. Mr. Hunsaker moved to postpone consideration of the bill, and that it be made the special order of the day for Tuesday next at two o'clock P. M.

[The President resumed the chair.] On call of the yeas and nays the Senate refused to postpone by the following vote: Yeas—Anderson, Antoine, Barber, Campbell, Coupland, Daigle, Gallup, Herwig, Ingraham, Jenks, Kelo, Lewis, Lynch, McMillen, O'Hara, Ray, Swords, Sypher, Thomas, Twitchell, Wilcox—18.

Mr. McMillen moved that section two be amended by striking out the words "five-sixteenths" wherever it occurs in the section, and inserting "one-sixteenth" in lieu thereof.

On a call of the yeas and nays the amendment was adopted by the following vote: Yeas—Anderson, Antoine, Campbell, Coupland, Daigle, Gallup, Herwig, Ingraham, Jenks, Kelo, Lewis, Lynch, McMillen, O'Hara, Ray, Swords, Sypher, Thomas, Twitchell, Wilcox—18.

Nays—Barber, Harris, Hunsaker, Noland, Pinchback, Ragan, Todd, Wilcox—8. Mr. Ingraham offered the following as a proviso, to be added to the end of section two: Provided, That the taxes collected under the provisions of this act be appropriated to the payment of teachers and expenses of the schools, and to the payment of vouchers issued and in the hands of teachers who rendered the services.

The proviso was adopted. Section two was then adopted as amended. The third section was then read and adopted.

The bill was then adopted as amended. On motion of Mr. O'Hara, the amendments were considered engrossed.

The constitutional rule was then suspended by a four-fifths affirmative vote, on a call of the yeas and nays, as follows: Yeas—Anderson, Antoine, Barber, Blackman, Bowman, Campbell, Coupland, Gallup, Herwig, Hunsaker, Ingraham, Jenks, Kelo, Lewis, Lynch, McMillen, O'Hara, Pinchback, Ragan, Ray, Smith, Swords, Sypher, Twitchell, Wilcox—26.

Nays—Noland, Thomas—2. Mr. Noland moved that the further consideration of the bill be postponed until Monday at two o'clock P. M.

On call of the yeas and nays the Senate refused to postpone by the following vote: Yeas—Anderson, Gallup, Hunsaker, Noland, Ragan, Swords, Thomas, Todd, Twitchell—9.

Nays—Antoine, Barber, Blackman, Bowman, Campbell, Coupland, Daigle, Gallup, Herwig, Ingraham, Jenks, Kelo, Lewis, Lynch, McMillen, O'Hara, Pinchback, Ray, Smith, Sypher—19.

Mr. Noland then moved to adjourn till Monday at 12 M., which the Senate refused.

Mr. O'Hara moved that the bill do finally pass, upon which motion Mr. Lewis called for the previous question.

The main question was ordered, and the bill finally adopted with its title.

Mr. O'Hara called up the following resolution: WHEREAS, It is a notorious and historical fact that the Barataria and Lafourche Canal Company and the Lafourche and Terrebonne Navigation Company have, by misuse, abuse and neglect, forfeited their charters to the State, and notwithstanding two previous Legislatures have authorized the Attorney General to sue for the forfeiture of said charters to the State, and the Attorney General has not having taken any action in the matter; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That there shall be appointed a joint committee of three members, from the House, by the Speaker, and two from the Senate, to investigate the affairs of said companies, and to report to this honorable body without delay as to the alleged abuse by said companies of their charters, and misapplication of the public moneys granted for their use; that the Attorney General be authorized and instructed to take immediate action in the matter, and to report to this committee, and that this committee be empowered to appoint a competent lawyer to assist the Attorney General.

Mr. O'Hara moved to strike out the words, "the Attorney General not having taken any action in the matter." Adopted.

Also, the words, "and that this committee be empowered to appoint a competent lawyer to assist the Attorney General." Adopted.

