New Orleans Republican.
OFFICIAL JOURNAL OF THE UNITED STATES
OFFICIAL JOURNAL OF NEW ORLEANS
OFFICIAL JOURNAL
OF THE
FIFTH GENERAL ASSEMBLY
OF THE
STATE OF LOUISIANA.

SENATE.

Eleventh Day's Session.

SENATE CHAMBER, New Orleans, January 17, 1876.

The Senate met pursuant to adjournment at twelve o'clock M., the Hon. C. C. Antoine, Lieutenant Governor and President of the Senate, in the chair.

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

Present—Messrs. Alexander, Anderson, Blackburn, Blunt, Brewster, Burch, Chadbourn, Detiege, Goode, Gla, Greene, Grover, Harper, Kelso, Kelly, Landry, Masicot, Pollard, Robertson, Steven, Sypher, Twitchell, Weber, Young—24.

Absent—Messrs. Allain, Breaux, Cage, Dumont, Eustis, George, Herwig, Ogden, Stamps, Wharton, White, Whitney—12.

Prayer was offered by Bishop Haven.

The journal was read, corrected and approved.

REPORTS OF COMMITTEES.

Senator Anderson, from the Committee on Judiciary, reported favorably on the following bills:

Senate bill No. 13, an act to provide for the revival of judgments when the defendant has changed his domicile.

Also, on Senate bill No. 19, an act entitled an act regulating the time of holding the regular terms of the District Court of the Eighth Judicial District, parish of Calcasieu.

And by substitute for Senate bills Nos. 3 and 18.

Senate bill No. 20, entitled an act relative to judicial sales and sale days.

Senator Masicot, from the Committee on Enrollment, submitted the following report, which was read and adopted:

COMMITTEE ON ENROLLMENT, January 17, 1876.

To the Honorable President and Members of the Senate:

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

Senate bill No. 16, substitute for Senate bill No. 1, to be entitled an act to apportion the State into senatorial districts, etc.

Very respectfully, your obedient servant,
J. A. MASICOT, Chairman.

NOTICES OF BILLS.

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

By Senator Burch:

Of a bill to be entitled an act to incorporate the Catholic Mutual Benevolent and Aid Association of Baton Rouge, Louisiana.

By Senator Stamps:

Of a bill to be entitled an act fixing the compensation by salary of the clerks of the district courts for the parish of Orleans.

By Mr. Stamps:

Of a bill to be entitled an act to fix the compensation of the civil sheriff of the parish of Orleans, and requiring all fees in excess of $50,000 per annum by him received to be accounted for and paid over to the city of New Orleans.

By Mr. Stamps:

Of a bill to be entitled an act to reduce the expenses of the city of New Orleans, and to regulate the duties, and to prescribe and provide for the compensation of the criminal sheriff of the parish of Orleans.

By Senator Wharton:

Of an act fixing the salary of the tax collectors throughout the parish of Orleans.

Also, an act regulating the compensation by salary of the assessors for the parish of Orleans.

By Senator Chadbourn:

An act relative to judicial advertisements and sheriffs' sales, and repealing certain laws referring thereto, and amending and re-enacting section 3410 of the Revised Statutes.

INTRODUCTION OF BILLS ACCORDING TO PREVIOUS NOTICE.

By Senator Masicot:

Senate bill No. 21, to be entitled an act to empower police juries to enact and enforce ordinances for the protection of game and fish.

The constitutional rules being suspended by a four-fifths affirmative vote of the Senate, the bill was placed upon its second reading, and referred to the Committee on Judiciary.

INTRODUCTION OF BILLS BY UNANIMOUS CONSENT.

By Senator Anderson:

Senate bill No. 22, to be entitled an act for the relief of Theodore Valade, of St. Landry parish, authorizing and directing the Auditor to issue warrants for $4000 in payment for services of steamboat Hettie Gilmore, rendered in the overflowed districts of the Attakapas in 1867.

The constitutional rules being suspended by a four-fifths affirmative vote of the Senate, the bill was placed upon its second reading, and referred to the Committe on Claims.

By Senator Burch:

Senate bill No. 23, entitled an act to incorporate the Catholic Mutual Benevolent and Aid Association of Baton Rouge, Louisiana.

The constitutional rules being suspended by a four-fifths affirmative vote of the Senate, the act was placed upon its second reading, and referred to the Committee on Corporations.

By Senator Young:

Senate bill No. 24, entitled an act to incorporate the Vidalia and Lake Concordia Railway and Steamboat Transporation Company.

The constitutional rules being suspended by a four-fifths affirmative vote of the Senate, the bill was placed upon its second reading, and referred to the Committee on Railroads.

UNFINISHED BUSINESS.

When the Senate adjourned the subject matter under consideration was the motion of Senator Wharton, to suspend the rules to allow Senator Grover to introduce a resolution.

