CONSTITUTIONAL CONVENTION

STATE OF LOUISIANA.

Eighty-First Day's Proceedings. NEW ORLEANS, Wednesday, July 23, 1879. The Convention met at 10 o'clock a. m.

Present-Hon. L. A. Wiltz, President, and 315 members. Absent Mesers, Benham, Colvin, Davis,

Dillard, Kidd, King, Kirkman, Marks, Mar shall, McConnell, Ogden, Ponder, N. M. Smith, Steele, Stringfellow, Warmoth, Webb. Prayer was offered by the Rev. J. T. Davidson, of Claiborne.

The journal of July 21, evening session was corrected and approved.

The journal of July 22, morning and evenssion, was corrected and approved. CITY AFFAIRS.

The special order of the day being ordinance No. 448, concerning the debt, government and proper drainage of the city of New Orleans, was taken up on second reading.

The ordinance was read. Mr. McGloin offered the following substi-

Arriche i. The eltizens of the city of New Orleans shall have the right of appointing the sweral public officers necessary for the administration of the police of said city, pursuant to the mode of election which shall be provided by the General Assembly, at its next session after the adoption of this constitution, shall enact such legislation as may be proper to liquidate the indebtedness of the city of New Orleans and apply its assets to the satisfaction thereof. It shall have authority to cancel the charter of said city, and remit its inhabitants to another form of government if mecessary. In any such new form of government of said city, and remit its inhabitants to another form of government if mecessary. In any such new form of government no salary shall exceed \$3500.

Mr. Robertson moved to amend the substi-Mr. Robertson moved to amend the substi-

te by adding the following:

ART. 3. The General Assembly shall pass necessary laws to prevent sallors or others of the crews of foreign vessels from working on the wharves and levees of the city of New Orleans; provided, there is no treaty between the United States and foreign powers to the

On the motion of Mr. Forman, article 1 was ded by inserting, after "Orieans," in line 2, the words, "or any municipal corporaon which may be created within its limits." By a rising vote of 53 yeas to 37 nays, the mendment of Mr. Robertson was adopted.

On the adoption of the substitute of Mr. ScGloin, as amended, the yeas and hays were called for with the following result:

called for with the following result:

Xeas—Mesers Baskin, Bell, Blanchard, Bolbon, Breaux, Breen, Bridger, Burton,
Byrne, Caffrey, Carey, Chaffe, Chiapella, Cialborne, Collins, Cunningham, Davenport, Davidson of Claiborne, Denis, Easterly, Edwards,
Estophal, Faulk, Favrot, Formun, George,
Cirard, Gowers, Grimes, Gueringer, Havard,
Lenry of Cameron, Henry of Natchitoches,
Ferrom, Howell, Jastremski, Joffrion, Kenredy, Kelly, Kemp, Kernochan, Knoblock,
Lagan, Land, Leake, LeGardeur, Jr., Lott,
Lackett, Lyons, Millard, Moreland, Mooreof
Lafourche, Mooreof St. Landry, Munday, MeFiolm, Noguez, Nutt, Olivier, Farrange, Phelps,
Poche, Reid, Richardson, Rivet, Robertson,
Self, Semmes, Stagg, Stevenson, Stewart,
Stone, Sutherlin, Thompson, Vance, Watkins,
Wells, White, Willams of Grant, Young of East
Baton Rouge—78.

Navs—Mesers. Allain, Raborek, Robetson

wells, Sutherini, Hompson, Vance, Watkins, Wells, White, Williams of Grant, Young of East Baton Rouge—78.

Nays—Meesrs, Allnin, Babcock, Bobie, Cahen, Davidson of Iberville, Dennas, Dickerson, Fontelleu, Gardner, Hough, Loan, Matchews, Mentz, Pardee, Ronen, Smith of St. Mary, Stamps, Watkins, Williams of Terrebone, Young of Concordia—20.

Absent—Meesrs, Benham, Blenvenu, Bourgols, Brian, Bulow, Colvin, Davis, Dillard, Elam, Gaskins, Gla, Jenkins, Kidd, King, Kirkman, Lanaux, Landry, Long, Marks, Garshall, McConnell, Ogden, Ott, Pinchack, Conder, Simon, Smith of Jackson, Steele, stringfellow, Strovich, Todd, Warmoth, Webb—34.

The substitute was adopted on second read-

On the motion of Mr. Forman, by a rising vote of 99 yeas to 11 nays, the rules were sus-pended and the substitute was passed to its third reading

By request, a separate vote was taken on the final passage of article 3 of the substitute which resulted as follows: Yeas 74, nays 30 More than the required majority having roted in the affirmative, article 3 was finally

On the final passage of articles 1 and 2, the

On the final passage of articles 1 and 2, the reas and nays resulted as follows:

Zese Messrs. Allain. Babcock, Baskin-Bienveau, Blanchard, Bobie, Breen, Bridger-Bulow, Byrne, Cahen, Carey, Chaffe, Chiapelin-Gollins, Cunningham, Davouport, Davidson of Claiborne, Davidson of Iberville, Demas, Casterly, Edwards, Estopinal, Fault, Favrot-Fontelieu, Forman, Gardner, George, Girard, Cla, Gowers, Gueringer, Havard, Henry of Cameron, Henry of Natchitoches, Herron, Howell, Jastremski, Joffrion, Kelly, Komp, Kennedy, Knoblock, Lagan, Lanaux, Land, Leake, LeGardeur, Jr., Loan, Lott, Luckett, Lyons, Mentz, Millard, Moreland, Moore of St. Landry, Munday, McGloin, Noguez, Natt, Olivier, Pardee, Parlange, Pinchback, Poche, Reid, Richardson, Rivet, Roach, Robertson, Self, Simon, Smith of St. Miary, Stags, Stamps, Stewart, Stone, Strovich, Thompson, Todd, Vance, Williams of Grant, Williams of Terrebonne.—82.

