New Orleans Republican.

OFFICIAL JOURNAL OF THE UNITED STATES

OFFICIAL JOURNAL OF NEW ORLEANS

LAWS OF THE STATE OF LOUISIANA.

PUBLISHED BY AUTHORITY.

No. 1.

AN ACT

To incorporate the Friendly Brothers Benevolent Association of the town of Delta and State of Louisiana.

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That William McNeal, A. N. Brooks, H. J. Williams, James J. Gray, H. B. Palmer, F. J. Parker, H. W. Jackson, Ebbett Green, Riley Thomas, John Killian, George Booker and others have organized themselves into a body politic, known as the "Friendly Brothers Benevolent Association of Delta, Madison parish, State of Louisiana," and that the same be incorporated as a charitable association, to be organized in the following manner, to wit:

SEC. 2 Be it further enacted, etc., That the officers of this association shall consist of a president, vice president, secretary and treasurer, who shall be chosen by a majority of the members of this association on the first Monday of April of each and every year by ballot; that said officers so elected shall serve for one year.

SEC. 3. Be it further enacted etc., That all the powers of the association are placed in the president thereof, so far as representing said association in all courts of justice, and to sue and be sued in behalf of said society.

SEC. 4. Be it further enacted, etc., That the constitution and by-laws of the Friendly Brothers Benevolent Association of Delta, Madison parish, Louisiana, will be strictly in conformity with the laws of the State governing charitable institutions.

SEC. 5. Be it further enacted, etc., That said association shall be in force and exist twenty five years.

SEC. 6. Be it further enacted, etc., That this act shall take effect from and after its passage.

(Signed) MICHAEL HAHN,
Speaker of the House of Representatives.
(Signed) C. C. ANTOINE,
Lieutenant Governor and President of the Senate.

A true copy:
P. G. DESLONDE,
Secretary of State.

NOTE BY THE SECRETARY OF STATE.—February 26, 1875. The foregoing act having Received in the office of Secretary of State been presented to the Governor of the State of Louisiana for his approval, and not having been returned by him to the house of the General Assembly in which it originated within the time prescribed by the constitution of the State of Louisiana, has become a law without his approval.
P. G DESLONDE,
Secretary of State.

No. 2.

AN ACT

Making an appropriation of one hundred and fifty eight thousand dollars out of the general funds in the State treasury, or received in the treasury during the year 1875, for the payment of the mileage and per diem of members, salaries of officers and employes and contingent expenses of the General Assembly of Louisiana, for the regular session of 1875; directing the Auditor of Public Accounts to issue warrants to the chairman of the Contingent Expenses Committee of the House, and to the chairman of the Committee on Auditing and Supervising the Accounts of the Senate on the Treasurer, and making such warrants receivable for State licenses; directing the Treasurer of the State to receive such warrants in settlement with tax collectors, and to provide for the disbursement of the amount appropriated.

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That the sum of one hundred and fifty eight thousand dollars, or as much thereof as may be necessary be and is hereby appropriated out of any money in the treasury to the credit of the general fund, or that may be received in the treasury to the credit of the general fund, not otherwise appropriated, for the payment of the mileage and per diem of members, salaries of officers and employes and contingent expenses of the General Assembly, during its regular session for 1875, said sum to be appropriated as follows, to wit: To pay mileage and per diem of members, salaries of officers and employes of the House of Representatives, seventy two thousand dollars; to pay contingent expenses of the House of Representatives, including furniture, etc., for the use of the House of Representatives, twenty eight thousand dollars. To pay mileage and per diem of members, salaries of officers and employes of the Senate, thirty-nine thousand dollars; to pay contingent expenses of the Senate, including furniture, etc., for the use of the Senate, nineteen thousand dollars.