Senator Sypher called for the yeas and nays.

Senator Grover asked leave to withdraw his resolution.

Senator Wharton made the point of order that said resolution being the property of the Senate, could not be withdrawn at this time.

The President ruled the point not well taken, and that the Senator had a right to withdraw the resolution.

Senator White called up the following motion:

That all Senate bills of the regular or extra session now in the hands of the committees of the last session, be turned over to the committees as presently organized.

Senator Sypher moved to amend by inserting "and House bills."

Senator Detiege made the point of order that, under rule fifty-five, the Secretary is bound to turn over all bills to the new committees which have been appointed.

The President ruled the point of order well taken, on the ground that all bills lying over from one session to the other should be referred to their appropriate committees, except if such session be of a new Legislature.

Senator Robertson called for an executive session.

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

Present—Messrs. Alexander, Anderson, Allain, Blunt, Brewster, Burch, Chadbourn, Cage, Dumont, Goode, Gla, Greene, Harper, Herwig, Kelso, Kelly, Ogden, Pollard, Robertson, Stamps, Steven, Sypher, Twitchell, Weber, Wharton, White, Whitney, Young—28.

Absent—Messrs. Blackburn, Breaux, Detiege, Eustis, George, Grover, Landry, Masicot—8.

Senator Wharton asked and obtained unanimous consent to present the following memorial:

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

Your memorialists, residents or landholders upon the Bayous Grosse Tete, Margarouins and Fordoche, in the parishes of Pointe Coupee and Iberville, respectfully request that that section of said parishes lying west of the Bayous Fordoche and Grosse Tete, and extending from the upper line of the Robert Dunbar plantation to the lower line of the Gay & Daigre plantation, be created a special levee district for the following reasons.

First—Said district lies just below the Morganza crevasse, and in the direct path of its waters, and is liable to inundation from any break in the levee from Morganza to Hickey.

Second—It contains about 60,000 acres cultivable lands, nearly 20,000 of which valued, without movables, at over $3,000,000, were in a high state of cultivation until the crevases of 1862, and the subsequent ravages of war devastated a large portion of it.

Third—It was before that date partially protected by levees built by private individuals, and can, by a comparatively small outlay properly applied, be perfectly protected.

And now your memorialists ask aid in completing these levees—such aid as is only justly their due, which they have a right to ask, and which it is your duty to render. Its value makes it worthy of protection, and its location makes it practicable.

Before the war our rapid increase of population and wealth rivaled the most prosperous Western State.

After the memorable flood of 1867 the State, being impoverished and unable to strengthen the levees of the lower parishes properly, left Morganza and Grand levees open as a safety valve, sacrificing a few for the good of the many. We, thus sacrificed, though equally impoverished, enlarged our levees, and saved most of our lands through 1868 and 1869. In the fall of 1869 these crevasses were closed. Soon after rapid immigration set in again. The combined crevasses of Pointe Coupee and West Baton Rouge overflowed four-fifths of our lands in 1874. Again was the State, through her poverty, forced to sacrifice us for the good of the lower parishes, and again were we in our poverty forced to protect ourselves. We were assured by those in authority that if we could only save ourselves in 1875, Morganza would be closed before 1876. 1876 is now at hand, the State is still unable to close Morganza and probably will be for several years. We have just expended over $10,000, in self protection, have saved our crops and out of these crops thus saved by our own efforts have paid the combined taxes due in 1874 and 1875. A portion of these taxes are drawn from us for the very levees for the safety of which we are sacrificed. Also our assessments for taxes due in 1876, have been raised in Iberville on our self-protected lands fifty-two and a half per cent, and our totally unprotected lands 101½ per cent, etc. This taxation, though a great evil is comparatively, but a minor one. Capitalists and immigrants say that one section has been abandoned by the State to the waters, and are frightened away. Our prosperity is gone and many of our fields are waste. Twice in 1875, when the river below Morganza was wholly within its banks, except at very low places, has the water been against our levees and over our unprotected lands; twice have our main outlets the Baton Rouge and Red River Valley railroad and our dirt roads to False river and Plaquemines been overflowed, badly torn up and their bridges washed away.

Now in view of the natural value of our section, of its capability of protection, of its prosperity when protected, of the damages done us by being sacrificed for the safety of other sections, of the injustice in taxing a section thus sacrificed for the further good of those sections for which we have already been sacrificed, we ask your favorable consideration of our case, and that you will extend such relief as can easily be applied, and such as will at least give us some justice.

We further recommend that Marx Mayer, J. S. Matthews, L. G. Sparks, S. T. McCardle and H. R. Slark, who represent the various interests of our district, be appointed commissioners to carry out the provisions of such bills for our relief as you may deem best to pass.

The memorial was read and lies over.

The Chief Clerk of the House was announced with the following message to the Senate:

HOUSE OF REPRESENTATIVES, New Orleans, January 17, 1876.

