New Orleans Republican.
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OF THE

PROCEEDINGS OF THE SENATE

SECOND SESSION

OF THE

SECOND GENERAL ASSEMBLY

OF THE

STATE OF LOUISIANA.

Thirty-ninth Day's Session.

SENATE CHAMBER, Thursday, February 15, 1872.

The Senate met pursuant to adjournment.

Present—Hon. P. B. S. Pinchback, Lieutenant Governor and President of the Senate, and Messrs. Anderson, Antoine, Barber, Blackman, Bowman, Butler, Campbell, Coupland, Daigle, Gallup, Harris, Herwig, Hunsaker, Ingraham, Jenks, Kelso, 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 was dispensed with.

No corrections.

Adopted.

MESSAGE FROM THE GOVERNOR.

STATE OF LOUISIANA, Executive Department, New Orleans, February 14, 1872.

To the Honorable President and Members of the Senate:

I have the honor to submit herewith the annual report of the Attorney General; also the annual report of the trustees and officers of the Louisiana Institution for Education of the Deaf and Dumb.

H. C. WARMOTH, Governor of Louisiana.

The latter report was referred to the Committee on Charitable Institutions.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, February 15, 1872.

To the Honorable President and Members of the Senate:

I am directed to inform you that the Speaker of the House of Representatives has signed enrolled Senate bill for the relief of Mrs. M. Barlow; and to ask the concurrence of the Senate in the following:

House bill No. 317, an act to limit and define the duties and powers, fees and emoluments of the Auditor of Public Accounts and other ministerial officers of the State, and to prohibit them from instituting or defending actions, suits, writs or other process for or against them, or any of them, or for or against the State, and from employing counsel, and increasing costs of court, attorneys' fees, and to define the duties and powers of the Governor, the Attorney General, the district attorneys and the courts of the State in certain cases.

Also to inform the Senate that the House has concurred in Senate bill No. 274, known as the registration bill, with amendments.

Respectfully, etc.,

WILLIAM VIGERS, Chief Clerk.

HOUSE OF REPRESENTATIVES, February 15, 1872.

To the Honorable President and Members of the Senate:

I am directed by the House to inform your honorable body that the House has refused to concur in Senate amendments to House bill No. 286, an act to amend section seven of an act entitled "An act to provide a revenue," etc., approved March 3, 1871 (act 42, 1871), to authorize the levy and collection of a tax to maintain free public schools in the city of New Orleans, etc., and ask for a committee of conference, and have appointed Messrs. Bentley, P. Harper, Stamps, Murray and Ringgold as such committee on the part of the House.

Respectfully, etc.,

A. C. WHITNEY, Assistant Clerk House of Representatives.

MESSAGES TO THE HOUSE.

The Secretary presented to the House for its consideration Senate bill No. 357 (substitute for House bill No. 391), defining the distances from the domicile of members of the General Assembly to the State House, * * * * * and making an appropriation to defray the expenses of the General Assembly, and to repeal act No 52, of 1869; and to inform you that the President of the Senate has signed enrolled bill for the relief of Mrs. Mary Barlow, etc.; and to request concurrence in House bill No. 164, to incorporate the Vidalia, Red River and Texas Railroad Company, etc.

PETITIONS AND MEMORIALS.

By Mr. Noland:

Petition of the Sisters of the Holy Cross.

Referred to the Committee on Charitable Institutions.

By Mr. Anderson:

Petition of the Sisters of the Good Shepherd.

Referred to the Committee on Charitable Institutions.

REPORTS OF COMMITTEES.

Mr. Hunsaker, from the Committee on Judiciary, reported, without action, on Senate bill No. 321, to be entitled an act to amend article 276 of the Code of Practice.

Senate bill No. 264, to be entitled an act to repeal section 765 and to amend sections 761 and 2025 of the Revised Statutes.

Which latter bill, on motion of Mr. Ray, was ordered printed.

Also, reported an original bill, to be entitled an act for the relief of Thomas O'Malley, with the request that it be referred to the Committee on Finance.

By unanimous consent, the bill was considered, and 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.

Mr. Lynch, from the Committee on Finance, reported, with amendments, Senate bill No. 338, to be entitled an act to extend the time of paying taxes due by the taxpayers of the parish of Tangipahoa.

Unfavorably on House bill No. 144, to be entitled an act for the relief of Mrs. Felonise Haydel, of the parish of Jefferson.

Favorably on Senate bill No. 325, to be entitled an act for the relief of Alexander Lazano, Soloman W. Andrus, Benjamin F. White, John H. Overton, Joachim Joubert, Henry L. Garland, Gabriel Lyons, Egbert O. Hays, Jacob Lyons, Abraham Harman, William P. Harman and Therance Isansonne, of St. Landry parish.

