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OFFICIAL JOURNAL

OF THE

PROCEEDINGS OF THE SENATE

REGULAR SESSION

OF THE

THIRD GENERAL ASSEMBLY

OF THE

STATE OF LOUISIANA.

Thirty-eighth Day's Session.

SENATE CHAMBER,
New Orleans, February 21, 1873.

The Senate met pursuant to adjournment, and was called to order by Hon. C. C. Antoine, Lieutenant Governor of the State and President of the Senate.

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

Messrs. Alexander, Belden, Butler, Blackburn, Burch, Cage, Chadbourn, Greene, Harris, P. F. Herwig, E. F. Herwig, Harper, Kelso, Pollard, Rey, Stamps, Twitchell, Weber, Wharton—19.

The President of the Senate announced a quorum present.

Prayer by the Rev. Mr. Riley.

The reading of the minutes of yesterday's proceedings was dispensed with, and the President announced that the journal stood approved after the same had been corrected.

REPORTS OF COMMITTEES.

Mr. Butler, Chairman of the Committee on Claims, submitted the following report:

Senate bill No. 112, a bill to be entitled an act for the relief of the homestead of the late Lieutenant Governor O. J. Dunn, and making an appropriation therefor, and for other purposes.

Report favorably and recommend its immediate passage.

E. BUTLER, Chairman.

Lies over.

Mr. Sypher, chairman of the Committee on Canals, Drainage and Inland Navigation, submitted the following report on Senate bill No. 49, an act to incorporate the North Louisiana and Bayou Improvement and Navigation Company:

SENATE CHAMBER,
February 21, 1873.

To the Honorable President and Members of the Senate:

Your Committee on Drainage, Canals and Inland Navigation, after careful consideration of the within bill, adhere to the unfavorable report heretofore made, and recommend that the further consideration of it be indefinitely postponed.

A. J. SYPHER, Chairman:
E. L. WEBER,
T. R. STAMPS,
E. BUTLER,
A. R. HARRIS.

Lies over.

Mr. Burch, chairman of the Committee on Enrollment and Engrossment, submitted the following:

COMMITTEE ON ENROLLMENT,
February 21, 1873.

To the Honorable President and Members of the Senate:

Your Committee on Enrollment beg leave to report as having been duly engrossed the following bills:

Senate bill No. 115, an act to amend and re-enact sections ten, seventeen and eighteen of act No. 23 of the session of 1872, entitled "an act to incorporate the city of Natchitoches and to provide for the government of the same," approved July 5, 1872, and providing for the submitting of the tax levy to the legal voters of said city in certain cases.

Senate bill No. 112, an act to repeal an act entitled an act to change the name of Thomas Lewis Holloway to Thomas Holloway Belden," approved April 23, 1872.

Respectfully,

J. HENRI BURCH,
Chairman.

INTRODUCTION OF BILLS.

Mr. Brewster obtained consent to introduce the following bills:

A bill to be entitled an act to incorporate the Monroe Bridge Company, and to authorize the same to collect tolls.

The bill was read the first time.

The constitutional rule was suspended and the bill read a second time, and referred to the Committee on Corporations and Parochial Affairs.

Also, a bill to be entitled an act to create the parish of Evergreen; to provide for the organization thereof; to fix the terms of district courts therein.

Bill read first time.

Constitutional rule was suspended, bill read second time and referred to the Committee on Corporations and Parochial Affairs.

Mr. Burch obtained unanimous consent to introduce a bill to be entitled an act to amend act No. 88 of the Legislature of Louisiana of 1871, "to establish an institution for the deaf and dumb," etc.

Bill read first time.

Constitutional rule was suspended, bill read second time, and referred to Committee on Charitable Institutions.

Mr. Merrill obtained unanimous consent to introduce a bill to be entitled an act authorizing State tax collectors of the different parishes throughout the State to cash the warrants of district judges, parish judges and district attorneys for the payment of their salaries, etc.

Bill read first time.

The constitutional rule was suspended, bill read second time, and referred to Committee on Judiciary.

INTRODUCTION OF RESOLUTION.

Mr. Burch introduced the following resolution:

Resolved, That the members recently elected to the Senate shall receive the same mileage and per diem for this session allowed to other members.

Lies over.

REPORTS OF COMMITTEES LYING OVER.

Mr. Burch called up the following bill, reported favorably by the Committee on Education, on second reading:

Senate bill No. 106, a bill to be entitled an act to amend act No. 15, entitled "an act for the relief of the University of Louisiana, to repair the west wing of the building of the university, and to preserve the public property therein," approved February 25, 1871.

