OFFICIAL.

LEGISLATURE OF LOUISIANA.

Journal of the House of Representatives.

TUESDAY, March 5, 1850.

The House met pursuant to adjournment.

On the roll being called, a quorum was present and answered to their names.

The Speaker laid before the House a memorial from the General Council of New Orleans.

Referred to Joint Committee on Levees.

Mr. Barth presented a petition from Mr. Peters, President of the Louisiana State Bank, in relation to the Orleans Navigation Company.

Referred to Finance Committee.

Mr. Sever, on behalf of the Committee on the Judiciary, to whom was referred the following, entitled bills, reported the same back to the House without amendments:

An act authorizing Cornelia Carter, f. w. c., and her child, to remain in the State.

An act to compensate J. G. Sever for professional services rendered the State.

An act relative to public advertisements in the parish of Orleans.

An act to prevent frauds in conveying or mortgaging real estates and slaves; also in cancelling mortgages recorded on the same.

An act relative to the trial of certain cases before the Supreme Court.

An act authorizing the deposits of Notarial records and papers of John C. White, late Notary Public of the parish of East Feliciana, in the office of Recorder of said parish.

An act to amend article 620 of the Code of Practice.

An act relative to the fines imposed for violations of the ordinances and regulations of the Police Jury of the parish of Orleans on the right bank of the river Mississippi.

An act to provide for appeals from Justices of the Peace in certain cases in the parishes of Orleans and Jefferson.

The same member, on behalf of the same Committee, to whom was referred the following entitled bills, reported the same back to the House with amendments:

An act regulating interest on judgments.

An act to provide for imprisonment in certain cases against officers of Court and officers appointed by the same.

An act to provide for and regulate the office of Attorney General.

An act for the protection of the city of New Orleans against overflows.

The same member, on behalf of the same Committee, to whom was referred the following entitled bills, reported adversely on the same:

An act fixing the prescription.

An act to regulate the rate of rentage between landlord and tenant.

An act relative to the trial of recused cases.

An act to amend an act entitled, An act to allow Sheriffs and Clerks a special compensation in criminal matters.

An act to provide compensation for Jurors serving in criminal cases in the parish of Jefferson.

An act to provide for the trial of recused cases in the Seventh Judicial District.

An act to amend article 1,739 of the Civil Code of the State of Louisiana.

Mr. Lumsden, on behalf of the Committee on Militia, to whom was referred the petition of Michael St. Armand, reported by bill under the following title:

An act for the relief of Michael St. Armand, a veteran of 1814 and '15.

The same member, on behalf of the same Committee, to whom was referred the following bill entitled—

An act for the relief of James Stearns and Wily Young—

Reported the same back to the House with an amendment.

The same member, on behalf of the same Committee, to whom was referred the following bill entitled—

An act for the relief of James Stearns and Wily Young—

Reported the same back to the House without amendment.

The same member, on behalf of the same Committee, to whom was referred the following entitled bill, reported the same back to the House without amendments, viz:

An act for the relief of William Strauther, veteran of 1814 and '15.

An act granting pensions to Josias Reames, Gamel Jordan and Francois Otis.

The same member, on behalf of the same Committee, to whom was referred the petition of Jacob Womack, reported adversely on the same.

Mr. Rivers, on behalf of the Joint Committee, to whom was referred the following entitled bills, reported the same back to the House without amendments, viz:

An act to guard by adequate punishment against the interference of unauthorized persons with the natural bends and channels of the Mississippi River, and to prevent the making of cut-offs and outlets to same within the jurisdiction of this State.

An act to appropriate one thousand dollars for the improvement of the road from Trinity to Harrisonburg in the parish of Catahoula.

The same member, on behalf of the same Committee, to whom was referred the bill entitled—

An act to amend the Road Laws—

Reported adversely to the same.

Mr. Walker, on behalf of the Committee on Commerce, to whom was referred the following entitled bill:

An act relative to the number of Inspectors of Flour, and of Re-packers and Inspectors of Beef and Pork for the city of New Orleans—

Reported the same back without amendments.

Mr. Watson, on behalf of the Committee on Parochial Affairs, to whom was referred the petition of sundry citizens, in relation to the tolls over the bridge over Bayou Ramos, reported by a bill under the following title:

An act to amend An act authorizing John A. Bryant to construct and keep a toll bridge on Bayou Ramos, in the parish of St. Mary.

Mr. St. Martin, on behalf of the Committee of Enrollment, reported as duly enrolled the following bills and resolutions, to wit:

An act to provide for the appointment of an additional Notary Public in the parish of Calcasieu.

An act to appoint a Notary Public for the parish of Livingston.

An act authorizing Notaries to perform the marriage ceremony in the parish of West Feliciana.

