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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF NORTH CAROLINA,

AT ITS

SESSION OF 1872--'73.

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JOURNAL

OF THE

House of Representatives.

SESSION OF 1872--'73.

FIRST DAY.

HOUSE OF REPRESENTATIVES, November 18, 1872.

At a General Assembly of the State of North Carolina, begun and held in the city of Raleigh, on Monday, the 18th day of November, 1872, it being the day appointed by law for the meeting of the General Assembly, Mr. W. W. Gaither, Principal Clerk of the last House of Representatives, called the House to order at 12 M.

The following members elect, presented their credentials; and were qualified:

Alamance, Jesse Gant; Alexander, J. M. Carson; Alleghany, A. M. Bryan; Anson, R. T. Bennett; Ashe, Squire Trivett; Beaufort, S.T. Corson; Brunswick, J.H. Brooks; Buncombe, T. D. Johnston, David Blackwell; Burke, P. Warlick; Cabarrus, T. J. Shinn; Caldwell, E. Jones; Camden, S. A. Jones; Caswell, George W. Bowe, Thomas J. Foster; Catawba, R. B. B. Houston; Chatham, John M. Moring, O. A. Hanner; Cherokee, B. K. Dickey; Chowan, John L. Winslow; Clay, J. S. Anderson; Cleaveland, John W. Gidney; Columbus, V. V. Richardson; Craven, E. R. Dudley; I. B. Abbott; Cumberland, T. S. Lutterloh, G. W. Bullard; Currituck, J. M. Woodhouse; Davidson, J. T. Brown, John

Michael; Davie, Charles Anderson; Duplin, John D. Stanford, J. K. Outlaw; Dare, Oliver N. Gray; Edgecombe, W. P. Mabson, Willis Bunn; Franklin, John H. Williamson; Gaston, William A. Stowe; Gates, R. H. Ballard; Granville, H. T. Hughes; Greene, John Patrick; Guilford, Joseph Gilmer, Wm. Wiley; Halifax, J. J. Goodwyn, John Bryant; Harnett, J. R. Grady; Haywood, H. P. Haynes; Henderson, James Blythe; Hertford, James Sharp; Iredell, C. L. Turner; Jackson, J. N. Bryson; Johntson, W. H. Joyner, Jesse Hinnant; Jones, Jacob F. Scott; Lenoir, Anthony Davis; Lincoln, A. J. Morrison; Macon, J. L. Robinson; Madison, H. A. Gudger; Martin, J. E. Moore; McDowell, — Freeman; Mecklenburg, John E. Brown, S. W. Reid; Montgomery, Allen Jordan; Moore, —— Shaw; Nash, J. E. Lindsey; New Hanover, William McLaurin, Alfred Lloyd; Northampton, B. H. Jones, Onslow, J. W. Shackelford; Orange, Pride Jones, Jones Watson; Pasquotank, F. M. Godfrey; Perquimans, J. R. Darden; Person, Montford McGehee; Pitt, W. P. Bryan; Randolph, J. W. Bean, —— Reid; Richmond, R. Fletcher; Robeson, W. S. Norment, T. A. McNeil; Rockingham, David Settle, A. B. Johns; Rowan, F. N. Luckey, Kerr Craige; Rutherford, Eli Whisnant; Sampson, J. R. Maxwell; Stokes, J. G. H. Mitchell; Surry, H. M. Waugh; Swain, T. D. Bryson; Transylvania, F. J. Whitmire; Tyrrell, B. Jones; Union, Lemuel Presson; Wake, R. C. Badger, John C. Gorman, R. S. Perry, Stewart Ellison; Warren, George H. King, J. W. H. Paschall; Washington, D. C. Guyther; Watauga, Joseph B. Todd; Wayne, John C. Rhodes, E. G. Copeland; Wilkes, Thomas J. Dula, A. C. Bryan; Yadkin, J. G. Marler; Yancey, C. R. Byrd.

There being a quorum present, the Clerk announced that the first business in order was the election of Speaker.

Mr. Stanford nominated J. L. Robinson, of Macon; and Mr. Brown, of Davidson, nominated R. C. Badger, of Wake.

The following gentlemen voted for Mr. Robinson:

Messrs. Anderson of Clay, Anderson of Davie, Bryson of

Jackson, Bryson of Swain, Badger, Brown of Mecklenburg, Ballard, Bryan of Alleghany, Bennett, Bullard, Blackwell, Byrd, Carson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Houston, Hanner, Haynes, Hinnant, Johnston, Jones, of Caldwell, Jones of Orange, Jones of Tyrrell, Johns, Joyner, Lindsey, Luckey, Moring, Moore, McGehee, McNeill, Morrison, Mitchell, Maxwell, Marler, Norment, Outlaw, Presson, Richardson, Reid of Mecklenburg, Shinn, of Cabarrus, Stanford, Stowe, Shaw, Shackelford, Settle, Turner, Todd, Warlick, Waddell, Webb, Wiley, Watson, Waugh, Whitmire and Woodhouse.

The following gentlemen voted for Mr. Badger:

Messrs. Abbott, Brown of Davidson, Bowe, Blythe, Bryant of Halifax, Bryan of Pitt, Bryan of Wilkes, Bean, Brooks, Bunn, Copeland, Corson, Davis, Dudley, Darden, Dula, Ellison, Fletcher, Foster, Gray, Godfrey, Gorman, Goodwyn, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lutterloh, Lloyd, Michael, Mabson, McLaurin, Patrick, Paschall, Perry, Robinson, Rhodes, Reid of Randolph, Sharp, Scott, Trivett, Williamson, Whisnant and Winslow.

The Clerk announced that J. L. Robinson had received a majority of all the votes cast, and that he was duly elected Speaker.

The Speaker briefly addressed the House as follows:

Gentlemen of the House of Representatives of North Carolina:

I have no words to express my appreciation of the high compliment you have paid me by selecting me to preside over your deliberations. In the discharge of the important and complicated duties of the position, I must rely very much on your indulgence, and can only pledge an honest purpose to enforce fairly and impartially the rules of the House, and to know neither party nor friend in the government of your body.

We are here in this House to-day, gentlemen, as the chosen

representatives of the people of every section of our good old Commonwealth. Her history from the dark days of 1776 to the present—the memory of her dead heroes and statesmen are called up to mind by these surroundings, and constitute a legacy which every true North Carolinian should prize and cherish. To you who sit here to-day as the representatives of our whole people, are confided a portion of the blank pages on which her future history is to be written. Will you not let it be your highest ambition to maintain and preserve the ancient honor and prosperity of the State, and to leave no blot or stain of dishonor for our historians to trace on these pages which are allotted to us?

Let party ambition and party strife be *buried here*, in the presence of the great interests of our people; let us strive to promote their prosperity and well being by a faithful application to our duties, and the enactment of such laws as the good of society and the business interests of the State may demand. Let us labor earnestly for the education of our youth, for the restoration of our State credit, and by all means to invite and encourage the influx of laborers and capitalists, and encourage them to make their homes and investments among our people. North Carolina is *our mother*, gentlemen. Let us guard her every interest, let us who love her and glory in her past history—a history of prosperity and adversity, awhile marching on in the sunshine of peace and happiness, and again groping in the midnight darkness of civil strife and commotion; let us, I say, strive to place her side by side with her sister States in this great confederation, in their onward march to prosperity, and show that we are no longer the Rip Van Winkle of the past. And while we must foster and stimulate a patriotism as broad as our whole country, let us always feel and show that we are proud of her history and jealous of her honor. Let us transmit to posterity a commonwealth that is rich in all that is honorable, elevating and good.

Again, thanking you for this manifestation of your kindness, I announce that the House is ready to proceed in its further organization.

The Speaker announced that the election of Principal Clerk was the next business in order.

Mr. Jones, of Caldwell, nominated S. D. Pool, of Craven; and Mr. Darden nominated Martin Van Buren Gilbert, of Wake.

The following gentlemen voted for Mr. Pool:

Messrs. Anderson of Clay, Anderson of Davie, Bryson of Jackson, Bryson of Swain, Brown of Mecklenburg, Bryan of Alleghany, Ballard, Bennett, Bullard, Blackwell, Byrd, Carson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Houston, Hanner, Haynes, Hinnant, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Johns, Joyner, Lindsey, Luckey, Marler, Maxwell, Moring, Moore, McGehee, McNeill, Morrison, Mitchell, Norment, Outlaw, Presson, Richardson, Reid of Mecklenburg, Shinn of Cabarrus, Stanford, Stowe, Shaw, Shackelford, Settle, Turner, Todd, Warlick, Waddill, Webb, Watson, Waugh, Whitmire, Wiley and Woodhouse.

The following gentlemen voted for Mr. Gilbert:

Messrs. Abbott, Badger, Brown of Davidson, Bowe, Blythe, Bean, Bryan of Wilkes, Bryan of Pitt, Bryant of Halifax, Brooks, Bunn, Copeland, Corson, Dudley, Dula, Darden, Davis, Ellison, Fletcher, Foster, Gray, Godfrey, Gorman, Guyther, Goodwyn, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lutterloh, Lloyd, Michael, Mabson, McLaurin, Patrick, Paschall, Perry of Wake, Rhodes, Reid of Randolph, Sharp, Scott, Trivett, Williamson, Whisnant and Winslow.

The Speaker announced that S. D. Pool having received a majority of the votes cast was duly elected Principal Clerk.

The election of an Assistant, or Reading, Clerk was announced as the next business in order.

W. M. Hardy of Buncombe, and C. S. Moring, of Rowan, were placed in nomination.

The following gentlemen voted for Mr. Hardy:

Messrs. Anderson of Clay, Anderson of Davie, Bryson of Jackson, Bryson of Swain, Brown of Mecklenburg, Bryan of Alleghany, Ballard, Bennett, Bullard, Blackwell, Byrd, Carson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Houston, Hanner, Haynes, Hinnant, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Johns, Joyner, Lindsey, Marler, Maxwell, Moring, Moore, McGehee, McNeill, Morrison, Mitchell, Norment, Outlaw, Presson, Richardson, Reid of Mecklenburg, Shinn of Cabarrus, Stanford, Shaw, Shackelford, Settle, Turner, Todd, Warlick, Waddill, Webb, Woodhouse, Watson, Waugh, Whitmire and Wiley.

The following gentlemen voted for Mr. Moring:

Messrs. Abbott, Brown of Davidson, Badger, Bowe, Blythe, Bryant of Halifax, Bryan of Wilkes, Bryan of Pitt, Bean, Brooks, Bunn, Copeland, Corson, Davis, Darden, Dula, Dudley, Ellison, Fletcher, Foster, Gray, Godfrey, Gorman, Guyther, Goodwyn, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lutterloh, Lloyd, Michael, Mabson, McLaurin, Patrick, Paschall, Perry of Wake, Rhodes, Reid of Randolph, Sharp, Scott, Trivett, Williamson, Whisnant and Winslow.

The Speaker announced that W.M. Hardy having received a majortty of all votes cast was duly elected Assistant Clerk.

The election of Principal Doorkeeper was the next business in order.

Mr. John H. Hill, of Randolph, and Mr. Page of Randolph, were nominated.

The following gentlemen voted for Mr. Hill:

Messrs. Anderson of Clay, Anderson of Davie, Bryson of Jackson, Bryson of Swain, Brown of Mecklenburg, Ballard, Bryan of Alleghany, Bennett, Bullard, Blackwell, Byrd, Carson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Houston, Hanner, Haynes, Hinnant, John-

ston, Johns, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Lindsey, Luckey, Marler, Maxwell, Moring, Moore, McGehee, McNeill, Morrison, Mitchell, Norment, Outlaw, Presson, Richardson, Reid of Mecklenburg, Shinn of Cabarrus, Stanford, Stowe, Shaw, Shackelford, Settle, Turner, Todd, Warlick, Waddill, Webb, Woodhouse, Watson, Waugh, Whitmire and Wiley.

The following gentlemen voted for Mr. Page:

Messrs. Abbott, Brown of Davidson, Bowe, Blythe, Bryan of Pitt, Bryant of Halifax, Bean, Badger, Bryan of Wilkes, Brooks, Bunn, Copeland, Corson, Dudley, Dula, Davis, Darden, Ellison, Foster, Gorman, Goodwyn, Guyther, Hughes, Jones of Camden, Jordan, King, Lutterloh, Lloyd, Michael, McLaurin, Patrick, Paschall, Perry of Wake, Rhodes, Sharp, Scott, Trivett, Williamson and Winslow.

The Speaker announced that Mr. Hill having received a majority of the votes cast was duly elected Principal Doorkeeper.

On motion of Mr. McGehee, the House adjourned till to-morrow at 11 o'clock A. M.

SECOND DAY.

HOUSE OF REPRESENTATIVES, November 19, 1872.

The House was called to order by the Speaker at 11 o'clock.

The Journal of yesterday was read, amended and approved.

On motion of Mr. Luckey, the Rules of Order of the last House of Representatives were adopted for the present government of this House.

The following members presented their credentials and were duly qualified:

F. C. Miller, of Bertie; Richard G. Snead, of Granville; William S. Carter, of Hyde; C. L. Shinn, of Iredell; James

Heaton, of New Hanover; Guilford W. Cox, of Pitt; William H. Bryan, of Sampson; and Howell C. Moss, of Wilson.

On motion of Mr. Badger, a message was sent to the Senate informing that body that the House having organized yesterday, was ready to proceed to business.

On motion of Mr. Gorman, the House proceeded to elect an Assistant Doorkeeper.

Mr. Luckey nominated John E. Carter, of Rowan; and Mr. Mabson nominated W. E. Kessler, of Rowan.

The following gentlemen voted for Mr. Carter:

Messrs. Anderson of Clay, Anderson of Davie, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Carter, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Gorman, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Mitchell, Moring, Moore, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire and Woodhouse.

Those who voted for Mr. Kessler are:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Copeland, Carson, Corson, Cox, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Goodwyn, Guyther, Hughes, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Mabson, McLaurin, Miller, Michael, Paschall, Patrick, Perry of Wake, Reid of Randolph, Rhodes, Sneed, Trivett, Winslow, Williamson and Whisnant.

A message was received from the Senate informing the House of the organization of that body.

On motion of Mr. Waugh, the House proceeded to elect an Engrossing Clerk.

Mr. Gorman placed in nomination Miss McCandliss, of Stokes, and Mr. Waugh nominated Mr. A. H. Boyden, of Rowan.

The following gentlemen voted for Mr. Boyden:

Messrs. Anderson of Clay, Anderson of Davie, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Carter, Carson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Moring, Moore, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Sneed, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire and Woodhouse.

Those who voted for Miss McCandliss are:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Copeland, Corson, Cox, Craige, Darden, Davis, Dudley, Dula, Ellison, Foster, Godfrey, Gorman, Goodwyn, Gudger, Guyther, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Mabson, McLaurin, Miller, Michael, Mitchell, Patrick, Paschall, Perry of Wake' Reid of Randolph, Rhodes, Scott, Sharp, Trivett, Winslow and Whisnant.

Mr. Boyden having received a majority of all the votes cast, was declared duly elected by the Speaker.

A message was received from the Senate asking the appointment of a joint committee to wait on the Governor and inform him of the organization of the two Houses, and announcing Messrs. ——— and ——— as Senate branch of the committee.

The Speaker announced as House branch of the committee Messrs. McGehee, Johnston and Badger.

A message was sent to the Senate proposing to proceed at

12 M. to compare the vote for Governor, Lieutenant Governor, Secretary of State, Auditor, Treasurer, Superintendent of Public Works, Superintendent of Public Instruction and Attorney General.

Mr. McGehee, from the committee to wait upon the Governor, reported that His Excellency would send a communication to the House at 12 M.

A message was received from the Senate concurring in the proposition to compare the vote for State officers at 12 o'clock.

A message was received from His Excellency, the Governor, with accompanying documents, by the hands of his Private Secretary, John B. Neathery, Esq.

JOINT SESSION.

The hour for the Joint Session having arrived, the Senate, preceded by the President thereof, entered the hall of the House of Representatives and were seated, and the comparing of the vote begun.

On motion of Mr. Badger, the Joint Session took a recess till 3½ o'clock, and the Senate retired from the hall.

Leave of absence for one week was granted to Mr. Patrick, of Greene.

On motion of Mr. Waugh, the House adjourned till 25 minutes past 3 P. M.

AFTERNOON SESSION.

The House was called to order by the Speaker at 25 minutes past 3 o'clock.

The reading of the Governor's message was begun and continued till the hour for the Joint Session of the two Houses having arrived, the Senators entered the hall, and the unfinished business of the morning was resumed.

On motion of Senator Dunham, the Joint Session adjourned at 5 P. M., till to-morrow at 11½ o'clock.

On motion of Mr. Brown, of Davidson, the House adjourned till to-morrow at 10 o'clock.

THIRD DAY.

HOUSE OF REPRESENTATIVES, November 20, 1872.

At 10 o'clock A. M. the House was called to order by the Speaker, and a prayer was offered to the throne of Divine Grace by the Rev. Mr. Blythe, of this House.

The Journal of yesterday was read and approved.

Mr. Blythe, of Henderson, offered the following resolution, which was read and placed upon the Calendar:

"*Resolved*, By the House of Representatives, the Senate concurring, that no member of this General Assembly shall be entitled to any *per diem* for days he is absent from his seat, except when absent on account of sickness, or special business for the General Assembly." H. R. No. 1.

A message was received from the Senate proposing to go into an election for Enrolling Clerk forthwith, which, on motion of Mr. Bryant, of Halifax, was concurred in, and Messrs. Outlaw and Dula were appointed to superintend the election on the part of the House.

Mr. Brown, of Mecklenburg, put in nomination Mr. William J. Wilson, of Haywood, and Mr. Bean, of Randolph, nominated Jesse L. Giles, of Randolph.

The House proceeded to vote:

FOR MR. WILSON—Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson,

Bryan of Alleghany, Byrd, Carter, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Mitchell, Moring, Moore, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn, of Cabarrus, Shackleford, Stowe, Todd, Turner, Waddill, Watson, Waugh, Webb, Wiley, Whitmire and Woodhouse.

For Mr. Giles—Messrs. Abbott, Badger, Bean, Bowe, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Copeland, Corson, Cox, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Guyther, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Mabson, McLaurin, Miller, Michael, Paschall, Perry, Reid of Randolph, Rhodes, Sharp, Sneed, Winslow, Williamson and Whisnant.

Mr. Badger, of Wake, introduced the following resolution, which was read and adopted :

The General Assembly of North Carolina do resolve, That the Congress of the United States are respectfully requested to remove the disabilities imposed by the XIVth amendment to the Constitution of the United States on William A. Graham, of Orange county, State of North Carolina, William N. H. Smith, of the city of Raleigh, State of Narth Carolina, Burton Craige, of Salisbury, Rowan county, State of North Carolina, David Coleman and James G. Martin, of Buncombe county, State of North Carolina, D. H. Hill, of Charlotte, Mecklenburg county, State of North Carolina, James A. Craige, of Rowan county, North Carolina, Robert Ransom, of Granville county, North Carolina, James H. Hill and George Davis, of New Hanover county, North Carolina, and William H. McRae, of Montgomery county, North Carolina.

H. R. No. 2.

The reading of the message of His Excellency, the Governor, was resumed.

GOVERNOR'S MESSAGE.

To the Honorable the General Assembly
of the State of North Carolina:

You, the representatives of the sovereign people, are again assembled in accordance with the requirements of the Constitution, to legislate for the interests of our constituents, and it is my duty to give you such information and make such recommendations as may be deemed expedient.

It affords me the most sincere gratification to be able to congratulate the people of our State upon their greatly improved condition during the year now rapidly drawing to a clase, in that abundance of all the products of our soil has crowned their labors; that prosperity and thrift are to be seen on every side, following close in the wake of industry and enterprise, and that a better feeling is everywhere manifest among our people, who are fast becoming reconciled one towards the other. For these, and kindred blessings, let us be devoutly thankful to the bountiful Giver of all good gifts and strive to make ourselves, as a great State, worthy and deserving of them.

OUR FEDERAL RELATIONS.

As preliminary to other recommendations, I deem it proper to call your attention to the relations of the State with the national government, which, since the late war, have been in some respects changed by amendments to the Constitution of the United States; and have in other respects become more delicate than formerly, requiring deliberation and consideration in shaping general legislation upon a variety of subjects. The material interests of the people are

more gravely involved in this subject than is generally supposed. Until good order and quiet are restored and *assured* within our borders, the immigration, enterprise and capital which are now flowing into less favored regions, cannot be turned to us, and every branch of labor and business must continue to languish. Until the State and its people are manifestly in full accord with the national government, there will continue to exist apprehensions of possible trouble, affecting the interests of capital, and producing a disinclination to invest in our section or to seek a residence among us. Without this, it must be many years before we can hope to recover from the calamities through which we have passed, and be relieved from the embarrassments, which now weigh so heavily upon the people. This generation may pass away before any valuable progress is made in the development of the vast internal resources within our borders, which might be made to spread wealth, comfort and prosperity where now there is only poverty, gloom and embarrassments. I will not recur to the causes in the past, nor animadvert upon the existing elements adverse to the practical exercise of that high order of statesmanship, which, making due allowance for the passions and follies of men, looks only to the present and future good of the commonwealth, and aims at beneficent results to the whole, rather than the triumph of one class of ideas over another. But for the common interest of all, I trust that, as far as may be, the criminations and recriminations of the troubled times from which we ought now to emerge, may cease and be forgotten in a united effort to make the best of events, and conform to the requirements of accomplished facts. A new order of things is established. The means and the conflicts of opinion, feeling and interests, through which it has been established, can no longer wisely come into question, or be allowed to influence the action of the chosen representatives of the people, in adopting measures for their relief and government, nor in leading and giving tone to that popular sentiment, upon which is based,

after all, the good order, character and welfare of the State. There is much of wrong to be forgotten on all sides—much of injustice to be forgiven—much allowance to be made for honest error, for mistaken impulse, for the blindness of excitement, and for the disordered state of society generally. It will be happy for North Carolina if her newly chosen legislators can, with determined purpose, turn their backs upon much of the past and manfully deal with the situation in a practical, business and statesmanlike manner.

By the fourteenth amendment to the Constitution of the United States, every citizen of North Carolina is expressly declared to be a citizen of the United States, and the national government is expressly invested with power to protect him in his rights as such. The State government cannot take those rights from him, nor prevent his practical enjoyment of them, without making a case for the interference of the national authority. The State cannot deny to any class, or to any individual citizen, the equal protection of the laws either by acts of commission or omission, without subjecting itself to such supervisory and remedial action of the national government as must necessarily be unpleasant and troublesome, and reflect more or less upon local interests and upon society. You will doubtless agree with me, that every interest and every feeling of our people point to an avoidance of all occasion for such interference, and that it is the highest duty of the Legislature, candidly and in good faith, to shape legislation to this end. We cannot deny that a failure of the State authorities, in too many glaring instances, to protect citizens, mostly of a certain class, from systematic and organized outrage upon their persons, and upon their rights, has furnished occasion for the interposition of the national legislature over subjects that the State could more properly and better control. Such interposition is mortifying to the pride and feelings of our people—the occasion for it is a reproach to society. The failure of the State to remove such occasion is discreditable alike to the people and to their rep-

resentatives. Altogether, it has been disastrous to our material interests—setting back the influx of capital and immigration, and retarding all classes of labor, industry and enterprise.

But besides this the national government is naturally watchful of any appearance of wilful failure on the part of certain of the States to conform to the results of the late unfortunate conflict, and sensitive to whatever may seem an effort to reverse or avoid, directly or indirectly, the practical enforcement of the policy which it has adopted for its protection in the future, and for its interests and welfare at present. It especially distrusts the people and the governments of those States, as to their disposition and purpose to respect and enforce the rights of that class of citizens who have been raised by its authority alone, from absolute slavery to full and complete American citizenship. We may add to this that the conduct and language of too many of the other class of our people have given cause for the belief that the national safety is seriously involved in upholding and enforcing the practical and untrammelled enjoyment, and exercise by the colored citizens in the South, of the new rights and powers conferred on them.

It could not reasonably be expected at first, that the former ruling classes in this State should fully realize and conform in all respects and upon all occasions, to the new order of things. There was in the way, former prejudices and habits; passions and animosities engendered by recent strife; pride of caste; a humiliating sense of lost power, and an ill-founded hope of restoring, by some means, to a greater or less degree, the old order of things. Political parties have been adhered to and supported with unbecoming zeal and recklessness, under the impulses of such feelings and hopes—and acts have been done, and means resorted to that will be followed by the heartfelt regrets of a life-time. Political leaders have participated in such feelings and hopes, or have encouraged and used them for their own purposes. Thus for

seven years has our State been distracted and diverted from its true interests; society has been lowered in tone; indviduals demoralized, and personal bitterness between neighbors and former friends engendered to the destruction of confidence and the general ruin of business in all its relations and results.

The result of the recent State and national elections has shown too clearly to be mistaken, that the American people are fixed in their purpose to perpetuate and enforce the policy and principles which have been so long with us the basis of the contest in which we have lost so much. It is wise, as it is now our duty as citizens and men, to look upon events as they are, and to conform to our public policy, and, as far as possible, our private conduct, to the national will, to put this State in full and complete accord with the nation, and to render the interposition of direct national authority entirely unnecessary, either for the protection of citizens, or for any other purpose that may be properly and as well accomplished by the State itself. There is reason to believe that the government of the United States, and the people of the Northern States, are anxious for the States recently in revolt to be blessed with prosperity, for peace and good order to be established, and for mutual good feeling and kindly relations to be restored between citizens as early and rapidly as possible. Fostering and auxiliary legislation, and the friendly offices of every department of the national government will doubtless be directed to this end, as soon as the States themselves so settle down the disordered elements within their borders, and so conform their policy to the new order of things as to render such action productive of beneficial results. It ought now to be manifest to every one, that the time has arrived when this State may fully reinstate itself as one of the efficient, co-operative members of the Union, advancing instead of retarding the wonderful progress which the American people are making in wealth, power, honor and greatness among the nations of the earth.

STATE DEBT AND FINANCES.

In my message to the last General Assembly will be found a summary of the State debt, which it is not necessary to repeat, as very little change has occurred since, except in the accruing interest.

I again call the attention of the Legislature to the great importance of carefully considering this whole subject. The honor and character, as well as the material interests of the State, are most seriously involved. Immigrants, seeking investment and homes in the State, have turned away as soon as they have learned the condition of the public finances and the apparent heavy debt hanging over us. It is difficult to make any public suggestions to the Legislature on this subject without running the risk of setting up speculation and gambling in our public securities, and otherwise affecting indefinitely many questions connected with the subject. I shall refrain from going into details at present, but hope, during your present session, to confer with the proper committees of your respective bodies and communicate information and make suggestions that may aid in coming to some proper conclusion as to the best course to be pursued.

A State ought to meet every money obligation with promptness. The faith of creditors rests entirely upon confidence. The fact that the State cannot be brought into the Courts and compelled to pay its debts, is, and *ought to be*, a still stronger reason for acting always in good faith. In the affairs of State, however, as in those of individuals, exigences arise when it may not be possible to meet promptly its obligations. An unadjusted debt hanging over a State is an incubus, which deadens enterprise, and prevents its advance in population and wealth.

The causes which have brought about the existing condition of things never occurred before, and probably will not occur again. The complete sweeping away of almost

the entire accumulations of the past; the change in the labor syestem; the resulting want of individual confidence and credit; and the general depression and embarrassment in nearly all the business relations, have been natural results of circumstances over which the State and its people had no control. But immense resources are still left to us, and need only to be developed to restore a high degree of individual prosperity and of public wealth. The future is full of hope, and we have well grounded reasons for believing, that, by judicious legislation and a wise and broad policy in the management of our natural advantages, the day may be hastened, more rapidly than is generally supposed, when our present depressed condition will be greatly changed for the better. This has been, doubtless, fully considered by the State's creditors, and gives us still much power to restore, in some measure, that confidence which the proverbial honesty and sober, solid character of our people once inspired. This would be greatly facilitated by a manifestation on the part of the representatives of the people of a determined disposition to make the best of all the advantages and resources within our possession, by an earnest, well-considered and business-like system of measures, looking to the material interests and advancement of industry, enterprise and business in all their varied relations and objects.

There is no subject upon which such action could accomplish so much, and inspire such immediate confidence, and attain such valuable results, as the management of the perplexing and difficult questions connected with the State debt. The question should be dealt with without any relation to party politics, aad totally independent of all party considerations. All classes of citizens are equally interested in its proper solution. The interest of capital and labor are alike involved. The property holder and the laborer bear to it the same relations. The debt is a mortgage, no less upon the labor than the property of the State. The taxes

are paid from the products of labor, and enter as an element into all contracts between the owners of property and those who occupy it, use it, or render it productive by the sweat of the brow. The honor and character of the State is, likewise, the common property of all classes and conditions of its people. In the management of financial questions therefore, not only party considerations, but all jealouses between classes, all animosities engendered by political strife or the unfortunate events of civil war, and all else that may be calculated to prejudice wise and judicious action, should be laid aside or subordinated to the common interest and honor of the State.

The bonds of the State, representing the old debt, as well as of those representing the obligations incurred since the war, are various classes, each bearing a different market value at present. The holders of one class may not feel that their interest is identical with that of the holders of another. Legislation, not well considered, or inadvertent, might seriously derange the present relative value of the classes, and further complicate and embarrass the whole question. Too great care cannot be observed in the initiatory steps that may be taken, should it be decided to take any action at all upon the subject.

With some classes of bonds there are connected grave, legal questions, involving, if not the entire amount of their face, certainly the amount that the State is under any moral obligation io pay. In some, the question of delivery and of fraud has arisen. In some, the amount actually realized by the State, and the circumstances attending their sale, are important elements for consideration. Some are supposed to be prohibited by what amounts to a lien on stock in the North Carolina Railroad. Some are supposed to be affected by the date of their issue, and others by the consideration upon which they are based. Persons holding only one class are not likely to take the same view as persons holding more or less of several classes. The holders are many, and

are engaged in different branches of business, and in many instances reside in widely separated localities. Some of the bonds are held by savings institutions; some by private persons and intended as permanent investments; some by speculators in stocks and securities, and some by heavy capitalists and operators. Some are held in Europe and some in this State. I might mention other circumstances still, that would show to the Legislature the importance of a most careful and considerate dealing with this question. But it is necessary at present only to direct attention to this view.

The entire debt upon its face, with interest accrued, amounts at this time to nearly thirty-seven millions. No one supposes that the State is bound in equity or good conscience to pay the entire sum. As to many of the bonds, the holders by the manner in which they came in possession of them, are no more than mere trustees for the benefit of the State or of the corporations, from whose agents they obtained them. Still, in justice, a certain amount is due them from the State. If this amount could be ascertained and equitably adjusted, it would materially reduce what now appears to be the amount of the State debt. But it is, and has been, hardly possible to undertake this through the courts, or otherwise, because of the ruined condition of the State credit, and the difficulty in raising the means to make any adjustment. It would, nevertheless, be an important feature in any plan that might be attempted by the Legislature in reference to the debt. How much it would reduce the present apparent indebtedness could be approximately ascertained by an investigation that would not involve serious expense or trouble. But the time required might be too great for information to be furnished to the present session of the General Assembly, unless it should be protracted beyond the usual length of sessions. In my last message I recommended a Commission to inquire into this matter and ascertain the facts. It may be that some other course, more

comprehensive and definite in its character, may be considered preferable, under present circumstances.

It has often been suggested that some compromise might be effected with the creditors, by which the whole debt could be reduced to an amount within the capacity of the State to pay. But in the present depression of the public credit, there is no means at command other than the issue of new bonds, of a uniform character and value, to take the place of the various classes that are now outstanding. We must all be aware of the difficulties which beset any debtor who offers a new pledge for an old one. The question comes up—Will it be any better? The causes which affect the existing pledge are of a character so extraordinary and unusual, that a new one, not affected by them, would be different in many most essential particulars. The old debt of the State was created under a different order of things from that which now exists. We have passed through a revolution which has been followed by results of a most unexpected and radical nature, reaching to the very foundation of all material business relations and interests. A large and valuable class of property, upon which mainly rested nearly all the productive capacity of tax-payers, has been completely and suddenly swept away. Our lands have consequently fallen in value to an extent totally unprecedented and unlooked for. A large class, who had no voice in the creation of this debt, have been raised to the dignity and responsibilities of citizenship, and they must bear their proportion of the public burdens. They have become a powerful element, not only in a political point of view, but in every industrial and business respect. As there is no tribunal through which to enforce the obligations of a State, the value of such obligations must, in a great measure, depend upon the favorable disposition of the people, which arises from a consciousness of having assented to the contract, and become themselves, in fact, parties to it. When there is one-third of the people who do not feel they are in

anywise responsible, because they had no voice or recognition in the creation of a debt, the public creditor may well feel that a new security, based upon the consent and approbation of the *whole* people, would be more safe and reliable.

The new debt of the State was created, in part, at a time when a considerable number of the property holders were disfranchised and denied all voice in public affairs. The balance of it was created in the midst of the excitement and confusion of putting into operation a new government, established under circumstances so distasteful and offensive to many of the people, that they refrained from taking any part in it.

Besides this, there is a prevalent feeling among the people in all sections of the State, that the present debt is greater than they can possibly pay; that it is tainted with fraud and unfairness; and that for many and various reasons, it is not of the binding force and obligation that commonly attaches to the public debt of a State. They would be dissatisfied with any legislation looking to its full payment, or to raising by taxation any amount to meet the interest on it as it now stands. With such a state of popular sentiment and feeling, known in financial circles to exist, the value of the bonds is necessarily depreciated and general distrust and insecurity is everywhere felt by the holders. A new class of bonds, based on an equitable and satisfactory adjustment, and having the assent and approbation of the people, of all parties, and at the same time for only such amount as is clearly within our ability to pay, would certainly be a better class of securities than those now outstanding. How far the creditors might be willing to make an exchange, and upon what terms, is a matter that it may be difficult to ascertain, and the difficulties surrounding any effort in that direction, when the subject is fully considered, seem almost insuperable. No proposition looking to repudiation, *in the slightest degree*, would be consistent with the honor and dignity of the State. Indeed, it would be difficult for the State to make

any proposition without the risk of affecting the market value of either all or some of the bonds. This would embarrass the subject still further. The holders of some classes of the bonds might be willing to accede to a proposition which the holders of other classes would reject. *No arrangement should be made that does not embrace all.* For if one class were settled it would induce the holders of the others to rise in their demands, or leave the subject in an unsettled condition, and perhaps even worse than now. There is difficulty in getting all the holders of *any class* to agree together. But it is more difficult still to get the numerous and widely separated holders of *all the classes* to agree upon the proportional value of their respective securities and to act in concert.

Those and other troubles are in the way of the suggestion that new bonds be authorized and offered. It is not likely that such a proposition, coming from the State, would meet with any success at all. Besides, it would have so much the appearance of a refusal to pay the debt, that I do not deem it consistent with the honor and dignity of the State. Should any proposition come from the holders of the bonds, it might be considered with less embarrassment and with more prospect of favorable results. But under no circumstances would it be well to attempt a *partial* settlement by the issue of new securities. Such settlement, if made at all, should embrace the *entire* debt at once, and leave no room for speculation and gambling by combinations of certain holders of the bonds, or of outsiders who might attempt to get up complications and further interests antagonistic to a fair and just settlement of the matter.

I have not deemed it prudent to do more than to suggest the practical difficulties surrounding the subject, for the purpose of impressing the Legislature with the necessity of avoiding any ill-judged or precipitate action of a *partial* or *uncertain* character. I have endeavored to get all the information possible on the subject, deeply feeling its immense

and controlling importance, and its delicate character. I have sought suggestions and counsel from such sources as seemed to me most likely to be able to render aid in effecting a practical solution. Some consultation has been had with parties who hold or control very large amounts of the bonds, and whose commanding position and character in financial circles would enable them to do much towards controlling or influencing others. There have been many suggestions as to details, which seem to me to show that many of the difficulties may be avoided or overcome by wise and careful management, and which lead me to believe that it is possible to effect a complete adjustment of the whole debt, to the entire satisfaction and interest of all parties. It will take some time, and may require successive steps.

I recommend that the Governor be authorized by resolution to appoint an agent, or agents, to confer, under his instructions, with the holders of the State bonds or their representatives, and to receive and report any proposition that such holders may desire to make. Such agents would have to be selected with full knowledge of, and with reference to, all the circumstances and conditions surrounding the subject, and be a person in whose discretion and honor the creditors will have entire confidence. Until this is done, I do not think it would be prudent to take any other step whatever.

I am unwilling to leave the subject without again expressing my deep sense of its importance, in its bearing upon the honor, the existing interests, and the future of our State. A satisfactory adjustment of the debt would remove a most serious obstacle in the way of the influx of immigration, the investment of capital from abroad and the establishment of business enterprises, which have been, and still are, tending towards us. It would relieve the people of the embarrassing apprehension of excessive taxation; revive industrial pursuits; impart a sense of greater security to capital, and by restoring the public credit, re-establish business

confidence between individuals. It is hoped that all parties will unite in a common purpose to deal with this subject as entirely above and outside of party politics, and with reference only to the best interests and honor of the whole people.

EDUCATION.

One of the most important duties of a free State is to educate its people. The greatest danger that can threaten the liberties of the republic is ignornance among the masses. It renders easy the tricks of the demagogue, and opens the way for the evil machinations of the ambitious and corrupt. With every citizen, holding in his hand the ballot, and invested with his proportion of political power, general education becomes the only practical safeguard to the welfare of the State and the success of good government. This oft repeated truth cannot be too strongly impressed upon the representatives of the people. It is the highest duty of legislators to address themselves assiduously to this subject, and to continue, to the extent of the capacity of the State, to secure continued progress in bringing to the door of *every citizen* the most ample facilities for education and sound instruction. But in North Carolina, the recent elevation of a large class of people to full and complete citizenship, who have never had the advantages of schools and general education, imposes this duty upon us in an especial and grave degree. It is not so much the higher branches of learning that is needed, nor the higher order of schools and colleges that claim your especial attention. A thorough system of common schools, placing their advantages within the easy reach of the laboring classes, is the great object to which your efforts should be aimed. There is no other object to which, whatever of financial resourse that is still left to the State, could be so advantageously and wisely directed and applied. There is no other object for which the people

would so willingly submit to taxation, and to which they would so cheerfully contribute. Its benefits are not confined to one class more than another. The laborer, the business man, the manufacturer, and the property holder, have their interests and their safety alike involved, in whatever elevates the masses, improves the lower conditions of life, inculcates virtue and spreads general information and instruction The whole fabric of republican government rests upon the humble foundations that are reached by the common schools.

