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FIFTH GENERAL ASSEMBLY
OF THE
STATE OF LOUISIANA.

SENATE.

Fortieth Day's Session.

SENATE CHAMBER, New Orleans, February 23, 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. Anderson, Blackburn, Blunt, Breaux, Brewster, Burch, Cage, Chadbourn, Detiege, Dumont, George, Goode, Greene, Kelly, Pollard, Robertson, Stamps, Steven, Sypher, Twitchell, Weber, Wharton, Young—23.

Absent—Messrs. Alexander, Allain, Eustis, Gla, Grover, Harper, Herwig, Kelso, Landry, Masicot, Ogden, White, Whitney—13.

Prayer was offered by the Rev. Mr. Dardis.

The journal was read, corrected and approved.

Senator Breaux rose to a privileged question relative to an article in the New Orleans Times.

SPECIAL ORDER OF THE DAY.

The special order of the day, fixed for today, immediately after the reading of the journal, was called, being House bill No. 136, entitled an act to provide money compensation, in lieu of stationery, to members of the General Assembly, and to provide stationery for the Secretary of the Senate, the Clerk of the House of Representatives, and the committees of said houses.

On motion of Senator Twitchell the bill was finally passed, its title adopted and notice of concurrence was ordered sent to the House.

PETITIONS AND MEMORIALS.

Senator Dumont presented a memorial from the Property Holders' Union reading as follows:

NEW ORLEANS, February 23, 1876.

To the Honorable President and Members of the Senate:

Under instruction, we present you with the following resolutions introduced at the regular meeting of our central executive council, Tuesday evening, February 22, and unanimously adopted. The bills we oppose are House bill No. 340 and Senate bill No. 129.

Very respectfully,

J. HUGHES,
Chairman, Legislative Committee.
P. COYLE, Secretary.

WHEREAS, It appears from the journal of the House of Representatives that a bill has passed the House, and has gone to the Senate, authorizing a vote of the people to determine whether or not a tax shall be levied upon real estate in the city of New Orleans in behalf of the New Orleans Pacific railroad; and

Whereas, All property holders' interests in this city are staggering under a load of State and municipal taxation now beyond the power of the people to bear;

Resolved, That it is the sense of the central council of the Property Holders' Union of the city of New Orleans that the House bill in question is a measure fraught with the direst calamity to real estate owners in this city, and carries with it the confiscation of our property and utter financial ruin.

Resolved, That we are at a loss to understand how such a bill could be entertained by the House of Representatives, elected in the interest of retorm, and to relieve the people from their present oppressive burdens.

Resolved, That our legislative committee be instructed to ascertain and report the origin of this bill and the manner in which it passed the House of Representatives.

Resolved, That the legislative committee be directed to memorialize the Senate and the Governor of the State to prevent the bill from becoming a law.

[A true copy.]

E. C. WHARTON, Secretary.

Referred to the Committee of Railroads.

Senator Burch presented a memorial from the board of supervisors of the Louisiana State University relative to its condition, which was referred to the Committee on Chariatable Institutions.

Senator Anderson presented a memorial from the board of control of the Louisiana Agriculture and Mechanical College, praying for aid, which was referred to the Committee on Public Education.

NOTICES OF BILLS.

By Senator Wharton:

An act for the relief of the taxpayers of the city of New Orleans, to suspend the collection of interest for three years, and to allow the City Council to fund the city debt by the issue of other bonds at lower rates of interest and for other purposes.

REPORTS OF COMMITTEES.

Senator Anderson, from the Committee on Judiciary, made the following report:

COMMITTEE ON JUDICIARY, New Orleans, February 23, 1876.

To the Honorable President and Members of the Senate:

Your Judiciary Committee respectfully report favorably on House bill No. 304, an act to protect persons who can not write, and requiring two attesting witnesses to acts signed by a mark, and regulating their introduction as evidence.

On House bill No. 386, favorably, an act to fix and establish a return day for appeals to the Supreme Court of the State from the courts of the parish of Tangipahoa.

On House bill No. 227, favorably, an act to change the name of Thomas Jefferson Monro, a minor of the parish of Grant, to Sylvester Egerton Richardson.

THOMAS C. ANDERSON, Chairman;
A. DUMONT,
W. JASPER BLACKBURN,

The report lies over.

Senator Sypher, from the Committee on Finance, made the following reports:

COMMITTEE ON FINANCE, New Orleans, February 23, 1876.