SEC. 2. Be it further enacted, etc., That it shall be the duty of the Committee on Auditing and Supervising the Expenses of the State, and the Committee on Contingent Expenses of the House of Representatives to issue, when demanded, and upon presentation of the proper evidence, a certificate certifying the amount due to each member of their respective houses for his mileage and per diem, and to each of the officers and employes of their respective houses his salary, which certificate thus issued shall be approved on the part of the Senate by its presiding officer, and on the part of the House of Representatives by the Speaker thereof; and the Auditor of Public Accounts shall and is hereby directed and required to issue his warrants for the amount of said certificates on the Treasurer, and the Treasurer is hereby directed to pay the said warrants, and the Committee on Contingent Expenses of the House, and the Committee on Auditing and Supervising Accounts of Senate shall issue no certificate in excess of the amount appropriated by this act, and that no warrants, legislative vouchers or other evidences of indebtedness issued prior to January 1, 1875, shall be paid out of the appropriation made in this act.

SEC. 3 Be it further enacted, etc., That the chairman of the Committee on Contingent Expenses of the House, and the chairman of the Committee on Auditing and Supervising Accounts of the Senate shall draw a certificate in their own favor, approved by the presiding officers of each House, on the Auditor of Public Accounts, for the amount of the appropriation made in section one of this act for contingent expenses, and the Auditor shall issue his warrants in such sums as the respective chairmen shall indicate, and the chairmen of said committees shall issue a certificate to each contingent creditor, which shall be approved by the presiding officers of the Senate and House, and the said chairmen will then pay such certificate out of the contingent funds in their hands; and be it further enacted, that the warrants issued in accordance with section two of this act are hereby made receivable for all licenses due the State during the year 1875, and the several tax collectors throughout the State are hereby directed to receive the same in settlement for licenses, and the State Treasurer shall receive the said warrants as cash in making settlement with tax collectors.

SEC. 4. Be it further enacted, etc., That the certificates issued by the chairman of the Committee on Contingent Expenses of the House, approved by the Speaker of the House, and the certificates issued by the Committee on Auditing and Supervising the Accounts of the Senate, approved by the presiding officer of the Senate, in accordance with section two of this act shall be considered by the Auditor of Public Accounts of the State as full and final evidence of a legal debt against the State, and the Auditor shall, upon presentation of such certificate, immediately issue a warrant on the Treasurer of the State for the amount of the certificate or certificates so presented, the warrants to be drawn on the funds appropriated in section one of this act.

SEC. 5. Be it further enacted, etc., That at the next session of the General Assembly the Auditor of Public Accounts shall present to the said General Assembly a detailed, itemized account of every warrant issued by him for the mileage and per diem and salary of the officers of the present General Assembly, and the Committee on Auditing and Supervising the Accounts of the Senate, and the Committee on Contingent Expenses of the House shall, at the next session of the General Assembly, present to their respective houses a detailed, itemized account of each and ever voucher issued by them respectively, the number, amount, in whose favor drawn, and the person drawing said voucher; and that said itemized accounts, after said presentation, shall be compared with the books of the Auditor of Public Accounts and of said committees and reported back to both branches of the General Assembly.

SEC. 6. Be it further enacted, etc., That all laws or parts of laws in conflict with this act be and the same are hereby repealed, and that this act take effect from and after its passage.

(Signed) MICHAEL HAHN,
Speaker of the House of Representatives.
(Signed) C. C. ANTOINE.
Lieutenant Governor and President of the Senate.

Approved February 25, 1875.
(Signed) WILLIAM P. KELLOGG,
Governor of the State of Louisiana.

A true copy:
P. G. DESLONDE,
Secretary of State.

No. 3.

AN ACT

To emancipate Althee Dumontier, of the parish of Orleans.

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That Althee Dumontier, of the parish of Orleans, be and she is hereby emancipated and relieved of all disabilities which now attach to minors, and with full power to do and perform all acts as fully as if she had arrived at the age of twenty-one years.

SEC. 2. Be it further enacted, etc., That this act shall take effect and be in force from and after its passage.

(Signed) MICHAEL HAHN,
Speaker of the House of Representatives.
(Signed) C. C. ANTOINE,
Lieutenant Governor and President of the Senate.