How far the present condition of the State will permit you to go into this matter, is for your most serious consideration. But all should be done that a prudent regard for the financial condition and capacity of the State will allow. It is especially unfortunate that we have not the power to do more than seems within our reach, at a time when so many voters are added to the political element of the State, most of whom are in total ignorance of even the rudiments of education. Every citizen ought to be able to inform himself of the facts and principles bearing upon the great duty which he performs when he casts his vote, and adds his voice and will in shaping the policy and administration of the government of his country. Not being able to read is no just cause for denying the right of suffrage, and under the Constitution, the requirement of any such qualification is wisely and justly prohibited. But it is incumbent on the government, which secures this right, and must be affected by its exercise, to put within the reach of all its citizens the amplest facilities for qualifying themselves for its enlightened and judicious enjoyments and use.

It is not the State only, but the whole nation as well, that has its interests and safety involved. There is perhaps no subject connected with the Southern States of the Union, where, by action of the national government, a large number of uneducated citizens have been recently invested with the power of the ballot, that so demands the attention and action of Congress Its beneficent and kindly offices to

these States could not be, in any other manner so effectively displayed, and be attended with such immediate and beneficial results, as in providing the means for general, popular education. Propositions of this character have been introduced and considered in the national legislature, and it is hoped they will be speedily adopted and put into execution. How far you might influence or hasten this, by your action, should be considered. Besides, such general manifestation of an honest desire to place the State in full accord with the nation, and to carry out in good faith and in practice the new order of things, to which I referred more pointedly in the beginning of this message, it might not be inconsistent with the dignity of the State to call the attention of Congress to the wants and necessities of our people on this subject. Certainly a collection of the facts showing the true condition of the people in an educational point of view, and exhibiting in detail the best and most practical method for its improvement, might aid in shaping and perfecting whatever legislation it may be the purpose of Congress to adopt.

The donation of landscript to the States, for the establishment of agricultural colleges, may serve as a precedent upon which further and more comprehensive legislation may be based. Large donations have been given for railroads and other purposes in some of the States. North Carolina has never had any direct benefit of this character, because, perhaps, none of the public lands lie within her borders, and the policy observed in granting such donations has confined them to lands contiguous to the roads or within the borders of the States directly interested. In the early history of the government, North Carolina surrendered to the United States a vast amount of lands, comprising some of the most valuable portion of the public domain. The surrender was absolute, reserving no right or interest, upon which the State could found any legal claim, because of any disposition that might be made of the lands, or of

any advantages that might accrue, especially to others, from the manner in which they might be managed. It was an act of patriotic devotion to the Union, and was designed for the common good of the republic, under all the exigencies and possible contingencies which might arise in the chances and changes of its future. The unlooked-for and calamitous events of the last ten years have wrought changes in the condition of this State that tax its utmost energies to meet in any manner, further than is merely calculated, in some degree, to diminish surrounding evils and open up prospects and hopes of further improvements. The common good of the republic is affected by the condition of its respective members, whether that condition be of prosperity or adversity. It is affected also by the condition, character and capabilities of its citizens in each of the States, and is inseparably connected with and dependent upon their elevation and advancement in all the relations of life, virtue, intelligence and thrift. Whenever popular education and general instruction are suffering from causes that cannot be speedily remedied by the usual means and from the usual sources, because of events bearing general and wide-spread calamity and misfortune, it would seem the highest duty of the national government, in the guardianship of the common interests, to direct its aid and friendly offices.

I maye be allowd to express the hope that the Legislature, at its present session, will be able to devise means to make great and much needed improvements in our common schools, increasing them in number and efficiency, and in the length of time they shall be kept in operation during the year. As regards the University of the State, I refer to my recommendations in my last message, because I see no cause to change or add to them, and no reason to doubt their propriety and correctness.

THE ELECTION LAW.

I need not attempt to impress upon you the duty of so providing by law as to secure fair and honest elections in the State. During the past year two very important elections have occurred. That in August was for Executive and County officers, for members of the Legislature, and for members of Congress. That in November was for Presidential electors. It is charged by both of the respective political parties, that frauds were committed to an extent, if true, that imperatively demands very material changes and improvements in the election laws of the State. To some features of the present law I invite your special attention.

First. It requires the ballots to be on white paper and without device. Why this requirement should be made, I have been unable to conceive, and no one has been able to suggest a plausible reason for it. Large numbers of the voters are unable to read. They are liable to be deceived by dishonest and evil disposed persons imposing upon them tickets, which they do not desire to vote, and the names upon which are not those they intend. To prevent this kind of fraud upon illiterate voters, it has always been the custom of parties to use paper of different colors, or to distinguish their tickets by some device. Besides, the advantage to such voters as are unable to read, the use of colored paper or devices on the tickets makes it more difficult for dishonest poll holders to substitute one ticket for another in passing them into the boxes, or to make a false count when they are taken from the boxes in the presence of bystanders. It seems to be well established, especially in the August elections, that in many counties, and often in several precincts in the same county, there were frauds practiced to an extent which could not have occurred had they not been facilitated by this feature of the election law.

Second. The challenging of registered voters on the day of election, at the precinct where they are duly registered,

ought not to be allowed, and in this respect a change in the law ought to be made. Such challenges in the recent elections were in many cases made captiously, and on evidently frivolous grounds, and for the purpose of so delaying and retarding the election as to prevent many from getting an opportunity of depositing their ballots within the hour prescribed for voting. This has been praticed mainly at precincts where there is a large number of colored voters and where the white voters are almost entirely of one party.

Third. The illiterate voters of the State were greatly confused at the August election by being compelled to vote upon four separate pieces of paper and in four separate boxes. It is difficult to conceive any good reason why this requirement should be kept in the law. At a very large number of the precincts votes were put, by accident or by design of the poll-holders, into the wrong boxes, and were rejected in the count. In this way many citizens were, in effect, disfranchised. It is noticeable that at almost all the precincts, were this occurred to any considerable extent, there were large numbers of colored voters who were unable to read, and therefore could not assort and deposit their ballots themselves. There are other features of the law to which I called the attention of the Legislature in my message, to which I would respectfully refer your honorable body.

Any feature in the law calculated to attain a valuable result may be submitted to, for the sake of such result, although it may inconvenience or bear hard upon the illiterate voter. Even when it opens the door to possible fraud and imposition, if the main object to be attained is necessary to a fair election, and cannot be as well attained in any other way, it may be better not to make a change. But in those features, and especially in the first, where no possible good can be obtained or suggested, an impression is produced upon the people that the purpose is to open the way for fraud and unfair practices upon certain classes of voters.

I have deemed it my duty to call your attention particu-

larly to this subject, because it is reported, and believed by many, that the frauds practiced in the elections this year, under those features of the law, reached many voters. Such an impression produces dissatisfaction and discontent among the people, and brings reproach upon the laws and law-makers of the State.

LEGISLATIVE APPORTIONMENT.

The last General Assembly proceeded to apportion Senators and Representatives. It is exceedingly doubtful whether they had any right to do so, at that time, and whether the present Legislature has not been chosen in violation of the Constitution of the State. I do not now propose to raise so grave a question, but simply to call your attention to some of the details of the act.

The Constitution provides that "*each Senate District shall contain, as near as may be, an equal number of inhabitants, excluding aliens and Indians not taxed, and shall remain unaltered until the return of another enumeration, and shall at all times consist of contiguous territory.*"

In the present apportionment this *unmistakeable* provision of the Constitution is palpably disregarded. Two distinct elements are required to enter into the formation of "*Senate Districts.*" First, they "*shall contain, as near as may be, an equal number of inhabitants.*" Secondly, they "*shall at all times consist of contiguous territory.*"

The first requirement is disregarded in the present apportionment to an extent that could not possibly have been inadvertently done. By it *thousands* of the people are without due and lawful representation in the Senate, and are virtually disfranchised. It is difficult to express, in becoming language, what every honest man in the State must feel, when he considers the facts and circumstances attending so plain a disregard, not only of the Constitution itself, but of the right of the people to fair and impartial represantation.

I deem it my imperative duty, without reserve, to lay the matter before you in detail, that the reproach may rest where it properly belongs, and in the confident hope and belief that this General Assembly will, by prompt action, show to the country its appreciation of what is just and proper, and give full and rightful weight to the manifest voice and will of the people.

The entire population of the State, by the census of 1870, is *one million seventy-one thousand four hundred and fifty*, making *twenty-one thousand four hundred and twenty-nine* inhabitants the exact number each Senate District should contain, if perfect exactness could be attained. But the Constitution does not require perfect exactness. It requires an approximation "*as nearly as may be.*" This approximation can, in all cases, be very nearly attained by grouping counties together, and when some of the more populous counties must be embraced in a district, by making it large enough to take more than one Senator, thus equalizing and giving weight to every large excess in a county. Eight of the districts in the present apportionment have allotted to them two Senators, instead of one. But this appears not to have been done in scarcely a single locality, where it was necessary to secure an approximation to equality in the number of inhabitants. The Convention, which ordained the former apportionment, had only the census of 1860 for a guide. The changes wrought by the war, in the relative population of the counties and sections of the State, rendered the *data* of the census of 1860 unreliable. In consequence of this, some inequality occurred which was disclosed by the census of 1870. To correct this inequality was the only plausible reason for hastening, under doubtful authority, a new apportionment. It is remarkable that the new apportionment, undertaken for such reason, should be made more unequal and unfair than the one it was intended to correct. Having the census of 1870 before them, it is difficult to conceive how it was possible for the last Legis-

lature to mistake so grossly and to fail so entirely in respecting the Constitutional provision, designed to protect the most essential and fundamental of all popular rights, that of equal representation.

I will, for preciseness of demonstration, call attention to a few of the very many glaring instances that may be found throughout the new apportionment. I select, for this purpose, ten of the forty-two districts. In these ten are included three of the eight double districts, in order to show that they were not made double for the purpose of approximating equality in population. Bearing in mind that 21,429 is the *ratio* of population required by the Constitution to be approximated "*as nearly as may be*," the startling violation of this requirement may be seen at a glance.

There is allotted to the

1st	District,	Population	50,015,	2 Senators.
10th	"	"	33,686,	2 Senators.
24th	"	"	33,610,	2 Senators.
18th	"	"	35,617,	1 Senator.
23rd	"	"	15,708,	1 Senator.
12th	"	"	27,978,	1 Senator.
14th	"	"	16,436,	1 Senator.
3rd	"	"	27,699,	1 Senator.
17th	"	"	16,897,	1 Senator.
31st	"	"	17,414,	1 Senator.

By grouping these districts in varous ways, the total disregard of the ratio of population, viz: 21,429 which the Constitution requires to be approximated "as nearly as may be," becomes still more glaring.

There is allotted to the

1st	District,	Population	50,015,	2 Senators.
3rd	"	"	27,699,	1 Senator.
12th	"	"	27,978,	1 Senator.
18th	"	"	35,617,	1 Senator.
Total population,			141,309	5 Senators.

10th	District,	Population	33,686,	2 Senators.
14th	"	"	16,436,	1 Senator.
17th	"	"	16,897,	1 Senator.
23rd	"	"	15,708,	1 Senator.
24th	"	"	33,610,	2 Senators.
31st	"	"	17,414,	1 Senator.
Total population,			133,751,	8 Senators.

Thus it appears thate a population of 141,309 is allotted but *five* Senators, while another population of only 133,751 is allotted *eight* Senators. The ratio for the *five* is 28,261, while the ratio for the *eight* is only 16,719. According to the ratio required by the Constitution to be approximated, the five Senators would be increased to six, with an excess of 12,735 population, while the eight would be reduced to six with an excess of only 5,177.

There is allotted to the

3rd	District,	Population	27,699,	1 Senator.
12th	"	"	29,978,	1 Senator.
18th	"	"	35,617,	1 Senator.
Total population,			91,294,	3 Senators.

14th	District,	Population	16,436,	1 Senator.
17th	"	"	16,897	1 Senator.
23rd	"	"	15,708	1 Senator.
Total population,			49,041	3 Senators.

Thus it appears that a population of 91,294 is allotted but *three* Senators, while another population of 49,041 is also allotted *three*. The ratio for the first three is 30,431, while the ratio for the other *three* is *only* 16,337. According to the ratio, required by the Constitution to be approximated, the first three would be increased to four with an

excess of 6,572 population, while the other three would be reduced to two, with an excess of 6,183. The ratio applied to the three representing the 49,641 would, if applied to the other three, increase them to five with an excess of 9,609. There is allotted to the

10th District, Population	33,686,	2	Senators.
24th " "	33,610,	2	Senators.
Total population,	67,296	4	Senators.
12th District, Population	27,978,	1	Senator.
18th " "	35,617,	1	Senator.
Total population,	63,595,	2	Senators.

Thus it appears that a population of 63,595 is alloted but *two* Senators, while another population of *only* 67,296 is allotted *four*. The ratio for the two is 31,797, while the ratio for the four is only 16,824. According to the ratio required by the Constitution to be approximated, the two would be increased to *three* with a deficiency of only 692 population, while the four would be reduced to three, with an excess of 3,009. There is allotted to the

18th District, Population,	35,617,	1	Senator.
23rd " "	15,708,	1	Senator.

According to the ratio applied to the 23rd District, the 18th would be entitled to two Senators and have an excess of 4,199 population.

In the history of the government, it has sometimes occurred in more than one of the States, that, in the midst of high party excitement, the laying off of Districts for representatives has been more or less unfairly done. But such unfairness consisted in grouping together territory, and forming districts in grotesque shapes, for the purpose of se-

curing the vote of party majorities, supposed to exist in certain localities. The palpable disregard of the amount of population, in violation of express law and the consequent disfranchisement of *thousands* of the people, has seldom, if ever before, been ventured upon anywhere. Heretofore, this unfairness has been confined to Congressional Districts, laid off under the requirements of acts of Congress. While all laws, both State and national, should be strictly observed, the requirements of the Constitution, which legislators take a solemn oath in no respect to violate, might be supposed to be too sacred to be wilfnlly disregarded, however high and bitter party excitement might run.

The requirement that each Senate District shall "consist of contiguous territory" has been technically complied with in the new apportionment. But it can hardly be said that the spirit of the law has been observed. In several instances some of the counties, composing the districts, only touch at their corners. Such an evasion of the evident *intent* and policy of the Constitution, ought to be avoided in all cases. The new apportionment for the House of Representatives is, in many respects, though in less degree, subject to the same animadversion as that for Senators. But I refrain from details, because the facts are within your reach, and attention having been called to the one, enquiry will necessarily be aroused as to the other.

Viewed in a party aspect, the result of the unlawful and unfair apportionment has been to give one party a large majority in the Legislature, at an election in which the other party, in the popular vote of the State had a majority of thousands, not only in the vote for State officers, but greater still in the aggregate for Senators and Representatives in our Legislature and for members of Congress. This circumstance has given prominence, not only in the State, but in the whole nation, to that which we must all regret, and which will blur the history of the State with reproach.

I recommend that the Legislature take such action on this

subject as shall remove this scandal from our statutes, and make the apportionment conform to the requirements of the Constitution.

CONGRESSIONAL APPORTIONMENT.

The disregard of equality and fairness in the new apportionment for members of Congress, under the census of 1870, is little less striking than that for members of the Legislature. With a population of 1,071,450, North Carolina is allowed eight members of Congress. The ratio which should be approximated as nearly as possible for each Congresional District is 133,931 inhabitants. In the present apportionment

The First	District	has	122,811	inhabitants.
" Second	"	"	150,936	"
" Third	"	"	143,564	"
" Fourth	"	"	139,786	"
" Fifth	"	"	122,831	"
" Sixth	"	"	139,003	"
" Seventh	"	"	119,318	"
" Eighth	"	"	133,201	"

It will be observed that the second District has 31,618 more inhabitants than the seventh, and has an excess of 17,005 over the regular ratio. The extraordinary, inconvenient and most grotesque shape of this second District precludes all pretence that convenience of territory entered in the slightest degree into the motive for disfranchising 17,000 of its people. The same may be said of nearly all the other Districts. Their shape cannot be characterized otherwise than as absurd and ridiculous.

The second District has an excess of 17,005; the third District an excess of 9,633; the fourth an excess of 5,855 and the sixth an excess of 5,072. The first District has a deficiency of 11,120; the fifth a deficiency of 11,100; the seventh a deficiency of 14,613. A mere glance at the map of the State is sufficient to convince any one that no consideration

of contiguity or compactness of form could possibly have entered into the motive for creating instances of such unprecedented excess and deficiency in the population of the Districts.

Under this apportionment one party has elected five members out of eight, when the other party, in the aggregate vote for members, had a popular majority of over three thousand. This flagrant result shows how little the will of the people has been respected, and how much their rights have been denied. Taken in connection with the disparity in population, and the ridiculous forms in which the districts had to be laid off to produce it, the result is doubtless sufficient to challenge the *prompt* and *corrective* attention of this General Assembly. But it has attracted the attention of the whole country by the grossness of the outrage upon popular rights, and has given weight to the impression that demoralization, lawlessness and dishonesty pervades the government of some of the Southern States, no matter what party may chance to have the ascendancy for the time being. It is hoped, for the character of North Carolina, that the present Legislature will be able and willing to remove such impression, so far as regards *this* State, by fairness, moderation and a strict observance of whatever is just and right and becoming the representatives of a free and virtuous people.

PENITENTIARY.

It is not within my power to lay before you any official information with regard to the State prison, for the reason that those who have it in charge have not deemed it necessary to make any report of their transactions to me. I take it for granted, however, that they will undertake to inform your honorable body of the progress of the work and of the management and condition of the Institution. I deem it my imperative duty, nevertheless, to state that rumors, to which I cannot turn a deaf ear, because of the frequency of

their repetition and the sources whence they emanate, are in circulation to the effect that the treatment of some of the convicts has been inhuman, and that punishments have been inflicted which were both cruel and unusual, and which call for a rigid and searching investigation. It is needless to specify instances of barbarous treatment, or to give the names of the unfortunate victims, as it would only tend to bring reproach upon the State and make our neighbors wonder that such cruelties could have been committed or tolerated in a civilized or christian land. If the Legislature shall deem it proper and expedient to institute an enquiry as to the truth or falsity of these rumors, so as to apply a corrective if needed, it will afford me pleasure to give such information as I have upon the subject to a proper committee, and to furnish it with such reputed facts as have been furnished to me.

DEAF AND DUMB AND THE BLIND.

The management of the Institution for these unfortunate classes of our citizens, has, for the last twelve months, been under the direction and control of a Board of Trustees, appointed by the General Assembly, and not by the Executive of the State. Believing it to be my duty, under the Constitution, to appoint the custodians of this Institution, and being satisfied that the Legislature, by making the appointment of the Trustees, had usurped powers not delegated or intended to be delegated to it, but had encroached upon the duties, rights and powers of the Executive Department of the State, and being established in that belief by a solemn decision of our Supreme Court, in the case of Clark and others against Stanly and others, to be found in the 66th volume of the North Carolina Reports, I discharged what I believed, and still believed, to be my bounden duty, by appointing a Board to take charge of this Institution. The persons appointed by me endeavored to

get control, and with that view made a demand upon those in possession for the keys, property and effects, and upon their refusal to surrender, brought suit in the Superior Court of Wake county to determine conflicting rights. This suit was decided at the last term of said Superior Court adversely to the legislative appointees, and has gone up, by appeal, to the Supreme Court of the State, and is there awaiting a final determination. If the party, in possession of the Institution, shall deem it proper to report to your honorable body through the Executive of the State, it will give me pleasure to transmit their report, without thereby recognizing, or intending to recognize, the legality or validity of their right to occupy the places they now hold, or to administer the offices they now claim.

In making appointments of agents to take charge of the reformatory and charitable institutions and also of the public works, in which the State owns an interest, I earnestly desired, and endeavored to remove them out of the arena of politics, by placing good men of different political persuasions upon the various boards; but it grieves me to inform the Legislature that this effort at reconciltiaion did not meet with the favor it merited, and which I still believ- it ought to have secured. The people never intended that our railroads and charitable and penal institutions should be made subservient to party interests; and much to my mortification I have been made to appear as using them in the interest of *one* party only, because my proffers to *another* party were repelled by those upon whom I sought to confer a portion of the honor and responsibility of administering these public institutions. In whatever aspect the matter may be viewed, I have the satisfaction to know that my conscience is easy, and assures me that no censure can rightfully attach to me.

INSANE ASYLUM.

The annual report of Dr. Eugene Grissom, the worthy and efficient Superintendent, shows the operations at the Insane Asylum to have been conducted with marked success and unusual ability. The whole number of patients treated is considerably in excess of most former years, and the Institution has been crowded to its utmost capacity, and notwithstanding every effort to extend its bennfits to as many of our unfortunates as possible, numbers have necessarily been turned away for the want of room. It is estimated that there are quite as many insane persons within the State outside of the Asylum in need of immediate care and treatment as are within, enjoying its benefits and advantages. This afflicted and dependent class of our population are upon the principles of christian charity as well as by the provisions of our State Constitution, recognized as the wards of the State whose duty it is, not only as a matter of philanthrophy, but also of political economy, to provide for their early treatment and speedy restoration to health and usefulness. This can only be done by an increase of accommodation, and to secure that end I recommend the establishment of a branch Asylum at some accessible point in the Western portion of the State where pure air and good water abounds, and where the necessaries of life are to be found in profusion and at low price. The finances of the Institution, according to the report, have been managed with a proper regard to economy. The appropriation for the present fiscal year was less than usual, and will not be sufficient to meet the necessary expenditures. I commend the report of the Superintendent to your careful consideration for the information it imparts relative to the subject of insanity, and refer you to it for a detailed statement of the affairs and management of the Institution.

INTERNAL IMPROVEMENTS.

Although our debt is so great and our finances in such a deplorable condition, yet I cannot refrain from recommending the Legislature to extend its kindly aid to the work known as the "Marion and Asheville Turnpike," (traversing the counties of McDowell, Mitchell, Yancey, Buncombe, Watauga, Ashe, Alleghany, Wilkes and Caldwell,) already chartered and partially completed. The counties through which the line of this road is located, embrace as fine a region as can be found in North Carolina. The soil is rich and fertile—the water-power unsurpassed in America—the climate salubrious and healthy; it stands unrivalled for fruit; the grases spring spontaneously from the earth, affording pasturage for herds upon every hill and in every dale—and it is peopled by as hardy, as hospitable and as true a population as can be found under the sun. Comparatively little has been done for this people, and they now come before you and ask only a small boon at your hands—the completion of the highway which your predecessors promised them should be built. They do not ask millions for a railroad; they know you are not able to give that; but they do ask, aye, *demand*, that you appropriate a few thousand dollars to enable them to transport their produce to market and afford them an outlet from their mountain fastnesses to the commercial marts of the world. If this road shall be speedily finished, it will so increase the resources and so enhance the value of property in the counties through which it passes, that in an incredible short time *thousands* of dollars will flow into the public trrasury where now only *hundreds* are realized; and during the hot and sickly seasons, our people, living in localities less favored for health, will flock to the beautiful mountain country and spend their time and money among our own people rather than resort to a distant land, at a much heavier expense, and to a climate less beneficial to the suffering invalid. For these considerations,

and for many others which might be enumerated, I earnestly urge upon you the great propriety, I may say, the absolute necessity of making a liberal appropriation to the work.

SWAMP LANDS.

There are probably half a million of acres of swamp lands yet remaining in possession of the Board of Education. No new sales have been effected; but the Board has contracted with a company for the development of one of the largest bodies of these lands, (white oak swamp, about 85,000 acres in extent,) on such conditions as it is hoped will bring it into market; and the success of this enterprise, of which there is a good prospect, will, it is believed, lead to others of a similar character and to the speedy utilization of this valuable, but hitherto unavailable resource of the educational fund.

THE GEOLOGICAL SURVEY.

For the progress of this work, its mode of operations and results, you are referred to the accompanying reports of the State Geologist, and especially to the more compendious report now in press, and which will soon be laid before you. The publication of these reports is awaited with much interest by the immigrant and capitalist, who are dependent upon them for that exact and detailed knowledge of the resources and capabilities of the State upon which all their calculations and procedure are based, and nothing can more effectually and immediately promote the influx of population and capital than the developments of the survey as its progress reveals, its growing collections illustrate, and its official reports authenticate to the world the existence of extensive mineral resources, which are everywhere in demand as the essential materials of the most important industries, and of the broadest agricultural capabilities and

climatic adaptations. It is a matter of encouragement and congratulation that the dissemination of such information is already producing important results in the recent settlement amongst us of many intelligent and enterprising strangers, and in the setting on foot of several extensive undertakings which are likely to result in the early development of some of our most valuable mineral deposits, and in the inauguration of new manufacturing industries on a large scale. But the most immediate and important bearing of the work of the survey is exerted upon the agricultural interests of our people, and it is in this view especially that it deserves every encouragement at your hands, and if practicable, an enlargement of the scope of its operations, as upon the improvement of our agriculture manifestly depends all solid and substantial progress and prosperity of the State, and no one recognizes more clearly than the intelligent farmer the necessity of more effective methods of applying their industry to the soil and to the utilization of such means of improving it, as intelligence, experience and advanced science may bring to light and render available.

IMMIGRATION.

I have but little to add to what was said in my last annual message on the subject of immigration, and beg to refer you to it as containing my present views. I cannot, however, pass the subject by without insisting that early and efficient measures be adopted to induce a portion, at least, of the great tide of immigrants to locate in North Carolina. There is no part of the habitable globe more inviting to those seeking a home. Heretofore, many have been deterred from settling among us by feelings of insecurity to their persons and property, instilled into their minds by reports of the unsettled condition of the State; the result of the bitter political animosities which existed and prevailed to an alarming extent among our own people. This unhappy

state of affairs, I am rejoiced to believe, is fast passing away, and the good messenger of Peace is once more spreading his balmy wings over our stricken State. May God speed the day, when we shall all dwell together in unity and love, and "unwarped by party rage," live like brothers.

It is surprising to see how much has been accomplished in the way of introducing strangers to settle in our State, by a few enterprising individuals, having no means at their command, except such as was furnished from their own purses. They deserve all praise for their industry and perseverence in this laudable and patriotic enterprise, and are entitled to receive liberal aid and encouragement from the State, whose prosperity and glory they are striving to build up and perpetuate. I deem it necessary only to direct your attention to this subject in order to insure your co-operation and to secure material aid for its advancement and success.

DIGEST OF PUBLIC STATUTES.

The General Assembly, at its last session, appointed Hon. William H. Battle, a commissioner, to collate, digest and compile all the public statute laws of the State, and to distribute them under such titles, divisions and sections as he may think proper. He accepted the appointment and has performed the duty assigned him, with signal ability and care, and I hereby submit to you the result of his labors. It has been out of my power to give the work a thorough examination, but in looking over it cursorily it appears to me to have been faithfully executed. A revisal of the public statutes is much needed at the present time, and I hope and believe that the present compilation will meet the public expectation and favor. The change which was made in our fundamental law by the adoption of the Constitution of 1868; the abolition of the distinctions between actions at law and suits in equity, and of the forms of such actions and suits, and the reduction of them into one form of action,

besides the adoption of an entire new code of civil procedure, and the many statutes which have been enacted to carry these changes into effect, have necessarily tended to produce more or less of confusion in our statute law. A well executed revisal must have the effect to remove this difficulty and make the State law more plain and easy to be unstood.

The report which the commissioner has made to me, and which I herewith transmit to you, will show the plan upon which he has proceeded in making his revisal, and how he has executed it. I recommend its adoption, with such amendments as you may think proper to make, and then to order its publication at as early a day as practicable.

The last section of the statute under which the commissioner has acted, provides that he shall be allowed until this meeting of the General Assembly to complete the duties assigned him, and as a compensation for his services, that he shall be entitled to sell copies of the work until he shall be paid fifteen hundred dollars. This postpones his pay for services already rendered, until an additional and most important part of the work, to-wit: the preparation of it for publication shall have been completed. Considering that he has performed all the duties which can be performed on the work until your body shall make provision for its publication, I recommend such a change in the law as to allow a fair and liberal compensation to him and his clerk for their services, to be paid out of any money in the treasury not otherwise appropriated.

INSURANCE COMPANIES.

The business of Insurance, Fire and Life, has reached such vast proportions, covering over $7,000,000,000 of fire risks in the United States, and over $4,000,000,000 of life risks, that, in my opinion, it is the duty of the State to exercise over them some supervisory authority. Such immense

sums are paid by our citizens annually, causing quite a drain in the resources of the State, that it appears to me protection to policy holders should be provided by law; not only should an efficient remedy exist to force the insuring companies to a prompt fulfillment of their obligations, but they should be compelled to furnish to the public reliable information as to their financial condition.

In many, perhaps most of the States, provision is made for protecting their citizens. Annual statements are required, showing the capital stock, assets, liabilities, income, investments, receipts, expenditures, policies in force, and expired, &c., &c.; in fine, every item needed to show the actual condition of the company effecting insurances. Power is given to stop the operations of any company, which is shown not to be in a healthy condition. An officer is charged with the duty of enforcing these provisions. In some States the duty is imposed on the Auditor, Secretary of State, or other existing officer, but generally a special officer is created, the expenses of which are defrayed by the companies. The National Insurance Convention of the United States, held in New York in 1871, composed of delegates of almost every State, of those most conversant in the science of insurance, have recommended the passage of a general insurance law, a copy of which, prepared with great care at some length, is herewith submitted for the information of the General Assembly. If the Assembly declines to go into general legislation on the subject, I recommend that attention should at least be given to the consideration of a law authorizing policy holders to bring defendant companies into court by an easy, available process. Certainly our citizens should not be compelled to resort to the tribunals of distant States, in case redress is refused them.

The exercise of State Supervision over insurance companies has been attended with the happiest results. They have been stimulated and forced thereby to greater carefulness in action, to more sedulous study of the principles of the science;

unsafe and fraudulent companies have been exposed and crushed, and the vast benefits flowing from these beneficent institutions have wonderfully extended among all classes.

RAILROADS, CANALS, &C.

No reports have yet been made to me relative to the management, condition or finances of any of the railoads and canals in which the State owns an interest, consequently I am unable to impart any official information which will be of practical value, or which will materially aid in any legislation that may be deemed necessary with regard to them. I hope it may be in my power to get such information soon as will enable me to address a special message to you on this subject. In the meantime, I think it advisable to call your attention to a rumor, which has obtained some circulation, but concerning which I have no reliable information, to the effect that it is contemplated by the company having possession of the North Carolina Railroad, to alter its gauge from Charlotte to Greensboro, so as to make it conform to that of the Richmond and Danville Road, and different from that of the other North Carolina roads, If this contemplated change be made, it will, in my opinion, be detrimental to the interests of the State and will injuriously affect the people for whose benefit the road was built, and may make it a Virginia, rather than a North Carolina highway. There will necessarily be a transhipment of passengers and freight going from one portion of our State to another, at considerable inconvenience and expense, while passengers and freights going out or coming into the State, will not be subjected to either additional expense or trouble. As a North Carolinian, I protest against having our interests or comforts made secondary or subservient to those of any other State or people. Let us first accommodate our own people, who have been taxed to build our road, and *then* be as obliging to others as circumstances will permit. I therefore respectfully

suggest that this matter be looked into, and that you so legislate as to prevent any hurt to North Carolina.

MILITIA.

I desire to reiterate to you, what I said twelve months ago to the General Assembly, upon the subject of the militia. I consider it a reproach to the State that we have no well regulated militia, nor any law on our statute book under which it can be organized and made effective. In the event of invasion or insurrection, we are powerless and at the mercy of the invaders and insurgents; in fact, we are not in condition, nor can we be, with the present militia law, to even quell a riot, stop a rout, or disperse an unlawful assemblage of any considerable number of persons. I again respectfully, but earnestly, urge that some efficient steps be taken to put the State in a better condition for defence and for the surer protection of the people.

The attention of your honorable body is invited to the report of our worthy Adjutant General; and his recommendations and suggestions are commended to your favorable consideration. To properly organize the militia will require much time and labor, and the service of one skilled in military affairs will be needed. It is not to be expected that any one, fit for the work, will undertake it for the inadequate salary now attached to the office, and I therefore recommend a fair and reasonable compensation be allowed the Adjutant General, at least until the militia is fully and thoroughly organized.

RESIGNATION AND APPOINTMENTS.

On the 17th day of April, 1872, Hon. C. C. Pool tendered his resignation as Judge of the First Judicial District, which was accepted, and Hon. Jonathan W. Albertson was appointed on the 18th of April to succeed him.

Jonathan W. Albertson, Esq., Solicitor for the First Judicial District, resigned said office on the 18th day of April, 1872, and on the 19th Willis Bagley, Esq., was appointed his successor.

Hon. Robert P. Dick, an Associate Justice of the Supreme Court, resigned his office on the 20th day of June, 1872. No one has yet been appointed to fill the vacancy.

John A. Richardson, Esq., Solicitor for the Fourth Judicial District, died in June, 1872, and Edward Cantwell, Esq., was appointed in his stead on the 20th of August following.

Stephen Lassiter, Esq., member elect to the House of Representatives from the county of Lenoir, died on the 16th of September. An election to fill the vacancy was ordered and held on the 5th day of November.

Harrison Frazier, Esq., a member elect to the House of Representatives from Randolph county, died on the 11th of October. An election to supply the vacancy was ordered and held on the 5th of November.

It may not be inappropriate, nor out of place in this connection, to notify the General Assembly of the great loss the State has sustained by the recent demise of the Rev. James Reid, who was chosen at the August election as Superintendent of Public Instruction. This bereavement will be deeply felt and sincely deplored by a large circle of personal friends, of all parties and both races, throughout the State. Those who know him best will most keenly feel the sad affliction. It may be truly said of him, that a warm friend, a genial companion, a good man, and an exemplary christian has gone to rest.

REPORTS.

Herewith are transmitted the reports of the heads of the various State Departments and others, to which your attention is most respectfully invited, and the suggestions therein contained are commended to your serious and patient consideration.

PARDONS AND COMMUTATIONS.

In an appendix attached to this communication will be found the pardons, reprieves and commutations of punishment, which have been granted since my last annual message, with the reasons fully set forth, which prompted the exercise of executive clemency in each case.

CONCLUSION.

Having discharged the duty imposed upon me by the Constitution, I hope in a manner partially, if not entirely acceptable to your honorable body, I take leave of you for the present, by offering to you the assurance that every effort on your part to build up the resources of our State, and increase her prosperity, and perpetuate her good name, shall receive my most hearty co-operation.

TOD R. CALDWELL.

Executive Department, Raleigh, Nov. 18th, 1872.

NOTE.—Since writing that portion of the foregoing message which pertains to the Institution for the Deaf and Dumb and the Blind, a report has been made to me of its condition, &c., which is herewith transmitted. T. R. C.

On motion of Mr. Gorman, it was ordered that the message be sent to the Senate, with a proposition to print twenty copies for the use of each member of the General Assembly and fifty copies for the Executive Department, and asking the concurrence of that honorable body.

On motion of Mr. Houston, of Catawba, a special committee of five was appointed by the Speaker to report rules for the government of the House.

The Speaker appointed Messrs. Houston, Bennett, Badger, Blythe and Craige to constitute said committee.

The hour for the joint convention of the two Houses

having arrived, the Senators entered the hall and the unfinished business of yesterday was resumed.

Upon opening, examining and recording the returns from the several counties of the State, it was found that no returns from the counties of Gates, Jones, Macon, Rowan and Watauga had been made, and that there were sundry inaccuracies in other returns.

On motion of the Senator from Craven, it was

"*Resolved*, That a committee of five, two from the Senate and three from the House of Representatives, be appointed by the Speaker of the House to examine the returns of the sheriffs of the different counties and report to the joint session of the General Assembly what returns were defective, and what steps should be taken by the joint session in accordance with law for their correction."

Under the resolution, the Speaker appointed Messrs. Seymour and Dunham of the Senate, and McGehee, Bennett and Badger of the House.

The following resolution, offered by Mr. Brown, of Mecklenburg, was read and adopted:

"*Resolved*, That the Secretary of State be instructed to send to the sheriffs of Gates, Jones, Macon, Rowan and Watauga, and direct them to make return of the vote of their respective counties, for State officers, without delay."

On motion of the Senator from Craven, the publication of the returns was postponed till Wednesday, 4th of December next, at 12 M.

On motion of the Senator from Cumberland, the joint session of the two Houses of the General Assembly adjourned to meet at 12 M., on the 4th of December next.

Leave of absence for five days was granted to E. R. Dudley, of Craven, on motion of Mr. Abbott.

The following bills introduced and read first time and referred as follows:

By Mr. McNeill, of Robeson—A bill to be entitled an act to amend section 3, chapter 68, acts of 1871 and 1872.—H. B. No. 1.

Pending several amendments, the further consideration of the bill was postponed till Tuesday, December 3d, at 11 o'clock A. M.

To the Committee on the Judiciary:

By Mr. Settle—A bill entited an act to amend chapter 89, laws of 1872.—H. B. No. 2.

By Mr. Johnston—A bill to be entitled an act to cure certain defects in the registration of deeds, &c., in the county of Buncombe.—H. B. No. 5.

On Calendar:

By Mr. Badger—A bill to be entitled an act to change the time of holding the Superior Court of Wake county.—H. B. No. 3.

