OFFICIAL JOURNAL

—OF THE—

FIFTH GENERAL ASSEMBLY

—OF THE—

STATE OF LOUISIANA.

EXTRA SESSION OF 1877.

SENATE.

Twenty-Second Day's Proceedings.

SENATE CHAMBER,
New Orleans, Tuesday, March 27, 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, Eustis, Garland, George, Goode, Grover, Kelly, Mitchell, Ogden, Perkins, Richardson, Robertson, Sandiford, Stubbs, Steven, Texada, Wheeler, White and Zacharie—22.

Absent—Messrs. Allain, Bryant, Burch, Cage, Dumont, Gla, Harper, Landry, Stamps, Sutton, Twitchell, Wakefield and Young—13.

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

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
New Orleans, March 27, 1877.

To the Honorable the Senate of the State of Louisiana:

I am directed 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.

SPECIAL ORDER OF THE DAY.

Senate bill No. 132, entitled "An act to repeal an act entitled 'An act to regulate the conduct and maintain the freedom and purity of elections; to prescribe the mode of making returns thereof; to provide for the election of returning officers, and define their powers and duties; to prescribe the mode of entering on the rolls of the Senate and House of Representatives, and to enforce Art. 103 of the Constitution, being Act No. 98, approved Nov. 30th, 1872. To provide the time and manner of holding elections and making the returns thereof; to define the powers and duties; to provide for the appointment of Commissioners and other officers of election; to provide for the maintenance of the freedom and purity of elections, and for the punishment of officers and other persons who may violate the election laws by making false returns, or altering returns, or by refusing, or neglecting, or failing to perform their duties; to punish persons for false, fraudulent or illegal voting, and to punish violence or intimidation. To provide the manner of entering on the rolls of the House of Representatives, and to enforce Art. 103 of the Constitution, and generally to secure and provide for a free, fair and peaceable election throughout the State, and to repeal conflicting laws,'"

Was on motion of Mr. White postponed until after joint session.

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

On motion of Mr. Robertson 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.

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

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

The roll of the House was called when the following members answered to their names:

Hon. L. Bush, Speaker, and Messrs. Aldige, Aycock, Bridger, Breard, Bowden, Brady, Buck, Barron, Briggs, Berry, Bell, Cockerham, Carloss, Cressy, Delavigne, Duke, Dupree, Estopinal, Ferguson, Fitzpatrick, Foerster, Gaskins, Gillespie, Huntington, Hammond, 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, Shakspeare, Sartain, Singleton, Self, Spiller, Stagg, Steele, Sellers, Smart, Taylor, Tremoulet, Toler, Voorhies, Wood, Wilde, Williams, Young of Claiborne and Young of East Baton Rouge—68.

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. John Smith, of Jackson.

Representative Buck nominated Hon. E. John Ellis, of Orleans.

Representative Hammond nominated Hon. L. A. Sheldon, of Orleans.

Representative Cressy nominated Hon. John S. Billieu, of Lafourche.

Representative Ridgley withdrew the name of Hon. Cain Sartain, of Carroll.

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

Senators Boatner and Ducros and Representatives Aycock, Bridger, Bowden, Berry, Bell, Dupree, Estopinal, Ferguson, Foerster, Leeds, Newsom, Ridgley, Ryland, Shakspeare, Singleton, Stagg, Smart, Wood, Wilde and Williams voted for the Hon. B. F. Jonas—22 votes.

Senator Kelly and Representatives Delavigne, Fitzpatrick, Lamare, Porter and Tremoulet voted for the Hon. Randall L. Gibson—6 votes.

Senator Grover and Representatives Aldige, McGehee and Sartain voted for the Hon. L. A. Sholden—4 votes.

Senators Ellis and Goode and Representatives Barron, Briggs, Cockerham, Carloss, Cressy, Duke, Gillespie, Huntington, Kennedy, Kelly of Winn, Kelly of Orleans, Kernochan, Lyons, Lea, Leonhard of Orleans, Martin, Means, Nunez, Peralta, Rolle, Robertson, Toler, Voorhies, and Young of Claiborne, voted for the Hon. J. S. Billieu—26 votes.