An act changing the time of holding the terms of the District Court in the parish of Caddo.

An act to allow Police Jurors in the parish of Rapides mileage.

An act for the relief of Athanase Armand and Hypolite Gauthier, veterans of 1814 and '15.

An act for the relief of the heirs of the late John Nixon.

An act for the relief of Saml Anderson, late Sheriff of the parish of Madison.

An act to fix the return day for appeals to the Supreme Court for the Florida parishes.

Resolution granting leave of absence to Judge D. A. Randall.

Resolution requesting our Senators and Representatives in Congress to use their best endeavors to procure a semi-weekly mail between Vicksburg, Miss., and Richmond, Louisiana.

Resolution requesting our Senators and Representatives in Congress to use their best efforts to obtain a tri-weekly mail between New Orleans and Donaldsonville, between Donaldsonville and Opelousas, and Assumption and Tigerville.

The Speaker having signed the same, the Clerk was directed to request the signature of the President of the Senate thereto.

By a message from the Senate, through their Assistant Secretary, the House was informed of the concurrence of the Senate in the amendments of the House to the bill of the Senate entitled—

An act for the relief of E. Laferty and J. N. Elliott and J. L. Comstock, with amendments, and asked the concurrence of the House in the amendment of the Senate.

By the same message, the House was informed that the Senate had concurred in the resolution of the House appointing a committee of conference on the disagreement of the two Houses on the resolution fixing the salary of the Assistant State Engineer at $2000, and that the President of the Senate had appointed on said committee, Messrs. Haralson, Cole and Theodore.

By the same message, the signature of the Speaker was requested to the bill of the Senate entitled—

An act to repeal An act to incorporate the borough of Freeport, and acts amendatory thereto.

Mr. Connelly, on behalf of the Committee on Internal Improvements, to whom was referred the following entitled bills and resolutions, reported the same back to the House without amendments:

An act to remove obstructions in Bayou Fuselier, in the parish of St. Landry.

Resolution ordering the State Engineer to send snag boats and hands of Second District to clear and make navigable for steamboats, Bayous Cornay and Darbone.

Resolution ordering State Engineer to examine Bayou Boeuf, from Belleview to O'Donnell's ferry.

Resolution instructing the State Engineer to remove the wreck of the steamboat Little Rock, in Bayou Terre.

An act to authorize the State Engineer to construct a road from Monroe to the Mississippi river.

Resolution instructing our Senators and requesting our Representatives in Congress to use their efforts to procure the passage of a law by Congress, cancelling certain selections and locations of internal improvement lands made for the State of Louisiana.

An act authorizing E. T. Jones to build a turnpike and plank road from the west bank of Bayou Dorcheat to Shreveport.

The same member, on behalf of the same Committee, to whom was referred the following bills and resolutions, report adversely on the same:

Resolution authorizing the State Engineer to cut the stumps and trees between Lake Pearl and Bayou DeGlaise.

Resolution to improve the road from Mr. Lebanon to Lake Bistanean, in the parish of Bienville.

Resolution for improving the thoroughfares across the Mississippi swamp.

Resolution instructing State Engineer to order a sufficient number of hands on Bayou Pearse Pointe, and portage Guiny to do certain works ordained by resolution numbered 109, in acts of 1846.

Resolution for making a road from Milligan Bluff to Stepen Torreas' ferry.

Resolution instructing State Engineer to leave the left bank of Grand River from the Park to Bayou Pigeon.

"An act for the improvement of Bayou Darbon."

"An act to provide for the construction of a road from Bayou Manchac to New River."

The same member on behalf of the same Committee to whom was referred the petition of certain citizens of West Pearl River, reported by a Bill under the following title:

"An act for the improvement of the West Pearl River."

The same member on behalf of the same Committee to whom was referred the Bill entitled: "An act to make provision for the opening of the Bayou Bartholomew, report by a substitute under the following title:

"An act for the improvement of Bayou Bartholomew."

The same member on behalf of the same Committee to whom was referred the following bill entitled:

"An act to improve the navigation of Bayou Dorcheat," reported by a substitute under the following title: An act to improve the navigation of Bayou Dorcheat.

The same member on behalf of same Committee, to whom was referred the substitute of the Senate, the resolution of the House ordering the State Engineer to perform the various works of internal improvements in such order of time as he may think best for the general welfare," reported the same back with an amendment.

