

VERMONT LEGISLATURE.

SENATE—Prayer by Mr. Kellogg.

Mr Young asked leave of absence for the Assistant Secretary until Monday next; granted.

Mr Hammond from the committee on finance, reported the bill in favor of John H. Olin, without amendment. Bill read the 2d time, and ordered to be engrossed and read a 3d time.

Mr Merrill introduced a resolution in relation to applications for acts of incorporation to Banking and manufacturing companies; passed and referred to the Judiciary committee.

Mr Pierpont, from the committee on claims, reported the bill to pay Abner Harris the sum mentioned, [his claim growing out of the old acts of insolvency,] with a statement of facts in the case and recommending that the blank be filled with the sum of \$12 03. Bill so amended, and on motion of Mr Pierpont, laid on the table.

Mr Waterman introduced a resolution, providing for the appointment of a select committee of three to inquire into the expediency of lessening, and defining the number of Justices of the Peace to be appointed in each town in this state; passed.

Committee—Messrs Waterman, Ranney, and Miller.

Mr Young introduced a bill, directing the Secretary of State to deliver to the county clerks in each county in this state, copies of the Vermont Reports. Read, and on motion of Mr Pierpont referred to the Judiciary committee.

The bill providing for a Reporter of the decisions of the Supreme court was called up, and on motion of Mr Pierpont, recommended to the same committee.

The engrossed bill, relating to highways, was read the 3d time and passed.

The joint resolution passed by the House and sent up for concurrence, requiring the Green Mountain Turnpike Company to show cause why their charter should not be vacated, was read, and on motion of Mr Hebard, referred to the committee on roads and canals; and the resolution assigning Tuesday next for the election of Brigadier General, laid upon the table; the Senate, on motion of Mr Pierpont, non-concurred in the resolution from the House, to pay the late sitting member from Berlin his Board and attendance; the Senate considering it had nothing to do with the question.

The bill from the house, organizing the county of Lamoille, was read the 1st and 2d time, and referred to the Judiciary committee.

Mr Young, from the committee on roads and canals, reported the bill in relation to highways that the same ought not to pass. A communication was received from the Governor, pursuant to the resolution of Mr Phelps asking a copy of the annual returns of the Adjutant and Inspector General, inclosing the copy of a communication from Adjutant Gen. Flint, stating that no records or papers of any description relating to the Militia having been received from his predecessor, it was not in his power to furnish the desired information. Senate adj.

HOUSE—Bills introduced. By Mr Carpenter of Wainsfield, in addition to school acts, referred to committee on education; by Mr Beach, that no member of the Senate and House of Representatives shall be eligible to any County office, except Justice of the Peace; by Mr Wilcox moved to dismise it, opposed by Messrs Fitch and Dewey of G. W. Howard, and the bill referred to the general committee; by Mr Whitney to repeal an act relating to imprisonment for debt, of Nov. 8, 1820, referred to committee of insolvency; by Mr Sawyer of H. to repeal and alter 63d section of probate act, to Judiciary committee; by Mr Colby regulating attachment of hay scales, referred to Judiciary committee; by Mr Bailey, altering name of Sarah Trickey, ordered to a third reading; by Mr Vilas, appropriating proceeds of certain grammar school lands, to Lamoille County Grammar School, laid on the table; by Mr Tracy, incorporating the Hartford Rail Road and forwarding Company, referred to committee of Roads and Canals; by Mr Brewster, incorporating the Middlebury Savings Bank, referred to members from Addison County; by Mr Deo, to repeal 1st section of act of 1794, adopting common law of England, referred to Judiciary committee; by Mr Stebbins, relative to licenses to hawkers and pedlars, referred to general committee.

Resolutions—By Mr Fitch, appointing Hon. Samuel C. Crafts to settle with superintendent of State House, and report the sum which should be allowed him; Mr Smith of St. A. moved to lay it upon the table, agreed to; by Mr Curtis, to pay James Currier his mileage and day pay as a member of this legislature, up to the 21st inst, adopted; by Mr Crowley, directing States Attorney of Rutland County to issue a writ of habeas corpus against the Green Mountain Turnpike Co. inquiring why its charter shall not be vacated, adopted; by Mr Mazze, fixing Tuesday next, 10 o'clock to fill certain vacancies in the first and 2d divisions of the Militia, adopted; by Mr Fairbanks, that in case of contested elections, where parties have been heard in person or by counsel before committees, it is inexpedient to admit them to be heard by counsel on the floor of the house—discussed by Messrs Fairbanks, Dewey of G. Smith of St. A. Vilas, and Haswell, and laid on the table.