Senators Eustis, Garland, George, Mitchell, Ogden, Richardson, Robertson, Sandiford, Steven, Stubbs, Texada and Wheeler and Representatives Bush, Breard, Gaskins, Hammond, Jonas, Pitts, Richardson, Self, Steele, Sellers, Taylor and Young of East Baton Rouge voted for the Hon. G. H. Ellis—24 votes.

Messrs. Billieu, Brady, Buck and Spiller voted for the Hon. E. John Ellis—4 votes.

Total number of votes cast, 87; necessary to a choice, 44.

The President declared that as no one of the candidates had received a majority of the votes cast in joint assembly, there was no election.

On motion of Mr. Robertson, 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, in the chair.

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

Messrs. Breaux, Ducros, Ellis, Eustis, Garland, George, Goode, Kelly, Mitchell, Ogden, Perkins, Richardson, Sandiford, Stubbs, Texada, Wheeler, White and Zacharie—18.

Absent—Messrs. Allain, Boatner, Bryant, Burch, Cage, Dumont, Gla, Grover, Harper, Landry, Robertson, Stamps, Steven, Sutton, Twitchell, Wakefield and Young—17.

On motion of Mr. Ogden, the Senate took a recess for one hour.

AFTER RECESS.

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

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

Messrs. Ducros, Ellis, Eustis, Garland, George, Goode, Kelly, Mitchell, Perkins, Richardson, Robertson, Sandiford, Stubbs, Texada, Wheeler, White and Zacharie—17.

Absent—Messrs. Allain, Boatner, Breaux, Bryant, Burch, Cage, Dumont, Gla, Grover, Harper, Landry, Ogden, Stamps, Steven, Sutton, Twitchell, Wakefield and Young—18.

On motion of Mr. George, the Senate adjourned until Wednesday, March 28, 1877, at 12 o'clock m.

JOHN CLEGG,
Secretary of the Senate.

OFFICIAL JOURNAL

—OF THE—

FIFTH GENERAL ASSEMBLY

—OF THE—

STATE OF LOUISIANA.

EXTRA SESSION OF 1877.

HOUSE OF REPRESENTATIVES.

Twenty-Second Day's Proceedings.

HOUSE OF REPRESENTATIVES,
New Orleans, Tuesday March 27, 1877.

The House being called to order, the roll was called as follows:

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

Sixty-eight members and a quorum.

JOINT SESSION.

The Senate was announced and invited to enter.

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. Will Steven, of the Senate, presiding.

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

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

Twenty-one Senators.

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

Hon. L. Bush, Speaker, and Messrs. Aldige, Aycock, Bridger, Breard, Billieu, Bowden, Barron, Brady, Buck, Berry, Bell, Briggs, Cockerham, Carloss, Cressy, Delavigne, Duke, Dupree, Estopinal, Ferguson, Fitzpatrick, Foerster, Gaskins, Gillespie, Huntington, Hammond, 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, Ridgley, Rolle, Robertson, Sartain, Shakspeare, Singleton, Self, Spiller, Stagg, Steele, Sellers, Smart, Taylor, Tremoulet, Toler, Voorhies, Wood, Wilde, Williams, Young of Claiborne, and Young of East Baton Rouge.

Sixty-nine 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, Texada, George, Sartain and Smith.

Mr. Ridgley withdrew the name of the Hon. Cain Sartain, of Carroll.

Mr. Ellis withdrew the name of the Hon. Lewis Texada, of Rapides.

Mr. Buck, of the House, nominated the Hon. E. J. Ellis, of Orleans.

Mr. Sartain, of the House, nominated the Hon. L. A. Sheldon, of Orleans.

Mr. Cressy, of the House, nominated the Hon J. S. Billieu, of Lafourche.

There being no further nominations the roll of the Senate was called, as follows:

Senators Boatner and Ducros voted for the Hon. B. F. Jonas.

Senator Grover voted for the Hon. L. A. Sheldon.

Senators Ellis and Goode voted for the Hon. John S. Billieu.

Senators Eustis, Garland, George, Mitchell, Ogden, Richardson, Robertson, Sandiford, Steven, Stubbs, Texada and Wheeler voted for the Hon. G. H. Ellis.