Mr. Lynch moved to amend by adding: Provided, That said investigation shall be conducted without expense to the State, and be completed during the present session of the General Assembly.

Adopted. Mr. Todd moved to add one more member to the Senate committee, making three members. Adopted.

Mr. O'Hara moved to make the number of members of the House five instead of three. Adopted.

By unanimous consent Mr. Harris introduced the following resolution: Resolved, That a joint committee be raised of three on the part of the Senate, to be appointed by the President, and five on the part of the House of Representatives, to be appointed by the Speaker, in accordance with section 1543 of the Revised Statutes, and that the joint committee so raised be authorized to send for persons and papers, and to administer oaths.

Mr. O'Hara moved that the Senate now adjourn until Monday, at 12 M. Adopted.

The President then announced that the Senate stood adjourned until Monday, the fifth instant, at 12 M.

CHARLES H. MERRITT, Secretary of the Senate.

SENATE CHAMBER, February 3, 1872. To the Honorable President and Members of the Senate: Your Committee on Corporations and Parochial Affairs, to whom was referred House bill No. 384, to amend an act authorizing the police jury of Red River to issue bonds for certain purposes; House bill No. 304, to be entitled an act to annex the northern part of Calumet parish to the parish of Calumet, have considered the same, and report favorably, recommending their passage.

Respectfully submitted, M. H. TWITCHELL, Chairman.

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By Mr. Hunsaker: Section one was read, and on motion of Mr. Barber, adopted. Section two was read.

Mr. Barber moved to adopt the section. Mr. Hunsaker moved to postpone consideration of the bill, and that it be made the special order of the day for Tuesday next at two o'clock P. M.

[The President resumed the chair.] On call of the yeas and nays the Senate refused to postpone by the following vote: Yeas—Anderson, Antoine, Barber, Campbell, Coupland, Daigle, Gallup, Herwig, Ingraham, Jenks, Kelo, Lewis, Lynch, McMillen, O'Hara, Ray, Swords, Sypher, Thomas, Twitchell, Wilcox—18.

Mr. McMillen moved that section two be amended by striking out the words "five-sixteenths" wherever it occurs in the section, and inserting "one-sixteenth" in lieu thereof.

On a call of the yeas and nays the amendment was adopted by the following vote: Yeas—Anderson, Antoine, Campbell, Coupland, Daigle, Gallup, Herwig, Ingraham, Jenks, Kelo, Lewis, Lynch, McMillen, O'Hara, Ray, Swords, Sypher, Thomas, Twitchell, Wilcox—18.

Nays—Barber, Harris, Hunsaker, Noland, Pinchback, Ragan, Todd, Wilcox—8. Mr. Ingraham offered the following as a proviso, to be added to the end of section two: Provided, That the taxes collected under the provisions of this act be appropriated to the payment of teachers and expenses of the schools, and to the payment of vouchers issued and in the hands of teachers who rendered the services.

The proviso was adopted. Section two was then adopted as amended. The third section was then read and adopted.

The bill was then adopted as amended. On motion of Mr. O'Hara, the amendments were considered engrossed.

The constitutional rule was then suspended by a four-fifths affirmative vote, on a call of the yeas and nays, as follows: Yeas—Anderson, Antoine, Barber, Blackman, Bowman, Campbell, Coupland, Gallup, Herwig, Hunsaker, Ingraham, Jenks, Kelo, Lewis, Lynch, McMillen, O'Hara, Pinchback, Ragan, Ray, Smith, Swords, Sypher, Twitchell, Wilcox—26.

Nays—Noland, Thomas—2. Mr. Noland moved that the further consideration of the bill be postponed until Monday at two o'clock P. M.

On call of the yeas and nays the Senate refused to postpone by the following vote: Yeas—Anderson, Gallup, Hunsaker, Noland, Ragan, Swords, Thomas, Todd, Twitchell—9.

