OFFICIAL.

LOUISIANA LEGISLATURE.

Journal of the Senate.

TUESDAY, 19TH MARCH, 1850.

The Senate met agreeably to adjournment.

Present —Hon J. B. Plauché, Lieutenant Governor, in the Chair.

Messrs. Adams, Beebe, Bryce, Butler, Cade, Chambliss, Clark, Cole, Dauney, Dorsey, Drew, Dufour, Duncan, Gardere, Gaudet, Haralson, Hereford, Lacoste, Moore, Peck, Phillips, Ray, Richardson, Ricker, Sigur, Swayze, Tatman, Van Wickle, and Waddill.

On motion of Mr Bryce, the Senate resolved, that immediately after the disposal of

An act to protect the cities of New Orleans, Lafayette, and Freeport, from inundation, the Senate will proceed to act on the messages coming from the House.

Mr Waddill made the following report, which was read :—

A minority of the Special Committee, to whom was referred the memorials from portions of the citizens of St Landry, and Avoyelles, relative to establishing the parish of Chicot, beg leave to report adversely to the proposition to create said parish, and assign the following, as some of their reasons for so doing :—

1 In the parish of Avoyelles, there are near eight hundred voters ; seven hundred and fifty of whom are opposed to any partition or division of their parish ; and respectfully suggest, that the Legislature has no right to partition out the territory of their parish, without their consent.

2 The Constitution forbids the Legislature from creating a new parish out of an old one, when, by so doing, there would not be left therein, six hundred and twenty five square miles of territory, and there is no evidence that there would be so much territory left in the parish of Avoyelles, if the new parish of Chicot be created.

3 One fourth of the territory in the parish of Avoyelles is an irreclaimable swamp, and not over four hundred square miles of said parish can ever be settled

4 The parish of Avoyelles is largely indebted, at this time, and the creditors are anxiously awaiting the payment of their dues. These debts were created for indispensable public works—and the undertakers who performed them, contracted with the parish authorities in good faith that all the revenues, arising from taxation or otherwise, in the parish limits, at the time of their contracts, should remain pledged for the payment of their dues, without being diverted to other purposes. Now, if a portion of the tax paying inhabitants of the parish of Avoyelles, is taken away by an act of the Legislature, it would be impairing the obligations of a contract, and consequently illegal.

5 The parishes of Catahoula and Rapides, have already taken, by acts of the Legislature, large portions of the territory of the parish of Avoyelles, and are still applying for more ; therefore, your Committee are of opinion, that this spirit of aggression should be stopped, ere like unfortunate Poland, the parish of Avoyelles be absorbed by the contiguous parishes.

For these and other reasons, your Committee hope that the prayer of the memorialists will be rejected—and the territory of Avoyelles remain entire, as it now is.

[Signed], JOHN P. WADDILL.

G. G. HAYES.

On motion of Mr. Cade, all the members of the Senate, were constituted a Committee on Enrollments, for the purpose of examining the enrolled bills and resolutions.

FIRST READING.

The following bills and resolutions of the House, underwent their first readings ; the rules were suspended, and said bills and resolutions were read a second and third time, and passed.

An act for the relief of Cicely Johnson.

An act for the relief of Thomas Kilgore.

An act for the relief of Jeremiah D. Crittenden.

An act to change the name of Samuel B. Hogmire.

Resolution granting leave of absence, for six months, to Solomon High, Master Warden of the port of New Orleans.

An act for the relief of Joseph Granger, veteran of 1814 and '15.

An act for the relief of Wiley Young, veteran of 1814 and '15.

An act to extend the powers of the city Council of the city of Lafayette.

An act to authorize Charles Boudousquie to adopt Marie Leduc, and Charles Paul Leduc.

Resolution to improve the Bayou Dorcheat.

Mr Soloman, Assistant Clerk of the House, informed the Senate, of the concurrence of the House in the

Resolution instructing our Senators and Representatives in Congress, to use their efforts to procure the passage of a law by Congress, causing to certain sections and locations of Internal Improvement lands, made to the State of Louisiana.

Resolution in relation to the publication of the decisions of the Supreme Court ; and in

An act to amend the 4th section of an act to organize Corporations in this State, approved 30th April, 1847, so as to exclude free persons of color from the provisions of said act.

