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OFFICIAL JOURNAL

OF THE

PROCEEDINGS OF THE SENATE

EXTRA SESSION

OF THE

THIRD GENERAL ASSEMBLY

OF THE

STATE OF LOUISIANA.

Third Day's Session.

SENATE CHAMBER, New Orleans, December 11, 1872.

Pursuant to adjournment the Senate met at twelve o'clock.

Hon. A. B. Harris, Lieutenant Governor and President, called the Senate to order.

On call of the roll there was found not a quorum present, whereupon the President directed the sergeant-at-arms to bring in absent members. On the second call of the roll there answered to their names the following Senators:

Messrs. Anderson, Butler, Blunt, Brewster, Burch, Cage, Harris, Harper, Ingraham, Jenks, Kelso, Noland, Pollard, Stamps, Sypher, Twichell, Weber, Wharton, Worrall, E. F. Herwig—20.

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

The minutes of the two previous days sessions were read, corrected and approved by the Senate.

RESOLUTIONS.

Mr. Ingraham introduced the following joint resolutions, which lie over under the rules:

Joint resolution requesting the President and Congress of the United States to restore the use and property of the Branch Mint to the city of New Orleans, to be used as a State House and for city purposes.

WHEREAS, The city of New Orleans and the State of Louisiana are greatly impoverished, and for want of suitable public buildings annually expend large sums of money for a State House and various city offices, which could all be accommodated in the United States Branch Mint in the city of New Orleans; and

Whereas, In donating to the United States the ground whereon to erect a mint, the city of New Orleans made said donation conditional upon the use of said property solely for a mint; therefore be it

Resolved by the Senate and House of Representatives of the State of Louisiana, in General Assembly convened, That the Governor be and is hereby requested and authorized to apply to the President and Congress of the United States for the restoration of the use and property of said Branch Mint to the city of New Orleans, that the same may be used as a State House and for city purposes.

Joint resolution authorizing the Governor to contract with the city of New Orleans, or other authority, for the use as a State House of the Branch Mint in the city of New Orleans, or a part thereof.

Be it resolved by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That the Governor be and is hereby authorized and requested to lease from the city of New Orleans, or other authority, the Branch Mint in the city of New Orleans, or so much thereof as may be necessary, for a State House, wherein shall be held the sessions of the General Assembly of the State, and wherein shall be held all State offices located in the city of New Orleans.

INTRODUCTION OF BILLS.

Mr. Jenks asked a suspension of the rules to introduce a bill entitled "an act to establish an additional district court for the parish of Orleans, and define and limit the jurisdiction and to determine the powers thereof; to provide for the transfer of certain causes now pending before certain other district courts for said parish to the court hereby created; to authorize the Governor to appoint a judge and clerk for said court, and to provide a court room for said court; to abolish the Seventh and Eighth District Courts of the parish of Orleans; to provide for the transfer of the records and suits in said Seventh and Eighth District Courts to other courts in said parish."

On motion of Mr. Jenks, the aforesaid entitled bill was, under the suspension of the rules, taken up and put on its first reading, and was read at length by the Secretary to the Senate.

On motion of Mr. Jenks, the constitutional rule was suspended by the requisite four fifths of the members of the Senate in quorum present, and the bill put on its second reading on the same day, and was considered engrossed; under a further suspension of the constitutional rules, duly read and ordered to a third reading.

The bill was finally read a third time and adopted, with its title to stand as stated, on a call of the yeas and nays, by Mr. Butler, by the following vote:

Yeas—Barber, Blunt, Butler, Brewster, Burch, Cage, Harris, P. F. Herwig, E. F. Herwig, Harper, Ingraham, Jenks, Kelso, Noland, Pollard, Stamps, Sypher, Twichell, Weber, Wharton, Worrall, E. F. Herwig—21.

Nay—Anderson—1.

DRAWING FOR SEATS.

Mr. Ingraham moved that the Senate now proceed to the drawing of the choice of seats.

Mr. Brewster moved to order the motion of Mr. Ingraham to lie on the table.

On call of the yeas and nays by Mr. Ingraham, the Senate voted to order the motion for the drawing of seats to lie on the table, by the following vote:

Yeas—Barber, Blunt, Brewster, Cage, P. F. Herwig, E. F. Herwig, Harper, Kelso, Noland, Pollard, Stamps, Twitchell, Weber, Wharton—14.

Nays—Anderson, Butler, Ingraham, Jenks, Sypher, Worrall—6.

On motion of Mr. Brewster, the Senate voted to reconsider the motion to lie on the table.

