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OFFICIAL JOURNAL

OF THE

HOUSE OF REPRESENTATIVES.

EXTRA SESSION

OF THE

THIRD GENERAL ASSEMBLY

OF THE

STATE OF LOUISIANA.

First Day's Proceedings.

HOUSE OF REPRESENTATIVES,
New Orleans, December 9, 1872.

Pursuant to the call of his excellency the Governor of the State, Chief Clerk William Vigers called the House to order and called the roll as furnished by the legally constituted board of returning officers, as follows:

T. T. Allain, J. W. Armstead, A. Antoine, P. Bowman, C. H. Bryant, P. Baker, J. Boyd, M. P. Blackstone, A. C. Bickham, J. Barrow, Joseph Connaughton, A. J. Cousin, H. Demas, T. G. Davidson, D. C. Davis, George Devezin, A. Dejoie, A. J. Dumont, B. Dayries, E. W. Dewees, E. D. Estilette, W. G. Elliot, T. Fontelieu, C. J. Greene, J. Gair, B. R. Gantt, R. F. Guichard, James Heffner, E. A. Hubeau, D. Hill, M. Hahn, F. E. Heath, J. Hedgepath, M. Jones, C. W. Keating, N. Kenyon, W. H. Keys, C. N. Lewis, P. Landry, James Lawes, C. W. Lowell, William Murrell, of Lafourche, William Murrell, of Madison, H. Mahoney, L. A. Martinet, F. Marie, J. S. Mathews, Charles Montaldo, William Page, G. E. Paris, V. Rochon, L. S. Rodrigues, L. J. Souer, J. R. Stewart, C. Sartain, L. A. Sauer, W. F. Southard, Isaac Sutton, L. Sewell, S. Thomas, A. Tureaud, Aug. Williams, J. P. Wilson, William Ward, J. B. Wands—65.

A quorum present.

Prayer by Rev. Mr. Green.

Mr. Dewees, of Red River, moved that the House do proceed to a permanent organization.

Carried.

Mr. Hahn, of St. Charles, moved that Hon. Charles W. Lowell, of Jefferson, be unanimously elected Speaker of the House.

Carried.

Upon motion of Mr. Davidson, of Livingston, a committee of three, consisting of Messrs. Davidson, of Livingston, Murrell, of Madison, and Hahn, of St. Charles, were appointed to conduct the Speaker to the chair.

The Speaker was sworn in by Mr. Davidson, of Livingston, he being the oldest member present.

The Speaker then swore in the following gentlemen as members of the House:

T. T. Allain, J. W. Armstead, A. Antoine, P. Bowman, C. H. Bryant, P. Baker, J. Boyd, M. P. Blackstone, A. C. Bickham, J. Barrow, Joseph Connaughton, A. J. Cousin, H. Demas, T. G. Davidson, D. C. Davis, George Devezin, A. Dejoie, A. J. Dumont, B. Dayries, E. W. Dewees, E. D. Estilette, W. G. Elliot, T. Fontelieu, C. J. Greene, J. Gair, B. R. Gantt, R. F. Guichard, James Heffner, E. A. Hubeau, D. Hill, M. Hahn, F. E. Heath, J. Hedgepath, M. Jones, C. W. Keating, N. Kenyon, W. H. Keys, C. N. Lewis, P. Landry, James Lawes, C. W. Lowell, William Murrell, of Lafourche, William Murrell, of Madison, H. Mahoney, L. A. Martinet, F. Marie, J. S. Mathews, Charles Montaldo, William Page, G. E. Paris, V. Rochon, L. S. Rodrigues, L. J. Souer, J. R. Stewart, C. Sartain, L. A. Sauer, W. F. Southard, Isaac Sutton, L. Sewell, S. Thomas, A. Tureaud, Aug. Williams, J. P. Wilson, William Ward, J. B. Wands—65.

Upon motion of Mr. Dewees, of Red River, the House proceeded to the election of a Chief Clerk.

Upon motion of Mr. Murrell, of Madison, Mr. William Vigers was unanimously elected as Chief Clerk of the House, who was duly sworn in by the Speaker.

The Speaker then ordered the Clerk to announce to the Senate that the House was organized for the transaction of business.

A message was received from the Senate to the effect that that body was organized for the transaction of business, and that it had appointed a committee of two to act with a concurrent committee of the House to inform his excellency the Governor that the Assembly was organized, and ready to receive any communication from him.

The Chair appointed the following as the committee on behalf of the House:

J. S. Mathews, of Tensas, chairman; M. Hahn, of St. Charles; John Gair, of East Feliciana; W. G. Elliot, of Orleans; A. C. Bickham, of Washington.

