

THE MONTANA POST.

OUR AGENTS. A. B. HAMILTON, is our Agent at Fort Benton. Mr. A. J. SMITH is our Agent at Bannack.

Correspondence.

BANNACK, Nov. 9, 1866. EDITOR POST: Don't construe my long silence into a disposition to cut your acquaintance, or for a want of interest in the affairs of our country; neither must you conclude that we are in statu quo, and therefore have nothing to write about.

Mr. Hopkins, of the Butterfield company, has started for New York, by the way of California, where his company is also largely interested in mining.

The Salmon mines, on Baker's creek, and other gulches, all promise well, and we venture the assertion that there will be ten thousand people in there next season.

The Bannack Ditch and Mining Company has just wound up operations for this year, with highly satisfactory profits, and a bright prospect ahead of larger "returns" next season.

There can no longer be a doubt that Grasshopper creek will be worked next season. Underneath its bed lie untold treasures that must be brought to some useful purposes, and doubtless the Legislature will take steps to protect capital invested in this enterprise, for it is impossible ever to work this creek without combination and heavy capital.

Dutch Mike, the Bannack hunter, has just come in with three moose. The largest one is a monster. Mike says that he will weigh one thousand pounds.

Governor Smith is at present on a short visit to our town, and is highly gratified with the appearance of things in this part of the Territory. We believe that in him the people of Montana will have a good Governor and a warm and faithful friend.

S. F. DUNLAP.

Skill of the Indians in Tracking.

In the summer of the year 1755, a most atrocious and shocking murder was unexpectedly committed by a party of Indians on fourteen white settlers within five miles of Shamokin.

The Indian, true to his promise, would take pains to make them perceive that an enemy had passed along the places through which he was leading them; here he would show them that the moss on the rock had been trodden down by the weight of a human foot; there, that it had been torn and dragged forward from its place; further, he would point out to them that pebbles or small stones in the rock had been removed from their beds by the foot hitting against them; that dry sticks, by being trodden upon, were broken; and even that in a particular place, an Indian's blanket had dragged over the rocks and removed or loosened the leaves lying there, so that they lay no more flat, as in other places; all of which the Indian could perceive as they walked along, without even stopping.

See! said Duke Holland to his astonished companions, "there is the enemy! not of my nation, but Mingoes, as I truly told you. They are in our power; in less than half an hour they will all be fast asleep. We need not fire a gun, but go up and tomahawk them. We are nearly two to one, and need apprehend no danger. Come on and you will have your revenge." But the whites overcame with fear, did not choose to follow the Indian's advice, and urged him to take them back the nearest way.

This Duke Holland once found a watch which had been sent from Pittsburgh by a man who got tipsy and lost it in the woods, about fifty miles from the place to which he was carrying it. Duke Holland went in search of it, and having discovered the tracks of the man to whom it had been entrusted, he pursued them until he found the lost article, which he delivered to the owner.

DARING STAGE ROBBERY.—On the last of October the two stages of the Pioneer line by the Donner Lake route from California, were suddenly stopped by a band of five to eight highwaymen, three or four miles from Virginia, Nevada. The passengers, fourteen, were ordered out of the coaches, and a guard was placed over them. Hammer, chisels, and powder were employed, and Wells, Fargo & Co.'s safe was blown open, the body of the coach being also considerably demolished by the explosion.

A FIRST-RATE NOTICE OF MONTANA. It is stated that several days ago, in Washington, D. C., a detachment of police arrested a party of five men, whose only offence seemed to be that they had large sums of money with them. Over \$108,000 in gold and silver coin were found on their persons, besides numerous chunks of gold and silver, and gold and silver ore. They satisfied the officers that they had been mining in Montana since 1859; that on their way here they stopped and had their precious metals coined, and that they were now en route for their homes in the State of Georgia. They were accordingly dismissed from custody.