Mr. Ingraham raised a question of privilege upon an article in the New Orleans *Times* as a reflection upon him in his person, and stated that the right of petition by his constituents be recognized as well grounded, and the article of the New Orleans *Times*, that he had read, he characterized as base, false and malicious.

Mr. Stamps moved to proceed to the election of officers of the Senate.

Mr. Barber moved, as a substitute of the motion of Mr. Stamps, that the officers who are now in service under the law be continued through this session.

Mr. Stamps accepted the substitute of Mr. Barber, which was adopted.

Mr. Butler rose to the inquiry as to the fact that all the officers were present.

Whereupon, on motion of Mr. Barber, the Senate authorized the heads of the departments to appoint the requisite number to fill all vacancies under the law authorized for the service of the Senate, subject to the approval of the Senate, which motion of Mr. Barber was adopted by unanimous consent of the Senate.

Mr. Ingraham:

Resolved, That a special committee of three be appointed to wait upon the Governor and inquire of him what has become of the unapproved acts of the session of 1872, which by the constitution should have been returned to either house of the General Assembly on the first day of the session.

On motion the resolution was adopted, and Messrs. Ingraham, Cage and Worrall appointed as the special committee ordered.

On motion of Mr. Ingraham the Senate voted to take a recess till seven o'clock this evening.

The President then announced that the Senate was in recess, to meet at seven o'clock this evening.

Evening Session.

Senate met, according to adjournment, at 7 P. M., precisely, Hon. A. B. Harris, Lieutenant Governor and President, in the chair.

On call of the roll, the following Senators answered to their names:

Anderson, Barber, Butler, Blunt, Brewster, Burch, Cage, P. F. Herwig, E. F. Herwig, Harper, Ingraham, Jenks, Kelso, Noland, Pollard, Sypher, Twitchell, Weber, Worrall and President Harris—20.

The President announced a quorum present.

Mr. Worrall raised a question of privilege, holding in his hand a copy of the New Orleans *Times* extra edition of to-day, in which he read his name as being present in quorum represented to be a Senate at Lyceum Hall.

He pronounced the statement of his being in the pretended Senate as false; that he had not been in the pretended Senate at Lyceum Hall, and did not recognize such a body as a Senate.

Mr. Weber raised the same point of order and denied that he had any sympathy with the pretended Senate at Lyceum Hall, neither did he recognize any other body as a Senate except the body in which he was in this chamber.

Mr. Weber moved that the seats of the members, that had been recognized as members of this Senate, and had taken part in the proceedings in this Senate during the present session, and had actually allied themselves with the pretended Senate at Lyceum Hall, and had left this Senate, be declared vacant by this body, if the said Senators do not return to their seats within three days.

Mr. Butler moved to amend the motion of Mr. Weber, by substituting twenty-four hours instead of three days.

Mr. Sypher moved as a substitute for the motion of Mr. Weber, as amended by Mr. Butler, a resolution authorizing an investigation.

Mr. Butler moved to lay the resolutions of Messrs. Sypher and Weber on the table.

Messrs. Weber and Sypher then withdrew their resolutions.

Pending the consideration of the same, Mr. Anderson raised a question of privilege, and explained that he had not been, as he had been represented; in the pretended Senate at Lyceum Hall, and supposed there was some clerical error about the matter.

Mr. Brewster also raised the same question of privilege, and denied that he was present at the pretended Senate at Lyceum Hall, as was published.

Mr. Jenks offered the following resolution:

WHEREAS, It appears from the public press that certain Senators, recognized by and heretofore participating in the business of this body, have, in contempt of the authority thereof, taken part in the illegal assemblage at Lyceum Hall, and have, in further violation of the dignity and authority of this honorable body, proceeded to recognize H. C. Warmoth as legally in the exercise of executive functions, while said Warmoth stands impeached before the Senate for high crimes and misdemeanors, and by the operation of law stands suspended from office; therefore, be it

Resolved, That the President of the Senate appoint a committee of five who shall make inquisition into the truth of the allegations of the press aforesaid, and shall report at the earliest practicable time the result of their investigations to this body, that such action may be taken in the premises as may be necessary to protect the authority of the Senate and meet the ends of good order and justice.

Read and received.

On motion of Mr. Jenks, the same was adopted on call of the yeas and nays by Mr. Butler, by the following vote:

Yeas—Anderson, Blunt, Brewster, Burch, Cage, Harris, P. F. Herwig, E. F. Herwig, Harper, Ingraham, Jenks, Kelso, Pollard, Sypher, Weber, Wharton, Worrall—17.