Upon motion of Mr. Montaldo, of Orleans, Mr. J. W. Quinn was unanimously elected sergeant-at-arms of the House.

Upon motion of Mr. J. Ross Stewart, of Tensas, Mr. R. C. Howard was unanimously chosen postmaster of the House.

The House then proceeded to the election of assistant clerk.

Mr. Bryant, of East Baton Rouge, nominated Mr. A. B. Kenyon.

Mr. Dewees, of Red River, nominated Mr. J. H. McVeata.

Mr. James Laws, of East Feliciana, nominated Mr. J. W. Roxborough.

Mr. Rochon, of St. Martin, nominated Mr. Thomas Leon.

The roll was called with the following result:

Mr. Roxborough received the following votes:

Allain, Armstead, Antoine, Bryant, Barrow, Demas, Devezin, Dejoie, Dumont, Dayries, Guichard, Hubeau, Hill, Hedgepath, M. Jones, Kenyon, Keys, Lewis, Landry, Lawes, Murrell, of Lafourche, Mahoney, Martinet, Marie, Page, Paris, Rochon, Rodrigues, Stewart, Sartain, Southard, Sutton, Sewell, Tureaud, Williams, Wilson—37.

Mr. McVean received the votes of the following members:

Messrs. Baker, Boyd, Connaughton, Davidson, Davis, Dewees, Heffner, Heath, Keating, Murrell, of Madison, Montaldo, Soner, Thomas, Wands—14.

Mr. Kenyon was voted for by the following named members:

Ward, of Grant; Armistead, of West Feliciana; Hahn, of St. Charles; Davis, of St. Helena.

Mr. Thomas Leon realized the votes of the members named below:

Snaer, of Iberia; Martinette, of St. Martin

Mr. J. W. Roxborough having received the majority of votes cast was declared elected as assistant clerk of the House.

Upon motion of Mr. Dewees, of Red River, the further election of officers was postponed until to-morrow.

Upon motion of Mr. Dewees, of Red River, the following committee of seven was appointed on elections and qualifications:

Committee on Elections—E. W. Dewees, of Red River; T. G. Davidson, of Livingston; William Murrell, of Madison; A. Tureaud, of St. James; J. B. Wands, of Tangipahoa; J. S. Mathews, of Tensas; H. Raby, of Natchitoches.

Upon motion of Mr. Dewees, the members proceeded to draw for seats in the house in the usual manner.

The joint committee appointed to wait upon the Governor submitted the following report, which was received:

To the Honorable the Senate and House of Representatives of the State of Louisiana:

The undersigned joint committee appointed by your honorable bodies to wait upon the Governor of the State and inform him of the organization of the General Assembly, and ask him for any information or message he might have to communicate, respectfully report that they immediately went to the executive office and asked to see the Governor, whereupon the messenger of the Governor's office entered the office, and shortly thereafter reported to your committee that the Governor was not in his office, and had been there to-day.

Then your committee expressed a desire to see the Governor's secretary, and the messenger again entered the office and again returned, and this time reported that the secretary was too busy to see anybody.

Your committee then addressed the Governor the following communication:

MECHANIC'S INSTITUTE,
New Orleans, December 9, 1872.

To His Excellency, Henry C. Warmoth, Governor of Louisiana:

We, the undersigned members of a joint committee appointed by our respective houses of the General Assembly, have the honor to inform you that, in obedience to your proclamation, the General Assembly is now duly organized in extra session, and prepared to receive any message you may desire to lay before it.

A. B. HARRIS, Chairman;
A. E. BARBER,
Committee of the Senate.
JAMES S. MATHEWS,
Chairman;
M. HAHN,
W. G. ELLIOTT,
A. C. BICKHAM,
JOHN GAIR,
Committee of the House of Representatives.

This communication was handed to and left with the Governor's messenger, or doorkeeper, neither the Governor nor his secretary being in their office. Respectfully submitted.

A. B. HARRIS, Chairman;
A. E. BARBER,
Committee of the Senate.
JAMES S. MATHEWS,
Chairman;
JOHN GAIR;
W. G. ELLIOTT,
A. C. BICKHAM,
M. HAHN.
Committee of the House of Representatives.

Upon motion of Mr. Mathews, of Tensas, the rules governing the House during its last session were temporarily adopted.