He further informed the Senate of the concurrence of the House, with amendments, in

An act to provide for the publication of the work of the Commissioners, for the revision of the Statutes and Codes of the State.

An act to procure a block of stone for the Washington monument.

An act relating to the importation of passengers, and providing for a fund for the relief of the pauper immigration into this State ; and in

An act for the further liquidation of the Clinton and Port Hudson Railroad and Banking Company.

And requested the concurrence of the Senate in said amendments.

The Assistant Clerk further requested the concurrence of the Senate in

An act in relation to the bonds of public officers.

An act relative to expenses in criminal prosecutions.

Resolution instructing the State Engineer to remove obstructs in from Bayous Breaux and Paul.

An act relative to the State Engineer ; and in

An act prescribing certain duties to the State Engineer.

On motion of Mr. Adams, the Senate concurred with the House, in the amendments of the House to

An act for the further liquidation of the Clinton and Port Hudson Railroad and Banking Company.

Mr. Gardere, the Governor's Special Messenger delivered several messages, in writing, from the Governor.

He also informed the Senate, that the Governor had approved and signed the following bills and resolutions :—

An act relative to the city of New Orleans.

An act for the relief of Robert M. Doughty, of the parish of Avoyelles.

An act for the relief of Isaac M. Hosmer

An act for the relief of John Justin Quere, of the parish of Orleans.

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

An act for the relief of Henry H. Bankston.

An act for the relief of Eileen Baptist Marcel, of the parish of Avoyelles

An act for the relief of Armand C. Vallet, in the parish of Attacapas.

An act for the relief of Rice and Clark.

Resolution authorizing the State Superintendent of Public Education of the Parish of Rapides to correct the last apportionment for 1849.

Resolution directing the State Engineer to cause to be removed by the State hands all obstructions to the navigation of the lower channel of the Bayou river, in the parish of Pointe Coupee, &c.

Resolution requiring the State Engineer to repair to Bayou Beuf with the State hands and clear the timber from the bed of the Bayou and on the banks of said Bayou, &c. And

Resolution ordering the State Engineer to take the necessary number of State hands and steamboats belonging to the division wherein Red River is situated, and commencing at the mouth of said river and remove all obstructions to the navigation of said river to the town of Alexandria in the parish of Rapides.

On motion of Mr Waddill, the Senate concurred in the substitute adopted by the House to the

Resolution to improve the thoroughfares across the Mississippi swamp.

Mr Soloman, Assistant Clerk of the House, requested the concurrence of the Senate in a

Resolution fixing 12 o'clock, M., on Thursday next, 21st inst., for the adjournment *sine die* of the Legislature

On motion of Mr Beebe, the Senate concurred in the amendments of the House to

An act supplementary to an act to establish a Board of Health in and for the parish of New Orleans, passed 16th March, 1848.

Mr Soloman, Assistant Clerk of the House, requested the concurrence of the Senate in a

Resolution instructing the State Engineer to remove the wreck of the steamboat Little Rock on Bayou Terre Bonne.

Resolution requiring the State Engineer to repair to Raccourci Island.

Resolution ordering the State Engineer to repair to the [illegible] Bayou Plaquemine.

Resolution authorizing the State Engineer to repair to [illegible] Goelet. And in

Resolution authorizing the Governor to occupy the building formerly occupied by J. G. M'Crean.

He also informed the Senate that the House concur in

An act to authorize an election of Justices of the Peace in the 8th Ward of the parish of St. Martin.

On motion of Mr. Gardere, the Senate took up the amendments made by the Senate to

An act for the relief of the parish of St. John the Baptist—

And which amendments had been disagreed to by the House.

Mr. Gardere moved that the Senate now recede from their amendment to the 2d section of said bill, which amendment consists in the rejection of the 2d section of the original bill of the House, which is as follows :

SEC. 2. *Be it further enacted, &c.*, That the sum of ten thousand dollars be and the same is hereby appropriated out of any money in the Treasury not otherwise appropriated, towards defraying the construction of the levee described in the section 1 of the act, and incidental expenses thereto belonging; Provided, the Police Jury of said parish of St. John the Baptiste shall accept and bind themselves to perform in full the work contemplated by this act.