By Mr. Joyner, of Johnston—A bill to be entitled an act for the relief of Simon Godwin, tax collector of Johnston county.—H. B. No. 4.

Leave of absenee was granted Mr. McNeill, of Robeson, for two days, on motion of Mr. Norment.

Mr. Outlaw, from the committee to superintend the election of Enrolling Clerk, reported that there were one hundred and forty-four votes cast—that seventy-three were necessary to a choice—that Mr. Wilson received eighty-nine (89) and that Mr. Giles received fifty-five (55).

The Speaker announced that Mr. Wilson was elected.

On motion of Mr. Goodwyn, the House adjourned till tomorrow, 10 o'clock A. M.

FOURTH DAY.

HOUSE OF REPRESENTATIVES, November 21, 1872.

The House was called to order by the Speaker at 10 A. M. and the Journal of yesterday was read and approved.

The Speaker announced the following standing committees:

On Privileges and Elections—Messrs. Johnston, Jones, of Caldwell, Shackelford, Whitmire, Norment, Dula, Guyther, Stowe, Rhodes, Moring, Settle and Badger.

On the Judiciary—Messrs. Bennett, Moore, McGehee, Morrison, Johnston, Craige, Badger, Moring, Settle, Bowman, Brown, of Mecklenburg, Dula, Brown, of Davidson, Whitmire, McNeill, Gudger, Watson, Stanford, Norment, Houston, Jordan and Moss.

Mr. Houston, from the Select Committee on Rules of Order, submitted a report which was read.

Mr. Goodwyn moved to strike out 40th rule, which was rejected, and the report of committee was adopted, and on motion, 150 copies were ordered to be printed for the use of the House.

The following resolutions were read and referred:

By Mr. Brown, of Davidson—"*The General Assembly of North Carolina do resolve*, That our Representatives and Senators in Congress are requested to use their influence with Congress in the passage of a bill to reduce the tax on all liquors, and to reduce the bond now given by manufacturers. —H. R. No. 3.

Section 2. That this resolution shall be in force from and after its passage." Read first time and referred to Committee on Propositions and Grievances.—H. R. No. 3.

By Mr. Blythe—*Whereas*, Serious apprehensions are now entertained that the Supreme Court of the United States will, at no distant day, declare our present Homestead Law

unconstitutional and void as to old debts, thereby placing thousands of the debtor class at the mercy of their creditors; therefore

Be it resolved by the House of Representatives, the Senate concurring, That our Representatives and Senators in Congress are earnestly solicited to use their influence to have the Bankrupt Law so amended as to place it within the reach of the poor as well as the rich." Referred to the Judiciary Committee.—H. R. No. 4.

By Mr. Michael—" *The General Assembly of North Carolina do resolve,* That our Senators and Representatives in Congress use their influence to so amend the Tobacco Law as to allow the producers to sell their tobacco to any person desiring to purchase the same without paying a tax of $500. That this resolution do take effect from and after its ratification." Referred to the Committee on Propositions and Grievances.—H. R. No. 5.

By Mr. Badger—" *The General Assembly of North Carolina do resolve,* That William W. Holden be relieved of the disqualification to hold office of honor, trust or profit, under the State of North Carolina, imposed upon him by judgment of the Senate of North Carolina, sitting as a Court of Impeachment on the 22d of March, 1871." Placed on the Calendar.—H. R. No. 6.

By Mr. Gorman—" *The General Assembly of North Carolina do resolve,* That a committee of three be rppointed, one from the Senate and two from the House, to enquire into and report at this session of the General Assemhly upon the feasibility and probable cost of supplying the offices and halls of the capitol building with the most approved heating apparatus." Read and adopted.

By Mr. Houston—"*Resolved by the House of Representatives, the Sennte concurring,* That a joint committee of three on the part of the Senate, and five on the part of the House, be appointed to recommend joint rules of order." Adopted.—H. R. No. 7.

By Mr. Morrison—"*Resolved,* That the Committee on Privileges and Elections be instructed to enquire if W. P. Mabson, the Representative from Edgecombe, was a citizen of said county for twelve months immediately preceding his election to a seat in the Legislature of North Carolina, and report thereon as early as practicable for the consideration of the House, and that they have power to send for persons and papers." Adopted.

H. R. No. 8.

By Mr. Sharp—"*Resolved,* That the Committee on Privileges and Elections enquire into the claims of the contestants from Martin county for a seat in the House of Representatives, and report the result of the investigation on Saturday morning at 11 o'clock." Placed on the Calendar.

H. R. No. 9.

Subsequently, on motion of Mr. Sharp, the House refused to take up the resolution by a vote of ayes 46, noes 48, and a motion to reconsider made by Mr. Bryson, of Swain, was rejected.

By Mr. Gorman—"*The General Assembly of North Carolina do resolve,* That the Keeper of the Capitol be hereby authorized to purchase three sets of national colors, garrizon size, for the use of the State, and after the same shall have been obtained, that he be required to hoist the national ensign daily on the flag-staff of the capitol, during the sessions of the General Assembly." Placed on Calendar.—H. R. No. 10.

The following bills were introduced, passed the first reading, and were referred to the Committee on Judiciary:

By Mr. Dula—Bill to amend chapter 4 of chapter 178, laws of 1868–'69.—H. B. No. 6.

By Mr. Bean—A bill to amend section 48 of the Revised Code.—H. B. No. 7.

By Mr. Reid, of Randolph—A bill to repeal chapter 189 of the laws of 1871–'72, and to re-enact chapter 237 of the laws of 1870-71.—H. B. No. 8.

By Mr. Dula—An oct to amend chapter 68 laws 1871–'72. —H. B. No. 9.

By Mr. Moring—An act to provide for the election of Judges of the Superior Courts by the votes of their respective districts, and for filling vacancies occuring therein.—H. B. No. 10.

The following bills were introduced, read, past first reading, and referred or otherwise disposed of, as follows:

To the Committee on Corporations:

By Mr. Fletcher—A bill to incorporate the town of Rockingham, in the county of Richmond.—H. B. No. 11.

By Mr. Ellison—A bill to incorporate the Mount Hope Cemetery Association.—H. B. No. 12.

To the Committee on Finance:

By Mr. Brown, of Mecklenburg—A bill to authorize R. M. White, former sheriff of Mecklenburg, to collect arrearges of taxes.—H. B. No. 13.

By. Mr. Jones, of Northampton—A bill to be entitled an act to authorize the commissioners of Northampton county to levy a special tax in Weaky Carny township.—H. B. No. 14.

To Committee on Propositions and Grievances:

By Mr. Jones, of Caldwell—A bill to be entitled an act to repeal chapter 68, public laws of 1871–'72.—H. B. No. 15.

ON THE CALENDAR.

By Mr. Waugh—A bill to be entitled an act to alter the Constitution of North Carolina.—H. B. No. 16.

A message was received from the Senate transmitting the report of the committee appointed by the last General Assembly to examine the accounts of the Treasurer for the

iscal year ending the 30th of September, 1872, with propo-ition to print.

On motion of Mr. Jones, of Caldwell, the proposition was oncurred in.

On motion of Mr. Joyner, the rules were suspended and he bill for the relief of Simon Godwin, tax collector of John-ton county, was taken up.

Pending the consideration of sundry amendments, on motion, the bill was referred to the Committee on Proposi-ions and Grievances.

On motion of Mr. Jones, of Caldwell, the House adjourned till to-morrow at 10 o'clock A. M.

FIFTH DAY.

HOUSE OF REPRESENTATIVES, November 22, 1872.

At 10 o'clock A. M., the House was called to order by the Speaker, and the Journal of yesterday was read and ap-proved.

Committee on Finance—Messrs. Stanford, Gidney, Morri-son, Jones of Orange, McGehee, Rhodes, Marler, Guyther, Lutterloh, Houston, Brooks and Moss.

Committee on Propositions and Grievances—Messrs. Brown of Mecklenburg, Carter, Mitchell, Blackwell, Bryan of Pitt, Darden, Outlaw, Freeman, Hinnant, Gray, Ballard and Copeland.

Committee on Engrossed Bills—Messrs. Moring, Bryson of Jackson, Heaton, Anderson of Davie, Sharp, Warlick, Joyner, Blythe, Turner, Bryan of Alleghany and Woohouse.

Mr. Bennett, from the Committee on the Judiciary, re-reported House bill No. 10—A bill to provide for the elec-tion of Judges of the Superior Courts by the voters of their respective districts, and for filling vacancies occuring therein,

and recommended its passage, with the following amendment— "Strike out seciion 2."

The following resolutions and bills were read first time, passed and refused, or otherwise disposed of, as follows:

RESOLUTION.

By Mr. Copeland—Resolution for Joint Committee to Inspect Penitentiary. Calendar.—H. R. No. 11.

BILLS.

To the Committee on the Judiciary:

By Mr. Abbott—An act to allow poll-holders, inspectors election, and coroner's jurors compensation for their services. —H. B. No. 17.

By Mr. Morrison—A bill to require executors to give bond for the benefiit of the creditors of the deceased.—H. B. No. 18.

By Mr. Hughes—An act amendatory of an act entitled "proceedings in criminal cases," ratified the 12th day of April, 1869.—H. B. No. 19.

By Mr. Morrison—A bill giving power to the Supreme Court to grant writs of *certiorari* in certain cases.—H. B. No. 31.

To the Committee on Propositions and Grievances:

By Mr. Linsey—A bill to exempt disabled soldiers from the payment of poll tax.—H. B. No. 20.

By Mr. Byrd—A bill entitled an act to establish a portion of the line between North Carolina and Tennessee.—H. B. No. 21.

By Mr. Reid, of Randolph—A bill to limit the hours of labor constituting a day's work in the State of North Carolina to ten hours.—H. B. No. 22.

By Mr. Trivett—An act to exempt the counties of Ashe,

&c., from the provisions of chapter 142, laws of 1869–'70.—H. B. No. 23.

By Mr. Trivett—An act to exempt the counties of Ashe, Alleghany and Watauga from the provisions of chapter 68, laws of 1870–'72.—H. B. No. 24.

By Mr. Anderson, of Clay—A bill to be entitled an act to prohibit the sale of intoxicating liquors within one mile of any religious congregation or worshipping assembly in this State.—H. B. No. 25.

To the Committee on Finance:

By Mr. Blythe—A bill to amend an act exempting certain property from taxation.—H. B. No. 26.

By Mr. Carson—An act authorizing H. W. Mayes, sheriff of Alexander county. to collect arrears of taxes.—H. B. No. 27.

By Mr. Todd—An act to authorize the commissioners of Watauga county to levy a special tax.—H. B. No. 28.

By Mr. Blackwell—A bill to be entitled an act to relieve ministers of the gospel from paying poll-tax, working on the public roads and serving on juries.—H. B. No. 29.

To the Committee on Corporations:

By Mr. Jones, of Tyrrell—A bill to be entitled an act to incorporate the Scuppernong Steamboat Transportation Company.—H. B. No. 30.

To the Committee on Counties, Cities, Towns and Townships:

By Mr. Bryson, of Jackson—A bill to establish a new county by the name of Alto.

It was stated by Mr. Moore that Mr. Settle was absent from his seat on account of sickness.

Mr. Brown, of Mecklenburg, stated that his colleague had been called home by a telegram, announcing the sudden death of his wife, and, on his motion, a leave of absence for six days was granted to Mr. Reid, of Mecklenburg.

On motion of Mr. Marler, leave of absence was granted to Mr. Brown, of Mecklenburg, till Tuesday next.

On motion of Mr. Bean, leave of absence was granted to Mr. Reid, of Randolph, till December 5th.

On motion of Mr. Craige, the report of the Hon. W. H. Battle was referred to the Committee on the Judiciary.

On motion of Mr. Badger, the rules were suspended to enable him to introduce a resolution to authorize the Committee on the Judiciary to employ a clerk while the codification of the laws, by the Hon. W. H. Battle, was before the committee. Postponed till Wednesday next, and made special order for 11 o'clock.

On motion of Mr. Houston, a bill to be entitled an act to alter the Constitution of North Carolina, was referred to the Committee on the Judiciary.

On motion of Mr. Badger, the bill to change the courts of Wake county was referred to the Committee on the Judiciary.

On motion of Mr. Norment—House bill No. 10—A bill to provide for the election of Judges by the voters of the respective districts, was read second time.

Mr. Badger moved to postpone the further consideration of the bill till Friday, December 6th. The House refused to postpone. Ayes 43; noes 50.

The question recurring upon the passage of the bill on its second reading, Mr. Houston called for the ayes and noes, and the call being sustained the bill passed. Ayes 69; noes 39.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Clay, Anderson of Davie, Ballard, Bean, Bennett, Blackwell, Blythe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Bullard, Byrd, Carter, Carson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill,

Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Presson, Richardson, Rhodes, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whisnant and Woodhouse—69.

Those who voted in the negative are:

Messrs. Abbott, Badger, Bowe, Bryan of Pitt, Bryant of Halifax, Brooks, Bunn, Copeland, Corson, Cox, Darden, Davis, Dula, Ellison, Fletcher, Foster, Gorman, Goodwyn, Gray, Guyther, Heaton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Mabson, McLaurin, Miller, Paschall, Perry of Wake, Reid of Randolph, Scott, Sharp, Sneed, Winslow and Williamson—39.

The Speaker announced as the House branch of the Committee on Joint Rules Messrs. Houston, McNeill, Gorman, Marler and Scott.

On Heating Apparatus—Messrs. Gorman and Jones of Caldwell.

A message was received from the Senate concurring in the proposition of the House to print the Governor's message, with an amendment to strike our "twenty" and insert "five."

On motion of Mr. Morrison, the amendment of the Senate was concurred in.

On motion, the House adjourned till to-morrow 10 o'clock.

SIXTH DAY.

House of Representatives, November 23, 1872.

The House was called to order by the Speaker at 10 o'clock, and the Journal of yesterday was read and approved.

The Speaker announced the following committees:

On Internal Improvements—Messrs. McGehee, Shinn of

Cabarrus, Carson, Bryson of Swain, Lindsey, Bryan of Sampson, Michael, Sneed, Ellison, Presson, Jones of Camden, and Johns.

On Claims—Messrs. McNeill, Maxwell, Dickey, Trivett, Gant, Corson, Patrick, Webb, Waugh, Williamson, Todd, Ballard and Shaw.

On Corporations—Messrs. Jones of Caldwell, Wiley, Jones of Tyrrell, Wheeler, Perry, Byrd, Bullard, Dudley, Whisnant, Grady and Gilmer.

On Salaries and Fees—Messrs. Settle, Shinn of Iredell, Hanner, Grady, Hampton, Goodwyn, Carter, Gidney, Luckey, Abbott, Reid of Randolph, and Fletcher.

On Counties, Cities Towns and Townships—Messrs. Waugh, Gilmer, Winslow, Bryan of Wilkes, Reid of Mecklenburg, Anderson of Clay, McLaurin, Godfrey, Blackwell and Webb.

On Immigration—Messrs. Joyner, Waddill, Jordan, Haynes, Jones of Northampton, Gant, Presson, Mabson and Bryan of Sampson.

HOUSE BRANCH OF JOINT COMMITTEES.

On Public Buildings and Grounds—Messrs. Anderson of Clay, Outlaw, Cox, Shaw and Hughes.

On Library—Messrs. Carson, Dickey, McNeill, Waugh, Guyther and Craige.

On Deaf, Dumb and Blind Asylum—Messrs. Carter, Hanner, Gorman, Mitchell and Foster.

On Insane Asylum—Messrs. Luckey, Turner, Shaw, Moore and Badger.

On Enrolled Bills—Messrs. Morrison, Shinn of Iredell, Richardson, Lutterloh and Marler.

On Penal Institutions—Messrs. Marler, Stowe, Moss, Stanford and Paschall.

On Printing—Messrs. Gudger, Craige, Maxwell, Scott and Gidney.

Mr. Bennett, from the Committee on the Judiciary, re-

ported House bill No. 3—A bill to change the time of holding the Superior Courts of Wake county, with recommendation that it do pass.

The following resolutions and bills were read first time, passed and referred or otherwise disposed of, as follows:

By Mr. Blythe—A resolution asking Congress to amend the pension law.—H. R. No. 12.

By Mr. Mitchell—A resolution of request to the Committee on Education. Read second time and adopted.—H. R. No. 13.

By Mr. McNeill—A resolution to instruct Finance Committee taxing railroad corporations. Calendar.—H. R. No. 14.

By Mr. Johnston—A resolution asking our Representatives in Congress to use their influence to secure pensions to the soldiers of the war with Mexico. Referred to Committee on Propositions and Grievances.—H. R. No. 15.

By Mr. Dickey—A resolution in favor of A. S. Hill, sheriff of Cherokee. Calendar.—H. R. No. 16.

BILLS.

To the Judiciary Committee:

By Mr. Bryson, of Jackson—A bill concerning attorneys-at-law moving into the State.—H. B. No. 33.

To the Committee on Finance:

By Mr. Byrd—A bill to exempt widows and certain citizens of North Carolina from taxation.—H. B. No. 42.

To the Committee on Railroads, Postroads and Turnpikes:

By Mr. Haynes—A bill to exempt persons living in adjoining counties from paying toll on the Western turnpike. —H. B. No. 43.

A message was received from His Excellency, the Governor, transmitting report of Mr. Woodfin, which was read, and on motion of Mr. Brown, of Davidson, the message and report were transmitted to the Senate with proposition to print.

By consent, Mr. Woodhouse introduced a resolution to refer contested election from Camden county to Committee on Privileges and Elections, which was read and adopted.

Mr. Bryson, of Jackson, presented a memorial from certain citizens of Jackson, Macon and Transylvania, which was read and referred to the Committee on Counties, Cities, Towns and Townships.

On motion of Mr. Badger, House bill No. —, A bill relative to Superior Courts in Wake county, was read second and third times, passed each reading and was ordered to be engrossed.

On motion of Mr. Joyner, the motion to reconsider the vote by which the bill passed its third reading, was laid upon the table.

The communication of Patrick McGowan, Keeper of the Capitol, was referred to the Committee on Public Buildings and Grounds.

House bill No. 10—A bill to provide for the election of Judges by the people of their respective districts, was read third time. The call for the ayes and noes was sustained, and the bill passed.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Clay, Anderson of Davie, Ballard, Bennett, Blackwell, Blythe, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Byrd, Carter, Carson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Hanner, Haynes, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, Michael, Mitchell, Moring, Morrison, Norment, Outlaw, Presson, Richardson, Rhodes, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire, Whisnant and Woodhouse —64.

Those who voted in the negative are:

Messrs. Abbott, Badger, Bean, Bowe, Bryan of Pitt, Bry-

ant of Halifax, Bryan of Wilkes, Brooks, Bunn, Copeland, Corson, Cox, Darden, Davis, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Gray, Guyther, Heaton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Mabson, McLaurin, Paschall, Reid of Randolph, Sharp, Sneed, Winslow and Williamson—38.

A message was received from the Senate transmitting a communication from the board of directors of the penitentiary to the General Assembly, accompanied by a correspondence between the president of the board and the Governor, and a report from the board to the General Assembly, with a proposition to print 300 copies.

Mr. Waugh moved to concur in proposition of the Senate.

Mr. Badger moved to refer to select committee of five.

Mr. Anderson, of Clay, moved that the correspondence be read, and on this motion Mr. Brown, of Davidson, called for the ayes and noes, and the call being sustained, the following gentlemen voted in the affirmative:

Messrs. Anderson of Clay, Anderson of Davie, Bennett, Blackwell, Bryan of Sampson, Bryson of Swain, Bryan of Alleghany, Byrd, Carter, Carson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Hanner, Haynes, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Mitchell, Moring, Moore, Moss, Morrison, Norment, Outlaw, Presson, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley and Woodhouse.

Those who voted in the negative are:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Copeland, Corson, Cox, Darden, Davis, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Gray, Guyther, Heaton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Mabson, McLaurin, Michael,

Paschall, Reid of Randolph, Rhodes, Sharp, Sneed, Trivett, Winslow, Witliamson and Whisnant.

The correspondence was read, the motion of Mr. Badger was rejected, and the proposition of the Senate was concurred in.

Leave of absence till Thursday next was granted to Mr. Lutterloh.

On motion of Mr. Heaton, the House adjourned till Monday morning at 11 o'clock.

SEVENTH DAY.

HOUSE OF REPRESENTATITES, November 25, 1872.

The House was called to order by the Speaker at 11 o'clock A. M.

Prayer by the Rev. Thomas H. Pritchard.

The Journal of Saturday was read and approved.

Dr. W. H. Wheeler, of Forsythe, presented his credentials, and was qualified and seated.

The Speaker announced the following standing committees:

Penal Institutions—Messrs. Craige, Bennett, Moore, Lloyd, King, Blythe, Stowe, Watson, Warlick, Ballard and Bunn.

On Education—Messrs. Moore, Jones of Orange, Johns, Ellison, Paschall, Lindsey, Todd, Shinn of Cabarrus, Anderson of Clay, Bryant of Halifax and Mitchell.

Railroads, Postroads and Turnpikes—Messrs. Bryson of Swain, Anderson of Davie, Wiley, Abbott, Byrd, Bowe, Presson, Freeman, Davis, Woodhouse, Brooks, Ballard, Badger and Bennett.

On Agriculture, Mechanics and Mining—Messrs Jones of Orange, Linsey, Copeland, Bryan of Pitt, Bowman, Moss,

Gant, Perry, Shackleford, Goodwin, Wiley, Reid of Mecklenburg, Waddill and Waugh.

On Milatary Affairs—Messrs. Gorman, Hinnant, Haynes, Miller, Maxwell, Outlaw, Williamson, Brown of Davidson and Grady.

Mr. Brown, of Mecklenburg, from the Committee on Propositions and Grievances, reported unfavorably upon the bill to fix the hours constituting a day's work in North Carolina.

Mr. Houston—A joint resolution to provide for deficiences in the annual supply of stationery. Calendar.—H. R. No. 22.

By Mr. Settle—A resolution to raise a joint committee on constitutional reform. Calendar.—H. R. 23.

By Mr. Heaton—Instructs the Committee on Privileges and Elections, to enquire into the eligibility of Mr. Warlick, of Burke, to a seat in this House. Calendar.—H. R. No. 21.

By Mr. Jones, of Caldwell—A resolution in favor of Louisa Heath. Calendar—H. R. No. 18.

By Mr. McGehee—Authorizes Joint Committee on Election Returns to send for persons and papers. Calendar—H. R. No. 25.

By Mr. Jones, of Orange—Resolution of instruction to Committee on Insane Asylum. Calendar.—H. R. No. 20.

By Mr. Jones, of Orange—Resolution of instruction to Committee on Penal Institutions. Calendar.—H. R. No. 24.

By Mr. Marler—Resolution requesting Professor W. C. Kerr to prepare and print, in pamphlet form, an alphabetical list of counties, and such information regarding soil, climate, minerals, agricultural products, water couses, condition of society, &c., as in his judgment will benefit the State by inducing immigration, &c. Referred to Committee on Immigration.—H. R. No. 19.

By Mr. Badger—A resolution authorizing the Clerk to have lists, in large type, of the standing committees of the House, and of the joint standing committees of the two

Houses, printed and hung up in the hall of the House of Representatives for the information of members. Calendar. —H. R. No. —.

The following bills were read first time, passed, referred, or otherwise disposed of, as follows:

To the Committee on the Judiciary:

By Mr. Bowe—An act to amend chapter 185, laws of 1871-'72.—H. B. No. 35.

By Mr. Hughes—An act to amend an act to create a mechanics' and laborers' lien.—H. B. No. 37.

By Mr. Dula—An act to amend chapter 185, laws of 1871-'72.—H. B. No. 38.

By Mr. Badger—A bill to be entitled an act to amend chapter 64, Revenue Code.—H. B. No. 39.

By Mr. Gidney—An act to amend an act entitled "an act to provide the procedure in special proceedings generally," &c., and for other purposes.—H. B. No. 40.

By Mr. Ellison—A bill to be entitled an act to declare certain larcenies to be petty misdemeanors.—H. B. No. 41.

To the Committee on Propositions and Grievances:

By Mr. Carter—A bill to be entitled an act to repeal section 1 of an act for the better protection of oysters and tarrapins in the waters of North Carolina.—H. B. No. 45.

By Mr. Whitmire—An act to prevent dams or other obstructions across the French Broad river.—H. B. No. 44.

By Mr. Sneed—An act to exempt ministers of the Gospel and practicing physicians from working on public roads and militia duties.—H. B. No. 46.

To the Committee on salaries and Fees:

By Mr. Morrison—A bill to regulate the salaries of the Governor and Treasurer of the State.—H. B. No. 47.

By Mr. Sneed—A bill to amend section 1 chapter 139, laws of 1870-'71, relative to fees of county officers.—H. B. No. 48.

To the Committee on Penal Institution:

By Mr. Anderson, of Clay—A bill to be entitled an act to

provide for the erection of a jail in Haynesville, Clay county. —H. B. No. 49.

By Mr. Gorman—A bill to amend chapter 170, laws of 1870–'71, relating to the public printing. Referred to the Committee on Public Printing.—H. B. No. 50.

On motion of Mr. Houston, the rules were suspended, and the resolution to supply deficiences in stationery was taken up, amended, and passed its several readings.

A message was received from the Senate transmitting the report of the Joint Select Committee on Rules of Order, with proposition to print.

On motion of Mr. Rhodes, the proposition was concurred in.

A message was received from the Senate proposing to raise a joint select committee on State debt and liabilities, and transmitting an engrossed copy of the resolution, and asking the concurrence of the House. Concurred in.

On motion of Mr. Heaton, the rules were suspended, and the resolution introduced by him this morning was taken up and referred to the Committee on Privileges and elections.

On motion of Mr. McGehee, the resolution authorizing a Joint Committee on Election Returns to send for persons and papers, was taken up and adopted.

On motion of Mr. Jones, of Orange, the resolution of instruction to Committee on Insane Asylum was taken up and adopted.

On motion of Mr. Settle, the House adjourned till to-morrow at 10 o'clock.

EIGHTH DAY.

HOUSE OF REPRESENTATIVES, November 26, 1872.

The House was called to order by the Speaker at 10 o'clock A. M.

Prayer by the Rev. Mr. Green, of Craven.

The Journal of yesterday was read and approved.

The Speaker announced the House branch of the Joint Committee on State Debt and Liabilities.

Messrs McGehee, Reid, of Mecklenburg, Badger, Bowman, Johnston, Stanford, Moore, Settle and Guyther.

Messrs. N. B. Hampton, of Polk, A. H. Perry, of Bladen and Jacob W. Bowman, of Mitchell, presented their credentials and were sworn in.

REPORTS FROM STANDING COMMITTEES.

Mr. Brown, of Mecklenburg, from Committee on Propositions and Grievances reported the following bills with recommendations.

House bill No. 25, and asks its reference to Judiciary Committee. Reference made.

House bill No. 24, with recommendation that it do pass.

House bill No. 4 with substitute, and that it do pass.

House bill No. 23 with substitute, and that it do pass.

Mr. Moring from Committee on Engrossed Bills reports the following as having been examined, and found to be correctly engrossed.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows :

RESOLUTION.

By Mr. Gorman—A resolution in favor of J. C. Brewster, (No. 26,) and asked its reference to Committee on Claims.

BILLS.

To the Committee on Judiciary:

By Mr. Badger—A bill to be entitled an act to prevent frauds upon the Treasury, and improper and corrupt Legislation.—No. 51.

By Mr. Bean—A bill to repeal chapter 120 of the laws of 1871–'72.—No. 52.

By Mr. Carson—An act to repeal chapter 136, laws of 1871–'72.—No. 54.

To the Committee on Finance:

By Mr. Turner—A bill to be entitled an act requiring dogs to be taxed.—No. 53.

To the Committee on Salaries and Fees:

By Mr. Morrison—A bill to repeal chapter 136, laws of 1871–'72.—No. 55.

On motion of Mr. Craige, leave of absence was granted to Mr. Shinn, of Iredell, for six days, on account of sickness.

On motion of Mr. Morrison, leave of absence was granted to Mr. Reid, of Mecklenburg.

CALENDAR.

House resolution No. 6 was taken up and on motion of Mr. Badger, was postponed till December 10th, and made special order for 11 o'clock that day.

House resolution No. 12 was read and adopted.

House resolution No. 10, authorizing purchase of National colors, was amended and adopted.

House resolution No. 9—relating to contested election in Martin, was laid on the table.

House resolution No. 11—To raise joint committee to inspect penitentiary was read, and on motion laid upon the table.

House resolution No. 16—Relief of A. S. Hill, was read and referred to Judiciary Committee.

House resolution No. 24—Instructs Committee on Penal Institutions, was adopted.

A message was sent to the Senate informing that honorable body that the House of Representatives would proceed to vote for a Senator of the United States at 12 M.

House resolution No. 1—(Relates to *per diem* of members,) was read second time and passed.

BILLS ON SECOND AND THIRD READING.

House bill No. 22 limiting hours for day's work was read second time, and on motion of Mr. Darden, was laid upon the table.

House bill No. 24 was read second time and passed, and by consent was read third time when on motion of Mr. Bryson, of Swain, the courts of Jackson and Swain were included in the provisions of the bill, and as amended the bill passed.

House bill No. 4 was read second time and the substitute offered by the Committee on Propositions and Grievances. Adopted.

On motion of Mr. Rhodes, the words "believes the same to have been paid" were stricken out.

Pending a motion of Mr. Johnston to reconsider the vote by which the amendment of Mr. Rhodes was adopted, the further consideration of the bill was postponed till to-morrow.

House bill No. 21—To establish portion of line, between North Corolina and Tennessee, was read second time, and on motion of Mr. McGehee, was postponed till December 10th, and made special order for 12 M. that day.

A message was received from the Senate informing the

House that the Senate will go into an election for United States Senator at 12 M.

On motion of Mr. Bennett, a joint resolution proposing to print the usual number of Batter's Report for the use of the two Houses was adopted.

Mr. Settle moved to reconsider the vote by which the resolution was adopted, and on his motion the vote to reconsider was laid upon the table.

The hour 12 M. having arrived, the House of Representatives proceeded to vote for a Senator to represent the State of North Carolina, in the United States Senate for six years from the 4th of March.

Messrs. Jones, of Caldwell, and Badger were appointed by the Speaker to superintend the election.

Mr. Houston nominated Hon. Z. B. Vance, of Mecklenburg.

Mr. Hanner nominated the Hon. A. S. Merrimon, of Wake.

Mr. Badger placed in nomination the Hon. John Pool, of Pasquotank.

Those who voted for Mr. Vance are:

Messrs. Speaker, Anderson of Davie, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Carter, Craige, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Johns, Lindsey, Luckey, Maxwell, McGehee, McNeill, Mitchell, Moore, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Webb, Wiley and Woodhouse—53.

Those who voted for Mr. Merrimon are:

Messrs. Anderson of Clay, Bryson of Swain, Dickey, Hanner, Haynes, Hinnant, Joyner, Marler, Moring, Waugh and Whitmire—11.

Those who voted for Mr. Pool are:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman,

Brown of Davidson, Bryant of Pitt, Bryant of Halifax, Bryson of Wilkes, Brooks, Bunn, Carson, Copeland, Corson, Cox, Darden, Davis, Dudley, Dula, Ellison, Fletchet, Foster, Godfrey, Gorman, Goodwyn, Gray, Guyther, Hampton, Heaton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Mabson, McLaurin, Miller, Michael, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Sharp, Sneed, Trivett, Winslow, Williamson, Wheeler and Whisnant—55.

Neither candidate received a majority of the votes cast.

On motion, the House adjourned till to-morrow at 10½ o'clock.

NINTH DAY.

HOUSE OF REPRESENTATIVES, November 27, 1872.

The House was called to order by the Speaker at 10½ o'clock.

Prayer by the Rev. A. W. Mangum.

The Journal of yesterday was read and approved.

Mr. Bennett, from the Committee on the Judiciary, reported the following, with recommendations:

House bill No. 2, that it do pass.

House bill No. 33, that it be indefinitely postponed.

House bill No. 16, that it be referred to the Select Committee on Constitutional Reform. Reference made.

House bill No. 35, with recommendations that it do pass.

Mr. Brown, of Mecklenburg, reported House resolution No. 15, with recommendation that it do pass.

House bill No. 20, and asked to be discharged from its further consideration.

INTROCTION OF RESOLUTION.

By Mr. Houston—A joint resolution concerning the sale of the Western North Carolina Railroad. Calendar—H. R. No. 17.

INTRODUCTION OF BILLS.

The following bills were read first time and referred to the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—A bill to amend section 1, chapter 141, laws of 1871–'72, making Dutchman's creek, in the county of Davie, a lawful fence.—H. B. No. 58.

By Mr. Anderson, of Davie—A bill to amend chapter 75, laws of 1870–'71, entitled an act to make South Yadkin river, in the counties of Rowan and Davie, a lawful fence.—H. B. No. 60.

To the Committee on Education:

By Mr. Paschall—An act to amend chapter 189 of the public laws of 1871–'72, entitled an act to considate the school laws, and to provide a system of public instruction.—H. B. No. 61.

By Mr. Bryan, of Wilkes—A bill to pay certain teachers in the county of Wilkes—H. B. No. 62.

To the Committee on Railroads, Postroads and Turnpikes:

By Mr. Blythe—A bill to charter the Old Fort and Broad River Turnpike Company.—H. B. No. 56.

By Mr. Michael—A bill to limit the powers of overseers of public roads.—H. B. No. 57.

By Mr. Moss—A bill to be entitled an act to charter the Wilson and Tar River Narrow Gauge Railrord. Referred to the Committee on Corporations.—H. B. No. 59.

Mr. Goodwyn moved that when the House adjourns, to adjourn to meet Friday at 11 o'clock.

Mr. Brown, of Mecklenburg, moved to lay on the table,

and on this motion Mr. Goodwyn called for the ayes and noes, and the call being sustained, the motion to lay on the table was adopted. Ayes 107; noes 5.

Those who voted in the affirmative are:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryant of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Corson, Craige, Darden, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Heaton, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Luckey, Mabson, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Moore, Moss, Morrison, Norment, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Whitmire, Whisnant and Woodhouse—107.

Those who voted in the negative are:

Messrs. Abbott, Goodwyn, Lutterloh, Reid of Randolph, and Williamson.

On motion of Mr. Heaton, the rules were suspended and joint resolution No. 27 was taken up and adopted.

The hour having arrived the special order for the day was taken up. Resolution authorizing Judiciary Committee to employ a clerk.

A substitute was offered by Mr. McNeill, and on motion of Mr. Brown, of Mecklenburg, was adopted, and the resolution passed.

On motion of Mr. Jones, of Caldwell, House bill No. 15

was taken up, and on motion, the counties of Clay, Cherokee, Stokes, Transylvania, Jackson, Wake, Randolph, New Hanover, Nash, Haywood and Granville were exempted from the provisions of the bill.

On motion of Mr. Dula, the bill was amended by adding that citizens of excepted counties shall not hunt deer in other counties.

The further consideration of the bill was postponed till Friday, 6th of December, at 11 A. M.

A message was received from the Senate transmitting engrossed copies of the following bill and resolutions, and asking the concurrence of the House therein.

Senate bill No. 12—An act for the relief of the sureties of William A. Walton.—H. B. No. 76.

Senate resolution No. 30—Joint resolution to raise a special committee to investigate matters connected with the Penitentiary.—H. R. No. 29.

Senate resolution No. 38.—Resolution in favor of David Pigott, as tax collector of New Hanover county.—H. R. No. 30.

On motion, the resolution in favor of David Pigott was taken up, and under a suspension of the rules passed its second and third readings.

On motion, Senate bill No. 12 was taken up and passed second and third time. The further consideration of the bill was postponed and made special order for Friday at 11 o'clock.

Senate resolution No. 30 was taken up, read second time and made special order for Friday 11½ o'clock.

A message was received from the Senate informing the House that the Senate in five minutes would enter the hall of the House to compare the vote had yesterday for United States Senator in pursuance of the act of Congress.

MEETING IN JOINT ASSEMBLY.

The hour of 12 M. having arrived, the Senators, preceded by the President, entered the hall and were seated.

The Clerks of the two Houses then read the proceedings of Tuesday, November 26th, relating to the vote for a Senator of the United States for six years, and it appearing from the minutes that no one has received a majority of the votes cast in either House on that day, the two Houses, in Joint Assembly proceeded to vote for a Senator.

The presiding officer of the Joint Assembly appointed Messrs Welch, Grandy and Waring to superintend the election on the part of the Senate, and Messrs. Hanner, Jones, of Caldwell, and Badger on the part of the House.

The roll of Senators being called, the following voted:

For Mr. Vance—Mr. President, Messrs. Allen, Barnhardt, Cunningham, Davis, Dunham, Ellis of Catawba, Ellis of Columbus, Flemming, Gudger, Horton, McCauley, Miller, Morehead of Rockingham, Murphy, Murray, Nicholson, Norwood, Price, Scott, Stafford, Todd, Troy, Waring and Worth—25.

For Mr. Merrimon—Messrs. Avera, Cowles, Humphrey, Love, Merrimon, Powell and Welch—7.

For Mr. Pool—Messrs. Chamberlain, Cramer, Eppes, Grandy, Morris, Hill, Holloman, Hyman, King, Long, Mabson, McCabe, McCotter, Respess, Seymour, Smith, Stilley and Walker—18.

The roll of the House being called, the following gentlemen voted:

For Mr. Vance—Messrs. Speaker, Anderson of Davie, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Carter, Craige, Freeman, Gant, Gidney, Gilmer, Grady, Gudger Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Johns, Lindsey, Luckey, Maxwell, McGehee, McNeill, Mitchell, Moore, Moss, Morrison, Norment, Outlaw,

Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Webb, Wiley and Woodhouse—53.

For Mr. Merrimon—Messrs. Anderson of Clay, Bryson of Jackson, Bryson of Swain, Carson, Dickey, Hanner, Haynes, Hinnant, Joyner, Marler, Moring, Waugh and Whitmire—13.

