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OFFICIAL JOURNAL OF THE HOUSE OF REPRESENTATIVES.

REGULAR SESSION OF THE THIRD GENERAL ASSEMBLY OF THE STATE OF LOUISIANA.

Seventeenth Day's Proceedings. House of Representatives, New Orleans, January 27, 1873.

The House met pursuant to adjournment. Speaker Charles W. Lowell in the chair.

On call of the roll the following members answered to their names: Speaker C. W. Lowell and Messrs. Armstrong, Antoine, Bonnet, Boyer, Breaux, Burroughs, Blackstone, Boatner, Barrow, Carey, Connaughton, Cousin, D. C. Davis, R. R. Davis, Decker, Devin, Dejeu, Dutton, Hill, Hendricks, Jones, Keating, Kirkman, Kenyon, Kern, Keys, Lewis, Landry, Laws, Murrell (Lafayette), Murrell (Madison), Mahoney, Mayo, Martini, Marshall, McPherson, Mouton, Mouton, Mouton, Sawyer, Stewart, Sartin, Sner, Southard, Sutton, Sewell, Thomas, Williams, Wilson, Worthy, Washington, Wiggins, Ward, Warrick.

A quorum present. Prayer by the Rev. E. Green. [Mr. Keating in the chair.]

On motion of Mr. Montaldo, of Orleans, the reading of the journal in detail was dispensed with.

On motion, the journal was approved.

RESOLUTIONS. Under a suspension of the rules, Mr. Montaldo, of Orleans, introduced the following resolution, which was adopted:

Resolved, That the Committee on Railroads of this House be instructed to report a bill that shall prohibit the running of steam locomotives by any of the various railroads within the corporate limits of the city of New Orleans, thereby endangering the life and property of the citizens thereof, and that the said committee, for the purposes hereof, shall have full power to send for persons and papers, and to do all that may be necessary in the matter in the interest of the traveling public in this State.

Under a suspension of the rules, Mr. Barr, of Bossier, introduced the following resolution, which was adopted:

Resolved, That a special committee of three be appointed by the Speaker of the House to examine and investigate the books and accounts of the State Auditor, Treasurer and Superintendent of Public Education, and report at an early day the amounts of free school and educational funds that have been received from the various sources in the years 1868, 1869, 1870, 1871 and 1872, and the manner in which the same have been expended, and that such committee have power to employ a clerk and send for persons and papers.

Mr. Deewe, of Red River, moved to amend by striking out "State Auditor, Treasurer and," which was accepted.

The resolution as amended was adopted. Under a suspension of the rules Mr. Devin, of Orleans, introduced the following resolution, which was adopted:

Resolved, That the Committee on Railroads be required by this House to report without delay how and by what authority any of the various railroads in this State, contrary to all custom and law, presume to carry, encumber or keep in the hands of a large portion of the levees of the city of New Orleans, other than such portions as have been allowed by law for necessary transportation and storage, and why the said companies are not confined to their own property, instead of taking up, as now, a large portion of the levees of the city, and why the same are not sold to the State, which is necessary and proper for the general interest of the city and State.

Mr. Sewell, of Orleans, introduced the following resolution:

Resolved, That in accordance with the provisions of the act of the Legislature of the State of Louisiana, passed in 1868, the Executive Committee be empowered and requested to appoint a committee of seven citizens largely interested in the commerce and relations of the State of Texas, whose duty it shall be to make a full and complete examination of the present condition of the State of Texas, and to report the result to the General Assembly at the earliest possible day.

Mr. Stewart, of Tensas, asked leave of absence for Mr. Hubson, of Jefferson, for two days. Granted.

Senate bill No. 55, ordered to be printed in the journal, as follows:

An act to amend sections seven, eight and seven of the act of the Legislature of Louisiana, passed in 1868, and to amend sections seven, eight and seven of the act of the Legislature of Louisiana, passed in 1869, and to amend sections seven, eight and seven of the act of the Legislature of Louisiana, passed in 1870, and to amend sections seven, eight and seven of the act of the Legislature of Louisiana, passed in 1871, and to amend sections seven, eight and seven of the act of the Legislature of Louisiana, passed in 1872, and to amend sections seven, eight and seven of the act of the Legislature of Louisiana, passed in 1873.