To the Honorable President and Members of the Senate:

I am directed by the House of Representatives to ask the concurrence of your honorable body in House bill No. 3, entitled an act to repeal act No. 85, approved March 23, 1874, etc.

Also, joint resolution No. 8, to appropriate $10,000 in currency for the relief of the Insane Asylum, etc.

Respectfully, etc.,
PETER J. TREZEVANT, Chief Clerk.

Senator Weber asked and obtained unanimous consent to call up House bill No. 8, entitled joint resolution to appropriate $10,000 in currency for the immediate relief of the Insane Asylum of the State of Louisiana, and directing payment of the same.

The constitutional rules being suspended by a four-fifths affirmative vote of the Senate, the bill was placed on its second reading, and referred to the Committee on Judiciary.

Senator Robertson asked and obtained unanimous consent to call up the report of the Committee on Judiciary on Senate bill No. 19, entitled an act regulating the time of holding regular terms of the District Court of the Eighth Judicial District, parish of Calcasieu.

Senator Robertson moved the adoption of the report of the committee on said bill.

Adopted.

Senator Robertson moved that the bill be now considered engrossed.

Adopted.

Senator Robinson moved that the constitutional rules be suspended in order to place the bill upon its third reading and final passage.

The constitutional rules being suspended by a four-fifths affirmative vote of the Senate, the bill was placed upon its third reading and final passage, the title adopted, and ordered to be sent to the House for concurrence.

JOINT RESOLUTIONS BY UNANIMOUS CONSENT.

Senator Herwig asked and obtained unanimous consent to introduce joint resolution No. 3, relative to stocking the waters of the State of Louisiana with fish.

On motion of Senator Herwig the constitutional rules were suspended by a four-fifths affirmative vote of the Senate, and the joint resolution was placed upon its second reading.

On motion of Senator Herwig the joint resolution was considered engrossed.

On motion of Senator Herwig the constitutional rules were further suspended by a four-fifths affirmative vote of the Senate, and the joint resolution was placed upon its third reading and final passage, title adopted, and ordered to be sent to the House for concurrence.

Senator White called up the report of the Judiciary Committee on Senate bill No. 20, being a substitute for Senate bills Nos. 3 and 18, entitled an act relative to judicial sales and sale days.

Senator Young moved that the bill be recommitted to the Committee on Judiciary.

Adopted.

Senator Burch asked and obtained a leave of absence for five days for Senator Cage.

Senator White asked unanimous consent to call up Senate bill No. 20 of the old calendar.

Senator Burch objected.

On motion of Senator Harper the Senate was declared adjourned until to-morrow, at 12 M.

P. E. BECHTEL,
Secretary of the Senate.

HOUSE OF REPRESENTATIVES.

Twelfth Day's Proceedings.

HOUSE OF REPRESENTATIVES, New Orleans, January 18, 1876.

The House met pursuant to adjournment, and was called to order by Hon. E. D. Estilette, Speaker, in the chair.

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

Speaker Estilette, and Messrs. Aldige, Armstead, Booth, Byrne, Burkhardt, Bayley, Blaffer, Bower, Butler, Beasley, Billeu, Brice, Carville, Collins, Carmouche, Cousin, Carloss, Dupre, DeBlanc, Dugas, Dewees, Dickenson, Demas, Delhommer, Dunn, Edwards of Richland, Elliott, Guichard, Grant, Gracien, Gilmore, Hall, Hill of Ascension, Hahn, Hubeau, Hill of Ouachita, Honore, Hammond, Jeffries, Johnson of Caddo, Johnson of Lafourche, Jones of Lincoln, Jones of Pointe Coupee, Koontz, Kummel, Keating, Kelly, Kidd, Lane, Luckett, Lowell, Levisee, Lafargue, Maginnis, Meredith, Mitchell, Matthews of Franklin, Martin, Murrell, Matthews of Tensas, McCollum, McAlpine, Magee, Nunez, Pascal, Parker, Piles, Pipes, Roman, Richardson, Randall, Ridgley, Raby, Smith, Sutton, Self, Snaer, Sartain, Souer, Seaman, Sibilski, Schenck, Stafford, Stewart, Scales, Schuler, Thomas, Voorhies, Vidrine, Walker, Wiltz, Wilson, Woods of Ouachita, Walters, Wells, Webb, Yorke, Young—98.

On motion the reading of the journal of yesterday was dispensed with, and the adoption of the same was postponed until to-morrow.

RESOLUTIONS.

Mr. Stafford submitted the following resolution which was adopted, and on his own motion he was excused from serving on the committee:

Resolved by the House of Representatives of the State of Louisiana, That the Speaker appoint a committee of five to investigate the transactions and the condition of the Bœuf and Crocodile Navigation Company, with power to send for persons and papers.