To the Honorable President and Members of the Senate:

Your Committee on Finance having had under consideration Senate bill No. 96, an act providing for the relief of delinquent taxpayers in cases where delinquency existed prior to January 1, 1876, to secure the prompt payment of taxes due the State, to provide for the extinction of certain outstanding obligations of the State, by direction of the committee, respectfully submit as a substitute Senate bill No. 183, entitled an act providing for the relief of delinquent taxpayers in cases where delinquency existed prior to January 1, 1876, to secure the prompt payment of taxes due the State, to provide for the extinction of certain outstanding valid obligations of the State.

Also, report favorably on House bill No. 102, 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, report favorably on House bill No. 93, an act authorizing persons whose property has been sold for taxes and purchased by the State, to redeem the same on paying the taxes and costs with remission of all penalties.

Also, report on House bill No. 82, an act to remit penalties to delinquent taxpayers, favorably with the following amendments: "After 1876, provided all delinquent taxes upon which penalties are due as aforesaid and remitted by this act, shall bear eight per cent per annum interest from the time they became delinquent until paid."

A. J. SYPHER, Chairman.

The report lies over.

Senator Masicot, from the Committee on Enrollment and Engrossment, made the following report:

COMMITTEE ON ENROLLING AND ENGROSSING, New Orleans, February 23, 1876.

To the Honorable President and Members of the Senate:

Your Committee on Enrolling and Engrossing bills beg leave to report the following bills as having been duly engrossed, viz:

Senate bill No. 51, an act to amend and re-enact article 3274 of the Revised Civil Code.

Senate bill No. 143, an act to incorporate the Congregation Emanuel of the city of Shreveport, Louisiana.

Senate bill No. 14, an act to provide for the revival of judgments rendered by the district courts of the State prior to the organization of the judiciary under the constitution of 1868, when the amount sued for did not exceed $500, exclusive of interest.

Senate bill No. 102, an act for the relief of Mrs. M. J. Lewis, of Monroe, in the parish of Ouachita.

Senate bill No. 136, act to incorporate the town of Providence, in the parish of Carroll, and to repeal all laws in conflict with this act, and all laws on the same subject matter.

Senate bill No. 139, an act to provide for the appointment at future elections of one additional justice of the peace and one additional constable for ward No. 4, parish of Caddo.

Senate bill No. 151, an act fixing the salary of the Mayor and each of the Administrators of the city of New Orleans, and repealing all laws in conflict therewith.

Senate bill No. 134, an act to incorporate the town of Franklin, parish of St. Mary, fix its boundaries, provide for the government of the same and repeal all laws heretofore passed.

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

Senator Chadbourn, from the Committee on Public Lands and Levees, made the following report:

COMMITTEE ON PUBLIC LANDS AND LEVEES, New Orleans, February 23, 1876.

To the Honorable President and Members of the Senate:

Your committee, having had under consideration House joint resolution No. 139, entitled an act for the closing of Mack's bayou, report favorably, and recommend its passage, by direction of the committee.

Respectfully submitted,
R. H. CHADBOURN,
Chairman.

The report lies over.

Senator Landry, from the Committee on Elections and Registration, made the following report:

COMMITTEE ON ELECTIONS AND REGISTRATION, New Orleans, February 23, 1876.

To the Honorable President and Members of the Senate:

Your Committee on Elections and Registration, to whom Senate bill No. 157 was referred, beg leave to report the same back without action.

P. LANDRY, Chairman.

The report lies over.

INTRODUCTION OF BILLS BY UNANIMOUS CONSENT.

Senator Stamps asked and obtained unanimous consent to introduce Senate bill No. 184, entitled an act to define and extend the limits of the Second Judicial District, to fix the terms of the court therein and to define and extend the jurisdiction of the Second Judicial District Court for the Sixth and Seventh Municipal Districts of the parish of Orleans, to provide for a clerk of said court and his compensation and term of office, and to provide for the drawing of jurors for said court.

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.

CONCURRENT RESOLUTIONS.

By Senator Blackburn:

Resolved by the Senate of the State of Louisiana, the House of Representatives concurring, That the equal political rights of all citizens, regardless of race or previous condition, are permanently fixed and secured by the constitution of the United States, which is recognized by this body as the supreme law of the land, and that no abridgement or interference with these rights is proposed or contemplated or desired in any action of this General Assembly, or by the people whom we represent; that any and all legislation in contravention thereof, either by the Legislature or by a convention of the people, would be null and void.

The resolution lies over.

ACTION ON REPORTS OF COMMITTEES LYING OVER.

The report of the Committee on Finance on Senate bill No. 163, entitled an act to establish a board of audit for the parish of Caddo, reported favorably by said committee, was taken up.

On motion of Senator Harper the report of the committee was adopted.

On motion of Senator Harper the bill was considered engrossed.

On motion of Senator Harper the constitutional rules were suspended by a four fifths affirmative vote of the Senate, the bill was placed on its third reading and was finally passed, its title was adopted and it was ordered to be sent to the House for concurrence.