Nays—Messrs. Bell, Bolton, Burton, Caffey, Denis, Kernochan, Stevenson, Sutherlin, Watkins, Wells, White, Young of Concordia. Young of East Baton Rouge—17.

Absent—Messrs. Benham, Bourgeois, Breaux, Brian, Bulger, Claiborne, Colvin, Davis, Dickerson, Dillard, Elam, Grimes, Jenkins, Kidd, King, Kirkiman, Landry, Marks, Marshall, Matthews, Moore of Labourche, McConnell, Ogden, Ott, Phelps, Pouder, Semmes, Smith of Jackson, Steele, Stringfellow, Warmoth, Webb.—33.

More than the required majority having yoted in the affirmative, articles I and 2 were

More than the required majority having oted in the affirmative, articles 1 and 2 were finally passed.

IMPEACHMENT.

Ordinance No. 152, "Concerning impeachment and removals

from office," Was taken up on third reading. Mr. Caffrey moved that the vote by which

rticle 6 was lost, on a separate vote July 22, be reconsidered. The motion to reconsider prevailed Mr. Rebertson moved to reconsider the vote

by which a separate ballot was ordered on

The motion to reconsider prevailed. Mr. Watkins moved that a separate ballot

taken on article 5 The motion was lost.

On the final passage of Ordinance No. 455 yeas and nays resulted as follows:

o yeas and nays resulted as follows:

feas—Messrs. Baskin, Bell, Blanchard, siton, Bourgeols, Breaux, Breen, Bridger, larger, Burton, Byrne, Cuffrey, Carey, Chaffer, Larger, Burton, Byrne, Cuffrey, Carey, Chaffer, Larger, Burton, Byrne, Cuffery, Carey, Chaffer, Carey, Carey, Chaffer, Carey, Chaffer, Carey, Carey, Chaffer, Carey, Chaffer, Carey, Carey, Carey, Carey, Carey, Carey, Chaffer, Carey, Carey, Carey, Chaffer, Carey, C

Wells, White, Williams of Grant, Young of East Baton Rouge—83.
Nays—Mesers, Allain, Babcock, Boble, Davidson of Iberville, Demas, Dickerson, Fontelleu, Gardner, Hough, Landry, Loan, Matthews, Mentz, Pardee, Pinebback, Roach, Smith of St. Mary, Stamps, Walkins, Williams of Terrebonne, Young of Concordia—22.
Absent—Mesers, Benham, Blenvenu, Brian, Bulow, Colvin, Davis, Dillard, Elam, Gaskins, Gia, Jenkins, Kidd, King, Kirkman, Loan, Marks, Marshall, McConnell, Ogden, Ott, Ponder, Simon, Smith of Jackson, Steele, Stringfellow, Strovich, Todd, Warmoth—27.
The required majority having voted in the The required majority having voted in the affirmative, Ordinance No. 452 was finally

Mr. Allaln explained his vote as follows I desire that my vote shall be recorded against articles 5 and 6, of Ordinance No. 452, concerning impeachment and removals from office, because said articles contain an innova-

office, because said articles contain an innova-tion directed against a certain class of peopl-and will be used for political purdoses, and is a direct blow at the independence of the ju-diciary, and especially at Republican officials T. T. ALLAIN, Fourteenth District.

Mr. White recorded his vote in the negative

on article 5. BILLS FOR DUINDING

Mr. Byrne, chairman, on behalf of th Committee on Printing and Publishing, reported on sundry bills for printing done by the official printer, approving the same, and recommending that they be paid.

The report was adopted and the bills we referred to the Committee on Schedule.

THE INVESTIGATING COMMITTEE. Mr. Pardee submitted the following report The committee to investigate grave rumors of the corruption of members and the speculation of members in State consols, pending the consideration by the Convention of the question of the State debt, respectfully submit that over forty witnesses to whom reports and rumors could be traced have been summend and examined.

ports and rumors could be traced have been summoned and examined.

From the evidence of the witnesses the fact that rumors derogatory to the purity of the Convention were in circulation is well established; but these rumors could be traced to no reliable source, either by direct evidence or well authenticated hearsay. On the contarty, it appeared to our satisfaction that these slanders upon the Convention and its members were originated and circulated by the "bulls" and "cars," speculators in State bonds, for no other purpose than to affect the market value of such bonds.

The undersigned therefore state as a fact, from the evidence adduced, that there is no reason whatever to believe that any corruption fund has been raised to corrupt members of this Convention; that any member has

tion fund has been raised to corrupt members of this Convention; that any member has been corrupted, or that any member of this Convention has speculated or dealt in State bonds pending the consideration of the State debt.