On motion of Mr. Aldige:

Be it resolved, That the committee of three, appointed to investigate the books and papers of the State Auditor and State Treasurer, be empowered to send for persons and papers.

On motion of Mr. Kidd leave of absence was granted Mr. Durr, of Cameron, for one week.

On motion of Mr. Murrell leave of absence was granted to Mr. Keys, of Terrebonne, for five days.

MEMORIALS.

Mr. Wiltz presented to the House a memorial of the citizens of the town of Bayou Sara, praying for the repeal of certain acts in relation to the charter of said town.

On motion of same member the memorial was ordered to be referred to the Committee on Corporations, with instructions to report by bill or otherwise.

NOTICES OF BILLS.

The following named members respectively gave notice of their intention to introduce at some future day the hereinafter entitled bills, to wit:

Mr. Nunez:

An act changing the time of holding sessions of the District court in the sixteenth and third Judicial Districts.

Mr. Hall:

An act to regulate the practice of pharmacy and sale of poisons, and to prevent adulterations in drugs and medicinal preparations in the State of Louisiana.

Mr. Wiltz:

An act to provide for the uniform assessment of property in the city of New Orleans, defining the duty of the Administrator of Assessment of said city; fixing the limit of expense to be paid for said assessment; abolishing the office of State assessor for the parish of Orleans; providing that no separate State assessment shall be made within the parish, and repealing all laws or parts of laws in conflict or inconsistent with this act.

Mr. McCollum:

An act to repeal act No. 74 of the acts of the General Assembly of 1874.

Mr. Jeffries:

An act to amend article 503 of the Code of Practice.

Mr. Walker:

An act to provide for and to regulate public education in the State of Louisiana; creating the offices of two assistant superintendents of public education; to provide parish school boards for the several parishes, and a city school board for the city of New Orleans; to provide for the levying and collection of taxes therefor; prescribing and limiting the rate of taxation for school purposes; to define the duties of various officers in relation thereto, and to repeal all laws regarding the public schools in conflict with the provisions of this act.

Mr. Bower:

An act to fix the compensation of the clerks of the First District Court and of the Superior Criminal Court of the Parish of Orleans, and the manner of its payment.

Also, an act to fix the compensation of the sheriffs of the several parishes of the State, for maintenance of prisoners, and abolishing turnkeys' fees.

REPORTS OF STANDING COMMITTEES.

Mr. Young, from the Committee on Judiciary, to whom was referred House bill entitled a bill to regulate the time, manner and place of holding elections in this State; to provide for the manner of appointing commissioners of election; to direct the manner of counting and compiling the votes and for making the returns thereof, and for promulgating the results of an election; to provide penalties for violence and intimidation at the polls, and other attempts to prevent a free, fair and peaceable election, and to point out the mode of contest for office in this State, submitted the following report:

COMMITTEE ON JUDICIARY, New Orleans, January 18, 1876.

To the Honorable Speaker and Members of the House of Representatives:

The Judiciary Committee have had under consideration House bill No. 48, entitled an act to provide for the time, manner and place of holding elections in this State, etc., and report favorably thereon, with the following amendments:

In section eighteen, line three, after the word "furnish," insert the words "and deliver."

In same section, line five, after the word "parish," insert the words "at or before the hour of opening the polls."

In section twenty-three, line fifteen, after the word "prima facie," insert the word "evidence."

In section fifty, line sixteen, after the word "State," insert the words "where the court is holding its sessions, or, if adjourned, where it will next hold its sessions."

In same section, in lines sixteen and seventeen, strike out the words "as in other cases."

In section fifty-one, first line, insert "be it enacted, etc.," before the word "that."

JOHN YOUNG, Chairman.

On motion of the same member, the further consideration of this bill was postponed, and it was made the special order of the day for Friday next at 1 P. M.

The same member, from the same committee, to whom was referred House bill entitled an act to increase the number of jurors drawn for service in the parish of Claiborne, and to limit the time of their service, submitted a favorable report, with a recommendation of its passage.

On motion of the same member, the rules were suspended, this bill underwent its second reading and passed.

BILLS INTRODUCED AND REFERRED.

The hereinafter named members, without previous notice given, and with a suspension of the rules first granted, respectively asked and obtained leave to introduce the following entitled bills, which underwent their first and second readings by their respective titles, and they were referred as indicated below, to wit:

Mr. Wiltz:

An act to fix the day of payment of all notes and commercial effects due on the fourth of March of each year.

Mr. Booth:

An act to reduce, regulate and define or fix the fees, costs and charges and duties of the recorder of mortgages of and for the parish of Orleans, in the State of Louisiana; determining the fees to be paid in the office of recorder of mortgages of the parish of Orleans, of the State of Louisiana, for the recording of mortgages, privileges, donations, and any instrument in writing; the granting or issuing of certificates of mortgages, cancellation or erasure of any mortgages, privilege or other incumbrances affecting real or personal property situated in said parish of Orleans; providing forfeitures and penalties for overcharging of fees and costs and charges herein fixed for said office, and punishing extortion in said office.

