OFFICIAL JOURNAL

—OF THE—

FIFTH GENERAL ASSEMBLY

—OF THE—

STATE OF LOUISIANA.

SENATE.

EXTRA SESSION OF 1877.

Fourteenth Day's Proceedings.

SENATE CHAMBER,
New Orleans, Saturday, March 17, 1877.

The Senate met pursuant to adjournment, the Hon. Louis A. Wiltz, Lieutenant Governor and President of the Senate, in the chair.

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

Messrs. Boatner, Breaux, Ducros, Ellis, Garland, George, Goode, Kelly, Mitchell, Perkins, Richardson, Robertson, Sandiford, Steven, Stubbs, Texada, Wheeler, White and Zacharie—19.

Absent—Messrs. Allain, Bryant, Burch, Cage, Demas, Dumont, Eustis, Gla, Grover, Harper, Landry, Ogden, Stamps, Sutton, Twitchell, Wakefield and Young—17.

On motion of Mr. Robertson, the reading of the journal in detail was dispensed with.

MESSAGE FROM THE HOUSE.

The following message was received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
New Orleans, March 17, 1877.

To the Honorable the Senate of Louisiana:

I am instructed to inform your honorable body that the House has concurred in the following Senate bills with amendments:

Senate bill No. 88, "An act to regulate and limit the liability of parishes of this State, the parish of Orleans excepted, for costs and fees in criminal proceedings and trials before justices of the peace and in district and parish courts."

Senate bill No. 72, substitute for House bill No. 32, "An act to authorize the Governor to appoint an Assistant Attorney General, defining his duties and fixing his compensation, etc."

Also, that the House has concurred in Senate amendments to House bill No. 149, "An act to authorize the Police Jury to provide for funding the floating indebtedness of the parish of Claiborne; to verify the legality of said indebtedness and ascertain its amount, etc."

Also, that the House has finally passed the following House bills, and ask the concurrence of the Senate in the same.

House bill No. 260 substitute for Senate bill No. 97, "An act to amend and re-enact section six hundred and sixty-eight of the Revised Statutes of 1876."

And House bill No. 217, "An act for the relief of Otto M. Tennison, of the parish of Orleans."

Also House bill No. 257, "Joint resolution regarding surveys of Tangipahoa river," etc.

And House bill No. 259, "Joint resolution, requesting Representatives in Congress to urge Government aid in clearing Bayou Lafourche," etc.

Also, That the House has concurred in Senate amendments to the following House bills, viz.:

House bill No. 61, "An act to limit the time within which the answers of garnishees may be disproved or traversed, and to repeal all laws and parts of laws in conflict with the provisions of this act."

Also, House bill No. 175, "An act making the receiving or delivering of seed cotton in the night time, sold, bartered or otherwise disposed of, a misdemeanor, and prescribing the penalty therefor."

I am also instructed to inform your honorable body that the House is now ready to meet the Senate in joint assembly to ballot for a United States Senator.

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

Mr. Steven obtained unanimous consent to submit report of the Finance Committee on the revenue bill, immediately after the return of the Senate from joint session.

On motion of Mr. Steven the Senate proceeded in a body to the hall of the House of Representatives for the purpose of balloting in joint session for a United States Senator.

JOINT SESSION.

The joint session was called to order by the Hon. Louis A. Wiltz, Lieutenant Governor and President of the Senate.

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

Messrs. Boatner, Breaux, Ducros, Ellis, Garland, George, Goode, Grover, Kelly, Mitchell, Perkins, Richardson, Robertson, Sandiford, Steven, Stubbs, Texada, Wheeler, White and Zacharie—20.

On a call of the roll of the House the following members answered to their names:

Hon. L. Bush, Speaker; and Messrs. Aldige, Aycock, Buck, Bridger, Breard, Bowden, Brady, Barron, Berry, Bell, Briggs, Barbin, Billieu, Cockerham, Carloss, Cressy, Delavigne, Duke, Dupree, Fitzpatrick, Foerster, Ferguson, Gaskins, Gillespie, Huntington, Jonas, Kennedy, Kelly of Winn, Kelly of Orleans, Kernochan, Kidd, Lyons, Leeds, Lamare, Lea, Leonhard of Orleans, Martin, Means, McGehee, Newsom, Nunez, Porter, Peralta, Pitts, Richardson, Ryland, Rolle, Ridgley, Robertson, Sartain, Shakspeare, Singleton, Self, Stagg, Steele, Sellers, Smart, Taylor, Tremoulet, Toler, Voorhies, Washburn, Wood, Wilde, Young of Claiborne and Young of East Baton Rouge—67.

The President of the joint assembly then declared the object of this joint assembly was to ballot for a United States Senator for the term commencing March 4, 1877.

The Secretary of the Senate read the names of the candidates, to-wit:

Hon. B. F. Jonas of Orleans, Hon. Randall L. Gibson of Orleans, Hon. W. G. Wyly of Carroll.