The report of the Judiciary Committee on Senate bill No. 128, entitled an act giving to intervenors the right to bond property attached, sequestered or provisionally seized, and prescribing the character of such bonds, reported favorably by said committee, was taken up.

On motion of Senator White the report was adopted.

On motion of Senator White the bill was considered engrossed.

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

Senator Wharton called up Senate bill No. 137, substitute for Senate bill No. 25, entitled an act to amend section one of an act entitled an act to amend and re-enact section one, seven, forty-nine, fifty-six, sixty-one, sixty-six, seventy-five and seventy-seven of an act entitled an act to provide a revenue, to levy and collect taxes; to prescribe certain penalties and forfeitures; to provide for the creation and removal of revenue officers, and to define their duties; to punish certain crimes and misdemeanors; to create liens and mortgages in favor of the State in certain cases; to regulate the manner of the payment of moneys from the treasury; to prescribe certain duties of justices of the peace, State and parish officers; to provide for the collection of back taxes or licenses, and repeal all acts inconsistent therewith, approved March 3, 1871, and relative to fees of the Auditor of Public Accounts, approved March 6, 1872.

The bill being on its third reading, on motion of Senator Cage the bill finally passed, its title was adopted, and it was ordered to be sent to the House for concurrence.

The report of the Committee on Judiciary on House bill No. 231, entitled an act to define and regulate the lien, privileges and mortgages upon the property, resulting from the non-payment of taxes, reported favorably by said committee, was taken up.

On motion of Senator Detiege the report of the committee was adopted.

On motion of Senator Detiege the bill was made the special order of the day for to-morrow immediately after the reading of the journal.

Senator Dumont called up Senate bill No. 178, entitled an act to provide a form of government for the administration of the affairs of the city of New Orleans; to provide for a Common Council, its organization and qualification of its members; the legislative powers of the Common Council; a municipal election; the city officers, their qualifications, powers and duties; Department of Improvements, Streets and Landings; a law department; provide for the compensation of all officers; for the removal and suspension of the same; prohibiting any member of the Common Council from being interested in his private capacity in any purchase or contracts for labor or material of any description furnished to the city; and providing for an almshouse, and to repeal all acts and ordinances or parts of acts and ordinances inconsistent therewith.

The bill was on its third reading.

Senator Dumont moved to make the bill the special order of the day for to-day at 2:30 P. M.

Senator White moved, as a substitute, to have the bill printed and made the special order of the day for Saturday next, immediately after the reading of the journal.

Senator Dumont moved to lay the substitute on the table.

Senator White called for the yeas and nays, with the following result:

Yeas—Allain, Blunt, Brewster, Chadbourn, Detiege, Dumont, Harper, Landry, Pollard, Sypher, Twitchell, Weber, Wharton, Whitney, Young—15.

Nays—Blackburn, George, Goode, Greene, Grover, Kelly, Ogden, Robertson, Steven, White—10.

Absent—Alexander, Anderson, Breaux, Burch, Cage, Eustis, Gla, Herwig, Kelso, Masicot, Stamps—11.

And the motion to table prevailed.

The question recurring on the motion of Senator Dumont, Senator Detiege offered to amend the motion by striking out "2:30" and inserting "3 P. M."

The amendment was accepted by Senator Dumont.

Senator White moved to lay the motion as amended on the table, and called for the yeas and nays, with the following result:

Yeas—Blackburn, George, Goode, Greene, Grover, Kelly, Ogden, Robertson, Steven, White—10.

Nays—Allain, Anderson, Blunt, Breaux, Burch, Brewster, Chadbourn, Detiege, Dumont, Gla, Landry, Masicot, Pollard, Sypher, Stamps, Twitchell, Weber, Whitney, Young—19.

Absent—Alexander, Cage, Eustis, Harper, Herwig, Kelso, Wharton—7.

The Senate refused to table the motion.

The question recurring on the adoption of the motion of Senator Dumont, as amended by Senator Detiege, Senator White called for the yeas and nays, with the following result:

Yeas—Allain, Anderson, Blunt, Breaux, Brewster, Burch, Cage, Chadbourn, Detiege, Dumont, Harper, Masicot, Pollard, Stamps, Sypher, Twitchell, Weber, Wharton, Whitney, Young—20.

Nays—Blackburn, George, Goode, Greene, Grover, Kelly, Ogden, Robertson, Steven, White—10.

Absent—Alexander, Eustis, Gla, Herwig, Kelso, Landry—6.

And the motion was adopted.

Senator Dumont asked and obtained unanimous consent to introduce Senate bill No. 185, entitled an act for the relief of the tax payers of the city of New Orleans, and to provide for the payment of one-third of the interest on the bonded debt of said city.