Under a suspension of the rules, the following resolution, offered by Mr. Dumont, of Orleans, was read:

WHEREAS, The General Assembly is now convened in compliance with the call of the Governor, and certain evil disposed persons are reported to be forming combinations to disturb the public peace, defy the lawful authorities, and the State is threatened with violence; therefore, be it

Resolved by the House of Representatives of the General Assembly of Louisiana, the Senate concurring, That the President of the United States be requested to afford the protection guaranteed each State by the constitution of the United States when threatened with domestic violence, and that the presiding officers of the General Assembly transmit this resolution immediately by telegraph and otherwise to the President of the United States.

Upon its adoption the yeas and nays were demanded by Messrs. Gair, of East Feliciana, and Allain, of West Baton Rouge, with the following result:

Yeas—Allain, Armstead, Antoine, Bowman, Bryant, Baker, Boyd, Blackstone, Barrow, Connaughton, Cousin, Davis, Devezin, Dejoie, Dumont, Dayries, Dewees, Elliott, Greene, Gair, Guichard, Heffner, Hubeau, Hill, Hahn, Hedgepath, M. Jones, Keating, Kenyon, Keys, Lewis, Landry, Lawes, Murrell, of Lafourche, Murrell, of Madison, Mahoney, Martinet, Marie, Mathews, Montaldo, Page, Paris, Rochon, Rodrigues, Souer, Stewart, Sartain, Snaer, Southard, Sutton, Sewell, Thomas, Tureaud, Williams, Wilson, Ward, Wands—56.

Nays—Bickham, Davidson, Estilette, Fontelieu, Gantt, Marie, Timony—7.

Carried.

Upon motion of Mr. Hahn, of St. Charles, the vote by which the resolution was adopted was reconsidered, and the motion to reconsider was laid upon the table.

Under a suspension of the rules, Mr. Rodrigues, of Orleans, offered the following resolution, which was read:

Resolved by the House of Representatives of the State of Louisiana, That Henry C. Warmoth, Governor of the State of Louisiana, be and he is hereby impeached for high crimes and misdemeanors in office, committed against the constitution and laws of the State of Louisiana.

Upon its adoption the yeas and nays were demanded by Messrs. Gair, of East Feliciana, and Sartain, of Carroll, with the following result:

Yeas—Allain, Armstead, Antoine, Bowman, Bryant, Baker, Boyd, Blackstone, Barrow, Connaughton, Cousin, Demas Davis, Devezin, Dejoie, Dumont, Elliott, Greene, Gair, Guichard, Heffner, Hubeau, Hahn, Heeth, Hedgepath, M. Jones, Keating, Kenyon, Keys, Lewis, Landry, Lawes, Murrell, of Lafourche, Murrell, of Madison, Mahoney, Martinet, Marie, Mathews, Montaldo, Page, Paris, Rochon, Rodrigues, Souer, Sawyer, Stewart, Sartain, Snaer, Southard, Sutton, Sewell, Thomas, Trahan, Tureaud, Williams, Wilson, Ward, Wands—57.

Nays—Bickham, Davidson, Dewees, Estilette, Fontelieu, Gantt—6.

Carried.

Upon the adoption of the resolution, the Speaker announced that Henry Clay Warmoth, Governor of the State of Louisiana, stood impeached of high crimes and misdemeanors.

Under a suspension of the rules, Mr. Rodrigues, of Orleans, offered the following resolution, which was read and adopted:

Resolved, That a committee of five be appointed to go to the Senate, and at the bar thereof, in the name of the House of Representatives and of the people of the State of Louisiana, to impeach H. C. Warmoth, Governor, of high crimes and misdemeanors in office, and acquaint the Senate that the House of Representatives will in due time exhibit particular articles of impeachment against him, and make good the same; and that the committee do demand that the Senate take order for the appearance of said H. C. Warmoth to answer to said impeachment.

The Speaker appointed the following committee:

M. Hahn, of St. Charles; L. S. Rodrigues, of Orleans; August Williams, of East Baton Rouge; A. C. Bickham, of Washington; C. W. Keeting, of Caddo.

Under a suspension of the rules, Mr. Rodrigues offered the following resolution, which was read and unanimously adopted:

Resolved by the House of Representatives of the General Assembly of the State of Louisiana, That a committee of five members of the House be appointed by the Speaker thereof to prepare and present for the consideration of the House articles of impeachment against Henry C. Warmoth, Governor of the State of Louisiana, for high crimes and misdemeanors in office, and that they be authorized and empowered to send for persons and papers in furtherance of their investigations.

Mr. Hahn, of St. Charles, in the chair.

MESSAGE FROM THE SENATE.

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

To the Honorable Speaker of the House of Representatives:

I have the honor to inform you that the Senate has concurred in House concurrent resolution relative to and requesting federal protection.