Mr. Burch moved that the bill be ordered printed, and made the special order of the day for Wednesday next at one o'clock.

Mr. Blunt called up joint resolution No. 12, reported favorably by the Committee on Federal Relations, relative to improvement of Cane river, parish of Natchitoches.

The bill was considered engrossed.

The constitutional rule was suspended, the bill read third time, and finally adopted with its title.

UNFINISHED BUSINESS.

Senate bill No. 93, substitute for House bill No. 63, entitled an act making an appropriation of $95,000 for the payment of outstanding warrants issued by the General Assembly, for the payment of per diem and mileage of members, officers and employes, and for contingent expenses thereof, and providing for the auditing of such vouchers and warrants, and for other purposes, was taken up and read by the Secretary.

On motion of Mr. Ingraham, the bill was taken up section by section.

The first section was read.

Mr. Barber moved the following amendment:

Section first, line ten, after the word "vouchers," insert "for the sessions of 1871 and 1872."

Mr. Barber moved the adoption of his amendment, and called for the yeas and nays.

Yeas—Barber, Belden, Blackburn, Blunt, Bovee, Brewster, Cage, Chadbourn, Crawford, Greene, Harris, Harper, P. F. Herwig, E. F. Herwig, Ingraham, Kelso, Mascot, Merrill, Pollard, Rey, Stamps, Sypher, Twitchell, Wharton—23.

Nay—Weber—1.

Amendment adopted.

On motion of Mr. Ingraham, the first section was adopted as amended.

Mr. Wharton then moved that the further consideration of the bill be postponed, and that the usual number of copies be printed, and the bill fixed as the special order of the day for Wednesday next at one o'clock.

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

On roll of the yeas and nays the motion was tabled:

Yeas—Barber, Belden, Blackburn, Butler, Brewster, Cage, Chadbourn, Greene, Harris, Harper, Herwig, Ingraham, Kelso, Mascot, Merrill, Pollard, Rey, Stamps, Sypher, Twitchell—20.

Nays—Bovee, Crawford, Herwig, Wharton, Weber—5.

Section two was read.

Mr. Ingraham moved that the following proviso be added to the end of the section:

That any voucher presented by the joint Committee on Contingent Expenses of the Senate and House of Representatives, and which voucher or vouchers shall be pronounced fraudulent by said committee, shall be marked by the chairman of each committee "fraudulent," in red ink, on the face thereof.

Adopted.

The section was then adopted as amended.

Section three was then read and adopted.

Section four was then read and adopted.

Section five was then read and adopted.

Mr. Harris moved to adopt the bill as amended.

On call of the yeas and nays, the bill was adopted as amended, by the following vote:

Yeas—Anderson, Barber, Belden, Blunt, Bovee, Brewster, Butler, Cage, Chadbourn, Greene, Harris, Harper, P. F. Herwig, Ingraham, Kelso, Mascot, Merrill, Pollard, Rey, Stamps, Sypher, Twitchell—22.

Nays—Alexander, Crawford, E. F. Herwig, Weber, Wharton—5.

On motion of Mr. Ingraham, the bill was considered engrossed.

The constitutional rule was suspended by the following vote, four-fifths having voted in the affirmative:

Yeas—Anderson, Barber, Belden, Blunt, Bovee, Butler, Cage, Chadbourn, Greene, Harris, Harper, P. F. Herwig, Ingraham, Kelso, Mascot, Merrill, Pollard, Rey, Stamps, Sypher, Twitchell—21.

Nays—Alexander, Crawford, E. F. Herwig, Weber, Wharton—5.

SPECIAL ORDER OF THE DAY.

The President announced the special order of the day in order.

On motion of Mr. Ingraham, the special order of the day was postponed for fifteen minutes.

Mr. Harris moved that Senate bill No. 99 do now finally pass, and upon that motion he called the previous question.

On call of the yeas and nays the Senate ordered the main question by the following vote:

Yeas—Anderson, Barber, Blackburn, Belden, Blunt, Brewster, Butler, Cage, Chadbourn, Greene, Harris, Harper, P. F. Herwig, E. F. Herwig, Ingraham, Kelso, Mascot, Merrill, Pollard, Rey, Stamps, Twitchell—20.

Nays—Alexander, Bovee, Crawford, E. F. Herwig, Merrill, Sypher, Weber, Wharton—8.

[Mr. Brewster in the chair.]