Mr. Butler, on behalf of a majority of the Committee on Claims, reported favorably on Senate bill No. 330, to be entitled an act for the relief of William P. Harper.

Also, House bill No. 320, an act for the relief of T. B. Thompson, late assessor of the parish of St. Helena.

Mr. Gallup, from the Committee on Railroads, reported back without action, Senate bill No. 75, to be entitled an act to incorporate the Trenton, Farmerville and Fulton Railroad Company, and to grant State aid to the same.

Also, Senate bill No. 198, to be entitled an act to incorporate the New Orleans, St. Bernard, Plaquemine and Lake Borgne Railroad.

Mr. Todd, from the special committee, to consider House bill No. 292, joint resolution relative to the suspension from office of N. A. Robinson, of the Ninth Judicial District Court, by executive order, reported back the same, with the testimony taken by the committee and submitted the following report:

To the Honorable President and Members of the Senate:

Your special committee beg leave to report that, after a careful examination of the witnesses in this case, they find no ground upon which to base the belief of the guilt of N. A. Robinson, and, as there has been a total failure to substantiate a single charge, your committee would recommend that the consideration of the joint resolution relative to the suspension from office of N. A. Robinson, District Attorney for the Ninth Judicial District, State of Louisiana, be indefinitely postponed.

SAM M. TODD, Chairman.
A. B. HARRIS,
G. Y. KELSO.

COMMITTEE ON ENROLLMENT, February, 15, 1872.

To the Honorable the President and Members of the Senate:

Your Committee on Enrollment and Engrossment beg leave to report as duly engrossed substitute for House bill No. 391, an act defining the distances from the domiciles of members of the General Assembly to the State House; fixing the mode of ascertaining the per diem of members of the General Assembly for the time engaged in going to and returning from the State House, and their mileage to be paid, and the number of employes of the General Assembly and their compensation, and defining their duties and making an appropriation to defray the expenses of the General Assembly, and to repeal act No. 52, 1869.

THOMAS H. NOLAND, Chairman.

COMMITTEE ON ENROLLMENT, February 15, 1872.

To the Honorable President and Members of the Senate:

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

Senate bill No. 164, an act to incorporate the Vidalia, Red River and Texas Railroad Company, and to grant State aid thereto.

THOMAS H. NOLAND, Chairman.

NOTICES OF BILLS.

By Mr. Twitchell:

Of a bill to be entitled an act to amend and re-enact certain sections of an act to create the parish of Red River.

By Mr. Twitchell:

Of a bill to be entitled an act to incorporate the town of Sringville, parish of Red River.

By Mr. Noland:

Of a bill to be entitled an act to repeal act No. 31 of 1871, relating to State House, etc.

By Mr Sypher:

Of a bill to be entitled an act to increase the territory and territorial jurisdiction of the parish of St. Mary.

By Mr. Todd:

Of a bill to be entitled an act to compel the New Orleans and Carrollton railroad to lower the grade of said road.

INTRODUCTION OF BILLS.

The following bills were introduced according to previous notice:

By Mr. Ray:

Senate bill No. 351, to be entitled an act creating a levee district between the Ouachita river and Bayou Macon, providing a commission to conduct the affairs of the same, authorizing the sale of swamp and overflowed lands within said district, the funds to be appropriated to leveeing and draining therein, and authorizing the issue of land warrants locatable within said district, to be used in contracting for work therein, and levying a tax on the property within said district to aid in the work, and providing how contracts shall be let.

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 and Levees.

By Mr. Ray:

Senate bill No. 352, to be entitled an act to incorporate the Louisiana Institute of Agriculture and the Mechanic Arts.

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. Lynch:

Senate bill No. 353, to be entitled an act relative to the establishment of the Louisiana Agricultural and Mechanical College.

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. Thomas:

Senate bill No. 354, to be entitled an act to amend and re-enact section 2025 of the Revised Statutes of 1872 in relation to the salaries of parish judges, to make the same payable by the parishes, and to authorize the police juries to fix the amount of such salaries in their respective parishes.

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. Thomas:

Senate bill No. 355, to be entitled an act to amend and re-enact section two of act No. 101 of 1870, entitled "An act to define and regulate the costs of the clerks, sheriffs, recorders and notaries public throughout the State of Louisiana, and providing forfeitures and penalties for overcharging or failing to perform their duties, and the mode of collecting their fees."

