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LEGISLATURE OF LOUISIANA.

Journal of the House of Representatives.

FRIDAY, Feb 15, 1850.

The House met pursuant to adjournment.—On the roll being called a quorum was present, and answered to their names.

The Speaker named the following gentlemen on the different committees to fill vacancies.

Committee on Levees.—LeRoy, vice Preston; Watson, vice Watts.

Internal Improvements.—Barilleau, vice Preston.

Finance.—Gasquet, vice Preston.

Amendments to Constitution.—Wilder, vice Preston.

Leave of absence was granted to Messrs. Tete, Connelly and Marcy.

Mr. Amacker presented a petition from John Carter, praying for relief.

On motion, the same was referred to the Committee on Militia.

Mr Monaghan introduced the following resolution, which was,

On motion, referred to the Committee on Judiciary.

Resolved, That a Joint Committee of three members of the House ——— members of the Senate be sent to the city of New Orleans to examine into the expediency of compelling the New Orleans Canal and Banking Company to comply with the 36 h section of her charter.

Mr. Larue on behalf of the Committee on Finance, to whom was referred the bill entitled

An act for the relief of such officers of the State as may not have taken the oath of office until after entering on their duties, reported the same back to the House with amendments.

The same member on behalf of the same Committee, to whom was referred the petition of the Board of Managers of the Citizens' Bank, asked that the same be referred to the Joint Committee on Banks

On motion, said report was adopted.

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

An act to pay settlers on the 16 h section, in the State, for the improvements,

Asked that the same be referred to the Committee on Education.

On motion, the above report was adopted.

The same member on behalf of the same Committee, reported the following bill, entitled

An act to provide for the payment of the members, officers and contingent expenses of the General Assembly.

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

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

The same member on behalf of the same Committee, reported the following entitled bill:

An act fixing the salary of the Minute and Assistant Clerk of the House of Representatives.

By a message from the Senate, through their Assistant Secretary, Mr. St. C. Davis, the House was informed that the Senate had concurred in the

Resolution allowing the use of the lower Rotunda to the Washington Guards, for the 22d February

By the same message, the House was informed that the President of the Senate had signed the following entitled bills and resolutions:

Resolution instructing the Secretary of State to deliver to the Law Department of the University of Louisiana, one set of such law books, duplicates of which may be in the State Library.

Resolution ordering the State Engineer to make an examination of Mud Pass in the Parish of Calcasieu.

An act to exempt the officers and members of the Lafayette Rifleme, a volunteer company of the city of Lafayette, from jury duty.

An act to defray the expenses of the Inauguration of the Governor and Lieutenant Governor.

An act to authorize Constables in the Parish of Jefferson to appoint deputies.

By the same message, the concurrence of the House was requested in the following entitled bills

An act granting a pension to Vincent Lesassier, a veteran of 1814-'15.

An act for the relief of James Callegarris, Superintendent of Public Schools, for the Parish of Avoyelles.

An act for the relief of Simeon Minard, a veteran of 1814-'15.

Resolutions instructing the State Engineer to remove obstructions from Bayou de l'Embarras in the Parish of St Martin.

An act to incorporate the city of Jefferson.

Mr Lavigne on behalf of the Committee of Enrollments, reported the following bills and resolutions as duly enrolled, to wit:

A Resolution directing the State Engineer to cause a review and survey to be made of the shoals on Ouachita river, and report the expense of making the improvements required

An act to repeal section 19th of an act entitled An act to organize and define the authority, duties and functions of the Police Jury of the Parish of Jefferson and for other purposes, approved July 30, 1834

An act to authorize Frances Townsend, a f w c, and her minor children, to reside in the State.

An act to change the name of Valery Rabalais to John Valery Rabalais.