At each parish in the State, except the parishes of Orleans and Jefferson, is hereby fixed as an election precinct, and the assistant supervisor of registration shall direct and supervise the registration of voters in each precinct, and shall fix the place of holding the election and appoint commissioners of election for each parish or voting place.

For the parish of Orleans, the assistant supervisor of registration shall fix the place of holding the election and appoint commissioners of election for each parish or voting place.

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sale of public lands for the support of free common schools. Senate bill No. 22, relative to punishing extortion in office. Senate bill No. 47, relative to clerical foreign Auditor's office. Senate bill No. 52, relative to certificates of indebtedness. Senate bill No. 55, amending election law. Very respectfully, WALTER REGAN, Assistant Secretary of the Senate.

REPORTS OF COMMITTEES. Mr. Hahn, of St. Charles, chairman of the Committee on Judiciary, made the following report:

NEW ORLEANS, January 27, 1873. To the Honorable Speaker and Members of the House of Representatives: The undersigned, your Committee on Judiciary, respectfully report as follows:

On House bill No. 52, relative to interest, favorably. On House bill No. 53, to fix the time of holding courts in the Fifth Judicial District, favorably.

On House bill No. 71, to amend and re-enact section 2025 of the Revised Statutes of the State of Louisiana, fixing the salary of parish judges, favorably.

On House bill No. 86, to abolish the fees of office of the Clerk of the First District Court for the parish of Orleans, so far as payable by the city of New Orleans, and to provide for his compensation by salary, favorably.

On House bill No. 17, favorably, with the following amendments: The title shall read, "An act to provide for the purchase of stationery, fuel, books and other articles for the use of the legislative, executive and judicial departments of the State."

And in section two, after the words "in the presence of all the bidders," add the words "which may choose to attend."

In the same section, instead of "current" insert the words "present year, ending December 31, 1873."

And instead of "fifteenth day of January, 1873," insert the words "fifteenth day of January, 1873, and the number of employees 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 of 1869," approved and promulgated March 9, 1869.

Passed first and second readings under a suspension of the constitutional rules, and referred to the Committee on Corporations.

By Mr. Devin, of Orleans: House bill No. 90, an act to amend sections two, three, four, five, six, seven, eight, nine, ten and twelve of an act entitled "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 the mileage to be paid, and the number of employees 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 of 1869," approved and promulgated March 9, 1869.

Passed first reading under a suspension of the constitutional rules.

Mr. Devin, of Orleans, moved a further suspension of the constitutional rules to place the bill on its second reading, on which the yeas and nays were demanded by Messrs Sartain and Benham, of Carroll, resulting as follows:

Yeas—Armstrong, Antoine, Bowman, Baker, Boyd, Blackstone, Boatner, Barrow, Carey, Connaughton, Cousin, D. C. Davis, R. R. Davis, Decker, Devin, Dejeu, Dutton, Hill, Hendricks, Jones, Keating, Kirkman, Kenyon, Kern, Keys, Lewis, Landry, Laws, Murrell (Lafayette), Murrell (Madison), Mahoney, Mayo, Martini, Marshall, McPherson, Mouton, Mouton, Mouton, Sawyer, Stewart, Sartin, Sner, Southard, Sutton, Sewell, Thomas, Williams, Wilson, Worthy, Washington, Wiggins, Ward, Warrick.

Which, on motion of Mr. Benham, of Carroll, was received and adopted.

NOTICES OF BILLS. The following gentlemen gave notice that they would, on some future day, introduce the following bills:

By Mr. Peyton, of DeSoto: An act entitled an act creating the parish of Keachie, from a portion of Caddo and DeSoto.

By Mr. Murrell, of Madison: An act for the relief of G. M. Barber. An act to incorporate the DeSoto Dry Dock Company at DeSoto, Madison parish, Louisiana.

By Mr. Marie, of Terrebonne: An act for the relief of the New Orleans Gas services rendered to the Republican party of this State.

Under a suspension of the rules, Mr. Deewe, of Red River, called up Senate bill No. 55, entitled an act to amend sections seven, eight and seven of an act entitled "an act to regulate the conduct and maintain the freedom and purity of elections; to prescribe the mode of making returns thereof; to provide for the election of returning officers, and defining their powers and duties; to prescribe the mode of entering upon the rolls of the Senate and House of Representatives, and to enforce article 103 of the constitution."