C. H. MERRITT,
Secretary of the Senate.

The Speaker resumed the chair.

Messrs. James Timony, of the first, and E. Howard McCaleb, of the third representative district of the parish of Orleans, presented themselves, and were duly sworn in as members.

Mr. Hahn, of St. Charles, chairman of the committee appointed to wait upon the Senate and inform that honorable body relative to the impeachment of H. C. Warmoth, Governor of the State, of high crimes and misdemeanors, reported that the Senate had received the report, and would take order in the premises.

Mr. Paris, of Orleans, offered the following resolution, in conjunction with the resolutions of impeachmen t i h was read and adopted under a suspension of the rules:

Be it resolved by the House of Representatives, the Senate concurring, That, whereas, the House of Representatives has formally presented and approved articles of impeachment against H. C. Warmoth, and presenting the same for action of the Senate; And, whereas, under the constitution the impeachment of the Governor operates the suspension of office pending the trial of the articles preferred against him, the General Assembly in the premises considered, do now declare H. C. Warmoth is suspended from office of Governor of the State of Louisiana until such time as the Senate shall try and decide upon the charges against him.

Upon motion of Mr. Allain, of East Baton Rouge, a recess until 7 P. M. was taken.

Evening Session.

The hour of recess having expired, the House was called to order, Speaker Lowell in the chair.

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

Speaker Lowell, and Messrs. Allain, Armstead, Antoine, Bowman, Bryant, Baker, Boyd, Blackstone, Bickham, Barrow, Connaughton, Cousin, Demas, Davidson, Davis, Devezin, Dejoie, Dumont, Dewees, Greene, Gair, Gantt, Heffner, Hill, Hahn, Heath, Hedgepath, M. Jones, Keating, Kenyon, Keys, Lewis, Landry, Lawes, Murrell, of Lafourche; Murrell, of Madison; Mahoney, Martinet, Marie, Mathews, Montaldo, Page, Paris, Rochon, Rodrigues, Souer, Sawyer, Stewart, Sartain, Snaer, Southard, Sutton, Sewell, Thomas, Tureaud, Williams, Ward, Wands—57.

A quorum present.

Messrs. V. O. King, of Orleans, and Isaac Sawyer, of Assumption, presented themselves and were sworn in as members of the House.

Mr. Dewees, of Red River, chairman of the Committee on Elections and Qualifications, submitted the following report, which was read:

ROOMS COMMITTEE ON ELECTIONS,
New Orleans, December 9, 1872.

To the Speaker and Members of the House of Representatives:

Your committee, to whom was referred the contested election cases of P. Jones Yorke against T. C. Benham, of the parish of Carroll, and R. R. Davis and W. H. Decker against James McConnell and E. Kummel, of the tenth and eleventh wards of the parish of Orleans, having examined the evidence presented, beg leave to submit the following report:

They find that frauds were committed in the election, and that the ballot boxes were found open when they were about to be counted.

They find that in the parish of Carroll the returns show that Yorke received only 461 votes, while the evidence shows that in his own ward he received 493 votes; that the ticket upon which said Yorke's name appears had upon it the name of Hon. John Ray, as presidential elector, while the ticket upon which Benham ran did not have said Ray's name; that the returns show that Ray received 1452 votes, which number of votes should also be given to said Yorke upon said return. We find that frauds and intimidations have been used both in the parish of Carroll and in the tenth and eleventh wards of the parish of Orleans, and that the tally sheets of the United States supervisors show that the returns, as published, are erroneous.

Your committee have also examined the case of John Langles against James Timony, of the first ward of the parish of Orleans, and find that the ballot boxes were tampered with after the election and before the counting of said ballots, and that a large number of ballots on which the name of said Langles was printed were abstracted from the said boxes and others substituted in their places. That large numbers of legal voters were refused registration and denied the right to vote, enough in all to more than give to said Langles a majority of the votes cast at said election.

In conclusion, your committee beg leave to recommend that P. Jones Yorke, R. R. Davis, W. H. Decker and John Langles be seated and sworn in as Representatives of their several districts in the place of G. C. Benham, James McConnell, E. Kummel and James Timony.

All of which is respectfully submitted.

E. W. DEWEES, Chairman.

Mr. Mathews, of Tensas, in the chair.

