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OF THE

FIFTH GENERAL ASSEMBLY

OF THE

STATE OF LOUISIANA.

HOUSE OF REPRESENTATIVES.

Forty-seventh Day's Proceedings.

HOUSE OF REPRESENTATIVES, New Orleans, March 2, 1876.

The House met pursuant to adjournment, and was called to order by the 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, Booth, Byrne, Burkhardt, Blaffer, Bower, Butler, Baker, Beasley, Billiu, Brice, Collins, Cousin, Carloss, Dupre, Dugas, Durr, Dewees, Dickenson, Demas, Delhommer, Edwards of Tangipahoa, Edwards of Richland, Elliott, Grant, Gilmore, Hall, Hahn, Hubeau, Hill of Ouachita, Hunsaker, Jeffries, Johnson of Caddo, Johnson of Lafourche, Jones of Pointe Coupee, Koontz, Kummel, Keyes, Kidd, Luckett, Levisee, Maginnis, Meredith, Mitchell, Matthews of Franklin, Murrell, Milon, Matthews of Tensas, McAlpine, Nunez, Pascal, Piles, Roman, Richardson, Raby, Smith, Sutton, Self, Southard, Snaer, Souer, Seeman, Sibilski, Schenck, Stafford, Stewart, Scales, Schuler, Thomas, Voorhies, Vidrine, Walker, Wiltz, Wilson, Woods, Wells, Webb, Yorke, Young—80.

On motion of Mr. Demas the minutes of Monday were adopted.

REPORT OF SELECT COMMITTEE.

Mr. Wiltz, from the select committee on the impeachment question of Governor W. P. Kellogg, submitted the following preamble and resolutions:

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

We the undersigned committee appointed to prepare and present for the consideration of the House, articles of impeachment against William P. Kellogg, acting Governor of the State of Louisiana, for high crimes and misdemeanors in office, having accidentally heard, on Monday evening, the twenty-eighth day of February, 1876, after the adjournment of the House, that the Senate had organized itself into a high court of impeachment to investigate the charges preferred against William P. Kellogg, acting Governor of Louisiana, by the House of Representatives, proceeded to the Senate Chamber, and announcing their presence, asked that they be heard.

Upon permission being granted, the committee, through Hon. L. A. Wiltz, chairman, requested to be furnished with the rules, under which the court was proceeding to try the accused. This request was refused by the court. The committee then asked for a recess, and a reasonable delay to prepare and file articles of impeachment against William P. Kellogg, acting Governor of the State of Louisiana, for high crimes and misdemeanors in office, and this demand was also refused. And, thereupon, the right and capacity of the committee to appear before the court was denied by order of said court of impeachment. The committee, through its chairman, then protested in the name of the House of Representatives of the State of Louisiana, and in the name of the people of Louisiana, against the arbitrary, unlawful and unprecedented action of the Senate sitting as a High Court of Impeachment, in denying the House of Representatives the constitutional right of proceeding according to law to impeach the acting Governor of the State for high crimes and misdemeanors in office, after having preferred charges against him. And, thereupon, the committee withdrew from the Senate.

Now, therefore, your committee submit the following preamble and resolutions as part of their report.

LOUIS A. WILTZ, Chairman;
JOHN YOUNG.
W. B. KOONTZ,
G. L. HALL.

WHEREAS, On Monday, the twenty-eighth day of February, 1876, the House of Representatives assembled at 10 A. M., and immediately after the journal had been read took into consideration the question of the impeachment of William Pitt Kellogg, acting Governor of the State of Louisiana;

Whereas, A full discussion was allowed on the said question, a discussion in which Republican and Democratic members participated, and which consumed the whole day until after 4 P. M., when a vote was taken, resulting in the adoption of the report recommending the said impeachment, by a vote of 61 yeas to 45 nays;

Whereas, A committee was then appointed to go to the bar of the Senate and there, in the name of the people of the State, impeach William Pitt Kellogg, acting Governor as aforesaid, of high crimes and misdemeanors wholly committed by him since the Wheeler compromise, and inform the Senate that the House would in due time prefer specific charges, and make good the same by proof;

Whereas, The said communication and notice was at once conveyed to the Senate, after which the House, having been in continuous session for nearly nine hours, adjourned after 6 P. M. until Wednesday, the first of March, at 10 A. M., Tuesday, the intervening day, being a legal holiday;

Whereas, The Senate after the House had adjourned, without notice to this body, without any specific charges or articles of impeachment having been filed, proceeded at once to organize a court of impeachment, and without the presence of the managers to prosecute in behalf of the people of the State, and without proof or evidence of any kind, did immediately, at 7 P. M., take up the case, and by a vote of 25 yeas and 9 nays dismissed the impeachment giving to the order in the premises "the same force and effect as a judgment of acquittal," declaring "that the acts of the said William Pitt Kellogg, as Governor of the State of Louisiana, are fully known to each and every member of this Senate, and known to us not to be criminal or unlawful," and "we believe the said William Pitt Kellogg, Governor of the State of Louisiana, to be innocent of any criminal act or of any high crime or misdemeanor;"