A true copy:
P. G. DESLONDE,
Secretary of State.

Received in the office of the Secretary of State February 26, 1875. The foregoing act having been presented to the Governor of the State of Louisiana for his approval, and not having been returned by him to the house of the General Assembly in which it originated within the time prescribed by the constitution of the State of Louisiana, has become a law without his approval.
P. G. DESLONDE,
Secretary of State.

No. 4.

AN ACT

To amend the third section of an act entitled "an act to incorporate the town of St. Martinsville," approved April 6, 1843.

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That the third section of an act entitled "an act to incorporate the town of St. Martinsville," approved April 6, 1843, be and the same is hereby amended so as to read as follows: That all qualified electors of said town, who have resided therein two months preceding an election of trustees, shall, on the first Monday in April in each year, meet at the courthouse in said town, and then and there elect five trustees, one of whom shall be mayor, and who shall hold their offices for one year, the said election to be ordered by the mayor and conducted in the same manner as State elections.

SEC. 2. Be it further enacted, etc., That this act shall take effect from and after its passage, and that all laws or parts of laws conflicting with this act be and are hereby repealed.

(Signed) MICHAEL HAHN,
Speaker of the House of Representatives.
(Signed) C. C. ANTOINE,
Lieutenant Governor and President of the Senate.

A true copy:
P. G. DESLONDE,
Secretary of State.

NOTE BY THE SECRETARY OF STATE.—Received in the office of the Secretary of State, February 26, 1875. The foregoing act having been presented to the Governor of the State of Louisiana for his approval, and not having been returned by him to the House of the General Assembly in which it originated within the time prescribed by the constitution of the State of Louisiana, has become a law without his approval.
P. G. DESLONDE,
Secretary of State.

NO. 5.

AN ACT

Changing the venue in the case of the State of Louisiana versus Alexander W. Kinchen from the Superior Criminal Court, parish of Orleans, to the Sixth Judicial District Court, in and for St. Tammany parish, and instructing certain officers in regard to said change.

WHEREAS, Alexander W. Kinchen was indicted in the Sixth Judicial District Court for the parish of Livingston for the crime of murder; and

Whereas, The venue in said case was changed to the Superior Criminal Court of the parish of Orleans, where it has been pending more than one year; and

Whereas, The witnesses, both for the State and for the defendant reside in Livingston parish, are poor and unable to afford the expense of attending the trial of said cause in New Orleans, on which account there has been great delay in trying said cause; and

Whereas, St. Tammany parish is the same judicial district with Livingston parish, and the witnesses in said cause could easily attend the trial in St. Tammany parish; now therefore

SECTION 1. Be it resolved by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That the venue in the case of the State vs. Alexander W. Kinchen, now pending in the Superior Criminal Court of the parish of Orleans, be and the same is hereby changed to the Sixth Judicial District Court in and for St. Tammany parish, there to be finally tried and disposed of according to law.

SEC. 2. Be it further resolved, etc., That the clerk of said Superior Criminal Court and the criminal sheriff of the parish of Orleans are directed and commanded forthwith to send and transmit to the clerk of the district court of St. Tammany parish the record in said case, and that the said clerk is directed to receive said record and enter said case upon the docket of his court.

SEC 3. Be it resolved further, etc., That this joint resolution take effect from and after its passage.

(Signed) MICHAEL HAHN,
Speaker of the House of Representatives.
(Signed) C. C. ANTOINE,
Lieutenant Governor and President of the Senate.

Approved March 1, 1875.
(Signed) WILLIAM P. KELLOGG,
Governor of the State of Louisiana.

A true copy:
N. DUREAND,
Assistant Secretary of State.

No 6.

AN ACT

To provide for the purchase of a State House; to make appropriation therefor; to set apart the necessary funds, and to grant jurisdiction for the enforcement of the acts of sale and mortgage.

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That the building known as the Louis Hotel property, now occupied as the Capitol, be purchased by the State of Louisiana for the sum of two hundred and fifty thousand dollars, with interest.