Resolution requiring the State Engineer to repair to the Parish of St Bernard, to examine the Bayou Terre aux Bœuf

The following gentlemen introduced the following bills and resolutions:

Mr. Larue—*Resolved*, That in order to defray the necessary expenses of the Government of the State, sustain the public credit, and provide for the payment of the debt proper of the State, it is necessary and expedient to raise the present rate of taxation to the rate established by the act to provide a revenue for the support of the government of this State, passed in 1847 And that the Finance Committee be instructed to report a bill pursuant to the revenue law in accordance herewith

On motion, the same was ordered to be taken up on to-morrow after the regular business.

Mr. Gardner—*Resolved*, That the State Engineer be requested to inform this House why the improvements directed by an act of the Legislature of 1847, in the Bayou Teche, between Port Barry and Browses Bridge, have not been accomplished.

On motion, the same was adopted.

Mr. Bertin—*Be it Resolved, &c.*, That our Senators in Congress be instructed, and our Representatives requested to use their best endeavors to procure a semi-weekly mail between Vicksburg, Miss., and Richmond, La.

Resolved, That the Governor of the State be requested to forward a copy of these resolutions to Washington.

On motion, the same was referred to the Committee on Federal Relations.

Mr. Coco—*Be it Resolved, &c.*, That the State Engineer be authorized and instructed to proceed to the parish of Avoyelles with a division of the State hands and improve the Bayou Boilpower and make navigable the same from its junction with Bayou Rouge to the Bayou Bœuf.

On motion, the same was referred to the Committee on Internal Improvements.

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

An act to repeal an act entitled an act to regulate the fees of Notaries Public, and Recorder of Mortgages in the parish of Natchitoches.—Approved 16th March, 1818.

An act to authorize Charles Francois Bussi and his wife Eugenia Angela Louitrel of the city of New orleans to adopt Harriet Newell Black, an orphan raised by them, and to change her name to Harriet Newell Bussi

An act to create an additional Notary for the parish of Ouachita.

An act to amend an act entitled an act relative to the Harbor Master, Land Master and Wardens and Pilots of the port of New Orleans, approved March 31, 1805.

An act to amend an act for the relief of persons acting as members of the Fire Companies of the parish of Orleans.

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

An act to increase the salaries of Jurors in the parish of St. Martin.

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

An act to enable the people of the 4th Police Jury Ward of the parish of Sabine to elect an additional Justice of the Peace in said ward.

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

The same member on behalf of the same committee, to whom were referred the following entitled bills, reported the same back to the House with amendments.

An act to enable the plaintiff, in a suit to obtain a discovery.

An act to provide for the greater security of privateers.

An act to authorize married women, by themselves and in their own names, to insure for their own use the lives of their husbands.

An act to amend an act to incorporate the Fireman's Charitable Association of New Orleans.

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

Resolution calling upon the Attorney General for information respecting forfeited bonds in criminal cases.

An act entitled an act to provide the mode of giving notices to the parties and intervenors in cases in which steamboats or other vessels are attached, provisionally seized or sequestered.

On motion, the same was adopted.

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

An act granting to the Police Jury of the parish of Lafourche Interior power to legislate on roads and levees within the limits of said parish

Asked that the same be referred to the Committee on Parochial Affairs.

On motion the same was adopted.

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

An act to authorize Theophile Therrang & Co. to cut a canal from Bayou Latourche to Lake Washa,

Asked that the same be referred to the Committee on Internal Improvements.

On motion the same was adopted.

The same member on behalf of the same committee to whom were referred the following enrolled bills,

An act to amend article 644 of the Code of Practice; and

An act to amend article 644 of the Code of Practice so as to provide a homestead exemption.

Reported by substitute under the following title:

An act to amend the article 644 of the Code of Practice, so as to grant a further exemption from seizure.

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

An act to amend an act relative to the holding of the District Courts for the 14th Judicial District, approved December 20, 1848.

Reported by substitute under the following title:

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

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

An act relative to Justices of the Peace in and for the parish of Orleans.

Reported by substitute under the following title:

An act to repeal certain sections of acts relative to the jurisdiction and duties of Justices of the Peace in the parish of Orleans.