The engrossed bill to organize the County of Lamoille was read the third time and passed.

Mr Chipman was appointed on the committee on the bill to annex part of certain towns to Kirby, in place of Mr Fullam, excused.

Petitions referred. Of 90 young men of Vergennes and C. A. Thomas and others, to committee on licenses.

Reports of Committees. By committee of Ways and Means, against petition of Ebenezer Spencer, and after a statement of facts from the committee, (showing the petition to be an aged man, in circumstances of extreme distress, two or three wives and twelve children dependent upon him, his own wife partially insane, and one of his sons disabled, so as not to be able to labor,) Mr Smith of St. A. moved that the petition be referred to a select committee of three, Messrs Tenney, Steele, and Grady. Adj.

MONDAY, Oct. 23. SENATE—Bills introduced. By Mr Sheldon, providing for the Franklin County Asylum for the poor; referred to the Senate from Franklin County; by Mr Smith, to prevent the circulation of foreign small bills, less than five; read the 1st and 2d time and referred to the committee on banks; by Mr Beckwith, to repeal the act for the relief of Newark, passed in 1825, read the 1st and 2d time, and referred to the committee on roads and canals; by Mr Beckwith, to repeal the act to preserve fish in Willoughby Lake, read and referred to committee on finance.

Resolutions. By Mr Tenney, inquiring into the expediency of preventing by law, the distillation of grain, passed and referred to a select committee of three, Messrs Tenney, Steele, and Grady. Adj.

Reports of Committees. By Mr Hubbell, from the Judiciary committee, the engrossed bill organizing the County of Lamoille, without amendment. The Senate, as in committee of the whole, proposing no amendments, the bill was read a 3d time, and passed; by Mr Briggs, from the Judiciary committee, a bill relating to interest, read and laid upon the table.

Engrossed Bills. Defining the power

of Justices of the Peace; read the 1st and 2d time, and referred to the Judiciary committee; altering the name of Mary Eliza Royce, to Mary Eliza Adams; read the 2d time and referred to committee on the bill altering the name of Pat Hanley; the bill in addition to the act regulating judicial proceedings was read the 1st and 2d time, and referred to the Judiciary committee; to preserve fish in Hinesburgh Pond, read the 1st and 2d time, and referred to the committee on finance; to pay Heman Carpenter the sum mentioned, referred to the committee on claims.

The resolution, in relation to slavery in the District of Columbia being under consideration, on motion of Mr Pierpont, suggesting that some senators were absent, the resolution was laid upon the table, and made the order of the day for Friday next.

The resolution, providing for inquiry as to claims under the suspension acts, on leave was withdrawn, by Mr Hubbell.

HOUSE—Prayer by Rev. Mr Smith. Mr Fitch called up the resolution appointing a committee to settle with the superintendent of the State House—and on motion of Mr Smith of St. A. the vote in favor of the name of John Mattocks (who had left town and returned home), was reconsidered and the resolution again laid upon the table. Subsequently the name of Jonas Clark was inserted, when Mr Dewey of G. moved to make the committee merely an examining committee to report to the House—agreed to and the resolution adopted.

The vote of Saturday, relative to the account of H. W. Miller, was reconsidered, and the account again committed to the committee of claims.

The bill from the Senate, relative to legal settlement, on motion of Mr Vilas was amended, so as not to affect any suits already commenced.

Mr Nash called up the bill relating to the duties of bank inspectors, when Mr Smith of St. moved that it again be laid upon the table; he made the motion from no opposition to the bill, but in order that the course of business, heretofore established by custom, might not be interrupted.

Mr Sawyer of H. and the chair concurred in the suggestion, when the motion was withdrawn. Mr Hatch moved to dismise the bill, and supported the motion, opposed by Mr Foote, when the motion was withdrawn and the bill laid upon the table.