SEC. 2. Be it further enacted, etc., That the board of public buildings, composed of the Governor, Lieutenant Governor and Speaker of the House of Representatives, or a majority of them, be and are hereby empowered and directed to enter into the necessary notarial acts for the transfer of the titles of said property and arrange the terms of payment of the purchase price thereof.

SEC. 3. Be it further enacted, etc., That the sum of two hundred and fifty thousand dollars, with interest, be and the same is hereby appropriated for the payment of said property, and also the sum of one thousand dollars, or so much thereof as shall be needed, for the payment of necessary incidental expenses in carrying out the provisions of this act.

SEC. 4. Be it further enacted, etc., That out of all State taxes collected one half of one mill on every dollar shall be set apart of the general funds by the Auditor and Treasurer as a fund to meet the purchase price of said property; and the said funds, or so much thereof as shall have been collected, shall be paid to the vendors, at times to be designated in the act of sale; provided said payments shall be made at least twice in each year.

SEC. 5. Be it further enacted, etc., That any court of ordinary jurisdiction in the parish of Orleans be vested with the necessary jurisdiction and power to enforce the provisions of this act.

SEC. 6. Be it further enacted, etc., That that this act take effect from and after its passage, and that all laws or parts of laws conflicting be and the same are hereby repealed.

(Signed) MICHAEL HAHN,
Speaker of the House of Representatives.
(Signed) C. C. ANTOINE,
Lieutenant Governor and President of the Senate.

Received in the House of Representatives, Monday, March 1, 1875, and on the same day, March 1, 1875, the House, pursuant to the provisions of the constitution of the State [proceeded] to reconsider the bill to be entitled an act to provide for the purchase of a State House, to make an appropriation therefor, to set apart the necessary funds, and to grant jurisdiction for the enforcement of the act of sale and mortgage, which was returned by his excellency the Governor with his objections, and it was resolved that the bill do pass, two thirds of the members present in the House having agreed to pass the same.

(Signed) WILLIAM VIGERS,
Chief Clerk of the House of Representatives.

Received in the Senate March 1, 1875, and March 1, 1875, the Senate proceeded, pursuant to the provisions of the constitution of the State, to reconsider the bill to be entitled an act to provide for the purchase of a State House; to make appropriation therefor; to set apart the necessary funds, and to grant jurisdiction for the enforcement of the acts of sale and mortgage, which was returned to the House of Representatives by his excellency the Governor with his objections; and it was resolved that the bill do pass, two-thirds of all the members present in the Senate having agreed to pass the same.

(Signed) P. E. BECHTEL,
Secretary of the Senate.

A true copy:
P. G. DESLONDE,
Secretary of State.

No. 7.

AN ACT

To revive, amend and re-enact sections one and two of act number nineteen of one thousand eight hundred and seventy-three, entitled an act to amend sections seven, eight and seventy of an act entitled "an act to regulate the conduct and maintain the freedom and purity of elections," etc.

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 act number nineteen of one thousand eight hundred and seventy-three, entitled an act to amend sections seven, eight and seventy of an act entitled "an act to regulate the conduct and maintain the freedom and purity of elections," etc., be and the same is hereby revived, amended and re-enacted so as to read as follows:

That section seven of act number ninety-eight of the session of one thousand eight hundred and seventy-two, approved November twentieth, one thousand eight hundred and seventy-two, be and is hereby amended and re-enacted so as to read as follows:

"That each parish in the State, except the parish of Orleans, is fixed as an election precinct. The supervisor of registration for each parish, except the parish of Orleans, shall direct what number of polls shall be established in each precinct; shall fix the place for holding the election, and appoint commissioners of election for each poll or voting place.

"For the parish of Orleans each ward in the city of New Orleans shall constitute an election precinct, and the assistant supervisor of registration for each ward shall direct what number of polls shall be established in the ward; fix the places for holding the election, and appoint commissioners of election for each poll or voting place; provided, that there shall be at least one voting precinct for every parish, except the parish of Orleans, for each justice of the peace ward."