Mr. Barthe, on behalf of the Select Committee, to whom was referred the Bill of the Senate, entitled:

"An act relating to the Orleans Navigation Company, reported the same back to the House without amendments and submitted the following Report:

The Special Committee appointed by the House to investigate the affairs of the Orleans Navigation Company, beg leave to submit the following Report:

The Orleans Navigation Company has existed since 1805, and from that period to the present time, no attempt has ever been made by the Legislature to throw any light on the mystery which has hung for so long a time over the management of the affairs of the Company. This circumstance has made it a matter of great difficulty to collect the materials for a full and comprehensive report. But the facts which come to the knowledge of your Committee, though few, are such as to require prompt and energetic action from the Legislature.

Your Committee show by the annexed evidence of sworn witnesses, that the Canal Carondelet, and basin, have been dug at the expense of the people of New Orleans at large, in obedience to the orders of Baron de Carondelet. It is further established that, under the Spanish Government, vessels freely navigated the Bayou and Canal, up to the Basin. This circumstance establishes the true and correct position of the present corporation towards the State. The State had intrusted a certain political body with the care of maintaining and improving certain works belonging to the public at large. This was the object and the condition subsequent of the existence of the corporation. The original works were not performed by them. The profits which they expected and which they might have derived from the charter, was the consideration which passed from the State to them for the possession of the Bayou and Canal; the repairs and improvements which they had obligated themselves to make, was the consideration stipulated in favor of the public. Has the corporation ever complied with their part of the contract?

As far back as 1829, a suit was instituted against said Corporation for the forfeiture of their Charter: Amongst other points, there was an issue of nonfeasance against said Company, which issue was not sustained by evidence and set aside. It shows however that since, at least thirty years, the people began to complain of the neglects of the Company; and from that period such complaints have always increased until the present time, when there is not a dissenting voice on the subject, but on the contrary, a unanimous cry against a company which for unknown reasons, appears to be bent on converting a navigable channel into a muddy and filthy marsh, and on using as their own private property, a privilege granted them for the public good, for one which, it is clearly established that the company are guilty.

1-t. Of non-feasance—2d of misnanagement—3d of violation of their charter.

The several witnesses, whose testimony is annexed to this report, fully support the above allegations and conclusively establish in the opinion of your Committee an absolute and gross neglect of the interests intrusted to said company. It would hardly be possible to find another instance of such a complete sacrifice of public interests. The indifference of the stockholders and their total abandonment of their own rights is still less comprehensible.

The entrance of the Bayou is in a deplorable condition; works which had been merged to preserve the depth of the channel have been destroyed for want of repairs, and have never been replaced, and this gross neglection the part of the Company has caused said channel to be totally obstructed; the bayou itself, in many places, is covered with reeds and almost impassable for want of water. The Company does not even possess a dredging machine fit to be used. The result of such a state of things is, that nine out of ten of the vessels navigating on Lake Pontchartrain have ceased coming to New Orleans through Bayou St. John, thus injuring the commerce of one part of the city, and the interests of all the inhabitants of the First Municipality. The above facts are established by the evidence contained in document A.

By document B, your Committee clearly establish that the Company is rapidly approaching decay. This document shows the yearly receipts and expenditures for the Canal from 1834 to 1849. The receipts which were in 1834, $37,911 11, declined in 1849 to $11,684 19. The expenditures have decreased in a corresponding ratio, falling from $24,852 02 to $10,185 55. Dividends were decided for the last time in 1835 and 1836. Your Committee were unable to examine the accounts of the Company anterior to 1834, no ledger appearing to have been kept before that period.

Document B shows that the receipts of the Company during the years 1831, 1835 and 1836 amounted to $195,500 76

The expenses of administration during the same years, amounted to	$67,469 56
During 1836 expended for the brick wall	20,947 15
During the year 1835, the Company declared a dividend of	18,000 00
During 1836, a dividend of	8,000 00—114,416 71
Amount paid over receipts	$81,915 95
The receipts from 1837 to 1849, amounted to	$246,539 00
The expenses of administration for the same period, amounted to	$219,211 13
Expended for the brick wall	26,658 30
Amount paid over receipts as above, which ought to have been reimbursed in the following years	8,915 95—254,885 38
Amount of expenses over receipts	$8,346 38

The amount of the deficit in 1836, is about the same as that of the dividend declared by the Company in the same year. Your Committee, at a loss to discover from what source their dividend of eight thousand have been derived, have been forced to the conclusion that said amount has been provided for at the expense of the creditors of said Company. Such facts are looked upon by your Committee as evidence, to say the least of it, of gross mismanagement.

The Company were guilty during the same year, of one of the most glaring violations of a contract ever committed by a corporation.

By reference to document D, it will be seen that an agreement was entered into by the Mayor and Trustees of the town of Donaldsonville. One of the Municipality No. One of the city of New Orleans, by which the Municipality was to endorse and guarantee the payment of sundry notes to an amount of $400,000, for the benefit of said Company, on condition that the Company would employ the net proceeds of these notes to improve the navigation of the Bayou and Canal, and to make new works within the limits of the First Municipality.