The constitutional rules being suspended by a four-fifths affirmative vote of the Senate, the bill was placed on its second reading and calendared for a third reading.

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

It reads as follows:

An act for the relief of the taxpayers of the city of New Orleans, and to provide for the payment of one third of the interest on the bonded debt of the said city.

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That the Mayor and Administrators of the city of New Orleans are hereby authorized and directed, immediately after the passage of this act, and annually for three years thereafter, to levy on property within the limits of said city an interest tax sufficient to pay one-third, and no more, of the accruing interest on the bonded debt of the city of New Orleans, and from the interest funds resulting from said tax to pay one-third, and no more, of each and every matured interest coupon of the said bonded debt upon the surrender to the city and cancelation of the said coupon, and not otherwise; and the aforesaid levy of an interest tax, and the collection, division, custody and disposition thereof, and the several funds arising therefrom shall in all respects be governed by and subject to the provisions and penalties of all laws and parts of laws now applicable to the levying, collection, custody, division and disposition of the interest tax and interest funds of the city of New Orleans; and the aforesaid Mayor and Administrators of the said city are hereby authorized to abolish any existing levy of an interest tax, and to amend their budget of expenditures in accordance with this act.

SEC. 2. Be it further enacted, etc., That all laws and part of laws that conflict with this act are hereby repealed.

The report of the Committee on Corporations on Senate bill No. 160, entitled an act to incorporate the town of Greenwood, in the parish of Caddo, reported favorably by said committee, was taken up.

SPECIAL ORDER OF THE DAY.

Senator Burch called for the special order of the day, Senate bill No. 89, and moved that it be postponed until after the Senate acted on the bill then under consideration.

ACTION ON REPORTS OF COMMITTEES LYING OVER RESUMED.

The question recurring on the adoption of the report of the Committee on Corporations on Senate bill No. 160, on motion of Senator Harper the report was adopted.

On motion of Senator Harper the bill was considered engrossed.

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

SPECIAL ORDER OF THE DAY.

Senate bill No. 89, entitled an act to unite the Louisiana State University, as now established and located near Alexandria, in the parish of Rapides, and the Agricultural and Mechanical College, as now established and located in the parish of St. Bernard, into one and the same institution of learning, to be known and designated under the name and title of the Louisiana State University, and to establish and locate the same at Baton Rouge, in the parish of East Baton Rouge, being the special order of the day was called up.

The following is the majority report:

COMMITTEE ON PUBLIC EDUCATION, New Orleans, February 16, 1876.

To the Honorable President and Members of the Senate:

Your Committee on Public Education has had under consideration Senate bill No. 89, and would respectfully recommend that it pass with amendments.

Respectfully,

J. HENRI BURCH,
T. B. STAMPS,
E. L. WEBER,
F. S. GOODE.

Amendment to bill No 89: Strike out Louisiana State University wherever it occurs, and insert Louisiana Mechanical and Agricultural College.

Senator Blunt moved to postpone the further consideration of the whole subject matter until Senators Brewster and Kelso appeared in their seats.

Senator Burch moved to lay the motion on the table.

Senator Blunt called for the yeas and nays with the following result:

Yeas—Allain, Blackburn, Breaux, Burch, Cage, Chadbourn, Goode, Gla, Greene, Harper, Landry, Pollard, Stamps, Sypher, Twitchell, Weber, Wharton, White, Young—19.

Nays—Anderson, Blunt, Kelly, Ogden, Steven—5.

Absent—Alexander, Brewster, Detiege, Dumont, Eustis, George, Grover, Herwig, Kelso, Masicot, Robertson, Whitney—12.

And the motion to table prevailed.

Senator Burch moved to indefinitely postpone Senate bill No. 180, substitute for Senate bill No. 89, recommended by the minority report.

Adopted.

Senator Burch moved to adopt the majority report, and offered an amendment to it.

Senator Blunt made the point of order that a report can not be amended.

The President ruled that a report can not be amended previous to its adoption.

On motion of Senator Burch the majority report was then adopted.

Senator Burch offered the following amendments to the majority report:

To insert after the words "Louisiana State University," the words "and Mechanical and Agricultural College," in the following sections and lines, to wit:

Section one, line nineteen.
Section two, line fifteen.
Section three, line two.
Section four, line four.
Section five, lines two, nine, fourteen, sixteen and nineteen.
Section six, lines fourteen and thirty.
Section eight, line six.
Section eleven, line forty-seven.
Section twelve, line three.
Section thirteen, lines four and twenty-four.
Section fourteen, lines five, thirteen, fifteen and twenty-two.
Section eighteen, lines four and eleven.
Section nineteen, line twelve.
Section twenty, line nine.
Section twenty-one, lines three, twelve and twenty-two.
Section twenty-two, lines three, four, twenty-three, forty-two and fifty.
Section twenty-three, line six.
Section twenty-four, lines six and twelve.
Section twenty-five, line four.