Mr. Dupre:

An act to expedite the trial of jury cases in the district courts of Orleans, and to regulate the jurisdiction in such cases.

Mr. Vidrine:

An act entitled an act to repeal article 645 of the Code of Practice and all laws on the same subject matter, except such as is contained in article 644 of the Code of Practice.

Mr. Lafargue:

An act to provide for the protection of property held in community between the surviving partner and the heirs of the deceased partner in community, and to define the jurisdiction of the courts relating to said partitions.

Mr. Walters:

An act to remit penalties on all back taxes due the State, and to provide for the redemption of property sold under the provisions of act No. 47 of 1873, and postpone the time for redeeming property so sold.

All of which bills were ordered to be referred to the Committee on Judiciary.

And, on motion of Mr. Blaffer, ordered that 150 copies of the bill introduced by Mr. Walters be printed for the use of the House.

Mr. Lafargue:

An act to lease the ferry at Simmsport, Louisiana.

Which was ordered to be referred to the Committee on Internal Improvements.

Mr. Seaman:

An act to repeal an act entitled an act authorizing the muster of Metropolitan Police force as a part of the militia of the State, authorizing the said force to be increased when on militia duty to three regiments, to be called the Metropolitan Brigade, and providing for the enlistment, enrollment, pay and command of said Metropolitan Brigade.

Which was ordered to be referred to the Committee on the Militia.

Mr. Wilson:

An act to remit penalties to delinquent taxpayers.

Which was ordered to be referred to the Committee on Ways and Means, and on motion of Mr. Meredith 150 copies were ordered to be printed for the use of the House.

Mr. Walters:

An act to repeal sections forty-six and fifty-five, and all other portions of act No. 121 of 1869 relating to the appointment and duties of division superintendent of public education in this State, and to abolish the office of division superintendent of public education in this State, and designating other persons whose duties it shall be to perform the service now rendered by the division superintendent.

Which was ordered to be referred to the Committee on Public Education.

The hereinafter named members, in pursuance to previous notices given, asked and obtained leave to introduce the following entitled bills, which underwent their first and second readings by their respective titles and were referred as follows:

Mr. Cousin:

An act for the amendment of an act No. 90, passed in 1870, and entitled an act to incorporate a company styled the Bayou Castaing Navigation Company; to grant the said company an extension of two years' time from date to complete their enterprise.

Which, on motion of Mr. Walker, was ordered to be referred to the Committee on Corporations.

Mr. Wiltz:

An act to organize the police of the city of New Orleans, and to create a police board therein, and limiting the cost of the same.

Which was ordered to be referred to the Committee on City Affairs.

Mr. Walker:

An act to establish an institution for the instruction of the blind in New Orleans.

Which was ordered to be referred to the Committee on Charitable Institutions.

Mr. Scales:

An act to amend and re-enact section 3750 of the Revised Statutes of the State of Louisiana, approved March 14, 1870.

Mr. Hall:

An act to amend an act entitled an act to amend an act entitled an act to amend article 644 of the Code of Practice, approved April 23, 1872, approved February 20, 1874, and to repeal all laws contrary to or in conflict with this act, and all laws on the same subject matter; the amendment of article 644 of the Code of Practice.

By Mr. Walker:

An act to provide an official arbitrator of the port of New Orleans, and his clerk for associate arbitrator; to define their powers and duties, and the method of procedure under this act, and to regulate their fees and the costs of proceedure; to provide for executing the awards, making them judgments of the courts, and conferring jurisdiction of such judgments according to the amount in dispute on the Fourth, Fifth and Sixth District Courts and the First, Second and Third justices for the parish of Orleans; to create an exception to article 162 of the Code of Practice, and repeal conflicting laws.

All of which bills were referred to the Committee on Judiciary.

SPECIAL REPORT.

In pursuance of a resolution of the House, the Clerk submitted the following statement of the cost of printing the proceedings of the House since the beginning of the session:

The House of Representatives, State of Louisiana, to the New Orleans Republican Printing Company Dr.:

To advertising—	
January 4, first day's proceedings, 419 squares	$419
January 5, second day's proceedings, 51 squares	51
January 7, third day's proceedings; 29 squares	29
January 9, fourth day's proceedings, 34 squares	34
January 11, fifth day's proceeding, 68 squares	68
January 12, sixth day's proceedings, 50 squares	50
January 13, seventh day's proceedings, 57 squares	57
January 14, eighth day's proceedings, 71 squares	71
January 15, ninth day's proceedings; 54 squares	54
January 16, tenth day's proceedings, 44 squares	44
January 18, eleventh day's proceedings, 109 squares	109
Total	$986
Job Work—To Printing—	
January 4, 150 copies of journal of first day, $8, 419 squares	$427
January 7, 175 copies of journal of second day, $8, 51 squares	59
January 7, 175 copies of journal of third day, $8, 29 squares	37
January 10, 175 copies of journal of fourth day, $8, 34 squares	42
January 11, 150 copies of journal of fifth day, $8, 68 squares	76
January 11, 150 copies of weekly journal, 30 pages at $3 50 per page	105
January 13, 175 copies of journal of sixth day, $8, 50 squares	58
January 13, 175 copies of journal of seventh day, $8, 57 squares	65
January 14, 150 copies of journal of seventh day, reprint, $8, 60 squares	68
January 14, 150 copies of journal eighth day, $8, 71 squares	99
January 15, 150 copies of journal of ninth day, $8, 54 squares	62
January 17, 150 copies of journal of tenth day, $8, 44 squares	52—1130
January 13, to printing 200 copies of the rules of the House, 18 pages	63
January 17, to printing 210 copies of House bill No. 48, 34 pages at $5 per page	170—233
Total	$2349

Mr. Scales moved a reference of the above to the Committee on Ways and Means, with instructions to report to this House within five days.

Mr. Souer moved to refer the same to the Committee on Printing.

On motion of Mr. Dupre, Mr. Souer's motion was ordered to lie on the table.

The question recurring on Mr. Scales' motion, the same prevailed, and it was referred to the Committee on Ways and Means.

On motion, the House adjourned until to-morrow at twelve o'clock.

PETER J. TREZEVANT, Chief Clerk.

THE SENATE YESTERDAY.

Twelfth Day's Session.

SENATE CHAMBER, New Orleans, January 18, 1876.

The Senate met pursuant to adjournment, at twelve o'clock M., the Hon. C. C. Antoine, Lieutenant Governor and President of the Senate, in the chair.

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

Present — Messrs. Alexander, Allain, Blackburn, Blunt, Brewster, Burch, Chadbourn, Detiege, Dumont, George, Greene, Gla, Grover, Harper, Kelso, Landry, Pollard, Robertson, Stamps, Weber, Wharton, White, Whitney, Young—24.

Absent—Messrs. Anderson, Breaux, Cage, Eustis, Goode, Herwig, Kelly, Masicot, Ogden, Steven, Sypher, Twitchell—12.

Prayer was offered by the Rev. Mr. Johnson.

The journal was read, corrected and approved.

PETITIONS AND MEMORIALS.

Senator Stamps submitted the petition of Frank Haywood to the Legislature, which was read and referred to the Committee on Judiciary.

Senator White submitted a memorial from the Property Holders' Union of West Feliciana, which the Secretary read until he reached a paragraph attacking Senator Weber.

Senator Wharton made the point of order that a memorial attacking the charater of a Senator is out of order.

The President ruled the point well taken.

NOTICES OF BILLS.

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

By Senator Masicot:

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

By Senator Burch:

Of a bill to be entitled an act to repeal the New Orleans Sanitary and Excavating Company.

INTRODUCTION OF BILLS ACCORDING TO PREVIOUS NOTICE.

By Senator Wharton:

Senate bill No. 25, entitled an act to reduce the emoluments of State tax collectors in the parish of Orleans; to fix their compensation by salary, and to provide for the payment thereof.

The constitutional rules being suspended by a four-fifths affirmative vote of the Senate, the bill was placed on its second reading, and referred to the Committee on Finance.

On motion of Senator Wharton the bill was ordered to be printed in the journal.

The bill reads as follows:

An act to reduce the emoluments of tax collectors in the parish of Orleans, to fix their compensation by salary, and to provide for the payment thereof.

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That in lieu of the compensation now granted by law to the State tax collectors of the several districts of the parish of Orleans, they shall receive salaries per annum, as follows:

Collector of the First District, fifteen thousand dollars.

Collector of the Second District, ten thousand dollars.

Collector of the Third District, seventy-five hundred dollars.

Collector of the Fourth District, seventy-five hundred dollars.

Collector of the Fifth District, five thousand dollars.

Collector of the Sixth District, five thousand dollars.

SEC. 2. Be it further enacted, etc., That from and after the passage of this act it shall be the duty of the Auditor of Public Accounts to warrant monthly on the Treasurer of the State in pursuance of appropriations made by law, for the payment of the salaries hereinbefore provided for.

SEC. 3. Be it further enacted, etc., That the salaries hereinbefore provided for in this act shall be received in full compensation for services rendered in connection with the collection of taxes, and the State shall not be liable for office rent, stationery or any other expenses of office.

SEC. 4. Be it further enacted, etc., That all laws or parts of laws in conflict with the provisions of this act, in so far as they do conflict, are hereby repealed, and that this act shall take effect from and after its passage.

INTRODUCTION OF RESOLUTIONS.