Mr. Dewees, of Red River, moved the adoption of the report, and called for the previous question, upon which the yeas and nays were demanded, with the following result:

Yeas—Allain, Armstead, Antoine, Bowman, Bryant, Baker, Boyd, Blackstone, Barrow, Connaughton, Cousin, Demas, Davis, Devezin, Dejoie, Dumont, Elliott, Greene, Gair, Guichard, Heffner, Hubeau, Hill, Hahn, Heath, Hedgepath, M. Jones, Keating, Kenyon, Keys, Lewis, Landry, Lawes, Murrell, of Lafourche, Murrell, of Madison, Mahoney, Martinet, Marie, Mathews, Montaldo, Page, Paris, Rochon, Rodrigues, Souer, Sawyer, Stewart, Sartain, Snaer, Southard, Sutton, Sewell, Thomas, Trahan, Tureaud, Williams, Wilson, Ward, Wands—57.

Nays—Bickham, Davidson, Dewees, Estilette, Fontelieu, Gantt—6.

Carried.

Mr. Hahn, of St. Charles, moved that the report be printed and laid upon the desks of members, and that action thereupon be postponed.

Mr. Dewees, of Red River, moved to table the motion, upon which the yeas and nays were demanded by Messrs. Gair, of East Feliciana, and Hahn, of St. Charles, with the following result:

Yeas—Boyd, Devezin, Dewees, Keating, Souer—5.

Nays—Allain, Armstead, Antoine, Bowman, Bryant, Baker, Blackstone, Barrow, Connaughton, Cousin, Demas, Davidson, Davis, Dejoie, Dumont, Estilette, Greene, Gair, Gantt, Heffner, Hubeau, Hill, Hahn, Heath, Hedgepath, M. Jones, Kenyon, Keys, King, Lewis, Landry, Lawes, of Murrell, Madison; Mahoney, Martinet, Marie, Mathews, Montaldo, McCaleb, Page, Paris, Rochon, Sawyer, Sartain, Southard, Sutton, Sewell, Thomas, Williams, Ward—52.

Mr. Dewees, of Red River, moved to amend by referring the report back to the Committee on Elections and Qualifications.

Mr. Gair, of East Feliciana, moved as a substitute that the bill be referred back to the committee, and that they report to the House all of the evidence taken in each case reported.

Carried.

Upon motion of T. G. Davidson, of Livingston, the House was adjourned until to-morrow at 12 M.

WILLIAM VIGERS,
Chief Clerk.

Proceedings of the Senate When Sitting as a High Court of Impeachment.

MONDAY, December 9, 1872.

At 7:35 P. M., the Chief Justice of the State of Louisiana entered the Senate Chamber, accompanied by Mr. Justice Taliaferro and escorted by Senators Ingraham, Blunt and Brewster, the committee appointed for that purpose.

The Chief Justice, on taking the chair, said:

Senators, for the purpose of organizing the Senate into a court of impeachment, it will be necessary to call the roll now for the purpose of ascertaining how many members are present.

A quorum being present, the Chief Justice said:

The Senate will now proceed with the organization of the court of impeachment, if there are no objections. There being no objections, I am now ready to take the oath.

The oath was then administered by Mr. Justice Taliaferro, associate justice of the Supreme Court of the State of Louisiana, to Chief Justice Ludeling, in the following words:

I do solemnly swear that in all things appertaining to the trial of the impeachment of Henry Clay Warmoth, Governor of the State of Louisiana, now pending, I will do impartial justice according to the constitution and the laws. So help me God.

The Chief Justice—The oath will now be administered to the Senators, as they will be called by the Secretary. The Secretary will call the roll.

The Secretary proceeded to call the roll, and the Chief Justice administered the oath to the following Senators:

Anderson, Barber, Blunt, Burch, Brewster, Cage, Harris, E. F. Herwig, P. F. Herwig, Harper, Ingraham, Kelso, Noland, Pollard, Sypher, Stamps, Twitchell, Webber, Wharton.

A quorum being present and duly qualified, the court of impeachment was then declared duly organized and ready to proceed to business.

Senator Ingraham moved that the court of impeachment do adjourn till Monday the sixteenth instant, at 12 M., which motion being agreed to, the Chief Justice announced that the court stood adjourned in accordance therewith, and vacated the chair.

AMUSEMENTS.

Academy of Music.

The first night of pantomime at the Academy was a gala night in every respect—numbers, admiration and approbation. The numbers were fully equal to the joint audiences of the Varieties and St. Charles, and every one there did a big amount of laughing. Even disappointed politicians forgot their grief and were happy. "Flick and Flock, or the Doctor and the Devil," is a great pantomime. It will be repeated this evening.

St. Charles Theatre.