The undersigned are glad to be able to make a report that vindicates the Convention and its members, and trusting that the similar heretofore in circulation will be treated with the scorn they deserve from all good citizens, we ask that the committee be discharged from further consideration of the subject.

oject.
Respectfully submitted,
W. W. LEAKE,
DON GAFFREY,
DON A. PARDEE,
THEODORE FON PELIEU. Mr. Lott, chairman of the aforesaid con

mittee, submitted the following:

As chaltman of the special committee appointed to investigate the charges made through the public press, and otherwise, that the Convention, on its action upon the question of the adjustment of the State debt, has been under the control of improper influences, beg leave to report that the action of your honorable body, in the case of Mr. E. A. Paliney, arrested your committee in the midst of its investigations, and virtually deprived it of the necessary power to proceed further in the matter.

I state this as a fact, with no spirit of complaint, and trust it will be so considered.

Our investigations were made known from time to time through the press, and all the developments made in relation to the matter are known to the public. I now cheerfully and willingly rest the matter as it is with the people, and feel assured that an enlightened public opinion will render a correct judgment and make a proper award in the case. I therefore ask to be discharged from further consideration of the matter.

Respectfully submitted,

H. R. LOTT, Chaltman. mittee, submitted the following:

SCHEDULE.

On the motion of Mr. Herron, chairman o Committee on Schedule, Ordinance No. 453 "Concerning schedule," was taken up on second reading, and it was ordered to be considered article by article.

Article I was read, and, on motion of Mr. Forman, was amended so as to read as fol-

ARTICLE 1. The constitution of this State ARTICLE I. The constitution of this State, adopted in eighteen hundred and sixty-eight, and all amendments thereto, are declared to be superseded by this constitution, and in order to carry the same into effect, it is hereby declared and ordained as follows: Adopted as amended.

Article 2 was read, and, on motion of Mr Olivier, amended at the end thereof, after the word "adopted," so as to read as follows:

Air. 2. All rights, actions, prosecutions, claims and contracts, as well of individuals as of bodies corporate, and all laws in force at the time of the adoption of this conas of ownes corporate, and all laws in force at the time of the adoption of this constitution, and not inconsistent therewith, shall continue as if the said constitution had not been adopted; but the monopoly features in the charter of any corporation now existing in this State, save such as may be contained in the charters of railroad companies, are hereby abolished.

Adopted as amended.

At the force meaning the contained of Management of the charters of the companies of the contained of the charters of the companies.

Article 3 was amended, on motion of Mr Herron, by inserting in line 17, after the word "appointed," the words "or elected," and adopted as amended.

Article 4 was adopted.

Article 5 was amended in line 6 by striking out the word "conferred" and inserting the

word "vested," and adopted as amended. Article 6 was amended by striking out the word "place," in line 9, and inserting the word "places" in lieu thereof;" also, in line 33, by the same change; in line 37, by striking out the words "State Treasurer;" also, in line 63, by striking out "compare" and inserting "compile;" also, in line 64, by striking out the word "poll" and inserting the word "polls;" also, in line 74, by inserting after "ordained" the word "and;" also, in line 76 ov inserting after the word "Louisiana" th rords "and the General Assembly elected in

1878 shall thereupon be dissolved." Article 6 was adopted as amended.

Article 7 was read

Mr. Parlange offered the following amend

ART 7. Strike out all after "1880," line 5 and insert, "and officers elected at the first election under this constitution shall not be installed in office until the first Monday of October, 1880, and their predecessors shall continue in office until then."

On the motion of Mr. Herron the amend-

Stevenson, Stewart, Strovice, williams of Grant, Williams of Terrebone, Young of Concordin,—51.

Nays—Messrs, Baskin, Blanchard, Boble, Belton, Bridger, Bulger, Bulow, Byrne, Cafrey, Carey, Carey, Cunningham, Davenport, Easterly, Edwards, Faulk, Favrot, Forman, Girard, Gowers, Gueringer, Henry of Cameron, Henry of Natchitoches, Herron, Howeli, Jastremski, Jenkins, Joffrion, Keily, Renedy, Land, Lott, Moreland, Nutt. Reid, Richardson, Rivet, Semmes, Stone, Sutherlin, Thompson, Todd, Vance, Watkins, Weils.—45.

Absent.—Messrs, Beil, Benham, Blenvenn, Brian, Colyin, Davis, Dickerson, Dillard, Elam, Gaskins, George, Kidd, King, Kirkman, Knoblock, Lugan, Long, Luckett, Lyons, Marks, Marshall, Millard, Moore of Latourche, Moore of St. Landry, McConnell, Ogden, Ott, Phelps, Ponder, Smith of Jackson, Stamps, Steele, Stringfellow, Warmoth, Webb, White—36. The amendment was adopted.

On motion of Mr. Herron the article was mended in line 1 by striking out the words 'State Treasurer;" also in line 13 by striking out the word "herein;" also in the same line

by inserting after the word "for" the word

by this constitution.' On motion of Mr. Caffery the following prodso was added at the end of the article 'Provided, that the salaries of officers elected or appointed under this constitution shall not ommence until after induction into office." On motion of Mr. Herron the article was

further amended by adding at the end of Mr Caffery's amendment the following words "And provided the State Treasurer elected in 878 shall continue in office as if elected at the election to be held on the first Tuesday in December, 1879; provided, that the salary of said office shall be as established by this con stitution, and after the second Monday of Jan uary, 1880.

Article 8 was adopted as amended.

Mr. Sutherlin moved to recorsider the vote by which the amendment of Mr. Cadborne, in which the word "April." in line 16, and the word "July" was inserted in lieu thereof was carried.