And by adopting the following in its lieu :

That it shall be and is hereby made the duty of the State Engineer to proceed forthwith to the parish of St. John the Baptist, and to construct a levee on the public land at Bonnet Quarre Point, and for that purpose he is hereby authorised to employ any number of hands belonging to the Internal improvement service that may be necessary.

Mr. Gardere called for the yeas and nays on the adoption of his motion to recede.

Hon. J. B. Plauché in the chair :

Messrs. Beebe, Bonford, Chambliss, Clark, Cole, Dauney, Dufour, Duncan, Gardere, Gaudet, Hereford, Lacoste, Moore, Peck, Phillips, Ray, Richardson, Ricker, Sigur, Swayze, Tatman, Van Wickle, and Waddill voted in favor of the motion—18 yeas.

Messrs. Adams, Bryce, Butler, Cade, Dorsey, Drew, Haralson, Hebert, Peck, Phillips, Ray, Richardson, Sigur, Swayze, Tatman and Waddill voted against it—11 nays.

So the motion was consequently carried, and the Senate receded from said amendment.

And, on motion of Mr Gardere, the Senate adopted the section as it originated in the House.

Mr. Butler moved that the Senate re-consider the vote just taken on the motions to recede from said amendments.

Mr Swayze called for the yeas and nays on this motion.

Mr. Plauche in the chair :

Messrs. Adams, Bryce, Butler, Cade, Dorsey, Drew, Haralson, Moore, Peck, Phillips, Richardson, Swayze, Tatman and Waddill voted in favor of the motion—14 yeas.

And Messrs. Chambliss, Clark, Cole, Dauney, Dufour, Duncan, Gardere, Gaudet, Lacoste, Ricker and Sigur voted against it—11 nays.

And Messrs. Beebe, Butler, Cade, Dauney, Drew, Dufour, Haralson, Moore, Peck, Phillips, Ray, Richardson, Sigur, Swayze, Tatman and Waddill voted against it—16 nays.

Said section was consequently lost.

Mr. Clark moved that the bill, which is as follows, be amended, be laid on the table, and called for the yeas and nays on said motion.

AN ACT

To protect the cities of New Orleans, Lafayette and Jefferson from inundation.

SEC. 1. *Be it enacted, &c.*, That an avenue shall be laid off, not exceeding one hundred feet in width, commencing on the lower line of Greenville, upon the property of L. E. Pothier, which avenue shall extend on a right line with the lower line of Greenville, until it intersects the Shell Road on the left bank of the Orleans Canal. Through the centre of this avenue an embankment shall be built twenty feet wide on the top, with side slopes in the ratio of three feet base to two feet rise; that portion of said embankment between Carrollton railroad and the river to be finished with a declination from the surface of the Parish Road near the river, to a point two feet above the Carrollton railroad, and from said Carrollton railroad to the Orleans Canal. Said embankment shall not be less than two and a half feet above the level of the crevasse water of 1849. From the intersection of said avenue with said Canal, a guard bank on the upper side of the Shell Road shall be built, said guard bank to be eight feet wide on the top, and two feet and a half above the level of said crevasse water of 1849, said guard bank to extend to the Basin of said Canal, where the landings of said Basin, or said Shell Road, may require to be raised to a height equal or near to that of the said guard bank. Also, that there be constructed an embankment having one terminus at the Mississippi river, at or near the upper line street in the town of Carrollton, and extending in a line parallel with or through said street, till it reaches such point on the Metairie Ridge as may be designated by the commissioners hereinafter provided for. Said levee to be not less than twenty feet wide on the top, and to have at its base an additional width of three feet for each foot it may have in elevation, so that each of its sides will have an inclination of one and a half feet to each foot in height, and be at least two feet three inches higher than the highest water along the line of said levee produced by Sauve's crevasse in 1849, along the upper side of said levee, at a short distance from its base, and at least forty feet wide, shall be made deep enough to afford good and sufficient drainage for the lands lying above and contiguous to said levee, which drainage shall be cut through the Metairie Ridge; provided that this latter embankment shall not be made until after the lower embankment shall have been completed.

SEC. 2. *Be it further enacted, &c.*, That it shall be the duty of the Mayor of New Orleans to appoint one competent person, and the duty of the Mayors of the cities of Lafayette and Jefferson and the town of Carrollton, jointly to appoint another competent person; and the said two persons shall be commissioners to superintend the construction of the embankments provided, for in by this act.