In compliance with the above agreement, two series of notes, being of $100,000 each, were endorsed by the Mayor, in the name of the Municipality No. One. Document C, which is an extract of the books of the Company, shows how the conditions of the contract were complied with.

The first series of bonds of $100,000, was discounted and appropriated as follows:

Premium for discount,	$13,000 00
For works made,	11,575 75
Discounting notes,	27,903 00
Paying old debts,	47,521 25
	$100,000 00

The amount disbursed in payment of old debts, could be derived from no other source than the above, for when the Company received the $67,000 net proceeds of the above mentioned bond of $100,000, they had only in hands a balance of $400, or, about this, in December, 1836; moreover, at that period, the smoke of bills due the Company, was $51,705 80, and in December, 1837, the bills due were reduced to $10,260 80, there being a deduction of $41,425. We show, by reference to document B, that the net proceeds of the receipts over the expenses of administration, were in 1837, only $263 20.

The second series of $100,000 was appropriated as follows:

One series of $50,000 was deposited as collateral security for a loan obtained from the Union Bank of $30,000, which sum was employed in

Paying debts,	$10,568 80
Making new works,	19,451 20
	$30,000 00

The balance of the $50,000 was transferred to Mr. Laurent Millaudon, to secure the payment of $13,236 23 due him by the Orleans Navigation Company. See Document C.

The other bonds, say $200,000, wanted to complete the sum of $400,000, were never delivered nor endorsed by Municipality No. One. It appears then, by the foregoing statements, that the Company has received by net proceeds of the first series of $100,000:

When discounted,	$87,000 00
By loan from the Union Bank,	30,000 00
By paying to L. Millaudon,	13,236 23
	$130,236 23

Out of which $31,026 95 only, were appropriated for works.

The Company has been paying since 1839, interest on $130,000 of the bonds on the full sum of $200,000, out of which they only received, as it appears here above, $130,236 23 said amount of interest being $130,000, or about the capital still remaining due.

Such statements prove clearly and beyond any doubt the insolvency of the Company. No benefit can be derived by the public from the Canal and Bayou, since the Company has so totally neglected the improvements and repairs required by their charter. The Company seem to have utterly abandoned, long since, even the idea of making improvements and repairs to the canal, the management and the wasting away of the funds of the Company seem to be their present line of conduct. A contract was entered into by the Company with their Superintendent to furnish ten negroes and a carpenter for a monthly compensation of $600. That number of negroes has been reduced from ten to seven, for the space of a year; and yet the same monthly allowance is still regularly made. The facts are established in Mr. G. Legendre's testimony, document A. The fifth paragraph of the 5th section of the act of incorporation of the Company contains the following prohibitory provision: "No bank or of fice discount shall be established by the said Company." It has been established that notes to an amount of $67,903 00 have been discounted in 1836 by the Company then insolvent.

In conclusion, your Committee respectfully report it as their opinion, that the Orleans Navigation Company have violated their charter:

1st. By failing to keep a regular set of books until the year 1834.

2d. By declaring a dividend in 1836 when their only means of paying the same was by applying thereto the moneys belonging to their creditors.

3d. By discounting notes to an amount over $67,900 when insolvent, and in direct opposition to the 5th section of their charter.

4th. By mismanagement of the affairs and funds of said Company.

5th. By nonfeasance in not performing the work required by their charter.

Your Committee, considering that the Company is insolvent and unable to be of any advantage to the public, recommend to your honorable body the adoption and passage of the bill of the Senate entitled.

An act relative to the New Orleans Navigation Company.

The House then took up for a second reading the bill of the Senate entitled,

An act relative to the Orleans Navigation Company.

On motion, the rules being dispensed with, said bill was read a second and third time, and passed with its title.

The Clerk was directed to request the concurrence of the Senate thereto.

The House then took up for a second reading the bill entitled,

An act to guard by adequate punishment against the interference of unauthorized persons with the natural bend and channels of the Mississippi River, and to provide the making of Cut-Off and outlets to the same within the jurisdiction of this State.

On motion the same was adopted as amended.

On motion, the rules being dispensed with, said bill was read for a third time and passed with its title.

The Clerk was directed to request the concurrence of the Senate thereto.

The House then took up the bill entitled,

An act to provide for the building and construction of a Rail Road from the Mississippi River to the Grand River.

On motion, the rules being dispensed with, said bill underwent its second and third readings and was passed with its title.

The Clerk was directed to request the concurrence of the Senate thereto.

The House then took up the bill entitled,

An act to make appropriations to complete the State House.

On motion the same was referred to a Committee of the Whole House.