The motion to reconsider prevailing, the amendment of Mr. Claiborne, on motion of Mr. Blanchard, was laid on the table.

Article 8 was again adopted as previously

Article 9 was adopted as printed. Article 10 was stricken out

Article 11, becoming article 10, was read. On motion of Mr. Herron, in line 3 the words 'district attorney, coroner," were inserted after the word "judges;" in lines 4 and 5 the word "recorders" was made to read "re corder," and in line 9 the word "in" wa stricken out and the word "on" inserted.

Mr. Claiborne moved to strike out the word 'October." In line 11, and insert the word 'April" in Heu thereof. The motion, by a rising vote of 62 yeas to

nays, was laid upon the table. On the motion to table Mr. Parlange voted

Mr. Blanchard moved to amend by striking out "October" and inserting "July

On this motion the yeas and nays were called for, with the following result: catted for, with the following result.
Yeas—Messrs. Baskin, Bianchard, Boble,
Bolton, Brian, Chaiborne, Davenport, Davidson of Chaiborne, Easterly, Edwards, Estopinal, Faulk, Favrot, Fontelieu, Girard, Gueringer, Havard, Henry of Cameron, Henry of
Natchitoches, Hough, Howell, Jenkins, Kemp,
Leake, Luckett, Moreland, Moore of St. Landry, Munday, Noguez, Parlange, Richardson,
Rivet, Roach, Seif, Simon, Stagg, Stevenson,
Stone, Sutherlin, Vance, Wells, White, Williams of Grant, Young of East Baton Rouge—
45.

Nava Mesara Allain, Babcock, Bell, Bien Naya Messra, Allain, Babcock, Bell, Bien-venu, Bourgeois, Breaux, Breen, Bulger, Bu-low, Burton, Byrne, Caffrey, Carey, Chaffe, Chiapella, Collins, Cunningham, Davidson of Iberville, Demas, Denis, Dickerson, Forman, Gredner, Gla, Gowers, Herron, Jastremski, Joffrion, Kelly, Kernechan, Knoblock, Lan-aux, Land, LeGardeur, Jr., Loan, Long, Lott, Matthews, Mentz, Millard, McGloin, Nutt, Ollvier, Ott, Phelps, Pinchback, Poche, Rob-ertson, Semmes, Smith of St. Mary, Stewart, Thompson, Todd, Watkins, Williams of Ter-rebonne-5b.

rebonne-56.
Absent-Messrs. Benham, Bridger, Cahen, Colvin, Davis, Dillard, Elam, Gaskins, George, Grimos, Kennedy, Kidd, King, Kirkman, Lagan, Landry, Lyoes, Marks, Marshall, Moore of Lalourche, McConnell, Ogden, Pardee, Ponder, Smith of Jackson, Stamps, Steele, Stringfellow, Warmoth, Webb, Young of Concordia-31.

The motion of Mr. Blanchard was lost. Mr. McGloin moved to strike out "October" and insert "August."

The motion was adopted.

On the motion of Mr. , after the figures "1889," in line 11, the following words were added: "And the present incumcents shall continue in the performace of the duties of their respective offices and the enjoyment of the emoluments thereof, as now prescribed by law, until their."

Article 11 was read, and on motion of Mr. Herron, was amended so as to read as follows:

Herron, was amended so as to read as follows:

The General Assembly is required to make provision for paying J. H. Coegrove, Printer of the Convention, the balance due him for work done previous to adjournment, and for all work that may be done by him after the adjournment of the Convention by its direction, and shall make a special appropriation to liquidate the debt which the Convention has contracted, authorizing the Fiscal Agent of the State to negotiate a loan of twenty thousand dollars, and also for the payment of such vouchers as may be issued by the chairman of the Committee on Contingent Expenses under authority of this Convention in excess of the foregoing appropriation, for the purpose of enabling this Convention to complete its work; provided, said vouchers are approved by the President of the Convention.

The article was adopted as amended.

The article was adopted as amended.

Mr. Forman offered the following additional irticle, to become article 12:

article, to become article 12:

There shall not be any municipal elections in the cities of New Orleans and Shreveport. In December, 1879. The General Assembly shall provide for a municipal election in the city of New Orleans, or such municipal corporations as may be created within the territorial limits of the parish of Orleans during the year 1880. The General Assembly may fix the time for a municipal election in the city of Shreveport before April, 1881.

Under a suspension of the rules, the additional article was adopted on its second read-

tional article was adopted on its second read-Under a further suspension of the rules, it

was passed to its third reading. On the motion of Mr. Herron the rules were suspended, and the whole ordinance was

assed to its third reading. On final passage, Mr. Parlange moved that separate vote betaken on article 11.

The motion was lost. On final passage of the ordinance, the yeas and mays resulted as follows:

and nays resulted as follows:
Yeas—Messrs. Allain. Babcock, Baskin, Beil, Bienvenu, Bianchard, Boble, Bolton, Bourgeois, Breaux, Breen, Rulger, Bulow, Byrne, Caffrey, Cahen, Carey, Chiapella, Collins, Cunningham, Davenport, Davidson of Claiborne, Davidson of Berville, Demas, Denis, Diekerson, Easterly, Edwards, Estopinal, Faulk, Fonteiteu, Forman, Gardner, Girard, Gla, Gowers, Grimes, Havard, Henry of Cameron, Henry of Natchitoches, Herron, Hough, Howell, Jastemski, Jenkins, Joffrion, Kelly, Kemp, Keruochan, Knotolock, Lanaux, Land, Landry, Leake, LeGardeur, Jr., Loan, Long, Lott, Luckett, Mentz, Millard, Moreland, Moore of St. Landry, Munday, McGloin, Nutt, Olivier, Ott, Parlange, Phelps, Pinchback, Poche, Reid, Rivet, Richardson, Roach, Self, Semmes, Smith of St. Mary, Stagg.