Representative Ridgley nominated the Hon. Wm. B. Spencer, of the parish of Concordia.

Senator Boatner withdrew the name of Hon. F. C. Zacharie, of Orleans.

The rolls of the respective branches of the General Assembly were then called, with the following result:

Senator Garland and Representatives Aycock, Bowden, Brady, Berry, Bell, Carloss, Robertson, Ferguson, Dupree, Foerster, Gaskins, Gillespie, Lyons, Leeds, Leonhard, Newsom, Nunez, Porter, Pitts, Richardson, Ryland, Barbin, Shakspeare, Singleton, Stagg, Toler, Voorhies, Washburn, Wood, Young of Claiborne, and Young of East Baton Rouge, voted for the Hon. B. F. Jonas—32 votes.

Senators Ducros, Kelly and White and Representatives Aldige, Buck, Briggs, Cressy, Delavigne, Fitzpatrick, Kelly of Orleans, Lamare, Martin, Kernochan, Peralta, Rolle and Tremoulet voted for the Hon. R. L. Gibson—16 votes.

Senators Grover, Stubbs and Richardson and Representatives, Sartain, Barron and Kennedy voted for the Hon. W. G. Wyly—6 votes.

Senator Breaux voted for the Hon. F. C. Zacharie—1 vote.

Senators Boatner, Ellis, George, Goode, Mitchell, Perkins, Robertson, Sandiford, Steven, Texada, Wheeler and Zacharie, and Representatives Bush, Bridger, Breard, Cockerham, Duke, Jonas, Kelly of Winn, Kidd, Lea, Means, Self, Billieu, Steele, Sellers, Smart, Taylor, Ridgley and Wilde voted for the Hon. Wm. B. Spencer—30 votes.

Representative McGehee voted for the Hon. W. A. Robertson—1 vote.

Total number of votes cast, 86; necessary to a choice, 44.

The President declared that as neither candidate had received a majority of the votes cast in joint assembly, there was no election.

On motion of Mr. Boatner, the joint assembly adjourned, and the Senate withdrew to its own chamber.

The Senate was called to order by the Hon. Louis A. Wiltz, Lieutenant Governor and President of the Senate.

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

Messrs. Boatner, Ducros, Ellis, Garland, George, Goode, Grover, Kelly, Mitchell, Perkins, Richardson, Robertson, Sandiford, Steven, Stubbs, Texada, Wheeler, White and Zacharie—19.

MESSAGES FROM THE HOUSE.

The message from the House of Representatives concurring in Senate bill No. 99, entitled "An act to amend and re-enact sections 2702, 2234 and 2768 of the Revised Statutes of 1870, making it a crime and misdemeanor for acting or attempting to act as pilot to any vessel," etc., with the following amendments, viz:

First—Strike out the whole of section 1.

Second—Substitute for the title "An act to amend and re-enact section 2768 of the Revised Statutes, and to prescribe a penalty for discharging or attempting to discharge the duties of pilots without a license," was read.

On motion of Mr. Texada the Senate adhered to the original bill, and refused to concur in the House amendments.

On motion of the same Senator a conference was requested upon the bill and amendments.

The President appointed as the committee on the part of the Senate to meet a like committee from the House, Messrs. Texada, Ducros and Steven, and the Secretary was directed to notify the House of the action of the Senate.

Mr. White in the chair.

The message from the House of Representatives, giving notice of concurrence in Senate bill No. 74, entitled "An act to incorporate the town of Milliken's Bend, in the parish of Madison," with the following amendments, viz:

In line fourteen, page three, after the word "tax" insert the word "proper."

In line thirty, same page, after the word "five" insert the words "not to exceed fifty dollars."

In line thirty-one, same page, after the word "imprisonment," insert the words "not to exceed ten days."

Was read.

On motion of Mr. Stubbs the Senate concurred in the House amendments to Senate bill No. 74, and notice of concurrence was ordered sent to the House.

On motion of Mr. White the rules were suspended to take up and consider at this time the message and bills just received from the House of Representatives.

The House amendment to Senate bill No. 88, entitled "An act to regulate and limit the liability of parishes of this State, the parish of Orleans excepted, for costs and fees in criminal proceedings and trials before justices of the peace, and in district and parish courts," was read as follows: "In section four strike out the word 'eight' in the tenth line, and insert the word 'five' in lieu thereof."

On motion of Mr. White, the Senate concurred in this House amendment to Senate bill No. 88, and notice of concurrence was ordered sent to the House.

The following message was then received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
New Orleans, March 17, 1877.

To the Honorable the Senate of Louisiana:

I am instructed to inform your honorable body that the House agrees to the conference asked by the Senate on Senate bill No. 101, "An act to regulate the terms of parish courts and fix the salaries of parish judges."

And to inform your honorable body that the Speaker has appointed as the committee on the part of the House Messrs. Ryland, Bridger and Young of Claiborne.

