

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

Thirty-fourth Day's Session. Thursday, February 8, 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, Sypher, Thomas, Thompson, Todd, Twitcheil, Wilcox—32. Prayer by the Chaplain. Reading of the minutes of the previous day's session was dispensed with. No corrections. Adopted.

MESSAGE FROM THE GOVERNOR. (STATE OF LOUISIANA.) Executive Department, New Orleans, February 8, 1872. To the Honorable President and Members of the Senate: I have the honor to submit, for the information and consideration of your honorable body, the report of Hon. John Lynch, a disbursing agent of the crevasse fund. The vouchers mentioned in the report will be retained in this office, subject to the action of the Senate.

H. C. WARMOTH, Governor of Louisiana. On motion of Mr. Lynch, the message, report and accompanying books were referred to the Committee on Lands and Leases.

MESSAGE FROM THE HOUSE. HOUSE OF REPRESENTATIVES, February 8, 1872. To the Honorable President and Members of the Senate: I am directed by the House of Representatives to submit for your consideration House bill No. 383, an act to incorporate an independent fire company of the city of Thibodaux, parish of Lafourche, State of Louisiana. Also, asking the signature of the President of the Senate to the following enrolled bill, appointing a special committee of the House and Senate to prepare an address to the Congress of the United States upon the subject of the existing revolutionary crisis in the State of Louisiana. And that the Speaker of the House of Representatives has signed an act appropriating to Mrs. Ellen G. Dunn, widow of the late Lieutenant Governor O. J. Dunn, the balance of the salary that would have been due him had he lived to the end of his term of service.

Respectfully submitted, WILLIAM VIGERS, Chief Clerk.

MESSAGES TO THE HOUSE. The Secretary presented to the House for its consideration Senate bill No. 379, to be entitled an act to provide for the government of the city of Baton Rouge, and the administration of the affairs thereof; and notified the House that the President of the Senate had signed enrolled House joint resolution appointing a special joint committee of the House and Senate to prepare an address to the Congress of the United States, etc.; and requested the signature of the Speaker to enrolled Senate bill for the relief of J. Osborn, etc.

REPORTS OF OFFICERS. STATE LAND OFFICE OF LOUISIANA. To the Honorable President and Members of the Senate: I have the honor to submit the following statement of the disbursements of the contingent fund appropriated for the State Land Office for the year 1871. Respectfully,

H. J. CAMPBELL, Register State Land Office.

Contingent expense fund in account with H. J. Campbell, Register of State Land Office.

Table with 2 columns: Description and Amount. Includes items like 'To balance unexpended appropriation 1870', 'To Auditor's warrant, appropriation 1871', 'Total \$1023 00'.

January, moving furniture and records \$8 00

January, coal 2 20

January, gas fitting and keys 5 40

January, porter, three months 30 00

January, postage stamps 1 50

March 14, cleaning office 2 50

March 14, moving furniture and records 10 00

May 31, New Orleans Freeman, subscription 16 00

May 31, C. C. Haley, printing blanks 7 50

June 27, P. O'Donnell, stationery 25 30

June 27, and subscription 16 00

June 27, postage 30 00

June 27, 1871, 4 00

July 25, Heur's Dis. printing chest 5 25

July 25, soap and sponge 1 15

August 7, Heur, Lara & Heath, cloth and merr. 7 50

August 15, P. O'Donnell, stationery and printing 29 25

September, Cullen & Kimball, ice 30 00

September, porter 37 50

September, postage stamps 9 25

October 31, Cullen & Kimball, ice 2 00

December, P. & R. De Verges, coal and kindling 12 25

December, C. C. Hardwell, gas fixtures 4 00

December 25, New Orleans Bee, subscription 16 00

December, porter, three months 37 50

December, public notices, Times and Republic 3 00

December, postage stamps 8 45

December 27, moving furniture and records 8 00

December, P. O'Donnell, stationery 116 30

December, New Orleans Republican, printing 20 00

December, keys for office 2 00

December, discount on warrants 511 50

Total \$1023 00

Which report was ordered printed and referred to the Committee on Finance.

PETITIONS AND MEMORIALS. By Mr. Pinchback: Petition of the Red River Pilots' Benevolent Association. Referred to Committee on Charitable Institutions.

REPORTS OF COMMITTEES. Mr. Campbell, from the Committee on Printing, reported a substitute for Senate bills Nos. 375 and 376, relative to public printing.

Substitute ordered printed, and made the special order for Monday next.

Mr. McMillen, on behalf of the Committee on Election and Registration, reported back without action the following resolution:

WHEREAS, There are two vacancies in the Senate, occasioned by the death of Senators Fish and Viero; therefore, be it

Resolved, That the Governor be informed officially by the Secretary of the Senate, and requested to order an election to fill the vacancies, according to law.

Mr. Gallup, from the Committee on Rail

roads, reported unfavorably on Senate bill No. 301, to be entitled an act to incorporate the Baton Rouge and State Line Railroad Company.