Olivier, Pardee, Parlange, Pinchback, Poche, Roach, Self, Simon, Smith of St. Mary, Stagg, Sutherlin, Thompson, Todd, Vance, Watkins, Stevenson, Stewart, Strovich, Williams of Crant, Williams of Terrebone, Young of Concrdia.—51.

Nays — Messrs. Baskin, Blanchard, Bobie, Roige.—96.

Nays—Messrs. Elam, Gueringer, Kennedy Previous question, which was seconded. The Botton, Bridger, Bulger, Bulger, Stages.

nent:

Absent. Messrs. Bridger, Brian, Burton. Chaffe, Claiborne, Colvin, Davis, Dillard Favrot, Gaskins, George, Kidd, King, Kirk. man, Lagan, Lyons, Marks, Marshall Matthews, Moore of Lafourche, McConnell. Noguez, Ogden, Pardee, Ponder, Robertson. Simon, Smith. of Jackson, Steele, Stringfellow, Warmoth, Webb. 33.

More than a majority of all the members elected to the Convention have voted in the affirmative, Ordinance No. 453 was finally

On article 11 Mr. Parisnge desired his vote ecorded in the negative.

recoded in the negative.

We record our vote "No" against article 11,
Ordinance No. 453, because we consider it is
unfair that the officers of the parish of
Orleans, elected in December, 1879, should
take their office only in August, 1889, while in
the other parishes the officers are inducted
into office on the first Monday of April.

ERNEST J. GUERINGER.

H. J. RIVET.

I object to the articles giving authority to the President and Secretary to issue certifi-cates of indebtedness. JNO. A. STEVENSON. On article 11 Mr. Henry, of Cameron, voted

'No." THANKS TO THE PRESIDENT. Under a suspension of the rules Mr. Landry offered a series of resolutions of thanks to Hon. L. A. Wiltz, President of the Conven-

An additional resolution, offered by Mr Demas, providing for the proper engrossment of the series, was adopted.

By a rising vote the resolutions were una-By a rising vote the resolutions were una-almously adopted, as follows:

Resolved. That the sincere thanks of this Convention are eminently due, and are cheer-uily given to Hon. Louis A. Witz, President of this body, for the transcendent ability and mpartiality with which he has performed alls duties as presiding officer of the Conven-tion.

tion.

Resolved, That the remarkable correctness and commendable rapidity of all his decisions and rulings, even on the most intricate questions and points, have materially facilitated the deliberations of this body, and are entitled to the highest encomiums.

Resolved, That by his great administrative ability, uniform courtesy, blended with necessary firmness, our worthy President is justly entitled to the thanks of the whole State.

Resolved, further, That a cony of the fore-

Resolved, further, That a copy of the fore-oling, duly engrossed by the Secretary of the onvention, be handed to our worthy presid-ig officer.

COPIES OF CONSTITUTION TO BE PRINTED. Mr. Herron offered the following resolution: Resolved. That the Convention Printer be directed to publish in pamphlet form twenty thousand copies of the constitution adopted by this Convention, and the Secretary of the Convention shall divide the same equally among the delegates for distribution among the people.

On motion of Mr. Knoblock a blank in the rdinance concerning Legislative Department was filled.

REPORT OF COMMITTEE ON TAXATION Mr. Phelps, chairman, on behalf of the committee on Taxation, submitted a report and ordinance relating to warrants issued for ervices rendered by State and parish offiers prior to the first of January, 1879, and aking the same receivable for taxes, or undable under Ordinance No. 426

Mr. Phelps moved that the rules be suspended and the report taken up.

The Convention refused to suspend its The report lies over.

On the motion of Mr. McGloin, the report of the Committee on the Judiciary on an ordi-

nance introduced by him was taken up. A motion to adopt the ordinance on second On the motion of Mr. Young, of Concordia recess was taken until 7:39 o'clock p. m.

Evening Session New Ordeans, Wednesday, July 23, 1879. Called to order at 7:30 p. m. Present Hon. L. A. Wiltz, President, and a quorum. On the motion of Mr. Robertson, a reces

of fifteen minutes was taken. After recess the roll was called. Present. Hon. L. A. Wiltz, President, and 107 mem-

Absent-Messra, Benham, Bridger, Claiborne, Davis, Dillard, Elam, Gaskins, George, Kidd, King, Kirkman, Luckett, Marks, Marshall, Moreland, McConnell, Ogden, Ponder, N. M. Smith, Steele, Stringfellow, Todd, Warmoth, Watkins, Webb 25 Mr. Gueringer, acting chairman, on behalf of the Committee on Enrollment, reported as

correctly enrolled: Additional articles to Ordinance No. 411.

Ordinance No. 424.

"Concerning a State University." Ordinance No. 437, "Concerning amendment and revision of his constitution.

Ordinance No. 418, "Concerning the debt, government and proper drainage of the city of New Orleans. Ordinance No. 439.