Nays—Antoine, Barber, Blackman, Bowman, Campbell, Coupland, Daigle, Gallup, Herwig, Ingraham, Jenks, Kelo, Lewis, Lynch, McMillen, O'Hara, Pinchback, Ray, Smith, Sypher—19.

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The main question was ordered, and the bill finally adopted with its title.

Mr. O'Hara called up the following resolution: WHEREAS, It is a notorious and historical fact that the Barataria and Lafourche Canal Company and the Lafourche and Terrebonne Navigation Company have, by misuse, abuse and neglect, forfeited their charters to the State, and notwithstanding two previous Legislatures have authorized the Attorney General to sue for the forfeiture of said charters to the State, and the Attorney General has not having taken any action in the matter; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That there shall be appointed a joint committee of three members, from the House, by the Speaker, and two from the Senate, to investigate the affairs of said companies, and to report to this honorable body without delay as to the alleged abuse by said companies of their charters, and misapplication of the public moneys granted for their use; that the Attorney General be authorized and instructed to take immediate action in the matter, and to report to this committee, and that this committee be empowered to appoint a competent lawyer to assist the Attorney General.

Mr. O'Hara moved to strike out the words, "the Attorney General not having taken any action in the matter." Adopted.

Also, the words, "and that this committee be empowered to appoint a competent lawyer to assist the Attorney General." Adopted.

Mr. Lynch moved to amend by adding: Provided, That said investigation shall be conducted without expense to the State, and be completed during the present session of the General Assembly.

Adopted. Mr. Todd moved to add one more member to the Senate committee, making three members. Adopted.

Mr. O'Hara moved to make the number of members of the House five instead of three. Adopted.

By unanimous consent Mr. Harris introduced the following resolution: Resolved, That a joint committee be raised of three on the part of the Senate, to be appointed by the President, and five on the part of the House of Representatives, to be appointed by the Speaker, in accordance with section 1543 of the Revised Statutes, and that the joint committee so raised be authorized to send for persons and papers, and to administer oaths.

Mr. O'Hara moved that the Senate now adjourn until Monday, at 12 M. Adopted.

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Mr. McMillen moved that section two be amended by striking out the words "five-sixteenths" wherever it occurs in the section, and inserting "one-sixteenth" in lieu thereof.

On a call of the yeas and nays the amendment was adopted by the following vote: Yeas—Anderson, Antoine, Campbell, Coupland, Daigle, Gallup, Herwig, Ingraham, Jenks, Kelo, Lewis, Lynch, McMillen, O'Hara, Ray, Swords, Sypher, Thomas, Twitchell, Wilcox—18.

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The proviso was adopted. Section two was then adopted as amended. The third section was then read and adopted.

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Resolved by the Senate, the House of Representatives concurring, That there shall be appointed a joint committee of three members, from the House, by the Speaker, and two from the Senate, to investigate the affairs of said companies, and to report to this honorable body without delay as to the alleged abuse by said companies of their charters, and misapplication of the public moneys granted for their use; that the Attorney General be authorized and instructed to take immediate action in the matter, and to report to this committee, and that this committee be empowered to appoint a competent lawyer to assist the Attorney General.

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Adopted. Mr. Todd moved to add one more member to the Senate committee, making three members. Adopted.

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Mr. McMillen moved that section two be amended by striking out the words "five-sixteenths" wherever it occurs in the section, and inserting "one-sixteenth" in lieu thereof.

On a call of the yeas and nays the amendment was adopted by the following vote: Yeas—Anderson, Antoine, Campbell, Coupland, Daigle, Gallup, Herwig, Ingraham, Jenks, Kelo, Lewis, Lynch, McMillen, O'Hara, Ray, Swords, Sypher, Thomas, Twitchell, Wilcox—18.

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The proviso was adopted. Section two was then adopted as amended. The third section was then read and adopted.

The bill was then adopted as amended. On motion of Mr. O'Hara, the amendments were considered engrossed.

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