Passed first and second readings under a suspension of the constitutional rules.

Mr. Hahn, of St. Charles, moved to refer to Committee on Elections and to have the bill printed.

Mr. Deewe, of Red River, moved to lay that motion on the table. Carried.

Mr. Deewe, of Red River, moved that the bill be printed in the journal and made the special order of the day for to-morrow at 12:45 P. M. Carried.

Mr. Stewart, of Tensas, asked leave of absence for Mr. Hubson, of Jefferson, for two days. Granted.

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absence for Mr. Page, his colleague, for four days. Granted. Mr. Wends, of Tangipahoa, moved that 500 copies more of the Governor's inaugural address be printed. Carried.

INTRODUCTION OF BILLS. According to previous notice the following bills were introduced:

By Mr. Soner, of Atchafalaya: House bill No. 87, entitled an act to incorporate the Bayou des Glaives and Bayou Rouge Slack Water Navigation Company.

Passed first and second readings under a suspension of the constitutional rules, and referred to the Committee on Internal Improvements, and ordered to be printed.

By Mr. Dejeu, of Orleans: House bill No. 88, entitled an act for the relief of T. Menard Foree.

Passed first and second readings under a suspension of the constitutional rules, and referred to the Committee on Claims.

By Mr. Rochon, of St. Martin: House bill No. 89, an act to amend and re-enact an act entitled an act to incorporate the Roman Catholic Church of St. Martin, in the parish of St. Martin.

Passed first and second readings under a suspension of the constitutional rules, and referred to the Committee on Corporations.

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which shall be warranted upon by the Auditor of Public Accounts to the extent of the respective amounts, as designated, or so much thereof as may be necessary for the payment set forth in section first of this act, upon presentation of the certificate as aforesaid, upon demand, at such rate of exchange as shall be fixed by the joint committee of the General Assembly created by concurrent resolution adopted on January 23, 1873, and said committee is hereby authorized and required to meet forthwith and fix the rate at which such exchange as aforesaid shall be made; and provided further, that if said committee shall, from any cause, fail to fix a rate for said exchange, then the basis of said exchange shall be for every eighty cents in certificates of the General Assembly, one dollar of Public Accounts shall issue his warrant for one dollar, or at that rate; and he shall make said warrants in denominations to suit the holders of the certificates aforesaid, and the said holders thereof may cash them.

SECTION 3. Be it further enacted, etc., That this act shall take effect and be in force from and after the first day of January, 1873, and all laws conflicting herewith be and the same are hereby repealed.

Mr. Mathews, of Tensas, introduced the following as a substitute for Senate bill No. 56, entitled House bill No. 22, substitute for Senate bill No. 56, which was ordered to be printed in the journal, and made the special order of the day for to-morrow at 1 P. M.

An act to amend sections one, two and five of an act entitled an act making an appropriation to pay the mileage of members of the General Assembly, and the contingent expenses of the extra session, convened and commenced December 3, 1872, of the Third General Assembly, and providing for the sale of \$75,000 of legislative warrants, and declaring the manner of disbursing the same for the State of Louisiana, and for their redemption.

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That section one of said act as aforesaid, be and is hereby amended and re-enacted to read as follows: That the sum of \$75,000 is hereby appropriated out of any moneys in the treasury belonging to the general fund, to pay the mileage and per diem of members, salaries of officers and employees, and the contingent expenses of the extra session of the General Assembly in the year of our Lord, 1873.

SECTION 2. Be it further enacted, etc., That section two of said act is hereby amended and re-enacted to read as follows: That the Auditor of Public Accounts is hereby directed to draw his warrants upon the Treasury of the State of Louisiana, for the salaries of officers and employees, and the contingent expenses of the extra session, convened and commenced December 3, 1872, of the Third General Assembly, and providing for the sale of \$75,000 of legislative warrants, and declaring the manner of disbursing the same for the State of Louisiana, and for their redemption.

SECTION 3. Be it further enacted, etc., That section five of said act is hereby amended and re-enacted to read as follows: That the Auditor of Public Accounts is hereby directed to draw his warrants upon the Treasury of the State of Louisiana, for the salaries of officers and employees, and the contingent expenses of the extra session, convened and commenced December 3, 1872, of the Third General Assembly, and providing for the sale of \$75,000 of legislative warrants, and declaring the manner of disbursing the same for the State of Louisiana, and for their redemption.