"Concerning corporations and corporate On the motion of Mr. Forman the vote by which the journal of Saturday last was ap-

proved was reconsidered. On the motion of Mr. Parlange that part of the journal relating to the ordinance on iomesteads was corrected by inserting in article 1, after the word "homesteads,"

ine 4, the words "bona fide owned by the debtor and occupied by him." On the motion of Mr. Robertson, Ordinance No. 426 was changed so as to read "1879"

Instead of "1878," wherever the latter oc- To the Honorable the President and Member mrs. The journal of the twenty-first instant was

On the motion of Mr. Girard his resolution relative to increase of pay of employees was aken up and read, as follows:

Resolved. That the chairman of the Committee on Contingent Expenses be directed to pay the following officers and employees of the Convention at the following rates per day from the beginning of the session, or for the time they were actually employed, to wit: Reading Cleris.

55 99 per day Assistant Secretary
Minute Clerk Minute Clerk
Messenger
Sergeant-at-Arms
Assistant Sergeant-at-Arms
Chief Porter
Earolling Clerks
Clerk Contingent Expenses
Clerk Contested Elections
Clerk Judiclary Committee
Clerk Committee on General Provisions

mendment was adopted. Mr. Weils offered the following amend-

Add the words "and the Secretary at the ate of eight deliars per day."

The amendment was lost. Mr. Byrne moved to amend the resolution of Mr. Glrard by striking out "five dollars for Reading Clerk," and inserting "six dol-

lars" in lieu thereof. On this motion the yeas and nays called for, with the following result:

On this motion the yeas and nays were called for, with the following result:

Yeas—Messrs, Allain, Babecck, Bell, Bienvenn, Boble, Bourgeols, Broaux, Breen, Bulger, Bulow, Byrne, Caffrey, Cahen, Carey, Chiapella, Demas, Denis, Dickerson, Estofpinal, Fontelleu, Forman, Gardner, Grard, Gla, Grimes, Gueringer, Henry of Cameron, Herron, Howell, Jastremski, Jonkins, Kelly, Kennedy, Kernochan, Lagan, Lanaux, Land, Landry, LeGardeur, Jr., Loan, Long, Lott, Mentz, Moore of Lafourche, Noguez, Nutt, Oliver, Ott, Phelps, Fluchback, Reid, Rivet, Roach, Semmes, Simon, Smith of St. Mary, Stamps, Stevenson, Strovich, Vance, Williams of Grant, Williams of Terrebonne, Young of Concordia—63.

Nays—Messrs, Blanchard, Bolton, Burton, Gowers, Havard, Henry of Natchilocines, Hough, Joffton, Kemp, Knoblock, Leake, Lyons, Matthews, Millard, Moore of St. Landry, Munday, McGloin, Pardee, Parlange, Poche, Richardson, Self, Singg, Stone, Sutherlin, Thompson, Wells, White, Young of East Baton Rouge—37.

Absent—Messrs, Baskin, Benham, Bridger, Brian, Claiborne, Colvin, Davenport, Davilson of Caiborne, Colvin, Davenport, Davilson of Caiborne, Colvin, Davenport, Davilson of Caiborne, Colvin, Davenport, Davilson, Gaskins, George, Kidd, King, Kirkman, Luckett, Marks, Marshall, Moreland, McConnell, Ogden, Ponder, Robertson, Smith of Jackson, Stevels, Stewart, Stringfellow, Todd, Warmoth, Watkins, Webb—32.

The amendment was adopted.

On Mr. Sutherlin's substitute the yeas and

The amendment was adopted.

On Mr. Sutherlin's substitute the year and navs were called for, with the following re-

Yeas Messrs, Bell, Breen, Brian, Carey, Chaffe, Cunningham, Davidson of Boses Pro-

Suit:

Yeas—Messis, Bell, Breen, Brian, Carey, Chaffe, Conningham, Davidson of Therville, Demas, Easterly, Edwards, Estopinal, Faulk, Favrot, Forman, Henry of Natchiloches, Hough, Howell, Jenkins, Kelly, Kernochan, Land, Lott, McGloin, Olivier, Ott, Poche, Sutherlin—27.

Nays—Messis, Allain, Babcock, Bienvenn, Blanchard, Bourgeols, Breaux, Bulger, Bolow, Burton, Byrne, Caffrey, Cahen, Chiappella, Collins, Denls, Dickerson, Fontelleu, Gardner, Girard, Gla, Gowers, Grimes, Gueringer, Havard, Herron, Jastromski, Joffidon, Kemp, Kennedy, Knobleck, Lagan, Lunaux, Leuke, Lediardeur, Jr., Loan, Long, Lyons, Mentz, Millard, Moore of Lafourche, Moote of St. Landry, Munday, Noguez, Pardee, Parlange, Phelps, Pinchback, Beid, Richardson, Rivet, Roach, Robertson, Self, Semmes, Simon, Smith of St. Mary, Stagg, Stimps, Stevenson, Stewart, Stone, Strovich, Thompson, Vance, Wells, While, Williams of Terrebonne, Young of Concordia, Young of East Baton Rouge—69.

Absent—Messrs, Baskin, Benham, Bobic, Bolton, Bridger, Cialborne, Colvin, Davennort, Davidson of Cialborne, Davis, Dillard, Elam, Gaskins, George, Henry of Cameron, Kidd, King, Kirkman, Landry, Luckett, Marks, Marshall, Matthows, Moreland, McConnell, Nutt, Ogden, Ponder, Smith of Jackson, Stoele, Stringfellow, Todd, Warmoth, Watkins, Webb, Williams of Grant—36.