PETER J. TREZEVANT,
Chief Clerk.

The House amendments to Senate bill No. 72, entitled "An act to authorize the Governor to appoint an Assistant Attorney General, defining his duties and fixing his compensation," etc.

Was read as follows, viz:

In first section strike out the words "on the written request of the Attorney General" in the twenty-third and twenty-fourth lines.

In seventh section after the word counsel in the fifteenth line insert the words "at the expense of the State."

On motion of Mr. White, the Senate concurred in House amendments to Senate bill No. 72, and notice of concurrence was ordered sent to the House.

House bill No. 217, entitled "An act for the relief of Otto M. Tennison, of the parish of Orleans," was read the first time.

On motion of Mr. White the constitutional rule was suspended, the bill read a second time and referred to the Committee on Claims.

House bill No. 257, entitled "Joint resolution regarding the survey of the Tangipahoa river," was read the first time.

On motion of Mr. Richardson the constitutional rule was suspended and the bill read a second time.

On motion of Mr. Richardson House bill No. 257 was ordered read a third time.

On motion of Mr. White the constitutional rules were suspended, the bill read a third time, finally passed, the title adopted, and notice of concurrence ordered sent to the House.

Mr. White moved to reconsider the vote whereby House bill No. 257 finally passed, and moved to lay that motion on the table, and the motion to table prevailed.

House bill No. 259, entitled "Joint Resolution requesting Representatives in Congress to urge government aid in clearing Bayou Lafourche," was read a first time.

On motion of Mr. White, the constitutional rules were suspended and the bill read a second time.

On motion of Mr. White, the bill was ordered read a third time.

On motion of Mr. White, the constitutional rules were suspended, the bill read a third time, finally passed, the title adopted, and notice of concurrence ordered sent to the House.

Mr. White moved to reconsider the vote whereby the bill finally passed, and moved to lay that motion on the table.

And the motion to table prevailed.

House bill No. 260, entitled "An act to amend and re-enact section 668 of the Revised Statutes of 1870," was read a first time.

On motion of Mr. White, the constitutional rules were suspended and the bill read a second time, and referred to the Committee on Judiciary.

Under previous notice Mr. Breaux introduced Senate bill No. 125, entitled "An act to repeal act No. 9 of 1874, relative to the unlicensed sale of lottery tickets in the city of New Orleans, and conferring on the police courts power to suppress the same. Also act No. 10, of 1874, relative to crimes and offenses to declare the sale of illegal lottery tickets, or the drawing of any illegal lottery a misdemeanor, and to provide for the punishment of the same, and to regulate the evidence to be received upon the trial of such offenses," which was read a first time.

Mr Breaux moved to suspend the constitutional rules and place the bill upon its second reading, and demanded the yeas and nays. The roll being called, resulted as follows:

Yeas—Messrs. Boatner, Breaux, Ducros, George, Goode, Perkins, Sandiford, Stubbs and Wheeler—9.

Nays—Ellis, Garland, Grover, Kelly, Mitchell, Richardson, Robertson, Steven, Texada, White and Zacharie—11.

Absent—Messrs. Allain, Bryant, Burch, Cage, Demas, Dumont, Eustis, Gla, Harper, Landry, Ogden, Stamps, Sutton, Twitchell, Wakefield and Young—16.

And the rules were not suspended.

REPORTS OF COMMITTEES.

Mr. Goode, chairman of the Committee on Judiciary, submitted the following report:

ROOMS SENATE JUDICIARY COMMITTEE,
March 17, 1877.

To the Honorable President and Members of the Senate:

Your Committee on Judiciary having had under consideration House bill No. 259 report the same favorably, with the following amendments: After the word repealed at the end of the first section, insert "and the said chief justice and associate justices shall receive the salaries fixed by article seventy-five of the constitution, to wit, the chief justice shall receive an annual salary of seven thousand five hundred dollars, and the associate justices an annual salary of seven thousand dollars, payable quarterly on their own warrants."

Respectfully,
F. S. GOODE, Chairman.

Which lies over under the rules.

Mr. Grover, chairman of the Committee on Corporations and Parochial Affairs, submitted the following report:

ROOMS COMMITTEE ON CORPORATIONS AND PAROCHIAL AFFAIRS,
New Orleans, March 16, 1877.

To the Honorable President and Members of the Senate:

Gentlemen—Your committee to whom was referred House bill No. 197, substitute for House bill No. 123, beg leave to report favorably with the following amendments: Section 3, line 21, after the word "dollars" insert the words "and the said amount of bonds shall have been actually surrendered to and cancelled by the Administrator of Finance."