Under the operation of the previous question, the Senate voted that the bill do now finally pass, by the following vote:

Yeas—Anderson, Barber, Belden, Blackburn, Blunt, Bovee, Butler, Cage, Chadbourn, Greene, Harris, Harper, P. F. Herwig, Ingraham, Kelso, Mascot, Merrill, Pollard, Rey, Stamps, Twitchell—21.

Nays—Alexander, Crawford, E. F. Herwig, Weber, Wharton—5.

Title adopted.

SPECIAL ORDER OF THE DAY.

Mr. Barber called up the special order of the day, Senate bill No. 89, substitute for Senate bill No. 50, a bill to be entitled an act to provide for the formation, organization and government of the military forces of the State of Louisiana; to maintain the same, and to repeal all laws or parts of laws contrary to or in conflict with this act.

Mr. Barber then offered a substitute for both bills, and asked that the same be read, entitled Senate bill No. 124, substitute for Senate bills Nos. 89 and 50, to amend an act entitled an act to organize, arm and equip a uniformed militia, approved April 5, 1870.

The constitutional rule was suspended and the bill read a second time.

Mr. Weber moved that the bill be printed and made the special order of the day for Wednesday next, at 2 P. M.

Mr. Barber moved to lay on the table the motion to print and postpone.

Tabled.

On motion of Mr. Barber the bill was considered engrossed.

The constitutional rule was suspended, on call of the yeas and nays, by the following vote:

Yeas—Barber, Blackburn, Blunt, Brewster, Butler, Burch, Harris, Harper, P. F. Herwig, E. F. Herwig, Kelso, Mascot, Merrill, Pollard, Ray, Stamps, Twitchell, Wharton—18.

Nays—Alexander, Bovee, Weber—3.

Mr. Burch moved that the bill finally pass.

The yeas and nays were demanded.

Yeas—Anderson, Barber, Butler, Blunt, Blackburn, Brewster, Burch, Bovee, Harris, P. F. Herwig, Harper, Ingraham, Kelso, Mascot, Pollard, Ray, Stamps, Twitchell, Wharton—19.

Nays—Alexander, Weber—2.

The bill finally passed and its title adopted.

Senate, on call of two Senators, went into executive session.

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

Yeas—Alexander, Anderson, Barber, Belden, Butler, Blunt, Blackburn, Brewster, Burch, Bovee, Chadbourn, Cage, Crawford, Greene, P. F. Herwig, E. F. Herwig, Harper, Ingraham, Kelso, Mascot, Merrill, Pollard, Rey, Stamps, Sypher, Twitchell, Weber, Wharton—23.

A quorum present.

Prayer by the Chaplain.

On motion of Mr. Merrill, of Monroe, the reading of the journal was dispensed with.

On motion the journal was approved.

Mr. Lewis, of Ascension, offered the following resolution, which was adopted:

WHEREAS, In the course of human events, it has pleased the Almighty Ruler of the Universe to call from the sphere of mortalness on earth, to mingle with the spirits above, our worthy and much respected brother Representative, the Hon. John Hedgepath; and

Whereas, It is fitting and proper upon this occasion that we should give expression to our feelings by the passage of suitable resolutions; therefore,

Resolved, That in the death of Hon. John Hedgepath, Representative from the parish of St. James, the General Assembly has been deprived of the services of a valuable member, and his constituents have lost an honest, capable and worthy representative; one whose highest and noblest aim in life was to faithfully and earnestly fulfill every trust imposed in him, to perform every duty conscientiously, striving at all times to elevate his race and do good to mankind.

Resolved further, That we tender our sincere and heartfelt sympathy and regard to his bereaved widow, so suddenly stricken with sorrow and despair by the unexpected visitation, and to the little ones now deprived of the watchful care and tender solicitude of one who was to them a father, protector and guide, and commend them to the love and mercy of the Great Ruler above, who doeth all things well."

Resolved further, That as a tribute of respect to the memory of our deceased brother, that the House do now adjourn over until Wednesday, the twenty-sixth instant, and that the Senate be immediately notified of such action.

Resolved further, That the Speaker cause a copy of these resolutions to be presented to Mrs. John Hedgepath.

The Speaker then announced that the House stood adjourned until Wednesday, at twelve o'clock M.

WILLIAM VIGERS,
Chief Clerk.

THE SENATE YESTERDAY.

Thirty-ninth Day's Session.

SENATE CHAMBER,
New Orleans, February 24, 1873.

The Senate met pursuant to adjournment, and was called to order by Hon. C. C. Antoine, Lieutenant Governor of the State and President of the Senate.