For Mr. Pool—Messrs. Abbott, Badger, Bunn, Blythe, Bowe, Bowman, Brown of Davidson, Bryant of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bean, Copeland, Corson, Cox, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Gray, Guyther, Hampton, Heaton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Mabson, McLaurin, Miller, Michael, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Sharp, Sneed, Trivett, Winslow, Williamson, Wheeler and Whisnant—54.

The President of the Senate announced that 171 votes were cast; that 86 was necessary to a choice; that Mr. Vance received 78 votes; Mr. Merrimon 20 votes, and Mr. Pool 72 votes; that no person had received a majority of the votes cast, and that there was no election.

On motion of Mr. Gorman, the Joint Assembly adjourned till to-morrow 12 M.

On motion, the House adjourned till to-morrow 11 o'clock.

TENTH DAY.

House of Representatives, November 28, 1872.

The House was called to order by the Speaker at 10 A. M.

The reading of the Journal of yesterday was dispensed with.

On motion, the House took a recess until five minutes before 12 M.

At the appointed moment the session of the House was resumed.

The call of the morning hour was dispensed with.

JOINT ASSEMBLY.

At 12 M., the hour designated by law, the Senate entered the hall of the House of Representatives and were seated.

The President of the Senate called the Joint Assembly to order, and announced that the business in order was the election of a United States Senator.

The following gentlemen were nominated:

By Mr. Waring—Zebulon B. Vance, of Mecklenburg.

By Mr. Hanner—Augustus S. Merrimon, of Wake.

By Mr. Grady—John Pool, of Pasquotank.

The President appointed as tellers Messrs. Waring, Welch and Grady on the part of the Senate, and Messrs. Jones, of Caldwell, Hanner and Badger on the part of the House.

The roll of the Senate was called and the following named Senators voted:

For Mr. Vance—Messrs. President, Allen, Barnhardt, Cunningham, Davis, Dunham, Ellis of Catawba, Ellis of Columbus, Flemming, Gudger, Horton, McCauley, Miller, Morehead of Rockingham, Murphy, Murray, Nicholson, Norwood, Price, Scott, Stafford, Todd, Troy and Waring—24.

For Mr. Merrimon—Messrs. Avera, Cowles, Humphrey, Love, Merrimon, Powell and Welch—7.

For Mr. Pool—Messrs. Chamberlain, Cramer, Eppes, Grandy, Harris, Hill, Holloman, Hyman, King, Long, Mabson, McCabe, McCotter, Respess, Seymour, Smith, Stilley and and Walker—18.

On a call of the roll of the House, the following named gentlemen voted

For Mr. Vance—Messrs. Speaker, Anderson of Davie,

Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryan of Sampson, Bryan of Alleghany, Byrd, Carter, Craige, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Johns, Lindsey, Luckey, Maxwell, McGehee, McNeill, Mitchell, Moore, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Webb, Wiley and Woodhouse—52.

For Mr. Merrimon—Messrs. Anderson of Clay, Bryson of Jackson, Bryson of Swain, Carson, Dickey, Hanner, Haynes, Hinnant, Joyner, Marler, Moring, Waugh and Whitmire—13.

For Mr. Pool—Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryant of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Copeland, Corson, Cox, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Gray, Guyther, Hampton, Heaton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Mabson, McLaurin, Miller, Michael, Patrick, Paschall, Perry, of Bladen, Perry of Wake, Rhodes, Scott, Sharp, Sneed, Trivett, Winslow, Williamson, Wheeler and Whisnant—52.

The President of the Joint Assembly announced that 166 votes had been cast—that 84 were necessary to a choice—that Mr. Vance received 75, Mr. Merrimon 20, and Mr. Pool 70—that no one had received a majority of the whole vote cast, and that there was no election.

On motion of Mr. Love, it was ordered that when this Joint Assembly adjourn, it adjourn till to-morrow 12 M.

On motion of Mr. Troy, the Joint Assembly adjourned.

The House was called to order, and, on motion, adjourned till to-morrow 10 o'clock A. M.

ELEVENTH DAY.

HOUSE OF REPRESENTATIVES, November 29, 1872.

At 10 o'clock A. M. the House was called to order by the Speaker.

Prayer by the Rev. Mr. Warwick, of this city.

The Journal of yesterday was read and approved.

The following petitions were introduced and referred:

By Mr. Bryson, of Jackson—A petition from citizens of Jackson relating to a new county. To the Committee on Counties, Cities, Towns and Townships:

By Mr. Gudger—A petition from the citizens of Madison county, asking for a change of township lines. To the Committee on Propositions and Grievances.

Mr. Bennett, from Committee on the Judiciary, reported the following bills with recommendations:

House bill No. 4, that it do pass.

House bill No. 52, that it do not pass.

House bill No. 54, that it do not pass.

Mr. Stanford, from Committee on Finance, reported the following bills with recommendations.

House bill No. 28, recommending substitute.

House bill No. 13, that it do not pass.

House bill No. 42, that it do not pass.

House bill No. 26, that it do not pass.

House bill No. 27, that it do not pass.

Mr. Gidney, from same committee—House bill No. 29, that it do not pass.

Mr. Rhodes, from same committee—House bill No. 53, that it do not pass.

Mr. Jones, of Orange, from same committee—House resolution No. 14 asking that the committee be discharged from its further consideration, and that it be referred to the Committee on the Judiciary.

The following resolutions and bill reported as correctly engrossed by the Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 10—A bill to provide for the election of Judges by the qualified voters of their respectives districts.

House resolution 27—Resolution concerning sale of Western railroad.

House resolution No. 25—Resolution giving power to Committee on Election Returns to send for persons and papers.

House resolution No. 23—Resolution instructing Joint Committee on Constitutional Reform.

House resolution No. 12—Resolution asking Congress to amend pension law.

House resolution No. 1—Resolution in relation to *per diem.*

House resolution No. 22—Resolution to provide for deficiency in stationery.

House resolution No. 28—Resolution to allow clerk to Judiciary Committee.

House resolution No. 10—Resolution relating to purchasing national colors.

House resolution No. 2—Resolution in relation to the removal of disabilities of certain citizens of North Carolina.

INTRODUCTION OF BILLS.

The following bills ware introduced and referred to the Committee on the Judiciary.

By Mr. Shinn, of Cabarrus—A bill to prevent the sale of spirituous liquors within one and a half miles of Cool Spring Camp Ground.—H. B. No. 64.

By Mr. Brown, of Mecklenburg—A bill to appoint a public guardian.—H. B. No. 65.

By Mr. Houston—A bill concerning the government of counties.—H. B. No. 68.

By Mr. Badger—A bill to be entitled an act to amend an

act concerning the powers and duties of State officers, ratified the 12th day of April, 1869, and other acts amendatory of the same.—H. B. No. 70.

By Mr. Morrison—An act to construe section 4, chapter 93, acts 1868–'69, and for other purposes.—H. B. No. 71.

To the Committee on Education:

By Mr. Reid, of Randolph—A bill to repeal section 47, chapter 189 of the school law of 1871–'72.—H. B. No. 72.

To the Committee on Salaries and Fees:

By Mr. Trivett—A bill to amend sub-division 2 of section 8, chapter 139 of the laws of 1870–'71, entitled an act in relation to fees of county officers and clerks of the Supreme Court—H. B. No. 67.

To the Committee on Propositions and Grievances:

By Mr. Anderson, of Davie—An act making Hunting creek a lawful fence in the county of Davie.—H. B. No. 66.

ON THE CALENDAR.

By Mr. Whitmire—An act to prohibit the hunting of deer or other game in the counties of Henderson and Transylvania.—H. B. No. 69.

ENROLLED BILLS.

The Committee on Enrolled Bills reported the following as correctly enrolled, which were duly ratified and transmitfed to the Senate:

House resolution authorizing Committee on Election Returns to send for papers and persons.

Resolution for the relief of David Pigott, tax collector of New Hanover county.

By Mr. Marler—House resolution No. 31, in favor of sheriffs. On the Calendar.

The morning hour having expired,

On motion of Mr. Marler, the resolution in favor of sher-

iffs was takn up, amended, and passed its second and third readings under a suspension of the rules.

On motion of Mr. Marler, a motion to reconsider the vote by which the resolution passed its third reading was laid upon the table.

SPECIAL ORDER.

Senate bill No. 12, for the relief of the sureties of W. A. Walton, was read third time and passed.

A message was received from the Senate transmitting a message from His Excellency the Governor, covering report of Secretary and Treasurer of the University, with proposition to print. Concurred in.

A message was received from the Senate transmitting engrossed copies of Senate resolution No. 49, House resolution No. 32, and an amendment to House bill No. 3, Senate bill No. 42, and asking the concurrence of the House therein.

SPECIAL ORDER.

Senate resolution No. 30—Joint resolution to raise a special committee to investigote matters connected with the penitentiary was taken up, and on motion, postponed until to-morrow 11 o'clock, and made special order for that hour.

On motion of Mr. Settle, House bill No. 4 was taken up and passed second reading, and under a suspension of the rules, was read third time and passed.

On motion of Mr. Johnston, House bill No. 5 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Badger, Senate amendment to House bill No. 3 was read and amended, and on motion of Mr. Johnston, concurred in.

On motion, Senate resolution No. 49 in regard to the compilation af the public laws, was taken up and adopted.

The Speaker announced as the House branch of the Committee on Battle's Compilation—Messrs. Moore, Badger, Bennett, Dula and McGehee.

JOINT ASSEMBLY.

The hour of 12 M. having arrived, the Senate, preceded by its President, entered the hall of the House of Representatives and were seated.

The President of the Senate called the Joint Assembly to order, and announced that the business in order was the election of United States Senator, and appointed as tellers Messrs. Waring, Welch and Grandy on the part of the Senate, and Messrs. Jones, of Caldwell, Hanner and Badger on the part of the House.

The following nominations were made:

By Mr. Waring—Zebulon B Vance, of Mecklenburg.

By Mr. Hanner—Augustus S. Merrimon, of Wake.

By Mr. Grandy—John Pool, of Pasquotank.

The roll of the Senate being called, the following Senators voted:

For Mr. Vance—Mr. President, Messrs. Allen, Barnhardt, Cunningham, Davis, Dunham, Ellis of Catawba, Ellis of Columbus, Gudger, Horton, McCauley, Miller, Morehead of Rockingham, Murphy, Murray, Nicholson, Norwood, Price, Scott, Stafford, Todd, Troy and Waring—23.

For Mr. Merrimon—Messrs. Avera, Cowles, Flemming, Humphrey, Love, Merrimon, Powell and Welch—8.

For Mr. Pool—Messrs. Chamberlain, Cramer, Eppes, Grandy, Harris, Hill, Holloman, Hyman, King, Long, Mabson, McCabe, McCotter, Respess, Seymour, Smith, Stilley and Walker—18.

The roll of the House was then called, and the following gentlemen voted:

For Mr. Vance—Messrs. Speaker, Anderson of Davie, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryan

of Sampson, Bryan of Alleghany, Bullard, Byrd, Carter, Craige, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Johns, Lindsey, Luckey, Maxwell, McGehee, McNeill, Mitchell, Moore, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Watson, Webb, Wiley and Woodhouse—51.

For Mr. Merrimon—Messrs. Anderson of Clay, Bryson of Jackson, Bryson of Swain, Carson, Dickey, Hanner, Haynes, Hinnant, Joyner, Marler, Moring, Shaw and Whitmire—14.

For Mr. Pool—Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryant of Halifax, Bryant of Pitt, Bryan of Wilkes, Brooks, Bunn, Copeland, Corson, Cox, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Gray, Guyther, Hampton, Heaton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Mabson, McLaurin, Miller, Michael, Patrick, Paschall, Perry of Bladen, Perry of Wake, Rhodes, Scott, Sharp, Sneed, Trivett, Winslow, Williamson, Wheeler and Whisnant—53.

The President announced that 167 votes had been cast, that 84 were necessary to a choice, that Mr. Vance received 74, Mr. Merrimon 22, and Mr. Pool 71—that no one had a majority of the whole vote cast, and that there was no election.

On motion of Mr. Harris, it was ordered that when this Joint Assembly do adjourn, it adjorn to meet to-morrow at 12 M.

On motion of Mr. Harris, the Joint Assembly adjourned.

The House was called to order by the Speaker, and under a suspension of the rules,

House bill No. 4 was taken up and passed its third reading.

House bill No. 54, on motion of Mr. Marler, was on second reading indefinitely postponed.

House bill No. 52 was read second time, and on motion of Mr. Brown, of Davidson, was laid upon the table.

House bill No. 53 was read second time, and pending several amendments, was referred to the Committee on the Judiciary.

On motion of Mr. Watson, leave of absence was granted to Mr. Jones, of Orange, till Monday next.

On motion of Mr. Badger, indefinite leave of absence was granted to Mr. Cox, on account of sickness in his family.

On motion, the House adjourned till to-morrow at 10½ o'clock.

TWELFTH DAY.

HOUSE OF REPRESENTATIVES, November 30, 1872.

The House was called to order by the Speaker at 10½ o'clock.

The Journal of yesterday was read and approved.

Reports from standing committees were submitted with recommendations as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House bill 68, that it do pass.

From Committee on Corporations:

By Mr. Brown, of Mecklenburg—House bill 59, that it do pass.

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill 46, that it do not pass.

House bill 58, that it do pass.

The following resolution, reported as correctly engrossed

by the Committee on Engrossed Bills, was transmitted to the Senate for concurrence:

House resolution No. 32, in regard to the compilation of the public laws.

The following named resolutions and bills were introduced, read first time, passed and were referred, or otherwise disposed of, as follows:

By Mr. Bean—A resolution in regard to a deficiency of seats. Calendar.—H. R. No. 33.

By Mr. Richardson—A resolution instructing Joint Standing Committee on Public Buildings. Calendar—H. R. No. 34.

By Mr. Gudger—A resolution in favor of James M. Young, sheriff of Buncombe county. Calendar.—H. R. No. 35.

To the Committee on the Judiciary:

By Mr. McNeill—A bill to be entitled an act to amend section 33 chapter 201, act of 1868–'69, in relation to guardian and ward.—H. B. No. 73.

By Mr. Jordan—A bill for the relief of sheriffs, and for other purposes.

To the Committee on Internal Improvements:

By Mr. Houston—A bill for a railrod from Western North Carolina Railroad to Catawba White Sulphur Springs.

SPECIAL ORDER.

The hour having arrived, Senate resolution No. 30, House resolution 29—Joint resolution to raise a special committee to investigate matters connected with the penitentiary.

Mr. Waugh offered a substitute which was read, and the question being upon its passage, Mr. Badger called for the ayes and noes, and the call being sustained, the substitute was rejected. Ayes 33; noes 76.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Craige, Dickey, Freeman, Gant, Gilmer, Johnston, Jones of Tyrrell, Joyner, Lindsey, Luckey, Marler, Moore, Outlaw, Presson, Richardson, Shinn of Cabarrus, Stowe, Todd, Waddill, Waugh, Whitmire and Woodhouse.

The following gentlemen voted in the negative:

Messrs. Abbott, Anderson of Davie, Badger, Bean, Blythe, Bowe, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryson of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Dunn, Carter, Carson. Copeland, Corson, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Gidney, Godfrey, Gorman, Goodwyn, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Hinnant, Houston, Hughes, Jones of Caldwell, Jones of Camden, Jones of Northampton, Johns, Jordan, King, Lloyd, Lutterloh, Mabson, McLaurin, McGehee, Miller, Michael, Mitchell, Moring, Norment, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Mecklenburg, Rhodes, Scott, Settle, Shaw, Sharp, Shackleford, Stanford, Sneed, Trivett, Turner, Warlick, Webb, Winslow, Wiley, Wheeler and Whisnant.

The question recurring on the passage of the resolution, it was adopted.

House bill No. 54 was read second time, and on motion of Mr. Marler, it was indefinitely postponed.

House bill No. 42 was read second time, and made special order for Monday, the 9th of December, at 11 o'clock.

House bill No. 52 was read second time, and on motion of Mr. Brown, of Davidson, was laid on the table.

House bill No. 59 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Joyner, his motion to reconsider the

vote by which the bill passed its third reading, was laid on the table.

A message was received from his Excellency, the Governor, transmitting a report relating to the Centennial Celebration at Philadelphia, in 1876.

On motion of Mr. Brown, of Davidson, the message and report were ordered to be transmitted to the Senate, with a proposition to print.

House bill 28—To authorize the commissioners of Watauga to levy a special tax, was read the second time, and the substitute proposed by the committee adopted. The bill passed. Ayes 88; noes 5.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Copeland, Corson, Craige, Davis, Dickey, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Guyther, Hanner, Hampton, Haynes, Hinnant, Jones of Caldwell, Jones of Northampton, Jones of Tyrrell, Joyner, Johns, Lindsey, Lutterloh, Luckey, Mabson, Marler, McGehee, Miller, Michael, Mitchell, Moring, Moore, Moss, Morrison, Norment, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Richardson, Rhodes, Scott, Settle, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddell, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whisnant and Woodhouse—88.

Those who voted in the negative are:

Messrs. Bean, Brown of Davidson, Bryant of Halifax, Dudley and Jordan—5.

A message was received from the Senate transmitting Senate bill 23—A bill to incorporate the North Carolina Medical Company, which was read first time, passed and referred to the Committee on Corporations—H. B. No. 63.

JOINT ASSEMBLY.

The hour 12 M. having arrived, the two Houses of the General Assembly met in Joint Assembly to ballot for United States Senator.

The Journal of the Joint Assembly of yesterday was read by the Clerk of the House and approved.

The President of the Senate announced that the business before the Joint Assembly was the election of a United States Senator, and that nominations were in order.

The following named gentlemen were placed in nomination:

By Mr. Waring—Zebulon B. Vance, of Mecklenburg.

By Mr. Hanner—Augustus S. Merrimon, of Wake.

By Mr. Grandy—John Pool, of Pasqutank.

Messrs. Waring, Welch and Grandy were appointed tellers on the part of the Senate, and Messrs. Jones, of Caldwell, Hanner and Badger on the part of House.

The roll of the Senate was called and the following named Senators voted.

For Mr. Vance—Mr. President, Messrs. Allen, Barnhardt, Cunningham, Davis, Dunham, Ellis of Columbus, Ellis of Catawba, Flemming, Gudger, Horton, McCauley, Miller, Morehead of Rockingham, Murphy, Murray, Nicholson, Norwood, Price, Scott, Stafford, Todd and Waring—24.

For Mr. Merrimon—Messrs. Chamberlain, Cramer, Eppes, Grandy, Harris, Hill, Holloman, Hyman, King, Long, Mabson, McCabe, McCotter, Respess, Seymour, Smith, Stilley and Walker—18.

On a call of the roll of the House of Representatives the following gentlemen voted:

For Mr. Vance—Messrs. Speaker, Anderson of Davie, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryan of Sampson, Bryan of Alleghany, Ballard, Byrd, Carter, Craige, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Houston, Johnston, Jones of Caldwell, Jones of Tyrrell,

Johns, Lindsey, Luckey, McGehee, McNeill, Mitchell, Moore, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Webb, Wiley and Woodhouse—48.

For Mr. Merrimon—Messrs. Anderson of Clay, Bryson of Jackson, Bryson of Swain, Carson, Dickey, Hanner, Haynes, Hinnant, Joyner, Marler, Moring, Shaw, Watson, Waugh and Whitmire—15.

For Mr. Pool—Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Copeland, Corson, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Gray, Guyther, Hampton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Mabson, McLaurin, Miller, Michael, Patrick, Paschall, Perry of Bladen, Rhodes, Scott, Sharp, Sneed, Trivett, Winslow, Williamson, Wheeler and Whisnant—50.

The President of the Joint Assembly announced that 162 votes had been cast—that 82 were necessary to a choice—that Mr. Vance had received 72, Mr. Merrimon 22, and Mr. Pool 68—that no one had received a majority of all the votes cast, and that there was no election.

On motion of Mr. Love, the Joint Assembly proceeded to another ballot for United States Senator.

The Clerk called the roll of the Senate, and the following Senators voted

For Mr. Vance—Mr. President, Messrs. Barnhardt, Cunningham, Davis, Dunham, Ellis of Catawba, Ellis of Columbus, Gudger, Horton, McCauley, Miller, Morehead of Rockingham, Murphy, Murray, Nicholson, Norwood, Price, Scott, Stafford, Todd, Troy and Waring—24.

For Mr. Merrimon—Messrs. Avera, Chamberlain, Cowles, Humphrey, Love, McCabe, Merrimon, Powell, Respess and Welch–10.

For Mr. Pool—Messrs. Cramer, Eppes, Grandy, Harris, Hill, Holloman, Hyman, King, Long, Mabson, McCotter, Seymour, Smith, Stilley and Walker—16.

The roll of the House was read by the clerk, and the following gentlemen voted

For Mr. Vance—Messrs. Speaker, Anderson of Davie, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryan of Alleghany, Bullard, Byrd, Carter, Craige, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Houston, Johnston, Jones of Caldwell, Jones of Tyrrell, Johns, Lindsey, Luckey, McGehee, McNeill, Mitchell, Moore, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Webb, Wiley and Woodhouse—43.

For Mr. Merrimon—Messrs. Anderson of Clay, Bryson of Jackson, Bryson of Swain, Carson, Dickey, Gorman, Hanner, Haynes, Hinnant, Jones of Camden, Joyner, Marler, Miller, Moring, Perry of Bladen, Rhodes, Scott, Trivett, Watson, Waugh and Whitmire—21.

For Mr. Pool—Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryant of Halifax, Bryan of Pitt, Bryan of Wilkes, Brooks, Bunn, Copeland, Corson, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Goodwyn, Gray, Guyther, Hampton, Hughes, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Mabson, McLaurin, Mitchell, Michael, Patrick, Paschall, Sharp, Sneed, Winslow, Williamson, Wheeler and Whisnant—43.

The President announced that 161 votes had been cast—that 81 were necessary to a choice—that Mr. Vance had 72, Mr. Merrimon had 31, and Mr. Pood had 58—that no one had received a majority of all the votes cast, and that there was no election.

On motion the Joint Assembly adjourned to meet Monday, Dec. 2nd, at 12 M.

The Speaker called the House to order, and on motion of Mr. Joyner, the House adjourned to meet Monday, December 2nd at 10½ o'clock A. M.

THIRTEENTH DAY.

HOUSE OF REPRESENTATIVES, December 2, 1872.

The House was called to order by the Speaker at 10½ o'clock A. M.

The Journal of Saturday was read and approved.

Reports from standing committees were submitted, with recommendations, as follows:

From Committee on Corporations:

By Mr. Jones, of Caldwell—House bill No. 12, that it do pass.

House bill No. 75, with amendment, and that it do pass.

The following bills, reported by the Committee on Engrossed bills as correctly engrossed, were transmitted to the Senate for concurrence:

House bill No. 2—A bill to amend chapter 89, acts of 1871-'72.

House bill No. 4—A bill for the relief of Simon Godwin.

House bill No. 5—A bill to cure certain defects, &c., in the registration of deeds in Buncombe county.

House bill No. 24—An act to exempt the counties of Ashe, Alleghany and Watauga from the provisions of chapter 68, laws of 1871-'72.

The following resolutions and bills were introduced, read first time and passed, and refused or otherwise disposed of, as follows:

By Mr. McNeill—Instructing Clerk of the House to procure for use of members copies of acts, &c.

By Mr. Marler—Resolution instructing Joint Committee on Constitutional Reform. Calendar.—H. R. No. 39.

By Mr. Bennett—A resolution giving citizens of North Carolina the full benefits of exemption from taxation. Calendar.—H. R. No. 40.

To the Committee on the Judiciary:

By Mr. Craige—A bill to be entitled an act for the relief of purchasers under sheriff sales.—H. B. No. 77.

By Mr. Blythe—A bill to amend an act entitled an act concerning the election and registration in the year of our Lord 1872.—H. B. No. 78.

By Mr. Brown, of Davidson—A bill to amend an act to extend the time for the registration of deeds, &c.—H. B. No. 79.

To the Committee on Propositions and Grievances:

By Mr. Gudger—An act entitled an act to amend section 15, chapter 20, laws of special session 1868.—H. B. No. 80.

By Mr. Reid, of Mecklenburg—A bill to be entitled an act for the appointment of an additional constable for the town of Charlotte.—H. B. No. 81.

To Committee on Salaries and Fees:

By Mr. Badger—A bill to be entitled an act to provide proper compensation for the Justices of the Supreme Court. —H. B. No. 82.

By Mr. Perry, of Bladen—A bill for the relief of minors working upon the public roads.—H. B. No. 83.

House bill No. 13 was read second time, and on motion of Mr. Brown, of Mecklenburg, was laid upon the table.

House bill No. 20 was read second time, and on motion, laid on the table.

House bill No. 27 was read second time, and on motion of Mr. Carson, laid on the table.

House bill No. 29 was read second time, and on motion of Mr. Hinnant, laid on the table.

House bill No. 26 was read second time, and on motion of Mr. Jones, of Caldwell, laid upon the table. Ayes 56; noes 51.

On the motion to table Mr. Blythe called for the ayes and noes, and the call being sustained,

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Brown of Mecklenburg, Bryson of Jackson, Bryson

of Swain, Bryan of Sampson, Bryan of Alleghany, Brooks, Bullard, Carter, Craige, Darden, Dickey, Ellison, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Hanner, Haynes, Houston, Jones of Caldwell, Jones of Orange, Joyner, Lindsey, Luckey, Marler, Maxwell, McGehee, Mitchell, Moring, Moore, Moss, Morrison, Outlaw, Presson, Reid of Mecklenburg, Rhodes, Richardson, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Warlick, Watson, Waugh, Winslow, Wiley, Whitmire and Woodhouse—56.

Those who voted in the negative are:

Messrs. Abbott, Badger, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bunn, Byrd, Carson, Copeland, Corson, Davis, Dudley, Dula, Fletcher, Foster, Gorman, Goodwyn, Gray, Gudger, Guyther, Hampton, Hughes, Johnston, Jones of Northampton, King, Lloyd, Lutterloh, Mabson, McLaurin, McNeill, Miller, Michael, Norment, Paschall, Perry of Bladen, Settle, Sneed, Todd, Trivett, Turner, Waddill, Webb, Williamson, Wheeler and Whisnant—51.

House bill 46 was read second time and indefinitely postponed.

House bill No. 33 was read second time and indefinitely postponed.

House resolution No. 15 was read second and third times, passed each reading and was ordered to be engrossed and sent to the Senate.

House bill No. 58 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 60 was read second and third times, passed each reading and was ordered to be engrossed and sent to the Senate.

House bill No. 66 was read second and third times, passed each reading and was ordered to be engrossed and sent to the Senate.

House bill No. 68 was read second and third times, passed

each reading and was ordered to be engrossed and sent to the Senate.

House bill No. 35 was read second time, and made special order for Wednesday, December 4, at 11 o'clock, A. M.

On motion of Mr. Badger, it was ordered that this House adjourn immediately after the adjournment of the Joint Assembly of the two Houses, out of respect to the memory of Horace Greeley.

Leave of absence was granted to Mr. Sneed till Monday next.

A message was received from the Senate announcing that that honorable body had concurred in House amendment to Senate amendment to House bill No. 3, and transmitting engrossed copy of Senate bill 47—A bill to be entitled an act for the relief of Daniel J. Clarke, late sheriff of Bladen county, and also engrossed copy of Senate amendments to House resolution No. 2. Resolution for removal of disabilities, and asking concurrence of the House.

Senate bill No. 47, with accompanying papers, was referred to the Committee on Finance.

On motion, the Senate amendments to House resolution No. 2 were concurred in.

House resolution No. 37, relating to deficiency in seats, was read second time and referred to Committee on Propositions and Grievances.

JOINT ASSEMBLY.

The hour of 12 M. having arrived, the Joint Assembly of the two Houses convened, and the President of the Senate announced that the business before the Assembly was the election of a United States Senator, and that nominations were in order.

Mr. Bowman nominated John Pool, of Pasquotank.

On a call of the roll of the Senate, the following Senators voted:

For Mr. Pool—Messrs. Chamberlain, Eppes, Grandy,

Harris, Hill, Holloman, Hyman, King, Long, Mabson, McCabe, Respess, Seymour, Smith, Stilley and Walker—16.

For Mr. Armfield—Messrs. Cowles, Horton and Nicholson.
For Mr. Allen—Messrs. Humphrey and Waring.
For Mr. Merrimon—Messrs. Cramer and McCotter.
For Mr. Gorrell—Mr. President.
For Mr. Waring—Mr. Allen.
For Mr. Rogers—Mr. Avera.
For Mr. Barringer—Mr. Barnhardt.
For Mr. Kerr—Mr. Cunningham.
For Mr. J. J. Davis—Mr. Davis.
For Mr. Jones—Mr. Dunham.
For Mr. McCorkle—Mr. Ellis, of Catawba.
For Mr. Strange—Mr. Ellis, of Columbus.
For Mr. Gaither—Mr. Flemming.
For Mr. Harper—Mr. Gudger.
For Mr. McDowell—Mr. Love.
For Mr. Walker—Mr. McCauley.
For Mr. Cathey—Mr. Merrimon.
For Mr. Shipp—Mr. Miller.
For Mr. McCoy—Mr. Murphy.
For Mr. Graham—Mr. Murray.
For Mr. Dilliard—Mr. Norwood.
For Mr. Manning—Mr. Powell.
For Mr. Clements—Mr. Price.
For Mr. Wilson—Mr. Stafford.
For Mr. Folk—Mr. Todd.
For Mr. Fuller—Mr. Troy.
For Mr. Bailey—Mr. Welch.
For Mr. Gilmer—Mr. Worth.

The roll of the House was called, and the following gentlemen voted

For Mr. Pool—Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Copeland, Corson, Darden, Davis, Dudley, Dula, Fletcher, Foster, God

frey, Goodwyn, Gray, Guyther, Hampton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Mabson, McLaurin, Patrick, Paschall, Perry of Bladen, Rhodes, Scott, Sharp, Winslow, Wheeler and Whisnant—43.

For Mr. Merrimon—Messrs. Bryson of Swain, Hinnant, Miller, Michael, Waugh and Williamson—7.

For Mr. Fuller—Messrs. Bryan of Sampson, Grady and Bullard.

For Mr. Scales—Messrs. Johns, Settle and Stowe.

For Mr. W. H. Battle—Messrs. Bennett and Lindsey.

For Mr. Clingman—Messrs. Blackwell and Bryson of Jackson.

For Mr. Burnett—Messrs. Carter and Joyner.

For Mr. Shober—Messrs. Craige and Luckey.

For Mr. Bailey—Mr. Gudger.

For Mr. Graham—Messrs Brown of Mecklenburg, Waddill and Watson.

For Mr. Barringer—Messrs. Perry, of Wake, and Shinn, of Cabarrus.

For Mr. Armfield—Messrs. Marler and Turner.

For Mr. Allen—Messrs. Outlaw and Stanford.

For Mr. Manning—Messrs. Hanner and Moring.

For Mr. Turner—Messrs. Mitchell and Shaw.

For Mr. McDonald—Mr. Speaker.

For Mr. Clement—Mr. Anderson, of Davie.

For Mr. R. B. Vance—Mr. Anderson, of Clay.

For Mr. Martin—Mr. Ballard.

For Mr. Parks—Mr. Bryan, of Alleghany.

For Mr. McElroy—Mr. Byrd.

For Mr. Warren—Mr. Carter.

For Mr. Johnston—Mr. Dickey.

For Mr. Phillips—Mr. Ellison.

For Mr. Robinson—Mr. Freeman.

For Mr. Holt—Mr. Gant.

For Mr. Miller—Mr. Gidney.

For Mr. Dilliard—Mr. Gilmer.

For Mr. Bowman—Mr. Gorman.
For Mr. Hill—Mr. Haynes.
For Mr. McCorkle—Mr. Houston.
For Mr. Coleman—Mr. Johnston.
For Mr. Harper—Mr. Jones, of Caldwell.
For Mr. Kirkland—Mr. Jones, of Orange.
For Mr. Jarvis—Mr. Jones, of Tyrrell.
For Mr. Kerr—Mr. McGehee.
For Mr. Britt—Mr. McNiell.
For Mr. Carter—Mr. Moore.
For Mr. Woodward—Mr. Moss.
For Mr. Hoke—Mr. Morrison.
For Mr. McBride—Mr. Norment.
For Mr. Walkup—Mr. Presson.
For Mr. Gion—Mr. Reid, of Mecklenburg.
For Mr. George—Mr. Richardson.
For Mr. Manly—Mr. Shackelford.
For Mr. Hargrove—Mr. Sneed.
For Mr. Cilley—Mr. Todd.
For Mr. Gaither—Mr. Warlick.
For. Mr. Ball—Mr. Webb.
For Mr. Gilmer—Mr. Wiley.
For Mr. McMinn—Mr. Whitmire.
For Mr. Speed—Mr. Woodhouse.

The President of the Joint Assembly announced that 165 votes had been cast—that 83 were necessary to a choice—that no one had received a majority of the whole vote cast, and that there was no election.

On motion of Mr. Troy, the Joint Assembly adjourned till to-morrow 12 M.

The House was called to order, and, on motion of Mr. Badger, adjourned immediately till 11 o'clock to-morrow, out of respect to the memory of Horace Greeley.

FOURTEENTH DAY.

HOUSE OF REPRESENTATIVES, December 3, 1872.

The House was called to order by the Speaker at 10 o'clock A. M.

Prayer by the Rev. Dr. Atkinson, of this city.

The Journal of yesterday was read and approved.

The following bills, reported as correctly enrolled by the Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to change the time of holding the Superior Courts of Wake county.

Resolution asking Congress to amend the pension law.

Joint resolution to provide for deficiencies in the annual supply of stationery.

The following resolutions and bills were introduced, read first time, passed and referred or otherwise disposed of, as follows:

By Mr. Houston—A resolution instructing the Secretary of State to provide at once the stationery required by a resolution passed at the session of 1872–'73.—H. R. No. 42.

By Mr. Morrison—A resolution asking Congress to amend the internal revenue laws—H. R. No. 43.

By Mr. Bennett—A bill entitled an act to repeal section 10 of the act entitled an act to suspend the Code of Civil Procedure in certain cases, and enact a substitute for said section.—H. B. No. 90.

By Mr. Brown, of Davidson—A bill to empower board of commissioners of the several counties of this State, at their discretion, to change the lines of their several town shps.—H. B. No. 85.

By Mr. Sharp—A bill in reference to executors and administrators who resided in that part of Northampton county

which was afterwards annexed to the county of Hertford.—H. B. No. 86.

By Mr. Blackwell—A bill to be entitled an act to increase the quantity of the personal property of any resident of this State which shall be exempted from execution for debt, and to enlarge the homestead provision of the Constitution.—H. B. No. 87.

By Mr. Brown, of Davidson—A bill to authorize the commissioners of Davidson county to compromise the indebtdness of the county.—H. B. No. 98.

By Mr. Bennett—A bill to authorize the imprisonment of persons convicted in the United States Courts of this State in the penitentiary of the State.—H. B. No. 89.

SPECIAL ORDER.

The hour, 11½ o'clock, having arrived, the special order, House bill No. 23, was read second time and passed.

On motion of Mr. Trivett, the rules were suspended, and the bill was read third time and amended so as to exclude the counties of Clay, Randolph and Cherokee from the provisions of the bill, and passed. Ordered to be engrosed and sent to the Senate.

House bill No. 69 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House resolution No. 38 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 1 was read second time, and, on motion of Mr. McNeill, laid on the table.

JOINT ASSEMBLY.

The hour, 12 M., having arrived, the Joint Assembly of the two Houses convened, and the President of the Senate

announced that the business before the Joint Assembly was the election of a United States Senator, and that nominations were in order.

The following named gentlemen were placed in nomination:

By Mr. Cowles—Zebulon B. Vance, of Mecklenburg.

By Mr. Love—Augustus S. Merrimon, of Wake.

The roll of the Senate was called, and the following Senators voted.

For Mr. Vance—Mr. President, Messrs. Allen, Barnhardt, Cowles, Cunningham, Davis, Dunham, Ellis of Catawba, Ellis of Columbus, Flemming, Gudger, Horton, McCauley, Miller, Morehead of Rockingham, Murphy, Murry, Nicholson, Norwood, Price, Scott, Stafford, Todd, Troy, Waring and Worth—26.

For Mr. Merrimon—Messrs. Avara, Chamberlain, Cramer, Eppes, Grandy, Harris, Hill, Holloman, Humphrey, Hyman, King, Long, Love, Mabson, McCabe, McCotter, Merrimon, Powell, Respess, Seymour, Smith, Stilley, Walker and Welch—24.

The roll of the House was called, and the following gentlemen voted:

For Mr. Vance—Messrs. Speaker, Anderson of Davie, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryan of Sampson, Bryan of Alleghany; Bullard, Byrd, Carter, Craige, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Mitchell, Moore, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Webb, Wiley and Woodhouse—54.

For Mr. Merrimon—Messrs. Abbott, Anderson of Clay, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of

Wilkes, Brookes, Bunn, Carson, Copeland, Corson, Darden, Davis, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Gray, Guyther, Hanner, Hampton, Haynes, Heaton, Hinnant, Hughes, Jones of Camden, Jones of Northampton, Joyner, Jordan, King, Lloyd, Lutterloh, Mabson, McLaurin, Miller, Michael, Moring, Patrick, Paschal, Perry of Bladen, Perry of Wake, Rhodes, Scott, Sharp, Sneed, Trivett, Waugh, Winslow, Williamson, Whitmire, Wheeler and Whisnant—63.

The President of the Senate announced that 167 votes had been cast; that 84 were necessary to elect; that Augustus S. Merrimon received 87 votes, and that Zebulon B. Vance had received 80 votes; that Augustus S. Merrimon having received a majority of the whole vote cast, was duly elected, and so declared to be Senator for six years from the 4th of March, 1873.