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. Thomas:

Senate bill No. 356, to be entitled an act to abolish the office of Register of the State Land Office, to transfer the books, papers, records and furniture appertaining to the office of Register of Lands to the Auditor of Public Accounts, to devolve the duties of the Register, as now prescribed by law, upon the Auditor of Public Accounts, and fix his compensation therefor, and to provide for an additional clerk in the Auditor's office; to amend and re-enact sections one, two, three, four, six, seven and eleven of the act entitled "An act to reorganize the State Land Office, and to provide further disposition of the public lands, and for the survey of unsurveyed approved swamp lands," approved March 16, 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 ordered printed.

INTRODUCTION OF RESOLUTIONS.

By Mr. Gallup:

Resolved, That the presiding officers of each house of the General Assembly shall appoint, from their respective bodies, five from the Senate and seven from the House, to form a committee, to be known as the Omnibus Committee, whose duty it shall be to consolidate for final passage, previous to the adjournment of the present session, all important bills now pending before either house, or that shall come before them this session.

Laid over.

By Mr. Wilcox:

Resolved, That a special committee of three be appointed to investigate the affairs and transactions of the late Board of Public Works and the present Board of State Engineers, with power to send for persons and papers; that said committee be instructed particularly to examine the contracts entered into, the plans, specifications and measurements for work done and paid for by the State, and, if necessary, that said committee be authorized to employ a competent engineer to remeasure any levee or levees erected and paid for under the supervision of said boards, provided the expense thereof, for engineers and experts, shall not exceed $300, to be paid out of the contingent fund of the Senate.

Laid over.

By Mr. Smith:

Resolved, That the official printer be instructed to furnish the members of the Senate with copies of his journal containing the proceedings and debates of the Senate, and the laws of the State.

Laid over.

REPORTS OF COMMITTEES LYING OVER.

Mr. Ray called up an original bill reported by the Committee on Judiciary, being Senate bill No. 358, to be entitled an act to amend and re-enact articles 2262 and 2264 of the Revised Civil Code.

Passed its first reading.

By unanimous consent, Mr. Sypher called up from second reading file Senate bill No. 248, to be entitled an act to amend an act entitled "An act to incorporate the Pontchartrain Railroad Company," approved on the twentieth of January, 1830, and the several acts amendatory thereof; 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 street 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.

Mr. Hunsaker moved to lay the bill on the table, subject to call, which, on a call of the yeas and nays, the Senate refused by the following vote:

Yeas—Anderson, Barber, Harris, Hunsaker, Lynch, McMillen, Pinchback, Ragan, Smith, Swords, Todd, Twitchell—12.

Nays—Blackman, Bowman, Butler, Coupland, Daigle, Gallup, Herwig, Ingraham, Jenks, Noland, O'Hara, Ray, Sypher, Thomas, Thompson, Wilcox—16.

Pending consideration of the bill the order of the day was called.

On motion of Mr. Lynch, and on a call of the yeas and nays, the order of the day was indefinitely postponed for the purpose of considering the election bill, being substitute for Senate bill No. 373, by the following vote:

Yeas—Anderson, Antoine, Barber, Blackman, Bowman, Campbell, Coupland, Daigle, Gallup, Herwig, Ingraham, Jenks, Lewis, Lynch, McMillen, Noland, Pinchback, Ray, Smith, Sypher, Thomas, Thompson, Twitchell, Wilcox—24.

Nays—Butler, Harris, Kelso, O'Hara, Ragan, Swords, Todd—7.

Mr. Lynch moved to take up substitute for Senate bill No. 273, to be entitled an act to amend and re-enact sections five, six, eleven, twelve, thirteen, fourteen, twenty-one, twenty-two, twenty-eight, twenty-nine, thirty-five, thirty-six, thirty-nine, forty-one, fifty-three, fifty-nine, sixty, sixty-nine, seventy, seventy-one, seventy-three, eighty-two; and to repeal sections twenty-three, twenty-seven, fifty-one, fifty-two, fifty-four, fifty-five and fifty-seven of an act entitled "An act to regulate the conduct and to maintain the freedom and purity of elections; to prescribe the mode of making, and designate the officers who shall make the returns thereof; to prevent fraud, violence, intimidation, riot, tumult, bribery or corruption at elections, or at any registration or revision of registration; to limit the powers and duties of the Sheriffs of the parishes of Orleans and Jefferson; to prescribe the powers and duties of the Board and officers of the Metropolitan Police in reference to elections; to prescribe the mode of entering on the rolls of the Senate and House of Representatives the names of members; to empower the Governor to preserve peace and order; to enforce the laws and to declare martial law during registration and elections; to limit the powers and duties of the Mayors of the cities of New Orleans and Jefferson with regard to elections; to prohibit district and parish judges from issuing certain writs to commissioners of election; to make an appropriation for the expenses of the next revision of the registration and of the next election, and to enforce article 103 of the constitution," approved March 16, 1870.