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

Messrs. Aycock, Bridger, Bowden, Berry, Bell, Dupree, Estopinal, Ferguson, Foerster, Leeds, Newsom, Ridgley, Ryland, Shakspeare, Singleton, Stagg, Smart, Wood, Wilde and Williams—20.

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

Messrs. Delavigne, Fitzpatrick, Lamare, Porter and Tremoulet—5.

The following members voted for the Hon. L. A. Sheldon:

Messrs. Aldige, McGehee and Sartain—3.

The following members voted for the Hon. E. John Ellis:

Messrs. Billieu, Brady, Buck and Spiller—4.

The following members voted for the Hon. J. S. Billieu:

Messrs. Barron, Briggs, Cockerham, Carloss, Cressy, Duke, Gillespie, Huntington, Kennedy, Kelly of Winn, Kelly of Orleans, Kernochan, Lea, Lyons, Leonhard, Martin, Means, Nunez, Peralta, Rolle, Robertson, Toler, Voorhies and Young of Claiborne—24.

The following members voted for the Hon. G. H. Ellis:

Hon. L. Bush, Speaker, and Messrs. Breard, Gaskins, Hammond, Jonas, Pitts, Richardson, Self, Steele, Sellers, Taylor and Young of East Baton Rouge—12.

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. Robertson, of the Senate, 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, Bridger, Breard, Billieu, Barbin, Bowden, Barron, Brady, Berry, Bell, Briggs, Cockerham, Carloss, Cressy, Delaigne, Duke, Dupree, Estopinal, Ferguson, Fitzpatrick, Foerster Gaskins, Gillespie, Huntington, Hammond, Hill of Orleans, Jonas, Kennedy, Kelly of Winn, Kelly of Orleans, Kernochan, Kidd, Lyons, Leeds, Lamare, Lea, Leonhard of Orleans, McGehee, Means, Newsom, Nunez, Porter, Pitts, Peralta, Richardson, Ryland, Rolle, Ridgley, Shakspeare, Singleton, Self, Spiller, Stagg, Steele, Sellers, Smart, Taylor, Tremoulet, Toler, Voorhies, Wood, Wilde, Williams, Young of Claiborne, and Young of East Baton Rouge.

Sixty-seven members and a quorum.

On the motion of Mr. Voorhies the House took a recess for one hour.

After recess the roll of the House was called, as follows:

Hon. L. Bush, Speaker, and Messrs. Aldige, Aycock, Bridger, Breard, Billieu, Barron, Bowden, Brady, Berry, Bell, Cockerham, Carloss, Cressy, Delavigne, Duke, Dupree, Estopinal, Ferguson, Foerster, Fitzpatrick, Gaskins, Gillespie, Hammond, Hill of Orleans, Jonas, Kennedy, Kelly of Winn, Kelly of Orleans, Lyons, Leeds, Lamare, Leonhard of Orleans, Martin, McGehee, Newsom, Nunez, Porter, Peralta, Pitts, Ryland, Richardson, Robertson, Ridgley, Rolle, Sartain, Shakspeare, Singleton, Self, Spiller, Sellers, Smart, Taylor, Tremoulet, Toler, Voorhies, Wood, Wilde, Williams, Young of Claiborne and Young of East Baton Rouge.

Sixty-one members and a quorum.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

SENATE CHAMBER, STATE OF LOUISIANA,
New Orleans, March 27, 1877.

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

Gentlemen—I am directed by the Senate to inform your honorable body that the Senate has passed House "concurrent resolution, relative to appointment of committee to select from the calendar bills to be considered by preference," etc.

Also, that the Senate has finally passed House bill No. 264, entitled "An act for the relief of Thos. H. Handy, Civil Sheriff of the parish of Orleans.

Respectfully,
JOHN CLEGG,
Secretary of the Senate.

CONCURRENT RESOLUTION.

Resolved, That the Clerk of the House and the Secretary of the Senate be requested to prepare a list of the House and Senate bills now on their calendars, and that a committee of three members of the Senate and five members of the House of Representatives, to be appointed by the President of the Senate and the Speaker of the House respectively, be and are hereby authorized to select from said calendar such bills as may be by them considered of greater importance to the State, and determine the order in which they should be taken up, said bills so selected to have preference over all other bills now pending.