Whereas, The House on Wednesday, the first of March, 1876, adopted articles of impeachment containing distinct and specific charges, and are now ready to make good the same by proof sufficient to convince any fair and impartial tribunal of the guilt of the accused; and

Whereas, The majority of the Senate, without hearing the charges and without proof, has declared their belief and opinion that the said William Pitt Kellogg, acting Governor, is entirely innocent;

Resolved by the House of Representatives, That the Senate, by its partisan and arbitrary conduct, has deprived the people of the State of an opportunity of bringing to trial the chief magistrate of the State, charged with high crimes and misdemeanors, and with criminal neglect and violation of his official duty.

Resolved, That the members of the Senate, having formed and expressed their opinion that the said accused is entirely innocent, are disqualified from now sitting in judgment on the trial of the impeachment, and that this House can proceed no further in the premises, and are powerless to resent this flagrant outrage upon right, justice and decency, and can only refer the matter to the people of the State for their consideration.

Mr. Wiltz moved the adoption of the report and the resoultion, upon which motion he called for the yeas and nays, which resulted as follows:

Yeas—Aldige, Booth, Byrne, Burkhardt, Bayley, Blaffer, Bower, Beasley, Billiu, Brice, Collins, Carloss, Dupre, DeBlanc, Dugas, Durr, Delhommer, Dunn, Edwards of Tangipahoa, Edwards of Richland, Elliott, Gilmore, Hall, Hammond, Jeffries, Johnson of Lafourche, Koontz, Kummel, Kidd, Luckett, Maginnis, Meredith, Mitchell, Matthews of Franklin, McAlpine, Nunez, Pascal, Roman, Richardson, Smith, Self, Seeman, Sibilski, Schenck, Stafford, Scales, Schuler, Voorhies, Vidrine, Walker, Wiltz, Walters, Wells, Young—54.

Nays—Armstead, Butler, Baker, Cousin, Dewees, Dickenson, Demas, Guichard, Grant, Gracien, Hahn, Hubeau, Hill of Ouachita, Hunsaker, Jourdain, Johnson of Caddo, Jones of Pointe Coupee, Keyes, Lane, Lowell, Levisee, Murrell, Milon, Matthews of Tensas, Parker, Piles, Randall, Ridgely, Ray, Raby, Sutton, Snaer, Sartain, Souer, Stewart, Thomas, Wilson, Woods of West Baton Rouge, Woods of Ouachita, Yorke—40.

So the report and resolution were adopted.

Mr. Demas submitted the following resolution:

Resolved, That the Chair appoint a committee of five members, to take into consideration all bills on the calendar, and report them as an omnibus bill, reform bills to have preference of all other bill.

On motion of Mr. Demas the rules were suspended and this resolution was adopted.

Mr. Snaer submitted the following concurrent resolution:

Resolved by the House of Representatives, the Senate concurring, That a joint committee to be composed of five from the House and three from the Senate be appointed by their respective officers to whom shall be referred all reform measures, with a view to their immediate passage.

On motion of Mr. Snaer the rules were suspended and this resolution underwent its several readings and passed.

COMMITTEE SERVICE.

The Speaker appointed on the committee to take into consideration all bills on the calendar and report them as an omnibus bill, reform bills to have preference of all others, Messrs. Demas, Mitchell, Jeffries, Koontz and Hahn.

Also appointed on the committee to whom shall be referred all reform measures, with a view to their immediate passage, Messrs. Snaer, Hall, Meredith, Booth, and Matthews of Tensas.

Mr. Dupre, without previous notice and with a suspension of the rules first granted, asked and obtained leave to introduce a bill entitled an act to authorize the State tax collector to receive in payment from Mrs. Mary A. Benson a warrant or claim she has against the State in payment of her taxes.

Which bill underwent its several readings and it passed.

Mr. Matthews called up House bill No. 542, entitled an act making appropriations for the general expenses of the State for the year ending on the thirty-first day of December, 1876.

Appropriation for the Institution of the Blind, two thousand dollars.

On motion of Mr. Sibilski the item was amended by striking out "two thousand dollars" and inserting in lieu thereof "four thousand dollars."

Appropriation for the Deaf and Dumb Asylum, ten thousand dollars.

On motion of Mr. Sibilski the item was amended by striking out "ten thousand dollars" and inserting in lieu thereof "fifteen thousand dollars."

On motion of Mr. Dupre the following item was adopted, to wit:

Appropriation for the relief of the widows and orphans' fund of the New Orleans Firemen's Charitable Association, five hundred dollars.