Mr. Hunsaker, from the Committee on Judiciary, reported back Senate bill No. 312, to be entitled an act to incorporate the Louisiana Library Association, and to grant certain privileges to the same, and to provide for the maintenance and management thereof, with the recommendation that it be printed.

On motion of Mr. Gallup the bill was ordered to be printed.

COMMITTEE ON ENROLLMENT, February 8, 1872. To the Honorable President and Members of the Senate:

Your Committee on Enrollment and Engraving beg leave to report, as duly enrolled, the following bill, to wit:

Senate bill No. 393, an act for the relief of J. Osborn, to reinstate lost warrants. THOMAS H. NOLAND, Chairman.

NOTICES OF BILLS. By Mr. Gallup: Of a bill to be entitled an act to amend an act entitled "An act to incorporate the Pontchartrain Railroad Company," approved on the twentieth of January, 1859, and the several acts amendatory thereto; also to enable the said Pontchartrain Railroad Company to sell to Charles Morgan his heirs, successors and assigns, that portion of said Pontchartrain railroad, with its tracks, depots, appurtenances, and franchises, lying between Girod streets and Elysian Fields, and to authorize said Charles Morgan to incorporate the same with the road now known as Morgan's Louisiana and Texas Railroad, formerly known as the New Orleans, Opelousas and Great Western; and for the purpose of providing continuous and unbroken communication between the same by ferry transportation.

By Mr. Thomas: Of a bill to be entitled an act for making appropriations to pay current expenses for the year 1872.

By Mr. Thomas: Of a bill to be entitled an act to amend and re-enact section fifty, act No. 6, entitled "An act to regulate public education in the State of Louisiana and city of New Orleans, and raise a revenue for that purpose," approved March 10, 1870.

By Mr. Todd: Of a bill to be entitled an act to provide for the construction of a shell road in the parish of Jefferson, by the police jury of the left bank of said parish, and for the payment thereof; for keeping the same in repair, and to authorize said police jury to levy a special tax for said purpose.

By Mr. Ingraham: Of a bill to be entitled an act to make an appropriation to defray the expenses of the extra session of the State Senate, held on the sixth and seventh days of December, 1871, and of the General Assembly of the State of Louisiana for the session of 1872.

By Mr. Campbell: Of a bill to be entitled an act to amend and re-enact an act entitled "An act to establish a Metropolitan Police District, and to provide for the government thereof, approved September 14, 1868," approved March 8, 1869.

By Mr. Campbell: Of an act to be entitled an act to repeal an act entitled "An act to establish a Metropolitan District, and to provide for the government thereof, approved September 14, 1868," approved March 8, 1869, and to establish a Metropolitan Police District of New Orleans, Louisiana, and to provide for the government thereof.

By Mr. Smith: Of a bill to be entitled an act to authorize A. T. Jannin, John G. McLean, Charles Lester, W. C. Scott, J. E. Stephens, Daniel Malone and their associates to render navigable the Bayou Sabine, emptying into Red river at St. Maurice, in the State of Louisiana.

By Mr. Thompson: Of a bill to be entitled an act for the relief of the minor heirs of George W. Martin, deceased.

By Mr. Thompson: Of a bill to be entitled an act to extend the time of paying taxes due by the taxpayers of the parish of Tangipahoa.

By Mr. Noland: Of a joint resolution to be entitled a joint resolution directing the Auditor of Public Accounts to amend his report for the year 1871 by striking from the list of defaulters the name of P. H. Murphy, he having made a correct and final settlement.

By unanimous consent, Mr. O'Hara called up Senate bill No. 307, to be entitled an act to amend the charter of the Crescent City Ramble Playing and Manufacturing Company; to authorize the purchase by said company of certain lands belonging to the State for the purpose of promoting the cultivation of the ramie plant and manufacture of the fibre thereof, and for other purposes, which, on motion of Mr. Campbell, was ordered printed, with the amendments of the Committee on Commerce, Agriculture and Manufacture.

INTRODUCTIONS OF BILLS. The following bills were introduced according to previous notice: By Mr. Barber: Senate bill No. 324, to be entitled an act to amend an act to organize and equip a unified militia, approved April 3, 1870. 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 Militia and ordered printed.

By Mr. Daigle: Senate bill No. 325, to be entitled an act for the relief of Alexander Lazo, an Soldier W. Andrus, Benjamin F. White, John H. Overton, Joachim Joubert, Henry L. Garland, Gabriel Lyons, Egbert O. Hays, Gaspar Lyons, Abraham Harman, William P. Harman, and Therence Isonsonne, of St. Landry parish. 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. Todd: Senate bill No. 326, to be entitled an act to authorize Adam O'Neth and Catherine Bezel, his wife, to change the name of their adopted child, Anna Betz, to Anna O'Neth. Passed its first reading.

The constitutional rule was then suspended by a four-fifths affirmative vote, the bill put on its second reading and by the following vote:

Yeas—Anderson, Antoine, Barber, Butler, Campbell, Coupland, Daigle, Gallup, Harris, Herwig, Hunsaker, Ingraham, Jenks, Kelo, Lewis, Lynch, McMillen, Noland, O'Hara, Pinchback, Ragan, Ray, Smith, Sypher, Thomas, Thompson, Todd, Twitcheil—21.