Bills introduced. By Mr Sawyer of H. to repeal the act of 1807, to prevent fraudulent speculations in choses in action, referred to the Judiciary committee; by Mr Wood, incorporating the North Springfield Manufacturing Co. referred to the committee on Manufactures; by Mr Fullam, regulating the flowing of lands, referred to the Judiciary committee; by Mr Vilas, for the relief of Jesse Whitney, referred to the committee of Ways and Means; by Mr Peck, extending the limits of jail yard of Washington county, referred to the committee of Insolvency; by Mr Scott, annexing Highgate to Swanton, referred to the general committee; by Mr Sherman, in addition to an act licensing victualling houses, referred to Judiciary committee.

Resolutions—By Mr Dewey of G. instructing committee on Elections to inquire into the expediency of a law for a more speedy determination of contested Elections, adopted.

Petitions referred.—Of Mr Warren and others, for a bank, to committee on banks; of Hosea Williams, and others, for a Rail Road, to committee on roads and canals; of J. R. Goodrich, of Literary Convention, and of Trustees of Rutland County Grammar School, to the committee of Education; of selectmen of Glastenbury, to Land tax committee.

Reports of Committees.—The General committee reported against the bill relating to retailers of spirituous liquors, (physicians not to be deemed retailers when selling only for medicinal purposes,) and it was dismissed; the bill in addition to act incorporating village of Brattleborough, laid upon the table; the bill to preserve fish in Shattuck pond, laid upon the table; against the bill in addition to acts relative to legal settlement, and support of the bill, and they were rejected on the second; the bill in addition to acts relating to pounds, &c. discussed by Messrs Needham of B. Deo, Sawyer of H. Curtis, Fitch and others, laid upon the table; against the bill for establishing county poor houses, rejected on the second reading. The select committee on the report of the Vt. Asylum for the Insane, reported a bill appropriating \$5000 to the institution, which was laid upon the table.

Bills passed.—To pay Silas H. Jenison \$618 88; to alter the name of Sarah Trickey; to incorporate the Brattleborough Typographical Co.; to provide compensation for returning votes for Senators; to credit town of Vernon a certain sum; for the relief of Ebenezer Spencer and Simon Blanchard jr.; in addition to the probate acts. Adj. 2 o'clock, P. M.

SENATE—Bills introduced.—By Mr Hebard, incorporating the Farmers' Manufacturing Co. at E. Bethel, capital stock not to exceed \$30,000. Read the first and second time and referred to the committee on Manufactures.

Resolutions.—By Mr Phelps, instructing the Committee on Military affairs to inquire into the evils existing in our militia system, and report by bill or otherwise.

Reports of Committees.—By Mr Merrill, the bill in amendment of an act regulating the election of Governor, with proposals of amendment, contemplating important alterations in the present regulation of elections, on motion of Mr Pierpont, laid upon the table.

Engrossed Bills.—Relative to the duties of Justices of the Peace, read a 3d time and passed; altering the name of Sarah Trickey to Sarah Harvey; read 1st and 2d time, and referred to select committee on names.

Several bills from the House were referred to the appropriate committees.

The memorial of the University of Vermont was referred to the committee on Education, and the bank Inspector's report to the committee on banks.

HOUSE.—The engrossed bill relating to weights and measures, was read the third time and after some discussion, laid upon the table.

The Senate came in and both houses in joint committee proceeded to make the following appointments:

John Johnson, of Burlington to be Surrogate General.

John Johnson 123
Andrew McMillan 51
John D. Ward 42
Scattering 6

David Pierce, of Woodstock, Auditor of accounts against the State, unanimously.
Harry Hale, of Chelsea, bank Commissioner.

Harry Hale 116
Guy Catlin 72
J. N. Pomeroy 32
Scattering 4

John Smith of St. Albans, (Smith 153, E. N. Briggs 75, seat. 5.) E. N. Briggs of Salisbury, (Briggs 143, T. D. Hammond 62, seat. 24.) Allen Gardner of Windsor, (Wardner 136, E. R. Campbell 88, seat. 16.) Commissioners Deal and Dumb.

The Judiciary committee reported the bill relating to petitions for divorce, ordered to a 3d reading.