On motion of Mr. Koontz the appropriation for the Louisiana State University, for the maintenance of beneficiary cadets, one such cadet from each parish, and ten from New Orleans, fifteen thousand dollars, was stricken out.

And the following was inserted in lieu thereof:

Appropriation for the Sisters of Notre Dame Orphan Asylum, one thousand five hundred dollars.

Appropriation for the support of St. Vincent's Home for Destitute Boys, two thousand dollars.

Appropriation for the Asylum of the Little Sisters of the Poor, one thousand dollars.

Appropriation for the Sisters of Charity, St. Vincent's Orphan Asylum, one thousand five hundred dollars.

Appropriation for St. Mary's Orphan Boys' Asylum, two thousand five hundred dollars.

Appropriation for Mount Carmel Female Orphan Asylum, one thousand dollars.

Appropriation for the German Protestant Orphan Asylum, one thousand dollars.

Appropriation for the Female Orphan Asylum of the Immaculate Conception, one thousand dollars.

Appropriation for the Seventh Street Orphan Asylum, one thousand dollars.

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

Mr. Meredith moved to reconsider the item offered by Mr. Dupre in relation to reporters of papers.

Mr. Demas moved to lay Mr. Meredith's motion on the table, and upon that motion Mr. Stafford called for the yeas and nays, which resulted as follows:

Yeas—Bayley, Butler, Cousin, Carloss, Dupre, Dugas, Dewees, Demas, Hill of Ascension, Hahn, Hill of Ouachita, Hunsaker, Jourdain, Johnson of Caddo, Keyes, Lane, Levisee, Matthews of Tensas, Parker, Ray, Sutton, Sartain, Souer, Sibilski, Stewart, Thomas, Wiltz, Woods of West Baton Rouge, Yorke—29.

Nays—Aldige, Booth, Byrne, Blaffer, Bower, Beasley, Brice, Carville, Collins, Dunn, Durr, Davidson, Delhommer, Edwards of Tangipahoa, Edwards of Richland, Gilmore, Hall, Jeffries, Johnson of Lafourche, Koontz, Kidd, Luckett, Maginnis, Meredith, Mitchell, Matthews of Franklin, Murrell, McCollam, Nunez, Pascal, Roman, Richardson, Ridgely, Raby, Smith, Self, Seeman, Schenck, Stafford, Scales, Schuler, Voorhies, Walker, Wells, Webb, Woods of Ouachita, Young—48.

So the motion to lay the motion of reconsideration on the table was not agreed to, and the item was stricken out.

On motion of Mr. Stafford the rules were suspended, this bill underwent its third reading, and on its final adoption Mr. Demas moved the previous question.

Which was ordered in the affirmative.

The question being on the final adoption of the bill, Mr. Walker called for the yeas and nays, which resulted as follows:

Yeas—Aldige, Armstead, Booth, Bower, Butler, Brice, Carville, Collins, Carmouche, Carloss, Dupre, DeBlanc, Dugas, Durr, Davidson, Dewees, Demas, Delhommer, Edwards of Richland, Hahn, Hubeau, Hill of Ouachita, Honore, Jeffries, Jourdain, Johnson of Lafourche, Jones of Pointe Coupee, Koontz, Kummel, Lane, Maginnis, Mitchell, Matthews of Franklin, Matthews of Tensas, McCollam, Nunez, Pascal, Roman, Ray, Sutton, Self, Souer, Stafford, Scales, Schuler, Wilson, Webb, Woods of Ouachita, Yorke, Young—50.

Nays—Bayley, Blaffer, Edwards of Tangipahoa, Hall, Hammond, Johnson of Caddo, Lafargue, Meredith, Murrell, Milon, Ridgely, Smith, Seeman, Sibilski, Schenck, Stewart, Walker—17.

So the bill passed.

Mr. Matthews, of Tensas, moved to reconsider the vote just taken, and on his own motion the motion for reconsideration was ordered to lie on the table.

ORDER OF THE DAY—SENATE BILLS ON FIRST READING.

Senate bill No. 173, entitled an act for the better management of the Poydras fund in the parish of Pointe Coupee; also the repeal of all exemption and homestead laws or privileged claims as against the Poydras fund.

On motion of Mr. Jones, of Pointe Coupee, the rules were suspended, this bill underwent its second and third readings and passed.

Senate bill No. 174, an act to amend sections two, three, four and five of an act entitled an act to grant additional privileges to the Clinton and Port Hudson Railroad Company, approved March 18, 1858.

On motion of Mr. Ray this bill underwent its second and third readings and was passed.

Senate bill No. 177, an act to authorize the Governor of this State to appoint a road master, who shall have charge of and establish toll gates and collect toll on the road passing through the prairie between New Orleans and the English Turn in the parish of Plaquemines, on the right bank of the Mississippi river.