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

Messrs. Alexander, Anderson, Barber, Belden, Blackburn, Brewster, Burch, Bovee, Cage, Chadbourn, Greene, Harris, E. F. Herwig, Ingraham, Mascot, Merrill, Pollard, Rey, Sypher, Stamps, Weber, Wharton—23.

The President of the Senate announced a quorum present.

Prayer by the Chaplain.

The reading of the minutes of Friday's proceedings was dispensed with, and the President announced that the journal stood approved, after the same had been corrected.

REPORTS OF COMMITTEES.

Mr. Anderson, from the Committee on Judiciary, made the following report:

Senate bill No. 32, a bill to be entitled an act to authorize the police jury of the parish of Plaquemines to issue bonds for the purpose of paying the indebtedness of said parish, for repairing the public roads and for repairing the levee road.

Unfavorably.

THOMAS C. ANDERSON,
Chairman.

House bill No. 55, a bill to be entitled an act to fix the times for holding courts in the Fifth Judicial District.

Report unfavorably.

THOMAS C. ANDERSON,
Chairman.

House bill No. 69, a bill to be entitled an act authorizing the police jury of the parish of Terrebonne to issue bonds for certain purposes.

Report unfavorably.

THOMAS C. ANDERSON,
Chairman.

Senate bill No. 77, a bill to be entitled an act to amend and re-enact sections seven, eight and nine of an act defining the distances from the domiciles of the members of the General Assembly to the State House, etc., approved February 20, 1872.

Report unfavorably.

THOMAS C. ANDERSON,
Chairman.

Senate bill No. 13, a bill to be entitled an act establishing the Nineteenth Judicial District of the State of Louisiana, and providing for the appointment of officers for the same.

Report unfavorably.

THOMAS C. ANDERSON,
Chairman.

Mr. Burch, chairman of the Committee on Engrossment and Enrollment, made the following report:

COMMITTEE ON ENROLLMENT,
February 24, 1873.

To the Honorable President and Members of the Senate:

Your Committee on Enrollment and Engrossment beg leave to report as having been duly engrossed the following bills:

Senate bill No. 124, substitute for Senate bill No. 89, entitled an act to amend an act entitled "an act to organize, arm and equip a uniformed militia," approved April 5, 1870.

Senate bill No. 110, entitled an act for the relief of Albin Soulie, of New Orleans.

Also as duly enrolled, Senate bill No. 81, substitute for Senate bill No. 31, entitled an act granting corporate privileges to the inhabitants of the city of Baton Rouge, parish of East Baton Rouge, and to provide for the government of the affairs thereof, and to repeal an act entitled "an act to amend several acts relative to the police and government of the city of Baton Rouge," approved April 2, 1853; and to repeal an act to provide for the government of the city of Baton Rouge, approved March 8, 1856, and to repeal all acts amendatory thereto.

Respectfully,

J. HENRI BURCH, Chairman.

Mr. Blunt, chairman of Committee on Commerce and Manufactures, made the following report:

COMMITTEE ON AGRICULTURE, COMMERCE AND MANUFACTURES, February 21, 1873.

To the Honorable President and Members of the Senate:

Your committee beg leave to report on

OFFICIAL JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

REGULAR SESSION

OF THE

THIRD GENERAL ASSEMBLY

OF THE

STATE OF LOUISIANA

Thirty-ninth Day's Proceedings.

HOUSE OF REPRESENTATIVES,
New Orleans, February 24, 1873.

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

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

Speaker C. W. Lowe and Messrs. Allen, Armstead, Antoine, Bryant, Boyd, Blankstone, Boutary, Barrow, Casey, Cousin, Davidson, N. R. Dixon, Decker, Dejoie, Dupree, Jacques, Elliott, Fourcade, Greene, Grant, Guy, Gardner, Hoffner, Hubeau, Hill, Hahn, Henry, M. Jones, Keating, Kalmann, Kern, Lewis, Marrero, Martinez, Mason, Marie, Matthews, Montgomery, Payne, Page, Raby, Rankin, Rodriguez, Sauer, Stewart, Sartain, Sauer, Smith, Sutton, Sewell, Thomas, Walker, Warren, Worley, Wiggin, Ware, Wallace—76.

A quorum present.

Prayer by the Chaplain.

On motion of Mr. Morrell, of Madison, the reading of the journal was dispensed with.

On motion the journal was approved.