The popular demand for comic opera brought Mrs. James A. Oates and her superior company to New Orleans once more, and chance directed her this time to the St. Charles Theatre, where, on Sunday evening, she had a cordial welcome and crowded house. The Comedietta of "Two Puddifoots" was the initial performance, and created some amusement, but the crowning performance was the production of Offenbach's great success, the opera of "Les Bavards." In the cast were Mrs. James A. Oates, W. H. Crane, J. Howson, C. H. Drew, J. H. Jones, Mrs. A. Boudinot, Miss Maggie Glenn, E. Horan, J. W. Shannon, H. Jones and Miss Kate Fraser. Mrs. Oates our readers know all about. She is just as charming and piquant as ever, and perhaps even a little more so. Mr. John Howson as *Beatrice*, the chattering wife of *Surmieto*, a wealthy citizen (Mr. W. H. Crane), is all our fancy painted him, and he was painted in the highest style of the art. The same play was produced last night, and the programme will be repeated to-night.

Varieties Theatre.

Some of the patrons of the Varieties Theatre did not come out last night, because the street cars were not running to take them home, while others had not refreshed their reading of mythology sufficiently to prompt them to go and hear the story of "Pygmalion and Galatea" repeated in the form a mythological comedy. The cast was very appropriate, and was as follows:

Chrysos, an art patron, Mr. John T. Raymond; *Pygmalion*, an Athenian sculptor, Mr. Frederick Robinson; *Leucippe*, a soldier, Mr. W. H. Southard; *Agesinos*, Chrysos' slave, Mr. J. V. Melton; *Mimos*, Pygmalion's slave, Mr. C. J. Dade; *Galatea*, an animated statue, Miss Jane Rignold; *Cynisca*, Pygmalion's wife, Miss Ione Burke; *Daphne*, Chrysos' wife, Miss E. J. Phillips; *Myrine*, Pygmalion's sister, Miss Georgie Reignolds.

The *Daphne* of Miss E. J. Phillips was superb, while the *Galatea* of Miss Jane Rignold and the *Pygmalion* of Mr. Frederick Robinson were fitly personated. The comedy will be repeated this evening, together with the roaring farce of a "Conjugal Lesson." Next Monday Miss Charlotte Thompson in "Jane Eyre."

Exposition Hall.

Next Tuesday evening Carlotta Patti, the queen of the concert room, and Signor G. Mario, the world-renowned tenor, will make their appearance at Exposition Hall, that occasion and place being the first of the Strakosch concerts. It will be a musical treat rarely offered to any people. Go to Grunewald's music store for seats.

The Shreveport *Times* of the fifth says:

It will be seen, by reference to our river column, that Lieutenant Woodruff left yesterday with twenty hands to work on the "Great Raft," as geographers termed it in our school boy days. It is the impression with some that much of the timber can be burned out at the present stage of the water, especially as we have had so long a dry season. This attempt was made in 1852, if we remember aright, but proved a failure. Those logs, partially imbedded in the sand and mud, would burn well enough until the fire reached the dirt, but there the operation stopped. The "burning party" returned in high disgust.

Walter Scott has just been acquitted on a charge of murdering Oliver Cromwell in Michigan. What's in a name?

A youth of Atchison, Kansas, drank two quarts of raw whisky on a wager, and his epitaph runs, "He smiled and died."

THE SENATE YESTERDAY.

First Day's Session.

SENATE CHAMBER,
New Orleans, December 9, 1872.

In pursuance to the following proclamation:

STATE OF LOUISIANA,
Executive Department.
New Orleans, November 21, 1872.

WHEREAS, The present condition of public affairs presenting an extraordinary occasion, I do hereby, by virtue of the power in me vested by the constitution and the laws enacted thereunder, convene the General Assembly elected on the fourth day of November, A. D. 1872, in extra session, for the period of ten days.

Senators and Representatives of the General Assembly elected on the fourth day of November, A. D. 1872, and the Senators holding over, are, therefore, summoned to meet in their respective chambers, at the Mechanics' Institute, now used as the State House, in the city of New Orleans, at twelve o'clock noon, on Monday, the ninth day of December, A. D. 1872.

In witness whereof I have hereunto set my hand and caused the seal of the State to be affixed, at the city of New Orleans, this twenty-first day of November, A. D. 1872, and of the independence of the United States the ninety-seventh.

H. C. WARMOTH,
Governor of the State of Louisiana.

Y. A. WOODWARD,
Assistant Secretary of State.

The Senate was called to order precisely at twelve o'clock M. by the Hon. P. B. S. Pinchback, Lieutenant Governor of the State of Louisiana, and by virtue of said office being President of the Senate.

The President of the Senate then directed Charles H. Merritt, Secretary of the Senate, to call the names of the Senators whose terms of office had not expired.