COMING.—The Reese River Reveille has the following:

A correspondent of the Folsom Telegraph says that Dutch Adam loaded at Whitney & Co.'s forwarding house, Shingle Springs, for Walker & Brothers, at Salt Lake, the largest load ever started over the mountains. He had 24,153 pounds of freight, and 4,513 pound of barley, making a load of 28,666 pounds. A fourteen-ton schooner. Business is looking up some.

LEGISLATURE—THIRD SESSION.

House—5th Day.

MORNING SESSION—NOV. 9. The House met at 10 o'clock A. M. Speaker Mayhew in the chair.

Mr. Donegan gave notice that he would introduce a bill for the incorporation of persons for mining, ditching, and other purposes.

Mr. Johnson introduced his bill relating to the county seat of Missoula, which was postponed indefinitely. Messrs. McMurtry, McCullough and Jordan opposed, and Messrs. McMannus and Johnson supported it.

Mr. McCullough's bill concerning assessors was ordered to be printed.

Mr. Mimms' bill prohibiting gaming was read twice and fifty copies were ordered to be printed.

Mr. Van Hagan's bill relating to the name of Muscleshell was read twice and referred to committee on counties.

Mr. McMurtry's bill about pasturing stock in Deer Lodge was read a third time and passed.

On motion of Mr. McCullough, the Secretary was directed to furnish copies of the statutes of the Bannack Legislature, and such information as he has regarding them.

The bill relating to the sale of mules and other animals was laid upon the table.

House bill No. 1, relating to trout fishing, was rejected. Yeas 7, nays 13.

A discussion took place upon the motion of Mr. Smith, to strike the names of Mr. Maxwell and other absentees who have left the Territory.

The House then adjourned at 11 a. m.

AFTERNOON SESSION—NOV. 9.

The House met at 2 o'clock p. m. Speaker Mayhew in the chair.

Mr. Smith moved that the seats of Mr. Maxwell and others, who have gone to the States, be declared vacant. Speeches upon the matter were made by Messrs. McCullough, Rogers, Johnson, Mimms and Clanton, and the motion was put and lost.

Secretary Meagher furnished an abstract of the votes cast at the late election; also an abstract of the titles of all the laws passed by the Bannack Legislature.

On motion of Mr. Donegan, fifty copies of the last were ordered to be printed.

Messrs. Mimms and Esler were appointed to act with a committee of the Council upon the subject of the missing statutes.

The House adjourned at 3 o'clock p. m.

Council—5th Day.

Council met at the usual hour. All present but Messrs. Waterbury and Wilkinson.

Proceedings of yesterday read and approved.

The following notices of bills were given:

By Mr. Chilcs. An Act to amend an act entitled an act concerning divorce and alimony.

By Mr. Waterbury. An Act to establish a ferry over the Missoula river.

The following were introduced:

By Mr. Chilcs—C. B. No. 5. An Act authorizing Humphreys & Allison to construct a ditch and take water through from the Deer Lodge. Read first and second times and referred to committee on incorporations.

By Mr. Chilcs—C. B. No. 6. An Act concerning landlords and tenants. Read first and second times and referred to committee on judiciary.

Mr. Spratt offered a resolution which was adopted, asking the Secretary for a list of the titles of the general laws passed by the first Legislature.

Mr. Chilcs offered a resolution asking the Secretary for information concerning the printed laws, which was adopted.

On motion of Spratt, a committee was appointed to examine as to what books were in the express office, and belonging to the Territory, on which the charges were unpaid.

A resolution offered by Wilkinson, instructing the judiciary committee to report a new license and tax law, was tabled.

Mr. Orr offered a resolution requesting the Speaker of the House and President of the Council to call on the Federal Judges and see whether they intended to recognize the laws, etc., which after some debate was withdrawn by the mover.

The Council adjourned to 2 o'clock.

AFTERNOON SESSION.

The Council met at 2 o'clock. A communication from the House announced the passage of C. B. No. 4, whereupon it was ordered enrolled for signature.

Mr. Phelps introduced C. B. No. 7, an Act concerning fences and fenceviewers. Read first and second times and referred to committee on agriculture.