On motion of Mr. Milon the rules were suspended, this bill underwent its second and third readings and it was passed.

Senate bill No. 194, anact to enable the parish of St. Charles to fund its debts; to issue bonds for said purpose, and to provide by taxation for the interest and redemption thereof.

Mr. Dupre moved the indefinite postponement of the bill, and upon that motion Mr. Hahn called for the yeas and nays, which resulted as follows:

Yeas—Aldige, Booth, Byrne, Burkhardt, Beasley, Billiu, Brice, Collins, Carmouche, Dupre, DeBlanc, Dugas, Durr, Delhommer, Edwards of Richland, Elliott, Gilmore, Hall, Hammond, Jeffries, Johnson of Lafourche, Koontz, Kummel, Lowell, Maginnis, Meredith, Matthews of Franklin, McCollam, McAlpine, Pascal, Roman, Richardson, Smith, Schenck, Scales, Schuler, Voorhies, Walker, Young—39.

Nays—Blaffer, Butler, Davidson, Dewees, Dickenson, Demas, Dunn, Guichard, Grant, Hill of Ascension, Hahn, Hubeau, Hill of Ouachita, Jourdain, Johnson of Caddo, Jones of Pointe Coupee, Milon, Matthews of Tensas, Pascal, Ridgely, Ray, Raby, Sutton, Self, Souer, Sibilski, Thomas, Wilson, Woods of West Baton Rouge, Walters, Woods of Ouachita, Webb—32.

So the bill was indefinitely postponed.

Mr. Walker moved to reconsider the vote just given, and on his own motion the motion to reconsider was ordered to lie on the table.

Senate bill No. 63, an act creating a board of equalization for the purpose of making a uniform assessment of the real and personal property throughout the State; how members of the board are to be appointed and their term of office; who shall constitute said board.

On motion of Mr. Young this bill was indefinitely postponed.

Senate bill No. 178, 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, etc.

Mr. Walker moved to refer this bill to the Committee on City Affairs.

Mr. Demas moved to lay Mr. Walker's motion on the table.

Mr. Walker called for the yeas and nays, which resulted as follows:

Yeas—Bayley, Butler, Cousin, Carloss, Dupre, Dugas, Dewees, Demas, Hill of Ascension, Hahn, Hill of Ouachita, Hunsaker, Jourdain, Johnson of Caddo, Keyes, Lane, Levisee, Matthews of Tensas, Parker, Ray, Sutton, Sartain, Souer, Sibilski, Stewart, Thomas, Wiltz, Woods of West Baton Rouge, Yorke—29.

Nays—Aldige, Booth, Byrne, Blaffer, Bower, Beasley, Brice, Carville, Collins, Dunn, Durr, Davidson, Delhommer, Edwards of Tangipahoa, Edwards of Richland, Gilmore, Hall, Jeffries, Johnson of Lafourche, Koontz, Kummel, Lowell, Maginnis, Meredith, Mitchell, Matthews of Franklin, Murrell, McCollam, Nunez, Pascal, Roman, Richardson, Ridgely, Raby, Smith, Self, Seeman, Schenck, Stafford, Scales, Schuler, Walker, Woods of Ouachita, Wells, Webb, Young—48.

So Mr. Dumas' motion was lost, and the question recurring on Mr. Walker's motion, the bill was accordingly referred.

SENATE AMENDMENTS CONCURRED IN BY THE HOUSE.

House bill No. 11, an act to repeal an act entitled an act relative to public printing, approved July 24, 1868, and to repeal an act entitled an act relative to judicial and legal advertisements, No. 94 of the acts of 1870; and to repeal sections 2986, 2987, 2988, 2989, 2990, 2991, 2992, 2993, 2994, 2995, 2996, 2997, 2998, 2999 and 3000 of the Revised Statutes of Louisiana, and to regulate and define the rates and prices of the public printing, and to prescribe the manner in which the same shall be done.

On motion of Mr. Walker, the House concurred in Senate amendments, and the bill was concurred in as amended.

House bill No. 278½, an act to incorporate the town of Arcadia, in the parish of Bienville; to provide for the election of mayor and aldermen; to define their power and duties, and to provide for the government of the same.

On motion of Mr. Young the House concurred in Senate amendments, and on motion of the same member the bill was concurred in as amended.

HOUSE BILLS—THIRD READING.

Mr. Bayley:

House bill No. 186, an act to repeal an act entitled an act to incorporate the New Orleans, Baton Rouge and Vicksburg Railroad Company, and to expedite the construction of their road, No. 143, approved December 30, 1869; and also an act entitled an act authorizing certain parishes, cities and towns, by contributing to the New Orleans, Baton Rouge and Vicksburg Railroad Company, or by subscribing for the stock or by purchasing its bonds, or by issuing the bonds and warrants of the said parishes, cities and towns, to aid in the construction of the road of the said company or its branch or branches, No. 80, approved March 16, 1870; and also an act entitled an act authorizing the parishes of Livingston, St. Helena, East Feliciana, East Baton Rouge and the city of Baten Rouge to aid the construction of the New Orleans, Baton Rouge and Vicksburg railroad, No. 145, approved December 30, 1869.