The same member on behalf of the same committee to whom was referred the petition of Henry Mithoff,

Reported by bill under the following title,

An act to authorize Henry Mithoff and Catharine Maas, his wife, of the parish of Jefferson, to adopt Helena Wilters, an orphan.

The same member on behalf of the same committee, reported unfavorably on the following entitled bills:

An act authorizing the District Judges in any case where juries are allowed, to call for a special jury in open court, when the regular panel of jurors is exhausted.

An act in relation to the printing of the laws

An act to amend the 1090 article of the Code of Practice.

An act to prevent parish Recorders from exercising the functions of Public Notary.

An act to restore certain persons to their civil and political rights.

An act authorizing Justices of the Peace of the parish of Lafourche Interior to act as Coroner in certain cases.

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the State will realize a profit of four hundred thousand dollars.

The Committee recommend that the arrangement contemplated by the act entitled:

approved on ——— by which the State can at once extinguish $917,000 of this debt proper as a prospective dividend from this Bank be at once carried out, and that such legislative action as may be necessary to facilitate her liquidation may be granted.

2. The Citizens Bank of Louisiana shows a deficiency of near $700,000. Your Committee refer particularly for information in relation to this Bank to a report recently made by the board of Bank Managers, in which it is proposed to remit the penalty of forfeiture of some of the privil-ges of this Bank, decreed by the First District Court of New Orleans, under certain conditions.

3. The item of the large liability of the State for this Bank, and of all the circumstances connected with it, particularly of procuring the immediate payment of a portion, and greater security of the whole of the Bonds of the State issued for account of this Bank, they recommend that the Bank be restored to all her original rights, and will hereafter report a bill for that purpose.

4. That the Consolidated Association of the Planters of Louisiana shows a deficiency of $116,000 the condition of this Bank has much improved under the operation of the law of 1847 Your Committee are of opinion that the bonds issued in favor of this Bank will be paid without loss to the State.

The Bank of Louisiana, the Louisiana State Bank, he Mechanics' and Traders' Bank, and the City Bank of New Orleans, are in the opinion of your Committee, in a perfectly safe position, as far as the public are concerned. The first two named are fi active and useful operation; the charters of the two last named will soon expire, and your Committee recommend, as a measure of relief to the community, that time be allowed them to liquidate their affairs.

So far as relates to the New Orleans and Carrollton Railroad and Banking Company, the Committee suspend their report for further information.

ISAAC T. PRESTON,
Chairman of the House.

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

The House then took up the bill entitled,

An act to protect the parishes of Orleans and Jefferson, therein mentioned, from inundation, and to provide for the draining thereof.

After some discussion the bill was made the special order of the day for Thursday next, 21st instant.

On motion, the House adjourned until Monday morning at 10 o'clock.

MONDAY, February 18th, 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 the resignation of the Hon. I. T. Preston as a member of this House.

The Clerk was directed to notify the Governor of the same.

The Speaker also laid before the House a communication from the State Engineer in reply to a resolution of the House,

On motion, directing a census to be referred to the Committee on Internal Improvements.

The following gentlemen introduced petitions which, on being read, were referred to appropriate Committees:

Mr. Larue—Petition of John K. Short, praying for relief.

Mr. Rivers—Petitions of certain citizens of the parish of Concordia, praying for the passage of a law in regard to the killing of animals.

Mr. Babin—Petition of certain citizens of East Baton Rouge praying for an appropriation to construct a road from Baton Rouge to Springfield.

Mr. Gosselin—Petition of certain citizens of the parish of St. Tammany, praying that the State Engineer be ordered to repair to Bayou Forneau

The following gentlemen introduced the following resolutions:

Mr. Larue—*Resolved*, That in order to defray the necessary expenses of the Government of the State, sustain the public credit, and provide for the payment of the debt proper of the State, it is necessary and expedient to raise the present rate of taxation to the rate established by the act to provide a revenue for the support of the government of this State, passed in 1847 And that the Finance Committee be instructed to report a bill pursuant to the revenue law in accordance herewith

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