In accordance with the said concurrent resolution the Speaker appointed on the part of the House Messrs. Aldige, Ryland, Jonas, Kelly of Winn and Estopinal.

The journal of March 26th was approved.

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

Favorably on House bill No. 286, "An act to create and re-establish the Superior District Court for the parish of Orleans, and define the jurisdiction thereof; to provide for the appointment of a judge and clerk of said court; to transfer the records of the late Superior District Court, and to define the jurisdiction of the district courts for the parish of Orleans in regard to the writs of injunction, mandamus and prohibition.

On motion of Mr. Hill, House bill No. 303, "An act for the relief of taxpayers of the city of New Orleans, to absorb the floating debt, the unpaid interest coupons, school warrants, and all evidences of debt and other claims against said city, and to authorize and require the city of New Orleans to recover such indebtedness in payment of certain taxes of the city of New Orleans, due prior to the 1st of January, 1876," was taken up on second reading.

On motion of Mr. Cressy, the consideration of the bill was postponed, and made the special order of the day for Wednesday, March 28, at 1 p. m.

On the motion of Mr. Cressy, the House adjourned.

PETER J. TREZEVANT,
Chief Clerk.

OFFICIAL.

LAWS OF THE STATE OF LOUISIANA.

PUBLISHED BY AUTHORITY.

EXTRA SESSION OF 1877.

No. 25.] AN ACT

To amend and re-enact section five of act number twenty-four, an act to abolish the parish of Carroll, and to create and establish in lieu thereof the two parishes of East Carroll and West Carroll; providing for the organization of said two parishes, and fixing their representation in the House of Representatives.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the State of Louisiana, in General Assembly convened*, That section five of act No. 24, passed at the present session of the General Assembly, be amended and re-enacted so as to read as follows: That on the last Monday in April, 1877, an election shall be held by the qualified voters of the said parish of West Carroll, for a parish judge, a clerk of the District Court, a sheriff, a recorder, a coroner, five justices of the peace and five police jurors from the parish at large, whose powers and duties and emoluments shall be the same as other like officers throughout the State; and the officers thus elected and commissioned shall forthwith qualify according to law, and enter upon the discharge of their respective duties, and shall continue in office until the election and qualification of their successors; and to further carry out the provisions of this section the Governor shall, upon the promulgation of this act, appoint a supervisor of registration for said parish of West Carroll, who shall hold the election herein provided for and make return according to law.

That all parts of said section five of act 24 inconsistent herewith be repealed, and that this section shall take effect from and after its passage.

(Signed) LOUIS BUSH,
Speaker of the House of Representatives.
(Signed) LOUIS A. WILTZ,
Lieutenant Governor and President of the Senate.
Approved March 28, 1877.
(Signed) FRANCIS T. NICHOLLS,
Governor of the State of Louisiana.

A true copy:
WILL A. STRONG,
Secretary of State.

No. 26.] AN ACT

To repeal an act entitled "An act to fix the salaries of the Chief Justice and Associate Justices of the Supreme Court," approved February twenty-seventh, eighteen hundred and seventy-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the State of Louisiana, in General Assembly convened*, That the act of the Legislature entitled "An act to fix the salaries of the Chief Justice and Associate Justices of the Supreme Court," approved February twenty-seventh, eighteen hundred and seventy-one, be and the same is hereby repealed. And the said Chief Justice and Associate Justices shall receive their 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.

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

(Signed) LOUIS BUSH,
Speaker of the House of Representatives.
(Signed) LOUIS A. WILTZ,
Lieutenant Governor and President of the Senate.
Approved March 28, 1877.
(Signed) FRANCIS T. NICHOLLS,
Governor of the State of Louisiana.

A true copy:
WILL A. STRONG,
Secretary of State.