On motion of Mr. Bayley this bill underwent its third reading and passed.

House bill No. 187, entitled an act to provide for and to regulate the rate of taxes and licenses to be paid by insurance companies and private underwriters and agents, and by insurance companies domiciled without the State of Louisiana, and for the assistance and maintenance of the various fire departments and fire companies in the State.

On motion of Mr. Bayley this bill underwent its third reading and it passed.

House bill No. 188, an act to repeal an act entitled an act fixing the domicile of the New Orleans, Baton Rouge and Vicksburg Railroad Company; giving to the courts of New Orleans jurisdiction in certain cases; authorizing stockholders and directors' meetings to be held outside of the city of New Orleans; granting to parish courts jurisdiction over proceedings for the representation of property, etc.; providing the mode of proceedings in and removal from such parish courts and providing against a suspension of the operations of the company in cases of appeals or otherwise, No. 57, approved March 2, 1871.

On motion of Mr. Bayley this bill underwent its third reading and passed.

House bill No. 264, entitled an act to prevent cruelty to animals; to provide for and regulate proceedings and punishment for crimes and misdemeanors and offenses touching the same, and to aid in enforcing police laws and regulations.

On motion of Mr. Murrell this bill was indefinitely postponed.

House bill No. 377, an act to regulate the rate of conventional interest and the mode of contracting the same.

On motion of Mr. Sibilski this bill underwent its third reading and passed.

House bill No. 417, an act to annex certain territory of Ascension parish to the parish of Livingston; to dispose of certain records of Ascension parish and of certain suits pending in the courts of Ascension parish; to provide for the collection and disposition of certain taxes and licenses; to subdivide said territory into wards of the parish of Livingston; to provide further officers of said wards; to attach the said territory to the congressional, judicial and senatorial districts, in which the parish of Livingston is embraced, and to repeal all laws in conflict with the provisions of this act.

On motion of Mr. Edwards, of Tangipahoa, the bill was placed on its third reading, and on its final passage Mr. Hall called for the yeas and nays, which resulted as follows:

Yeas—Aldige, Billiu, Collins, Carmouche, Dupre, Durr, Delhommer, Edwards of Tangipahoa, Guichard, Gilmore, Hall, Koontz, Kummel, Kidd, Nunez, Pascal, Roman, Smith, Schenck, Scales, Voorhies, Vidrine, Woods of West Baton Rouge—23.

Nays—Byrne, Burkhardt, Blaffer, Butler, Brice, Carville, DeBlanc, Dugas, Dunn, Davidson, Dewees, Dickenson, Edwards of Richland, Hill of Ascension, Hahn, Hubeau, Hill of Ouachita, Honore, Hammond, Hunsaker, Jeffries, Johnson of Caddo, Johnson of Lafourche, Jones of Pointe Coupee, Keyes, Luckett, Maginnis, Meredith, Milon, Matthews of Tensas, McCollam, McAlpine, Parker, Richardson, Ray, Raby, Sutton, Self, Seeman, Sibilski, Stafford, Stewart, Schuler, Thomas, Walker, Wilson, Webb, Woods of Ouachita, Yorke, Young—50.

So the bill was rejected.

On motion of Mr. Booth the House took a recess until 6 P. M.

The following request was received by the Clerk of the House and complied with:

SENATE CHAMBER, New Orleans, March 2, 1876.

Hon. P. J. Trezevant, Chief Clerk of the House of Representatives:

SIR—You will please send me a certified copy of House bill No. 399, having been informed that the original was mislaid or lost, and oblige yours, etc.,

C. C. ANTOINE,
Lieutenant Governor.

Per Charles H. Merritt, Private Secretary.

Evening Session.

It being 6 P. M., the House was called to order by the Hon. E. D. Estilette, Speaker, in the chair, and on a call of the roll the following members answered to their names:

Speaker Estilette, and Messrs. Aldige, Booth, Bayley, Bower, Billiu, Collins, Carmouche, Carloss, Dupre, Dunn, Dugas, Durr, Dewees, Dickenson, Delhommer, Edwards of Tangipahoa, Elliott, Guichard, Gilmore, Hall, Hubeau, Hill of Ouachita, Honore, Hammond, Hunsaker, Jeffries, Jourdain, Koontz, Lane, Lowell, Levisee, Maginnis, Meredith, Mitchell, Matthews of Franklin, Murrell, Milon, Matthews of Tensas, McAlpine, Nunez, Parker, Smith, Self, Snaer, Sartain, Seeman, Sibilski, Schenck, Stafford, Schuler, Voorhies, Vidrine, Walker, Wiltz, Woods of West Baton Rouge, Wells, Webb, Woods of Ouachita, Young—60.