On motion of Mr. Troy, the Joint Assembly adjourned *sine die.*

The House was called to order, and on motion, adjourned till to-morrow at 10½ o'clock.

FIFTEENTH DAY.

House of Representatives, December 4, 1872.

At 10 o'clock A. M. the House was called to order by the Speaker.

The Journal of yesterday was read and approved.

Leave of absence was granted to Mr. Jones of Camden for ten days, to take testimony in the contested election case from his county.

To Mr. Williamson till Monday next.

To Mr. King till Saturday next.

To Mr. Lindsey from Saturday till Monday next.

To Mr. Bunn for two days.

To Mr. Bryan, of Sampson, till Saturday next.

To Mr. Moss from Saturday till Tuesday next.

To Mr. Dudley from Saturday till Tuesday next.

Reports from standing committees were submitted with recommendations as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 44, with amendment, and that it do pass.

House bill No. 80, that it do pass.

From the Committee on Finance:

By Mr. Stanford—House bill No. 84, that it do pass.

From the Committee on Privileges and Elections:

Mr. Johnston submitted a report in the case of P. Warlick, member from Burke, which was read and adopted.

The following resolution and bills, reported by the Committee on Engrossed Bills as correctly engrossed, were transmitted to the Senate for concurrence:

House resolution No. 15—Resolution asking our Representatives in Congress to try to secure pensions to the soldiers of the war with Mexico.

House bill No. 28—An act to authorize the commissioners of Watauga to levy a special tax.

House bill No. 42—A bill to exempt widows and certain citizens of North Carolina from taxation.

House bill No. 58—A bill to amend section 1 chapter 141, laws of 1871–'72.

House bill No. 60—A bill to amend chapter 75, laws of 1870–'71.

House bill No. 66—An act making Hunting Creek a lawful in fence the county of Davie.

House bill No. 68—A bill concerning the government of counties.

The following resolution and bills, reported as correctly

enrolled by Committee on Enrolled Bills, was duly ratified and transmitted to the Senate:

Resolution asking for the removal of disabilities.

An act for the relief of the sureties of William A. Walton, deceased, late sheriff of Rowan county.

The following resolutions and bills were introduced, read first time, passed and referred, or otherwise disposed of, as follows:

CALENDAR.

By Mr. Bean—Resolution in regard to Insane Asylum, State Prison, and the Institute of the Deaf, Dumb and the Blind.

By Mr. Perry, of Bladen—A resolution on a recess.—H. R. No. 48.

By Mr. Blythe—A resolution instructing the Committee on Public Printing.

To the Committee on Propositions and Grievances:

By Mr. Johnston—A resolution in favor of the sureties of Jesse Sumner, sheriff of Buncombe in the year 1869.

To the Committee on the Judiciary:

By Mr. Trivett—An act to prevent speculation in county claims, and to require purchasers to make affidavit of the cost of the same.—H. B. No. 91.

To the Committee on Propositions and Grievances:

By Mr. Johnston—An act to be entitled an act to amend chapter 27, private laws of 1870–'71, entitled an act in relation to the sale of spirituous liquors in the town of Asheville.—H. B. No. 92.

To the Committee on Corpoartions:

By Mr. Godfrey—An act to incorporate the Northern and Southern Telegraph Company.—H. B. No. 93.

By Mr. Godfrey—An act to incorporate the Security Express Company.—H. B. No. 94.

By Mr. Bowman—A bill to amend and carry into effect

chapter 36, laws of 1868–'69, being an act entitled an act to establish a turnpike road from Marion, in the county of McDowell, to Asheville, in the County of Buncombe.—H. B. No. 95.

To the Committee on Education:

By Mr. Bean—A bill to repeal section 19, 20 and 25, chapter 189 of the public laws of 1871–'72.—H. B. No. 96.

To the Committee on Railroads, Postroads and Turnpikes:

By Mr. Paschall—An act for the laying off and constructing a public highway in Warren county.—H. B. No. 97.

A message was received from the Senate transmitting engrossed copies of Senate resolution No. 32, in favor of the sheriff of Dare, and Senate resolution No. 45, instruction to Principal Clerk of the Senate.

Senate resolution No. 32 was read first time, passed and referred to the Committee on Propositions and Grievances.

Senate resolution No. 45 was read first time, passed and placed on the Calendar.

A message was received from the Senate transmitting engrossed copy of Senate resolution 74, House resolution 55, which was read first time, passed and referred to the Committee on Propositions and Grievances.

House bill No. 28—A bill to authorize the commissioners of Watauga county to levy a special tax, was read third time and passed. Ayes 99; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Mecklenburg, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Carson, Copeland, Corson, Craige, Darden, Davis, Dickey, Dula, Ellison, Fletcher, Freeman, Gant, Gidney, Gilmer, Gorman, Goodwyn, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Hinnant, Hughes, Johnston, Jones of North-

ampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lloyd, Lutterloh, Luckey, Mabson, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Michael, Mitchell, Moore, Moring, Morrison, Norment, Outlaw, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Wiley, Whitmire, Wheeler, Whisnant and Woodhouse

House resolution No. 43 was read second time, adopted, and ordered to be engrossed and sent to the Senate.

House bill No. 30 was read second and third times and ordered to be engrossed and sent to the Senate.

Senate bill No. 23, House bill No. 63, was read second time and passed.

Senate bill No. 47, House bill — was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

JOINT SESSION.

The hour of 12 M. to which the Joint Session of November 20 adjourned, having arrived, the Senators, preceded by the President, entered the hall and were seated.

Mr. McGehee, from the Joint Select Committee appointed to examine returns and report upon such as were informal and defective, submitted a report, which was received and read.

Mr. Welch moved to adopt the report.

Mr. Jones, of Caldwell, moved to lay the motion upon the table, which was rejected, and the report of the committee was adopted.

Mr. Seymour, Senator from Craven, offered the following resolution, which was adopted:

Resolved, That the Clerk of the House be instructed to

add up the returns now received and in his hands, in accordance with the principles adopted by the Joint Session, and lay them before the Joint Session on the 10th instant.

On motion of Mr. Houston, the Joint Session adjourned till Tuesday, December 10, at 12 M.

The House was called to order by the Speaker, and Mr. Brown, of Davidson, moved to adjourn till to-morrow at 10 o'clock A. M.

Mr. Bennett moved to amend by striking out 10 and inserting 9. The motion to adjourn was laid on the table.

Mr. Hughes moved that the House take a recess of five minutes, which was rejected.

On motion of Mr. Hughes, the House adjourned till to-morrow 10 o'clock.

SIXTEENTH DAY.

HOUSE OF REPRESENTATIVES, December 5, 1872.

The House was called to order by the Speaker at 10 o'clock.

The Journal of yesterday was read and approved.

Mr. Jones, of Orange, presented a petition from citizens of Orange praying for the prohibition of the sale of spirituous liquors within two miles of the town, which was read and referred to the Committee on Propositions and Grievances.

Mr. Watson presented a petition from citizens of Durham, Orange county, protesting against the passage of any law prohibiting the sale of liquor, which was read and referred to the Committee on Propositions and Grievances.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 73, that it be indefinitely postponed.

House bill No. 17, that it do not pass.

House bill No. 78, that it be indefinitely postponed.

House bill No. 89, that it do pass.

House bill No. 85, that it be indefinitely postponed.

House bill No. 84, that it do pass.

House bill No. 88, that it be indefinitely postponed.

House bill No. 86, that it do pass.

From the Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—House bill No. 32, with amendment, and that it do pass.

From the Committee on Immigration:

By Mr. Joyner—House bill No. 19, with amendment, and that it do pass.

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 83, that it be indefinitely postponed.

The following resolution and bill, reported as correctly engrossed by the Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House resolution No. 38, instructing Clerk of the House to procure, for the use of the members, copies of acts, &c.

House bill No. 69—A bill to prohibit the hunting of deer or other game, in the counties of Henderson and Transylvania.

The following bill, reported as correctly enrolled by the Committee on Enrolled Bills, was duly ratified and transmitted to the Senate:

Senate bill No. 47—An act for the relief of D. J. Clarke.

The following named resolutions and bills were introduced, read first time, passed and referred, or otherwise disposed of, as follows:

CALENDAR.

By Mr. Bennett—A joint resolution authorizing the Committee on the Judiciary to employ a clerk during examination of Battle's Compilation.—H. R. No. 45.

By Mr. Brown, of Mecklenburg—A joint resolution in regard to the manner of drawing jurors for the Federal Courts of the State.—H. R. No. 47.

By Mr. Marler—Resolution of instruction to Joint Committee on Constitutional Reform.—H. R. No. 46.

The following bills were introduced, read and passed first time and were referred, or otherwise disposed of, as follows:

To the Committee on Propositions and Grievances:

By Mr. Jones, of Orange—An act to prohibit the sale of spirituous liquors in Durham.—H. B. No. 99.

To the Committee on Finance:

By Mr. Perry, of Bladen—An act to levy a special tax in the county of Bladen.—H. B. No. 100.

To the Committee on the Judiciary:

By Mr. Moore—A bill to be entitled an act to amend subdivision 33, section 8 and section 12 of an act concerning the government of counties.—H. B. No. 101.

CALENDAR.

By Mr. Moore—A bill to be entitled an act to re-enact chapter 18, public laws of 1870-'71. Fixes *per diem* and mileage.—H. B. No. 98.

The Calendar was taken up.

House resolution No. 40 was read second time and adopted.

House resolution No. 6 was read second time and postponed till Thursday, 19th December.

Senate resolution No. 55, instruction to Chief Clerk, of the Senate was read second time and adopted.

Bills under a suspension of the rules were disposed of, as follows:

House bill No. 80 was read second and third times, passed each reading, and was ordered to be engrossed and transmitted to the Senate.

House bill No. 44 was read second time, amended and passed; read third time, passed, and ordered to be engrossed and sent to the Senate.

Senate bill No. 23 was read third time, amended and passed, and returned to the Senate, asking concurrence in House amendment.

House resolution No. 44—(Relates to public printing) was read third time.

Mr. Gorman moved to lay on the table.

On this motion, Mr. Blythe called for the ayes and noes, and the call being sustained, the following gentlemen voted in the affirmative:

Messrs. Badger, Craige, Gorman, Grady, Jones of Orange, McNeill, Outlaw, Stanford, Waddill and Woodhouse—10.

The following gentlemen voted in the negative:

Messrs. Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryant of Halifax, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Carter, Carson, Copeland, Corson, Darden, Davis, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Grant, Gidney, Gilmer, Godfrey, Gray, Guyther, Hampton, Haynes, Heaton, Houston, Hughes, Jones of Caldwell, Jones of Northampton, Jones of Tyrrell, Joyner, Jordan, Lindsey, Lloyd, Lutterloh, Luckey, Mabson, Marler, Maxwell, McLaurin, McGehee, Miller, Michael, Mitchell, Moring, Moore, Moss, Morrison, Norment, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stowe, Todd, Trivett, Turner, Warlick, Watson, Waugh, Webb, Winslow, Wiley, Whitmire and Wheeler—89.

The motion to lay on the table was lost.

Mr. Craige moved to postpone indefinitely.

On this motion Mr. Blythe called for the ayes and noes, and the call being sustained, the following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryan of Alleghany, Brooks, Carter, Craige, Darden, Dickey, Ellison, Fletcher, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Hanner, Haynes, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Maxwell, McGehee, McNeill, Mitchell, Moring, Moore, Moss, Morrison, Outlaw, Paschall, Presson, Richardson, Settle, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Whitmire and Woodhouse—65.

The following gentlemen voted in the negative:

Messrs. Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryant of Halifax, Bryan of Pitt, Bryan of Wilkes, Bunn, Byrd, Carson, Copeland, Corson, Davis, Dudley, Dula, Foster, Hampton, Heaton, Hughes, Jones of Northampton, Jordan, Lloyd, Lutterloh, Mabson, Marler, McLaurin, Miller, Michael, Norment, Patrick, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Trivett, Wheeler and Whisnant—39.

The motion to indefinitely postpone prevailed. Ayes 65; noes 39.

House bill No. 98 was read second time.

Mr. Wheeler offered a substitute. [Fixes *per diem* of officers and members at $3, and mileage at 10 cents per mile.]

Mr. Badger moved to amend by giving Speaker and Clerks $10 per day, and members $7. Amendment lost.

The question recurring on the adoption of the substitute, it was rejected.

Mr. Bennett moved to amend original bill. [Fixes *per diem* of members and Doorkeepers at $4, clerks $6, and mileage 15 cents.] Amendment lost.

Mr. Stanford demanded the previous question, and the main question was put, and the original bill, without amendment, passed its second reading, and the rules being suspended, the bill was read third time.

Mr. Luckey moved to amend by fixing *per diem* of members and Doorkeepers at $4. Lost.

On the passage of the bill on its third reading, Mr. Johnston called for the ayes and noes. The call was not sustained, and the bill passed, and was ordered to be engrossed and sent to the Senate.

Leave of absence was granted to Mr. McNeill for three days.

To Mr. Bryant, of Halifax, for three days.

On motion of Mr. Perry, of Bladen, House resolution No. 48, relating to a recess, was read second time, amended and passed, and ordered to be engrossed and sent to the Senate. (As amended the resolution fixes the recess from Thursday, December 19, 1872, to Wednesday, January 15, 1873.)

On motion, the House adjourned till to-morrow at 10½ o'clock.

SEVENTEENTH DAY.

HOUSE OF REPRESENTATIVES, December 6, 1872.

The House was called to order by the Speaker at 10½ o'clock

Prayer by Rev. Mr. Trivett, of this House.

The Journal of yesterday was read and approved.

Mr. Dudley reported that his colleague's (Mr. Abbott) absence from his seat was caused by sickness.

Leave of absence was granted to the following members:

To Mr. Jones, of Northampton, till Monday next.

To Mr. Shaw, from Saturday till Wednesday.

To Mr. Badger, from Friday till Tuesday.
To Mr. Rhodes, from Saturday till Monday.
To Mr. Patrick, from Saturday till Tuesday.
To Mr. McLaurin, for two days.
To Mr. Grady, from Saturday till Monday.

INTRODUCTION OF MEMORIALS.

By Mr. Bryan, of Alleghany—A petition from certain citizens of Alleghany relative to a turnpike road. Read and referred to Committee on Counties, Cities, Towns and Townships.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 45, that it do pass.

House bill No. 92, that it do pass.

House resolution No. 55, Senate resolution No. 74, that it do pass.

House resolution No. 36, Senate resolution No. 32, that it do pass.

From the Committee on Corporations:

By Mr. Jones, of Caldwell—House bill No. 11, that it do pass.

House bill No. 93, find no reason why it should not pass.

House bill No. 94, that it do pass.

From the Committee on Salaries and Fees:

By Mr. Settle—House bill No. 55, that it do pass.

House bill No. 82, that it do not pass.

The following resolutions and bills were introduced, read first time, passed and referred, or otherwise disposed of, as follows:

CALENDAR.

By Mr. Jones, of Caldwell—A resolution in favor of employees of General Assembly—H. R. No. 49.

By Mr. Hughes—A resolution relative to the expediency of establishing an Orphan's Home in the State—H. R. No. 50.

By Mr. Waddill—Resolution instructing Judiciary Committee—H. R. No. 51.

By Mr. Bennett—A resolution in regard to the Supreme Court Library—H. R. No. 52.

To the Committee on Judiciary:

By Mr. Moore—A bill to be entitled an act to amend section 9, subdivision 7, of an act respecting the county treasurer—H. B. No. 112.

By Mr. Blythe—A bill requiring landholders to close their lines—H. B. No. 103.

By Mr. Rhodes—An act concerning the town of Goldsboro, in Wayne county—H. B. No. 104.

To the Committee on Propositions and Grievances:

By Mr. Hinnant—An act legalizing the leving of a special tax by the commissioners of Johnston county.—H. B. No. 106.

By Mr. Perry, of Wake—An act to make Neuse river a lawful fence.—H. B. No. 107.

By Mr. Wheeler—An act to discontinue a public highway from Salem to Moses Stewart's, in Forsythe county.—H. B. No. 105.

On motion of Mr. Jones, of Caldwell, the rules were suspended and House resolution No. 49 was read second time.

Mr. Morrison moved to amend by striking out $3, and inserting $2. Amendment lost. The resolution passed second reading, and under a suspension of the rules, was read third time and passed.

Mr. Jones, of Caldwell moved to reconsider the vote by

which the resolution passed, and on his motion, the motion to reconsider was laid upon the table.

Mr. Morrison, from Committee on Enrolled Bills, reported the following as corrrectly enrolled, which were duly ratified and transmitted to the Senate:

A resolution in favor of sheriffs.

An act to re-enact chapter 18, public laws 1870–'71.

BILLS ON SECOND READING.

House bill No. 78 was read second time, and on motion, was postponed till Monday 16th, December, and made special order for 12 M. that day.

A message was received from the Senate announcing concurrence in House resolution to raise a Joint Select Committee, and that

Messrs. Merrimon, Humphrey and Seymour constituted the Senate branch of the committee.

The Speaker announced as House branch of the committee on sale of Western North Carolina Railroad, Messrs. Houston, Bennett, Bowman, Bryson, of Swain, and Guyther.

Mr. Moore was excused from serving on the Committee on Insane Asylum, and Mr. Johns took his place.

A message was received from the Senate informing the House that the Senate had passed House resolution No. 32 with amendments, and asking the concurrence of the House therein. Concurred in.

A message was received from the Senate announcing that that honorable body had passed House resolution No. 28 with amendments, asking concurrence of the House therein.

On motion of Mr. Houston, the amendments of the Senate were concurred in.

A message was received from the Senate refusing to concur in the proposition to print the Governor's message and accompanying documents in relation to the Centennial

Anniversary, and that the Senate had concurred in the amendment adopted by the House to Senate resolution No. 22, instructing Secretary of State to send special messenger for election returns.

On motion, the House receded from its proposition to print message and accompany documents.

SPECIAL ORDER.

House bill No. 15 was taken up, and on motion of Mr. Anderson, of Clay, was indefinitely postponed.

House resolution No.—Relating to deficiency of seats, was read second time, passed, and under a suspension of the rules was read third time and passed.

On motion of Mr. Godfrey, House bill No. 93 was taken up and read second time, and on motion of Mr. Houston, the further consideration of the bill was postponed till Friday, December 13, and made special order for 12 M. that day.

House bill No. 32—(Provides for new county) was read second time, and pending a discussion of the bill, on motion of Mr. Jones, of Caldwell, the House adjourned till to-morrow 10 A. M.

EIGHTEENTH DAY.

HOUSE OF REPRESENTATIVES, December 7, 1872.

The House was called to order by the Speaker at 10 o'clock.

The Journal of yesterday was read and approved.

Leave of absence was granted to the following gentlemen:

To Mr. Brown, of Mecklenburg, until Tuesday.

To Mr. Abbott until Thursday.

To Mr. King until Wednesday.

To Mr. Maxwell until Wednesday.

Mr. Mabson was announced as being detained from his seat by sickness.

Reports from standing committees were submitted with recommendations, as follows:

Erom Committee on Judiciary:

By Mr. Bennett—House bill No. 65, with substitute, and that it do pass.

House bill No. 77, that it be indefinitely postponed.

House bill No. 25, with substitute, and that it do pass.

House resolution No. 4, with a substitute, and that it do pass.

House bill No. 91, that it do not pass.

House bill No. 103, that it do not pass.

From the Committee on Claims:

By. Mr. Maxwell—House resolution No. 18, that it do not pass.

House resolution No. 26, that it do pass.

From the Committee on Finance:

By Mr. Stanford—House bill No. 100, with substitute, and that it do pass.

The following bills and resolutions, reported by the Committee on Engrossed Bills as correctly engrossed, were transmitted to the Senate for concurrence:

House bill No. 23—An act to exempt the counties of Ashe, &c., from the provisions of chapter 142, laws of 1869-'70.

House bill No. 44—To prevent dams and other obstructions in the French Broad river.

House bill No. 80—An act entitled an act to amend section 15, chapter 20, laws of special session of 1868.

House resolution No. 45—Resolution empowering the Joint Select Committee to employ a clerk.

House resolution No. 39—Instructing the Joint Committee on Constitutional Reform.

House resolution No. 48—Resolution in regard to a recess.

House resolution No. 49—Resolution in favor of the pages of the General Assembly.

The following resolutions, reported by the Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

Joint resolution instructing Secretary of State to send special messenger to Gates county for election returns.

Resolution instructing Principal Clerk of the Senate.

Joint resolution in reference to pay of the employees of the General Assembly.

Joint resolution concerning the sale of the Western North Carolina Railroad.

Resolution to purchase national colors.

The following named resolution and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

By Mr. Morrison—Resolution instructing Committee on Engrossed Bills.—H. R. No. 56.

By Mr. Turner—Resolution of instruction to the Joint Select Committee on Constitutional Reform.—H. R. No. 57.

By Mr. Mitchell—Resolution of instruction to our Senators and Representatives in Congress.—H. R. No. 58.

By Mr. Bennett—Resolution asking the Governor to issue his proclamation in reference to citizens being induced to leave the State.—H. R. No. 59.

By Mr. Houston—Resolution of instruction to the Committee on Agriculture.—H. R. No. 60.

By Mr. Perry, of Bladen—Resolution in regard to the sale of perishable articles in the State arsenal.—H. R. No. 61.

By Mr. Dula—Resolution of instruction to the Joint Select Committee on Constitutional Reform.—H. R. No. 62.

By Mr. Blackwell—Resolution raising a Joint Select Committee of five to prepare and report a bill to cure certain defects in the present school laws.—H. R. No. 63.

By Mr. Houston—A resolution of instruction to the State Geologist.—H. R. No. 64.

To the Committee on the Judiciary:

By Mr. Moore—A bill amendatory of the act of 21st December, 1871, concerning the appointment of Judges to hold special terms.—H. B. No. 108.

By Mr. Moore—A bill to amend section 319 of the Code of Civil Procedure.—H. B. No. 109.

By Mr. Moore—A bill allowing sales of reversions on homesteads by the consent of owners of the homesteads.—H. B. No. 110.

By Mr. Moore—A bill allowing sales of reversions on homesteads under certain restrictions.—H. B. No. 111.

To the Committee on Propositions and Grievances:

By Mr. Haynes—A bill to prevent the sale of spirituous liquors within the town of Waynesville, Haywood county.—H. B. No. 112.

By Mr. Whitmire—A bill to allow the commissioners of Transylvania county to levy a special tax.—H. B. No. 113.

To the Committee on Finance:

By Mr. Guyther—A bill for the relief the sheriffs of the State.—H. B. No. 114.

ON THE CALENDAR.

The bill to allow the commissioners of Bladen county to adjust the debt of said county, introduced by Mr. Perry, of Bladen.—H. B. No. 115.

The unfinished business of yesterday resumed:

H. B. No. 32.—A bill to establish a new county by the name of Alto, on its second reading. The question recurred upon the adoption of the amendment offered by the committee changing the name to "Chattooga."

Mr. Bryson, of Jackson, offered the following amendment, which was adopted: that the question of the organization of the new county shall be voted upon by the voters of the

several detached portion, of other counties, out of which it is to be framed, and if they favor it, it is to be allowed. The amendment offered by the committee was adopted.

Mr. Jones, of Caldwell, offered a proviso, providing that said county of Chattooga shall have no representation in the General Assembly until 1885.

Mr. Moore offered a substitute for the proviso of Mr. Jones, of Caldwell, which reads as follows: *Provided*, That the people of said new county shall vote in the election of members of the General Assembly, with the old counties from which they are detached, until the population of the said new county shall be sufficient to entitle it to representation, and shall not be separately represented in the General Assembly until said new county shall have such population. The substitute was adopted.

Mr. Guyther moved the following amendment, which was rejected: That if a majority of the votes cast in that portion of Transylvania county and the county of ——— proposed to be cut off shall be against the new county, it shall not from a part of the same.

Mr. Whitmire moved to postpone until 18th of January. Lost.

On moton of Mr. Jones, of Caldwell, the bill was indefinitely postponed.

A message was received from the Senate announcing that Messrs Love, Dunham and Grandy constitute Senate branch of the Joint Select Committee on the Compilation of the Public Laws.

Bills were acted on under a suspension of the rules, as follows:

House Bill No. 35 was read second and third times, passed each reading and was ordered to be engrossed and sent to the Senate.

House bill No. 17 was read second time, and on motion of Mr. Marler, indefinitely postponed.

House bill No. 85 was read second time and indefinitely postponed.

House bill No. 84 was read second and third times, passed each reading, and ordered to be engrossed and sent to the Senate.

House bill No. 88 was read second time, and on motion of Mr. Houston, indefinitely postponed.

House bill No. 86 was read second and third times, passed each reading, and ordered to be engrossed and sent to the Senate.

House bill No. 92 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House resolution 46 was read second time and adopted.

House bill No. 89 was read second and third times, passed each reading, and ordered to be engrossed and sent to the Senate.

House resolution No. 19 was read second time.

Mr. Guyther moved to postpone its further consideration until the 20th of January, 1873.

Mr. Houston moved to amend by striking out the 20th and inserting 18th. The amendment was rejected, and the motion of Mr. Guyther adopted.

On motion of Mr. Morrison, the resolution on engrossed bills was read second time and adopted.

On motion of Mr. Houston, the resolution of instruction to the State Geologist was read and adopted.

House resolution No. 53 was read second time.

The report of the Committee on Privileges and Elections in the case of Mr. Warlick, of Burke, was adopted.

House bill No. 74 was read second time, and on motion of Mr. Maxwell, indefinitely postponed.

House bill No. 105 was read second time, and on motion of Mr. Craige, referred to the Committee on Counties, Cities, Towns and Townships.

On motion of Mr. Morrison, House bill No. 55 was read second time. The amendment offered by the committee, inserting after the word constable in line 6, section 4, of said act, the words "and solicitors," was adopted.

On motion of Mr. Bennett, the further consideration of the bill was postponed for a week.

House resolution No. 35 was read second time, and the motion of Mr. Stanford, to refer to the Committee on Finance, was rejected.

Mr. Moore offered the following proviso: *Provided*, That said sheriffs shall pay over to the Treasurer by the 20th of December, all State taxes collected by them, which was adopted.

On motion of Mr. Trviett, the name of W. C. Latham, sheriff of Ashe county, was inserted in the bill, and on motion of Mr. Gudger, the name of A. J. Tweed was stricken from the bill.

The bill, as amended was, on motion of Mr. Stanford, referred to the Committee on Finance.

Senate resolution No. 32, House resolution No. 36, was read second and third times, passed each reading, and ordered to be enrolled for ratification.

House bill No. 83, was read second time, and on motion of Mr. Waugh was indefinitely postponed.

The Speaker announced Messrs. Gidney, Johnston, Darden, Sharp and Turner as the House Branch of the Joint Select Committee to investigate the affairs of the Penitentiary.

A message was received from the Senate, announcing the concurrence of that body in House resolution No. 49, with amendment adding ratifying clause.

On motion of Mr. Outlaw, the House adjourned until Monday, 10 o'clock, A. M.

NINETEENTH DAY.

HOUSE OF REPRESENTATIVES, December 9, 1872.

The House was called to order by the Speaker at 10 o'clock, A. M.

The Journal of Saturday was read and approved.

Mr. Darden presented a petition from certain citizens of Perquimans county, asking the enactment of a law in reference to a prohibition of the sale of iiquor withln one mile of Winfall, in that county. The petition was referred to the Committee on Propositions and Grievances.

Reports of standing committees were submitted with recommendations, as follows:

Mr. Moring, from the Committee on Engrossed Bills, reported House bill No. 92—An act to amend chapter 27, private laws of 1870–'71, and House resolution No. 37, in regard to a deficiency of seats in the House of Representatives, as correctly engrossed, which were sent to the Senate for concurrence.

The following resolutions and bills were introduced, read first time, passed and referred or otherwise disposed of, as follows:

By Mr. Craige—A resolution authorizing the trustees of the public library to enlarge the rooms of said library.—H. R. No. 64.

By Mr. Waugh—A resolution of instruction to the Committee on Salaries and Fees—H. R. No. 65.

To the Committee on the Judiciary:

By Mr. Gidney—A bill to amend section 2, chapter 95, laws of 1871–'72.—H. B. No. 116.

By Mr. Craige—A bill to amend section 1, chapter 60, laws of 1871–'72.—H. B. No. 117.

To the Committee on Corporations:

By Mr. Gorman—A bill to incorporate Seaton Gales Lodge, No. 64, Raleigh, North Carolina.—H. B. No. 118.

By Mr. Webb—A bill to incorporate the Belle Cove Oyster Committee.—H. B. No. 119.

To the Committee on Education:

By Mr. Bean—A bill to amend section 28, chapter 189, laws of 1871–'72.—H. B. No. 120.

By Mr. Marler—A bill to repeal chapter 189, laws of 1871 and 1872.—H. B. No. 121.

To the Committee on Railroads, Postroads, &c.:

By Mr. Corson—A bill in relation to public roads in Beaufort county.—H. B. No. 122.

To the Committee on Propositions and Grievances:

By Mr. Darden—A bill to prohibit the sale of liquor within one mile of Windfall, Perquimans county.—H. B. No. 123.

On motion of Mr. Waugh, the rules were suspended and the resolution of instruction to the Committee on Salaries and Fees was read second time and adopted.

CALENDAR.

House bill No. 100 was read second time, and substitute offered by the Committee was adopted, and bill passed. Ayes 89; noes 2.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Darden, Davis, Dickey, Dula, Ellison, Fletcher, Foster, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Gudger, Guyther, Hanner, Hampton, Hanyes, Heaton, Houston, Hughes, Johnston, Jones of Northampton, Jones of Tyrrell, Joyner, Johns, Jordan, Lloyd, Lutterloh, Luckey, Mabson, Marler, McGehee,

Miller, Michael, Moring, Moore, Moss, Morrison, Norment, Outlaw, Paschall, Perry of Bladen, Presson, Reid of Randolph, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Whitmire and Whisnant—89.

Messrs. Brown, of Davidson, and Jones, of Mecklenburg, voted in the negative—2.

House bill No. 77 was read second time and indefinitely postponed.

House bill No. 94 read second time, and on motion of Mr. Jones, of Caldwell, was referred to the Committee on the Judiciary.

House resolution No. 19, in favor of Louisa Heath, was read second time.

Mr. Jones, of Caldwell, moved to recommit to Committee on Claims.

On motion of Mr. Bowman, the resolution was laid on the table.

House bill No. 11 read second time, and on motion of Mr. Fletcher, was postponed, and made special order for Wednesday 12 M.

On motion of Mr. Craige, the use of the hall was granted for the purpose of holding an agricultural convention on Wednesday evening.

SPECIAL ORDER.

The hour of 11 o'clock having arrived, the special order, House bill No. 42 was read second time, and on motion of Mr. Jones, of Caldwell, was indefinitely postponed.

CALENDAR RESUMED.

House bill No. 14 was read second time and indefinitely postponed.

House resolution No. 47 was read second time and adopted.

House resolution No. 51 was read second time, and Mr. Copeland moved to indefinitely postpone.

On this motion Mr. Jones, of Caldwell, called for the ayes and noes. The call was sustained, and the House refused to postpone indefinitely. Ayes 8; noes 84.

The following gentlemen voted in the affirmative:

Messrs. Bowman, Bryan of Wilkes, Copeland, Corson, Davis, Hampton, Miller, and Paschall—8.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard Bean, Bennett, Blackwell, Blythe, Brown of Davidson, Bryson of Jackson, Bryson of Swaine, Byan of Pitt, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Carter, Carson, Cox, Craige, Darden, Dickey, Dula, Ellison, Fletcher, Foster, Gant, Gidney, Gilmer, Godfrey, Gorman Gray, Gudger, Guyther, Hanner, Haynes, Heaton, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Northampton, Jones of Tyrell, Joyner, Johns, Jordan, Lloyd, Lutterloh, Luckey, Mabson, Marler, McGehee, Michael, Mitchell, Moring, Moore, Morrison, Norment, Outlaw, Perry, of Bladen; Presson, Reid, of Randolph; Scott, Settle, Shaw, Sharp, Shinn, of Iredell; Shinn, of Cabarrus, Shackleford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Whitmore, Wheeler, Whisnant and Woodhouse—84.

The resolution was then adopted.

On motion of Mr. Anderson, of Clay, the rules were suspended, and House bill No. 25 was read second time and substitute offered by committee adopted, and bill passed. The bill was read third time, passed and ordered to be sent to the Senate for concurrence.

SPECIAL ORDER.

The hour of 11½ o'clock having arrived, the special order, House bill No. 35, was read second time, and on motion of Mr. Anderson, of Clay, was indefinitely postponed.

On motion of Mr. Perry, of Bladen, the rules were suspended, and House bill No. 115 was read second time.

Mr. Craige moved to indefinitely postpone, which was lost.

Mr. Bowman offered the following amendment: "That the provisions of Chapter 75, laws of 1871–'72, are hereby suspended in so far as the same are applicable to the counties aforesaid."

Mr. Bowman moved to refer the bill and amendment to the Judiciary Committee.

On motion of Mr. Jones, of Caldwell, the bill was laid on the table.

CALENDAR RESUMED.

House resolution No. 52 was read second time and adopted.

House bill No. 38 was read second time, and re-committed to the Committee on Judiciary.

House resolution No. 26 was read second time, and on motion of Mr. Guyther, referred to the Finance Committee, with instruction to take evidence, &c.

House bill No. 82 was read second time, and on motion of Mr. Gorman, was made special order for Wednesday, at 11 A. M.

Mr. Johnston was excused from serving on the Joint Select Committee to examine into the affairs of the Penitentiary, and Mr. Morrison substituted in his stead.

On motion of Mr. Gorman, the House adjourned until to-morrow 10 A. M.

TWENTIETH DAY.

HOUSE OF REPRESENTATIVES, December 10, 1872.

The House was called to order by the Speaker at 10 o'clock A. M.

Prayer by the Rev. Dr. Mason, of this city.

The Journal of rday was yesteread and approved.

The following memorial was introduced, read and referred to the Committee on ———.

By Mr. Moss—A memorial from citizens of Wilson county.

Reports from Standing Committees were submitted with recommendations as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 38 that it do not pass.

House bill No. 8 that it be referred to the Committee on Education. Reference made.

House bill No. 7, that it do not pass.

House bill No. 53, that it it do not pass.

House bill No. 40, that it do pass.

House bill No. 19, that it be indefinitely postponed.

House bill No. 64, that it do pass.

House bill No. 71, that it be indefinitely postponed.

House resolution No. 16, that it do pass.

From the Committee on Penal Institutions:

By Mr. Craige—House bill No. 49, that it do pass.

From the Committee on Propositions and Grievances:

By Mr. Carter—House bill No. 106, that it do pass.

House bill No. 112, that it do pass.

House bill No. 123, that it do pass.

The following resolutions and bills reported by the Committee on Engrossed Bills, as correctly engrossed, were transmittted to the Senate for concurrence.

House resolution No. 46—Resolution of instruction to Joint Committee on Constitutional Reform.

House Resolution No. 53—Resolution in regard to Insane Asylum, State Printer and Institute for Deaf, Dumb, and the Blind.

House bill No. 45—An act to repeal section 1 of an act for the better protection of oysters and terrapins in the waters of North Carolina.

House bill No. 84—A bill to be entitled an act to repeal section 10 of an act entitled an act to suspend the Code of Civil Procedure.

House bill No. 86—A bill in reference to executors and administrators who resided in that part of Northampton annexed to the county of Hertford.

House bill No. 89—A bill to authorize the imprisonment of persons convicted in the United States Courts in North Carolina in the Penitentiary of the State.

The following reported by the Committee on Enrolled Bills, as correctly enrolled, were duly ratified and transmitted to the Senate.

The following resolutions and bills were introduced, read first time, passed, and refered or otherwise disposed of as follows:

PLACED ON THE CALENDAR.

By Mr. Bennett—Resolution of instruction to Attorney General, W. M. Shipp.—H. R. No. 67.

To the Committee on Public Libray:

By Mr. Waugh—Resolution in relation to the public library.—H. R. No. 68.

BILLS PLACED ON THE CALENDAR.

By Mr. Copeland—An act to repeal chapter 8, public laws of 1870–'71.—H. B. No. 124.

By Mr. Whitmire—An act to amend an act to protect cattle from distemper and other infections.—H. B. No. 125.

By Mr. Heaton—An act to incorporate the Mechanics' Hose Company of Wilmington.—H. B. No. 126.

To the Committee on the Judiciary:

By Mr. Moore—A bill to be entitled an act to empower the jurors to impose the punishment in criminal cases.—H. B. No. 128.

By Mr. Moore—A bill to be entitled an act to amend section 233 of the Code of Civil Procedure.—H. B. No. 127.

To Committee on Railroads, Postroads and Turnpikes:

By Mr. Bean—A bill concerning overseers of public roads. —H. B. No. 129.

By Mr. Bryan, of Jackson—A bill to be entitled an act to repeal an act passed at the session of 1850–'51.—H. B. No. 130.

To the Committee on Propositions and Grievances:

By Mr. Joyner—A bill to be entitled an act for the relief of Simon Godwin, tax collector of Johnston county—H. B. No. 131.

By Mr. Bryson, of Swain—A bill to be entitled an act to authorize the commissioners of the county of Swain to levy a special tax.—H. B. No. 132.

A message was received from the Senate transmitting engrossed copies of the following resolution and bills, which were read first time, passed and referred, or otherwise disposed of, as follows:

To the Committee on Finance:

Senate resolution 104—Resolution in favor of Ware and Miller.—H. R. No. 69.

To the Committee on the Judiciary:

Senate bill No. 63—An act to change time for holding the spring term of the Superior Court of Cabarrus county. —H. B. No. 137.

To the Committee on Corporations:

Senate bill No. 9—A bill to incorporate the North Carolina State Life Insurance Company.—H. B. No. 152.

A message was received from the Senate informing the

House that the Senate branch of the Joint Committee for the sale of the North Carolina Railroad consists of Messrs. Flemming, Cramer and Waring.