The House then took up the bill entitled,

An act to purchase the right to Dr. Putnam's dredging machine.

On motion the same was recommitted back to the Committee on Commerce.

On motion the bill entitled an act for the relief of the heirs of Thos. C. Lawrence, deceased, was referred to the Committee of the Whole House.

MESSAGES FROM THE SENATE.

First Readings.

The House then took up for a final reading the following bills and resolutions of the Senate.

An act to extend the provisions of an act to establish the Circuit Courts of the 16th and 17th Judicial Districts, approved January 29, 1847.

An act granting additional powers to the Mayor and Trustees of the town of Donaldsonville.

An act to amend the first section of an act entitled an Act to provide for the draining and cleaning of the marshy grounds and cypress swamps situated between the City of New Orleans, to incorporate superbs and Lake Pontchartrain, approved March 19, 1835.

An act to authorize a person under arrest, charged with a bailable offence to give security, residing in any part of this State.

Resolution instructing our Senators and requesting our Representatives in Congress, to use their best efforts to procure the establishment of a Dock yard in the city of Lafayette, or its vicinity, for the construction, equipment and repair of national vessels.

Resolution ordering the improvement of the navigation of Red River.

Resolution instructing our Senators, and requesting our Representatives in Congress, to use their best exertions to have a survey made of the most practicable route for the construction of a Rail Road from Vicksburg to the Pacific.

The House then took up for a final reading, the following entitled bills of the Senate, which were referred to appropriate committees.

An act for the relief of John and Basilize Taylor. Referred to Judiciary Committee.

Resolution in relation to the assessment roll of the parish of Bienville. Referred to Committee on Education.

An act to manumit Louis Cadoret, slave of Heloise Riche, f. w. c. Referred to Judiciary Committee.

An act to enable the Governor to have the swamp and overflowed lands selected which were granted to the State of Louisiana, by the act of Congress of 2d March, 1849.

On motion, the same was made the order for Thursday, March 14.

An act to emancipate C. B. Pénrose, a minor.

On motion, the same was ordered to lie on the table subject to call.

An act for the relief of Ch. Leckie, sheriff of the parish of Rapides.

On motion, the same was laid on the table subject to call.

The House then took up the amendments of the Senate to the Resolutions of the House, to improve the Red River.

On motion, said amendments were concurred in.

The Clerk was directed to inform the Senate of the concurrence of the House in said amendments.

The House then took up the following entitled bills of the Senate for a first reading:

An act to incorporate the town of Homer, in the parish of Claiborne.

An act to grant to George Schwing, the exclusive right to keep a ferry boat across the Bayous Boeuf and Chene at their junction.

On motion, the rules being dispensed with, said bills underwent their several readings and were concurred in.

The Clerk was directed to inform the Senate of the concurrence of the House thereto.

The House then took up the substitute of the Senate to the Resolution of the House relation to the creation of the new parish of Iberia.

On motion, said substitute was recommitted to the Committee on Parochial Affairs.

The House then took up the amendments of the Senate to the bill of the House entitled:

An act to incorporate the town of Minden.

On motion, said amendments were concurred in.

The Clerk was directed to inform the Senate of the concurrence of the House thereto.

The House then took up for a second reading, the bill entitled:

An act to fix and establish the boundaries between the parishes of Lafourche Interior and Terrebonne.

On motion, the rules being dispensed with, said bill was read a second and third time, and passed with its title.

The Clerk was directed to request the concurrence of the Senate thereto.

The House then took up the bill entitled

An act to provide for the selection of the swamp and overflowed lands which were granted to the State of Louisiana, by act of Congress of 2d March, 1849.

On motion, the same was made the order of the day for Thursday, March 14.

The House then took up for a second reading, the bill entitled:

An act concerning a portion of the batture in front of Municipality No. 2, in the city of New Orleans.

After some discussion, on motion, the further consideration of said bill was postponed until Thursday, March 14th.

On motion, the House adjourned till to-morrow morning, at 9 o'clock.

WEDNESDAY, MARCH 6th, 1850.

The House met pursuant to adjournment.

On the roll being called, a quorum was present.

Mr. King, in the chair.

The Speaker laid before the House a communication from the Governor of Georgia, in relation to the Wilmot Proviso and Nashville Convention. On motion, the same was made the order for this day.

Mr. Watts, presented a petition from J. H. Smith, praying for relief. Referred to Finance Committee.

Mr. Moise, presented a petition from certain citizens of New Orleans, for the relief of the New Orleans Female Orphan Asylum.

Mr. Winfree, offered the following resolution, which was, on motion, adopted:

Resolved, That the Committee on Printing be required to inquire into the report of the Register of the Land Office, and documents has not been published by this House.