The amendments were adopted.

The special order of the day, Senate bill No. 58, was called up, on motion of Senator Whitney, and was postponed until after action on the bill under consideration.

Senator Burch offered the following amendment to the first section of the bill:

In section one, line twenty, after the word "established" insert the word "temporarily."

The amendment was adopted.

Senator Burch moved to consider the bill engrossed.

Senator Blunt moved to postpone the further consideration of the bill until next Saturday at 1:30 P. M.

Senator Burch moved to lay that motion on the table.

The motion to table prevailed.

The question recurring on the motion to engross, Senator Anderson called for the yeas and nays, with the following result:

Yeas—Allain, Blackburn, Breaux, Burch, Cage, Chadbourn, George, Goode, Gla, Greene, Grover, Harper, Landry, Pollard, Robertson, Twitchell, Weber, Wharton, White, Whitney, Young—21.

Nays—Anderson, Blunt, Brewster, Detiege, Masicot, Steven—6.

Absent—Alexander, Dumont, Eustis, Herwig, Kelso, Kelly, Ogden, Stamps, Sypher—9.

The bill was considered engrossed.

Senator Burch moved to suspend the constitutional rules in order to place the bill on its third reading and final passage.

The yeas and nays were called with the following result:

Yeas—Allain, Blackburn, Breaux, Burch, Cage, Chadbourn, Detiege, George, Goode, Gla, Greene, Grover, Harper, Kelly, Landry, Pollard, Robertson, Twitchell, Weber, Wharton, White, Whitney, Young—23.

Nays—Anderson, Blunt, Brewster, Masicot, Steven—5.

Absent—Alexander, Dumont, Eustis, Herwig, Kelso, Ogden, Stamps, Sypher—8.

And the constitutional rules were suspended by a four-fifth affirmative vote of the Senate and the bill was read a third time.

Senator Allain moved the final passage of the bill.

Senator Blunt called for the yeas and nays, resulting as follows:

Yeas—Allain, Blackburn, Breaux, Burch, Cage, Chadbourn, Detiege, George, Goode, Gla, Greene, Grover, Harper, Kelly, Landry, Pollard, Twitchell, Weber, Wharton, White, Whitney, Young—22.

Nays—Anderson, Blunt, Brewster, Masicot, Steven—5.

Absent—Alexander, Dumont, Eustis, Herwig, Kelso, Ogden, Robertson, Stamps, Sypher—9.

The bill was finally passed.

Senator Burch moved to amend the title as follows:

After the word "establish" insert the word "temporarily."

Adopted.

Senator Burch moved to further amend the title as follows:

Insert "Mechanical and Agricultural College" after the words "Louisiana State University."

Adopted.

On motion of Senator Burch the title as amended was adopted and the bill was ordered to be sent to the House for concurrence.

Senator Burch move to reconsider the vote by which the bill finally passed, and moved to lay that motion on the table.

Adopted.

MESSAGE FROM THE HOUSE.

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

HOUSE OF REPRESENTATIVES, New Orleans, February 23, 1876.

To the Honorable President and Members of the Senate:

I am directed by the House of Representatives to ask of your honorable body concurrence in the following House bills:

House bill No. 116, entitled an act to provide for and regulate public education in the State of Louisiana, etc.

House bill No. 13, entitled an act to establish the fees, costs and charges of the civil sheriff in and for the city of New Orleans, parish of Orleans, etc.

House bill No. 257, entitled an act to incorporate the New Orleans Board of Underwriters.

House bill No. 42, entitled an act to provide for supplying the loss of the records and other papers consumed by the burning of the courthouse in the parish of Cameron during the month of February, 1874.

House bill No. 267, entitled an act to provide for the collection of parish taxes due by delinquent taxpayers, and to prevent titles to lands upon which parish taxes are due from being complete until said parish taxes are paid.

House bill No. 61, entitled an act to repeal an act entitled an act to increase the revenues of the State, etc.

House bill No. 222, entitled an act to repeal an act entitled an act to amend an act entitled an act incorporating the Southeastern Railroad Company, approved March 15, 1855, etc.

House bill No. 279, entitled an act to fix the time of holding the terms of the Fifth Judicial District Court for the parish of West Baton Rouge.

House bill No. 271, entitled an act regulating the mode of assessing and collecting taxes throughout the State, providing for the correction of over and under assessments, etc.