Also transmitting engrossed amendment to House resolution No. 1, relating to the *per diem* of absent members.

On motion of Mr. Stanford, the House refused to concur in Senate amendment.

On motion of Mr. Darden, the rules were suspended and House bill 123 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Joyner, the rules were suspended and House bill No. 106 was read second and third times, passed its reads, and was ordered to be engrossed and sent to the Senate.

House resolution No. 60, instructing Committee on Agriculture, was read second time and adopted.

House resolution No. 59, asking the Governor to issue a proclamation, was read second time, and a call for the ayes and noes being sustained, the resolution was adopted. Ayes 90; noes 3.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Ballard, Bunn, Byrd, Carson, Copeland, Cox, Craige, Darden, Davis, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Hanner, Hampton, Haynes, Heaton, Houston, Hughes, Jones of Orange, Jones of Tyrrell, Joyner, Jordan, Lindsey, Lloyd, Lutterloh, Mabson, Marler, McGehee, Miller, Michael, Mitchell, Moring, Moore, Moss, Morrison, Norment, Outlaw, Paschall, Perry of Wake, Presson, Reid of Randolph, Rhodes, Settle, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett,

Warlick, Waddill, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—90.

Messrs. Gudger, Hinnant and Jones, of Northampton, voted in the negative.

SPECIAL ORDER.

The hour for the special order having arrived, House resoluton No. 6, removal of the disabilities of W. W. Holden, was read second time, and, on motion of Mr. Badger, postponed till January 20th, and made special order for 12 M. that day.

House resolution No. 58 was read second time and adopted.

House resolution No. 62 was read socond time, and on motion of Mr. Jordan laid on the table.

House resolution No. 63 was read second time, and on motion of Mr. Blackwell was laid on the table.

House bill No. 91 was read second time, and on moton of Mr. Bowman, laid on the table.

House bill No. 65 was read second time, and the substitute offered by the committee was adopted, and the bill passed. Under a suspension of the rules, the bill was read third time, passed, and was ordered to be engrossed and sent to the Senate.

House bill No. 103 was read second time, and on motion of Mr. Waugh, was indefinitely postponed.

On the motion to postpone, Mr. Blythe called for the ayes and noes but the call was not sustained.

House bill No. 64 was read second time and passed. The rules were suspended and the resolution was read third time, and failed to passed no quorum voting.

On motion of Mr. Heaton, the rules were suspended and House bill No. 126 was read second time.

Pending a discussion, the hour for the Joint Session of the two Houses arrived, and the Senators preceded by the Presi-

dent, entered the hall of the House of Representatives and were seated.

The Speaker of the House announced that since the last meeting in Joint Session returns have been received from the county of Gates. The returns were opened and recorded.

On motion of Mr. Seymour, the Clerk of the House read the summing up of the vote for the several State officers voted for in August last.

Mr. Bennett offered the following resolution which was read, and on motion of the Senator from Wake, was laid on the table:

"*Resolved*, By the Joint Session of the two Houses that special messengers be dispatched to each of the counties of Macon and Watauga to get the official returns of the election in August, 1872, and return the same to the Joint Session on the 17th December, 1872."

The Senator from Craven (Mr. Seymour) offered the following:

"WHEREAS, The returns from all the counties of the State, saving those of Macon and Watauga, are now before the Joint Session; and whereas, the two Houses in Joint Session have endeavored to secure returns from said counties of Macon and Watauga; and whereas, it is evident, in view of the population of said counties, that no possible returns from the same could alter the result; therefore

Resolved, That the result of the returns from the counties before this Joint Assembly be now published and the result announced.

Mr. Bennett offered the following as an amendment:

Resolved, By the Joint Session that the returns, as reported from Macon and Watauga counties in the newspapers in the

city of Raleigh, and by the members from those counties, be adopted by the Joint Session as the proper returns from those counties, to be added in by the Clerk.

Mr. Murphy, Senator from Sampson, offered the following as a substitute:

Resolved, That there be a joint meeting of the General Assembly at 12 M. on the 17th of December, to take final action on the returns of election for State officers."

Pending a discussion of the resolutions and substitute,

On motion of Mr. Love, Senator from Jackson, the Joint Session adjourned till Wednesday, December 18, at 12 M.

The House was called to order by the Speaker, and the unfinished business, House bill No. 126, was resumed, and on motion, the bill was referred to the Committee on Corporations.

On motion of Mr. Gorman, the House adjourned till tomorrow 10½ o'clock.

TWENTY-FIRST DAY.

HOUSE OF REPRESENTATIVES, December 11, 1872.

The House was called to order by the Speaker at 10½ o'clock.

Prayer by the Rev. Mr. Blythe of this House.

On motion of Mr. Stanford, the reading of the Journal of yesterday was dispensed with.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 101, with substitute, and that it do pass.

House bill No. 102, that it do pass.

By Mr. Settle—House bill No. 16, that it do not pass.

From the Committee on Propositions and Grievances:

By Mr. Carter—House bill No. 131, that it do pass.

From the Committee on Finance:

By Mr. Stanford—House bill No. 114, that it do not pass.

By Mr. Gidney—Senate resolution No. 104, House resolution No. 69, that it do pass.

From the Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—House bill No. 105, that it do pass.

From the Committee on Railroads, Postroads and Turnpikes:

By Mr. Bryson, of Swain—House bill No. 57, that it be referred to the Committee on Finance. Reference made.

The following resolution and bills were introduced, read first time, passed and referred, or otherwise disposed of, as follows:

PLACED ON CALENDAR.

By Mr. Bennett—A resolution providing for a joint committee—two on the part of the Senate and three on the part of the House—to examine the accounts of the Treasurer for October, November and December, 1872.—H. R. No. 70.

By Mr. Heaton—An act to amend section 45, chapter 199, public laws of 1871-'72.—H. R. No. 141.

To the Committee on the Judiciary:

By Mr. Bennett—A bill providing for the enforcement of decrees in equity, rendered prior to a certain act of 1866.—H. B. No. 133.

By Mr. McGehee—A bill to be entitled an act for the more effectual security of life and property.—H. B. No. 136.

By Mr. Bennett—A bill to cure defects in certain judicial proceeds, arising from mistakes of jurisdiction.—H. B. No. 134.

By Mr. Craige—A bill to be entitled an act amendatory of an act entitled "an act to lay off the homestead," &c.—H. B. No. 135.

Senate bill No. 63, House bill 137—An act to change the time of holding the Spring Term of the Superior Court for Cabarrus county.

To the Committee on Education:

By Mr. Rhodes—A bill to be entitled an act to repeal sections 25 and 37 of chapter 189, public laws of 1871–'72. H. B. No. 138.

By Mr. Mabson—A bill to be entitled an act to alter section 25, chapter 89, public school law.—H. B. No. 139.

To the Committee on Corporations:

By Mr. Norment—A bill to be entitled an act to incorporate King Solomon's Lodge No. 313, Free and Accepted Masons.—H. B. No. 140.

On motion of Mr. Joyner, the rules were suspended and House bill 131 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Joyner, his motion to reconsider the vote by which the bill passed its third reading was laid on the table.

On motion of Mr. Gidney, the rules were suspended and Senate resolution No 104, House resolution No. 69, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Leave of absence was granted to Mr. Perry, of Wake, till Monday next.

House resolution No. 16 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 7 was read second time, and, on motion of Mr. Mabson, was laid on the table.

House bill No. 19 was read second time, and, on motion, indefinitely postponed.

It was announced that the absence of Mr. Freeman from his seat for some days had been caused by sickness.

On motion of Mr. Morrison, the rules were suspended and House bill No. 47—A bill to regulate the salaries of the Governor and Treasurer of the State, was read second time.

Mr. Bowman moved to refer the bill to the Committee on Salaries and fees, and, on this motion,

Mr. Gorman called for the ayes and noes. The call was sustained and the motion lost. Ayes 53 ; noes 56.

Those who voted in the affirmative are :

Messrs. Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bunn, Carson, Copeland, Corson, Cox, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Gray, Guyther, Hampton, Horton, Hinnant, Hughes, Jones of Caldwell, Jones of Northampton, Jones of Orange, Jordan, Lloyd, Lutterloh, Luckey, Mabson, Miller, Michael, Patrick, Paschall, Perry of Bladen, Reid of Randolph, Rhodes, Scott, Sharp, Sneed, Trivett, Winslow, Williamson, Wheeler and Whtsnant—52.

Those who voted in the negative are:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Bryson of Jackson, Bryson of Swain, Bryan of Sampsen, Bryan of Alleghany, Bullard, Byrd, Carter, Craige, Dickey, Gant, Gidney, Gilmer, Grady, Gudger, Hanner, Haynes, Houston, Johnston, Jones of Tyrrell, Joyner, Johns, Lindsey, Marler, McGehee, Mitchell, Moring, Moore, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire and Woodhouse—56.

The hour for the special order having arrived, the consideration of it was postponed, on motion of Mr. Morrison, till the bill before the House was disposed of.

Mr. Dudley moved to amend the bill by striking out in line 2 section 1, the word "three," and insert the word "four."

Mr. Gudger moved to amend the amendment by striking out "four thousand" and inserting "twenty-five hundred."

Mr. Morrison demanded the previous question, the House seconded the demand, and the main question was ordered.

The question being upon the amendment of Mr. Gudger, Mr. Heaton called for the ayes and noes, and the call being snstained, the amendment was rejected. Ayes 6; noes 102.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Clay, Dickey, Gudger, Johnston, Shackelford and Waugh—6.

The following gentlemen voted in the negative:

Messrs. Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Bullard, Bunn, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Guyther, Hanner, Hampton, Haynes, Heaton, Hinnant, Houston, Hughes, Jones of Caldwell, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Lloyd, Lutterloh, Luckey, Mabson, Marler, McGehee, Miller, Michael, Mitchell, Moring, Moore, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—102.

The question being upon the amendment of Mr. Dudley, Mr. Heaton called for the ayes and noes, and the call was sustained and the amendment adopted. Ayes 76; noes 33.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Bean, Bennett, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryant of Halifax, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Bunn, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Gant, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Guyther, Hanner, Hampton, Heaton, Hinnant, Hughes, Jones of Caldwell, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Johns, Jordan, Lloyd, Lutterloh, Luckey, Mabson, Marler, McGehee, Miller, Moring, Moss, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Mecklenburg, Rhodes, Scott, Little, Shaw, Sharp, Stowe, Sneed, Todd, Waddill, Watson, Winslow, Wiley, Williamson, Wheeler and Whisnant—76.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Ballard, Blackwell, Bryson of Swain, Bullard, Dickey, Gidney, Gudger, Haynes, Houston, Johnston, Joyner, Lindsay, Michael, Mitchell, Moore, Morrison, Norment, Outlaw, Presson, Reid of Randolph, Richardson, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Trivett, Turner, Warlick, Waugh, Webb, Whitmire and Woodhouse—33.

Mr. Dudley moved to amend section 2 of the bill by striking out the words "eighteen hundred," and inserting the words "twenty-four hundred," which was adopted, and the bill as amended passed its second reading.

On motion of Mr. Morrison, the rules were suspended and the bill was read the third time.

Mr. Gorman moved to strike out in section 2 "twenty-five hundred" and insert "three thousand." The amendment was rejected.

Mr. Anderson, of Clay, moved to strike out "four thous-

and " and insert " thirty-five hundred," which was rejected

The motion of Mr. Brown, of Davidson, to strike out " four thousand " and insert " thirty-six hundred " was rejected.

The amendment of Mr. Settle to strike out in section 2 " twenty-five hundred " and insert " two thousand," and to allow the Treasurer to employ an additional Clerk at a salary of one thousand dollars, was rejected, and the bill passed its third reading and was ordered to be engrossed and sent to the Senate.

A message was received from the Senate transmitting engrossed copy of Senate resolution No. 143—" A resolution empowering the Joint Committee to investigate the sale of the Western North Carolina Railroad, to take testimony under oath " which was read first time, passed, and the rules being suspended, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

A message was received from the Senate transmitting engrossed copy of Senate resolution No. 151—"A resolution to let the keeping of the public buildings and grounds," which was read first time, passed, and placed on the Calender.

A message was received from the Senate transmitting engressed copy of Senate resolution No. 46—"A resolution of instruction to the Joint Select Committee on Constitutional Reform," which was read first time, passed and placed on the Calendar.

Also informing the House that the Senate had receded from its amendment to House resolution No. 1 in relation to *per diem* of absent members.

On motion of Mr. Heaton, the House adjourned till tomorrow 10½ o'clock.

TWENTY-SECOND DAY.

HOUSE OF REPRESENTATIVES, December 12, 1872.

The House was called to order by the Speaker at 10½ o'clock

The Journal of yesterday was read and approved.

Leave of absence for two days was granted to Mr. Brown, of Davidson.

It was announced that Mr. Brooks had been kept from his seat by sickness.

Leave was granted to the House branch of the Committee on the Insane Asylum to be absent to-day on committee duty.

The following memorial, with accompanying bill, was introduced, read and referred to the Committee on the Judiciary.

By Mr. Moring—A memorial from Judge Tourgee and many lawyers.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 134, that it do pass.

House bill No. 9, that it do not pass.

House bill No. 135, that it do pass.

House bill No. 136, that it do pass.

House bill No. 104, that it do pass.

House bill No. 79, with substitute, and that it do pass.

House bill No. 117, that it do not pass.

Senate bill No. 67, House bill 137, that it do pass.

House bill No. 108, that it do pass.

House bill No. 111, that it do not pass.

House bill No. 110, that it do not pass.

From the Committee on Salaries and Fees:

By Mr. Settle—House bill No. 48, with substitute, that it do pass.

House bill No. 67, that it do not pass.

The following resolutions, reported as correctly enrolled by the Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

Resolution in favor of Ware and Miller.

Resolution relating to the sale of Western North Carolina railroad.

The following resolutions and bills, reported by the Committee on Engrossed Bills, as correctly engrossed, were transmitted to the Senate:

House bill No. 25—A bill to prohibit the sale of intoxicating liquors within one mile of any religious congregation or worshipping assembly in this State.

House bill No. 65—A bill to appoint a public guardian.

House resolution No. 47—Joint resolution in regard to the manner of drawing jurors for the Federal Courts.

House resolution No. 51—Resolution of instruction to Committee on the Judiciary.

House resolution No. 52—Resolution in regard to the Supreme Court Library.

House resolution No. 58—Resolution of instruction to Senators and Representatives in Congress.

House resolution No. 59—Resolution asking the Governor to issue his proclamation.

From the Committee on Corporations:

By Mr. Jones, of Caldwell—Senate bill No. 9, House bill No. 152, that it do pass.

The following resolutions and bills were introduced, read first time, passed and referred, or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Marler—Resolution instructing Judiciary Committee.—H. R. No. 74.

By Mr. Dula—A resolution of instruction—H. R. No. 75.

To the Commitiee on the Deaf, Dumb and the Blind:

By Mr. Ellison—A resolution in regard to the deaf, dumb and the blind.—H. R. No. 76.

By Mr. Perry, of Bladen—A resolution for the relief of Evanda Singletary. To the Committee on the Judiciary—H. R. No. 77.

To the Committee on Railroads, Postroads and Turnpikes:

By Mr. Bennett—A bill to incorporate the W. and W. Railroad.—H. B. 142.

To the Committee on the Judiciary:

By Mr. Dula—An act to change the times of holding the Superior Courts in the several counties.—H. B. 144.

By Mr. Moring—A bill authorizing Solicitors to qualify witnesses.—H. B. No. 146.

To the Committee on Finance:

By Mr. Richardson—A bill to be entitled an act to allow the commissioners of Columbus to levy a special tax.—H. B. No. 147.

By Mr. Bean—A bill in regard to certain sales in North Carolina.

To the Committee on Counties, Cities, Towns and Townships:

By Mr. Badger—A bill to be entitled an act to incorporate the town of Apex.—H. B. No. 150.

To the Committee on Propositions and Grievances:

By Mr. Bean—A bill to repeal chapter 21 of the public laws of 1868.—H. B. No. 143.

By Mr. Gudger—An act in relation to obstructions in Catawba river.—H. B. No. 145.

By Mr. Jones, of Orange—An act in relation to the sale of spirituous liquors in the town of Durham.—H. B. No. 151.

A message was received from the Senate announcing that Messrs. Respess, Waring and Ellis constitute Senate branch of committe to investigate matters connected with the penitentiary.

A message was received from the Senate transmitting engrossed copy of Senate bill No. 15—"A bill to be entitled an act to enable persons not less than three to become incorporators," which was read first time, passed and referred to the Committee on Corporations.—H. B. No. 148.

On motion of Mr. Dula, the rules were suspended, and House resolution No. 75 was read second time, and on motion of Mr. Johnston, was laid on the table.

On motion of Mr. Goodwyn, House bill No. 48 (relates to *per diem* and mileage of county commissioners) was read second time. The substitute proposed by the committee was adopted.

Mr. Watson moved to amend by striking out "two dollars" and inserting "three dollars," and strike out mileage. The amendment was ruled out, the House, by voting to adopt the substitute, having rejected the same proposttion.

Mr. Bowman offered the following proviso as an additional section to the bill: *Provided*, That the county commissioners shall not receive mileage for more than four times in any one year, nor *per diem* for more than twelve days in a year.

Mr. Williamson offered the following amendment: "*Provided*, That the amendment shall only apply to the county of Mitchell."

Mr. Settle demanded the previous question.

Mr. Badger gave notice of the following amendment: "But said proviso shall not apply to the county of Wake."

Mr. Lindsey gave notice of the following: "*Provided*, That the county of Nash shall be exempt from the operations of this act."

The House seconded the demand for the previous ques-

tion, and the main question was ordered, and Mr. Lindsey's amendment was rejected.

Mr. Badger's amendment was rejected.

Mr. Williamson's amendment was rejected.

Mr. Bowman's proviso was rejected, and the bill passed its second reading.

The bill was read third time, and the following amendments were offered, the demand for the previous question having been made by Mr. Settle.

By Mr. Anderson, of Clay—*Provided*, That this act shall not apply to the county of Clay.

By Mr. Dula—Strike out of said bill the words not exceeding "two dollars," and insert not exceeding "one dollar and fifty cents." Strike out "five cents mileage travelling to and from home."

By Mr. Trivett—*Provided*, This act shall not apply to the county of Ashe.

By Mr. Jones, of Caldwell—*Provided*, The commissioners of the counties shall receive mileage to and from their homes to the court house for attendance once in each month.

By Mr. Ellison—*Provided*, This act shall not apply to the county of Wake.

By Mr. Dula—*Provided*, That the county of Wilkes shall shall be exempt from the provisions of this act.

The House seconded the demand for the previous question, and the main question was ordered.

The amendments were all acted upon separately and rejected, and the bill passed its third reading and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Marler, the rules were suspended and House resolution No. 74 was read second time and adopted.

On motion of Mr. McGehee the rules were suspended and House bill No. 136 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

CALENDAR.

House bill 21 was read second and third times, passed each reading and was ordered to be engrossed and sent to the Senate.

House bill No. 49 was read second and third times, passed each reading and was ordered to be engrossed and sent to the Senate.

House bill No. 40 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 77 was read second time and passed. Was read third time, and, on motion, referred to the Committee on the Judiciary.

House resolution No. 64 was read third time, passed, and ordered to be engrossed and sent to the Senate.

House resolution No. 4 was read second time and adopted.

House bill No. 64 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Heaton, House bill No. 141 was taken from the Calendar and referred to the Committee on the Judiciary.

On motion of Mr. Gorman, the House adjourned till to-morrow 10½ o'clock.

TWENTY-THIRD DAY.

HOUSE OF REPRESENTATIVES, December 13, 1872.

The House was called to order by the Speaker at 10½ o'clock.

The reading of the Journal of yesterday was dispensed with.

The following memorial was introduced, read and referred to the Committee on Propositions and Grievances:

By Mr. McNeill—A petition from citizens of Robeson county concerning sale of spirituous liquors.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 133, that it do pass.

From the Committee on Finance:

By Mr. Stanford—House bill No. 149, with amendment, and that it do pass.

By Mr. Richardson—House bill No. 147, that it do pass.

The following resolution and bills, reported by the Committee on Engrossed Bills as correctly engrossed, were transmitted to the Senate for concurrence:

House resolution No. 16—Resolution in favor of A. S. Hill, sheriff of Cherokee county.

House bill No. 47—To regulate the salary of Governor and Treasurer of the State.

House bill No. 106—An act legalizing the levying a special tax in Johnston county.

House bill 123—A bill to be entitled an act to prohibit the sale of spirituous liquor within one mile of Windfall.

From the Committee on the Library:

By Mr. ———, —House resolution No. 68, that it do pass.

The following bills, reported by the Committee on Enrolled Bills as correctly enrolled, were duly ratified and transmitted to the Senate.

An act to incorporate the North Carolina Medicinal Company.

An act for the relief of Simon Godwin, tax-collector of Johnston county.

From the Committee on Corporations:

By Mr. Jones, of Caldwell—House bill No. 148, that it do pass.

House bill No. 118, that it do pass.

House bill No. 140, that it do pass.

Leave of absence till Tuesday wes granted to Mr. Carter.

Leave of absence for Saturday was granted to Mr. Copeland.

Indefinite leave of absence was granted to Mr. ———, on account of severe illness in his family.

The following resolutions and bills were introduced, read first time, passed and referred, or otherwise disposed of, as follows:

CALENDAR.

By Mr. Bennett—A resolution of instruction to the Committee on the Judiciary.—H. R. No. 78.

By Mr. Marler—A resolution for the benefit of teachers of public schools.—H. R. No. 79.

By Mr. Ellison—A resolution instructing the Committee on Education.—H. R. No. 80.

By Mr. Morrison—A resolution concerning the penitentiary.—H. R. No. 81.

By Mr. Wiley—A resolution to raise a joint select committee on constitutional amendments.—H. R. No. 82.

To the Committee on the Judiciary:

By Mr. Watson—A bill to require fines and penalties to be paid to the county treasurer for the benefit of the school fund.—H. B. No. 153.

By Mr. Gidney—An act to be entitled an act to amend section 1 chapter 215, laws of 1869–'70.—H. B. No. 158.

By Mr. Abbott—A bill to be entitled an act to make the enticing of minors to leave their homes a misdemeanor.—H. B. No. 159.

To the Committee on Finance:

By Mr. Shackelford—A bill authorizing E. Merrill, sheriff of Onslow, to collect arrears of taxes.—H. B. No. 160.

By Mr. Goodwyn—An act to be entitled an act to author-

ize the commissioners of Halifax county to levy a special tax.—H. B. No. 161.

To the Committee on Propositions and Grievances:

By Mr. McNeill—A bill to be entitled an act to prevent the sale of spirituous liquors.—H. B. No. 162.

By Mr. Jones of Caldwell—A bill to be entitled an act to empower the commissioners of Caldwell county to sell certain lands.—H. B. No. 163.

To the Committee on Counties, Cities, Towns and Townships:

By Mr. Bryan, of Alleghany—A bill to be entitled an act to lay out and construct a public road from A. M. Bryan's. —H. B. No. 156.

By Mr. Marler—A bill to be entitled an act to amend sections 1 and 5, chapter 71, public laws 1871-'72.—H. B. No. 166.

To Committee on Salaries and Fees:

By Mr. Abbott—A bill to amend section 8, chapter 139 of the laws of 1870.—H. B. No. 164.

To the Committee on Corporations:

By Mr. Jones, of Northampton—A bill to be entitled an act to incorporate the town of Jackson, in Northampton county.—H. B. No. 165.

A message was received from the Senate transmitting engrossed copy of Senate bill No. 26, House bill No. 155—A bill to amend the charter of the Wilmington and Planters' Railway Company which was read first time, passed, and referred to the Committee on Internal Improvements.

A message was received from the Senate transmitting engrossed copy of Senate bill No. 27, House bill No. 157—A bill to amend chapter 152 of the laws of 1872, which was read first time, passed, and referred to the Committee on Judiciary.

A message was received from the Senate transmitting engrossed copy of Senate bill No. 86, House bill No. 154—"A bill to incorporate the New York, Norfolk and Charles-

ton Railway Company," which was read first time, passed, and referred to the Committee on Judiciary.

House resolution No. 57—A resolution instructing the Joint Select Committee on Constitutional Reform, was read, second time.

Mr. Houston moved to lay upon the table, and on this motion Mr. Badger called for the ayes and noes, and the call being sustained, the motion to table prevailed. Ayes 78; noes 27.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Bennett, Blackwell, Bowe, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Bullard, Bunn, Byrd, Carter, Carson, Copeland, Cox, Craige, Darden, Davis, Dickey, Dudley, Dula, Ellison, Fletcher, Gant, Gidney, Gilmer, Goodwyn, Gray, Guyther, Hanner, Hampton, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Northampton, Jordan, King, Lindsey, Lloyd, Lutterloh, Mabson, Marler, McGehee, McNeill, Miller, Michael, Moring, Moss, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Presson, Richardson, Rhodes, Scott, Sharp, Shinn of Cabarrus, Stanford, Sneed, Todd, Trivett, Warlick, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant, and Woodhouse—78.

Those who voted in the negative are:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Brown of Mecklenburg, Bryan of Sampson, Gorman, Grady, Gudger, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Luckey, Mitchell, Moore, Morrison, Reid of Mecklenburg, Settle, Shaw, Shinn of Iredell, Stowe, Turner, Waddill, Watson and Waugh—27.

House resolution No. 67 was read second time and adopted.

House bill No. 149 was read second time, and on motion, referred to the Committee on the Judiciary.

House bill No. 149—A bill in regard to certain sales in

North Carolina, was read second time, and the amendments proposed by the committee were adopted.

The motion of Mr. Hinnant to lay on the table was rejected.

Mr. Johnston offered the following amendment which was adopted: "*Provided*, The provisions of this act shall not apply, or have any effect in any county west of the Blue Ridge."

The following amendments were offered and rejected:

By Mr. Waugh—After the words "Blue Ridge" or to the county of Surry.

By Mr. Warlick—*Provided*, This act shall not apply to the county of Burke.

By Mr. Houston—*Provided*, This bill shall not apply to counties west of the Catawba river.

By Mr. Bryan, of Wilkes—*Provided*, This act shall not apply to the counties of Wilkes and Pitt.

By Mr. Bowe—*Provided*, This act shall not apply to the county of Caswell.

The demand for the previous question by Mr. Settle, was seconded by the House, and the main question was ordered, and the bill passed its second reading.

The rules were suspended, and the bill was read third time, passed and ordered to be engrossed and sent to the Senate.

House bill No. 124 was read second time, and, on motion, was referred to the Committee on the Judiciary.

SPECIAL ORDER.

The hour for the special order having arrived, House bill No. 93—An act to incorporate the Norihern and Soutern Telegraph Company, was read second time and passed.

The rules were suspended, and the bill was read third time, and, on motion, referred to the Committee on the Judiciary.

Senate resolution No. 151, House resolution No. 71—Resolution to let the keeping of the public building and grounds upon contract, was read second time and passed.

The rules were suspended, and the resolution was read third time.

The motion of Mr. Badger to postpone and make special order for to-morrow at 11 o'clock, was rejected.

The motion of Mr. Gorman to lay on the table was rejected.

The question recurring upon the passage of the resolution on its third reading,

Mr. Dudley called for the ayes and noes, and the call being sustained, the resolution passed. Ayes 62; noes 44.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Carter, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Hanner, Haynes, Houston, Johnston, Jones of Caldwell, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, McNiell, Michael, Mitchell, Moring, Moore, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire and Woodhouse—62.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bunn, Carson, Copeland, Cox, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Gorman, Goodwin, Gray, Guyther, Hampton, Hinnant, Hughes, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Mabson, Miller, Patrick, Paschall, Perry of Bladen, Reid of Randolph, Rhodes, Scott, Sharp, Trivett, Winslow, Williamson and Whisnant—44.

The Speaker announced as the House branch of the com-

mittee to make contract, Messrs. Johnston, Dickey and Corson.

House bill 102 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill 101 was read second time, and the substitute offered by the committee was adopted, and bill passed. Was read third time, passed, and ordered to be sent to the Senate.

House bill 105 was read second and third times, passed each reading, and was ordered to be sent to the Senate.

On motion of Mr. Bennett, the rules were suspended and House resolution No. 78 was read second time and adopted.

House bill No. 100 (to levy a special tax in the county of Bladen) was read third time and passed. Ayes 81; nays 18.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Clay, Badger, Bean, Blackwell, Blythe, Bowe, Bryan of Jackson, Bryan of Swain, Bryant of Halifax, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Byrd, Carter, Carson, Copeland, Cox, Darden, Davis, Dickey, Foster, Gant, Gidney, Gilmer, Goodwyn, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Houston, Hughes, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Jordan, King, Lindsey, Lloyd, Lutterloh, Mabson, McGehee, Miller, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Presson, Reid of Randolph, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Trivett, Turner, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Whitmire, Wheeler, Whisnant and Woodhouse—81.

The following gentlemen voted in the negative:

Messrs. Bennett, Brown of Mecklenburg, Ballard, Craige, Dudley, Dula, Hinnant, Johnston, Jones of Caldwell, Johns,

Luckey, Marler, McNeill, Reid of Mecklenburg, Shinn of Iredell, Stowe, Sneed and Warlick—18.

On motion of Mr. Moore, the House adjourned till to-morrow 10½ o'clock.

TWENTY-FOURTH DAY.

HOUSE OF REPRESENTATIVES, December 14, 1872.

The House was called to order by the Speaker at 10½ o'clock A. M.

The Journal of yesterday was read and approved.

Leave of absence was granted Mr. Bullard for one day.

The following petition was read and referred to the Committee on Railroads, Postroads and Turnpikes:

By Mr. Trivett—A memorial from citizens of Ashe county asking for a public road leading from mouth of Piney Fork of Cranberry to the town of Jefferson.

Reports from stanning committecs were submitted, with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—Senate bill No. 86, House bill No. 154, that it do pass.

House bill No. 153, that it do pass.

House bill No. 93, that it do pass.

House bill No. 94, that it do pass.

House bill No. 146, that it do not pass.

House bill No. 70, that it be indefinitely postponed.

From Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 132, that it do pass.

House bill No. 5, that it do pass.

Memorial No. 5, that it be indefinitely postponed.

From Committee on Education:

By Mr. Moore—A bill to amend existing school law.—H. B. No. 167.

From Committee on Internal Improvements:

Senate bill 26, House bill 155, that it do pass.

House bill No. 55, that it do pass.

The Committee on Enrolled Bills submitted tho following as correctly enrolled, which were duly ratified and transmitted to the Senate:

An act concerning the election of Judges.

Joint resolution in regard to the manner of drawing jurors for the Federal Courts of this State.

Resolution in regard to the Supreme Court library.

Resolution in favor of the employees of the General Assembly.

Resolution in relation to absent members.

The following resolutions and bills, reported by the Committee on Engrossed bills as correctly engrossed, were transmitted to the Senate for concurrence:

House resolution No. 4, asking Congress to amend the bankrupt law.

House resolution No. 67—Resolution of instruction to Attorney General Wm. M. Shipp.

House resolution No. 82—Resolution to raise joint committee on Constitutional amendments.

House resolution No. 64—Resolution authorizing the trustees of the public library to enlarge the room.

House bill No. 21—A bill entitled an act to establish a portion of the line between North Carolina and Tennessee.

House bill No. 40—An act to amend an act entitled an act to provide the procedure in special proceedings generally.

House bill No. 48—A bill to amend section 1, chapter 131, laws of 1870–'71, relative to fees of county officers.

House bill No. 64—A bill to prevent the sale of spirituous liquors within one mile and a half of Cool Spring Camp Ground.

House bill No. 136—A bill to be entitled an act for the more effectual security of life and property.

From Committee on Claims:

By Mr. McNeill—House resolution No. 73, that it do pass.

From Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—House bill No. 156, that it do pass.

The following named resolution and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON CALENDAR.

By Mr. Bowman—A bill to be entitled an act to change the jurisdiction of courts, and the rules of pleading therein. H. B. No. 173.

To the Committee on Railroads, Postroads, &c.:

By Mr. Trivett—An act to repeal chapter 146 of the laws of 1870–'71, entitled an act to construct a road through the county of Ashe.—H. B. No. 172.

To the Committee on Salaries and Fees:

By Mr. Bowman—A bill to be entitled an act to limit the sessions of county commissioners.—H. B. No. 171.

A message was received from the Senate transmitting an engrossed copy of Senate bill No. 162, House bill No. 168—A bill to amend chapter 180 laws of 1871–'72, and asking the concurrence of the House therein. The bill was read first time, passed, and placed on Calendar.

A message was received from the Senate transmitting engrossed copy Senate bill No. 13, which was read and referred to Committee on Propositions and Grievances.—H. B. No. 174.

Communications were received in response to joint resolution from C. E. Johnson, President Board of Directors of the Insane Asylum of North Carolina;

M. A. Bledsoe, President Board of Directors of the State Penitentiary, and

W. H. McKee, President Board of Directors of the North Carolina Institution for the Deaf and Dumb and the Blind, which were read and on motion transmitted to the Senate, with proposition to print.

On motion of Mr. Moore, the rules were suspended, and the school bill reported by Committee on Education this morning was taken up, and on motion of Mr. Badger, it was ordered that ten copies be printed for each member and officer of the General Assembly, and that the consideration of the bill be postponed till 17th January, 1873, and made special order for 12 M. that day.

SPECIAL ORDER.

The hour 11 A. M. having arrived, the special order, House bill No. 55, was taken up, and read second time as amended.

On motion of Mr. Morrison, the word "solicitors" was stricken out.

On motion of Mr. Bennett, the operations of the law were restricted to cases decided after January 1, 1873. The bill thus amended passed its second reading, and the rules being suspended, it was read third time.

Mr. Richardson offered the following amendment which was rejected: "Amend so as to read clerks, sheriffs and constables shall receive full fees in all cases."

Mr. Rhodes offered the following amendment which was rejected: Amend by inserting in line 6 after the word constables, "solicitors."

On motion of Mr. Bowman, the bill was laid upon the table. Ayes 47; noes 41.

SPECIAL ORDER.

The hour, 11½ o'clock having arrived, the special order—House resolutions No. 82, was read second time.

The question being upon the passage of the resolution, Mr. Dula called for the ayes and noes, and the call being sustained, the resolution was adopted. Ayes 91; noes 10.

Those who voted in the affirmative are:

Messrs. Abbott, Anderson of Davie, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Mecklenburg, Bryson of Jackson, Bryson of Wilkes, Bryan of Alleghany, Byrd, Carson, Corson, Craige, Darden, Davis, Dickey, Dudley, Dula, Fletcher, Freeman, Gant, Gidney, Gilmer, Gorman, Gray, Grady, Hanner, Hampton, Haynes, Hinnant, Houston, Hughes, Jones of Caldwell, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Luckey, Mabson, Marler, Maxwell, Miller, Michael, Mitchell, Moore, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler and Whisnant—91.

Those who voted in the negative are:

Messrs. Anderson of Clay, Bunn, Gudger, Johnston, Lloyd, McLaurin, McNeill, Shackelford, Stanford and Woodhouse.

On motion of Mr. Gudger, the rules were suspended, and Senate bill No. 162, House bill No. 168 was read second time. (Relates to public printing.)

Mr. Trivett moved to strike out 80 cents and insert 60 cents; strike out $1.60 and insert $1.20, which amendment was rejected.

Mr. Perry, of Bladen, moved to amend by striking out 80 cents and inserting 70 cents; strike out $1.60 and insert $1.40, which amendment was rejected.

Mr. Gudger demanded the previous question, and the query "Shall the main question be put?" was decided in the affirmative.

On the passage of the bill, Mr. Dudley called for the ayes and noes, and the call being sustained, the bill passed its second reading. Ayes 54; noes 48.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Brown of Mecklenburg, Bryan of Sampson, Bryan of Alleghany, Craige, Ellison, Fletcher, Freeman, Gant, Gidney, Gilmer, Gorman, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lloyd, Luckey, Maxwell, McGehee, McNeill, Mitchell, Moore, Morrison, Norment, Outlaw, Paschall, Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Stanford, Stowe, Turner, Warlick, Waddill, Watson, Webb, Wiley, Williamson and Woodhouse.

The following gentlemen voted in the negative:

Messrs. Abbott, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Wilkes, Bunn, Byrd, Carson, Corson, Cox, Darden, Davis, Dickey, Dudley, Dula, Goodwyn, Gray, Guyther, Hampton, Hughes, Johnson, Jordan, King, Mabson, Marler, McLaurin, Miller, Michael, Moss, Patrick, Perry of Bladen, Reid of Randolph, Rhodes, Scott, Settle, Sharp, Shackelford, Sneed, Todd, Trivett, Waugh, Winslow, Wheeler and Whisnant.

The rules were suspended and the bill read third time.

Mr. Dula offered a substitute for the bill, which the Chair decided out of order.

An appeal was taken from the decision of the Chair, and the Chair was sustained.

Mr. Ellison offered the following amendment, which was rejected. Ayes 34; noes 57:

Gives power to the Governor to make the appointment.

Mr. Gudger demanded the previous question, and the main question was put.

Mr. Trivett called for the ayes and noes, and the call being sustained, the bill passed its third reading by the following vote: Ayes 50; noes 49.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bennett, Brown of Mecklenburg, Bryan of Sampson, Bryan of Alleghany, Craige, Ellison, Fletcher, Freeman, Gant, Gidney, Gilmer, Gorman, Grady, Gudger, Hanner, Hinnant, Houston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lloyd, Luckey, Maxwell, McGehee, McNeill, Mitchell, Moore, Morrison, Norment, Outlaw, Paschall, Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Stanford, Stowe, Turner, Warlick, Waddill, Watson, Webb, Wiley, Williamson and Woodhouse.—50.