SEC. 3. [illegible] the said commissioners and their appointees [illegible] competent persons [illegible] of the aforesaid corporations, proceed to estimate the value of the ground needed for the said purpose, and the probable damages caused to the adjoining property by taking earth therefrom for the construction of the said embankment; and shall report such estimates to the Councils of the First and Second Municipalities of New Orleans, of Lafayette, of Jefferson City, Carrollton, and Police Jury of the parish of Jefferson; and the said Councils, within thirty days after receiving said estimates, shall apportion between themselves, according to the value assessed, as shown by the State assessment rolls of 1849, of real property within their limits and below the said embankment, the amount which each of them will have to contribute to pay for the property expropriated and the damages incurred for the construction of said work, and shall appropriate the said amount for the year's purpose, and give notice to the commissioners that the said amounts are held subject to their order.

SEC. 4. *Be it further enacted &c*, That said commissioners shall have the right of way for the construction of said works through any land belonging to any person or persons, corporation or corporations, and shall be allowed to use the earth on the adjacent lands, for constructing said embankments; and when said commissioners and the owner or owners shall be unable to agree on the purchase or occupation of the same, or if the owner or owners of any such land be unable by disability to contract, or be absent or unknown; and land shall be wanted as aforesaid, said commissioners may apply by petition to any District Court of competent jurisdiction in the parish in which the land may be situated, to appoint three persons, who shall be disinterested in the property to be expropriated, and domiciliated therein, and such persons shall, assess the value of all such lands as may be required for the use of said Commissioners, and the owner or owners of said land to be valued, shall be the party of defendants to appear at the place of assessment, and the said assessors shall be sworn by any [illegible] Court of competent jurisdiction, faithfully and impartially to discharge the duties of their appointment, and shall make a report of their assessment to the said Court, which report shall be homologated by the said Court, unless for cause shown to the contrary within ten days after the rendition of the assessment, and the said Court shall have full power to have the said land be abandoned to the State, advertised for sale by the sheriff of the parish of St. John the Baptist, and sold by the same, after thirty days' notice, and upon the fulfillment of the formalities now prescribed in cases of judicial sales of real estate, under a writ of *fieri facias*, and after public notice shall have been given in the State gazette, and in two of the nearest papers published in the vicinity.

SEC. 5. *Be it further enacted, &c*, That, in case any or several front proprietors should neglect to begin to construct his or their levee, according to, and at the time prescribed by the said Board, then, and in that case, the law of 1829 shall be put in force against them, or any law the Legislature of the State, at this present session, may pass, to compel front proprietors to construct their levees.

Mr. Swayze moved that said bill be laid on the table.

Mr. Van Wickle called for the yeas and nays on this motion.

Mr. Bryce, President, *pro tem*, in the chair :

Messrs. Butler, Cade, Drew, Dufour, Hereford, Lacoste, Peck, Phillips, Ray, Richardson, Sigur, Swayze, Tatman and Waddill, voted in favor of said motion—14 yeas.

And Messrs Adams, Clark, Cole, Dorsey, Duncan, Gardere, Gaudet, Haralson, Moore, Ricker and Van Wickle, voted against it—11 nays.

Said motion consequently prevailed, and the said bill was laid on the table.

The Assistant Secretary informed the House of the concurrence of the Senate in

Resolution requesting our Senators and Representatives in Congress to use their efforts to have a law passed, extending the port of New Orleans, so as to embrace the whole parish of Orleans.

An act for the relief of Thomas Kilgore.

An act for the relief of Cheeley Johnston.

An act for the relief of Jeremiah D. Crittenton.

An act to change the name of Sam'l B. Hogmire.

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Resolution instructing the State Engineer to employ the State boat of the Second Improvement District, in clearing out and improving Joe's Bayou.

An act relative to the Police Jury of the parish of St Bernard :

An act in relation 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.

He also informed the House that the Senate recede from their amendments to

An act for the relief of the parish of St. John the Baptiste ; and concur in the bill as passed by the House.

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An act supplementary to an act to establish a Board of Health in and for the parish of Orleans, passed 16th March, 1848 ; and to

An act for the further liquidation of the Clinton and Port Hudson Railroad and Banking Company.