On call, the following Senators answered to their names:

Messrs. Barber, Butler, Campbell, Harris, Herwig, Hunsacker, Ingraham, Jenks, McMillen, Nolan, Sypher, Thomas, Todd, Twitchell.

The Lieutenant Governor then directed the Secretary to call the names of the newly elected members of the Senate which had been returned under the law by the Secretary of State, George E. Bovee.

The Secretary then called the names of those members newly elected and thus returned by the Secretary of State according to law, and the following answered to their names and came forward and were duly sworn in:

Messrs. Anderson, Burch, Blunt, Brewster, Cage, E. T. Herwig, Harper, Kelso, Pollard, Stamps, Sypher, Webber, Wharton and Worrall.

The following elected Senators answered to their names, but did not come forward to take the necessary oath of office: Messrs. Booth, Jonas and Voorhies.

The newly elected Senators who were sworn in took their seats in the Senate.

The Lieutenant Governor then announced to the Senate that there was a quorum present.

Prayer was then offered by Rev. C. H. Thompson.

Mr. Ingraham then moved that a committee of three be appointed to wait upon the House of Representatives and inform that body that the Senate was organized and ready for business.

The following were appointed: Messrs Ingraham, Jenks and Twitchell.

On motion of Mr. Harris, the following were appointed a joint committee on the part of the Senate, to meet a similar committee to be appointed on the part of the House of Representatives, to inform the Governor that in pursuance to his proclamation the two houses were organized and ready to receive his communications: Harris and Barber.

The Clerk of the House of Representatives then appeared and announced that the House of Representatives had organized by the election of Hon. Charles W. Lowell as Speaker, and Willian Vigers Clerk; and that the following gentlemen had been appointed on the part of the House of Representatives to meet a similar committee which had been appointed on the part of the Senate to inform his Excellency Governor H. C. Warmoth that the respective houses were organized and were each ready to receive any communication he might be pleased to make.

The joint committee of the Senate and House of Representatives then proceeded to wait upon the Governor in pursuance to the orders of the respective houses.

The Senate then went into executive session. Executive session having been raised, Mr. Harris, chairman on the part of the Senate of the joint committeh, then submitted the following report:

To the honorable the Senate and House of Representatives of the State of Louisiana:

The undersigned joint committee, appointed by your honorable bodies to wait on the Governor of the State and inform him of the organization of the General Assembly, and ask him for any information or message he might have to communicate, respectfully report that they immediately went to the executive office and asked to see the Governor, thereupon the messenger at the Governor's office entered the office, and shortly thereafter reported to your committee that the Governor was not in his office, and had not been there to-day; when your committee expressed a desire to see the Governor's secretary, and the messenger again entered the office and again returned, and this time reported that the secretary was too busy to see anybody. Your committee then addressed the Governor the following communication:

MECHANICS' INSTITUTE,
New Orleans, December 9, 1872.

To his Excellency H. C. Warmoth, Governor of Louisiana:

We, the undersigned members of a joint committee appointed by our respective houses of the General Assembly, have the honor to inform you that in obedience to your proclamation, the General Assembly is now duly organized in extra session and prepared to receive any message which you may desire to lay before it.

A. B. HARRIS, Chairman;
A. E. BARBER,
Committee of the Senate.
JAMES S. MATHEWS,
Chairman;
M. HAHN,
W. G. ELLIOTT,
A. C. BICKHAM,
JOHN GAIR
Committee of the House of Representatives.

This communication was handed to and left with the Governor's messenger or doorkeeper, neither the Governor nor his secretary being in the office.

Respectfully submitted,
A. B. HARRIS, Chairman;
A. E. BARBER,
Committee of the Senate.
JAMES S. MATHEWS,
Chairman;
M. HAHN,
JOHN GAIR,
W. G. ELLIOTT,
A. C. BICKHAM,
Committee of the House of Representatives.

On motion of Mr. Barber, a committee on election and election returns, five in number, was appointed, as follows: Messrs. Barber, chairman; Harris, Twitchell, Daigle and Ingraham.

Mr. McMillen then offered a protest, and asked that it be spread upon the minutes of the proceedings of the Senate.

A similar protest was offered by Messrs. Campbell, Hunsaker, Thomas and Jenks.

The spreading of the same upon the minutes being objected to by the Senate, Mr. McMillen moved that a vote of the Senate be taken upon the question of spreading the several protests upon the minutes.

Mr. Ingraham called for the yeas and nays.