No. 27.] AN ACT

To limit the time within which the answers of garnishees may be disproved or traversed, and to repeal all laws or parts of laws in conflict with or inconsistent with the provisions of this act.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the State of Louisiana, in General Assembly convened*, That hereafter in all cases where plaintiff desires to disprove or traverse the answers to interrogatories propounded to a garnishee under a writ of attachment or of *fieri facias*, he shall, within twenty judicial days after said garnishee shall have filed his said answer, file a rule in court or institute other proceedings against said garnishee for the purpose aforesaid, and upon the failure of said plaintiff to file a rule or institute other proceedings as aforesaid, any property, rights or credits in the hands of said garnishee shall, by the mere fact of said failure, be considered as released from seizure under said writ of attachment or *fieri facias*, and no proceedings of any nature whatsoever shall ever thereafter be allowed to subject such property, rights or credits in any manner whatsoever to said writs, except after a new seizure and the service of new interrogatories.

SEC. 2. *Be it further enacted, etc.*, That all laws or parts of laws in conflict with or inconsistent with the provisions of this act be, and the same are hereby repealed, and that this act shall take effect from and after its passage.

(Signed) LOUIS BUSH,
Speaker of the House of Representatives.
(Signed) LOUIS A. WILTZ,
Lieutenant Governor and President of the Senate.
Approved March 28, 1877.
(Signed) FRANCIS T. NICHOLLS,
Governor of the State of Louisiana.

A true copy:
WILL A. STRONG,
Secretary of State.

No. 28.] AN ACT

Entitled An act to incorporate Jackson Fire Company No. 18, of the city of New Orleans.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the State of Louisiana, in General Assembly convened*, That J. J. O'Brian, M. E. Royes, Thomas Hassam, D. M. Kelly, John H. Hodgins, R. H. Wilde, W. T. Riddle, William Dastillian, T. B. Doulan, Chris. Mehle, Thomas E. Burke, S. J. Jackson, and others, not exceeding one hundred in number, residents of the city of New Orleans and State of Louisiana, and their successors, be and they are hereby constituted a body politic, with all the powers, privileges and immunities of a body corporate, so far as the same relate and appertain to the general object of a fire department, under the name and style of the Jackson Fire Company No. 18, of the city of New Orleans. That they and their successors shall have power and authority to make, have and use a common seal, with such device and inscription as they shall deem proper, and the same to break, alter and amend at their pleasure; and by the name, style and title corporate as aforesaid, they shall be known in law and shall be able and competent to sue and be sued, plead and be impleaded in any court or courts, before any judge or judges, in any manner of suits, complaints, pleas, causes, matters and demands whatsoever, whether the same arise of any rule or by-law now adopted or hereafter to be adopted for their government or otherwise, and all and every matter and thing therein to do in as full and effectual a manner as any other person or persons, bodies politic and corporate in this State may, or can do; and they are hereby authorized to make rules, by-laws and ordinances, to levy and collect fines and arrearages, and to do all other things needful for their good government and usefulness as a fire company; *provided*, however, that said rules, by-laws and ordinances be not repugnant to the constitution and laws of the United States and of the constitution and laws of this State, or the general objects of this corporation as a fire company; that they, in their corporate name of Jackson Fire Company No. 18 of the city of New Orleans, shall be able and competent to take, receive and hold all, and all manner of lands, tenements, rents and hereditaments, and any sum or sums of money, and any manner or proportion of goods and chattels given and bequeathed unto them, or acquired by them in any manner, to be employed or disposed of according to the objects of this corporation, or according to the constitution, rules, by-laws and ordinances, or the will and intention of the donors; *provided*, that by this act of incorporation they shall not in their corporate name as aforesaid hold, at any one and the same time, property or money of a value greater than thirty thousand dollars.

SEC. 2. *Be it further enacted, etc.*, That this charter of incorporation shall be and continue in force for the term of twenty years, and shall take effect from the passage of the same.

(Signed) LOUIS BUSH,
Speaker of the House of Representatives.
(Signed) LOUIS A. WILTZ,
Lieutenant Governor and President of the Senate.
Approved March 28, 1877.
(Signed) FRANCIS T. NICHOLLS,
Governor of the State of Louisiana.

A true copy:
WILL A. STRONG,
Secretary of State.

No. 29.] AN ACT

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

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 receivable be approved by the President of the Senate 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 herein made receivable as cash.

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

(Signed) LOUIS BUSH,
Speaker of the House of Representatives.
(Signed) LOUIS A. WILTZ,
Lieutenant Governor and President of the Senate.
Approved March 28, 1877.
(Signed) FRANCIS T. NICHOLLS,
Governor of the State of Louisiana.