Mr. Lewis, of Ascension, offered the following resolution, which was adopted:

WHEREAS, In the course of human events, it has pleased the Almighty Ruler of the Universe to call from the sphere of mortalness on earth, to mingle with the spirits above, our worthy and much respected brother Representative, the Hon. John Hedgepath; and

Whereas, It is fitting and proper upon this occasion that we should give expression to our feelings by the passage of suitable resolutions; therefore,

Resolved, That in the death of Hon. John Hedgepath, Representative from the parish of St. James, the General Assembly has been deprived of the services of a valuable member, and his constituents have lost an honest, capable and worthy representative; one whose highest and noblest aim in life was to faithfully and earnestly fulfill every trust imposed in him, to perform every duty conscientiously, striving at all times to elevate his race and do good to mankind.

Resolved further, That we tender our sincere and heartfelt sympathy and regard to his bereaved widow, so suddenly stricken with sorrow and despair by the unexpected visitation, and to the little ones now deprived of the watchful care and tender solicitude of one who was to them a father, protector and guide, and commend them to the love and mercy of the Great Ruler above, who doeth all things well."

Resolved further, That as a tribute of respect to the memory of our deceased brother, that the House do now adjourn over until Wednesday, the twenty-sixth instant, and that the Senate be immediately notified of such action.

Resolved further, That the Speaker cause a copy of these resolutions to be presented to Mrs. John Hedgepath.

The Speaker then announced that the House stood adjourned until Wednesday, at twelve o'clock M.

WILLIAM VIGERS,
Chief Clerk.

THE SENATE YESTERDAY.

Thirty ninth Day's Session.

SENATE CHAMBER,
New Orleans, February 24, 1873.

The Senate met pursuant to adjournment, and was called to order by Hon. C. C. Antoine, Lieutenant Governor of the State and President of the Senate.

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

Messrs. Alexander, Anderson, Barber, Belden, Blackburn, Brewster, Burch, Bovee, Cage, Chadbourn, Greene, Harris, E. F. Herwig, Ingraham, Mascot, Merrill, Pollard, Rey, Sypher, Stamps, Weber, Wharton—23.

The President of the Senate announced a quorum present.

Prayer by the Chaplain.

The reading of the minutes of Friday's proceedings was dispensed with, and the President announced that the journal stood approved, after the same had been corrected.

REPORTS OF COMMITTEES.

Mr. Anderson, from the Committee on Judiciary, made the following report:

Senate bill No. 32, a bill to be entitled an act to authorize the police jury of the parish of Plaquemines to issue bonds for the purpose of paying the indebtedness of said parish, for repairing the public roads and for repairing the levee road.

Unfavorably.

THOMAS C. ANDERSON,
Chairman.

House bill No. 55, a bill to be entitled an act to fix the times for holding courts in the Fifth Judicial District.

Report unfavorably.

THOMAS C. ANDERSON,
Chairman.

House bill No. 69, a bill to be entitled an act authorizing the police jury of the parish of Terrebonne to issue bonds for certain purposes.

Report unfavorably.

THOMAS C. ANDERSON,
Chairman.

Senate bill No. 77, a bill to be entitled an act to amend and re-enact sections seven, eight and nine of an act defining the distances from the domiciles of the members of the General Assembly to the State House, etc., approved February 20, 1872.

Report unfavorably.

THOMAS C. ANDERSON,
Chairman.

Senate bill No. 13, a bill to be entitled an act establishing the Nineteenth Judicial District of the State of Louisiana, and providing for the appointment of officers for the same.

Report unfavorably.

THOMAS C. ANDERSON,
Chairman.

Mr. Burch, chairman of the Committee on Engrossment and Enrollment, made the following report:

COMMITTEE ON ENROLLMENT,
February 24, 1873.

To the Honorable President and Members of the Senate:

Your Committee on Enrollment and Engrossment beg leave to report as having been duly engrossed the following bills:

Senate bill No. 124, substitute for Senate bill No. 89, entitled an act to amend an act entitled "an act to organize, arm and equip a uniformed militia," approved April 5, 1870.

Senate bill No. 110, entitled an act for the relief of Albin Soulie, of New Orleans.

Also as duly enrolled, Senate bill No. 81, substitute for Senate bill No. 31, entitled an act granting corporate privileges to the inhabitants of the city of Baton Rouge, parish of East Baton Rouge, and to provide for the government of the affairs thereof, and to repeal an act entitled "an act to amend several acts relative to the police and government of the city of Baton Rouge," approved April 2, 1853; and to repeal an act to provide for the government of the city of Baton Rouge, approved March 8, 1856, and to repeal all acts amendatory thereto.

Respectfully,

J. HENRI BURCH, Chairman.

Mr. Blunt, chairman of Committee on Commerce and Manufactures, made the following report:

COMMITTEE ON AGRICULTURE, COMMERCE AND MANUFACTURES, February 21, 1873.