On motion of Mr. Dupre, the Speaker was requested to dispatch a messenger to the State Printer, in order to obtain from him the printed report, in pamphlet form, of the committee appointed to investigate the affairs of the Board of Police.

The following message was received from the Senate:

SENATE CHAMBER, New Orleans, March 2, 1876.

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

I am directed to inform your honorable body that the Senate concurs in the passage of the following House bills:

House bill No. 246, entitled an act to prohibit the funding of and the issue of consolidated State bonds in exchange for any portion of the unlawfully guaranteed bonds of the New Orleans, Mobile and Chattanooga Railroad Company, and of the two and a half millions of bonds issued unconstitutionally for stock in said company.

House bill No. 278½, entitled an act to incorporate the town of Arcadia, in the parish of Bienville; to provide for the election of mayor and aldermen; to define their powers and duties, and to provide for the government of the same, with amendments.

House joint resolution No. 503, entitled joint resolution from the General Assembly of the State of Louisiana, regarding the United States Mint in the city of New Orleans.

P. E. BECHTEL,
Secretary of the Senate.

SENATE CHAMBER, New Orleans, March 2, 1876.

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

I am directed to inform the House of Representatives that the Senate has concurred in House bill No. 340, an act to authorize, with the consent of a popular vote, a special tax on property in New Orleans, to pay stock in the New Orleans Pacific Railway Company, etc.

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

Also, in House bill No. 411, an act to fix the compensation of the criminal sheriff of the parish of Orleans, etc.

Repectfully,
P. E. BECHTEL,
Secretary of the Senate.

SENATE CHAMBER, New Orleans, March 2, 1876.

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

I am directed to ask concurrence of the House in the following Senate bill, viz:

Senate bill No. 63, creating a board of equalization for the purpose of making a uniform assessment throughout the State.

Also, to inform the House that the Senate has concurred in the following House bills, viz:

House bill No. 287, an act to repeal the act creating the Superior District Court for the parish of Orleans.

House bill No. 339, an act to authorize and require the police juries in certain parishes to submit ordinances to the popular vote of said parishes, with reference to subscriptions to the stock of the New Orleans Pacific Railroad Company, etc.

P. E. BECHTEL,
Secretary of the Senate.

SENATE CHAMBER, New Orleans, March 2, 1876.

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

I am directed to inform the House of Representatives that the Lieutenant Governor and President of the Senate has signed the following enrolled bills, viz:

An act to fix the time of holding the regular term of the Ninth Judicial District Court, etc.

Also, an act making an appropriation to defray the expenses of the General Assembly.

Also, that the Senate has concurred in the following House bill, viz:

House bill No. 102, an act to fix the compensation of the clerks of the First District Court and of the Superior Criminal Court for the parish of Orleans.

P. E. BECHTEL,
Secretary of the Senate.

SENATE CHAMBER, New Orleans, March 2, 1876.

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

I am directed to inform your honorable body that the Senate concurs in the passage of the following:

House bill No. 38, to incorporate the Factors' Warehouse Bank, etc.

House bill No. 49, an act to amend and re-enact an act to incorporate the New Orleans Mechanics' Society.

House bill No. 279, an act to fix the time of holding the terms of the Fifth Judicial District Court, etc.

House bill No. 327, an act to adjust, regulate and provide for the bonded debt of the city of New Orleans, etc.

House bill No. 195, an act to amend article second of an act to incorporate the Citizens' Savings Bank.

Also, asks concurrence in Senate bill No. 111, an act to incorporate the Home Savings Bank of New Orleans.

Also, Senate bill No. 158, to provide for the working of public roads, parish of West Baton Rouge.

Respectfully,
P. E. BECHTEL,
Secretary of the Senate.

SENATE CHAMBER, New Orleans, March 2, 1876.

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

I am directed to inform your honorable body that the Senate has concurred in House bill No. 399, an act to charter the North Louisiana Railroad Company.

Also, in House bill No. 72, an act relative to the Board of Health of the State of Louisiana.

Also, in House bill No. 260, an act to repeal act No. 84, approved March 26, 1874, and to restore the original charter of the town of Bayou Sara.

To ask the concurrence of the House in the following:

Senate bill No. 195, an act to provide for supplying the loss of the public records in the parish of Rapides, etc.

Also, in Senate bill No. 103, to increase the revenues of the State and to encourage the cultivation of the soil, etc

Also, that the Senate has concurred in House amendments to Senate bill No. 89.