Section 6, line 8, strike out the word "five" and insert in lieu thereof the word "four;" in line 11 insert after the words "Mayor of the city" the words "the Administrator of Waterworks and Public Buildings;" in line 14 after the word "company" strike out all the words in said line; also, strike out lines 15 to 24 inclusive, and line 25 up to and including the word "thereof;" in line 26 after the word "Mayor" (House amendments) insert the words "and Administrators;" in line 30 after the word "stockholders" strike out everything down to and including the word "stock" in line 36; in line 39 strike out the words "except that," all of lines 40, 41, 42, and the words "before mentioned" in line 43.

Respectfully submitted,
JAS. H. GROVER, Chairman.

On motion of Mr. Grover, the rules were suspended to consider the report at this time.

On motion of Mr. Grover, the report was adopted.

INTRODUCTION OF BILLS.

Mr. Goode obtained unanimous consent to introduce, without previous notice, Senate bill No. 124, entitled, "An act authorizing the appointment of an Assistant State Treasurer, defining his duties, fixing his salary and the manner of paying the same."

Was read a first time.

Lieutenant Governor Wiltz in the chair.

On motion of Mr. Goode, the constitutional rules were suspended and the bill read a second time.

On motion of Mr. Goode, the bill was considered engrossed and ordered read a third time

On motion of Mr. Goode, the constitutional rules were suspended, the bill read a third time, finally passed, title adopted, and ordered sent to the House for concurrence.

Mr. Goode moved to reconsider the vote whereby Senate bill No. 124 was finally passed; which motion was laid on the table.

Mr. Grover, of the Committee on Corporations, submitted the following report:

ROOMS COMMITTEE ON CORPORATIONS AND PAROCHIAL AFFAIRS,
New Orleans, March 16, 1877.

To the Honorable President and Members of the Senate of Louisiana:

Gentlemen—Your committee, to whom was referred Senate bill No. 114, entitled "An act to authorize the funding of the debt of the town of Plaquemine, and to provide the means for the payment thereof," beg leave to report without action, and recommend that it be recommitted to the Committee on Lands and Levees.

Respectfully submitted,
JAS. H. GROVER, Chairman.

On motion of Mr. Grover the report was adopted and the bill so referred.

ACTION ON REPORTS LYING OVER.

The favorable report of the Committee on Canals, Drainage and Inland Navigation, on Senate bill No. 37, entitled "An act to define the object of drainage assessments, and to regulate the collection of same, and to prevent judgments for assessments being rendered as personal judgments, and to repeal so much of act No. 57, approved March 1, 1861, as makes such judgments personal, and to confine the execution under assessment judgments to the property on which the assessment is levied."

Was on motion of Mr. Texada adopted.

On motion of Mr. Steven the rules were suspended to consider the bill at this time.

On motion of Mr. Steven, Senate bill No. 37, was considered engrossed, and ordered read a third time.

On motion of Mr. Steven, the constitutional rules were suspended, the bill read a third time, finally passed, the title adopted, and ordered sent to the House for concurrence.

SENATE BILLS ON SECOND READING.

Senate bill No. 120, entitled "An act to authorize G. R. Finlay and Henry Freisen, composing the commercial firm of G. R. Finlay & Co., to institute suit against the State of Louisiana."

Was on motion of Mr. Robertson considered engrossed, and ordered read a third time.

SENATE BILLS ON THIRD READING.

Senate joint resolution No. 2, entitled "Joint resolution creating a commission of eleven persons to frame a Criminal Code for the State of Louisiana," was, on motion of Mr. Steven, read a third time, finally passed, the title adopted, and ordered sent to the House for concurrence.

HOUSE BILLS ON FIRST READING.

House bill No. 228, entitled "An act relative to the taking of testimony of physicians," was read a first time.

On motion of Mr. Robertson, the constitutional rules were suspended, the bill read a second time and referred to the Committee on Judiciary.

House bill No. 252, entitled "An act to incorporate Jackson Fire Company No. 18 of the city of New Orleans," was read a first time.

On motion of Mr. Robertson the constitutional rules were suspended, and the bill read a second time.

On motion of Mr. Kelly the bill was ordered read a third time.

On motion of Mr. Kelly the constitutional rules were suspended, the bill read a third time, finally passed, the title adopted, and notice of concurrence ordered sent to the House.

Mr. Kelly moved to reconsider the vote whereby the bill finally passed, and moved to lay that motion on the table, and the motion to table prevailed.

HOUSE BILLS ON SECOND READING.

House bill No. 75, entitled "An act to limit the appropriations and expenditures of parishes and municipal corporations; to prohibit the issue of warrants; to permit police juries to make certain contracts, and prescribing certain penalties."

Mr. Breaux in the chair.

The following message was received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
New Orleans, March 17, 1877.

To the Honorable the Senate of the State of Louisiana:

I am instructed to inform your honorable body that in pursuance to Act No. 49, relative to the State Printer, approved March 12, 1877, the House proceeded to an election, which resulted in the selection of the following members on the part of the House: Messrs. Louis Leonhard and J. M. Lamare, of Orleans.

PETER J. TREZEVANT,
Chief Clerk.