A true copy:
WILL A. STRONG,
Secretary of State.

No. 30.] AN ACT

To limit the appropriations and expenditures of parishes and municipal corporations; to prohibit the issue of warrants by their officers; to permit police juries to make certain contracts, and prescribing certain penalties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the State of Louisiana, in General Assembly convened*, That no police jury of any parish, nor any municipal corporation in this State, shall make any appropriation of money for any year which appropriation separately, or together with any other appropriation or appropriations of the same year, shall be in excess of the actual revenue of said parish or municipal corporation for that year.

SEC. 2. *Be it further enacted, etc.*, That no police jury of any parish nor municipal corporation in this State shall approve any claim or make any expenditure which shall separately, or together with other claims approved or expenditures made, be in excess of the actual revenues of that year.

SEC. 3. *Be it further enacted, etc.*, That the revenues of the several parishes and municipal corporations of this State, of each year, shall be devoted to the expenditures of that year; *provided*, that any surplus of said revenues may be applied to the payment of the indebtedness of former years.

SEC. 4. *Be it further enacted, etc.*, That the police juries of the several parishes in this State may and are hereby authorized and empowered to contract for fixed and determised sums of money with those officers who receive in compensation for services under existing laws, fees, commissions or mileage from said parishes; *provided*, the compensation allowed shall not exceed fifty per centum of the fees allowed by the laws of the State.

SEC. 5. *Be it further enacted, etc.*, That no (evidence of indebtedness or) warrant for the payment of money shall, after the first day of October, eighteen hundred and seventy-seven, be issued by any officer of any parish or municipal corporation in this State, except against money actually in the treasury of said parish or municipal corporation. Any person violating the provisions of this section shall, on conviction, be punished by imprisonment or fine, or both, at the discretion of the court; *provided*, that this section shall not apply to the certificates issued to jurors and witnesses for their services in the courts.

SEC. 6. *Be it further enacted, etc.*, That all laws in conflict with this act are hereby repealed.

(Signed) LOUIS BUSH,
Speaker of the House of Representatives.
(Signed) LOUIS A. WILTZ,
Lieutenant Governor and President of the Senate.
Approved March 28, 1877.
(Signed) FRANCIS T. NICHOLLS,
Governor of the State of Louisiana.

A true copy:
WILL A. STRONG,
Secretary of State.

No. 31.] 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, and to provide for the payment of the principal and interest thereof, by a special tax for that purpose, and to limit the rate of interest on said indebtedness, and to prohibit suits against said parish, except in certain cases.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the State of Louisiana, in General Assembly convened*, That the police jury of the parish of Claiborne be, and they are hereby authorized to fund the outstanding indebtedness of said parish to an amount not exceeding twenty thousand dollars, by issuing bonds of the parish therefor, maturing in not less than five years, nor more than ten years from the date of their issue, and to bear interest at such a rate per annum, not to exceed eight per centum, nor less than five per centum, as said police jury may fix.

SEC. 2. *Be it further enacted, etc.*, That all claims of indebtedness against said parish shall be submitted to a board of audit, composed of the president of the police jury, the parish judge, the recorder of the parish, the clerk of the District Court, and three other taxpayers of said parish, to be chosen by the members of the board above designated, and that each of the members of said board shall take an oath before entering on the discharge of his duties as such, and to faithfully perform the same, to designate for funding all such debts as are legal, and reject all others.

SEC. 3. *Be it further enacted, etc.*, That in case the police jury of said parish accept the provisions of this act, by passing an ordinance to that effect, the members of the board of audit above designated shall, at a time to be fixed in said ordinance, meet and take the oath above prescribed, and proceed to complete the board by selecting the three additional members.

SEC. 4. *Be it further enacted, etc.*, That the board shall organize by electing one of their own members as president, and shall also select some suitable person to act as secretary of the board, who shall take an oath to faithfully fulfill the duties thereof. Five of said members shall constitute a quorum for business, and in case a vacancy occurs in the board, it shall be filled by the police jury of said parish.