Nays—Butler, Noland, Twichell—3.

The Chair appointed in compliance with the foregoing resolution the following committee: Messrs. Jenks, Sypher, Burch, Anderson and Harper.

MESSAGES FROM THE HOUSE.

The Clerk of the House of Representatives announced that the House had concurred in the passage of Senate bill No. 2, to be entitled an act to establish an additional District Court for the parish of Orleans; to define and limit the jurisdiction and to determine the powers thereof; to provide for the transfer of certain cases now pending before certain other District Courts for said parish to the court hereby created; to authorize the Governor to appoint a judge and clerk for said court, and to provide a courtroom for said court; to abolish the Seventh and Eighth District Courts for the parish of Orleans, and to provide for the transfer of the records and suits in the said Seventh and Eighth District Courts to other courts in said parish.

EXECUTIVE COMMUNICATIONS.

EXECUTIVE DEPARTMENT, New Orleans, December 11, 1872.

To the President and Members of the Senate:

GENTLEMEN—I have the honor to inform you that I have transmitted by telegraph the requisition of the General Assembly upon the President, requesting him to afford the protection guaranteed to each State by the constitution of the United States.

In response, I have received the reply, which I enclose for the information of your honorable body.

P. B. S. PINCHBACK,
Lieutenant Governor and Acting Governor.

WASHINGTON, December 11, 1872.

To P. B. S. Pinchback, Acting Governor of Louisiana:

Requisition of Legislature as transmitted by you is received. Whenever it becomes necessary in the judgment of the President the State will be protected from domestic violence. GEORGE H. WILLIAMS, Attorney General.

GOVERNOR'S MESSAGE.

STATE OF LOUISIANA, Executive Department, New Orleans, December 11, 1872.

To the honorable Senate and House of Representatives of the State of Louisiana, in General Assembly convened:

GENTLEMEN—Your present session, called by the Governor under the act of 1870, No. 44, is, by the proclamation convening you, limited to the period of ten days, but under the provisions of the same law can be continued, not exceeding sixty days, by a joint resolution passed by both Houses of the General Assembly, approved by the executive.

If you should deem that such extension of your session is demanded by the public interests, I will co-operate with you therein. In the meanwhile, contemplating such a contingency, I deem it my duty to call your attention to such subjects of Legislation may more immediately [illegible]

State legislation, since the close of the war, has been surrounded with no ordinary embarrassments, and the result in Louisiana, whether we contemplate the laws enacted or the execution thereof, has not been entirely satisfactory to our people. The statutes passed, both political and financial, whether considered in their provisions or their administration, have been deemed by some oppressive, and their revision, therefore, is an imperative duty devolved upon you as the legislative department of the State. The political, social and industrial condition of the State was so unsettled by the late civil strife as to make the duties of the General Assembly exceedingly delicate and difficult, but conceding pure motives and integrity to your predecessors, it is probably neither uncharitable nor unjust, to assume that they have failed largely in realizing the reasonable expectations of the citizens, because they have not sufficiently studied the condition and wants of the State, as a condition precedent, to the enactment of laws for the government of the same. Inconsiderateness and haste have heretofore constituted the vice of our State legislation.

I respectfully suggest that you, appreciating your obligations to the people whom you represent, not as partisans, but as citizens, address yourselves to the work of correcting any defects that may, by experience, be found to have attached to the legislation of your predecessors, whether the same may be in the laws regulating the political rights of citizens, such as registration and election acts, or the financial interest of the same, such as the statutes affecting the expenses of government, collection of taxes and public securities; and would earnestly recommend your honorable bodies to enact such registration and election laws as will secure to each citizen, upon the basis of exact and equal justice, the possession and exercise of the right of suffrage, so that it shall not be in the power of any officer or officers, charged with the execution of the laws, to reproduce the astounding and anomalous condition and complications that were exhibited in the late State election.

The rights of the suffragans, without respect to race or condition in life, equally and perfectly secured, so that the vote of each citizen shall tell in the election with the purposes for which it was cast by the voter, we will have laid the foundation, broad and deep, for public order in the State, and good will among its people.

The best interests of the people of Louisiana demand that we shall no longer live in the semi-revolutionary condition that has characterized us for the last several years, but there must be, by attention to the matters herein suggested, established such stability in the government of the State as will produce the popular conviction that the political rights of the citizens do not depend upon perpetual *coups d'etat* or exceptional legislation for their security. The public quiet thus secured by a satisfactory adjustment of the political questions that now disturb the quiet of the State, I would respectfully suggest that you further the public content and prosperity, by initiating and perfecting such legislation as will reduce taxation by providing not only for the reduction of expenses of the government, but the more economical collection and faithful expenditure of the public revenues.