Mr. Goode offered the following amendment to section 4:

Add to section 4 the words "provided the compensation allowed shall not exceed fifty per centum of the fees allowed by the laws of the State."

The amendment was adopted.

On motion of Mr. White, the bill was ordered read a third time.

On motion of Mr. White, the constitutional rules were suspended, the bill read a third time, finally passed, and notice of concurrence ordered sent to the House.

Mr. White moved to reconsider the vote whereby the bill finally passed, and moved to lay that motion on the table, and the motion to table prevailed.

House bill No. 16, entitled "An act to repeal act No. 165 of the acts of 1869, was, on motion of Mr. Robertson, postponed until Saturday, March 24, 1877, and made the special order of the day for 1 o'clock.

House bill No. 95, entitled "An act to define liens, privileges and judgments for taxes and assessments on real property, and to limit the same, and to define the duties of sheriffs and recorders of mortgages in relation thereto," was, on motion of Mr. Robertson, postponed until Monday, March 19, 1877, and made the special order of the day at 2 o'clock.

House bill No. 143, entitled "An act to amend and re-enact section 633 of the Revised Statutes of the State of Louisiana in relation to corporations," was, on motion of Mr. White, postponed until Wednesday, March 21, 1877, and made the special order of the day for 1 o'clock, and ordered to be printed.

House bill No. 179, entitled "An act to provide for gauging and inspecting coal oils and illuminating oils, or fluids derived wholly or in part from coal or petroleum, to regulate or dispose of the same, to prohibit in certain cases the sale or disposition of illuminating oils or fluids dangerous to life or property, and to prescribe penalties for violations of this act," was read a third time, and was on motion of Mr. Robertson postponed until Tuesday, March 20, 1877, made the special order of the day for 1 o'clock and ordered printed.

House bill No. 214, entitled "An act to provide for the disposition of offal, garbage, night soil and dead animals, in the parishes of Orleans, Jefferson and St. Bernard, and to provide for the disposition of offal, droppings of slaughter-houses and dead animals in said parishes," was on motion of Mr. Zacharie ordered read a third time.

Lieutenant Governor Wiltz in the chair.

On motion of Mr. Robertson the constitutional rules were suspended, the bill read a third time, finally passed the title adopted, and notice of concurrence ordered sent to the House.

House bill No. 153, entitled, "An act to reorganize and render more efficient the Board of Health of the State of Louisiana to define its powers and prescribe its duties, and those of quarantine and other officers under its control; to provide for its expenses, and for the recording of births, deaths and marriages in the parish of Orleans; for the inspection of cattle and meat in said parish; to provide penalties for the enforcement of this act, and for violation of the same, and for the ordinances and orders made in pursuance thereof."

Was, on motion of Mr. Perkins, postponed until Wednesday, March 21, 1877, made the special order of the day for 2 o'clock, and ordered printed.

On motion of Mr. White, the Senate proceeded to elect, under act No. 49, approved March 12, 1877, "relative to State printer," two members of the Printing Board.

Mr. Breaux nominated Senator W. A. Robertson.

Mr. Mitchell nominated Senator Will Steven.

On motion of Mr. Breaux, the nominations were closed.

On motion of Mr. Breaux, Senators Robertson and Steven were declared the unanimous choice of the Senate for members of the Printing Board.

On motion of Mr. White the vote whereby Senators Robertson and Steven were declared the unanimous choice of the Senate as members of the Printing Board was reconsidered.

Mr. Boatner moved to reconsider the vote whereby the election was ordered.

On motion of Mr. Breaux the Senate went into executive session.

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

Nays—Messrs. Boatner, Ducros, Ellis, Garland, George, Goode, Kelly, Mitchell, Ogden, Perkins, Richardson, Robertson, Sandiford, Steven, Stubbs, Texada, Wheeler, White and Zacharie—18.

Absent—Messrs. Allain, Breaux, Burch, Bryant, Cage, Demas, Dumont, Eustis, Gla, Harper, Landry, Mitchell, Stamps, Sutton, Twitchell, Wakefield and Young—18.

On motion of Mr. Robertson, the Senate adjourned until Monday, March 19, 1877, at 12 m.

JOHN CLEGG,
Secretary of the Senate.

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—OF THE—

FIFTH GENERAL ASSEMBLY

—OF THE—

STATE OF LOUISIANA.

HOUSE OF REPRESENTATIVES.

EXTRA SESSION OF 1877.

Fourteenth Day's Proceedings.

HOUSE OF REPRESENTATIVES,
New Orleans, La., Saturday, March 17, 1877.