SEC. 5. *Be it further enacted, etc.*, That when organized, the board shall give notice by advertising for thirty days in a public newspaper in the parish of Claiborne, of the time and place at which they will begin the work of auditing the parish indebtedness, and the time of their regular meetings. They shall also give notice in said advertisement, that within three months from the time of their first meeting, the work of audit will close, and that all creditors of the parish, whose claims are not presented within the time designated, will not be audited or funded.

SEC. 6. *Be it further enacted, etc.*, That said board of audit shall keep in a book, or books, a complete register of all claims audited, showing therein the date, amount, nature of the claim, and name of holder, which shall be numbered in the consecutive order in which they are audited, and a similar registry of all rejected claims shall be kept, with an accurate index to each.

SEC. 7. *Be it further enacted, etc.*, That any person feeling aggrieved by the rejection of a claim may establish its validity contradictorily with the parish, and any taxpayer of said parish may, in case he desires, institute suit before a competent court, in his own name, to contest the validity of any claim audited; *provided*, said suit shall be instituted within thirty days from the time the board of audit close the work of auditing, and in case the decision be adverse to the validity of the claim, the same shall not be funded.

SEC. 8. *Be it further enacted, etc.*, That after the expiration of four months from the time when the board commenced the work of auditing, the board shall proceed to issue bonds for the debts audited, in favor of the creditors of the parish, which bonds, with interest coupons attached, shall be furnished by the police jury, and be for sums of fifty, one hundred, two hundred, three hundred, four hundred and five hundred dollars. Said bonds shall be signed by the president of the police jury, and countersigned by the secretary of the board of audit; but shall only be issued by the sanction of the board of audit, and under the immediate supervision thereof.

SEC. 9. *Be it further enacted, etc.*, That said bonds shall be numbered in the consecutive order in which they are issued, and registered in a well-bound book, which book shall also contain an accurate record of the debts for which each bond was issued, and deposited, together with the other books of the board, with the parish treasurer, after the completion of the labors of the board.

SEC. 10. *Be it further enacted, etc.*, That as soon as each bond is registered and the record is made of the claims on which it is issued, and before the delivery of the bond, it shall be the duty of the board of audit to destroy, by fire, in their immediate presence, the evidences of debt on which each bond is issued.

SEC. 11. *Be it further enacted, etc.*, That in case the right to fund any claim, under the provisions of this act, is contested in the courts, and the final decision shall be in favor of the validity of the claim, the board of audit shall proceed to issue bonds for the same, as if no contest had taken place, and shall preserve their organization for that purpose until all such suits are decided.

SEC. 12. *Be it further enacted, etc.*, That all bonds issued under the provisions of this act shall bear date of the day, month and year on which the first bond is issued, and draw interest, payable annually, from that time.

SEC. 13. *Be it further enacted, etc.*, That the police jury of Claiborne parish are hereby authorized and required to levy, annually, a special tax in addition to other parish taxes, payable in currency, sufficient in amount, after deducting the cost of collection, which shall not exceed three per cent on the amount of said tax collected, to discharge the annual interest on the bonds issued hereunder, and also to extinguish, by payment, a sufficient amount of the principal of said bonds to insure their final payment and discharge at maturity.

SEC. 14. *Be it further enacted, etc.*, That hereafter no suit shall be brought against the parish of Claiborne on any claim now existing, except as hereinabove provided, and that all laws in conflict with the provisions of this act so far as they relate to the parish of Claiborne be, and they are hereby repealed.

SEC. 15. *Be it further enacted, etc.*, That this act shall take effect from and after its passage.

(Signed) LOUIS BUSH,
Speaker of the House of Representatives.
(Signed) LOUIS A. WILTZ,
Lieutenant Governor and President of the Senate.
Approved March 28, 1877.
(Signed) FRANCIS T. NICHOLLS,
Governor of the State of Louisiana.

A true copy:
WILL A. STRONG,
Secretary of the Senate.

MUNICIPAL ADVERTISEMENTS

SEALED PROPOSALS.

DEPARTMENT OF COMMERCE,
City Hall,
New Orleans, March 28, 1877.

Sealed proposals for the lease of the following named SKIFF FERRIES, for the term of two years, will be received at this office up to 12 o'clock m., April 7, 1877, viz:

Foot of Race street to Freetown.
Foot of Broadway to Westwego.
Carrollton Ferry.

Bids for the ferries to be made separately.