He further informed the House of the concurrence of the Senate with amendment in the Resolution for the improvement of Bayous Macon and Tensas, and requested the concurrence of the House in said amendment.

He also further requested the concurrence of the House in

An act for the relief of H. Paul Caire, late State Librarian ; and in

An act for the relief of widow de Marans.

Mr. Salomon Assistant Clerk of the House, requested the concurrence of the Senate in

An act for the relief of J. B. Wilkinson, jr., Parish Superintendent of the Parish of Plaquemines.

An act to amend an act entitled An act for the organization and discipline of the Militia of the State of Louisiana, approved 19th March, 1842 ; and in

An act making appropriations for the general expenses of the State, approved the 31st December, 1849.

SPECIAL ORDER OF THE DAY.

Second Reading Continued.

The Senate resumed the second reading of

An act to protect the cities of New Orleans, Lafayette and Freeport from inundation.

Mr Sigur introduced an additional section to become the 10th section of the bill, which was adopted.

Mr. Peck also introduced two additional sections to become sections 11 and 12 of said bill, which were also adopted.

Mr Clark introduced the following section to become the 13 section of the bill :

SEC. 13 *Be it further enacted, &c.*, That the said sums appropriated by the 12th section of the bill, shall be employed exclusively in the erection of levees, at such position the Mississippi river, as may be necessary to protect the inhabitants from inundation, as recommended by the experience of the past and present year.

Mr. Phillips called for the yeas and nays on the adoption of the foregoing section.

Mr Bryce presiding.

Messrs. Adams, Chambliss, Cole, Clark, Dorsey, Duncan, Gaudet, Lacoste, and Van Wickle voted for said motion—9 yeas.

And Messrs. Beebe, Butler, Cade, Dauney, Drew, Dufour, Haralson, Hereford, Peck, Phillips, Ray, Richardson, Sigur, Swayze, Tatman and Waddill voted against it—16 nays.

Said section was consequently lost.

Mr. Clark moved that the bill, which is as follows, be amended, be laid on the table, and called for the yeas and nays on said motion.

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SEC. 4. *Be it further enacted &c*, That said commissioners shall have the right of way for the construction of said works through any land belonging to any person or persons, corporation or corporations, and shall be allowed to use the earth on the adjacent lands, for constructing said embankments; and when said commissioners and the owner or owners shall be unable to agree on the purchase or occupation of the same, or if the owner or owners of any such land be unable by disability to contract, or be absent or unknown; and land shall be wanted as aforesaid, said commissioners may apply by petition to any District Court of competent jurisdiction in the parish in which the land may be situated, to appoint three persons, who shall be disinterested in the property to be expropriated, and domiciliated therein, and such persons shall assess the value of all such lands as may be required for the use of said Commissioners, and the owner or owners of said land to be valued, shall be the party of defendants to appear at the place of assessment, and the said assessors shall be sworn by any [illegible] Court of competent jurisdiction, faithfully and impartially to discharge the duties of their appointment, and shall make a report of their assessment to the said Court, which report shall be homologated by the said Court, unless for cause shown to the contrary within ten days after the rendition of the assessment, and the said Court shall have full power to have the said land be abandoned to the State, advertised for sale by the sheriff of the parish of St. John the Baptist, and sold by the same, after thirty days' notice, and upon the fulfillment of the formalities now prescribed in cases of judicial sales of real estate, under a writ of *fieri facias*, and after public notice shall have been given in the State gazette, and in two of the nearest papers published in the vicinity.

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Mr. Swayze moved that said bill be laid on the table.

Mr. Van Wickle called for the yeas and nays on this motion.