On motion of Mr Curtis, Resolved that the General Committee be instructed to inquire into the expediency of making the Commissioners of Deaf and Dumb, Commissioners of the Insane; also of making ample provisions for the Insane, and of the repeal of the act of last year upon the subject; adopted.

On motion of Mr Curtis, the bill and report upon the subject of the Insane, were referred to the General Committee. Adj. TUESDAY, Oct. 25.

SENATE. Memorials. Mr Bell presented the memorial of the inhabitants of Middlebury, in relation to the sale of ardent spirits, praying a total prohibition. Mr B. remarked that the memorial was an important subject, touching the vital interests of the community, and relating to a traffic which was a fruitful source of much of the misery and crime with which the country was afflicted. The memorial, he said, was signed by a large and respectable proportion of the inhabitants of the town, including professional men, merchants, mechanics and farmers; read, and after remarks in its favor by Mr Bell, referred to a select committee, consisting of Messrs. Bell, Young and Ranney; memorial of the inhabitants of Bethel, against the petition of the Centre Turnpike Company, referred to committee on roads and canals.

Bills introduced. By Mr Merrill incorporating the Bennington manufacturing and printing company, capital not to exceed \$3000,00 for manufacturing and stamping cotton goods; read the first and second time and referred to the committee on Manufactures; by Mr Kinsman repealing so much of the act as exempts members of fire companies from military duty; referred to the committee on military affairs; by Mr Pierpont, the bill in favor of A. Thompson, with a statement of facts: the blank was filled with \$144,05, and thus amended, was ordered to be engrossed for a third reading; by Mr Hebard, relating to trials by Jury; read the 1st and 2d time, and referred to the Judiciary committee.

Leave of absence was granted to Mr Smith, for one week, in consequence of sickness in his family.

Reports of Committees. By Mr Hubbell from the Judiciary committee in addition to an act relating to judicial proceedings; the Senate acting in committee of the whole considered the bill, no amendment being proposed, the bill was read a third time, and on motion of Mr Briggs, laid upon the table; Mr Merrill, the bill regulating elections, with the amendment that no new law is now requisite upon the subject; Mr Briggs moved an indefinite postponement; Mr Ranney thought the present law not sufficiently explicit, and pointed out to the Senate in what respect, particularly in relation to one year's residence in the State was not a conformity of practice, and this grew out of different constructions put upon the present act in different towns. Mr Watson followed upon the same side of the question, and pointed out the contrary of opinion and practice in different parts of the State, resulting in a multiplicity of contested elections. Mr Briggs withdrew the motion to postpone, and on motion of Mr Ranney the report was laid upon the table.

From the House for concurrence. A resolution appointing a committee to settle with the superintendent of the State house. Mr Steele moved to amend by adding Th. Reed jr. to the committee; amendment adopted and the Senate concurred in the resolution.

Election of U. S. Senator. Mr Dewey from the house, announced a message that the house were ready on their part, to proceed to the election of a Senator to represent this State in the Congress of the U. S. On motion of Mr Pierpont, the house were informed of the readiness on the part of the Senate; when the Senate proceeded to ballot, Mr Howe, nominating Samuel Prentiss, and Mr Palmer nominating Wm. C. Bradley. The ballots being sorted and counted, the President informed the Senate that an election had been made, and the house, by message, were informed of the election on the part of the senate.

Mr Foote, from the house, informed the senate that that body had elected a senator on its part, and were now ready to unite in joint ballot of both houses; and the senate repaired to the hall of the house of representatives.

The ballots in the senate were for Mr Prentiss 16, Bradley 11, T. Hutchinson 2; Jacob Collier 1.

Mr Pierpont called up the bill incorporating the Rutland rail road bank, when Mr Hebard, after explaining his views, moved to amend the bill by erasing the last section, which gives the stockholders of the bank of Rutland the right to subscribe to an equal amount of stock in the rail road bank. This motion elicited debate, in which Messrs Hebard, Ranney and Merrill participated in its favor, and Messrs Pierpont, Howe and Porter against. The debate continued until the senate adj.

HOUSE—Prayer by the Rev. Mr Smith of Barre.