The substitute was lost.

On Mr. Girard's resolution, as aroended, the

The substitute was lost. On Mr. Girard's resolution, as amended, the yeas and nays were called for, with the follow ing result:

yeas—Mesars, Allain, Babcock, Beil, Bienvenu, Boble, Burgeots, Bulger, Bulow, Byrne, Caffey, Gahen, Chiapella, Davidson of Berville, Dents, Dickerson, Estopinal, Fonteileu, Gardner, Glia, Grimes, Gueringer, Herron, Jastremski, Kelly, Kennedy, Lagan, Lanaux, Land, Landry, LeGurdeur, Jr., Loan, Loug, Lott, Matthews, Mentz, Moore of Lafourene, Noguez, Nutl, Pineiback, Reid, Rivet, Roach, Self, Semmes, Simon, Smith of Jackson, Stevenson, Strovich, Williams of Terreboane, Young of Concordia—51.

Nays—Messas, Bhanchard, Bolton, Breen, Brian, Barton, Carey, Chafe, Collins, Cunningham, Easterly, Edwards, Faulk, Favrot, Gowers, Havard, Henry of Natchitoches, Hough, Howell, Jenkins, Joffrion, Kemp, Kernochan, Knoblock, Leske, Lyons, Moore of St. Landry, Munday, McGloin, Ollvier, Pardee, Parlange, Phelps, Poche, Richardson, Stagg, Stamps, Stevenson, Stone, Sitherlin, Thompson, Vanee, Weils, Wnite, Williams of Grant, Young of East Baton Rouge—45.

Absent—Messars, Baskin, Benham, Breaux,

45. Absent—Messrs. Baskin, Benham, Breaux, Absent.—Messus. Baskin, Benham, Breaux, Bridger, Chaiborne, Colvin, Davenport, Davidson of Claiborne, Davis, Demas, Dillard, Elam, Forman, Gaskins, George, Henry of Cameron, Kidd, King, Krikman, Luckett, Marks, Marshall, Millard, Moreland, McConell, Ogden, Ott. Ponder, Robertson, Smith of St. Mary, Steele, Stringfellow, Stewart, Todd, Warmoth, Watkins, Webb. 36.

The resultation was adouted as emended:

The resolution was adopted as amended: Subsequently Mr. Wells moved that the rote by which his amendment was lost be re

The motion to reconsider prevalled. On the motion of Mr. Wells his amendment was amended so as to read as follows:

And the Secretary at the rate of seven dol lars per day. The amendment was adopted as amende

Mr. Land offered the following resolution Mr. Land offered the following resolution:
Resolved, That the President of this Convention, the chairman of the Committee on
Revision, the acting chairman of the Committee on Enrollment, and two other members of the Convention, residents of New Orleans, to be appointed by the President, be and are hereby constituted a committee to supervise the final enrollment and printing of the new constitution.

Index a suspension of the rules the recon-

y a rising vote of 58 yeas to 12 nays.

Under a suspension of the rules, the resolution was adopted. The President appointed Mesars Forman and Byrne on said committee. FINAL REVISION

Mr. Breaux, chairman of the Committee on Final Revision, presented the following re-

of the Convention:

The Committee on Final Revision have the honor to report that they have carefully revised the several ordinances proposed by the Convention, and report them with amendments, which, however, are only verbal, transposition of sentences, and condusing of subjects and articles, carefully avoiding any change of meaning in the language used.

The committee recommend that in article 23, Ordinance General Provisions, as passed, and after the word "due," in line 8, be stricken out.

out.
That article 25, Ordinance on the Judiclary. That article 25, Ordinance on the Judiclary, be stricken out.

That in Ordinance for the relief of Delinquent Taxpayers, the words or flaures "1878" be stricken out, and "1879," be inserted in fleu thereof, to conform with amendment overlooked.

And that "1874," in line 71 of same ordinance, be changed to "1879."

5 89 per day 3 00 per day 4 00 per day 4 00 per day 4 00 per day 4 09 per day 5 00 per day 6 00 per day 6 00 per day 7 00 per day 7 00 per day 7 00 per day 7 00 per day 8 00 per day 9 00 per day 8 00 per day 8 00 per day 9 00 1. e committee have adopted and recom-

mend the following arrangement, viz: Preamble. Bill of rights. Distribution of Powers. Legislative Departme Legislative Department—(a) Apportionment; (b) General Assembly; (c) Limitation on Legislative Department

egislative Department. Executive Department. General Provisions.
(a) New Basin Canal and Shell Road,
Militia.

Suffrage and Election. Impeachments and Removals.

Revenue and Taxation.
Public Education—(a) State University; (b)
chool Funds, etc.
Corporations and Corporate Rights.

Corporations and Corporate Righ Parochial Affairs and Boundaries City of New Orleans.

Amendments of Constitution. Schedule. Relief of Delinquent Taxpayers. adments of Constitution.

Relief of Denoy.
State Debt.
Debt to Fiscal Agent.
Loan of Fiscal Agent.
Respectfully submitted,
GUS. A. BREAUX,
Chairman. The report of the Committee on Final Revision was read and their recommendalions were considered, as follows:

That article 45 of ordinance on the judiciary bestricken out.