Reformatory legislation is not only needed but practicable in the direction suggested, and I urge such specific attention to the subject as its gravity demands. In harmony with the general suggestions herein contained, and without anticipating or forestalling the more elaborate recomendations that the Governor-elect will make to you when you shall meet in regular session in January next, I deem it appropriate to call your attention to several particular subjects of legislation.

THE PUBLIC DEBT OF THE STATE.

By provision of the constitution, the maximum public debt for a —— period of years is limited to the sum of $25,000,000. The impression has obtained that a large amount of the State securities outstanding, are invalid because either created in violation of the constitutional restriction referred to, or without warrant of law. Under the vague and inconsiderate legislation that has heretofore existed yet said securities have the formal qualities of valid indebtedness. So prevalent is this opinion, that many of our most substantial citizens are indisposed to pay their taxes, least the same should go to satisfy these illegal public claims. The circumstances considered, justice to the taxpayers, no less than to the credit of the State, requires your honorable bodies to take adequate measures not only to ascertain the amount of the public debt, but the class of securities that make up the same, that you may enact such laws in the premises as are necessary to protect both the citizens and the State.

THE PRINTING LAW.

The law now in force, though an improvement on the one superseded by it, is very defective. Whatever reasons may have existed to justify its original enactment, its continuance on the statute books can no longer be vindicated. It is objectionable, not only because liable to be used for partisan purposes, but also for its costliness. It should be so amended as to simplify it, restrict it to the needs of the State, and to remit the subject matter of printing to the more immediate control of the communities and parties interested therein and charged with the expenses of the same.

PRIVATE CORPORATIONS.

Probably more than any other State in the Union, Louisiana has granted special and valuable franchises, and has attempted, through corporations, to do what in other States has been left to private enterprise. Many of these associations have succeeded and become a benefaction to the State, but others, even with proffered State aid, have failed to comply with the conditions embodied in their charters, and are an embarrassment and hindrance to the industrial growth of the State. You should institute a rigid inquisition in this matter, to ascertain wherein they have failed to comply with the laws creating them. Not only for the purpose of enacting such legislation as will compel them to meet their chartered obligations, but also for the further purpose of placing the proper law officer in possession of such information as will enable him, in case of default on their part, to force them into liquidation.

In conclusion permit me to say, gentlemen, that you stand amid surroundings significant and instructive. We have just emerged from a most exciting political contest. The verdict of the people has been pronounced for nationality and individual liberty. Whatever of individual bitterness or disappointment may have entered into the late national and State election, the people have, with great unanimity, declared in favor of the healthy, liberal and progressive ideas advocated by the Republican party; and as in the past, so in the future, this party of progress, bearing the charities and the equities of the nation to all her people, North and South, white and colored, holds the reins of power, and will administer the government so as to secure the greatest good to the greatest number. In the presence of such a future, and with such generous purposes ahead, I beg you, gentlemen, untrammeled by dead issues or living prejudices, to address yourselves to the honorable and responsible work before you, wishing you a happy issue to your labors.

P. B. S. PINCHBACK,
Lieutenant Governor and Acting Governor.

On motion of Mr. Weber it was ordered that the Governor's message be spread upon the minutes of the journal of the Senate, and that five hundred copies of the same be printed for the use of the Senate.

INTRODUCTION OF BILLS.

By Mr. Barber:

A bill to be entitled "an act appropriating the sum of $75,000 for the organization, equiping and general use of the First Brigade, First Division of the Louisiana State Militia, and for other purposes."

On motion of Mr. Barber, the rules were suspended to take up the bill and put the same on its first reading.

The bill was read the first time.

On call of the yeas and nays, on suspension of the constitutional rule, to put the bill on its second reading, it was found that there was not a quorum present.

On motion of Mr. Ingraham, and the following roll of the Senate their names:

Messrs. Anderson, Barber, Blunt, Butler, Burch, Brewster, Cage, Harris, E. F. Herwig, P. F. Herwig, Harper, Ingraham, Jenks, Kelso, Noland, Pollard, Sypher, Weber, Wharton, Worrall—20.

On motion of Mr. Butler, the Senate voted to adjourn till to-morrow at twelve o'clock.