Mr. Brown introduced C. B. No. 8, an Act concerning jurors in mining cases, and in Justice's Courts. Read first and second times and referred to committee on judiciary.

The Council adjourned.

House—6th Day.

MORNING SESSION—NOV. 10. The House met at 10 o'clock A. M. Speaker Mayhew in the chair.

Mr. McCullough made a report in favor of passing a general incorporation act.

Notice for the introduction of the following bills was given:

By Esler—An Act in relation to bridges over mining and farm ditches.

By Roach—An Act to amend an act defining the duties of county treasurers, and the payment of county warrants, approved, March 14, 1866.

By McMurtry—A bill authorizing Constant Guyas to construct a toll road from the Little Blackfoot river to Helena.

By Johnson—An Act to amend an act relating to trout fishing.

By Smith—An Act to establish the boundary lines between Madison and Beaverhead counties.

By McCullough—An Act to change the time of holding the annual elections.

By Mimms—An Act to invest religious societies with certain powers of bodies corporate.

Mr. Donegan introduced an Act to provide for the formation of corporations for certain purposes.

Mr. Mimms introduced an Act defining possessory rights upon the public domain in Montana Territory.

Referred to committee on public lands.

Mr. Smith moved that the Secretary be requested to furnish the members

with the newspaper which they should ask for. An interesting discussion took place in which it was evident that nearly every member wished to read the Post, and receive the same instead of so many copies of the Gazette and Democrat. One member stated that Major Bruce had no objections, and another informed the House that Secretary Meagher would furnish any paper that members desired, with the exception of the Post, which that official considered a blackguard journal, and would not deliver. The resolution was adopted by a large majority.

Mr. Wylie introduced a concurrent resolution to appoint a joint committee to memorialize Congress. Adopted.

Messrs. Wylie Van Hagan and Buck were appointed as such committee on the part of the House.

Mr. Mimms introduced a resolution to prevent smoking in the House, which was adopted.

AFTERNOON SESSION. The House met at 2 o'clock p. m. House went into committee of the whole. Mr. Johnson in the chair.

The House then considered the bill authorizing R. W. Andrews to maintain a ferry across the Missouri river. A long discussion ensued, in which Messrs. Mayhew, McCullough, McMurtry, Smith, Andrews, Rogers, Buck, and others participated, and the bill was adopted substantially as reported. Amendments cutting down the rates of toll were generally rejected.

On motion of Speaker Mayhew the committee arose.

The House adjourned at 4 p. m.

Council—6th Day.

MORNING SESSION—NOV. 10. Council called to order by the President.

Charles V. D. Lovejoy, assistant clerk of the Council, tendered his resignation of the office of clerk, which, on motion of Spratt, was accepted.

On motion of Chilcs, the Council proceeded to the election of an assistant clerk. Chilcs nominated J. S. Slater, Galloway nominated Ansel Briggs, Wilkinson nominated J. A. Isles. A ballot was had, and Isles having received a majority of all the votes cast was declared to be elected.

Notice was then given that the following bills would be introduced:

By Lowry—A bill providing for increased compensation to the officers of this Territory.

By Waterbury—A bill to repeal certain sections of an act defining the duties of county treasurers and the payment of county warrants.

By Chilcs—A bill to incorporate the Clark's Fork and Fort Benton wagon road company.

Mr. Spratt introduced an act in relation to contracts, bills of exchange, promissory notes and accounts. The bill was referred to the committee on judiciary.

Mr. Waterbury, in accordance with previous notice, introduced an act authorizing John Wilson and R. E. Eddy, their heirs, assigns, and associates, to establish a ferry across the Missoula river. Referred to the committee on incorporations.

Mr. Waterbury introduced an act concerning corporations. Referred to the committee on judiciary.

Mr. Brown offered the following resolution which was carried:

Resolved, by the Council, the House concurring, That the Auditor and Treasurer of the Territory be requested to make a complete statement of the revenue funds, income, and taxable property, and other resources of the Territory.