The following gentlemen voted in the negative:

Messrs. Abbott, Bean, Blackwell, Blythe, Bowe, Bowman, Bryson of Jackson, Bryson, of Swain, Bryan of Pitt, Bryan of Wilkes, Bunn, Byrd, Carson, Corson, Cox, Darden, Davis, Dickey, Dudley, Dula, Gray, Hampton, Hughes, Johnston, Jones of Northampton, Jordan, King, Lindsey, Mabson, Marler, McLaurin, Miller, Michael, Moss, Patrick, Perry of Bladen, Reid of Randolph, Scott, Settle, Sharp, Shackelford, Sneed, Todd, Trivett, Waugh, Sinslow, Whitmire, Wheeler and Whisnant—49.

On motion of Mr. McGehee, the rules were suspended and Senate bill No. 26, House bill No. 155, was taken up and made special order for Monday, the 16th instant, at 11½ o'clock.

A message was received from the Senate informing the House that Messrs. Cowles and Smith constitute the Senate branch of the committee to let the public grounds and buildings on contract.

A message was received from the Senate transmitting en-

grossed copies of the following bills and resolutions, which were read first time, passed and referred:

To the Committee on the Judiciary:

Senate bill No. 83—A bill to extend the time of taking out grants in McDowell county.—H. B. No. 169.

To the Committee on Internal Improvements:

Senate bill No. 33—A bill to re-enact and continue in force the charter of the Fayetteville and Florence Railroad Company.—H. B. No. 170.

To the Committee on Propositions and Grievances:

Senate resolution No. 127—A joint resolution in regard to perishable goods remaining in the State arsenal.—H. R. No. 83.

To the Committee on Finance:

Senate resolution No. 157—A resolution to provide for the cancellation of vouchers in the treasury department.—H. R. No. 84.

On motion of Mr. Moore, Senate bill No. 86, House bill No. 154, was read second time.

On motion of Mr. Jones, of Caldwell, it was ordered that the bill be printed and its further consideration postponed till Tuesday next at 12 M.

On motion of Mr. Goodwyn, the House adjourned till Monday at 10½ o'clock A. M.

TWENTY-FIFTH DAY.

HOUSE OF REPRESENTATIVES, December 16, 1872.

The House was called to order by the Speaker at 10½ o'clock.

The Journal of Saturday was read and approved.

It was announced that Messrs. Bryan, of Alleghany, and Bryant of Halifax, were kept from their seats by sickness.

By general consent, Messrs. Brown of Davidson, Guyther, Perry of Bladen, and Foster were permitted to record their votes in the negative upon the second and third readings of the bill relating to the public printing, passed on Saturday.

INTRODUCTION OF MEMORIALS.

By Mr. Badger—A memorial from certain citizens of Wake county, asking that the sale of spirituous liquors within two miles of Holland's church, be prohibited, which was read and placed on the Calendar.

By Mr. Richardson—Petitions from citizens and merchants of the cities of Wilmington, Raleigh and Charlotte, asking to be relieved from the burdensome license tax, and asking the General Assembly to instruct the Finance Committee to report a bill affording such relief.

REPORTS FROM STANDING COMMITTEES.

The following reports were submitted, with recommendations:

From Committee on Finance:

By Mr. Stanford—House bill No. 160, that it do pass.

House bill No. 161, that it do pass.

By Mr. Gidney—House resolution No. 26, that it do not pass.

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House resolution No. 41, that it do pass.

House bill No. 162, that it do pass.

House bill No. 107, that it do pass.

House bill No. 163, that it do pass.

House bill No. 143, that it do not pass.

Senate bill 13, House bill 174, that it do pass.

Senate resolution No. 127, House resolution No. 83, that it do pass.

From Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—House bill No. 150, that it do pass.

From Committee on Engrossed Bills:

By Mr. Moring, as correctly engrossed—House bill No. 70—A bill to be entitled an act to amend an act concerning the powers and duties of State officers.

House bill No. 100—An act to levy a special in the tax county of Bladen.

House bill No. 101—An act to amend sub-division 33, sections 8 and 12 of an act concerning the government of counties.

House bill No. 102—A bill to be entitled an act to amend section 9, sub-division 7 of an act respecting the county treasurer.

House bill No. 105—An act to discontinue a public highway from Salem to Moses Stewart's, in Forsythe county.

House bill No. 149—A bill in regard to certain sales in North Carolina.

The following resolutions and bills were introduced, read first time, passed and referred or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Jordan—A resolution of instruction to the Committee on Education.—H. R. No. 88.

By Mr. Badger—A resolution instructing Joint Committee on the Library to examine and report by bill or otherwise what steps should be taken to supply the national library, at Washington, with such public laws and other books and reports, published by the State, as are not in said library.—H. R. No. 87.

By Mr. Brown, of Mecklenburg—Joint resolution to refund taxes improperly paid into the treasury.—H. R. No. 91.

By Mr. Bennett—A bill to be entitled an act declaring an

act to provide for the service of process issuing from courts of justices of the peace where one or more of the defendants may reside out of the county.—H. B. No. 174.

By Mr. Bean—A bill relative to fences—H. B. No. 177.

To Committee on Propositions and Grievances:

By Mr. Badger—A bill to be entitled an act to prevent the sale of spirituous liquors within one mile of Holland's church, in the county of Wake.—H. B. 178.

By Mr. Brown, of Mecklenburg—A bill to be entitled an act to prevent immigration and facilitate the settlement of public lands.—H. B. 176.

On motion of Mr. McNeill, the rules were suspended, and House bill No. — was taken from the table and read third time, and amended to include the counties of Buncombe, Cherokee and Clay in its provisions, and passed, and was read third time, passed and ordered to be engrossed.

On motion of Mr. McNeill, a motion to reconsider the vote by which the bill passed its third reading, was laid upon the table.

By general consent, Mr. Whitmire was permitted to withdraw House bill No. 113 from Committee on Propositions and Grievances, and referred it to Committee on Finance.

CALENDAR.

House bill No. 82 was read second time, and Mr. Joyner moved to postpone indefinitely. Lost.

On motion of Mr. Badger, the further consideration of the bill was postponed till 18th of January, 1873, and made special order for 11 o'clock that day.

House bill No. 50 was read second time, and on motion of Mr. Gorman, was indefinitely postponed.

House resolution No. 35 was read second time, and on motion of Mr. Bowman, the county of Ashe was stricken from the resolution, and certain amendments, proposed by Mr. Johnston, were adopted, and the resolution passed. Under

a suspension of the rules the resolution as amended, passed its third reading, and was ordered to be engrossed and transmitted forthwith to the Senate.

House bill No. 114 was read second time, and on motion, indefinitely postponed.

SPECIAL ORDER.

The hour of 11½ o'clock having arrived, the special order, Senate bill No. 26, House bill 155, was taken up, read second time, passed, and under a suspension of the rules, was read third time, passed and ordered to be engrossed.

Mr. Bennett moved to reconsider the vote by which the bill passed its third reading, and made the motion to reconsider the special order for to-morrow 11 o'clock.

Mr. Stanford moved to lay the motion upon the table.

Mr. Bennett called for the ayes and noes, and the call being sustained, the motion to lay upon the table was rejected. Ayes 36; noes 76.

The following gentlemen voted in the affirmative:

Messrs. Badger, Bowman, Bryson of Swain, Corson, Cox, Darden, Davis, Foster, Gudger, Hampton, Jones of Caldwell, Joyner, McGehee, Moore, Moss, Outlaw, Perry of Bladen, Perry of Wake, Scott, Shackelford, Stanford, Sneed, Waugh, Winslow, Whitmire and Whisnant.

The following gentlemen voted in the negative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Bean, Bennett, Blackwell, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carson, Copeland, Craige, Dickey, Dudley, Dula, Ellison, Fletcher, Freeman, Gant, Gidney, Gilmer, Gorman, Grady, Guyther, Hanner, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Northampton, Jones of Tyrrell, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Mabson, Marler, Maxwell, McNeill, Miller, Michael,

Mitchell, Moring, Morrison, Norment, Paschall, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Stowe, Todd, Trivett, Waddill, Webb, Wiley, Williamson and Whitmire.

The motton to reconsider was then made special order for Tuesday, December 17th, at 11 o'clock A. M.

SPECIAL ORDER FOR 12 M.

House bill No. 78 was read second time, and Mr. Jones, of Caldwell, moved to concur in the report of the committee to indefinitely postpone, and upon this motion, the ayes and noes were called for by Mr. Guyther, and the call being sustained, the bill was indefinitely postponed. Ayes 60; noes 50.

The following gentlemen voted in the affirmative:

Mess. Abbott, Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Mitchell, Moring, Moore, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Webb, Wiley, Whitmire and Woodhouse—60.

The following gentlemen voted in the negative:

Messrs. Badger, Bean, Blythe, Bowe, Bowman, Browne of Davidson, Bryan of Pitt, Bryan of Wilkes, Brooks, Bunn, Carson, Copeland, Corson, Cox, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Goodwyn, Gray, Guyther, Hampton, Hughes, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Mabson, McLaurin, Miller, Michael, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph,

Rhodes, Scott, Sharp, Sneed, Trivett, Waugh, Winslow, Williamson, Wheeler and Whisnant—50.

Mr. Abbott moved to reconsider the vote by which the bill was indefinitely postponed, and

Mr. Jones, of Caldwell, moved to lay the motion on the table, and upon this motion,

Mr. Abbott called for the ayes and noes, and the call being sustained, the motion to reconsider was laid upon the table. Ayes 58; noes 50.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Mitchell, Moore, Moring, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Webb, Wiley, Whitmire and Woodhouse—58.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryan of Wilkes, Brooks, Bunn, Carson, Copeland, Corson, Cox, Darden, Davis, Dudley, Dula, Ellison, Foster, Gorman, Goodwyn, Gray, Guyther, Hampton, Hughes, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Mabson, McLaurin, Miller, Michael, Patrick, Paschall, Perry of Bladen. Perry of Wake, Reid of Randolph, Rhodes, Scott, Sharp, Sneed, Trivett, Waugh, Winslow, Williamson, Wheeler and Whisnant—50.

On motion of Mr. Bennett, Senate bill No. 160, House bill No. 175, was taken up and read second time, and passed. Ayes 91; noes 5.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Bowman, Brown of Mecklenburg, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Brooks, Bullard, Carson, Copeland, Cox, Craige, Darden, Davis, Dickey, Dula, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Gorman, Goodwyn, Gray, Grady, Guyther, Hanner, Hampton, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Northampton, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Lucky, Mabson, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Moring, Moore, Moss, Morrison, Norment, Outlaw, Patrick, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Winslow, Wiley, Whitmire, Wheeler, Whisnant and Woodhouse—91.

The following gentlemen voted in the negative:

Messrs. Blythe, Bowe, Dudley, Settle and Williamson—5.

On motion of Mr. Goodwyn House bill No. 161, under a suspension of the rules was taken up, and passed its third reading. Ayes 87; noes 6.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Bowman, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Brooks, Bullard, Bunn, Byrd, Carson, Copeland, Cox, Craige, Darden, Dickey, Dula, Freeman, Gant, Gidney, Gilmer, Gorman, Goodwyn, Gray, Grady, Hanner, Hampton, Haynes, Hinnant, Houston, Hughes, Jones of Caldwell, Jones of Northampton, Jones of Tyrrell, Joyner, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Mabson, Marler, Maxwell, McGehee, McNeil, Micheal, Mitchell, Moring, Moss, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn

of Iredell, Shinn of Cabarrus, Shackelford, Sneed, Todd, Trivett, Turner, Waddill, Waugh, Webb, Winslow, Wiley, Whitmire, Wheeler, Whisnant and Woodhouse—87.

The following gentlemen voted in the negative:

Messrs. Blythe, Brown of Davidson, Davis, Dudley, Morrison and Warlick—6.

On motion of Mr. Bowman, House bill No. 95 was taken up and made special order for to-morrow at 10½ o'clock.

On motion of Mr. Shinn, of Cabarrus, Senate bill No. 63, House bill No. 137, was taken up, and, under a suspension of the rules, passed its second and third readings, and was ordered to be enrolled for ratification.

On motion, the House adjourned to meet to-morrow at 10½ o'clock A. M.

TWENTY-SIXTH DAY.

HOUSE OF REPRESENTATIVES, December 17, 1872.

The House was called to order by the Speaker at 10½ o'clock A. M.

Prayer by the Rev. Mr. Atkinson, of this city.

The Journal of yesterday was read and approved.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 127, that it do not pass.

House bill No. 141, that it do pass.

House bill No. 174, that it do pass.

House bill No. 109, that it do not pass.

House bill No. 37, with substitute.

House bill No. 144, that it do pass.

House bill No. 57, that it do not pass.

House bill No. 159, that it do pass.

House bill No. 125, that it do not pass.

House bill No. 128, that it do not pass.

House bill No. 158, that it do not pass.

Senate bill No. 27, House bill No. 157, that it do not pass.

Senate bill No. 83, House bill No. 169, that it do pass.

From the Committee on Finance:

By Mr. Stanford—Senate resolution No. 157, House resolution No. 84, that it do pass.

From the Committee on Corporations:

By Mr. Jones, of Caldwell—House bill No. 165, that it do pass.

House bill No. 126, that it do pass.

House bill No. 119, that it do pass.

From the Committee on Internal Improvements:

By Mr. McGehee—Senate bill No 33, House bill No. 170, that it do pass.

From the Committee on Education:

Mr. Moore reported the following bills, and asked to be discharged from their further consideration:

House bills 139, 121, 120, 96 and 61.

The following resolutions and bills, reported by the Committee on Engrossed Bills, as correctly engrossed, were transmitted to the Senate for concurrence:

By Mr. Moring—House bill No. 1, to amend chapter 68, section 3, acts of 1871–'72.

House resolution No. 35—Resolution in favor of James M. Young, sheriff of Buncombe.

House resolution No. 84—Resolution to provide for the cancellation of vouchers in the Treasury Department.

The following, reported by the Committee on Enrolled Bills, as correctly enrolled, were duly ratified and transmitted to the Senate:

An act to incorporate the North Carolina State Insurance Company.

An act to regulate the salaries of the Governor and Treasurer of the State.

An act to re-enact and amend chapter 180, laws of 1871 and 1872, entitled an act to establish the rates of the public printing, and for other purposes.

The following resolutions and bills were introduced, read first time, passed and referred, or otherwise disposed of, as follows:

To the Committee on Finance:

By Mr. Richardson—A resolution for re-assessment of the valuation of the Wilmington, Columbia and Augusta Railroad.—H. R. No. 89.

To the Committee on Propositions and Grievances:

By Mr. Corson—A bill to be entitled an act to empower and authorize the United States to purchase and hold lands in North Carolina for the purpose of building warehouses thereon.—H. B. No. 180.

CALENDAR.

By Mr. Ellison—A resolution of instruction to the Committee on Education.—H. R. No. 90.

By Mr. Bennett—A bill to repeal all laws or parts of laws by which any part of the lands in this State belonging to the school fund have been donated or given to any person or persons, corporations, railroad companies, or bodies politic. H. B. No. 179.

A message was received from the Senate concurring in the proposition to raise a Joint Select Committee on Constitutional Reform, and announcing that Messrs. Merrimon, King, Dunham, Worth, Cramer and Respess constitute the Senate branch of the committee.

Also concurring in the proposition to raise a Joint Select Committee to Examine the Accounts of the Treasurer for the months of October, November and December, 1872, and that Messrs. Dunham and Stilley constitute the Senate branch of the committee.

The Speaker announced the following committees:

House branch Joint Select Committee on Constitutional Reform—Messrs. Wiley, Michael, Waugh, Trivett, Brown of Mecklenburg, Dula, Craige, Copeland, Moss and Bowman.

House branch Joint Committee to Examine Accounts of Treasurer—Messrs. Bennett, Badger and Hanner.

SPECIAL ORDER.

The hour, 11 o'clock, having arrived, House bill No. 95—A bill to amend and carry into effect chapter 36, laws of 1868–'69, was read second time and amendments proposed by the committee adopted.

Mr. Blackwell offered an amendment, which was accepted by Mr. Bowman, the introducer of the bill, and adopted by the House.

Mr. Jones, of Caldwell, demanded the previous question, which was seconded by the House, and the main question ordered.

Mr. Anderson, of Clay, called for the ayes and noes, and the call being sustained, the bill passed its second reading. Ayes 60; noes 55.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Badger, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Copeland, Corson, Dickey, Dudley, Dula, Ellison, Foster, Freeman, Gorman, Goodwyn, Gray, Grady, Gudger, Hampton, Heaton, Houston, Johnston, Jones of Caldwell, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Mabson, Marler, McLaurin, Miller, Michael, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Mecklenburg, Reid of Randolph, Rhodes, Stanford, Todd, Trivett, Warlick, Williamson, Whitmire, Wheeler and Whisnant—60.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Ballard, Bennett, Brown of

Mecklenburg, Bryan of Pitt, Bryan of Sampson, Bullard, Carter, Carson, Cox, Craige, Darden, Davis, Gant, Gidney, Gilmer, Guyther, Hanner, Haynes, Hinnant, Hughes, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Maxwell, McGehee, McNeill, Mitchell, Moring, Moore, Moss, Morrison, Norment, Outlaw, Presson, Richardson, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Sneed, Turner, Waddill, Watson, Waugh, Webb, Winslow and Wiley—55.

On motion of Mr. Bowman, the further consideration of the bill was postponed till Wednesday, 22nd January, and made special order for 12 M that day.

On motion, the rules were suspended and Senate bill No. 33, House bill No. 170, was read second and third times, passed and ordered to be enrolled for ratification.

SPECIAL ORDER.

The hour, 11½, having arrived, the motion to reconsider the vote by which Senate bill No. 26, House bill No. 155 passed its third reading, came up, was discussed, and the House refused to reconsider. Ayes 43; noes 62.

SPECIAL ORDER.

Senate bill No. 86, House bill No. 154—An act to incorporote the New York, Norfolk and Charleston Railroad, was read second time.

Mr. Jones, of Orange, moved to postpone further consideration of the bill till Tuesday, 21st January.

Mr. Jones, of Caldwell, moved to adjourn, and, on this motion, Mr. Turner called for the ayes and noes, and the call being sustained, the motion to adjourn was lost. Ayes 33; noes 82.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Clay, Bennett, Blackwell, Bryson of

Swain, Brooks, Bullard, Byrd, Craige, Dickey, Gidney, Grady, Hanner, Heaton, Houston, Jones of Caldwell, Jones of Orange, King, Lutterloh, Luckey, Marler, McLaurin, McNeill, Michael, Mitchell, Moring, Moss, Norment, Presson, Rhodes, Scott, Shinn of Cabarrus, Todd and Webb—33.

The following gentlemen voted in the negative:

Messrs. Abbott, Anderson of Davie, Badger, Ballard, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryant of Halifax, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Bunn, Carter, Carson, Copeland, Corson, Cox, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gilmer, Gorman, Goodwyn, Gray, Gudger, Guyther, Hampton, Haynes, Hinnant, Jonston, Jones of Northampton, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Lloyd, Mabson, Maxwell, McGehee, Miller, Moore, Morrison, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Mecklenburg, Reid of Randolph, Richardson, Settle, Shaw, Sharp, Shinn of Iredell, Shackelford, Stowe, Sneed, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—82.

The motion to postpone till January 21st was lost. Ayes 35; noes 62.

Mr. Jones, of Caldwell, offered the following amendment, which was rejected: In section 1, line 34, after the word "constructed," insert "and shall be the guage of 4 feet, 8½ inches, main stem and branches."

Mr. Heaton offered the following amendment: "*Provided*, That this road shall run into no county unless it be evidenced by a vote of the people thereof that they desire the road to run therein."

Pending the discussion of the amendment, the House adjourned till to-morrow, 10 o'clock A. M.

TWENTY-SEVENTH DAY.

HOUSE OF REPRESENTATIVES, December 18, 1872.

The House was called to order by the Speaker at 10 o'clock

Prayer by the Rev. Dr. Mason.

The Journal of yesterday was read and approved.

Leaves of absence were granted from and after to-day to Messrs. Anderson, of Clay, Dickey, Bennett, McNeill, Bryson, of Jackson, Perry, of Bladen, Corson, Bowman, Dudley, Patrick, Sharp, Johns, Reid, of Randolph, Guyther, Bean, Jones, Moore, Darden, Ballard and Brooks.

Reports from standing committees were submitted, with recommendations, as follows:

From Committee on Railroads, Post Roads and Turnpikes:

By Mr. Bryson, of Swain—House bill No. 129, that it do not pass.

House bill No. 97, that it do pass.

House bill No. 172, that it do pass.

From Committee on Salaries and Fees:

By Mr. Settle—House bill No. 164, that it do not pass.

House bill No. 171, that it do not pass.

From Committee on Education:

By Mr. Moore—House bill No. 63, asking to be discharged from further consideration.

House bill No. 8, same.

House bill No. —, same.

From Committee on Finance:

By Mr. Richardson—House resolution No. 89, that it do pass.

The following resolution, reported by the Committee on Engrossed Bills as correctly engrossed, was transmitted to the Senate for concurrence:

House resolution No. 89—Resolution for re-assessment and

valuation of the Wilmington, Columbia and Augusta Railroad.

The following resolutions and bills were introduced, read first time, passed and referred or otherwise disposed of, as follows:

CALENDAR.

By Mr. Brown, of Mecklenburg—Joint resolution to refund taxes improperly paid into the treasury upon certain mortgages.—H. R. No. 91.

By Mr. Whitmire—A resolution of instruction to the Committee on the Judiciary.—H. R. No. 98.

By Mr. Morrison—A resolution authorizing the Joint Select Committee on the Penitentiary to meet during recess.—H. R. No. 99.

By Mr. Johnston—A resolution in favor of certain witnesses before the Committee on Privileges and Elections.—H. R. No. 101.

To the Committee on the Judiciary.

By Mr. Bean—Resolution of instruction to the Committee on the Judiciary.—H. R. No. 97.

By Mr. Bennett—A bill concerning waste.—H. B. No. 185.

By Mr. Bennett—A bill to be entitled an act to continue in force an act ratified the 25th day of January, 1871, entitled an act to suspend the Code of Civil Procedure in certain cases.—H. B. No. 186.

To the Committee on Propositions and Grievances.

By Mr. Norment—A bill to be entitled an act to prevent the sale of spirituous liquors within one mile of Horeb Church, in the county of Robeson.—H. B. No. 184.

On motion of Mr. Morrison, House resolution No. 99 was read second time and rejected.

On motion of Mr. Johnston, the rules were suspended and House resolution No. 101 passed its second and third readings and was ordered to be engrossed.

The unfinished business of yesterday was resumed.

Senate bill 86, House bill 154—Heaton's amendment was rejected and the bill passed its third reading and was ordered to be enrolled.

Senate bill 160, House bill 183, authorizes the commissioners of Guilford county to levy a special tax, was read third time and passed, and ordered to be enrolled for ratification. Ayes 77; noes 3.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Bean, Bennett, Blackwell, Blythe, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryant of Halifax, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Copeland, Cox, Craige, Darden, Davis, Dickey, Ellison, Fletcher, Freeman, Gant, Gidney, Gilmer, Goodwyn, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Heaton, Hinnant, Hughes, Jones of Caldwell, Jones of Northampton, Jones of Tyrrell, Joyner, Jordan, King, Lindsay, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McLaurin, McNeill, Miller, Mitchell, Moring, Reid of Mecklenburg, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Watson, Waugh, Webb, Wiley, Williamson and Whitmire—77.

Those who voted in the negative are:

Messrs. Dudley, Michael and Paschall.

CALENDAR.

Bills under a suspension of the rules were acted on as follows:

House bill No. 11 was read second time, and amendment of committee adopted, and bill passed. Was read third time, passed, and ordered to be engrossed and sent to the Senate.

House bill No. 126 was read second and third times,

passed each reading, and was ordered to be engrossed and sent to the Senate.

Mr. Bennett, from Joint Select Committee on Western North Carolina Railroad, submitted a report, which was read and adopted, and ordered to be transmitted to the Senate.

A message was received from the Senate transmitting report of Joint Select Committee on the Public Buildings and Grounds, with contract ratified by the Senate, and asking the concurrence of the House therein.

The House refused to concur. Ayes 34; noes 66.

On the motion to concur, Mr. Hinnant called for the ayes and noes, and the call being sustained, the following gentlemen voted in the affirmative:

Messrs. Anderson of Clay, Ballard, Brown of Mecklenburg, Bryson of Swain, Brooks, Bullard, Carter, Corson, Dickey, Freeman, Gilmer, Grady, Gudger, Haynes, Johnston, Jones of Caldwell, Jones of Tyrrell, Lindsey, Luckey, Maxwell, McGehee, McNeill, Mitchell, Moore, Morrison, Norment, Richardson, Shaw, Stowe, Warlick, Waddill, Watson and Whitmire.

Those who voted in the negative are:

Messrs. Abbott, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryant of Halifax, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Bunn, Byrd, Copeland, Cox, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Gidney, Gorman, Goodwyn, Gray, Guyther, Hanner, Hampton, Hinnant, Hughes, Jones of Northampton, Joyner, Johns, Jordan, King, Lloyd, Lutterloh, Marler, Patrick, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Scott, Sharp, Shinn of Iredell, Shinn of Cabarrus, Stanford, Sneed, Trivett, Waugh, Webb, Winslow, Wiley, Williamson, Wheeler and Whisnant.

A message was received from the Senate transmitting report from Joint Committee on State Debt and Liabilities, which was read first time and placed on Calendar.

A message was received from the Senate transmitting engrossed copies of Senate bill No. 71—A bill to extend the time for the redemption of property sold for taxes, which was read first time, passed, and referred to the Committee on the Judiciary.

Senate resolution No. 212—A resolution of instruction (provides for a joint committee) which was read first time, passed, and placed on the Calendar.

Senate resolution No. 158—A resolution of instruction to the Committee on Insane Asylum, which was read first time, passed, and referred to the Committee on Insane Asylum.

A message was received from the Senate transmitting an engrossed copy of Senate bill No. 171, House bill No. 182—A bill for the support of the Insane Asylum for 1873, which was read first time and passed. The rules were suspended, and the bill was read second time.

Amendments offered by Mr. Anderson, of Clay, and by Mr. Brown, of Davidson, were rejected.

Mr. McGehee demanded the previous question, which was seconded by the House, and the main question was ordered, and the bill passed its second and third readings and was ordered to be enrolled for ratification.

Senate resolution No. 221—Resolution in regard to adjournment for recess was read second time, and a motion to indefinitely postpone was rejected and the resolution adopted.

Senate bill 83, House bill 169, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

On motion of Mr. Jones, of Caldwell, it was ordered that when the House adjourn it adjourn to meet to-night at 7½ o'clock.

JOINT SESSION.

The hour (12½ o'clock) having arrived for the joint session of the two houses, the Senators entered the hall of the Senate and were seated.

The Speaker announced that the returns of the vote of Macon county had been received. They were opened, read and recorded.

The following resolution, offered by the Senator from Craven, was read and adopted:

"*Whereas*, The returns of the State election in August, 1872, have been duly received from all the counties of the State, excepting the county of Watauga; and

Whereas, The joint session of the General Assembly has taken such steps for procuring proper returns from said county as has seemed fitting, and has several times postponed the publication of the result; and

Whereas, No public correct returns from said county could alter the result,

Therefore be it resolved, That the returns now in possession of this joint session of the votes for Governor, Lieutenant Governor, Secretary of State, Auditor, Treasurer, Superintendent of Public Instruction, Superintendent of Public Works, and Attorney General be published, and the persons having the highest number of votes for each office respectively be declared duly elected."

The Principal Clerk of the House submitted the following report which was read and adopted:

In canvassing the returns made for Governor, Lieutenant Governor, Secretary of State, Auditor, Treasurer, Superintendent of Public Works, Superintendent of Public Instruction and Attorney General, in accordance with the report of the Joint Select Committee, and the instructions of the Joint Session, I find there were cast

OFFICIAL VOTE FOR STATE OFFICERS.

Counties.	Governor.		Lieut. Governor.	
	T. R. Caldwell.	A. S. Merrimon.	C. H. Brogden.	John Hughes.
Alamance,	1,015	1,270	1,013	1,260
Alexander,	389	545	378	537
Alleghany,	184	339	178	338
Anson,	1,019	1,191	1,019	1,190
Ashe,	761	752	752	752
Beaufort,	1,565	1,331	1,560	1,327
Bertie,	1,514	949	1,505	940
Bladen,	1,448	1,208	1,448	1,205
Brunswick,	708	711	709	709
Buncombe,	1,114	1,538	1,105	1,544
Burke,	683	852	665	861
Cabarrus,	811	1,161	808	1,159
Caldwell,	332	829	326	831
Camden,	554	562	554	562
Carteret,	739	1,062	740	1,063
Caswell,	1,456	1,415	1,456	1,414
Catawba,	426	1,261	422	1,260
Chatham,	1,683	1,774	1,678	1,764
Cherokee,	433	486	368	467
Chowan,	342	576	736	578
Clay,	142	252	122	250
Cleaveland,	547	1,099	540	1,084
Columbus,	639	1,024	684	1,015
Craven,	2,708	1,146	2,701	1,150
Cumberland,	1,883	1,890	1,882	1,889
Currituck,	349	763	347	758
Davidson,	1,516	1,384	1,511	1,334
Davie,	662	826	656	821
Duplin,	1,032	1,750	1,035	1,749
Dare,	270	232	270	231

OFFICIAL VOTE FOR STATE OFFICERS.—(*Continued.*)

Counties.	Governor.		Lieut. Governor.	
	T. R. Caldwell.	A. S. Merrimon.	C. H. Brogden.	John Hughes.
Edgecombe,	3,452	1,474	3,448	1,472
Forsythe,	1,115	1,033	1,110	1,025
Franklin,	1,560	1,475	1,559	1,472
Gaston,	688	927	687	924
Gates,	514	727	513	527
Granville,	2,655	1,976	2,653	1,966
Greene,	947	783	945	781
Guilford,	1,831	1,849	1,823	1,842
Graham,*				
Halifax,	3,640	1,667	3,640	1,672
Harnett,	695	795	698	784
Haywood,	420	749	417	743
Henderson,	716	505	673	485
Hertford,	983	874	983	874
Hyde,	610	816	610	816
Iredell,	994	1,738	987	1,737
Jackson,	166	564	164	548
Johnston,	1,374	1,481	1,360	1,479
Jones,	639	559	639	557
Lenoir,	1,270	944	1,269	940
Lincoln,	706	903	701	905
Macon,	130	655	98	640
Madison,	641	635	622	633
Martin,	1,018	1,035	1,018	1,037
McDowell,	519	706	490	701
Mecklenburg,	2,261	2,511	2,261	2,509
Mitchell,	628	193	596	149
Montgomery,	653	475	646	472
Moore,	881	1,035	876	1,034
Nash,	1,293	1,284	1,290	1,283

OFFICIAL VOTE FOR STATE OFFICERS.—(*Continued.*)

Counties.	Governor.		Lieut. Governor.	
	T. R. Caldwell.	A. S. Merrimon.	C. H. Brogden.	John Hughes.
New Hanover,	3,614	2,261	3,619	2,253
Northampton,	1,990	1,095	1,888	1,081
Onslow,	492	892	488	891
Orange,	1,321	1,945	1,318	1,927
Pasquotank,	1,053	657	1,047	644
Perquimans,	910	642	905	641
Person,	819	1,101	816	1,098
Pitt,	1,775	1,782	1,772	1,784
Polk,	342	224	336	222
Pamlico,	358	446	357	446
Randolph,	1,389	1,364	1,384	1,347
Richmond,	1,304	1,016	1,301	1,085
Robeson,	1,583	1,631	1,577	1,632
Rockingham,	1,301	1,653	1,298	1,643
Rowan,	1,118	1,656	1,113	1,635
Rutherford,	1,013	727	993	711
Sampson,	1,434	1,697	1,433	1,689
Stanley,	336	646	363	641
Stokes,	830	905	825	901
Surry,	838	989	836	965
Swain,	29	332	7	328
Transylvania,	206	379	186	368
Tyrrell,	347	391	348	391
Union,	631	1,023	622	1,924
Wake,	3,843	3,269	3,830	2,258
Warren,	2,380	1,107	2,380	1,102
Washington,	917	492	916	479
Watauga,†				
Wayne,	1,949	1,749	1,949	1,747
Wilkes,	1,294	1,034	1,269	1,021

OFFICIAL VOTE FOR STATE OFFICERS.—(*Continued.*)

Counties.	Governor.		Lieut. Governor.	
	T. R. Caldwell.	A. S Merrimon.	C. H. Brogden.	John Hughes.
Wilson,	1,152	1,319	1,147	1,320
Yadkin,	866	759	858	741
Yancy,	372	503	357	486
	98,132	96,234	97,578	95,443

*Votes with Cherokee. †No returns received from this County.

OFFICIAL VOTE FOR STATE OFFICERS.—(*Continued.*)

Counties.	Sec'y of State.		Auditor	
	W. H. Howerton	J. A. Womack.	John Reilly.	C. Leventhorpe.
Alamance,	1,012	1,252	1,013	1,254
Alexander,	376	535	376	535
Alleghany,	177	338	178	338
Anson,	1,017	1,191	1,019	1,190
Ashe,	748	745	748	746
Beaufort,	1,560	1,317	1,550	1,313
Bertie,	1,503	937	1,502	936
Bladen,	1,445	1,201	1,444	1,202
Brunswick,	709	708	709	707
Buncombe,	1,086	1,532	1,086	1,533
Burke,	658	860	657	861
Cabarrus,	804	1,159	806	1,157
Caldwell,	326	831	325	831
Camden,	554	562	554	562
Carteret,	740	1,057	741	1,057
Caswell,	1,450	1,415	1,450	1,415
Catawba,	420	1,260	420	1,257
Chatham,	1,663	1,770	1,678	1,754
Cherokee,	199	472	224	471
Chowan,	736	576	736	576
Clay,	72	250	75	250
Cleaveland,	529	1,083	530	1,083
Columbus,	682	1,005	682	1,005
Craven,	2,706	1,143	2,706	1,143
Cumberland,	1,882	1,888	1,889	1,871
Currituck,	348	758	348	758
Davidson,	1,507	1,310	1,502	1,305
Davie,	658	819	658	819
Duplin,	1,032	1,748	1,032	1,747
Dare,	270	231	270	231

OFFICIAL VOTE FOR STATE OFFICERS.—(*Continued.*)

Counties.	Sec'y of State.		Auditor.	
	W. H. Howerton	J. A. Womack.	John Reilly.	C. Leventhorpe.
Edgecombe,	3,446	1,468	3,444	1,468
Forsythe,	1,106	1,023	1,106	1,023
Franklin,	1,559	1,471	1,559	1,471
Gaston,	687	920	687	923
Gates,	513	727	512	727
Granville,	2,654	1,951	2,653	1,949
Greene,	945	774	945	773
Guilford,	1,827	1,834	1,829	1,831
Graham,*				
Halifax,	3,638	1,660	3,638	1,661
Harnett,	697	783	696	783
Haywood,	415	729	416	727
Henderson,	670	471	669	473
Hertford,	983	873	983	873
Hyde,	610	812	610	812
Iredell,	986	1,736	986	1,736
Jackson,	164	548	164	548
Johnston,	1,350	1,465	1,349	1,460
Jones,	637	557	637	557
Lenoir,	1,271	937	1,271	937
Lincoln,	700	905	701	903
Macon,	51	633	40	630
Madison,	613	615	612	615
Martin,	1,018	1,035	1,018	1,035
McDowell,	487	698	489	699
Mecklenburg,	2,261	2,509	2,261	2,509
Mitchell,	594	183	595	182
Montgomery,	641	467	641	468
Moore,	872	1,032	872	1,030
Nash,	1,289	1,282	1,291	1,281

OFFICIAL VOTE FOR STATE OFFICERS.—(*Continued.*)

Counties.	Sec'y of State.		Auditor.	
	W. H. Howerton	J. A. Womack.	John Reilly.	C. Leventhorpe.
New Hanover,	3,619	2,250	3,617	2,252
Northampton,	1,985	1,075	1,985	1,075
Onslow,	490	884	490	884
Orange,	1,317	1,929	1,318	1,920
Pasquotank,	1,045	643	1,044	643
Perquimans,	905	642	905	642
Person,	818	1,097	817	1,097
Pitt,	1,775	1,781	1,775	1,776
Polk,	336	222	335	223
Pamlico,	358	444	319	443
Randolph,	1,377	1,346	1,388	1,328
Richmond,	1,301	1,005	1,301	1,003
Robeson,	1,576	1,632	1,575	1,631
Rockingham,	1,297	1,644	1,297	1,643
Rowan,	1,115	1,624	1,115	1,625
Rutherford,	990	704	981	715
Sampson,	1,431	1,682	1,429	1,680
Stanley,	360	637	360	637
Stokes,	823	901	823	899
Surry,	831	948	831	948
Swain,		328		328
Transylvania,	182	364	182	363
Tyrrell,	347	391	345	39
Union,	619	1,024	620	1,02
Wake,	3,815	3,253	3,814	3,24
Warren,	2,379	1,101	2,379	1,09
Washington,	916	489	916	48
Watauga,†				
Wayne,	1,945	1,743	1,944	1,74
Wilkes,	1,261	1,022	1,261	1,02

OFFICIAL VOTE FOR STATE OFFICERS.—(*Continued.*)

Counties.	Sec'y of State.		Auditor.	
	W. H. Howerton	J. A. Womack.	John Reilly.	C. Leventhorpe.
Wilson,	1,144	1,319	1,143	1,314
Yadkin,	858	735	859	723
Yancey,	356	473	353	473
	97,124	95,386	97,103	95,271

*Votes with Cherokee. †No returns received from this County.