House bill No. 295, entitled an act to incorporate the Merchants' Insurance Warehouse and Trust Company of New Orleans, and to define its power and authority.

House bill No. 300, entitled an act to repeal all of sections thirteen to twenty-two inclusive of an act relative to the New Orleans and Northeastern Railroad Company, etc.

House bill No. 305, entitled an act to impose a license tax upon each and every insurance company not incorporated under the laws of this State, etc.

House bill No 476, entitled concurrent resolution providing for a joint committee, to be known as the Board for the Examination of Outstanding Obligations and Assets of the State.

House bill No. 482, entitled an act making an appropriation of $169,921 45 out of the general funds in the State treasury, or received in the treasury during the year 1876, for the pay 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 1876, etc.

And that the House has concurred in Senate joint resolution instructing the Senators and requesting the Representatives of Louisiana in Congress to secure the passage by the national legislature of an act granting appropriate pensions to the veterans of the war with Mexico, their widows and minor orphans.

And that the House has also concurred, with amendments, in concurrent resolution providing for the amendment of a joint committee on city affairs.

And also that the House has concurred in the Senate's amendments to the following House bills:

House bill No. 259, entitled an act to extend the corporate limits of the town of Homer, parish of Claiborne; to amend and re-enact sections one, two, three, four, five, six, seven, eight, nine, ten and eleven, and to repeal sections six and twelve of act No. 111, approved March 13, 1858, entitled an act to incorporate the town of Homer, in the parish of Claiborne, and to repeal all other acts and parts of acts incompatible with the provisions of this act.

Also, House bill No. 153, an act to incorporate Home Hook and Ladder Company No. 1 of the town of Thibodaux, parish of Lafourche, and to provide for the organization and government of the same, and exempting from jury and militia duty the members thereof.

Respectfully,
PETER J. TREZEVANT,
Chief Clerk.

SPECIAL ORDER OF THE DAY.

The special order of the day, Senate bill No. 68, was called up.

Senator Whitney moved to postpone the special order until to morrow at 1 P. M.

Senator Wharton moved, as a substitute, that the further consideration of the bill be postponed, and that it be made the special order of the day for Saturday next, at 1 P. M.

Adopted.

ACTION ON REPORTS OF COMMITTEES LYING OVER RESUMED.

The report of the Committee on Judiciary, on Senate bill No. 85, entitled an act fixing the fees of the clerks of the district courts throughout the State (the parish of Orleans excepted), and providing the manner of collecting the same, reported favorably by said committee, was taken up.

On motion of Senator Robertson the report was adopted.

Senator Robertson offered the following amendment to section two:

In line twenty-two, strike out "fifteen," and insert "ten."

The amendment was adopted.

On motion of Senator Robertson the bill was considered engrossed.

SPECIAL ORDER OF THE DAY.

The special order of the day was called, being Senate bill No. 178, entitled an act to provide a form of government for the administration of the affairs of the city of New Orleans; to provide for a Common Council, its organization and qualification of its members; the legislative powers of the Common Council; a municipal election; the city officers, their qualifications, powers and duties; Department of Improvements, Streets and Landings; a law department; provide for the compensation of all officers; for the removal and suspension of the same; prohibiting any member of the Common Council from being interested in his private capacity in any purchase or contracts for labor or material of any description furnished to the city; and providing for an almhouse, and to repeal all acts and ordinances or parts of acts and ordinances inconsistent therewith.

Senator Detiege moved that the bill finally pass.

Senator Goode offered the following motion:

That Senate bill No. 178, an act to provide for a government of the city of New Orleans, etc., be referred to a special committee, to be composed of the Senators representing the several districts within the city of New Orleans.

Senator Dumont moved to lay the motion on the table.

The yeas and nays were called with the following result:

Yeas—Anderson, Blunt, Breaux, Brewster, Burch, Chadbourn, Detiege, Dumont, Gla, Masicot, Pollard, Sypher, Twitchell, Wharton, Whitney—15.

Nays—Alexander, Allain, Blackburn, Cage, George, Goode, Greene, Grover, Harper, Herwig, Kelly, Landry, Robertson, Stamps, Steven, White—16.

Absent—Eustis, Kelso, Ogden, Weber, Young—5.

And the motion to table was lost.

Senator Robertson offered the following amendment:

And that said committee be instructed to report on Friday morning.

The amendment was accepted.

On the adoption of Senator Goode's motion as amended, the yeas and nays were called by Senator Detiege with the following result:

Yeas—Alexander, George, Goode, Greene, Grover, Herwig, Kelly, Robertson, Steven, White—10.