Mr. Wilkinson offered the following resolution, which was laid on the table:

Resolved, That a joint committee be appointed to memorialize Congress to pass an act to increase the pay of the Federal officers of Montana Territory, and the per diem of the members of the Legislature of said Territory.

The Council then took up House bill to repeal an act to prevent pasturing stock on winter grass lands in Deer Lodge county.

On motion of Mr. Brown, the bill was amended by striking out 1860 and inserting 1866.

Amendment adopted and bill passed.

Messrs. Brown, Chilcs, Galloway, Lowry, Moore, Orr, Tuttle, Waterbury, Wilkinson and Wilson voting aye, and Messrs. Phelps and Spratt voting nay.

Mr. Brown offered the following joint resolution:

Resolved, That a joint committee be appointed as a committee to memorialize Congress to pass a law extending the jurisdiction of Justices of the Peace in Montana Territory in civil cases, to five hundred dollars.

Referred to judiciary committee.

On motion of Mr. Chilcs the Council adjourned.

AFTERNOON SESSION.

Council called to order at 2 p. m. by the President.

Mr. Spratt, chairman of the judiciary committee, reported on Council bill No. 8, recommending that the same be referred to the committee of the whole House.

The report was adopted.

Mr. Spratt reported on Council bill No. 3, recommending that said bill be referred to the committee of the whole.

The report was adopted.

The Council then went into a committee of the whole.

The President called Mr. Spratt to the chair.

The Council adjourned to Monday morning.

House—Seventh Day.

MORNING SESSION—NOV. 12. The House met at 10 o'clock A. M. Speaker Mayhew in the chair.

McCullough presented a petition of citizens of Gallatin Valley in favor of ferries at Clark's Ford and on the Big Horn. Referred to the delegation from Gallatin county.

Van Hagan gave notice that he would introduce a bill to authorize — to construct a toll-road from Loraine's bridge to Cottonwood.

McCullough offered a resolution that Congress be memorialized to give the Probate Courts co-extensive jurisdiction with the Territorial district courts.

McMurtry moved that the resolution be laid on the table, which was favored by McMurtry, Wylie and Rogers, and prevailed.

Mimms offered a resolution that Messrs. Stafford, Leech, Rockfellow and

Ming, who were appointed to settle with Messrs. Lott & Hull by the second Legislature, be requested to submit their report. Read a third time and passed.

The bill of Van Hagan, providing for changing the name of Muscleshell county to Vivion, and the name of the county seat to Smithton, came up.

McCannus opposed the bill and moved to amend by inserting in place of Vivion, Ives, who was an active agent upon roads at one time previous to his execution.

Andrews, Jordan and Mimms favored the bill.

On motion of McCullough, the bill, after being amended by Mimms, was passed and engrossed.

The House adjourned at 12 m.

AFTERNOON SESSION.

The House met at 2 o'clock P. M. Speaker Mayhew in the chair.

The House resolved itself into a committee of the whole, Mr. Johnson in the chair, and proceeded to consider the bills relating to assessors and the suppression of gaming.

On motion of Mayhew, the bill was reported back to the House, with a recommendation that it be postponed indefinitely. Yeas 16, nays 4.

Messrs. Mimms and Jordan favored the bill.

Messrs. Mayhew, Rogers, McMurtry, McCullough and McMannus opposed it.

The committee then rose.

A letter from Secretary Meagher was received, stating that the Bannack statutes would be in Montana in two weeks.

The bill for changing the name of Muscleshell county to Vivion was passed to be engrossed.

The bill to change the name of Montana City to Argenta, was passed to a third reading. Yeas 17, nays 3.

The House adjourned at 3 1/2 p. m.

Council—7th Day.

MORNING SESSION—NOV. 12. The Council met pursuant to adjournment. Quorum present. Journal read and approved.

Galloway gave notice of a new revenue bill.