To the Honorable President and Members of the Senate:

Your committee beg leave to report on act No. 65, to create a board of tobacco inspectors, etc., favorably with amendments, and respectfully recommend the passage of said bill as amended.

RAFORD BLUNT, Chairman.

Mr. Weber, chairman of the Committee on Penitentiary, submitted the following partial report, which the Secretary proceeded to read:

COMMITTEE ON PENITENTIARY,
February 21, 1873.

To the Honorable President and Members of the Senate:

Your Committee on Penitentiary beg leave to submit the following partial report of their investigation of the Louisiana State Penitentiary, and also report progress.

We, your committee, find that the law requires the board of control for the State Penitentiary to furnish the Governor, at least one month prior to the sitting of the General Assembly, an annual and full statement of all the transactions and affairs of that institution, and that the Governor shall lay the same before the General Assembly within the first ten days of each session.

This not having been complied with, has deprived your committee of much important information, which must necessarily be obtained in order to make a thorough and decisive report of that institution.

In compliance with the resolution of Mr. Ingraham, your committee submit the following list and information as to minors confined in the Penitentiary, viz:

List of minors confined in the Louisiana Penitentiary January 20, 1873.

Samuel Wilson, murder, received September 9, 1870, Bienville parish, nine years old, sentenced September 12, 1870, for life.

Henry Clay, rape, received March 9, 1868, Jefferson parish, fifteen years old, sentenced February 26, 1868, for life.

William Wood, crime against nature, received May 30, 1868, Orleans parish, fifteen years old, sentenced April 4, 1868, for life.

Hannah Davis, attempt at arson, received September 8, 1868, Orleans parish, sixteen years old, sentenced August 8, 1868, for five years.

George Williams, murder, received October 27, 1868, DeSoto parish, sixteen years old, sentenced October 27, 1868, for life.

George Jones, horse stealing, received May 29, 1870, St. Landry parish, fourteen years old, sentenced May 27, 1870, for four years.

Frank Parker, horse stealing, received July 18, 1870, East Baton Rouge parish, seventeen years old, sentenced July 9, 1870, for five years.

Jerre Cooper, murder, received November 24, 1870, DeSoto parish, fifteen years old, sentenced October 3, 1870, for life.

Thomas Jefferson, first, burglary, second, cutting less than mayhem, received January 17, 1871, Iberville parish, eighteen years old, sentenced January 17, 1871, for three years.

John Cordell murder, received March 8, 1871, Richland parish, eighteen years old, sentenced March 4, 1871, for life.

Martin Canfield, murder, received March 31, 1871, East Feliciana parish, eighteen years old, sentenced January 2, 1871, for life.

Cary Jones, manslaughter, received April 17, 1871, Ouachita parish, eighteen years old, sentenced April 15, 1871, for three years.

Henry Franklin, horse stealing, received November 27, 1871, St. Landry parish, sixteen years old, sentenced November 24, 1871, for three years.

Henry Johnson, larceny, received January 7, 1872, Orleans parish, eighteen years old, January 2, 1872, for eighteen months.

Frank Jefferson, forgery, received January 18, 1872, Concordia parish, nineteen years old, sentenced January 12, 1872, for five years.

Edward Higgins, feloniously entering a dwelling house and larceny, received March 31, 1872, Orleans parish, eighteen years old, sentenced December 2, 1871, for three years.

M. Johnson, alias J. Johnson, larceny, received April 18, 1872, West Baton Rouge parish, twelve years old, sentenced April 15, 1872, for two years.

Herbert Mitchell, larceny, received August 1, 1872, Orleans parish, sixteen years old, sentenced July 23, 1872, for eighteen months.

George Brown, larceny, received August 1, 1872, Orleans parish, fifteen years old, sentenced July 16, 1872, for eight months.

Henry Stanton, robbery, received August 7, 1872, Iberville parish, fifteen years old, sentenced August 7, 1872, for one year.

Henry Wilson, larceny, received October 26, 1872, Orleans parish, sixteen years old, sentenced August 3, 1872, for two years.

Sue Booker, manslaughter, received November 30, 1872, DeSoto parish, eighteen years old, sentenced October 29, 1872, for life.

Mark Porter, larceny, received December 3, 1872, Orleans parish, sixteen years old, sentenced November 5, 1872, for six months.

George Fumery, larceny, received December 8, 1872, Orleans parish, seventeen years old, sentenced November 5, 1872, for one year.

Patrick Morrissey, larceny, received December 8, 1872, Orleans parish, seventeen years old, sentenced December 6, 1872, for one year.