Mr. Guerrant, offered the following resolution, and the rules being dispensed with, was on motion adopted:

Resolved, That Friday's and Saturday's be set apart for local and private bills. That the parishes shall be called alphabetically and if they have not all been called on Friday, on the following day the list shall be taken up where it was ended on Friday, and if on Saturday the House should not get through the list, on the following Friday it shall be resumed at the place left off on the Friday and Saturday before.

Mr. Bettis—Whereas, the contractor to build the New Carthage levee has failed to complete said work, and as his securities are not considered to be liable in the premises, the conditions of the contract having been violated by the representative of the State who made the same—

Be it therefore Resolved, &c., That the State Engineer be directed to complete the said levee, so soon as the conditions prescribed by the law authorizing the work, shall have been complied with.

Be it further Resolved, &c., That the unexpended balance of the appropriation for this work be and the same is hereby re-appropriated to enable the State Engineer, to complete said levee. Referred to Committee on Internal Improvements.

Mr. Cornay, offered the following resolutions, the rules being dispensed with, on motion the same were adopted:

Whereas, the Custom House of the Téche District is now located at the Port of Franklin, a distance of over seven-fire miles from the main entrance, by reason, of the Atchafalaya River; whereas, said Custom House has no boarding officers at, or near the said entrance to visit said vessels as they come in, and prevent the smuggling trade which is actually carried on to a vast extent; and, whereas, the captains of vessels loading below Franklin are compelled to travel to that place to take their clearances and other necessary papers, thereby losing, often, the chance of a favorable wind to go out of the passes of the Atchafalaya, and subjecting their cargoes to the injury of a long confinement in the hold, and the imitations of the market to which they were destined—Therefore,

Section 1st—*Be it Resolved, &c.*, That our Senators and Representatives be and they are hereby requested to use all their efforts, to obtain the passage of a law by Congress, ordering the removal of said Custom House from Franklin, its present location, to some place on the Atchafalaya River, at or near Pattersonville, and this in the shortest possible delay, in order to meet with the opening of the Atlantic market, to which the Atchafalaya produce, are shipped from the latter part of October of each and every year.

Section 2d.—*Be it further Resolved, &c.*, That our Senators and Representatives in Congress, be further requested to obtain, from Congress, an appropriation of money to build a custom House, and to provide a stand for a better organization of said Custom House.

Section 3rd—*Be it further Resolved, &c.*, That the Governor be requested to send a copy of these resolutions immediately to our Senators and Representatives in Congress.

Mr Walker, on behalf of the Committee on Commerce and Manufactures, to whom was recommitted An act to establish a Harbor Master for the city of New Orleans, with instructions to report an amendment which instructs the Harbor Masters of the Port of New Orleans, report, That in the opinion of the Committee, the instructions are too vague and indefinite to enable the Committee to understand in what particular the present laws on the subject are to be changed, and not knowing what is wanted by the mover of the recommitment and instruction, the same be laid on the table, discharged from any further deliberation on the subject, and report the above bill back to the House, without amendments.

J. W. WALKER,
Chairman.

Mr. Sever, on behalf of the Judiciary Committee, to whom was referred the following entitled bill:

An act to prohibit the holding of the polls of elections on Grog Shops, Coffee Houses, Cafés, or any place at which intoxicating liquors are retailed,

Reported the same back to the House with an amendment.

Mr. Gardiner, on behalf of the Committee on Parochial Affairs, to whom was referred the following entitled bills and petitions, reported adversely on the same, viz:

Petition of citizens of a portion of the parishes of St. Mary, St Martin, Assumption and Terrebonne, praying for the creation of a new parish out of the above named parishes.

An act granting to the Police Jury of the parish of Lafourche interior, power to lay a tax on roads and levees within the limits of said parish.

An act providing for a general straw law.

Memorial of certain citizens of the parish of Tensas, praying for a change in the boundary line.

Mr. McCranie, on behalf of the Special Committee, to whom was referred the following entitled bill:

An act for a levee and road law for the parish of Ouachita.

Reported the same back to the House without amendments.

Mr. Herron, on behalf of the Judiciary Committee, to whom was referred the following entitled bills, reported the same back to the House without amendments, viz:

An act to create two Notary's Public, in and for the parish of Jackson.

An act to provide for a second Notary Public for the parish of Natchitoches.

An act to amend section 32, number 32 of the Black Code.

An act for the relief of the officers and witnesses in the case of the State vs. E. Ferguson.

An act to establish and regulate the pilotage and define and regulate the duties of the Pilots of the Atchafalaya Bay and River.

An act to incorporate the town of Trinity.

An act giving to Police Juries the exclusive right to establish ferries and toll bridges.