Mr Howell called up the report of the committee of elections on the memorial of Harry Bradley, when

Mr Goodale asked leave to present a counter report from the minority of the committee. Some inquiries being made by Mr Howell, it appeared in reply that the counter report was drawn up by one of the counsel for the memorialist.

Mr Sawyer of H. for the purpose of settling the question on the propriety of this course, moved that the counter report be not received. Messrs Sawyer of H. and Howell supported, and Mr Sargent opposed the motion, when Mr Foote moved to lay both reports on the table, and make them

the order of the day for this afternoon; agreed to.

Bills introduced. By Mr Hamilton, to pay James Dwyer and Adolphus Paul certain sums, referred to committee of claims; by Mr Shearer, for the relief of Enoch, Levi and Nathaniel Hall, referred to committee of Ways and Means; by Mr Colby, in addition to act extending jurisdiction of constables, referred to Judiciary committee; by Mr Richmond of B. to pay Joseph Bowman a certain sum, referred to the committee of claims; by Mr Fullam, in addition to acts relating to leather senders, &c. &c. referred to the committee on Manufactures; by Mr Sawyer of R. providing for the inspection and weighing of hay, referred to committee on agriculture; by Mr Holmes, taxing lands in Jay referred to land tax committee.

The petition of artillery, 6th regiment 1st Division was referred to the committee on military affairs.

On motion of Mr Smith of B. resolved that the Judiciary committee be instructed to inquire into the expediency of allowing Stanley Bagg of Montreal to hold real estate in this state.

The committee of claims, reported the bill to pay Clara Merrill a certain sum, and it was ordered to a third reading.

Mr Dewey of G. was appointed to inform the senate of the readiness of the house to proceed to the election of U. S. Senator, when the house pursuant to a joint resolution of both houses, proceeded to elect on its part a senator in the U. S. Congress, for six years from the 3d of March next. Mr Goodale nominated Hon. Samuel Prentiss, seconded by Mr Foote; Mr Fitch nominated Hon. Wm. C. Bradley, seconded by Mr Needham of Bristol; and Mr Richmond of B. nominated Hon. Titus Hutchinson.

1st bal. 2d. 3d.
Samuel Prentiss 110 114
Wm. C. Bradley 85 83
Titus Hutchinson 18 17
Horace Everett 3 3
William Upham 3 2
John Mattocks 1 1
Daniel Kellogg 1 1

221 221

A message was received from the Senate of an election on their part of a Senator; when the Senate came in, and on comparing the journals of both houses, HON. SAMUEL PRENTISS was declared duly elected.

Both Houses in joint committee proceeded to make the following appointments: Francis E. Phelps, Major General 1st Division (F. E. Phelps nominated by Mr Cushman, 158, Rayland Fletcher nominated by Mr Fullam, 48, seat. 16.)

Robinson Hall, Brigadier General, 2d Brigade, 2d Division; no opposition.

The Senate withdrew, and on motion of Mr Leonard, the joint resolution for going into county conventions was called up, and after some discussion as to the time, again laid on the table.

A resolution requesting the superintendent of the State House, to suspend the blasting of rocks during the session, was rejected.

The remonstrance of Simeon Harlow and others was referred to the committee on the petition to annex parts of sundry towns to Baltimore.

The committee on roads and canals reported the bill relating to highways, rejected on the second reading. The Judiciary committee reported against the bill repealing the act of '97, adopting the common law of England, and it was laid upon the table; against extending the jurisdiction of justices of the peace. The committee on Roads and Canals reported a bill granting a ferry to George Niles, ordered to a third reading. The committee of claims reported against the petition of J. Loomis, and the petition was laid upon the table. The land tax committee reported a bill taxing lands in Chittenden, ordered to a third reading. The committee on banks reported the bill rechartering the bank of St. Albans—laid upon the table. The Judiciary committee reported the bill relating to jailer's fees—but before any action the House adj.

2 o'clock, P. M.

SENATE. The petition of the Trustees of Caledonia County Grammar School, for a portion of the public revenue, was referred to committee on education.