Mary Williams, larceny, received December 8, 1872, Orleans parish, sixteen years old, sentenced December 6, 1872, for one year.

Eliza Johnson, larceny, received December 8, 1872, Orleans parish, seventeen years old, sentenced November 7, 1872, for one year.

Phillis Moore, manslaughter, received December 26, 1872, Carroll parish, eighteen years old, sentenced December 14, 1872, for four years.

Number of prisoners remaining in confinement January 20, 1873:

Total number of prisoners	510
Number of State prisoners	61
Number of United States prisoners	78
Total	549
Number of colored males	376
Number of colored females	17
Number of white males	155
Number of white females	1
Total	549
Number of deaths during the year 1872	20
Number of escapes during the year 1872	12

Places where employed:

Railroad	479
Brady's plantation	24
Penitentiary	46
Total	549

The following are the answers to questions left with Mr. Matta, clerk of the Penitentiary, by this committee, as previously reported to your honorable body, viz:

The following number of prisoners worked out in the year of 1872, and at the below named places:

At Kemp's levee, about 100 men.
At Brady's levee, about fifty men.
At Oak's levee, about twenty men.
On railroad, from fifty-two (for one month) to 460 men.
On James McCullom's plantation, East Baton Rouge, fifty men.
On Thompson J. Bird's plantation, East Baton Rouge, from twenty to thirty men.
On William J. Gay's plantation, West Baton Rouge, fifty men.
On Mr. Von Phul's plantation, West Baton Rouge, fifty men.
On General Scott's plantation, Grosse Tete, thirty men.

The above plantations were all worked on shares, except the plantation of Mr. Von Phul, in West Baton Rouge, for which the lessees were to receive $18,000 for fifty hands, for one year's work, twenty-six days to the month. The lessees paying expenses of guarding, feeding, clothing, physician, etc.

Railroad—Have never seen the contract, and do not know what they receive for the labor.

The hands that worked on shares, on account of the failure of the crops, did not pay expenses.

It costs per hand from $15 to $20 per month to work the labor outside.

Do not know any other lessee than Major S. L. James at this time.

The method of punishment usually adopted is corporeal, and only resorted to when absolutely necessary to enforce discipline.

The dark cell is never used but in the most extreme cases, and then never to the extent to jeopardize the health of the prisoners.

We used dogs in trailing escaped convicts; used them but few times in 1872.

The number of stripes inflicted is regulated in accordance with the offense. But in no case is it unusually cruel or barbarous.

To flog convicts is claimed under the eighteenth article of rule or board of control by the warden.

The lessees sold to the State the engine, entire shoe machinery, tools, fixtures, etc., for $35,500.

They sold the surplus shoe machinery for $1,518 94, to Colonel Allen Green on which he has paid $1001 70.

Understand that the State paid for the shoe machinery in certificates of indebtedness.

Understand that certificates of indebtedness are still held by the lessee.

STATE OF LOUISIANA,
Executive Department,
New Orleans, October 30, 1872.

DEAR MAJOR—I am just in receipt of your letter, and in reply telegraph the following dispatch:

I will approve any sale you may make of useless machinery, with the approval of the board of control.

Yours truly,

H. C. WARMOTH.

Major S. L. James, Baton Rouge.

Can not state positively that executive clemency has been extended to colored convicts on the alleged ground that said convicts were sentenced to the Penitentiary for political reasons.

JOHN H. MATTA, Clerk.

All of which your committee most respectfully submit.

E. L. WEBER, Chairman;
A. J. SYPHER,
J. HENRI BURCH,
W. JASPER BLACKBURN.

Mr. Barber moved to dispense with the reading in detail of the report, and that it be printed in the journal.

Adopted.

NOTICE OF BILLS.

Mr. Ingraham gave notice that he would at some future day introduce a bill to be entitled an act for the relief of C. S. Sauvinet, late civil sheriff, parish of Orleans.

INTRODUCTION OF BILLS.

By unanimous consent, Mr. Brewster introduced the following bill:

A bill to be entitled an act for the relief of the public schools of the city of New Orleans from debt, to more effectually provide for funding the same, and declaring the constitution of section thirteen of act No. 75 of 1872, and to regulate the levy of school tax for 1873.

The bill was read the first time.

Mr Brewster moved a suspension of the rules to place the bill upon its second reading, on which Mr. Harris demanded the yeas and nays.

The roll was called, with the following result:

Yeas—Barber, Belden, Butler, Brewster, Blunt, Blackburn, Burch, Bovee, Cage, Chadbourn, Greene, Harper, P. F. Herwig, E. F. Herwig, Ingraham, Kelso, Mascot, Merrill, Pollard, Stamps, Sypher, Twitchell, Weber, Wharton—21.

