

# Supplement to the Bee.

WEDNESDAY MORNING, FEBRUARY 11, 1835.

## State of Louisiana. TWELFTH LEGISLATURE.—12th SESSION.

### OF THE HOUSE OF REPRESENTATIVES.

Tuesday, Jan. 27, 1835.

The Hodge took, agreeably to adjournment,

On motion of Mr. Penn, ordered, that the House do now proceed to the election of a door keeper, vice Even, deceased.

The ballot box having been carried around, and every member present having deposited his vote.

On motion, ordered, that two tellers be chosen.

Messrs. Penn and Rousell were appointed by the speaker.

On opening the ballot box, it appeared, that out of 36 votes, Mr. G. B. Fauchet had obtained the unanimous vote of the House, and duly elected door keeper of the House of Representatives of the state of Louisiana, and took the oath of office in that capacity.

Mr. Ogden presented a memorial signed by a great number of citizens of the parish of East Baton Rouge, praying for a compensation for Mr. Keen, for the considerations therewith specified.

On motion, ordered, that the same be referred to the committee on claims.

A message was received from the Secretary of Mr. Davis, their secretary, informing the House of the concurrence of the Senate in the joint resolution giving further instructions to the several committees appointed to examine into the affairs of the various banks in this city.

Mr. Penn offered a resolution appointing a joint committee of both Houses to wait on the Governor elect of this state, and inform him that the Legislature will be ready to receive him in the hall of representatives, on Monday, the 2d of February, proximo, for the purpose of proceeding to his installation, and administering him the oath of office: which resolution was read for the first time, and on motion, the House having dispensed with their rules, said resolution was taken up.

On motion, ordered, that the same be adopted.

The speaker appointed Messrs. Paine, Penn and Montegut members of said committee on behalf of the House.

The clerk was directed to inform the Senate thereof, and request their concurrence in said resolution.

Mr. Antonio Ducros offered the following resolution:

Resolved, That the clerk of the House be authorized to employ an additional chandler clerk.

On motion, ordered, that the same be adopted.

Mr. Lewis, on behalf of the judiciary committee, to whom was referred the petition of Josias Gray, begs leave to be discharged of any further consideration of his prayer.

The same member, on behalf of the same committee, to whom was referred the bills entitled 'an act to provide for the appointment of justices of the peace and constables, and to explain their powers and duties,' and for other purposes, and 'an act relative to the administration of vacant estates,' moved that said bills be printed, and recommended to be acted upon.

Mr. Winn, on behalf of the committee on propositions and grievances, to whom was referred the memorial of Josiah Lawson and Joel K. Mead, made the following report:

The committee on propositions and grievances, to whom has been referred the petition of Joseph Lawson and Joel K. Mead, have the honor to report:

That the declarations contained in said petition, and the matters of fact therein stated, together with the annexed documentary evidence, have been maturely examined.

The committee are of the opinion that the various acts heretofore passed by the legislature, authorizing lotteries, were in themselves highly impolitic, and destructive of good morals in an eminent degree, and the act of April, 1833, which put an end, they hope forever, to lotteries in this state, met with their warmest approbation.

The act above referred to declares, that after a specified period, to wit: 1st January, 1834, no lottery tickets shall be sold, nor any lottery drawn, under heavy penalties. The petitioners say, this act operates upon them as an *ex post facto* law, and declare the same to be unconstitutional. They seem to desire the legislature, at least, in effect, so to declare it. This year's session cannot be so bold as to recommend. We are acting in a legislative, not a judicial capacity, and we do not think that any legislature should declare an act of a previous session unconstitutional, unless some flagrant injustice has been done, or some fundamental principle transgressed; and this should be unequivocally palpable.

The case under consideration is not of such a character in the opinion of your committee, and though the act referred to may possibly have fallen heavily upon the petitioners, we cannot recommend them for legislative relief.

All of which is respectfully submitted.

M. WINN,  
Chairman.

On motion, ordered, that said report be adopted.

Mr. Lewis, on behalf of the judiciary committee, to whom were referred the several bills relative to the code of practice, reported by introducing a bill entitled 'an act to amend the code of practice,' which was read for the first time, and ordered for a second reading on to-morrow.

On motion, ordered, that said bill be printed.

Mr. Winn, on behalf of the committee on propositions and grievances, to whom was referred the petition of Henry B. Favret, reported by introducing a bill entitled 'an act granting a money privilege to H. B. Favret.'