P. E. BECHTEL,
Secretary of the Senate.

SENATE CHAMBER, New Orleans, March 2, 1876.

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

I am directed to ask the concurrence of the House in Senate bill No. 184, an act to define and extend the limits of the Second Judicial District, etc.

To inform the House that the Senate has concurred in House bill No. 455, an act to establish a charity hospital in the city of Shreveport, etc.

P. E. BECHTEL,
Secretary of the Senate.

SENATE CHAMBER, New Orleans, March 2, 1876.

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

I am directed to inform the House that the Senate has concurred in House bill No. 317, to incorporate Protector Fire Company No. 2 of the town of Thibodaux, parish of Lafourche.

Also, in House bill No. 307, an act to incorporate the Security Savings Bank.

Also, in House bill No. 120, an act to reimburse J. H. Marshall, Esq., of the parish of Avoyelles, for money erroneously paid into the State treasury.

Also, in House bill No. 29, an act to authorize the police jury of the parish of Jefferson to issue bonds.

Also, in House bill No. 336, an act to repeal an act entitled an act to authorize the police jury of Plaquemines to issue bonds.

To ask the concurrence of the House in Senate bill No. 196, an act entitled an act to provide means for testing the validity of the outstanding debt of the city of New Orleans, and for other purposes.

Also, in Senate bill No. 188, proposing amendments to the constitution of the State.

Also, that the Senate has concurred House amendments to Senate bill No. 38.

P. E. BECHTEL,
Secretary of Senate.

SENATE CHAMBER, New Orleans, March 2, 1876.

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

I am directed to inform your honorable body that the Senate has concurred in the following House bills, viz:

House bill No. 82, an act to remit penalties to delinquent taxpayers, with amendment.

House bill No. 310, an act to incorporate the town of Amite City, in the parish of Tangipahoa, etc.

House bill No. 513, an act for the relief of the widow and children of Judge John J. Morgan, deceased.

House bill No. 39, session of 1875, an act to enable the parish of St. Charles to fund its debts.

To inform the House that the Senate has concurred in House amendments to Senate bill No. 195, an act relative to the records of the parish of Rapides.

Respectfully,
P. E. BECHTEL,
Secretary of the Senate.

SENATE CHAMBER, New Orleans, March 2, 1876.

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

I am directed to inform the House that the Senate has concurred in the following House bills, viz:

House bill No. 22, an act to regulate and provide for the printing and publication of legal and judicial advertisements in the parish of Orleans, with amendment.

House bill No. 12, an act to regulate printing in the parishes, except the parish of Orleans, with amendment.

House bill No. 132, an act to provide for improving streets in the city of New Orleans, etc.

House bill No. 139, joint resolution in relation to the close of Mack's bayou.

To ask the concurrence of the House in Senate bill No. 110, an act requiring the Auditor of Public Accounts of the State of Louisiana to issue warrants on the State Treasurer in favor of constitutional officers, etc.

Also, to inform the House that the Senate has concurred in House amendments to Senate bill No. 170.

Respectfully,
P. E. BECHTEL,
Secretary of Senate.

SENATE CHAMBER, New Orleans, March 2, 1876.

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

I am directed to ask the concurrence of the House in the following Senate bill, viz:

Senate bill No. 138, an act attaching certain territory to the parish of Jackson, and for other purposes.

Also, to inform the House that the Senate has concurred in House bill No. 295, an act to incorporate the Merchants' Insurance, Warehouse and Trust Company of New Orleans, and to define its powers and authority.

Respectfully,
P. E. BECHTEL,
Secretary of the Senate.

Mr. Lowell submitted the following resolution, which was adopted:

Resolved, That the pay of the two additional assistant sergeants-at-arms be the same as that allowed to the two regular assistant sergeants-at-arms appointed at the beginning of the present session, and that the chairman of the Committee on Contingent Expenses be instructed to issue vouchers in accordance herewith.

Mr. Aldige introduced the following resolution:

Resolved, That the sum of $3 50 per day be paid to C. E. Fortier for the whole number of days of the regular session of 1876, for services as special porter to the Enrollment Committee room, and for other services as special porter, the same payable out of the contingent fund of this House.

Which was adopted.

On motion of Mr. Hill, of Ouachita, the rules were suspended, and the House took up Senate bill No. 170, entitled an act to require the city of Monroe to pay the parish of Ouachita one-quarter of certain expenses, which underwent its second and third readings, and it was concurred in.

THIRD READINGS.

House bill No. 418, an act to repeal all sections, from fifteen to twenty-six inclusive, of an act entitled an act to incorporate the New Orleans, Baton Rouge and Vicksburg Railroad Company, and to expedite the construction of the road, No. 143, approved December 30, 1869.

On motion of Mr. Bayley this bill underwent its third reading, and it passed.

House bill No. 436, an act to amend section 2180 of the Revised Statutes of Louisiana.