On a call of the yeas and nays the Senate refused to allow the several protests to be spread upon the minutes by the following votes:

Yeas—Anderson, Campbell, Daigle, Hunsaker, Jenks, McMillen, Noland, Thomas, Todd, Twitchell—10.

Nays—Barber, Blunt, Butler, Burch, Brewster, Cage, Harris, P. F. Herwig, E. F. Herwig, Harper, Ingraham, Kelso, Pollard, Sypher, Stamps, Webber, Wharton—17.

The Senate then went into executive session.

Executive session being raised, on a call of the roll a quorum was found, twenty-one Senators being present.

MESSAGES FROM THE HOUSE.

Mr. Vigers, Chief Clerk of the House of Representatives, submitted the following concurrent resolution:

WHEREAS, The General Assembly is now convened in compliance with the call of the Governor, and certain evil disposed persons are reported to be forming combinations to disturb the public peace, defy the lawful authorities, and the State is threatened with violence; therefore be it,

Resolved by the House of Representatives of the General Assembly of Louisiana, the Senate concurring, That the President of the United States be requested to afford the protection guaranteed each State by the constitution of the United States, when threatened with domestic violence, and that the presiding officers of the General Assembly transmit this resolution immediately to the President of the United States.

On motion of Mr. Ingraham, the resolution of the House of Representatives was concurred in.

IMPEACHMENT COMMITTEE.

Hon. M. Hahn, chairman of a committee rom the House of Representatives, submitted the following from the House for the consideration of the Senate:

MR. PRESIDENT—In obedience to the order of the House of Representatives, we appear before you, and in the name of the House of Representatives and of all the people of the State of Louisiana, we do impeach Henry Clay Warmoth, Governor of the State of Louisiana, of high crimes and misdemeanors in office; and we further inform the Senate that the House of Representatives will in due time exhibit particular articles of impeachment against him and make good the same; and in their names we demand that the Senate take order for the appearance of the said Henry Clay Warmoth, to answer said impeachment.

MICHAEL HAHN,
Chairman;
A. C. BICKHAM,
A. WILLIAMS,
C. W. KEATING.

The following resolution was offered by Senator Ingraham:

WHEREAS, Articles of impeachment have been presented to the Senate, alleging that Henry Clay Warmoth, Governor of Louisiana, is guilty of high crimes and misdemeanors in office; be it

Resolved, By the Senate of the State of Louisiana, That the Senate now resolve itself into a high court of impeachment, and that the presiding officer of the Senate notify the Chief Justice of the Supreme Court of the action of the Senate.

JAMES H. INGRAHAM.

On motion of Mr. Campbell the yeas and nays were ordered on the adoption of Mr. Ingraham's resolution.

The Senate adopted the resolution by the following vote.

Yeas—Barber, Blunt, Butler, Burch, Brewster, Cage, Harris, E. F. Herwig, Herwig, Harper, Ingraham, Kelso, Pollard, Sypher, Stamps, Mitchell, Wharton—17.

Nays—Anderson, Campbell, Hunsaker, Noland, Todd—5.

Mr. Ingraham then offered the following resolution:

WHEREAS, There is a vacancy in the office of Governor of the State, occasioned by the impeachment of Henry Clay Warmoth on the part of the House of Representatives; and

Whereas, By the constitution of the State it is the duty of the Lieutenant Governor to perform the duties of Governor during the suspension of the Governor from office pending the trial of impeachment; and

Whereas, The duties of the Lieutenant Governor, Hon. P. B. S. Pinchback, now President of the Senate, will be required in the gubernatorial chair; therefore, be it

Resolved, That this Senate do now proceed to the election of a President of the Senate.

Adopted.

Mr. Ingraham nominated Hon. A. B. Harris, of Concordia, as a candidate for President.

No other nominations being offered, the Senate proceeded by a call of the roll to the election of a President of the Senate.

Mr. Harris received the viva voce votes of all the Senators present save one, and was declared duly elected.

On motion of Mr. Brewster, a committee of three was appointed to escort the Hon. A. B. Harris, President elect, to the chair.

The President appointed the following as the committee: Messrs. Brewster, Ingraham and Blunt.

The Lieutenant Governor, Hon. P. B. S. Pinchback, then vacated the chair, to assume the functions of Governor, and Hon. A. B. Harris took the chair, with an appropriate ceremony.

Mr. Hunsaker moved that the Senate adjourn till Tuesday (to-morrow) at 12 M.

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

Yeas—Messrs. Anderson, Campbell, Cage, Hunsaker, Noland, Todd—6.

Nays—Messrs. Barber, Blunt, Butler, Burch, Brewster, P. F. Herwig, E. F. Herwig, Harper,