The President announced that the Senate stood adjourned till Thursday, twelfth instant, at twelve o'clock.

CHARLES H. MARRITT,
Secretary of Senate.

OFFICIAL JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

EXTRA SESSION

OF THE

THIRD GENERAL ASSEMBLY

OF THE

STATE OF LOUISIANA

Fourth Day's Proceedings.

HOUSE OF REPRESENTATIVES, New Orleans, December 12, 1872.

Pursuant to adjournment the House met at twelve o'clock M., Speaker Lowell in the chair.

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

Speaker Lowell, Allain, Armstead, Antoine, Bowman, Bryant, Baker, Boyd, Benham, Blackstone, Barrow, Connaughton, Couzin, Demas, Davis, Devezin, Dejoie, Dumont, Dayries, Dewees, Elliot, Greene, Gair Gantt, Heffner, Hill, Hahn, Heath, Hedgepath, M. Jones, Keating, Kirkman, Kenyon, Kern, Keys, Lewis, Landry, Lawes, Marvin, Murrell (Lafourche), Murrell (Madison), Mahoney, Martinet, Marie, Mathews, Page, Paris, Rochon, Rodrigues, Souer, Sawyer, Stewart, Sartain, Snaer, Southard, Sutton, Sewell, Thomas, Williams, Wilson, Washington, Ward, Young—63.

Prayer by the Rev. Mr. Green.

On motion of Mr. Gair, of East Feliciana, the reading of the journal of the tenth was dispensed with and approved.

On motion of Mr. Gair, of East Feliciana, the following correction was ordered to be made to the journal of the eleventh, viz: Mr. Allen, of West Baton Rouge, moved to reconsider the vote by which Senate bill No. 2 was adopted, and moved to lay that motion on the table.

Carried.

The journal, as corrected, on motion of Mr. Gair, of East Feliciana, was approved.

RESOLUTIONS.

Mr. Sewell, of Orleans, asked a suspension of the rules to introduce the following resolution:

WHEREAS, Certain members of this honorable body, legally returned and seated as members of the House of Representatives of the General Assembly of the State of Louisiana, have, in derogation of the dignity of this assembly, taken part in the proceedings of a pretended and revolutionary assembly professing to meet as the General Assembly of the State of Louisiana in the Lyceum Hall of the city of New Orleans; therefore, be it

Resolved, That, in consequence of said revolutionary proceedings against the peace and dignity of the State of Louisiana, a committee be appointed by the honorable Speaker to inquire into and find out if such be the fact, and if members are so offending, that prompt measures be taken upon their report to expel them from the House of Representatives of the State of Louisiana.

On the motion to suspend the rules, the yeas and nays were demanded by Mr. Young, of Concordia, and Demas, of St. John the Baptist, resulting as follows:

Yeas—Allain, Armstead, Antoine, Bowman, Bryant, Baker, Boyd, Benham, Blackstone, Barrow, Connaughton, Couzin, Demas, Davis, Devezin, Dejoie, Dumont, Dayries, Dewees, Elliot, Gair, Guichard, Hubeau, Hill, Hahn, Heath, Hedgepath, M. Jones, Keating, Kenyon, Keyes, Lewis, Landry, Marvin, Murrell (Lafourche), Murrell (Madison), Mahoney, Martinet, Mathews, Montaldo, Page, Paris, Rochon, Rodrigues, Souer, Sawyer, Stewart, Sartin, Southard, Sutton, Sewell, Thomas, Williams, Wilson, Ward, Wands—55.

Nays—Allain, Greene, Gantt, Heffner, Kirkman, Marie, Washington, Young—8.

The rules were suspended and the resolution was read by the Clerk.

Mr. Demas, of St. John the Baptist, moved that the further consideration of the resolution be postponed until to-morrow.

Mr. Gair, of East Feliciana, moved to lay the motion to postpone on the table.

The yeas and nays were demanded by Messrs. Allain, of West Baton Rouge, and Keys, of Terrebonne, resulting as follows:

Yeas—Allain, Armstead, Antoine, Bowman, Bryant, Baker, Boyd, Benham, Barrow, Connaughton, Couzin, Davis, Devezin, Dejoie, Dumont, Dayries, Greene, Gair, Guichard, Hubeau, Hahn, Heath, Hedgepath, M. Jones, Keating, Kenyon, Keys, Lewis, Laudry, Murrell (Lafourche), Murrell (Madison), Mahoney, Martinet, Mathews, Montaldo, Page, Paris, Rochon, Rodrigues, Sawyer, Stewart, Sartain, Southard, Sutton, Sewell, Thomas, Williams, Wilson, Ward, Wands—49.