Adopted.

Mr. Harris moved to make the substitute the special order of the day for Monday next at one o'clock.

Mr. Blackman moved to lay the motion on the table.

Adopted.

Mr. Harris moved to postpone the substitute till to-morrow at one o'clock, and that it be made the special order of the day for that hour.

Mr. Blackman moved that the motion be ordered to lie on the table.

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

Yeas—Antoine, Barber, Blackman, Bowman, Coupland, Daigle, Herwig, Ingraham, Jenks, Lewis, Lynch, McMillen, O'Hara, Ray, Smith, Swords, Sypher, Thomas, Thompson, Wilcox—20.

Nays—Anderson, Butler, Campbell, Gallup, Harris, Hunsaker, Kelso, Noland, Ragan, Todd, Twitchell—11.

Section two was read.

Mr. McMillen moved its adoption.

Mr. Campbell offered the following as a substitute for section two, and moved its adoption:

SEC. 2. Be it further enacted, etc., That the ————, or a majority of them, shall be the returning officers for all elections in the State, a majority of whom shall constitute a quorum and have power to make the returns of all elections. In case of any vacancy by death, resignation, or otherwise, by either of the board, then the vacancy shall be filled by the residue of the board of returning officers. The returning officers shall, after each election, before entering upon their duties, take and subscribe to the following oath, before a judge of the Supreme or any district court:

I, A. B., do solemnly swear (or affirm), that I will faithfully and diligently perform the duties of a returning officer as prescribed by law; that I will carefully and honestly canvass and compile the statements of the votes, and make a true and correct return of the election. So help me God.

Within ten days after the closing of the election, said returning officers shall meet in New Orleans, to canvas and compile the statements of votes made by the supervisors of registration, and make returns of the election to the Secretary of State. They shall continue in session until such returns have been compiled. The Governor shall, at such meeting, open in the presence of the said returning officers, the statements of the supervisors of registration, and the said returning officers shall, from said statements, canvass and compile the returns of the election in duplicate. One copy of such returns they shall file in the office of the Secretary of State, and of one copy they shall make public proclamation by printing in the official journal and such other newspapers as they may deem proper, declaring the names of all persons and officers voted for, the number of votes for each person and the names of the persons who have been duly and lawfully elected. The returns of the elections thus made and promulgated shall be prima facie evidence in all courts of justice and before all civil officers, until set aside after a contest according to law, of the right of any person named therein to hold and exercise the office to which he shall by such return be declared elected. The Governor shall, within thirty days thereafter, issue commissions to all officers thus declared elected who are required by law to be commissioned.

[Mr. Antoine in the chair.]

Mr. Harris moved to adjourn.

On a call of the yeas and nays, the motion to adjourn was adopted by the following vote:

Yeas—Anderson, Blackman, Bowman, Campbell, Coupland, Daigle, Gallup, Harris, Herwig, Lynch, McMillen, Noland, Ragan, Swords, Todd, Twitchell—16.

Nays—Antoine, Barber, Hunsaker, Ingraham, Kelso, O'Hara, Ray, Smith, Sypher, Thomas, Thompson, Wilcox—12.

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

CHARLES H. MERRITT, Secretary of the Senate.

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OF THE

HOUSE OF REPRESENTATIVES

SECOND SESSION

OF THE

SECOND GENERAL ASSEMBLY

OF THE

STATE OF LOUISIANA.

Thirty-eighth Day's Proceedings.

HOUSE OF REPRESENTATIVES, Friday, February 16, 1872.

The House met at twelve o'clock, pursuant to adjournment.

Speaker Brewster in the chair.

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

Speaker Brewster, and Messrs. Abel, Adolphe, Baker, Barker, Barrow, Belot, Bentley, Bickham, Blunt, Bowen, Broussard, Brown, Bryan, Buckingham, Butler, Carr, Chachere, Cochrane, Crawford, Darby, Darinsburg, Davidson, Davis, Demas, Dewees, Deslonde, Durio, Ellis, Faulkner, Floyd, Fontelieu, Gaddis, Gardner, Garstkamp, P. Harper, William Harper, Hyams, Johnson, Kenner, Killen, Kinsella, La Saliniere, Laurent, Llambias, H. Lott, Mahoney, Marie, Marvin, McCarty, McFarland, Meadows, Moncure, Morphy, Morris, Murray, Nelson, Ong, Oplatek, Overton, Pond, Raby, Riley, Ringgold, Sartain, Smith, Souer, Stamps, Stinson, Tatman, Thompson, Tureaud, Verrett, Washington (Assumption), Washington (Concordia), Waters, E. Williams, H. Williams, Worrall, Yorke, Young—89.