An act to exempt the Directors of Public Schools from jury duty throughout the State.

An act for the relief of the heirs of the late John Nixon.

An act to allow Police Jurors in the parish of Rapides mileage.

An act to provide for the appointment of an additional Notary Public in the parish of Calcasieu.

An act for the relief of Athanase Armand and Hypolite Gauthier, veterans of 1814 and '15.

An act for the relief of Samuel Anderson, late Sheriff of the parish of Madison.

An act changing the time of holding the terms of the District Court in and for the parish of Caddo.

An act authorizing Notaries to perform the marriage ceremony in the parish of West Feliciana.

An act to appoint a Notary Public for the parish of Livingston.

Resolution requesting our Senators and Representatives in Congress to use their best endeavors to procure a semi-weekly mail between Vicksburg, Miss., and Richmond, La.

Resolution instructing the State Engineer to repair to Grand River and Bayou Pigeon, in the Parish of Iberville, and cause the obstructions to navigation in the same, to be removed.

An act to authorize Theophile Herang & Co., to put a canal from Bayou Lafourche to Lake Washa.

An act to fix the terms of the District Court for the Parish of Vermillion.

Resolutions requesting our Senators and Representatives in Congress to use their best efforts to procure a grant of bounty land to each of the commissioned officers, who served in the late war with Mexico.

An act to appoint commissioners to lay out a road from Trinity to Whatley's Ferry, on the Lake of Catahoula.

An act to authorize the construction of toll bridges across the Bayou Teche, in the Parish of St. Mary, with piers or abutments attached.

Resolution, requesting our Representatives, and instructing our Senators in Congress, to use their efforts to obtain a tri-weekly mail between New Orleans and Donaldsonville, between Donaldsonville, Opelousas, Assumption and Tigerville.

Resolution granting leave of absence to Judge David A. Randall.

Mr. Baudet, on behalf of the Committee on Enrollment, reported that he had this day submitted to the Governor, for his signature, and approval, the above named bills and resolutions.

Mr. Bonny, on behalf of Committee of Enrollment, reported as duly enrolled the following bill of the Senate, and House, viz:

An act to establish a ferry across the Atchafalaya River, in the Parish of Avoyelles.

An act for the relief of Daniel O'Bryan.

An act for the relief of Jurors in the Parish of Catahoula.

An act to change the terms of the District Court in the Fourth Judicial District.

An act relative to the Seventh and Ninth Police Jury Wards of the Parish of Concordia.

The Speaker of the House, having signed the same, the Clerk was directed to request the signature of the President of the Senate thereto.

By a message from the Governor, through Mr. Gutierrez, the House was informed that he had signed and approved the following entitled Bills and Resolutions:

An act to exempt the Directors of Public Schools throughout the State, from jury duty.

An act to authorize the construction of floating bridges across the Bayou Teche, in the Parish of St. Mary, with piers or abutments for the same.

An act to authorize Theo Herang & Co., to cut a canal from Bayou Lafourche to Lake Washa.

An act to fix the terms of the District Court for the Parish of Vermillion.

Resolution, instructing our Senators and Representatives in Congress to use their best efforts to procure a grant of bounty land to each of the commissioned officers who served in the late war with Mexico.

Resolution, ordering the State Engineer to repair to Bayou Pigeon and Grand River, in the Parish of Iberville.

An act, giving to Police Juries, the exclusive right to establish ferries and toll bridges.

An act to appoint Commissioners to lay out road from Trinity to Whatley's Ferry, on the Lake of Catahoula.

The House then took up the amendments of the House to the bill, entitled:

An act for the relief of E. Laferty, J. N. Elliott and J. L. Comstock.

On motion the House recoded from its amendments, said bill.

The Clerk was directed to inform the Senate thereof.

The House then took up for a second reading, the bill entitled:

An act for the relief of the Female Orphan Asylum of New Orleans.

On motion, the rules being dispensed with, said bill underwent its second and third reading and was passed with its title.

The Clerk was directed to request the concurrence of the Senate thereto.

The House then took up for a second reading, the bill, entitled:

An act for the relief of securities to Executors, Administrators, Curators and Tutors.

On motion, the same was adopted as amended.

On motion, the rules being dispensed with, said bill was read for a third time, and passed with its title.

The Clerk was directed to request the concurrence of the Senate thereto.

The House then took up for a second reading, the resolution to remove the dam across the Bayou Fusilier, in the Parish of St. Landry.

On motion, the rules being dispensed with, said resolution was read for a second and third time, and passed.

The Clerk was directed to request the concurrence of the Senate thereto.

The House then took up the bill, entitled:

An act for the relief of Charles Johnson.

On motion, the same was referred to a Committee of the Whole House.