The House was called to order at 11:40 o'clock a. m. Present:

Hon. L. Bush, Speaker, and Messrs. Aldige, Aycock, Bridger, Breard, Bowden, Barron, Brady, Billieu, Buck, Berry, Bell, Briggs, Barbin, Cockerham, Carloss, Cressy, Delavigne, Duke, Dupree, Ferguson, Fitzpatrick, Foerster, Gaskins, Gillespie, Jonas, Kennedy, Kelly of Orleans, Kidd, Lyons, Leeds, Lamare, Lea, Leonhard of Orleans, Martin, Means, McGehee, Newsom, Nunez, Porter, Peralta, Pitts, Richardson, Robertson, Ryland, Rolle, Ridgley, Shakspeare, Singleton, Self, Stagg, Steele, Sellers, Smart, Taylor, Tremoulet, Toler, Voorhies, Washburn, Wood, Young of Claiborne, and Young of East Baton Rouge.

Sixty-four members and a quorum.

The journal of March 16 was approved.

Mr. Bowden offered the following

CONCURRENT RESOLUTION:

Resolved by the House of Representatives the Senate concurring, That a joint committee of — members of the Senate and — members of the House of Representatives be appointed for the purpose of examining the whole indebtedness of the State; the amount of bonds issued by the State and the object for which they were issued; the amount of outstanding warrants issued by the Auditor of Public Accounts and the laws under which they were issued; the amount of school sections sold, the form under which they were sold and the disposition of the sale thereof; said committee to sit during the recess of the General Assembly, to be allowed no pay for such services, but to employ such assistants as they may think necessary, and to report at the next regular session of the General Assembly.

The concurrent resolution lies over under the rules.

Mr. Berry made the following motion:

That in pursuance of act No. 49, approved March 12, 1877, we do proceed to an election of two members to constitute the Board of State Printers immediately after the joint session of this day.

The motion was carried.

Mr. Jonas, chairman, on behalf of the Committee on Judiciary, reported as follows.

ROOMS COMMITTEE ON JUDICIARY,
New Orleans, March 17, 1877.

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

Gentlemen—Your Committee on Judiciary have the honor to make the following report:

Favorably with amendments on House bill No. 237, "An act to compel assessors to assess properties heretofore exempted from taxation, belonging to church, school, benevolent and charitable institutions; to fix the licenses on grocers selling liquors by the glass, and on private banking houses, and to repeal section 2 of act 12, approved March 5, 1872."

Favorably, with amendment, on House bill No. 157, "An act to amend and re-enact article 1116 of the Code of Practice."

Favorably on Senate bill No. 111, substitute for Senate bill 109, "An act to facilitate the collection of taxes throughout the State."

Favorably on House bill No. 256, "An act to entitle all persons accused of crime to testify in their own behalf."

B. F. JONAS, Chairman.

Mr. Bowden, chairman, on behalf of the Committee on Parochial Affairs, reported as follows:

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

Your Committee on Parochial Affairs to whom was referred Senate bill 109, "An act No. 38, authorizing the Governor to appoint additional police jurors in country parishes, directing police juries to re-district their respective parishes into police jury wards, and these wards into one or more justices of the peace and election wards, and fixing the number of members, the time and manner of their election, the mode of filling vacancies in the police jury, and vacancies which hereafter may occur fixing the compensation of police jurors; providing forfeitures for their neglect of duty, and the mode of enforcing the same; repealing act No. 37, approved April 27th, 1871, entitled 'An act re-organizing the police juries of the State,' prescribing the number thereof, and the mode of electing and fixing their duties and compensation."

Having considered said bill, report favorably with amendments.

L. H. BOWDEN, Chairman.

Mr. Washburn, chairman, on behalf of the Committee on Lands and Levees, reported as follows:

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

Gentlemen—Your Committee on Lands and Levees have had under consideration Senate bill No. 121, and report favorably, and recommend its passage.

W. M. WASHBURN,
Chairman.

Mr. Kidd, chairman, on behalf of the Committee on Enrollment reported as follows:

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

Gentlemen—The Committe on Enrollment respectfully report as properly enrolled House bills Nos. 175, 61, 63, 240, 190, and 210, also concurrent resolution relative to condition of State Treasurer's office, and concurrent resolution relative to loss of assessment rolls.

E. E. KIDD,
Chairman.

On motion of Mr. Fitzpatrick, leave of absence was granted to Mr. Kernochan for the remainder of this day and Monday next.

Mr. Aldige, chairman, on behalf of the Committee on Banks and Banking, presented the following report:

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

Gentlemen—Your Committee on Banks and Banking have had under consideration Senate bill No. 47, and report by substitute, as follows: "An act to provide for obtaining and publishing reports of banks, banking and savings institutions, and trust companies organized under the laws of the State of Louisiana, and prescribing the form thereof, fixing penalties for non-compliance therewith; defining the rights and duties of the State Treasurer, Attorney General, and State Auditor; also the rights of stockholders and creditors, and the duty of the General Assembly, and in relation thereto," and recommend the passage of the substitute.

J. ALDIGE, Chairman.

BILLS INTRODUCED.