Reports of Committees. By Mr Henry from committee on Manufactures, bill incorporating the black river card manufacturing company, without amendment; incorporating Williams River manufacturing Co. without amendment; severally read and ordered to be engrossed for a 2d reading; by Mr White from the committee on banks to prohibit the circulation of small bills, indefinitely postponed; by Mr Converse, the engrossed bill to pay Heman Carpenter \$50 50 cents, read a third time and passed; by Mr Hammond from the committee on finance, the bill repealing the act to preserve fish in Willoughby Lake, ordered to be laid upon the table; by Mr Briggs from the committee on the engrossed bill, defining the powers of Justices of the peace, read a third time and passed.

[The bill empowers Justices to cross examine parties to suits on book account, on refusal to testify evidence to be taken against the party refusing.] by Mr Briggs, from Judiciary committee, the bill providing for cases of disagreement in the Supreme Court, that a similar bill is before the Senate; the bill to provide for reporting the decisions of the Supreme Court, requiring the Secretary of State to furnish a copy to clerks of the County Courts, caught not to pass; the bill was indefinitely postponed; by Mr Steele, from committee on finance, the bill asking aid to manual labor school of W. Poulney, committee to be discharged, and refer to committee on Education; by Mr Van Sicken on finance, to preserve fish in Hinesburgh pond, that the same ought not to pass; bill indefinitely postponed; Mr Waterman from the committee on manufactures, the bill incorporating the Brattleborough Typographic Company without amendment, read the third time and passed; by Mr Hebard, from the Judiciary committee, the bill providing compensation for returning votes for Senators to county clerks, passed; by Mr Ranney from select committee, a bill limiting the number of justices of the peace, read twice, and ordered to be engrossed for a third reading.

The bill incorporating the Rutland Rail Road Bank under consideration at the adjournment, was called up by Mr Pierpont, and the question being upon amendment proposed to restrict the bank from issuing bills of a less denomination than five dollars, after debate, Messrs Merrill and Barnes in favor, Messrs Pierpont and Porter against, the proposition to amend was rejected, yeas

4, nays 23, and the bill, on motion of Mr Kinsman, supported by Messrs Palmer and Bell, was laid upon the table, and made the order of the day for tomorrow morning.

The bill relative to the election of Governor was called up, considered in committee of the whole, and finally laid upon the table. Mr Phelps moved to print the bill, opposed by Messrs Steele, Palmer, and Converse and negatived.

Mr Henry from the Committee on manufactures, reported bills incorporating Turnbridge manufacturing Co. and Green Mountain Iron Co. with amendments—concurrent in, and the bills ordered to a 3d reading.

Mr Hebard introduced a bill to prevent intemperance, referred to select committee on that subject. (Intemperance an offence punishable by imprisonment.)

Mr White introduced a bill, in addition to the act in relation to highways; referred to committee on roads and canals.

On motion of Mr Ranney, the rule requiring bills to be by 24 hours, was dispensed with in relation to the engrossed bill limiting the number of justices of the peace, and the bill was read a third time, when Mr Phelps called for the yeas and nays. Mr Sheldon called for the reasons in favor of the bill. Mr Ranney of the committee gave them, when, after debate by Messrs Palmer, White, Hebard, and Briggs, without deciding the question, the Senate adj.

HOUSE.—The bill relating to jailer's fees was recommitted to the Judiciary committee.

On motion of C. K. Field, the committee on Education were discharged from further consideration of the bill in addition to the school acts, and the bill was referred to the Judiciary committee.

The bill locating the county buildings of Franklin County was called up, when Mr Smith of St. A. moved to lay the bill upon the table, and make it the order of the day for tomorrow morning—agreed to.

Mr Curtis called up the bill relating to pounds, estrays, &c. and moved an amendment, excepting milk cows from the operation of the bill, which, with the bill, was laid upon the table.

The resolution, appointing a committee to examine the accounts of the superintendent of the State House, was returned from the Senate, with a proposition to add Thomas Reed, jr. to the committee, concurred in.

On motion of Mr Haswell, the House proceeded to the order of the day, viz. the Burlington contested election, the question being upon receiving the minority's report: Messrs Dewey of G. Fullam, Foote, and Goodale supported the proposition to receive, opposed by Messrs Sawyer of H. and Smith of St. A. and the report was received; when Mr Haswell moved for leave to bring his counsel upon the floor of the House; modified so as to admit the counsel of both parties, and agreed to—yeas 122, nays 23. The report of the minority was then read, concluding with three resolutions the first declaring N. B. Haswell ineligible, the second declaring him not elected, and the third declaring that Harry Bradley was elected. The report of the majority was also read, declaring Mr Haswell eligible and duly elected.