Quorum present.

Prayer by the Chaplain.

Upon motion of Mr. Garstkamp, of Jefferson, the reading of the minutes was dispensed with, and the journal was adopted.

Mr. Garstkamp, of Jefferson, moved to lay on the table the report of the Committee on Corporations, as far as it regarded House bill No. 321.

Mr. Oplatek, of Orleans, moved to amend by indefinitely postponing both report and bill, which amendment was accepted.

Upon the adoption of the motion to indefinitely postpone a yea and nay vote was demanded by Messrs. Oplatek, of Orleans, and Davidson, of Livingston, which resulted as follows:

Yeas—Abel, Adolphe, Baker, Barker, Barrett, Barrow, Belot, Bentley, Bickham, Blunt, Brown, Bryan, Buckingham, Butler, Carr, Chachere, Cochrane, Crawford, Darby, Darinsburg, Davidson, Davis, Demas, Durio, Ellis, Faulkner, Floyd, Fontelieu, Gaddis, Garstkamp, William Harper, Hempstead, Huston, Hyams, Johnson, Kenner, Killen, Kinsella, La Saliniere, Laurent, Llambias, J. B. Lott, Mahoney, Marie, Marvin, Matthews, McCarty, McFarland, Meadows, Moncure, Morris, Murray, Nelson, Ong, Oplatek, Pond, Quinn, Raby, Riley, Ringgold, Sartain, Smith, Souer, Stamps, Stanton, Stinson, Tatman, Thompson, Tounoir, Tureaud, Verrett, Washington (Assumption), Washington (Concordia), Waters, E. Williams, H. Williams, Worrall, Yorke, Young—79.

Nays—P. Harper, H. Lott, Morphy—3.

Carried.

By consent the Speaker recorded his vote.

Upon motion of Mr. Ringgold, of Orleans, the other portions of the report were adopted.

Mr. Gartskamp, of Jefferson, presented a petition, which was referred to the Committee on Claims.

The following communication from the Governor was received and read:

STATE OF LOUISIANA, Executive Department, New Orleans, February 16, 1872.

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

I find it incumbent on me to lay before your honorable body grave charges against George E. Bovee, Secretary of State. These charges are five in number, and are as follows:

First—That the said Bovee, Secretary of State, did promulgate as a law a pretended copy of an act entitled "An act to incorporate the Crescent City Waterworks Company; to define its rights and duties; to punish offenses committed against the franchises of said company and the public health," notwithstanding the fact that the said Bovee had been officially informed and well knew said act had not become a law in any of the modes pointed out by the constitution.

In support of this charge I submit herewith the printed proceedings in the suit styled "The State of Louisiana vs. F. J. Herron," No. 3556 on the docket of the Eighth District Court for the parish of Orleans. You will perceive from the testimony received in said suit that the act in question was not presented to me until February 27, 1871, three days before the adjournment of the General Assembly.

It is claimed on the part of Bovee that the bill was left at my residence on Saturday evening, February 25. Without entering into the question whether such presentation was regular and legal, it appears from the testimony of Bovee's own witnesses that it was past 11 P. M. on the twenty-fifth when the messenger bearing the bill arrived at my residence. The General Assembly adjourned March 2, 1871, at 10:30 P. M., as appears by certified minutes thereof. Furthermore, I addressed the Secretary of State a note, in which I informed him of the facts.

Notwithstanding all this, Bovee proceeded to promulgate an incorrect and spurious copy of the act in question as a law, in utter contempt of the constitution and in direct violation of his official duty. It is difficult to see how the conduct of the Secretary of State in this connection can be accounted for on any other hypothesis than that of wilful and corrupt malfeasance in office.

Second—I charge the said Bovee with having sold books belonging to the State, and appropriated the proceeds to his own use.

Third—That the said Bovee has sold and retained the proceeds of numerous copies of Walker's Digest of the Decisions of the Supreme Court of Louisiana, which were purchased by the State purely for the purpose of gratuitous distribution among its officials.

Fourth—That the said Bovee has misappropriated a bond of the State of the denomination of $500, and the interest coupons to the same attached, which was, with others, sent to his office to be sealed and countersigned, as required by the law providing for their issue.

Fifth—I charge the said Bovee with having attempted to influence the vote of a Senator by offering him a bribe upon the floor of the Senate.

I submit the matter for your consideration and action, and request that the above charges be referred to a committee of your honorable body, that the said Bovee be cited to answer according to law, and that, if there be due proof of the charges against him, he be impeached and brought to the bar of the Senate for trial.