SECTION 4. Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That section one of said act as aforesaid, be and is hereby amended and re-enacted to read as follows: That the sum of \$75,000 is hereby appropriated out of any moneys in the treasury belonging to the general fund, to pay the mileage and per diem of members, salaries of officers and employees, and the contingent expenses of the extra session of the General Assembly in the year of our Lord, 1873.

SECTION 5. Be it further enacted, etc., That section two of said act is hereby amended and re-enacted to read as follows: That the Auditor of Public Accounts is hereby directed to draw his warrants upon the Treasury of the State of Louisiana, for the salaries of officers and employees, and the contingent expenses of the extra session, convened and commenced December 3, 1872, of the Third General Assembly, and providing for the sale of \$75,000 of legislative warrants, and declaring the manner of disbursing the same for the State of Louisiana, and for their redemption.

SECTION 6. Be it further enacted, etc., That section five of said act is hereby amended and re-enacted to read as follows: That the Auditor of Public Accounts is hereby directed to draw his warrants upon the Treasury of the State of Louisiana, for the salaries of officers and employees, and the contingent expenses of the extra session, convened and commenced December 3, 1872, of the Third General Assembly, and providing for the sale of \$75,000 of legislative warrants, and declaring the manner of disbursing the same for the State of Louisiana, and for their redemption.

SECTION 7. Be it further enacted, etc., That section one of said act as aforesaid, be and is hereby amended and re-enacted to read as follows: That the sum of \$75,000 is hereby appropriated out of any moneys in the treasury belonging to the general fund, to pay the mileage and per diem of members, salaries of officers and employees, and the contingent expenses of the extra session of the General Assembly in the year of our Lord, 1873.

SECTION 8. Be it further enacted, etc., That section two of said act is hereby amended and re-enacted to read as follows: That the Auditor of Public Accounts is hereby directed to draw his warrants upon the Treasury of the State of Louisiana, for the salaries of officers and employees, and the contingent expenses of the extra session, convened and commenced December 3, 1872, of the Third General Assembly, and providing for the sale of \$75,000 of legislative warrants, and declaring the manner of disbursing the same for the State of Louisiana, and for their redemption.

SECTION 9. Be it further enacted, etc., That section five of said act is hereby amended and re-enacted to read as follows: That the Auditor of Public Accounts is hereby directed to draw his warrants upon the Treasury of the State of Louisiana, for the salaries of officers and employees, and the contingent expenses of the extra session, convened and commenced December 3, 1872, of the Third General Assembly, and providing for the sale of \$75,000 of legislative warrants, and declaring the manner of disbursing the same for the State of Louisiana, and for their redemption.

SECTION 10. Be it further enacted, etc., That section one of said act as aforesaid, be and is hereby amended and re-enacted to read as follows: That the sum of \$75,000 is hereby appropriated out of any moneys in the treasury belonging to the general fund, to pay the mileage and per diem of members, salaries of officers and employees, and the contingent expenses of the extra session of the General Assembly in the year of our Lord, 1873.

SECTION 11. Be it further enacted, etc., That section two of said act is hereby amended and re-enacted to read as follows: That the Auditor of Public Accounts is hereby directed to draw his warrants upon the Treasury of the State of Louisiana, for the salaries of officers and employees, and the contingent expenses of the extra session, convened and commenced December 3, 1872, of the Third General Assembly, and providing for the sale of \$75,000 of legislative warrants, and declaring the manner of disbursing the same for the State of Louisiana, and for their redemption.

SECTION 12. Be it further enacted, etc., That section five of said act is hereby amended and re-enacted to read as follows: That the Auditor of Public Accounts is hereby directed to draw his warrants upon the Treasury of the State of Louisiana, for the salaries of officers and employees, and the contingent expenses of the extra session, convened and commenced December 3, 1872, of the Third General Assembly, and providing for the sale of \$75,000 of legislative warrants, and declaring the manner of disbursing the same for the State of Louisiana, and for their redemption.

SECTION 13. Be it further enacted, etc., That section one of said act as aforesaid, be and