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AN ACT

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SEC. 1. *Be it enacted, &c*, That an avenue shall be laid off, not exceeding one hundred feet in width, commencing on the lower line of Greenville, upon the property of L. E. Pothier, which avenue shall extend on a right line with the lower line of Greenville, until it intersects the Shell Road on the left bank of the Orleans Canal. Through the centre of this avenue an embankment shall be built twenty feet wide on the top, with side slopes in the ratio of three feet base to two feet rise; that portion of said embankment between Carrollton railroad and the river to be finished with a declination from the surface of the Parish Road near the river, to a point two feet above the Carrollton railroad, and from said Carrollton railroad to the Orleans Canal. Said embankment shall not be less than two and a half feet above the level of the crevasse water of 1849. From the intersection of said avenue with said Canal, a guard bank on the upper side of the Shell Road shall be built, said guard bank to be eight feet wide on the top, and two feet and a half above the level of said crevasse water of 1849, said guard bank to extend to the Basin of said Canal, where the landings of said Basin, or said Shell Road, may require to be raised to a height equal or near to that of the said guard bank. Also, that there be constructed an embankment having one terminus at the Mississippi river, at or near the upper line street in the town of Carrollton, and extending in a line parallel with or through said street, till it reaches such point on the Metairie Ridge as may be designated by the commissioners hereinafter provided for. Said levee to be not less than twenty feet wide on the top, and to have at its base an additional width of three feet for each foot it may have in elevation, so that each of its sides will have an inclination of one and a half feet to each foot in height, and be at least two feet three inches higher than the highest water along the line of said levee produced by Sauve's crevasse in 1849, along the upper side of said levee, at a short distance from its base, and at least forty feet wide, shall be made deep enough to afford good and sufficient drainage for the lands lying above and contiguous to said levee, which drainage shall be cut through the Metairie Ridge; provided that this latter embankment shall not be made until after the lower embankment shall have been completed.

SEC. 2. *Be it further enacted, &c.*, That it shall be the duty of the Mayor of New Orleans to appoint one competent person, and the duty of the Mayors of the cities of Lafayette and Jefferson and the town of Carrollton, jointly to appoint another competent person; and the said two persons shall be commissioners to superintend the construction of the embankments provided, for in by this act.

SEC. 3. [illegible] the said commissioners and their appointees [illegible] competent persons [illegible] of the aforesaid corporations, proceed to estimate the value of the ground needed for the said purpose, and the probable damages caused to the adjoining property by taking earth therefrom for the construction of the said embankment; and shall report such estimates to the Councils of the First and Second Municipalities of New Orleans, of Lafayette, of Jefferson City, Carrollton, and Police Jury of the parish of Jefferson; and the said Councils, within thirty days after receiving said estimates, shall apportion between themselves, according to the value assessed, as shown by the State assessment rolls of 1849, of real property within their limits and below the said embankment, the amount which each of them will have to contribute to pay for the property expropriated and the damages incurred for the construction of said work, and shall appropriate the said amount for the year's purpose, and give notice to the commissioners that the said amounts are held subject to their order.

SEC. 4. *Be it further enacted &c*, That said commissioners shall have the right of way for the construction of said works through any land belonging to any person or persons, corporation or corporations, and shall be allowed to use the earth on the adjacent lands, for constructing said embankments; and when said commissioners and the owner or owners shall be unable to agree on the purchase or occupation of the same, or if the owner or owners of any such land be unable by disability to contract, or be absent or unknown; and land shall be wanted as aforesaid, said commissioners may apply by petition to any District Court of competent jurisdiction in the parish in which the land may be situated, to appoint three persons, who shall be disinterested in the property to be expropriated, and domiciliated therein, and such persons shall assess the value of all such lands as may be required for the use of said Commissioners, and the owner or owners of said land to be valued, shall be the party of defendants to appear at the place of assessment, and the said assessors shall be sworn by any [illegible] Court of competent jurisdiction, faithfully and impartially to discharge the duties of their appointment, and shall make a report of their assessment to the said Court, which report shall be homologated by the said Court, unless for cause shown to the contrary within ten days after the rendition of the assessment, and the said Court shall have full power to have the said land be abandoned to the State, advertised for sale by the sheriff of the parish of St. John the Baptist, and sold by the same, after thirty days' notice, and upon the fulfillment of the formalities now prescribed in cases of judicial sales of real estate, under a writ of *fieri facias*, and after public notice shall have been given in the State gazette, and in two of the nearest papers published in the vicinity.

SEC. 5. *Be it further enacted, &c*, That, in case any or several front proprietors should neglect to begin to construct his or their levee, according to, and at the time prescribed by the said Board, then, and in that case, the law of 1829 shall be put in force against them, or any law the Legislature of the State, at this present session, may pass, to compel front proprietors to construct their levees.

Mr. Swayze moved that said bill be laid on the table.