H. C. WARMOTH, Governor of Louisiana.

Mr. Davidson, of Livingston, moved that a committee of five be appointed by the Speaker to investigate the charges made by the Governor against George E. Bovee, Secretary of State.

Mr. Huston, of East Feliciana, moved to amend by increasing the committee to seven in number, which amendment was accepted.

The motion to appoint the committee was then adopted.

Mr. Garstkamp, of Jefferson, moved that the Committee on Ways and Means be directed, in accordance with a resolution already adopted, to report the revenue bill to the House by to-morrow, immediately after the reading of the minutes.

Mr. Ong, of St. Bernard, moved that the committee be granted until Wednesday, February 21, 1872, to report.

Mr. Garstkamp, of Jefferson, moved to lay that motion upon the table, and called the yeas and nays, seconded by Mr. Stanton, of Bossier.

The roll was called with the following result:

Yeas—Adolphe, Barrow, Belot, Blunt, Broussard, Brown, Bryan, Buckingham, Butler, Darby, Deslonde, Floyd, Gaddis, Garstkamp, William Harper, Hempstead, Huston, Kinsella, La Saliniere, Laurent, J. B. Lott, McFarland, Meadows, Moncure, Nelson, Riley, Stanton, Stinson, Thompson, Tureaud, Washington (Assumption), Waters, E. Williams, H. Williams, Worrall, Yorke—36.

Nays—Abel, Antoine, Barrett, Bentley, Bowen, Carr, Chachere, Cochrane, Crawford, Davidson, Davis, Demas, Dewees, Durio, Faulkner, Fontelieu, P. Harper, Killen, H. Lott, Mahoney, Marie, McCarty, Moore, Morris, Ong, Oplatek, Overton, Pond, Raby, Ringgold, Sartain, Smith, Souer, Tatman, Verrett, Washington (Concordia)—36.

There being a tie, the Speaker voted in the negative, and the motion to lay on the table was lost.

The motion to grant further time was then adopted.

Upon motion of Mr. Barrett, of Orleans, House bill No. 309, an act to incorporate the Comique Varietie Association of New Orleans, was taken up and read in sections.

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

MESSAGE FROM THE SENATE.

The Secretary of the Senate was announced with the following message:

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

I am directed to inform you that the Senate has concurred in House amendments to Senate bill No. 357 (the General Assembly appropriation bill); and to inform you that the Senate has appointed as its committee of conference on House bill No. 286, to amend section seven of "an act to provide a revenue," etc., approved March 8, 1871, etc., Messrs. Todd, Twitchell and Barber.

CHARLES H. MERRITT, Secretary of the Senate.

Upon motion of Mr. Brown, of Ascension, the amendments to House bill No. 309 were adopted.

Mr. Matthews, of Tensas, moved to postpone further consideration of the bill until Monday next, and that it be printed, which was laid upon the table.

The bill was considered as engrossed.

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

Mr. Faulkner, of Caldwell, moved a reconsideration of the vote whereby the bill was finally passed, and also moved to lay the motion to reconsider upon the table.

Carried.

[The Speaker resumed the chair.]

REPORTS OF STANDING COMMITTEES.

The Committee on Enrollment submitted the following report:

COMMITTEE ON ENROLLMENT, February 16, 1872.

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

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

House bill No. 398, an act to establish the Underwriters' Association of New Orleans.

Respectfully,

P. HARPER, Chairman.

The Committee on Unfinished Business submitted the following report, which was received and adopted:

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

Your Committee on Unfinished Business beg leave to make the following report:

House bill Nos. 257, 30, 68, 169, 172, 179; also, Senate bill No. 149, and recommend them to the House on their merits, and that the title of each one be read as the number is called.

Also, House bill No. 200.

Also, a copy of Senate bill No. 180.

WILLIAM D. FLOYD, Chairman.
JOHN J. BARROW,
JAMES B. LOTT.

The bills referred to in the report were acted upon as follows:

House bill No. 172; an act to incorporate the Bayou Des Glaize and Bayou Rouge Slack Water Company, was referred to the Committee on Canals and Drainage.

House bill No. 30, an act to authorize Mrs. Stella Bradley Hunter to change her name, was considered as engrossed and calendared for a third reading.

House bill No. 68, an act to reincorporate the town of Columbia, in the parish of Caldwell, Louisiana, etc., was considered as engrossed and calendared for a third reading.

House bill No. 257, an act to incorporate the St. Paul Methodist Episcopal Church Association of Shreveport, Louisiana, was considered as engrossed and placed upon the calendar.