Nays—Benham, Blackstone, Demas, Dewees, Elliot, Greene, Gantt Guichard, Heffner, Hill, Kirkman, Marvin, Marie, Montaldo, Washington, Young—15.

The motion to postpone was laid on the table.

Mr. Young, of Concordia, moved to adjourn until to-morrow at twelve o'clock M.

On the motion to adjourn the yeas and nays were demanded by Messrs. Young and Washington, of Concordia, resulting as follows:

Yeas—Demas, Dewees, Gantt, Kirkman, Marvin, Mathews, Montaldo, Stewart, Southard, Washington, Young—11.

Nays—Allain, Armstead, Antoine, Bowman, Bryant, Baker, Boyd, Benham, Bibolet, Blackstone, Barrow, Connaughton, Couzin, Davis, Devezin, Dejoie, Dumont, Elliott, Greene, Gair, Guichard, Heffner, Hubeau, Hill, Hahn, Heath, Hedgepath, M. Jones, Keating, Kenyon, Keys, Lewis, Landry, Murrell (Lafourche), Murrell (Madison), Martinet, Marie, McCaleb, Page, Paris, Rochon, Rodrigues, Sawyer, Sartain, Sutton, Sewell, Thomas, Williams, Wilson, Ward, Wands—48.

On motion of Mr. Sewell, of Orleans, the resolution was made the special order of the day for to-morrow at 1 P. M.

The following resolutions were read and lie over under the rules:

By Mr. Keys, of Terrebonne:

Resolved, That a committee of five be appointed by the chair to investigate the affairs of the New Orleans, Mobile and Texas Railroad Company, and that the said committee be empowered to send for persons and papers.

By Mr. Paris, of Orleans:

Resolved, That a committee of three members from the Senate and five members from the House of Representatives be appointed to examine into the accounts of the Auditor of Public Accounts, relative to the issuance of vouchers to the amount of $80,000 for the purpose of paying for printing registration blanks.

Mr. Hahn, of St. Charles, moved to reconsider the vote by which the following resolution was adopted:

Resolved, That the Sergeant-at-Arms of this House be directed to arrest and bring to the bar of this house W. A. Elmore, to answer a charge of contempt of the authority of this House.

The vote has been reconsidered, Mr. St. Charles, moved the indefinite postponement of the resolution.

Carried.

NOTICES OF BILLS.

The following gentlemen gave notice that at some future day they would introduce the following bills:

By Mr. Dewees, of Red River:

An act appropriating the sum of $125,000 for the payment of members, officers, employes and contingent expenses of the General Assembly of the State of Louisiana for the extra session of 1772, and for other pur poses.

By Mr. Keating, of Caddo:

An act to incorporate the Louisiana Central Railroad Company.

By Mr. F. Marie, of Terrebonne:

An act to incorporate the town of Tigerville in the parish of Terrebonne.

By Mr. Keyes, of Terrebonne:

An act to amend the registration, election and constabulary laws.

By Mr. Paris, of Orleans:

An act to incorporate the Economy Mutual Aid Association of New Orleans, Louisiana, and to exempt their hall from taxation.

On motion of Mr. Dewees, of Red River, Mr. T. G. Davidson, of Livingston, was excused for non-attendance on account of illness.

On motion of Mr. Dewees, of Red River, the House adjourned until to-morrow at twelve o'clock.

WILLIAM VIGERS,
Chief Clerk.

THE SENATE YESTERDAY.

Fourth Day's Session.

SENATE CHAMBER, New Orleans December 12, 1872.

Pursuant to adjournment the Senate met at 12 o'clock M.

Hon. A. B. Harris, Lieutenant Governor and President, called the Senate to order.

On call of the roll the following Senators answered to their names:

Messrs. Anderson, Barber, Blunt, Butler, Brewster, Burch, Cage, P. F. Herwig, E. F. Herwig, Harper, Ingraham, Jenks, Kelso, Noland, Pollard, Stamps, Sypher, Twitchell, Weber, Wharton, Murrell, and the President of the Senate—22.

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

Reading of the minutes were dispensed with on motion of Mr. Stamps.

QUESTIONS OF PRIVILEGE.

Mr. Stamps raised a question of privilege concerning a statement in the extra New Orleans *Times* of last evening, representing him as being present in person with a body pretending to be the Senate of Louisiana, assembled at Lyceum Hall. He denied having anything to do with that pretended body, and did not intend to have, and pronounced the allegation false.