Nays—Allain, Anderson, Blackburn, Blunt, Breaux, Brewster, Burch, Cage, Chadbourn, Detiege, Dumont, Gla, Kelso, Landry, Masicot, Pollard, Stamps, Sypher, Twitchell, Wharton, Whitney, Young—22.

Absent—Eustis, Harper, Ogden, Weber—4.

And the motion was lost.

Senator Kelly moved to refer the bill to its appropriate committee.

Senator Detiege moved to lay the motion on the table.

The motion to table prevailed.

The question recurring upon the final passage of the bill, Senator White called for the yeas and nays, with the following result:

Yeas—Allain, Anderson, Blunt, Breaux, Brewster, Burch, Cage, Detiege, Dumont, Gla, Harper, Herwig, Kelso, Landry, Masicot, Pollard, Stamps, Sypher, Twitchell, Wharton, Whitney—21.

Nays—Alexander, Blackburn, George, Goode, Greene, Grover, Kelly, Robertson, Steven, White—10.

Absent — Chadbourn, Eustis, Ogden, Weber, Young—5.

And the bill finally passed, its title was adopted and it was ordered to be sent to the House for concurrence.

The question recurring on the engrossment of Senate bill No. 85, on motion of Senator Robertson the bill was considered engrossed.

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

Senator Blunt asked and obtained unanimous consent to call up House bill No. 61, entitled an act to repeal an act entitled an act to increase the revenues of the State and to authorize the incorporation and establishment of the Louisiana State Lottery Company, and to repeal certain acts now in force.

The bill was read the first time.

On motion of Senator Sypher the constitutional rules were suspended by a four-fifths affirmative vote of the Senate, in order to place the bill on its second reading.

On motion of Senator Sypher the bill was adopted on its second reading, and it was calendared.

INTRODUCTION OF BILLS BY UNANIMOUS CONSENT.

Senator Harper asked and obtained unanimous consent to introduce Senate bill No. 186, entitled an act to reduce the expenses of the city government of the city of Shreveport by reducing the salaries of the mayor, city attorney and city physician; reducing the number of clerks and salaries of same; also, repealing act No. 112, approved March 9, 1869, entitled an act to create a recorder's court in the city of Shreveport, Louisiana, and for other purposes.

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 Corporations.

Senator Twitchell asked and obtained unanimous consent to introduce Senate bill No. 187, entitled an act to revise, amend and re-enact sections seven and twenty-six of act No. 98, approved March 20, 1872, entitled an act to regulate the conduct, and to maintain the freedom and purity of elections, etc.

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 Elections and Registration.

On motion of Senator Twitchell Senate bill No. 157 was also taken up and referred to the same committee.

REPORTS OF COMMITTEES BY UNANIMOUS CONSENT.

Senator Alexander, fron the Committee on Banks and Banking, submitted the following majority and minority reports:

The majority report reads as follows:

To the Honorable President and Members of the Senate:

The majority report of the Senate Committee on Banks and Banking respectfully shows to your honorable body that in compliance with resolution of February 8, 1876, they proceeded to investigate the affairs of the Citizens' Bank of Louisiana, and the officers of the same, on being called upon by your committee, promptly furnished us with elaborate statements of both departments of the bank.

We find that under authority of Act. No. 10 of 1874, a judicious arrangement has been effected with the bondholders abroad, extending the payment of the bonds issued in favor of the mortgage department, distributing the new maturities from 1886 to 1911, which will prove of great benefit to all parties concerned. This contract of extension has been formally signed by over nine-tenths of the bondholders, and the agents in Europe apprehend no difficulty in obtaining the assent of the remainder. When the arrangement is completed, it is contemplated by the bank to furnish a transcript of the same, to be placed on file in the office of the Secretary of State. With the extension obtained, we believe that the bonds are amply provided for.

The affairs of the banking department we find in a most satisfactory condition. Its rapid recovery from its difficulties of 1874, is not only remarkable, but, we believe, unprecedented. It is now thoroughly sound, prudently managed, and, in our opinion, well merits the confidence of the public, which it so largely enjoys.

Very respectfully submitted,
THEOPHILE T. ALLAIN,
P. LANDRY,
EDWARD D. WHITE,
JACQUES A. GLA,
JAMES H. GROVER.

The minority report being too voluminous to print in the journal, it was ordered to be printed in pamphlet form.

ACTION ON REPORTS OF COMMITTEES LYING OVER RESUMED.

The report of the Committee on Judiciary on House bill No. 145, entitled an act to amend and re-enact section 1021 of the Revised Statutes of Louisiana, reported by said committee, was take up.

On motion of Senator Landry the report was adopted.

On motion of Senator Landry the bill was adopted on its second reading.

On motion of Senator Landry, the constitutional rules were suspended by a four-fifths affirmative vote of the Senate, and the bill was placed on its third reading, and final passage, the title to stand, and notice of concurrence was ordered sent to the House.