Nays—Alexander, Harris—2.

Four-fifths of all the members present having voted affirmatively, the rules were suspended and the bill read a second time.

On motion of Mr. Brewster, the bill was considered engrossed.

Mr. Brewster moved to suspend the rules to place the bill upon its third and final reading, on which Mr. Harris demanded the yeas and nays.

The roll was called with the following result:

Yeas—Barber, Belden, Butler, Brewster, Blunt, Blackburn, Burch, Bovee, Cage, Chadbourn, Greene, Harper, P. F. Herwig, E. F. Herwig, Ingraham, Kelso, Mascot, Merrill, Pollard, Rey, Stamps, Sypher—22.

Nays—Alexander, Harris, Twitchell, Weber, Wharton—5.

Four-fifths of all the members present having voted affirmatively, the rules were suspended and the bill was read the third time.

Pending the reading of the bill, the following message from the House was received:

The Clerk of the House appeared at the bar of the Senate and announced that the House had adjourned until Wednesday next, twenty-sixth instant, out of respect to the memory of Hon. John Hedgepath, member of the House from the parish of St. James.

Mr. Brewster then moved that the bill do now finally pass, on which the yeas and nays were demanded.

The roll was called, with the following result:

Yeas—Barber, Belden, Butler, Brewster, Blunt, Burch, Bovee, Cage, Chadbourn, Crawford, Greene, P. F. Herwig, E. F. Herwig, Harper, Ingraham, Mascot, Merrill, Pollard, Rey, Sypher, Stamps, Weber, Wharton—23.

Nays—Alexander, Harris, Twitchell—3.

Mr. Stamps moved a suspension of the rules to take up House bill No. 101, an act to create the parish of Barataria, and providing for the organization thereof, on which the yeas and nays were ordered, with the following result:

Yeas—Blackburn, Burch, Bovee, Chadbourn, P. F. Herwig, E. F. Herwig, Merrill, Mascot, Rey, Stamps, Sypher—11.

Nays—Alexander, Barber, Belden, Blunt, Butler, Cage, Crawford, Greene, Harper, Harris, Ingraham, Kelso, Pollard, Twitchell, Weber, Wharton—16.

RESOLUTIONS LYING OVER.

Mr. Burch called up the following resolution:

Resolved, That the members recently elected to the Senate shall receive the same mileage and per diem for this session allowed to other members.

Mr. Harris moved to amend by striking out the word "this" and inserting the words "the regular."

Amendment adopted.

Mr. Burch moved the adoption of the resolution as amended.

Objection being raised the resolution was laid over.

SPECIAL ORDER OF THE DAY.

Mr. Wharton called for the special order of the day.

Mr. Barber moved to take up as the special order of the day Senate bill No 104, an act to protect the civil rights of citizens; declaring certain forfeitures for acts in derogation of such rights, and directing proceedings to that end; making certain acts in violation of civil rights a misdemeanor, and declaring the punishment therefor.

The bill was read section by section.

Section one was read and adopted, on motion of Mr. Barber.

Sections two, three and four were then read and adopted, on motion of Mr. Barber.

On motion of Mr. Barber the bill was then adopted as a whole.

The rules were then suspended and the bill read a second time.

On motion of Mr. Barber the bill was considered engrossed, and adopted on its second reading.

On motion of Mr. Barber the rules were suspended and the bill passed its third reading, and was finally adopted with its title.

BILLS TAKEN UP OUT OF ORDER.

On motion of Mr. Harris the rules were suspended, and Senate bill No. 158, being a substitute for House bill No. 127, an act making an appropriation of the sum of two hundred and seventy thousand dollars, or as much thereof as may be necessary for the payment of the mileage, per diem of the members, officers and employes of the General Assembly, and the contingent expenses thereof; establishing a ratio at which warrants shall be disbursed and the manner of disbursement of the same, was taken up and read the first and second times.

Mr. Twitchell moved to amend the last clause of section three by inserting "that no certificate shall be issued in excess of the appropriation."

Adopted.

On motion of Mr. Harris the bill was considered engrossed.

Mr. Harris then moved that the bill, as amended, be adopted as a whole on its second reading.

Mr. Greene moved to strike out the word "subsequent" in line six of section two.

On motion of Mr. Harris the amendment of Mr. Green was laid on the table.

The question then recurred on Mr. Harris' motion to adopt the bill as a whole on its second reading.

Adopted.

On motion of M