SEC. 2. Be it further enacted, etc., That section two of said act No. 19 of 1874, be revived, amended and re-enacted so as to read as follows: "That the election at each poll or voting place shall be presided over by three commissioners of election, residents of the parish for at least twelve months next preceding the day of election, who shall be selected from different political parties, and be of good standing in the party to which they belong, and who shall, before entering upon the discharge of their duties, take and subscribe the oath prescribed for State officers. Should only one of the commissioners appointed be present at the hour for opening the poll, he shall appoint another, and both together shall appoint a third, and the commissioners so appointed shall take the oath and perform all the duties of commissioners of election in the same manner as if they had been appointed as provided for regular appointment of commissioners by this act. Any one of the commissioners shall be authorized to administer the oath to the other commissioners; provided, that all commissioners of election shall be paid five dollars per day by the parish or city in which they serve; provided further, that no commissioner of election shall be paid for more than five days service."

SEC. 3. Be it further enacted, etc., That all laws or parts of laws in conflict with this act be, and the same are hereby repealed, and this act shall take effect from and after its passage.

(Signed) CHARLES W. LOWELL,
Speaker of the House of Representatives.
(Signed) C. C. ANTOINE,
Lieutenant Governor and President of the Senate.

Received in the Senate Monday, January 4, 1875, and on Wednesday, February 24, 1875, the Senate proceeded, pursuant to the provisions of the constitution of the State, to reconsider the bill to be entitled an act to revive, amend and re-enact sections one and two of act No. 19 of 1873, entitled an act to amend sections seven, eight and seventy of an act entitled "an act to regulate the conduct and maintain the freedom and purity of elections," which was returned to the Senate by his excellency the Governor, with his objections, and it was resolved that the bill do pass, two-thirds of all the members present in the Senate having agreed to pass the same.

(Signed) P. E. BECHTEL,
Secretary of the Senate.

Received in the House of Representatives February 25, 1875, and on Tuesday, March 2, 1875, the House of Representatives proceeded, pursuant to the provisions of the constitution of the State, to reconsider the bill to be entitled an act to revive, amend and re-enact sections one and two of act No. 19 of 1873, entitled "an act to amend sections seven, eight and seventy of an act entitled an act to regulate the conduct and maintain the freedom and purity of elections," etc., which was returned to the Senate by his excellency the Governor with his objections, and it was resolved that the bill do pass, two-thirds of all the members present in the House of Representatives having agreed to pass the same.

(Signed) WILLIAM VIGERS,
Chief Clerk of the House of Representatives.

A true copy:
P. G. DESLONDE,
Secretary of State.

No. 8.

JOINT RESOLUTION

To provide for the payment of special sergeants-at arms and extra porters of the General Assembly, appointed under the provisions of resolutions adopted in the respective branches of the General Assembly.

SECTION 1. Whereas, At the commencement of the present General Assembly, the Senate and House of Representatives finding it necessary for the maintenance of order did appoint special sergeants at-arms and extra porters; and

Whereas, No provisions have been made for the payment thereof; therefore, be it

Resolved by the Senate and House of Representatives of the State of Louisiana, in General Assembly convened, That the sum of eight thousand dollars be and the same is hereby appropriated out of any moneys now in the State treasury to the credit of the general fund, not otherwise appropriated, for the payment of the special sergeant-at-arms and extra porters, so appointed. That of this sum the Auditor and the Treasurer shall place four thousand dollars to the credit of the Senate and four thousand dollars to the credit of the House of Representatives, and the Auditor shall issue his warrant on the Treasurer, on presentation of a certificate signed by the chairman of the Committee on Auditing and Supervising the Expenses of the Senate, approved by the President of the Senate, and the chairman of the committee on Contingent Expenses of the House of Representatives, approved by the Speaker of the House of Representatives, in favor of the party named therein, which certificate shall state the number of days he was actually employed.