REPORTS FROM COMMITTEES.

Mr. Ingraham, chairman of the special committee concerning the acts of the General Assembly of 1872, reported progress and asked for further time to complete the report, which was granted.

Mr. Jenks, in the chair, intimated to the Senate that, as chairman of a committee, he would at a future time in the session make a report.

NOTICES OF BILLS.

By Mr. Weber:

Notice that he would at a future day introduce a bill to be entitled an act to extend the limits of the corporation of the town of Bayou Sara, and for other purposes.

By Mr. Burch:

Of a bill to be entitled an act to provide for the government for the city of Baton Rouge and administration of the affairs thereof.

By Mr. Ingraham:

Of a bill to be entitled an act to enforce article 104 of the constitution.

Also a bill to be entitled an act to enforce article 132 of the constitution.

Also, an act to classify the State debt.

INTRODUCTION OF BILLS.

By Mr. Sypher:

A bill to be entitled an act to authorize the State Auditor to issue a bond to Charles H. Walker for $1000 in lieu of one destroyed by fire.

By unanimous consent the bill was introduced and put on its first reading. Having been once read, the bill lies over to come up in order for its second reading.

On call of Mr. Butler, the Senate went into executive session.

Executive session being raised, on call of the roll the following answered to their names:

Messrs. Anderson, Barber, Blunt, Butler, Burch, Brewster, Cage, Harris, Herwig, Harper, Ingraham, Jenks, Kelso, Noland, Pollard, Sypher, Stamps, Twitchell, Weber, Wharton, Worrall and President Harris.

REPORTS OF COMMITTEE, AS PER NOTICE.

The report by the special committee appointed to investigate the reports of the press concerning alleged allegiance of certain Senators with a pretended Senate at the City Hall; is as follows:

NEW ORLEANS, December 12, 1872.

To the Honorable President and Members of the Senate:

Your committee, authorized and instructed to inquire into the truth of the allegations of the press regarding the action of certain Senators, recognized by and heretofore participating in the proceedings of this body, in their being present at and taking part in the proceedings of a pretended Senate convened at the City Hall, beg leave to report that they have made the inquiry by personally meeting a portion of said Senators, and find from their statements that the allegations are true as to the following Senators, viz: Messrs. Booth, Campbell, Daigle, Hunsaker, McMillen, Thomas, Todd and Voorhies.

L. B. JENKS, Chairman;
THOMAS C. ANDERSON,
J. HENRI BURCH,
A. J. SYPHER,
WILLIAM HARPER.

RESOLUTIONS INTRODUCED.

Mr. Cage introduced the following resolution, which lies over:

Resolved, That a committee of three be appointed by the President of the Senate to investigate the affairs of the Metropolitan Police Board, with power to report by bill or otherwise.

Mr. Harris, as he gave notice that he would at this time introduce the following resolution, asked that the same be taken up for consideration.

WHEREAS, The following members of the Senate, to wit: Hugh J Campbell, Albert Voorheis, Ed. Booth, F. Daigle, O. F. Hunsaker, B. F. Jonas, W. L. McMillen, S. M. Thomas and S. M. Todd have been and are now participating in an illegal meeting styling itself the State Senate, in the City Hall, in violation of the constitution of the State, and in contempt of the Senate and its orders; therefore be it

Resolved, That if the named Senators are not present in their seats in the Senate Chamber on Friday, December 13, at the hour of 1 P. M., or present some reason for their absence satisfactory to the Senate, the Senate, being then in session, will proceed to expel the said Senators.

Mr. Harris moved the resolution be adopted.

Mr. Brewster moved to amend by substituting the words "Monday, sixteenth instant," instead of "Friday, thirteenth."

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

Yeas—Anderson, Butler, Brewster, Green, P. F. Herwig, Jenks, Noland, Twitchell—8.

Nays—Barber, Blackburn, Blunt, Burch, Cage, Harris, E. F. Herwig, Harper, Ingraham Kelso, Pollard, Sypher, Stamps, Weber, Wharton Worrall—16.

Mr. Worrall moved to amend by substituting "Saturday, fourteenth instant," instead of "Friday, thirteenth."

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

Yeas—Anderson, Barber, Butler, Brewster, P. F. Herwig, Jenks, Noland, Twitchell, Wharton, Worrall—10.

Nays—Blackburn, Blunt, Burch, Cage, Green, Harris, E. F. Herwig, Harper, Ingraham, Kelso, Pollard, Sypher, Stamps, Weber—14.