By Mr. Sypher:

Resolved, That any Senator absenting himself, without first obtaining leave from the Senate, for a longer period than ten days, shall be considered as having resigned his rights as a Senator, and the President of the Senate shall notify the Governor of said vacancy.

Lies over under the rules.

Senator Masicot called for executive session.

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

Present—Messrs. Allain, Blunt, Blackburn, Brewster, Burch, Chadbourn, Detiege, George, Goode, Gla, Greene, Harper, Herwig, Kelso, Kelly, Masicot, Ogden, Pollard, Robertson, Stamps, Steven, Sypher, Twitchell, Weber, Wharton, White, Whitney, Young—28.

Absent—Alexander, Anderson, Breaux, Cage, Dumont, Eustis, Grover, Landry—8

Senator Stamps asked and obtained unanimous consent to offer the following resolution:

WHEREAS, The Legislature of Louisiana has learned that the municipal and commercial authorities of the city of New Orleans have extended to his Majesty Dom Pedro II., Emperor of Brazil, an invitation to make that city the point of arrival in his tour of observation and attendance at the approaching centennial celebration of American independence; and

Whereas, The acceptance of this invitation would afford his majesty an opportunity to appreciate the importance of this port to the commercial intercourse between the two great empires of this continent, as also to demonstrate the industrial success and political harmony which prevails throughout the South and Southwestern States; therefore,

Resolved, That the Legislature cordially unite in the invitation, and tender his majesty a welcome to the city and State on the occasion of his arrival and sojourn among us.

Senator Chadbourn moved to amend by making the resolution a concurrent resolution.

Accepted.

Senator Wharton moved to refer the resolution to the Committee on Federal Relations.

Senator Chadbourn moved to lay the motion to refer on the table.

The yeas and nays were called, resulting as follows:

Yeas—Allain, Blunt, Brewster, Burch, Chadbourn, George, Goode, Gla, Greene, Harper, Herwig, Kelso, Masicot, Pollard, Robertson, Stamps, Weber, White, Whitney, Young—20.

Nays — Alexander, Blackburn, Ogden, Steven, Sypher, Wharton—6.

Absent—Anderson, Breaux, Cage, Detiege, Dumont, Eustis, Grover, Kelly, Landry, Twitchell—10.

And the motion to refer was laid on the table.

Senator Chadbourn then moved the adoption of the resolution.

Adopted.

Senator Masicot asked and obtained unanimous consent to introduce at the present time Senate bill No. 26, entitled an act to provide for the government of the city of New Orleans and the administration of the affairs thereof.

The constitutional rules being suspended by a four-fifths affirmative vote of the Senate, the act was placed upon its second reading, and referred to the Committee on Corporations.

Senator Herwig asked and obtained unanimous consent to introduce at the present time Senate bill No. 27, entitled an act to change the name of Benjamin Cohen Carrillon to Benjamin Cohen Da Silva Albenator.

The constitutional rules being suspended by a four-fifths affirmative vote of the Senate, the bill was placed upon its second reading, and referred to the Committee on Judiciary.

Senator Robertson asked and obtained unanimous consent to introduce at the present time Senate bill No. 28, entitled an act to amend an act relative to the organization of the Board of Police for the town of Opelousas, passed March 15, 1866.

The constitutional rules being suspended by a four-fifths affirmative vote of the Senate, the act was placed upon its second reading and referred to the Committee on Corporations.

Senator Goode asked and obtained leave to call up Senate bill No. 13, reported favorably by the Judiciary Committee, on yesterday, entitled an act to provide for the revival of judgments when the defendant has changed his domicile.

On motion of Senator Young the report and the bill were ordered printed in the journal, and made the order of the day for to-morrow at 1 P. M.

The bill reads as follows:

An act to provide for the revival of judgments when the defendant has changed his domicile.

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That whenever a judgment is sought to be revived under section 3547 of the Revised Civil Code, and the defendant shall have changed his domicile within the State since the original rendition, it shall be competent to proceed against said defendant for said revival in the courts of the parish where said judgment was originally rendered; provided, that citation be served on him in the usual way, viz: personally or at his domicile.

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

On motion of Senator Allain, the Senate was declared adjourned until to-morrow at twelve o'clock M.

LEGAL NOTICES.

THE STATE OF LOUISIANA.

FIFTH DISTRICT COURT FOR THE PARISH OF ORLEANS.

JOSEPH A. BROWN VS. HIS CREDITORS—No. 7042.

NOTICE IS HEREBY GIVEN TO THE CREDITors of Joseph A. Brown and to all other parties herein interested to appear at the office of W. J. Castell, Esq., notary public in this city, on MONDAY, the seventh day of February, 1876, at 10 A. M., for the purpose of taking into consideration the application of said Joseph A. Brown for a respite; and that they are further notified that in the meantime all judicial proceedings against his person and property are stayed.