House bill No. 179, an act for the relief of Miss P. J. Norman and for other purposes, was considered as engrossed, and placed upon the calendar.

House bill No. 169, an act for the relief of the heirs of J. H. Wisner and his deputy, H. G. Dobson, was considered as engrossed and calendared.

House bill No. 200, an act fixing the rate of taxation in certain portions of the city of New Orleans, was considered as engrossed and calendared.

Senate bill No. 191, an act for the relief of Mrs. Gertrude Lipshuts, was referred to the committee of the whole.

Senate bill No. 180, an act to authorize Eugene McCarthy to sue the State of Louisiana, was indefinitely postponed.

The Committee on Ways and Means submitted the following report, which was received:

COMMITTEE ON WAYS AND MEANS, February 15, 1872.

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

Your committee beg leave to report favorably on House bill No. 342, entitled an act authorizing the State House commission to acquire the site for a State House by the exchange of property, rights, ways, privileges or franchises belonging to the State, etc., and recommend its passage.

THOMAS ONG, Chairman;
DAVID YOUNG,
CHARLES S. ABEL,
L. J. SOUER,
M. CARR,
J. W. QUINN.

Mr. Bryan, of Calcasieu, moved to indefinitely postpone further consideration of the report and bill referred to therein, and, being seconded by Mr. Hyams, of East Baton Rouge, demanded the yeas and nays thereon, which resulted as follows:

Yeas—Speaker Brewster, Baker, Barker, Barrow, Bickham, Broussard, Bryan, Buckingham, Butler, Chachere, Cochrane, Darby, Davidson, Davis, Demas, Durio, Ellis, Fontelieu, P. Harper, Hyams, Killen, Llambias, Marvin, Matthews, Meadows, Moncure, Nelson, Oplatek, Stinson, Tatman, Thompson, Yorke—32.

Nays—Abel, Adolphe, Antoine, Barrett, Bentley, Blunt, Bowen, Brown, Crawford, Darinsburg, Dewees, Deslonde, Faulkner, Floyd, Gaddis, Garstkamp, William Harper, Huston, Johnson, Kinsella, La Saliniere, Laurent, H. Lott, J. B. Lott, Mahoney, Marie, McCarty, McFarland, Moore, Morphy, Morris, Murray, Ong, Overton, Quinn, Raby, Riley, Sartain, Souer, Stanton, Tounoir, Tureaud, Verrett, Washington (Assumption), Washington (Concordia), Waters, E. Williams, H. Williams, Worrall, Young—50.

Lost.

By consent the Speaker recorded his vote in the affirmative.

Mr. Brown, of Ascension, moved to adopt the report, upon which the yeas and nays were called for by Messrs. Yorke, of Carroll, and Matthews, of Tensas, with the following result:

Yeas—Abel, Adolphe, Antoine, Barrett, Belot, Bentley, Blunt, Bowen, Brown, Darinsburg, Davis, Deslonde, Faulkner, Floyd, Gaddis, William Harper, Huston, Johnson, Kinsella, La Saliniere, Laurent, H. Lott, J. B. Lott, Mahoney, Marie, McCarty, McFarland, Moore, Morphy, Morris, Murray, Ong, Overton, Quinn, Raby, Riley, Sartain, Souer, Stanton, Tounoir, Verrett, Washington (Assumption), Washington (Concordia), Waters, E. Williams, H. Williams, Worrall, Young—47.

Nays—Baker, Barker, Barrow, Bickham, Broussard, Bryan, Buckingham, Butler, Chachere, Cochrane, Crawford, Darby, Davidson, Dewees, Durio, Ellis, Fontelieu, Garstkamp, P. Harper, Hyams, Kenner, Killen, Llambias, Marvin, Matthews, Meadows, Moncure, Nelson, Oplatek, Ringgold, Stinson, Tatman, Thompson, Tureaud, H. Williams, Yorke—36.

Carried.

Mr. Faulkner, of Caldwell, moved that the bill be considered as engrossed.

Mr. Matthews, of Tensas, moved to lay that motion upon the table, and being seconded by Mr. Bryan, of Calcasieu, demanded the yeas and nays thereon, with the following result:

Yeas—Baker, Barker, Barrow, Bickham, Blunt, Broussard, Bryan, Buckingham, Butler, Chachere, Cochrane, Crawford, Darby, Davidson, Dewees, Deslonde, Durio, Ellis, Fontelieu, P. Harper, Huston, Hyams, Kenner, Kinsella, Llambias, Marvin, Matthews, Meadows, Moncure, Nelson, Oplatek, Tatman, Thompson, Tureaud, Yorke—35.