The bill was called to the order.

The chairman, on motion, the order suspended.

The chairman, Mr. Rousell, reported that the committee had had full and ample consideration, and had voted the first section *by* *proof*, with a

bill to be referred to the committee on public education, and be printed, for the use of the House. Mr. Dossen presented a petition signed by several citizens of the parish of Catahoula, relative to the boundary line of said parish. On motion, ordered, that the same be laid on the table until the House shall take up the bill to establish the western boundary of said parish.

Mr. Delachaise laid before the House an account of the publishers of the Lafayette Gazette, for papers furnished to the Legislature for the session of 1834. On motion, ordered, that the same be referred to the committee on claims.

Mr. Haile, chairman of the committee on elections, reported as duly elected, Abner N. Ogden, from the parish of East Baton Rouge.

On motion, ordered, that said report be adopted.

Mr. Stiles, agreeably to previous notice, introduced a bill entitled 'an act supplementary to the several acts prescribing the formalities to be observed in order to obtain the right to practice physic, or the profession of an apothecary in this state, and for other purposes,' which was read for the first time, and ordered for a second reading on to-morrow.

Mr. Gouillot, agreeably to previous notice, introduced a bill entitled 'an act to incorporate the Catholic Church of St. Paul, in the parish of Avoyelles,' which was read for the first time, and ordered for a second reading on to-morrow.

Mr. Gouillot, agreeably to previous notice, introduced a bill entitled 'an act to incorporate the Alchafayata rail road and banking company.'

On motion, ordered, that said report be adopted.

Mr. Silley, agreeably to previous notice, introduced a bill entitled 'an act to incorporate the subcribers to an association for the purpose of building a light house at the eastern end, or entrance of the pass Manchac: and an act to incorporate the subcribers to an association for the

purpose of building an exchange in the city of New Orleans; and an act to incorporate the subcribers to an association for the purpose of building a hotel in the city of New Orleans.'

On motion, ordered, that the same be referred to the committee on claims.

Mr. Haile, chairman of the committee on elections, reported as duly elected, Abner N. Ogden, from the parish of East Baton Rouge.

On motion, ordered, that said report be adopted.

Mr. Gouillot, agreeably to previous notice, introduced a bill entitled 'an act to amend the revenue laws of this state,' which was adopted on Friday last.

Mr. Armand gave notice that he will shortly introduce a bill entitled 'an act authorising the payment of a certain sum of money to the widow of J. B. Chastant, of the parish of St. James.'

Mr. Ogden, gave notice that he will shortly introduce a bill entitled 'an act amending certain articles of the civil code of Louisiana.'

Mr. Davidson gave notice that he will shortly introduce a bill entitled 'an act granting certain powers to the brigadier generals of the Militia in the state of Louisiana.'

Mr. Jackson, agreeably to previous notice, introduced a bill entitled 'an act to repeal the 1st, 2d, 3d, 4th, 5th, 6th, 7th and 8th sections of an act establishing the method of holding elections in the 2d Judicial District, and for other purposes,' which was read for the first time, and ordered for a second reading on to-morrow.

Mr. Lawson gave notice that he would shortly introduce a bill entitled 'an act to amend the act entitled to amend the act to incorporate the subcribers to an association for the purpose of building an exchange in the city of New Orleans.'

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state of Louisiana in the Senate of the United States; and that the President of the Senate and signed the same.

Mr. Antonio Ducros, on behalf of the committee of enrolment, reported as duly enrolled the resolution requesting our senators and representatives in Congress to procure an appropriation of money, for improving the navigation, and removing the obstructions in Red River, below the raft, and especially, the rapids, or falls, in the neighborhood of Alexandria, and the resolution requesting our senators and representatives in Congress to obtain the passage of a law granting an appropriation for the building of a light house at the eastern end, or entrance of the pass Manchac: and an act to incorporate the subcribers to an association for the

purpose of building an exchange in the city of New Orleans; and an act to incorporate the subcribers to an association for the purpose of building a hotel in the city of New Orleans.

On motion, ordered, that said reports be adopted.

Mr. Silley, agreeably to previous notice, introduced a bill entitled 'an act to amend the act entitled to amend the act to incorporate the subcribers to an association for the purpose of building an exchange in the city of New Orleans.'

On motion, ordered, that said report be adopted.

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