Charles Adams, Esq. was heard in behalf of Mr Haswell, the sitting member, and had not concluded when the House adj.

WEDNESDAY, Oct. 25. SENATE.—A communication from the Quartermaster General, making report of the number and condition of arms, belonging to the State, &c. read and referred to committee on military affairs.

Mr Bell introduced a memorial, for the construction of a Rail Road on each side of the mountain, referred to committee on roads and canals.

Mr Hubbell, from the Judiciary committee reported the bill, with amendments, relating to notes and bills of exchange. The Senate in committee of the whole, considered the amendments, after discussion by Messrs Porter, Hebard, Hubbell, the bill was amended, and on motion of Mr Pierpont, laid upon the table.

Mr Hebard, from the Judiciary committee reported the engrossed bill from the house, relating to wills, and the settlement of estates, with an amendment, in which the senate, in committee of the whole, concurred, and the bill, after discussion by Messrs Porter, Hebard, Hubbell, the bill was amended, and on motion of Mr Pierpont, laid upon the table.

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The bill limiting the number of justices of the peace in this state, under consideration at the adjournment yesterday was called up, when

Mr Briggs proposed a different appropriation, and moved the recommittal of the bill for amendment; motion to recommittal negatived; when after remarks by Mr Phelps in opposition to the motion and to the bill, Mr Beckwith moved that the bill be dismissed. This motion gave rise to a protracted and spirited debate, by Messrs Bell, Ranney, Porter, Howe, Pierpont, Van Sicken, and White, in opposition, and by Messrs Converse, Young and Palmer in favor, and was negatived, yeas 13, nays 15, and the bill was committed to Mr Ranney for amendment.

The engrossed bill to pay Amos Thompson \$144,15 was read a third time and passed.

Mr Pierpont called up the bill incorporating the Rutland Rail Road Bank, and the bill was ordered to be engrossed for a third reading.

Mr Merrill called up the bill in addition to the act providing for the election of Governor, &c., and offered an amendment, providing that the ballots for Governor, Lt. Governor, Treasurer, and Senators be deposited in the same box, and may be upon one and the same paper; referred to select committee, Messrs Merrill, Pierpont and Young.

SENATE adj.

HOUSE.—Prayer by Rev. Mr Kelley. Petitions, &c. referred. Of Vt. Mutual Fire Insurance Co., to committee of Banks; of inhabitants of Derby, of S. B. McMun, of J. Doolittle, of Norman Blackmer, of D. W. Clark and others, to committee on Roads and Canals; of Daniel Hewing, to committee of Ways and Means; for taxes on Charleston and Woodbury, to Land Tax committee; remonstrance of citizens of Charlotte, to committee on licenses; petition of sundry persons for the exemption of Foreign bank stock from taxation, to select committee on the listing laws.

The committee on Banks reported the bill incorporating the Bennington county bank, laid upon the table.

The House resumed consideration of the Burlington contested election.

Charles Adams, Esq. concluded his ar-

gument.

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WEDNESDAY, Oct. 25. SENATE.—A communication from the Quartermaster General, making report of the number and condition of arms, belonging to the State, &c. read and referred to committee on military affairs.

Mr Bell introduced a memorial, for the construction of a Rail Road on each side of the mountain, referred to committee on roads and canals.

Mr Hubbell, from the Judiciary committee reported the bill, with amendments, relating to notes and bills of exchange. The Senate in committee of the whole, considered the amendments, after discussion by Messrs Porter, Hebard, Hubbell, the bill was amended, and on motion of Mr Pierpont, laid upon the table.

Mr Hebard, from the Judiciary committee reported the engrossed bill from the house, relating to wills, and the settlement of estates, with an amendment, in which the senate, in committee of the whole, concurred, and the bill, after discussion by Messrs Porter, Hebard, Hubbell, the bill was amended, and on motion of Mr Pierpont, laid upon the table.

Mr Hebard, from the Judiciary committee reported the engrossed bill from the house, relating to wills, and the settlement of estates, with an amendment,