On the motion of Mr. Forman, by unaninous consent, the vote on the final passage of said article was reconsidered, and, by like onsent, the article was stricken out. In the ordinance for the relief of delinquent

taxpayers, upon like reconsideration, the were stricken out words or figures "1878" wherever they occur and the words or figures 1879" were inserted as recommended.

As to the same ordinance, in line 71, to strike out "1874" and insert "1872." Mr. Breaux moved a like reconsideration in

order to amend the ordinance as recommended. The motion to reconsider was lost and that

portion of the report of the committee was not adopted. The recommendation of the committee, that the words "except for judgments," in lines 174 and 175, be stricken out, was, on mo-

tion of Mr. Robertson, laid upon the table, The recommendation in relation to the last part of article 29 of the ordinance concerning

general provisions was laid upon the table. Mr. Lyons moved to reconsider the vote by which the motion to lay upon the table prevalled.

The motion to reconsider was carried. Mr. Lyons moved to reconsider the vote by which said article 28 was finally passed, on

which motion a rising vote resulted as fol-lows: 68 yeas, 16 nays. The article having been finally passed by a vote of 103 yeas to 5 nays, and a less number than 193 having voted for its reconsideration, the motion to reconsider was lost under the rules

the report of the Committee on Final Revis-fon be adopted, and on that motion he moved the previous question, which was seconded by the Convention. On the motion of Mr. Matthews, the Chair

was authorized to appoint from the minority

an additional member on the Committee on Final Revision. The Chair appointed Mr. Pardee.

The question was asked by a member whether or not it was necessary to adopt the Constitution as a whole by a vote of the Convention.

The Chair decided that it was not necessary, as it had already been adopted and finally passed in detail. By unanimous consent of the Conventions leave was granted to members to have their

easons for signing the constitution, their ob-

ection to parts thereof, with reservations, etc., spread upon the journal.

While I sign the constitution and warmly approve of it as a whole, I disapprove of and protest against the following articles and provisions: Article 167, establishing lotteries in this State; so much of article 184 as anlows persons who are not efficient to become efficiency of the state work of a mere declaration of intention to become efficiency to state medicine, boards of health and agriculture, as tending to increase the number of public officers, which are useless and do not pertain to the true functions of government; article 238 is wrong in principle in authorizing any majority to compel the minority to aid any railroad enterprise or any such enterprise; it is purely a business investment, and the government has as much right to compel me to aid a religious sect as to compel me to aid a railway company, in the wisdom of which I do not believe; article 251 interferes with the inalienable private right to labor, and interferes with commerce in requiring crews of foreign ships to remain idle in post; and the third paragraph of the debt ordinance, as to the six months' interest maturing January I, 1889, is unwise, and invites litigation in the only vulnerable point.

E. R. FORMAN. etc., spread upon the journal.

B. R. FORMAN. The undersigned, while signing the constitution, declares his opposition to the methods authorized for the removal of judges and other officers; to the unsual and arbitrary apportionment of the census of 1870 running to 1809, and to the ordinance relative to the State debt.

AUGUST BULLOW

Delegate from Assumption. Delegate from Assumption.
The undersigned Delegates, while signing the constitution, declare their opposition to the large executive patronage consided to the appointive system for the judiciary; to the unusual methods authorized for the removal of judges and other officers; to the unusual and arbitrary apportionment based on the census of 1870 and running to 1899, and to the ordinance in relation to the State debt.

DON A. PARDEE,
Delegate Sixth Senatorial District.
W. F. LOAN,
Delegate Fifteenth Ward, parish of Orleans.

AUGUST BULOW.

Delegate Fifteenth Ward, marish of Orleans MAYER CAHEN, Delegate Ninth Senatorial District. We will sign the limitation framed by this Convention, but do not approve of all its provisions, especially those articles relating to apportionment, indictary system, impeachments and removals from office, schedule and the debt of the State.

WADE H. HOUGH,

Delegate Twenty-sixth Senatorial District.

JAMES S. MATTHEWS,

Delegate from Tenses, Delegate from Tensas.
The undersigned, members of the Convention, sign the constitution, reserving the right to oppose the ratification of the ordinance relative to State debt.

P. B. S. PINCHBACK, Of Madison. Of Madison.
M. G. BOBE, of Madison.
JACQUES A. GLA,
Of Carroll. B. GARDNER. Of Carroll.
B. GARDNER. Of Assumption.
L. ROACH, of Jefferson.
P. LANDRY, of Assension.
HENRY DEMAS.
OF St. John the Baptist.
THEOPHILE T. ALLAIN.
Of Iberville,
E. B. MENTZ. E. B. MENTZ.
ALEX. STROVICH,
OF St. Martin.
V. DICKERSON,
ALEX. NOGUEZ.
DAVID, YOUNG.
Of Concordia.
J. LLUBY DAVIDSON,
Of therville, W. B. SMITH, of St. Mary. T. B. STAMPS, of Orleans.

Mr. Lyons offered the following resolution: Resolved, That the committee appointed to prest proofs of the constitution be authorated to form an index of the constitution and ave the same printed with it.

Under a suspension of the rules the resolution was adopted. Mr. Lagau, chairman, on behalf of the Committee on Contingent Expenses, submitted an

unfavorable report on the resolution of Mr Lott, proposing compensation to the Sergeant-at-Arms for services as postmaster to the Convention.

The report was laid upon the table Mr. Robertson moved that the Convention do now adjourn sine die.