Mr. Murrell moved the indefinite postponement of the bill.

On motion of Mr. Self Mr. Murrell's motion was ordered to lie on the table.

On motion of Mr. Hall the bill underwent its third reading, and on its final passage Mr. Stewart called for the yeas and nays, resulting as follows:

Yeas—Booth, Byrne, Bayley, Blaffer, Bower, Beasley, Billiu, Brice, Collins, Dupre, DeBlanc, Dugas, Dunn, Durr, Dewees, Edwards of Richland, Hall, Hammond, Hunsaker, Koontz, Kummel, Lane, Lowell, Levisee, Meredith, Milon, McAlpine, Nunez, Richardson, Self, Seeman, Sibilski, Schenck, Voorhies, Wilson, Webb, Young—36.

Nays—Butler, Baker, Carloss, Guichard, Gilmore, Hill of Ascension, Hubeau, Hill of Ouachita, Honore, Jeffries, Jourdain, Johnson of Caddo, Luckett, Maginnis, Murrell, McCollam, Pascal, Parker, Piles, Roman, Randall, Ridgely, Raby, Smith, Sutton, Stafford, Stewart, Thomas, Walker, Woods of West Baton Rouge, Woods of Ouachita, Walters, Yorke—33.

So the bill passed and the title was adopted.

Mr. Levisee moved to reconsider the vote just given, and on his own motion the motion to reconsider was ordered to lie on the table.

Senate bill No. 9, an act to confirm and approve the act of incorporation and amendments thereto of the Hebrew Zion Congregation of the city of Shreveport.

Mr. Koontz moved to indefinitely postpone this bill.

On motion of Mr. Johnson, of Caddo, the motion of Mr. Koontz to indefinitely postpone was ordered to lie on the table.

The bill underwent its second and third readings and passed.

Senate bill No. 10, an act to amend an act entitled an act to incorporate the town of Clinton, parish of East Feliciana, Louisiana, approved May 9, 1852, and to provide for the better police and government of said town, and to exempt the citizens thereof from the payment of parish taxes and licenses.

On motion of Mr. Koontz this bill was indefinitely postponed.

Senate bill No. 134, an act to incorporate the town of Franklin, parish of St. Mary, etc.

On motion of Mr. Billiu this bill underwent its several readings and was concurred in.

Senate bill No. 29, an act to incorporate the Merchants' Exchange of New Orleans.

On motion of Mr. Wiltz this bill underwent its second and third readings and was concurred in.

Senate bill No. 95, an act for the relief of W. R. White.

On motion of Mr. Koontz this bill was indefinitely postponed.

Senate bill No. 112, an act to incorporate the Methodist Episcopal Association of the city of Shreveport.

On motion of Mr. Koontz this bill was indefinitely postponed.

Senate bill No. 136, an 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.

On motion of Mr. Yorke this bill underwent its second and third readings, and was concurred in.

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

On motion of Mr. Booth this bill was indefinitely postponed.

SENATE BILLS ON FIRST READING.

Senate bill No. 111, an act to incorporate the Home Savings Bank of New Orleans.

On motion of Mr. Aldige this bill underwent its several readings, and was concurred in.

Senate bill No. 123, an act governing the manner in which cotton press receipts, warehouse receipts, or on the receipts of other custodians of any property whatever, shall be issued in all cases when such receipts shall or may be used or pledged as collateral security for money advanced or borrowed in faith of the property therein specified, and governing the delivery and disposal of the property for which such receipts may be issued.

On motion of Mr. Wiltz this bill underwent its several readings and was concurred in.

Senate bill, an act to amend and re-enact article 3274 of the Civil Code of the State.

On motion of Mr. Lowell this bill was indefinitely postponed.

Senate bill No. 36, an act to fix the compensation of the civil sheriff of New Orleans, and requiring all fees in excess of $40,000 per annum by him received to be accounted for and paid over to the city of New Orleans.

On motion of Mr. Lowell this bill was indefinitely postponed.

Senate bill No. 425, an act to fix the compensation of the clerks of the district courts of the parish of Orleans by salary, and for other purposes.

On motion of Mr. Koontz this bill was indefinitely postponed.

Senate bill No. 66, an act to authorize the school board of the parish of Tensas to sell at public auction to the highest bidder certain lands in said parish.

On motion of Mr. Matthews this bill underwent its several readings and passed.

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

On motion of Mr. Walker this bill was concurred in.

Senate bill No. 92, an act to fix the terms of the district court in the Fourteenth Judicial District, and providing for the drawing and summoning of the juries of said term.

On motion of Mr. Young this bill underwent its several readings and was concurred in.

Senate bill No. 184, an act to define and extend the limits of the Second Judicial District Court therein, and to define and extend the jurisdiction of the Second Judicial