SEC. 2. Be it further enacted, etc., That this resolution shall take effect from and after adoption.

(Signed) MICHAEL HAHN,
Speaker of the House of Representatives.
(Signed) C. C. ANTOINE,
Lieutenant Governor and President of the Senate.

Approved March 3, 1875.
(Signed) WILLIAM P. KELLOGG,
Governor of the State of Louisiana.

A true copy:
P. G. DESLONDE,
Secretary of State.

SHERIFF'S SALES.

The City of New Orleans vs. Jeanne H. Milhadon; same vs. same; same vs. Mrs. J. H. Milhadon; same vs. same.

SUPERIOR DISTRICT COURT FOR THE PARISH of Orleans. Nos. 55,802, 56,109, 76,738 and 77,136.—By virtue of four writs of fieri facias to me directed by the honorable the Superior District Court for the parish of Orleans, in the above entitled causes, for city taxes of 1873 and 1874, I will proceed to sell at public auction, at the Merchants and Auctioneers' Exchange, Royal street, between Canal and Customhouse streets, in the Second District of this city, on SATURDAY, March 20, 1875, at twelve o'clock M., the following described property, to wit—

ONE CERTAIN LOT OF GROUND, situated in the Second District of this city, in square number two hundred and six, bounded by St. Philip, Claiborne, Dauphine and Derbigny streets, designated as lot number twenty, measuring thirty-two feet on St. Philip street by one hundred and seventeen feet in depth.

TWO CERTAIN LOTS OF GROUND, situated in the Second District of this city, in square number ninety six, bounded by Bienville, Burgundy, Customhouse and Rampart streets, designated as lots numbers four and five, measuring seventy-one feet front on Bienville street by one hundred and twenty nine feet in depth.

Seized in the above suits.
Terms—Cash on the spot.
EUGENE WAGGAMAN,
Civil Sheriff of the Parish of Orleans.
fe18 27 mh20

The City of New Orleans vs. E. D. Fenner; same vs. same; same vs. C. E. Fenner.

SUPERIOR DISTRICT COURT FOR THE PARISH of Orleans, Nos. 53,537, 70,569 and 70,576.—By virtue of three writs of fieri facias to me directed by the honorable the Superior District Court for the parish of Orleans, in the above entitled causes, for city taxes of 1872 and 1873, I will proceed to sell at public auction, at the Merchants and Auctioneers' Exchange, Royal street, between Canal and Customhouse streets, in the Second District of this city, on SATURDAY, March 20, 1875, at twelve o'clock M., the following described property, to wit—

ONE CERTAIN LOT OF GROUND, situated in the First District of this city, in square number two hundred and twenty-six, bounded by Carondelet, Canal, Baronne and Common streets, designated as lot number twenty-eight, measuring thirty-one feet on Carondelet street, by one hundred and twenty-three feet and one hundred and twenty-seven feet in depth.

ONE CERTAIN LOT OF GROUND, situated in the Fourth District of this city, in square number one hundred and five, bounded by Felicity, Constance, Laurel and St. Mary streets, designated as lot number one, measuring eighty eight feet on Felicity street, by forty-six feet in depth.

ONE CERTAIN LOT OF GROUND, situated in the Fourth District of this city, in square number two hundred and thirty-two, bounded by St. Charles, Third, Carondelet and Second streets, measuring sixty-four feet on St. Charles street, by one hundred and twenty five feet in depth.

Seized in the above suits.
Terms—Cash on the spot.
EUGENE WAGGAMAN,
Civil Sheriff of the Parish of Orleans.
fe16 27 mh20

The City of New Orleans vs. Benjamin S. Harrison; same vs. same; same vs. same; same vs. same; same vs. same; same vs. same; same vs. same; same vs. same; same vs. same; same vs. Mrs. Benjamin S. Harrison; same vs. same; same vs. same; same vs. same; same vs. same; same vs. same; same vs. same; same vs. same; same vs. same