The following named members asked and obtained leave to introduce the following bills, which, under a suspension of the rules, were passed to their second reading and referred as follows:

By Mr. Leeds—

House bill No. 261, An act to fix and regulate the fees of clerks of courts in the parish of Orleans in city tax suits.

Referred to the Committee on the Judiciary.

By Mr. Lyons—

House bill No. 262, An act to punish routs, riots and unlawful assemblies.

Referred to the Committee on the Judiciary.

By Mr. Lyons—

House bill No. 263, An act to punish the unlawful setting at liberty any person accused or convicted of an offense not capital.

Referred to the Committee on the Judiciary.

By Mr. Hill, of Orleans—

House bill No. 264, An act for the relief of Thos. H. Handy, Civil Sheriff for the parish of Orleans.

Referred to the Committee on Claims.

BILL INTRODUCED AND PASSED.

By Mr. Hill, of Orleans—

House bill No. 265, "An act to authorize the tax collector of the First District of the State to receive as cash the receipts of E. C. Payne, given for amounts advanced on account of taxes and licenses."

Under a suspension of the constitutional rule the bill was passed to its second reading, and so amended as to read as follows:

SECTION 1. *Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened*, That the receipts heretofore given by E. C. Payne and other collectors for amounts advanced on account of licenses and taxes due the State be and are hereby made receivable by the several tax collectors of the State in payment of all State taxes and licenses due the State; *provided*, that a statement of the amounts so advanced and reliable be approved by the President and Speaker of the House of Representatives, and be filed with the Auditor; and further, that the first cash money received on account of the general fund shall replace the receipts therein made receivable as cash.

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

The bill as amended was taken as engrossed, and, under a further suspension of the rules, was read a third time and passed.

The title was amended so as to read as follows:

"An act to authorize the tax collector of the State to receive as cash the receipts of E. C. Payne and other collectors, given for amounts advanced on account of taxes and licenses."

Mr. Kidd, chairman, on behalf of the Committee on Enrollment, reported as correctly enrolled House bill No. 149, relative to funding the floating debt of the parish of Claiborne.

JOINT SESSION.

A joint session of the General Assembly was held for the purpose of further balloting for a Senator to represent the State of Louisiana in the Senate of the United States for the term beginning March 4, 1877, Hon. L. A. Wiltz, Lieutenant Governor and President of the Senate, presiding.

The roll of the Senate was called, when the following Senators answered to their names:

Messrs. Boatner, Breaux, Ducros, Ellis, Garland, Goode, Grover, George, Kelly, Mitchell, Perkins, Richardson, Robertson, Sandiford, Steven, Stubbs, Texada, Wheeler and Zacharie—19.

The roll of the House being called, the following members answered to their names:

Hon. L. Bush, Speaker, and Messrs. Aldige, Aycock, Bridger, Breard, Bowden, Brady, Buck, Berry, Bell, Briggs, Barbin, Billieu, Cockerham, Carloss, Cressy, Delavigne, Duke, Dupree, Fitzpatrick, Foerster, Ferguson, Gaskins, Gillespie, Huntington, Jonas, Kennedy, Kelly of Winn, Kelly of Orleans, Kidd, Kernochan, Lyons, Leeds, Lamare, Lea, Leonhard of Orleans, Martin, Means, McGehee, Newsom, Nunez, Porter, Peralta, Pitts, Richardson, Ryland, Robertson, Rolle, Ridgley, Sartain, Shakspeare, Singleton, Self, Stagg, Steele, Sellers, Smart, Taylor, Tremoulet, Toler, Voorhies, Washburn, Wood, Wilde, Young of Claiborne, and Young of East Baton Rouge.

Sixty-seven members and a quorum.

The presiding officer announced that the General Assembly of the State of Louisiana had met in this joint session, as required by law, for the purpose of balloting for a Senator to represent the State of Louisiana in the Senate of the United States, for the term beginning March 4, 1877.

Nominations were read as follows:

Messrs. Jonas, Gibson, Wyly and Zacharie.

Mr. Boatner of the Senate, withdrew the name of the Hon. F. C. Zacharie of Orleans.

Mr. Ridgley, of the House, nominated the Hon. W. B. Spencer of Carroll.

There being no further nominations the roll of the Senate was called with the following result:

Senators Boatner, Ellis, George, Goode, Mitchell, Perkins, Robertson, Sandiford, Steven, Texada, Wheeler and Zacharie, voted for the Hon. William B. Spencer—12 votes.

Senator Breaux voted for the Hon. F. C. Zacharie—1 vote.

Senators Ducros, Kelly and White, voted for Hon. R. L. Gibson—3 votes.

Senator Garland voted for Hon. B. F. Jonas—1 vote.

Senators Grover, Stubbs and Richardson, voted for Hon. W. G. Wyly—3 votes.