The city reserves the right to reject any and all bids.

Specifications on file in this office.

CHAS. CAVANAC,
Administrator of Commerce.

mh29 31 ap 2 4 7

SEALED PROPOSALS.

DEPARTMENT OF COMMERCE,
CITY HALL,
New Orleans, March 27, 1877.

Sealed proposals for the collection of the revenues of the following mentioned public markets for the month of April, 1877, will be received at this office up to 12 o'clock m. on THURSDAY March 29, 1877:

French Meat Market.
Poydras and Pelle Markets.
Treme Market.
Magazine Market.

The amount of bids in U. S. currency to accompany the proposals.

The city reserves the right to reject any and all bids.

CHAS. CAVANAC,
mh27 28 29 Administrator of Commerce.

NOTICE—CITY TAXES OF 1877.

DEPARTMENT OF FINANCE,
City Hall,
New Orleans, March 22, 1877.

Tax bills for 1877 are now ready for delivery.

The following rates of rebate for prompt cash payment will be allowed:

Three per cent on all bills paid up to 31st of March, 1877, inclusive.

Two per cent on all bills paid up to 15th April, 1877, inclusive.

One per cent on all bills paid up to 30th April 1877, inclusive.

After April 30, 1877, interest at Ten per cent per annum from 31st March, 1877, and costs, will accrue.

mh22 t a30 J. C. DENIS, Administrator.

IN BANKRUPTCY.

UNITED STATES DISTRICT COURT.

DISTRICT OF LOUISIANA.

IN THE MATTER OF CHARLES W. STINDE,
Bankrupt.

In Bankruptcy—No. 1516.

WHEREAS, CHARLES W. STINDE, OF New Orleans and District aforesaid, duly declared bankrupt under the act of Congress of March 2, 1867, has this day filed in said court a petition praying for a discharge and certificate thereof, from all his debts and other claims provable under said act. Notice is therefore given to all creditors who have proved their debts, and to all other persons in interest, that the 31st day of March, 1877, at 11 a. m., is assigned for the hearing of the same, and that they may then and there attend and show cause, if any they have, why the prayer of the said petition should not be granted; and further notice is given, that the bankrupt will undergo an examination before Register C. S. Kellogg, on the 29th day of March A. D. 1877, at 11 a. m., at his office, Custom-House Building.

Clerk's Office, New Orleans, March 8, 1877.

R. DEVONSHIRE,
mh9 16 23 Deputy Clerk.

AUCTION SALES.

By Nash & Hodgson.

VALUABLE FIRST DISTRICT PROPERTY.

TEN LOTS OF GROUND WITH IMPROVEMENTS, opposite Jackson Railroad Depot, corner Calliope and Magnolia streets.

Succession of Miles Manser, deceased.

Second District Court, parish of Orleans—Docket No. 38,536.

SALE FOR A PARTITION.

BY NASH & HODGSON,—W. I. Hodgson, Auctioneer—Office No. 13 Carondelet street. On SATURDAY, March 31, 1877, at 12 o'clock m., at the St. Charles Auction Exchange, in the basement rotunda of the St. Charles Hotel, in this city, by virtue and in pursuance of an order and judgment of the Hon. A. L. Tissot, Judge of the Second District Court for the parish of Orleans, rendered June 27, 1876, and signed July 3, 1876, court docket No. 38,536, in the matter of the succession of Miles Manser, deceased, for a partition, at public auction, will be sold—

TEN LOTS OF GROUND, together with all the buildings and improvements thereon, situated in the First District of this city, in the square No. 393, bounded by Calliope, Euphrosine, Locust and Magnolia streets, designated as lots No. 1 to 10 inclusive, and measuring each 25 feet 3 inches and 7 lines front on Calliope street, except No. 1, which measures 25 feet 3 inches and 6 lines front on Calliope street, by a depth of 101 feet 4 inches and 8 lines, all between parallel lines, American measure; lot No. 1 forming the corner of Calliope and Locust streets, and lot No. 10 forming the corner of Magnolia and Calliope street; the whole according to a plan by Louis H. Pilie, surveyor. The improvements consist, on lots Nos. 1 and 2, of a TWO-STORY FRAME HOUSE, containing 4 roo