The report of the Committee on Canals and Drainage on Senate bill No. 148, entitled an act to incorporate the navigation of Bayou Teche above St. Martinsville, and to grant to J. N. Pharr the privilege of constructing locks therein, and to charge toll for passing said locks, reported favorably by said committee, was taken up.

On motion of Senator Sypher the report of the committee was adopted.

On motion of Senator Sypher the bill was considered engrossed.

Senator Robertson moved to amend the second section by striking out all that portion relating to charges on timber passing through the locks.

Adopted.

Senator Kelso moved to strike out section five.

Adopted.

Senator Robertson offered the following amendment to section one:

Insert after the word "locks," "in accordance with plans to be furnished by the chief engineer of the State."

Adopted.

Senator Sypher moved to lay the bill on the table subject to call.

Adopted.

Senator Allain moved to reconsider the vote by which House bill No. 327 was indefinitely postponed, and called for the yeas and nays, with the following result:

Yeas—Allain, George, Goode, Greene, Kelly, Ogden, Pollard, Robertson, Steven, White, Young—11.

Nays—Anderson, Blunt, Breaux, Brewster, Burch, Cage, Chadbourn, Dumont, Gla, Harper, Herwig, Kelso, Landry, Masicot, Stamps, Sypher, Twitchell, Weber, Wharton—19.

Absent—Alexander, Blackburn, Detiege, Eustis, Grover, Whitney—6.

And the Senate refused to reconsider the motion.

Senator Breaux called up House bill No. 482, entitled an act making an appropriation of $169,921 45, out of the general funds in the State treasury, or received in the treasury during the year 1876, 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 1876; directing the Auditor of Public Accounts to issue warrants to the chairman of Contingent Expense 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.

The bill was read the first time.

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.

Senator Chadbourn called up Senate bill No. 168, substitute for Senate bill No. 75, entitled an act to exempt from State and parish taxes lands overflowed by the Grand Levee and Bonnet Carre crevasses, reported by the Committee on Lands and Levees.

Senator Chadbourn moved to consider this bill engrossed.

Senator Young offered the following amendment:

Insert after the word "Carre," whenever it occurs, "and other crevasses now existing."

Senator George offered the following substitute:

Strike out "Bonnet Carre and Grand Levee crevasses" wherever it occurs, and insert "All lands overflowed in the State of Louisiana."

On the call of Senator Grover the Senate went into executive session.

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

Present—Messrs. Anderson, Brewster, Blunt, Breaux, Burch, Cage, Chadbourn, Dumont, Goode, Gla, Greene, Grover, Harper, Kelso, Ogden, Robertson, Steven, Sypher, Twitchell, Weber, White, Young—22.

Absent — Messrs. Alexander, Allain, Blackburn, Detiege, Eustis, George, Herwig, Kelly, Landry, Masicot, Pollard, Stamps, Wharton, Whitney—14.

The question recurring on the substitute, Senator Wharton moved to lay the substitute of Senator George on the table.

Senator Blunt called for the previous question.

The main question was ordered.

Senator Weber called for the yeas and nays, with the following result:

Yeas—Allain, Breaux, Brewster, Burch, Chadbourn, Dumont, Greene, Harper, Herwig, Kelso, Ogden, Robertson, Wharton, Weber, White—15.

Nays—Blunt, Cage, Detiege, Goode, Gla, Grover, Pollard, Steven, Sypher, Twitchell, Young—11.

Absent—Alexander, Anderson, Blackburn, Eustis, George, Kelly, Landry, Masicot, Stamps, Whitney—10.

And the substitute was laid on the table.

MESSAGE FROM THE HOUSE.

The Chief Clerk was announced with the following message:

HOUSE OF REPRESENTATIVES, New Orleans, February 23, 1876.

To the Honorable President and Members of the Senate:

I am directed by the House of Representatives to inform your honorable body that the Speaker has signed the following enrolled bills originating in said House, and ask that the Lieutenant Governor and President of the Senate affix his signature to the same:

House bill No. 173, entitled an act to regulate the trial of appeals in the Supreme Court of the State of Louisiana.

House bill No. 277, entitled an act to authorize the city of New Orleans to assume exclusive control of all drainage works, etc.

House bill No. —, entitled an act to fix the annual salary of the district attorney of the First Judicial District, etc.

House bill No. —, entitled an act for the relief of Boykin Witherspoon, of De Soto parish, Louisiana.

House bill No. —, entitled an act to incorporate the St. Patrick's Savings Bank and prescribing its powers and privileges.

House bill No. —, entitled an act establishing justice of the peace wards in the parish of St. Landry,