Clerk's office, New Orleans, December 31, 1875.
ja5 18 fe2 PAUL J. ABADIE, Deputy Clerk.

THE STATE OF LOUISIANA.

SIXTH DISTRICT COURT FOR THE PARISH OF ORLEANS.

MARIE CORALIE PEPIN, WIFE OF JOSEPH TURcotte, vs. her husband—No. 8196.

I HEREBY CERTIFY THAT ON THE NINTH day of December, 1875, judgment was rendered in this court in the following entitled suit in the words and figures following, to wit:

Marie Coralie Pepin, wife of Joseph Turcot'e, vs. her husband—No. 8196.

In this case, submitted to the court, and taken under advisement, upon the proof adduced by the plaintiff, the court considering that the plaintiff has fully established the allegations contained in her petition, and that the law and the evidence are in favor of plaintiff, it is ordered, adjudged and decreed that the judgment, by default, herein entered on the fourth instant, against defendant, be now confirmed and made final, and, accordingly, that there be judgment of separation of property between the plaintiff, Marie Coralie Pepin, wife of Joseph Turcotte, and the defendant, Joseph Turcotte, her husband, and a dissolution of the community of acquests and gains heretofore existing between the parties; and, it is further ordered, adjudged and decreed that the plaintiff do recover from the defendant the sum of eight thousand dollars, with legal interest thereon, from judicial demand, to wit: From the twenty-second day of November, 1875, until paid, and costs of suit, with the privilege and mortgage granted by law to plaintiff, on the property of the defendant, for the security of her paraphernal and matrimonial rights.

Judgment rendered December 9, 1875.
Judgment signed December 14, 1875.
A. SAUCIER, Judge.

In testimony whereof I have hereunto set my hand and affixed the seal of the said court at the city of New Orleans, on this fourteenth day of December, in the year of our Lord one thousand eight hundred and seventy-five.
ja18 22 27* OSCAR ARROYO, Deputy Clerk.

CIRCUIT COURT OF THE UNITED STATES.

DISTRICT OF LOUISIANA.

THE UNITED STATES OF AMERICA VS. EMERY E. Norton, assignee in bankruptcy, August Dessommes, Anderson D. Deiter, Jonas H. Levy and Jules J. Goldstein.

In Equity—No. 7652.

ORDER.

CONSIDERING THE COMPLAINANT'S BILL OF complaint, on file in this cause, and further considering the petition of said complainant herein, in this behalf, and the court being satisfied therefrom that the said defendants, Jonas H. Levy Jules J. Goldstein and Anderson D. Dieter, are necessary and proper defendants, as set forth in said bill of complaint, and it appearing further that this action is commenced and brought in this court to enforce a legal or equitable lien upon, or claim to, real or personal property now being situated and within the district of Louisiana and within the jurisdiction of this court, and it further appearing to the court that the said above named defendants, Jonas H. Levy, Anderson D. Dieter and Jules J. Goldstein, so being proper and necessary defendants in this action are not, or either of them, inhabitants of the district of Louisiana, and can not be found in said district, and that neither of them have voluntarily appeared in this court in this action.

Now, therefore, on motion of J. R. Beckwith, the attorney of the United States in and for said district of Louisiana, it is ordered that the said defendants, Jonas H. Levy, Anderson D. Dieter and Jules J. Goldstein, respectively, do be and appear in this court on the second Monday in March, A. D. 1876, and then and there on or before said last mentioned day and date, plead, answer or demur to said complainant's bill of complaint herein, and further, that they do stand to and abide any other and further order of decree of the court in the premises.

And it is further ordered that a copy of this order be delivered to the said defendant, Emory E. Norton, the defendant averred to hold and have in his possession the property sought to be affected by this action.

And further, that the said complainant do cause three copies of this order to be deposited in the Postoffice in the city of New Orleans, postage prepaid, one addressed to the said defendant, Jonas H. Levy, and Anderson D. Dieter, respectively, at the city of New York in the State of New York, and the other addressed to the defendant, Jules J. Goldstein, at Paris, in the republic of France.

And it is further ordered, that this order be published at the city of New Orleans, in the newspaper called the New Orleans Republican, not less than once in each week, for six successive weeks, prior to said second Monday of March, A. D. 1876, and that due proof of such publication be made by affidavit and filed in this cause.

W. B. WOODS, United States Judge.

Clerk's Office, New Orleans, January 10, 1876.
A true copy of the original on file.
ja13 20 27 fe3 10 17 F. B. VINOT, Deputy Clerk.

UNITED STATES DISTRICT COURT.

DISTRICT OF LOUISIANA.

IN THE MATTER OF MAURICE KRANZ, BANKrupt.

In Bankruptcy—No. 1457.

WHEREAS, MAURICE KRANZ, OF NEW ORleans, and district aforesaid, duly declared bankrupt under the act of Congress of March 2, 1867, has this day filed in said court a petition pra