Nays—Blackman, Bowman, Ingraham, Thompson—4.

The bill was considered engrossed for a third reading.

The constitutional rule was then suspended by a four-fifths affirmative vote, the bill put on its second reading, and finally adopted with its title.

By Mr. Ray: Senate bill No. 327, to be entitled an act to regulate certain criminal proceedings in the district and parish courts. 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: Senate bill No. 328, to be entitled an act to amend articles 675, 679, 683, 706, 707, 708, 713, 715, 718 and 492 of the Code of Practice, and to repeal articles 684, 685, 710 and 403 of the Code of Practice of the State of Louisiana. 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: Senate bill No. 329, to be entitled an act relative to the crimes of perjury and subornation of perjury. 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: Senate bill No. 330, to be entitled an act for the relief of William P. Harper. 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 Claims.

By Mr. Ray: Senate bill No. 331, to be entitled an act to amend article 644 of the Code of Practice. 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. Kelo: Senate bill No. 332, to be entitled an act to incorporate the Rapides Cemetery Association in the Parish of Rapides, State of Louisiana. 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 Claims.

By Mr. Ray: Senate bill No. 333, to be entitled an act to exchange outstanding warrants of the late Board of Public Works, certificates of indebtedness of the State and of the Board of State Engineers for warrants on any unexpended balance of the appropriation made in act No. 74, approved March 30, 1871, for warrants issued by the Board of Public Works. 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 Lands and Leases.

By Mr. Lynch: Senate bill No. 334, to be entitled an act to consolidate, limit and provide for the debt of the city of New Orleans, principal and interest, and authorize a tax for the support of the city government, and the better enforcement of the collection of all taxes. 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. Barber: Resolved, That from and after Monday, the twelfth instant, the Senate do hold their sessions, commencing at half-past seven o'clock P. M.

By Mr. Barber: Resolved, That the Committee on Railroads be requested to report back to the Senate, on to-morrow, the act in relation to the New Orleans, Baton Rouge and Vicksburg railroad.

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By Mr. McMillen moved to lay the motion to reconsider on the table.

On a call of the yeas and nays, the Senate ordered the motion to reconsider to lie on the table by the following vote:

Yeas—Anderson, Barber, Butler, Campbell, Coupland, Daigle, Gallup, Harris, Herwig, Hunsaker, Ingraham, Jenks, Kelo, Lewis, Lynch, McMillen, Noland, Pinchback, Ragan, Swords, Todd, Twitcheil—15.

Nays—Antoine, Blackman, Bowman, Daigle, Herwig, Ingraham, O'Hara, Ray, Smith, Sypher, Thomas, Thompson, Wilcox—14.

Mr. Todd moved the following amendments to lines five and six in section thirteen of the bill. Strike out the words "Jefferson" in both lines. Adopted.

Mr. Campbell offered the following as an additional section: Be it enacted, etc., That no one who is or has been a member of the present General Assembly, nor any person who was a registrar at the last election shall be appointed registrar or clerk of a registrar under this act.

Mr. Hunsaker moved to lay the additional section of Mr. Campbell on the table.

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

Yeas—Barber, Gallup, Harris, Hunsaker, Jenks, Kelo, Lewis, Lynch, McMillen, Noland, O'Hara, Ray, Smith, Sypher, Thomas, Thompson, Todd, Twitcheil—12.

Nays—Anderson, Antoine, Blackman, Bowman, Butler, Campbell, Coupland, Daigle, Herwig, Ingraham, Lynch, O'Hara, Pinchback, Ray, Smith, Sypher, Thomas, Thompson, Wilcox—19.

Mr. McMillen moved the point of order that the bill was on third reading, and was not susceptible of amendment.

The chair held the point not well taken, the bill being on second reading.

Mr. O'Hara moved to strike out the words "Nor any person who acted as registrar at the last election." Adopted.

The question recurred on the motion of Senator Campbell to adopt the amendment as an additional section.

On a call for the yeas and nays, the Senate adopted the section by the following vote:

Yeas—Anderson, Antoine, Blackman, Bowman, Butler, Campbell, Coupland, Daigle, Herwig, Ingraham, Kelo, Lynch, McMillen, O'Hara, Ray, Smith, Sypher, Thomas, Thompson, Todd, Twitcheil—30.

Nays—Barber, Gallup, Harris, Hunsaker, Jenks, Noland, Pinchback, Ragan, Swords, Twitcheil—10.

Mr. Blackman offered the following as an additional section: Be it further enacted, etc., That in the city of New Orleans there shall be registrars appointed for each ward, one from each political party, on the recommendation of the Executive Central Committees of each party.

Mr. Harris moved to lay the additional section on the table.

On a call of the yeas and nays the Senate ordered the section to lie on the table by the following vote:

Yeas—Anderson, Antoine, Barber, Butler, Campbell, Gallup, Harris, Hunsaker, Jenks, Kelo, Lewis, Lynch