The House then took up, for a first reading, the bill of the Senate, entitled:

An act for the relief of the Sheriff of DeSoto Parish.

On motion, the rules being dispensed with, said bill underwent its several readings and was concurred in.

The Clerk was directed to inform the Senate of the concurrence of the House thereto.

The House then took up the substitute of the Senate to the Resolution of the House, relation to the creation of the new parish of Iberia.

On motion, said substitute was recommitted to the Committee on Parochial Affairs.

The House then took up the amendments of the Senate to the bill of the House entitled:

An act to incorporate the town of Minden.

On motion, said amendments were concurred in.

The Clerk was directed to inform the Senate of the concurrence of the House thereto.

The House then took up the bill entitled,

An act to make provisions for the opening of Bayou Bartholomew.

On motion, the same was referred to the Committee of the Whole.

SPECIAL ORDER OF THE DAY.

An act to protect the town of Bayou Sara from inundation.

On motion, the House resolved itself into a Committee of the Whole for the consideration of the above entitled bill.

Mr. Scarborough being called to the chair, after some time, the Committee rose and reported, through their Chairman, Mr. Scarborough, that the Committee have had under consideration the above named bill; and reported progress and asked leave to sit again.

On motion, said report was adopted.

SPECIAL ORDER.

An act to erect school houses in Municipality No. 2, in the city of New Orleans.

On motion, the House resolved itself into a Committee of the Whole, for the consideration of the above entitled bill. Mr. Connelly being called to the chair, after some time, the Committee rose and reported through their Chairman, Mr. Connelly, that the Committee had adopted the above entitled bill.

The House then took up for a second reading the bill, entitled:

An act to erect school houses in Municipality No. 2, of the city of New Orleans.

On motion, said bill was adopted.

On motion, the rules being dispensed with said bill was read for a third time and passed with its title.

The Clerk was directed to request the concurrence of the Senate thereto.

The House then took up for a second reading, the bill entitled:

An act to extend the remedy of attachment.

Mr. Moise, on behalf of the Committee on Charitable Institutions, to whom was referred the report of the Board of Administrators of the Insane Asylum, asked that the same be referred to the Select Committee on the Insane Asylum.

On motion, said report was adopted.

Mr. Canonge gave notice, that he would at some future day, introduce the following bill:

An act to amend the articles 2677, 2327 and 2320, of the Civil Code of the State of Louisiana.

The following gentlemen introduced the following entitled bills, which were read for a first time, and the rules being dispensed with, they were read for a second time and referred to their appropriate Committees.

Mr. Herron—An act for the relief of teachers of Orphan children in the parish of West Baton Rouge, for the year 1849. Referred to Committee on Education.

Mr. Sever—An act to authorize and empower the Clerks of the Parish Prisons of the parish of New Orleans, to administer oaths and take affidavits of persons confined in said Parish Prison, in all cases where such oaths or affidavits are required by law. Referred to Judiciary Committee.

Mr. Richardson—An act granting R. B. Brashier, the privilege of keeping a ferry on Berwick's Bay, parish of St. Martin. Referred to Parochial Affairs Committee.

Mr. Moise—An act to incorporate the town of Farmerville, in the parish of Union.

On motion, the same was referred to a Special Committee of three members. The Speaker appointed on said Committee, Messrs. Moore, Marks and Livingston.

By a message from the Senate, through their Assistant Secretary, Mr. S. C. Davis, the concurrence of the House was requested in the following entitled bills of the Senate:

An act for the relief of the Sheriff of DeSoto Parish.

An act for the relief of Henry Kane.

By the same message, the signature of the Speaker was requested to the following enrolled bills of the Senate:

An act to incorporate the city of Jefferson.

An act to provide for the payment of certain expenses incurred for the State Library.

By the same message, the House was informed that the President of the Senate had signed the following enrolled bills of the House.

An act to establish and regulate the pilotage and define and regulate the duties of the Pilots of the Atchafalaya Bay and River.

An act to incorporate the town of Trinity.

An act giving to Police Juries the exclusive right to establish ferries and toll bridges.

An act to exempt the Directors of Public Schools from jury duty throughout the State.

An act for the relief of the heirs of the late John Nixon.

An act to allow Police Jurors in the parish of Rapides mileage.

An act to provide for the appointment of an additional Notary Public in the parish of Calcasieu.

An act for the relief of Athanase Armand and Hypolite Gauthier, veterans of 1814 and '15.

An act for the relief of Samuel Anderson, late Sheriff of the parish of Madison.

An act changing the time of holding the terms of the District Court in and for the parish of Caddo.

An act authorizing Notaries to perform the marriage ceremony in the parish of West Feliciana.

An act to appoint a Notary Public for the parish of Livingston.

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