Lowry introduced C. B. No. 12: An Act to prohibit certain games. Read first and second times and referred to committee on judiciary.

Phelps introduced C. B. No. 13: An Act to amend the charter of the town of Argenta, changing its name to Argenta. Read first and second times. Rules suspended, read third time and passed.

Orr introduced C. B. No. 14. Read first and second times and referred.

Lowry introduced C. B. No. 15: To furnish increased compensation for Territorial officers and the Legislature. Read first time.

Chiles objected to the bill.

Motion to reject lost. Noes—Chiles, Phelps and Orr.

Wilkinson introduced joint memorial No. 1. Read and referred.

C. B. No. 3, concerning jurors, indefinitely postponed.

C. B. No. 6, concerning landlords and tenants, and C. B. No. 10, referred to committee of the whole.

Council spent the remainder of the morning and the afternoon in committee of the whole on C. B. No. 8, concerning jurors in mining cases. Mr. Chilcs in the chair.

Committee arose and reported.

Council adjourned to 10 a. m.

House—8th Day.

MORNING SESSION—NOV. 13. House met at 10 a. m. Speaker Mayhew in the chair.

McMurtry, chairman of select committee, made a report to authorize C. G. Grogas to establish a toll road from Little Blackfoot river to Helena city.

Notice was given of the introduction of the following bills:

By Andrews—An Act incorporating the Missouri River and Rocky Mountain Wagon Road and Telegraph Company.

By Mimms—An Act to create a common school fund.

By Buck—An Act to incorporate the Bannack ditch and mining company.

By Johnson—An Act to authorize Edwin W. Park to erect a bridge, or maintain a ferry, across the Bitter Root river. Referred to committee on incorporations.

An Act to authorize Ray W. Andrews to maintain a ferry across the Missouri river. Read third time and passed.

The House then adjourned.

AFTERNOON SESSION.

The House met at 2 o'clock. Speaker Mayhew in the chair.

Mr. Jordan moved the House resolve itself into a committee of the whole, which was carried.

Johnson in the chair.

The House adjourned until 10 o'clock a. m. to-morrow.

Council—8th Day.

MORNING SESSION—NOV. 13. Council called to order by the President, at 10 o'clock a. m.

A communication from the Secretary of the Territory was received relative to the publication of the laws of the first legislative Assembly.

Mr. Waterbury gave notice of the introduction of a bill authorizing J. A. Johnson and C. F. McCarty, their heirs and assigns, to establish a toll bridge across the Hell Gate river.

Also, An Act to incorporate the Missouri and Rocky Mountain wagon road and telegraph company.

Mr. Orr introduced a bill defining the jurisdiction of the several Courts of this Territory, and prescribing their duties. Referred to the committee on judiciary.

Mr. Chilcs introduced a bill to amend an act concerning divorce and alimony. Referred to the committee on judiciary.

Mr. Chilcs introduced a bill to incorporate the Clark's Fork and Fort Benton wagon road company. Referred to committee on incorporations.

Mr. Waterbury moved to go into committee of the whole. Carried.

Mr. Chilcs, chairman of the committee, asked leave, upon rising, for further time to report, and sit again.

The Council adjourned to 2 p. m.

AFTERNOON SESSION. Council met at 2 o'clock.

Mr. Chilcs, chairman of committee of the whole, reported C. B. No. 10, authorizing Wilson & Eddy to maintain a ferry on the Missoula river, with amendments. Amendments, and bill as amended, adopted, and bill ordered engrossed for third reading.

Council went into committee of the whole on C. B. No. 6, an Act concerning landlords and tenants, with Spratt in the chair.

Committee arose and reported through its chairman, Spratt, in favor of it. C. B. No. — prohibiting certain gaming, taken up, being reported back by the judiciary committee. Read third time and passed.

C. B. No. 10, reported by Phelps of committee on engrossment, as corrected and engrossed. Taken up, read third time and passed.

On motion of Galloway, the Council adjourned.

H. A. Foster. J. A. Culver.

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