Nays—Abel, Adolphe, Antoine, Barrett, Belot, Bentley, Bowen, Brown, Carr, Darinsburg, Davis, Demas, Faulkner, Gaddis, William Harper, Johnson, Killen, La Saliniere, Laurent, H. Lott, J. B. Lott, Mahoney, Marie, McCarty, McFarland, Moore, Morphy, Morris, Murray, Ong, Overton, Quinn, Raby, Riley, Ringgold, Sartain, Souer, Stanton, Tounoir, Verrett, Washington (Assumption), Washington (Concordia), Waters, E. Williams, Worrall, Young—46.

Lost.

Mr. Faulkner, of Caldwell, renewed his motion to consider the bill as being engrossed, and moved its reference to the committee of the whole.

Upon which the yeas and nays were called for, on motion of Messrs. Brown, of Ascension, and Moncure, of Caddo, with the following result:

Yeas—Abel, Adolphe, Antoine, Barrett, Bentley, Bowen, Brown, Darinsburg, Davidson, Davis, Demas, Dewees, Deslonde, Faulkner, Gaddis, Garstkamp, William Harper, Hempstead, Johnson, Kenner, Laurent, Mahoney, Marie, Matthews, McCarty, Moore, Morphy, Morris, Murray, Ong, Overton, Quinn, Riley, Ringgold, Souer, Stanton, Tatman, Tounoir, Verrett, Washington (Concordia), Waters, E. Williams, H. Williams, Worrall, Young—45.

Nays—Baker, Barker, Barrow, Belot, Bickham, Blunt, Broussard, Bryan, Buckingham, Butler, Chachere, Cochrane, Crawford, Darby, Davidson, Dewees, Durio, Ellis, Fontelieu, Hyams, Killen, Kinsella, La Saliniere, Llambias, H. Lott, J. B. Lott, Marvin, McFarland, Meadows, Moncure, Nelson, Oplatek, Stinson, Thompson, Tureaud, Yorke—34.

Carried.

Mr. Faulkner, of Caldwell, moved that the House do resolve itself into committee of the whole to consider the bill, and called for the previous question.

The main question was ordered upon the adoption of the motion. The yeas and nays were called for by Messrs Bryan, of Calcasieu, and Moncure, of Caddo, with the following result:

Yeas—Adolphe, Antoine, Barrett, Bentley, Bowen, Brown, Darinsburg, Davidson, Davis, Demas, Deslonde, Faulkner, Gaddis, P. Harper, Johnson, Kenner, La Saliniere, Laurent, H. Lott, J. B. Lott, Mahoney, Marie, McCarty, McFarland, Moore, Morphy, Morris, Murray, Ong, Overton, Quinn, Raby, Riley, Ringgold, Sartain, Souer, Stanton, Verrett, Washington (Concordia), Waters, E. Williams, H. Williams, Worrall, Young—43.

Nays—Baker, Barker, Barrow, Belot, Bickham, Blunt, Broussard, Bryan, Butler, Chachere, Crawford, Dewees, Durio, Ellis, Floyd, Fontelieu, Garstkamp, Hyams, Killen, Kinsella, Llambias, Marvin, Matthews, Meadows, Moncure, Nelson, Oplatek, Stinson, Tatman, Thompson, Tureaud, Yorke—32.

Carried.

The Speaker announced the following special committee to investigate the charges made against George E. Bovee, Secretary of State:

T. G. Davidson, of Livingston; W. B. Barrett, of Orleans; M. Carr, of De Soto; J. H. Bowen, of Orleans; T. B. Stamps, of Jefferson; M. Morris, of Ascension; J. J. Barrow, of East Feliciana.

The following communication from the Governor was received:

STATE OF LOUISIANA, Executive Department, New Orleans, February 16, 1872.

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

I have the honor to submit for consideration of your honorable body a copy of a resolution passed by the General Assembly of the State of Georgia, in compliance with the request of his excellency the Governor of said State.

H. C. WARMOTH, Governor of Louisiana.

A resolution in relation to refunding the tax on raw cotton, collected during the years 1865, 1866 and 1867, under the revenue laws of the United States.

WHEREAS, It is the deliberate conviction of this General Assembly, and believed to be that of the entire people of the cotton producing States, that the acts of Congress imposing a specific tax on all raw cotton grown in the United States, to the exclusion of all other agricultural products, from which a much larger amount of revenue might have been realized, were unequal, unjust and unconstitutional, and that said tax was imposed and collected at a time when the Southern people were prostrated and impoverished by war; and

Whereas, It is believed that such acts were the result of excitement, engendered by the late unfortunate war between the States, considered as a necessary means of paying the debt incurred by its prosecution, and a proper mode of meeting retribution upon