Mr. Van Wickle called for the yeas and nays on this motion.

Mr. Bryce, President, *pro tem*, in the chair :

Messrs. Butler, Cade, Drew, Dufour, Hereford, Lacoste, Peck, Phillips, Ray, Richardson, Sigur, Swayze, Tatman and Waddill, voted in favor of said motion—14 yeas.

And Messrs Adams, Clark, Cole, Dorsey, Duncan, Gardere, Gaudet, Haralson, Moore, Ricker and Van Wickle, voted against it—11 nays.

Said motion consequently prevailed, and the said bill was laid on the table.

The Assistant Secretary informed the House of the concurrence of the Senate in

Resolution requesting our Senators and Representatives in Congress to use their efforts to have a law passed, extending the port of New Orleans, so as to embrace the whole parish of Orleans.

An act for the relief of Thomas Kilgore.

An act for the relief of Cheeley Johnston.

An act for the relief of Jeremiah D. Crittenton.

An act to change the name of Sam'l B. Hogmire.

Resolution granting leave of absence for six months to Solomon High, Master Warden of the port of New Orleans.

An act for the relief of James Granger, veteran of 1814-15.

An act for the relief of Wiley Young, veteran of 1814-15.

An act to extend the powers of the City Council of the city of Lafayette.

An act to authorize Charles Boudousquie to adopt Marie Leduc and Charles Paul Leduc.

Resolution to improve the Bayou Dorcheat.

Resolution instructing the State Engineer to employ the State boat of the Second Improvement District, in clearing out and improving Joe's Bayou.

An act relative to the Police Jury of the parish of St Bernard :

An act in relation 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.

He also informed the House that the Senate recede from their amendments to

An act for the relief of the parish of St. John the Baptiste ; and concur in the bill as passed by the House.

He also informed the House that the Senate concur in the amendments of the House to

An act to provide for filling any vacancy that may occur in the office of Recorder.

Resolution to improve the thoroughfares across the Mississippi Swamp.

An act supplementary to an act to establish a Board of Health in and for the parish of Orleans, passed 16th March, 1848 ; and to

An act for the further liquidation of the Clinton and Port Hudson Railroad and Banking Company.

He further informed the House of the concurrence of the Senate with amendment in the Resolution for the improvement of Bayous Macon and Tensas, and requested the concurrence of the House in said amendment.

He also further requested the concurrence of the House in

An act for the relief of H. Paul Caire, late State Librarian ; and in

An act for the relief of widow de Marans.

Mr. Salomon Assistant Clerk of the House, requested the concurrence of the Senate in

An act for the relief of J. B. Wilkinson, jr., Parish Superintendent of the Parish of Plaquemines.

An act to amend an act entitled An act for the organization and discipline of the Militia of the State of Louisiana, approved 19th March, 1842 ; and in

An act making appropriations for the general expenses of the State, approved the 31st December, 1849.

SPECIAL ORDER OF THE DAY.

Second Reading Continued.

The Senate resumed the second reading of

An act to protect the cities of New Orleans, Lafayette and Freeport from inundation.

Mr Sigur introduced an additional section to become the 10th section of the bill, which was adopted.

Mr. Peck also introduced two additional sections to become sections 11 and 12 of said bill, which were also adopted.

Mr Clark introduced the following section to become the 13 section of the bill :

SEC. 13 *Be it further enacted, &c.*, That the said sums appropriated by the 12th section of the bill, shall be employed exclusively in the erection of levees, at such position the Mississippi river, as may be necessary to protect the inhabitants from inundation, as recommended by the experience of the past and present year.

Mr. Phillips called for the yeas and nays on the adoption of the foregoing section.

Mr Bryce presiding.

Messrs. Adams, Chambliss, Cole, Clark, Dorsey, Duncan, Gaudet, Lacoste, and Van Wickle voted for said motion—9 yeas.

And Messrs. Beebe, Butler, Cade, Dauney, Drew, Dufour, Haralson, Hereford, Peck, Phillips, Ray, Richardson, Sigur, Swayze, Tatman and Waddill voted against it—16 nays.

Said section was consequently lost.

Mr. Clark moved that the bill, which is as follows, be amended, be laid on the table, and called for the yeas and nays on said motion.

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