Mr. Twitchell moved that the words "Friday, thirteenth, at one o'clock," be stricken out, and the words "Saturday, fourteenth, at two o'clock," be inserted.

Mr. Harris moved to lay all the amendments upon the table.

On call of yeas, the amendments were laid upon the table by the following vote:

Yeas—Blackburn, Blunt, Burch, Cage, Green, Harris, Herwig, Harper, Ingraham, Jenks, Pollard, Sypher, Stamps, Weber, Wharton, Worrall—17.

Nays—Anderson, Barber, Butler, Brewster, Herwig, Noland, Twitchell, Worrall—8.

On motion of Mr. Harris the resolution as first introduced was adopted on call of the yeas and nays by the following vote:

Yeas—Barber, Blackburn, Blunt, Burch, Cage, Green, Harris, Herwig, Harper, Ingraham, Pollard, Sypher, Stamps, Weber, Wharton—15.

Nays—Anderson, Butler, Brewster, P. F. Herwig, Jenks, Noland, Twitchell, Worrall—8.

RESOLUTIONS ADOPTED BY UNANIMOUS CONSENT.

By unanimous consent the following resolutions were introduced and adopted.

On motion of Mr. Ingraham:

Resolved, That the standing committees of last session continue for this extra session, and that the President fill all vacancies.

Resolved, That a select committee of five Senators be appointed to prepare and submit rules of procedure in the impeachment case of the House of Representatives of the State of Louisiana vs. Henry Clay Warmoth, Governor of Louisiana.

RESOLUTIONS CALLED UP.

On motion of Mr. Cage, the resolution he introduced earlier in the day was adopted, as follows:

Resolved, That a committee of three be appointed by the President of the Senate to investigate the affairs of the Metropolitan Police Board, with power to report by bill or otherwise.

MOTIONS.

On motion of Mr. Twitchell the old committee of last session on Elections and Returns was discharged, and special committee appointed this session to take its place.

On motion of Mr. Ingraham the Senate voted to take a recess until seven o'clock this evening.

The President then announced the Senate in recess till this evening, December 12, at seven o'clock.

Evening Session.

Senate met pursuant to adjournment.

Hon. A. B. Harris, Lieutenant Governor and President of the Senate, in the chair.

On call of the roll, the following Senators answered to their names:

Messrs. Anderson, Barber, Blunt, Butler, Burch, Brewster, Cage, Green, Harris, P. F. Herwig, Harper, Ingraham, Jenks, Kelso, Noland, Pollard, Sypher, Stamps, Twitchell, Weber, Wharton, Worrall—22.

By unanimous consent, a bill to be entitled "an act appropriating the sum of $75,000 for the organization, equipping and general use of the First Brigade, First Division of the Louisiana State Militia, and for other purposes," was taken up on second reading and referred to the Committee on Militia.

Senate then ordered an executive session.

Executive session having been raised, on call of the roll, the following Senators answered to their names:

Messrs. Anderson, Barber, Butler, Blunt, Brewster, Burch, Cage, Green, P. F. Herwig, E. F. Herwig, Harper, Ingraham, Jenks, Kelso, Noland, Pollard, Sypher, Stamps, Twitchell, Weber, Wharton, Worrall, and President Harris—23.

On motion of Mr. Noland, the Senate voted to adjourn.

The President then declared the Senate stood adjourned until to-morrow, Friday, December 13, at twelve o'clock M.

The St. Louis *Journal* says:

The passage of the postal telegraph bill will be attended with one important result to which attention has not, we believe, yet been directed. There are published in the United States thousands of newspapers, generally in the country, which do not receive regular telegraphic reports, but which, nevertheless, would have occasion to use the telegraph at times, were not the experiment so costly. As the case now stands, an enterprising country paper is virtually debarred from using the telegraph, being compelled to pay exorbitant special rates for any message transmitted by a company, and very frequently it happens that important news comes too late for publication because of the slowness of the mail system. With postal telegraphy and the extension of the wires, even the class of newspapers referred to would be enabled to obtain important news promptly, and at a rate which all could afford.

On Wednesday evening of last week, while Miss Neilson was playing *Juliet* at Booth's Theatre, New York, as she was in the act of stabbing herself, in the last scene, a lady in the audience gave a scream of horror that was heard all over the house, and then, as if becoming conscious of the illusion, she supplemented it with a sigh of relief equally audible. The audience roared with a laughter that could not be suppressed, and it was as much as the dead *Romeo* and dying *Juliet* could do to keep from sharing the merriment.

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