The roll of the House was called when the following members voted for the Honorable B. F. Jonas:

Messrs. Aycock, Bowden, Brady, Berry, Bell, Carloss, Robertson, Ferguson, Dupre, Foerster, Gaskins, Gillespie, Lyons, Leeds, Leonhard, Newsom, Nunez, Porter, Pitts, Richardson, Ryland, Barbin, Shakspeare, Singleton, Stagg, Toler, Voorhies, Washburn, Wood Young of Claiborne and Young of East Baton Rouge—31.

The following members voted for the Hon. Randall L. Gibson:

Messrs. Aldige, Buck, Briggs, Cressy, Delavigne, Fitzpatrick, Kelly of Orleans, Lamare, Martin, Kernochan, Peralta, Rolle and Tremoulet—13.

The following members voted for the Honorable W. G. Wyly:

Messrs. Sartain, Barron and Kennedy—3.

The following members voted for the Hon. W. B. Spencer:

Speaker Bush, and Messrs. Bridger, Breard, Cockerham, Duke, Jonas, Kelly of Winn, Kidd, Lea, Means, Self, Billieu, Steele, Sellers, Smart, Taylor, Ridgely and Wilde—18.

Mr. McGehee voted for the Hon. W. A. Robertson—1.

Total vote 86, necessary to a choice 44.

No one candidate having received a majority of all the votes cast, the presiding officer declared that there had been no election.

On motion of Mr. Ryland, of the House, the joint assembly adjourned, and the Senate withdrew to its chamber.

HOUSE BUSINESS RESUMED.

After joint session the roll of the House was called as follows:

Hon. L. Bush, Speaker, and Messrs Aldige, Aycock, Barbin, Billieu, Bridger, Breard, Bowden, Barron, Brady, Buck, Berry, Bell, Briggs, Cockerham, Carloss, Cressy, Delavigne, Duke, Dupree, Fitzpatrick, Foerster, Ferguson, Gaskins, Gillespie, Huntington, Jonas, Kennedy, Kelly of Winn, Kelly of Orleans, Kidd, Kernochan, Lyons, Leeds, Lamare, Lea, Leonhard of Orleans, Martin, Means, McGehee, Newsom, Nunez, Porter, Peralta, Pitts, Richardson, Rolle, Robertson, Ryland, Ridgley, Shakspeare, Singleton, Self, Stagg, Steele, Sellers, Smart, Sartain, Taylor, Tremoulet, Toler, Voorhies, Washburn, Wood, Young of Claiborne, and Young of East Baton Rouge.

Sixty-seven members and a quorum.

MESSAGES FROM THE SENATE.

A message was received from the Senate informing the House that the Senate had refused to agree to the amendments made by the House to Senate bill No. 101, entitled "An act to regulate the terms of parish courts, and to fix the salaries of parish judges," and requesting that a committee of conference be appointed on the part of the House to confer with a like committee on the part of the Senate respecting said amendments.

The request of the Senate was agreed to and the Speaker appointed on said committee of conference on the part of the House, Messrs. Ryland, Bridger and Young of Claiborne. Senators Robertson, Boatner and Goode having been appointed on the part of the Senate.

A further message was received from the Senate as follows:

SENATE CHAMBER STATE OF LOUISIANA,
New Orleans, March 17, 1877.

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

Gentlemen—I am directed to inform your honorable body that the Senate has finally passed and request your concurrence in Senate bill No. 60, "An act entitled an act to enlarge the territory and boundaries of the parish of St. Mary."

Also, that the Senate has concurred in House amendments to Senate bill No. 72, substitute for House bill No. 32, Senate Judiciary Committee, entitled "An act to authorize the Governor to appoint an Assistant Attorney General, defining his duties and fixing his compensation, etc."

Also, that the Senate has concurred in House amendments to Senate bill No. 74, "An act to incorporate the town of Milliken's Bend in the parish of Madison."

Also, that the Senate concurs in House amendments to Senate bill No. 88, "An act to regulate and limit the liability of the parishes of this State, the parish of Orleans excepted, for costs and fees in criminal proceedings and trials before Justices of the Peace and in District and Parish Courts."

And that the Senate has concurred in the following House bills:

House bill No. 259, "Joint resolution requesting Representatives in Congress to urge government aid in clearing Bayou Lafourche."

Joint resolution, House bill 257, regarding surveys of Tangipahoa River, etc.

House bill No. 252, "An act to incorporate Jackson Fire Company No. 18 of the city of New Orleans."

House bill No. 211, "An act to provide for the disposition of offal, garbage, night soil and dead animals," etc.

Also that the Senate refuses to concur in House amendments to Senate bill No. 99, "An act to amend and re-enact sections 2702, 2234 and 2768 of the Revised Statutes of the State of Louisiana, making it a crime and misdemeanor for acting or attempting to act as pilot," etc., and requests a conference committee, and that the President of the Senate has appointed on the conference committee Senators Texada, Ducros and Steven.

Also that the Senate has finally passed and requests your concurrence in Senate joint resolution No. 3, "To raise a commission of eleven persons to frame a Criminal Code