OFFICIAL VOTE FOR STATE OFFICERS.—(*Continued.*)

Counties.	Treasurer.		Sup't Pub. Works.	
	D. A. Jenkins.	J. W. Graham.	Silas Burns.	J. H. Separk.
Alamance,	1,010	1,252	1,014	1,253
Alexander,	376	535	376	535
Alleghany,	177	335	177	337
Anson,	1,017	1,191	1,017	1,191
Ashe,	747	749	748	743
Beaufort,	1,560	1,321	1,560	1,319
Bertie,	1,502	938	1,502	937
Bladen,	1,445	1,200	1,443	1,203
Brunswick,	710	707	710	713
Buncombe,	1,086	1,530	1,086	1,531
Burke,	656	861	657	860
Cabarrus,	804	1,158	805	1,159
Caldwell,	326	831	326	831
Camden,	554	562	554	562
Carteret,	743	1,057	741	1,057
Caswell,	1,449	1,416	1,450	1,414
Catawba,	420	1,260	420	1,260
Chatham,	1,675	1,751	1,695	1,741
Cherokee,	230	471	223	471
Chowan,	736	576	736	576
Clay,	70	249	70	250
Cleaveland,	530	1,083	530	1,083
Columbus,	682	1,005	682	1,005
Craven,	2,706	1,146	2,706	1,142
Cumberland,	1,881	1,888	1,881	1,888
Currituck,	348	758	348	758
Davidson,	1,506	1,314	1,507	1,306
Davie,	658	821	658	819
Duplin,	1,032	1,748	1,032	1,748
Dare,	270	231	270	231

OFFICIAL VOTE FOR STATE OFFICERS.—(*Continued.*)

Counties.	Treasurer.		Sup't Pub. Works.	
	D. A. Jenkins.	J. W. Graham.	Silas Burns.	J. H. Separk.
Edgecombe,	3,441	1,469	3,446	1,468
Forsythe,	1,104	1,025	1,106	1,024
Franklin,	1,559	1,470	1,559	1,470
Gaston,	696	915	687	922
Gates,	512	727	512	526
Granville,	2,654	1,950	2,652	1,957
Greene,	945	773	945	773
Guilford,	1,829	1,832	1,825	1,835
Graham,*				
Halifax,	3,637	1,661	3,638	1,661
Harnett,	697	782	696	783
Haywood,	416	728	416	728
Henderson,	665	477	670	476
Hertford,	983	874	983	874
Hyde,	610	812	610	812
Iredell,	986	1,736	985	1,736
Jackson,	164	549	164	549
Johnston,	1,349	1,465	1,349	1,465
Jones,	637	557	636	558
Lenoir,	1,271	937	1,270	938
Lincoln,	697	904	901	905
Macon,	43	634	47	631
Madison,	612	619	612	617
Martin,	1,018	1,035	1,018	1,035
McDowell,	488	700	489	699
Mecklenburg,	2,263	2,508	2,261	2,509
Mitchell,	596	182	595	182
Montgomery,	642	471	643	469
Moore,	873	1,030	874	1,031
Nash,	1,220	1,209	1,292	1,280

OFFICIAL VOTE FOR STATE OFFICERS.—(*Continued.*)

Counties.	Treasurer.		Sup't Pub. Works.	
	D. A. Jenkins.	J. W. Graham.	Silas Burns.	J. H. Separk.
New Hanover,	3,619	2,249	3,619	2,249
Northampton,	1,984	1,075	1,983	1,074
Onslow,	489	884	490	884
Orange,	1,316	1,892	1,316	1,924
Pasquotank,	1,044	642	1,044	642
Perquimans,	905	642	905	642
Person,	816	1,198	816	1,098
Pitt,	1,774	1,779	1,775	1,780
Polk,	335	222	335	222
Pamlico,	357	445	357	444
Randolph,	1,367	1,334	1,379	1,343
Richmond,	1,301	1,002	1,301	1,003
Robeson,	1,575	1,632	1,575	1,632
Rockingham,	1,297	1,643	1,297	1,643
Rowan,	1,113	1,626	1,112	1,625
Rutherford,	988	710	988	701
Sampson,	1,431	1,682	1,430	1,681
Stanley,	359	637	359	637
Stokes,	823	900	823	900
Surry,	831	952	831	948
Swain,		328		329
Transylvania,	180	364	182	363
Tyrrell,	345	391	345	391
Union,	619	1,023	619	1,024
Wake,	3,818	3,246	3,807	3,257
Warren,	2,379	1,101	2,378	1,095
Washington,	916	489	916	489
Watauga,†				
Wayne,	1,945	1,744	1,945	1,746
Wilkes,	1,261	1,015	1,259	1,017

OFFICIAL VOTE FOR STATE OFFICERS.—(*Continued.*)

Counties.	Treasurer.		Sup't Pub. Works.	
	D. A. Jenkins.	J. W. Graham.	Silas Burns.	J. H. Separk.
Wilson,	1,144	1,320	1,143	1,320
Yadkin,	855	730	858	733
Yanecy,	353	473	352	470
	97,062	95,235	97,156	93,636

*Votes with Cherokee. †No returns received from this County.

OFFICIAL VOTE FOR STATE OFFICERS.—(*Continued.*)

Counties.	Sup't Pub. Inst'n.		Attorney Gen'l.	
	James C. Reid.	N. Mendenhall.	T. L. Hargrove.	W. M. Shipp.
Alamance,	1,011	1,256	1,012	1,253
Alexander,	376	535	376	535
Alleghany,	177	338	177	338
Anson,	1,018	1,191	1,018	1,191
Ashe,	748	742	751	743
Beaufort,	1,560	1,318	1,561	1,319
Bertie,	1,502	935	1,502	934
Bladen,	1,444	1,203	1,443	1,206
Brunswick,	709	708	709	708
Buncombe,	1,087	1,531	1,086	1,526
Burke,	657	860	658	860
Cabarrus,	805	1,159	805	1,159
Caldwell,	326	830	326	831
Camden,	554	562	554	562
Carteret,	740	1,057	741	1,055
Caswell,	1,450	1,415	1,448	1,414
Catawba,	420	1,260	420	1,261
Chatham,	1,670	1,760	1,676	1,758
Cherokee,	208	472	216	478
Chowan,	736	576	736	574
Clay,	71	250	72	250
Cleaveland,	530	1,083	530	1,085
Columbus,	682	1,005	681	1,005
Craven,	2,706	1,142	2,705	1,142
Cumberland,	1,882	1,888	1,881	1,888
Currituck,	348	758	348	758
Davidson,	1,507	1,307	1,508	1,307
Davie,	658	819	657	820
Duplin,	1,032	1,748	1,032	1,748
Dare,	270	230	270	231

OFFICIAL VOTE FOR STATE OFFICERS.—(*Continued.*)

Counties.	Sup't Pub. Inst'n.		Attorney Gen'l.	
	James C. Reid.	N. Mendenhall.	T. L. Hargrove.	W. M. Shipp.
Edgecombe,	3,446	1,468	3,443	1,444
Forsythe,	1,105	1,025	1,106	1,023
Franklin,	1,560	1,469	1,558	1,470
Gaston,	687	922	688	922
Gates,	512	727	413	726
Granville,	2,649	1,950	2,684	1,933
Greene,	945	773	945	774
Guilford,	1,782	1,890	1,826	1,837
Graham,*				
Halifax,	3,638	1,661	3,638	1,663
Harnett,	697	783	696	781
Haywood,	416	227	416	725
Henderson,	669	473	673	469
Hertford,	983	874	983	874
Hyde,	610	812	610	812
Iredell,	985	1,736	985	1,736
Jackson,	164	549	164	549
Johnston,	1,347	1,464	1,347	1,463
Jones,	636	558	636	558
Lenoir,	1,271	937	1,272	936
Lincoln,	702	905	692	903
Macon,	38	634	63	627
Madison,	613	617	611	620
Martin,	1,018	1,035	1,018	1,035
McDowell,	489	699	488	700
Mecklenburg,	2,260	2,510	2,260	2,509
Mitchell,	595	182	594	184
Montgomery,	643	469	643	472
Moore,	871	1,033	873	1,031
Nash,	1,292	1,280	1,291	1,281

OFFICIAL VOTE FOR STATE OFFICERS.—(*Continued.*)

Counties.	Sup't Pub. Inst'n.		Attorney Gen'l.	
	James C. Reid.	N. Mendenhall.	T. L. Hargrove.	W. M. Shipp.
New Hanover,	3,618	2,251	3,618	2,250
Northampton,	1,985	1,075	1,983	1,075
Onslow,	490	884	491	886
Orange,	1,316	1,924	1,316	1,924
Pasquotank,	1,044	342	1,042	645
Perquimans,	900	648	905	642
Person,	815	1,098	817	1,098
Pitt,	1,775	1,780	1,775	1,780
Polk,	335	222	333	223
Pamlico,	358	443	357	445
Randolph,	1,378	1,351	1,378	1,346
Richmond,	1,301	1,002	1,301	1,004
Robeson,	1,575	1,633	1,575	1,634
Rockingham,	1,294	1,643	1,297	1,643
Rowan,	1,112	1,626	1,113	1,626
Rutherford,	990	705	999	709
Sampson,	1,430	1,681	1,429	1,682
Stanley,	358	635	359	637
Stokes,	821	900	823	901
Surry,	831	956	831	953
Swain,		329		331
Transylvania,	182	364	182	364
Tyrrell,	345	391	345	393
Union,	619	1,024	619	1,024
Wake,	3,815	3,250	3,814	3,251
Warren,	2,379	1,101	2,379	1,102
Washington,	916	489	916	489
Watauga,†				
Wayne,	1,939	1,750	1,945	1,747
Wilkes,	1,259	1,017	1,260	1,018

OFFICIAL VOTE FOR STATE OFFICERS.—(*Continued.*)

Counties.	Sup't Pub. Inst'n.		Attorney Gen'l.	
	James C. Reid.	N. Mendenhall.	T. L. Hargrove.	W. M. Shipp.
Wilson,	1,141	1,320	1,145	1,318
Yadkin,	858	735	858	734
Yancey,	352	472	352	468
	97,058	94,641	97,072	95,339

*Votes with Cherokee. †No returns received from this County.

FOR GOVERNOR.

One hundred and ninety-four thousand three hundred and sixty-six votes, (194,366.)

Tod R. Caldwell, received	98,132
Augustus S. Merrimon received,	96,234
	194,366

FOR LIEUTENANT GOVERNOR.

One hundred and ninety-three thousand and twenty-one votes were cast, (193,021.)

Curtis H. Brogden received,	96,595
John Hughes received,	95,443
John H. Brogden recieved,	983
	193,021

FOR SECRETARY OF STATE.

One hundred and ninety-two thousand five hundred and ten votes were cast, (192,510.)

W. H. Howerton received,	97,124
John A. Womack received,	95,386
	192,510

FOR AUDITOR.

One hundred and ninety-two thousand three hundred and seventy-four votes were cast, (192,374.)

John Reilly received,	97,103
C. Leventhorpe received,	95,271
	192,374

FOR TREASURER.

One hundred and ninety-two thousand two hundred and ninety-seven votes were cast, (192,297.)

D. A. Jenkins received,	97,062
John W. Graham received,	95,235
	192,297

FOR SUPERINTENDENT OF PUBLIC WORKS.

One hundred and ninety-two thousand three hundred and five votes were cast, (192,305.)

Silas Burns received,	97,156
J. H. Separk received,	93,636
John H. Separk received,	1,513
	192,305

FOR SUPERINTENDENT OF PUBLIC INSTRUCTION.

One hundred and ninety-one thousand six hundred and ninety-nine votes were cast, (191,699.)

James Reid received,	97,058
N. Mendenhall received,	94,641
	191,699

FOR ATTORNEY-GENERAL.

One hundred and ninety-two thousand four hundred and eleven votes were cast, (192,411.)

T. S. Hargrove received,	97,072
W. M. Shipp received,	95,339
	192,411

S. D. POOL,
Clerk of House of Representatives.

The Speaker then declared that Tod R. Caldwell having received a majority of all the votes cast, was duly elected Governor for four years from the 1st of January, 1873.

Curtis H. Brogden having received a majority of all the votes cast, was duly elected Lieutenant Governor for four years from the 1st of January, 1873.

W. H. Howerton having received a majority of all the votes cast, was duly elected Secretary of State for four years from the 1st of January, 1873.

John Reilly having received a majority of all the votes cast, was duly elected Auditor for four years from 1st January, 1873.

D. A. Jenkins having received a majority of all the votes cast, was duly elected Treasurer for four years from 1st January, 1873.

Silas Burns having received a majority of all the votes cast, was duly elected Superintendent of Public Works for four years from 1st January, 1873.

James C. Reid having received a majority of all the votes cast, was duly elected Superintendent of Public Instruction for four years from 1st January, 1873.

Tazwell L. Hargrove having received a majority of all the votes cast, was duly elected Attorney General for four years from 1st January, 1873.

On motion of Mr. Flemming, the joint session adjourned *sine die.*

The House was called to order by the Speaker.

House bill 141 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion, the House adjourned.

NIGHT SESSION.

House bill 113 was read second time and passed. Ayes 72; nays 4.

The following gentlemen voted in the affirmative:

Messrs. Bennett, Blackwell, Bowe, Bryant of Halifax, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Bunn, Carter, Carson, Copeland, Corson, Cox, Craige, Darden, Davis, Dula, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Gorman, Goodwyn, Gray, Grady, Guyther, Hanner, Hampton, Haynes, Heaton, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Northampton, Jones of Tyrrell, Joyner, King, Lindsay, Lloyd, Mabson, Marler, Maxwell, McLaurin, McGehee, Miller, Moring, Moss, Norment, Patrick, Perry of Bladen, Perry of Wake, Presson, Richardson, Scott, Shaw, Shackelford, Stanford, Stowe, Trivett, Warlick, Watson, Waugh, Webb, Winslow, Wiley, Whitmire and Whisnant—72.

Those who voted in the negative are:

Messrs. Brown of Davidson, Dudley, Michael and Moore—4.

On motion of Mr. Houston, House resolution 96 was read second time, and on motion of Mr. Jones, of Caldwell, the further consideration of the resolution was postponed till January 22, 1873, and made special order for 12 M. that day.

On motion of Mr. Trivett, House bill No. 172 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 163 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Bennett, the rules were suspended and House resolution No. 89 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

Senate resolution No. 157, House resolution No. 84 was read second time, and the amendment of Mr. Richardson was rejected and the resolution passed; the resolution was read third time, passed and ordered to be enrolled and sent

to the Senate. Resolution to provide for cancellation of vouchers in the Treasury Department.

Leave being granted, Mr. Jones, of Caldwell, introduced a bill for the relief of T. F. Lee, sheriff of Wake county, House bill No. 192, which was read first time, passed, and the rules being suspended, was read second and third times, passed each reading, and was ordered to be engrossed and transmitted forthwith to the Senate.

The following resolutions, reported as correctly enrolled by the Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

Resolution in favor of the sheriff of Dare county.

Resolution in regard to a deficiency of seats in the House of Representatives.

House resolution to take a recess.

On motion of Mr. Abbott, the rules were suspended and House bill No. 159 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

Senate resolution No. 127, House resolution No. 83 was read second time, and on motion of Mr. Badger, postponed until January 20, 1873.

On motion of Mr. McGehee, the House adjourned till 6 o'clock to-morrow morning.

TWENTY-EIGHTH DAY.

HOUSE OF REPRESENTATIVES, December 19, 1872.

The House was called to order by the Speaker at 6 o'clock.

The reading of the Journal of yesterday was dispensed with.

Mr. Mitchell was reported as detained from his seat on account of sickness.

The following resolution and bill were introduced, read first time, passed and placed on Calendar.

By Mr. Houston—A resolution directing the Secretary of State to instruct public printer to mail House bill No. — to the members.

By Mr. Badger—A bill to amend chapter 93 of public laws of 1871–'72. Relates to the public debt.—H. B. No. 191.

On motion of Mr. Houston, the rules were suspended and the resolution directing Secretary of State, &c., was read second time, and indefinitely postponed.

On motion of Mr. Badger, House bill No. 191 was taken up, ordered to be printed and referred to the Committee on State Debt and Liabilities.

A message was received from the Senate transmitting Senate resolution No. —, relating to Burke square, which was read first time, passed, and, the rules being suspended, was read second time and adopted.

The following resolution, reported as correctly enrolled by the Committee on Enrolled Bills, was duly ratified and transmitted to the Senate:

Resolution to provide for the cancellation of the vouchers in the treasury department.

On motion, the House adjourned to meet January 15th, at 12 M.

TWENTY-NINTH DAY.

HOUSE OF REPRESENTATIVES, January 15, 1873.

The House was called to order by the Speaker at 12 o'clock.

The Journal of Thursday, December 19th, was read and approved.

The roll of the House was called and the following gentlemen answered to their names:

Messrs. Speaker, Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Carter, Copeland, Corson, Cox, Craige, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Grady, Gudger, Guyther, Hanner, Hampton, Heaton, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Northampton, Jones of Orange, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Mabson, Marler, Maxwell, McLaurin, McNeill, Michael, Moring, Morrison, Norment, Outlaw, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richards, Rhodes, Shaw, Shinn of Iredell, Shinn of Cabarras, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler and Whisnant—99.

The Speaker announced that a quorum of members was present.

On motion of Mr. Jones, of Caldwell, a message was sent to the Senate informing that honorable body that a quorum being present, the House was ready to proceed to the transaction of business.

Mr. Bennett announced that Mr. Moore was detained at

his home by severe illness of his family, and on his motion, an indefinite leave of absence was granted to him.

Mr. Lindsey announced that Mr. Moss was detained at his home by the death of his father.

The Speaker announced that the following changes were made in the committees at the request of the gentlemen mentioned:

Mr. Badger to be taken from the Committee on Privileges and Elections, and placed on the Committee on Education.

Mr. Paschall to be taken from the Committee on Education, and placed on the Committee on Privileges and Elections.

The following petitions and memorials were introduced and read, or otherwise disposed of, as follows:

To the Committee on Propositions and Grievances:

By Mr. Craige—From certain citizens of Rowan county, asking the Legislature to make anappropriation to certain parties for the apprehension of John A. Ketchy.

By Mr. Shinn, of Cabarrus—A memorial from the board of county commissioners for Cabarrus county, asking for the enactment of a fence law for that county at least.

To the Committee on the Judiciary:

By Mr. Anderson, of Clay—A memorial from the grand jury of Clay county asking for redress.

To the Committee on Privileges and Elections:

By Mr. Badger—Presented a sealed envelope said to contain depositions in the Martin county election case, and asked its reference to the above named committee.

ON THE CALENDAR.

By Mr. Speaker Robinson—A memorial from certain citizens of the county of Macon for the passage of an act prohibiting the sale of spirituous liquors within one mile of the Franklin, Macon county, High School.

The following named resolutions were introduced, read

and passed first time, and were referred, or otherwise disposed of, as follows:

To the Committee on Public Buildings and Grounds:

By Mr. Badger—A resolution in regard to repairs on the Executive Mansion.—H. R. No. 102.

To the Committee on the Judiciary:

By Mr. Anderson, of Clay—A resolution of impeachment against Robert M. Henry, Solicitor of the Twelfth Judicial District.—H. R. No. 103.

To the Committee on Propositions and Grievances:

By Mr. Craige—A resolution in favor of Samuel Reeves, Jr., John Beard and Daniel L. Bringle.—H. R. No. 105.

PLACED ON THE CALENDAR.

By Mr. Brown, of Davidson—A resolution of instruction to the Committee on Constitutional Reform.—H. R. No. 104.

By Mr. Johnston—A resolution in relation to adjournment.—H. R. No. 106.

By Mr. Badger—A resolution in relation to the contested seat in the county of Martin.

The following resolutions and bills were introduced, read first time, passed and referred or otherwise disposed of, as follows:

To the Committee on the Judiciary:

By Mr. Lindsey—A bill to be entitled an act providing for the pay of costs in justices' courts where appeal is granted to the Superior Courts.—H. B. No. 195.

By Mr. Norment—A bill to be entitled an act to amend chapter 1 of the laws of 1871–'72, concerning the probate of deeds, and the private examination of married women beyond the limits of the State of North Carolina.—H. B. No. 198.

By Mr. Craige—A bill to be entitled an act for the better government of the town of Salisbury.—H. B. No. 202.

To the Committee on Propositions and Grievances:

By Mr. Abbott—An act to repeal chapter 243, laws of 1868–'69.—H. B. No. 199.

By Mr. Brown, of Davidson—A bill to be entitled an act authorizing the Clerks of the Superior Courts of the several counties of the State to pay over all fines and forfeitures, to be applied to the school fund, to the county treasurer of their respective counties.—H. B. No. 196.

To the Committee on Salaries and Fees:

By Mr. Houston—A bill to be entitled an act to amend chapter 146, public laws of 1871–'72, and chapter 139, public laws of 1870–'71.—H. B. No. 197.

By Mr. Dudley—A bill to be entitled an act to amend chapter 139, laws of 1870–'71, in relation to the fees of justices of the peace.—H. B. No. 203.

To the Committee on Corporations:

By Mr. Richardson—A bill to be entitled an act to incorporate the Wilmington Trust Company and Savings Bank. —H. B. No. 200.

By Mr. Dudley—A bill to be entitled an act to amend the charter of the city of Newbern, North Carolina.—H. B. No. 201.

To the Committee on Railroads, Postroads and Turnpikes:

By Mr. Bennett—A bill to be entitled an act to incorporate the North Carolina Central Railroad Company.—H. B. No. 194.

To Select Committee on State Debt and Liabilities:

By Mr. Badger—A bill for exchanging the stock of the State for bonds, with which such stock was bought.—H. B. No. 193.

On motion of Mr. Houston, the House adjourned till tomorrow 10 o'clock A. M.

THIRTIETH DAY.

HOUSE OF REPRESENTATIVES, January 16, 1873.

The House was called to order by the Speaker at 10 o'clock A. M.

The Journal of yesterday was read, amended and approved.

Mr. Blackwell stated that Mr. Ballard was detained from his seat by sickness.

The following petitions were introduced, read and referred, or otherwise disposed of, as follows:

To the Committee on Railroads, Postroads and Turnpikes:

By Mr. Waugh—A petition from certain citizens of Surry county asking for State aid.

To the Committee on Propositions and Grievances:

By Mr. Joyner—A petition from certain citizens of Johnston county to change the name of Boon Hill to the town of Princeton.

By Mr. Joyner—A petition asking the Legislature to prohibit the sale of liquor in the town of Boon Hill or Princeton.

By Mr. Blythe—To change the county line between Henderson and Polk counties.

By Mr. Trivett—A petition from citizens of Ashe county relating to the felling of trees in Horse Creek.

By Mr. Reid, of Mecklenburg—Memorial relating to a stock law, from certain citizens of the county of Mecklenburg.

By Mr. Blythe—A memorial from citizens of Henderson county asking the Legislature to prohibit the sale of spirituous liquors within three miles of Judson Female College.

PLACED ON THE CALENDAR.

By Mr. Speaker Robinson—A petition from certain citizens of Macon county asking for a change in the agency office of Macon county.

By Mr. Speaker Robinson—A petition from certain citizens of Macon county relating to the deer law.

Reports from standing committees were submitted, with recommendations, as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 81, that it do pass.

House resolution No. 3, that it do pass.

House resolution No. 5, that it do pass.

House bill No. 145, that it do not pass.

House resolution No. 50, that it do not pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were tronsmitted to the Senate for concurrence:

House bill No. 126—An act to incorporate the Mechanics Hose Company of Wilmirgton.

House bill No. 141—An act to amend section 45, chapter 199 of public laws 1871–'72.

House bill No. 159—A bill to be entitled an act to make the enticing of minors to leave their homes a misdemeanor.

House bill No. 161—A bill to be entitled an act to authorize the commissioners of Halifax to levy a tax.

House bill No. 163—A bill to be entitled an act to empower the commissioners of Caldwell county to sell certain lands.

House bill No. 172—An act to repeal chapter 146 of the laws of 1870–'71.

The following named resolutions and bills were introduced, read and passed first time, and were referred or otherwise disposed of, as follows:

PLACED ON CALENDAR.

By Mr. Dudley—Instruction to Committee on Immigration.—H. R. No. 108.

By Mr. Mabson—A joint resolution in favor of employing a stenographer.—H. R. No. 109.

By Mr. Ellison—A resolution of instruction to the Committee on Penal Institutions.

To Select Committee of Sixteen on Constitutional Amendments:

By Mr. Wheeler—A resolution in regard to the proposed constitutional amendments.—H. R. No. 110.

To the Committee on Propositions and Grievances:

By Mr. Gorman—A resolution of enquiry.—H. R. No. 111.

By Mr. Blythe—A bill entitled an act to prevent the sale of spirituous liquors within three miles of Judson Female College, in the town of Hendersonville.—H. B. No. 204.

By Mr. Brown, of Davidson—A bill entitled an act concerning the register of deeds of Davidson county—H. B. No. 205.

By Mr. Trivett—An act making indictable the felling of trees into either fork of Horse Creek in Ashe county.—H. B. No. 206.

By Mr. Joyner—An act to change the name of the town of Boon Hill, in Johnston county, to Princeton, and to prohibit the sale of liquor therein.—H. B. No. 212.

By Mr. Byrd—A bill to be entitled an act to prevent the traffic in county claims.—H. B. No. 214.

To the Committee on the Judiciary:

By Mr. Bennett—A bill to be entitled an act to amend section 34, chapter 113, acts of 1868–'69.—H. B. No. 207.

By Mr. Abbott—A bill to better enable the Young Men's Intelligent and Enterprising Association to increase its capital.—H. B. No. 208.

By Mr. Brown, of Davidson—A bill to be entitled an act to suspend the writ of *mandamus* in Davidson county so far as it relates to the board of commissioners of said county. H. B. No. 209.

By Mr. Morrison—An act to amend sections 224 and 228, Code of Civil Procedure.—H. B. No. 210.

By Mr. Craige—A bill to be entitled an act conferring jurisdiction upon justices of the peace to issue proceedings supplementary to execution.—H. B. No. 213.

By Mr. McGehee—A bill to be entitled an act relating to fences and for the protection of crops.—H. B. No. 215.

By Mr. Jones, of Orange—An act to be entitled an act to repeal the law concerning fines in certain townships.—H. B. No. 217.

To the Committee on Corporations:

By Mr. Dudley—A bill to be entitled an act to incorporate the Mechanics' and Laborers' Mutual Aid Society of North Carolina.—H. B. No. 211.

To the Committee on Education:

By Mr. Mabson—A bill to be entitled an act to alter section 45 of public school laws, chapter 189.—H. B. No. 216.

A message was received from the Senate, under date of the 15th instant, announcing that the Senate had met, and a quorum being present, had proceeded to business.

A message was received from the Senate announcing that Mr. Dunham constitutes Senate branch of the Joint Select Committee to cancel vouchers remaining in the State Treasury.

The Speaker announced that for special reasons Mr. Morrison is relieved from serving on the Joint Select Committee to investigate charges of cruelty against the Directors of the State penitentiary, and that Mr. Reid, of Mecklenburg, take his place.

A message from His Excellency, the Governor, was received transmitttng petitions of citizens of Morganton, asking for the establishment of a branch insane asylum, and its location there, which was read, and on motion of Mr. Waugh, was ordered to be transmitted to the Senate.

The following resolutions and bills were acted on under a suspension of the rules, as follows:

Senate resolution No. 74, House resolution No. 55, was read

second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 15, House bill No. 148 was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

House bill No. 13, House bill No. 174—A bill for the relief of certain school teachers, was read second time and passed. Was read third time, and the following amendment by Mr. Dula was adopted: "Amend by inserting that such teachers shall be paid out of the school fund belonging to the township in which the schools were taught."

Mr. Brown, of Mecklenburg, moved to reconsider the vote by which Mr. Dula's amendment was adopted. The motion prevailed and the amendment was rejected.

Mr. Houston moved to recommit the bill the Committee on Education, and Mr. Anderson, of Clay, moved to amend the motion by striking out "Committee on Education" and inserting "Committee on the Judiciary."

Mr. Brown, of Mecklenburg, demanded the previous question, which was seconded by the House, and the main question ordered.

Mr. Anderson's amendment was rejected, and the House refusing to recommit the bill, it passed its third reading, and was ordered to be enrolled for ratification.

A message was received from the Senate transmitting engrossed copies of the following bills:

Senate bill No. 81, House bill No. 218—A bill to allow the owners of Catawba toll bridge to list it for taxes and other purposes, in the county of Catawba, which was read first time, passed, and was referred to the Committee on Propositions and Grievances.

Also Senate bill No. 110, House bill No. 219—A bill to amend the act incorporating the town of Mount Olive, in Wayne county, which was read first time, passed and referred to the Committee on Corporations.

Also Senate bill No. 231, House bill No. 220—A bill to

amend an act ratified the 25th of January, 1871, with accompanying papers. Bill was read first time, passed, and placed on the Calendar.

On motion of Mr. Badger, the rules were suspended, and Senate bill No. 231, House bill No. 220, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate resolution No. 127, House resolution No. 83—Joint resolution in regard to perishable articles in the State arsenal, was read second time, and the substitute offered by Mr. Johnston was adopted, and the resolution was rejected.

On motion of Mr. Houston, the vote by which the resolution was rejected, was reconsidered, and the following amendment, offered by Mr. Richardson as a substitute, was rejected:

"*Resolved*, By the House of Representatives, the Senate concurring, that a committee of five, consisting of three from the House, and two from the Senate, be appointed to dispose of the uniforms and other ordnance stores now in charge of the Adjutant General, and report their action to this body."

The following amendment by Mr. Bean was rejected: "*Provided*, The clothing be first valued before delivering to the Directors of the penitentiary."

The resolution passed its second reading, and the rules were suspended and the resolution was read third time, passed, and was ordered to be transmitted to the Senate for concurrence in amendment.

On motion of Mr. Ellison, House resolution No. 112—A resolution of instruction to the Committee on Penal Institutions was adopted and ordered to be engrossed and sent to the Senate.

House bill No. 179 was read second time, and on motion

of Mr. Bennett, was made special order for Saturday, the 18th instant, at 12 M.

House bill No. 93 was read third time, passed and ordered to be engrossed and sent to the Senate.

House resolution No. 26—A resolution in favor of J. C. Brewster, was read second time.

Mr. Anderson, of Clay, moved to indefinitely postpone, and on this motion, Mr. Ellison ealled for the ayes and noes, and the call being sustained the motion was rejected. Ayes 40; noes 64.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Blackwell, Brown of Davidson, Brown of Mecklenburg, Bryson of Swain, Bryan of Wilkes, Byrd, Carter, Cox, Davis, Dula, Freeman, Gant, Guyther, Hanner, Haynes, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Johns, Lutterloh, McGehee, Michael, Moring, Morrison, Outlaw, Reid of Mecklenburg, Richardson, Rhodes, Scott, Shinn of Iredell, Shackelford, Stanford, Stowe, Trivett, Warlick and Watson—40.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Bennett, Blythe, Bowe, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Alleghany, Brooks, Bunn, Carson, Copeland, Corson, Craige, Darden, Dudley, Ellison, Fletcher, Foster, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Grady, Gudger, Hampton, Hinnant, Hughes, Jones of Northampton, Joyner, Jordan, King, Lindsey, Lloyd, Luckey, Marler, Maxwell, McLaurin, McNeill, Moss, Norment, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Randolph, Shaw, Shinn of Cabarrus, Sneed, Todd, Turner, Waddill, Waugh, Webb, Winslow, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—62.

Mr. Waugh moved to recommit to the Committee on Finance.

Mr. Stanford demanded the previous question, which was

seconded by the House, and the main question ordered, and the motion of Mr. Waugh prevailed, and the resolution was recommitted.

Mr. McLaurin moved to adjourn, and on this motion Mr. Brown, of Mecklenburg, called for the ayes and noes, and the call being sustained, the motion was lost. Ayes 24; noes 73.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Bowe, Craige, Godfrey, Gorman, Goodwyn, Hampton, Hughes, Jones of Northampton, Jones of Orange, Jordan, Lloyd, Luckey, McLaurin, McNeill, Normont, Perry of Wake, Rhodes, Shaw, Stanford, Trivett, Waugh, Williamson and Whisnant—24.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Bean, Bennett, Blackwell, Blythe, Brown of Davidson, Brown of Mecklenburg, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Byrd, Carter, Carson, Copeland, Cox, Darden, Davis, Dudley, Dula, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Tyrrell, Joyner, Johns, King, Lindsey, Lutterloh, Marler, Maxwell, McGehee, Michael, Moring, Moss, Morrison, Outlaw, Patrick, Paschall, Perry of Bladen, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Todd, Turner, Warlick, Waddill, Watson, Webb, Winslow, Whitmire, Wheeler and Woodhouse—73.

House bill No. 113—A bill to allow the commissioners of Transylvania county to levy a special tax, was read third time, passed and ordered to be engrossed and sent to the Senate. Ayes 99; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Bean, Bennett, Blackwell, Blythe, Bowe, Brown of

Davidson, Brown of Mecklenburg, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Godfrey, Gorman, Goodwyn, Grady, Gudger, Hanner, Hampton, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McLaurin, McGehee, McNeill, Michael, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—99.

On motion of Mr. Waugh, the House adjourned.

THIRTY-FIRST DAY.

House of Representatives, January 17, 1873.

The House was called to order by the Speaker at 10 o'clock A. M.

The Journal of yesterday was read and approved.

It was announced that Mr. Winslow was kept from his seat on account of sickness.

It was also announced that Mr. Ballard was still confined to his room by sickness.

The following memorials were introduced, read and referred or otherwise disposed of, as follows:

To the Committee on Propositions and Grievances:

By Mr. Norment—A petition of citizens of Robeson county

for prohibition of sale of liquor within four miles of Ashpole Missionary Baptist Church.

By Mr. Norment—A petition from citizens of Robeson county to prohibit the sale of liquor within two miles of Lumber Bridges and Providence churches in Robeson county.

By Mr. Norment—A petition from citizens of Robeson county to prevent the sale of liquor within one and a half miles of Union Chapel Church in Robeson county.

By Mr. Haynes—A petition of citizens of Haywood county to prevent the sale of liquors to minors.

To the Committee on the Judiciary:

By Mr. Sneed—A petition from citizens of Granville and other counties to amend the charter of the Roanoke Navigation Company.

PLACED ON THE CALENDAR.

By Mr. Johnston—A memorial from citizens of Buncombe county relative to the sale of the Western North Carolina Railroad.

By Mr. Blackwell—A memorial from citizens of Buncombe county relative to the sale of the Western North Carolina Railroad.

By Mr. Trivett—A petition from citizens of Alleghany county asking for a little appropriation, &c.

Reports from standing committees were submitted, with recommendations, as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 177, that it do pass.

House bill No. 184, that it do pass.

House bill No. 196, that it do not pass.

House bill No. 212, that it do pass.

From the Committee on Internal Improvements:

By Mr. McGehee—House bill No. 35, that it do pass.

The following bill, reported as correctly engrossed by Committee on Engrossed Bills, was transmitted to the Senate for concurrence:

House bill No. 104—An act concerning the town of Goldsboro, in Wayne county.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act for the relief of certain school teachers.

An act to amend an act entitled an act to enable any persons, not less than three, to become incorporated.

Resolution in regard to the pensions of soldiers of the war of 1812.

The following named resolutions were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Darden—A resolution with regard to length of daily sessions of the House of Representatives.—H. R. No. 113.

By Mr. Houston—A resolution concerning joint rules of order—H. R. No. 114.

By Mr. Houston—A resolution fixing the hour to which, in the absence of any special motion, the House stands adjourned.—H. R. No. 115.

By Mr. Bennett—A resolution of instruction to Judiciary Committee.—H. R. No. 116.

By Mr. Gorman—A resolution of inquiry addressed to the Attorney General.—H. R. No. 118.

By Mr. Heaton—A joint resolution in favor of James C. McGowan.—H. R. No. 117.

The following named bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Bean—An act to allow enterers of vacant lands to obtain grants.—H. B. No. 221.

To the Committee on the Judiciary:

By Mr. Badger—A bill to be entitled an act to protect the agricultural interests of the State.—H. B. No. 222.

By Mr. Carson—A bill to be entitled an act amendatory of chapter 59, of the laws of 1872–'73.—H. B. No. 223.

By Mr. Turner—A bill to be entitled an act amendatory of chapter 277, laws of 1870–'71, entitled an act to provide a cheap chattel mortgage.—H. B. No. 224.

By Mr. Brown, of Davidson—A bill entitled an act concerning the register of deeds of the several counties of the State.—H. B. No. 225.

By Mr. McGehee—A bill to be entitled an act concerning corporations.—H. B. No. 226.

By Mr. Sneed—A bill to be entitled an act for the improving the navigation of the Roanoke river from the town of Halifax to the place where the Virginia line intersects the same, passed at the session of 1812.—H. B. No. 227.

By Mr. Hampton—A bill entitled an act legalizing the acts of the board of commissioners on the first Monday in September, 1872, of Polk county.—H. B. No. 228.

By Mr. Bean—A bill to repeal chapter 71, the public laws of 1871–'72.—H. B. No. 224.

To the Committee on Propositions and Grievances:

By Mr. Norment—A bill to be entitled an act to prevent the sale of spirituous liquors within one mile and a half of Union Chapel Methodist Church, in Robeson county.—H. B. No. 229.

By Mr. Webb—An act to repeal parts of chapter 250, laws of 1868–'69.—H. B. No. 230.

By Mr. Norment—A bill to be entitled an act to prevent the sale of spirituous liquors within two miles of Lumber

Bridge Presbyterian church and Providence Baptist church, in Robeson county.—H. B. No. 231.

By Mr. Norment—A bill to be entitled an act to prevent the sale of spirituous liquors within one mile of Ashpole Missionary Baptist church, in Robeson county—H. B. No. 232.

By Mr. Morrison—An act to exempt persons from serving on juries who have attained the age of sixty years.—H. B. No. 233.

By Mr. Dula—A bill to modify section 7, chapter 42, of Revised Code.—H. B. No. 234.

By Mr. Haynes—A bill to prevent the giving away or selling intoxicating drinks to minors.—H. B. 235.

By Mr. Waugh—A bill making indictable the felling of trees in Stuart's creek, in the county of Surry.—H. B. No. 236.

To the Committee on Corporations:

By Mr. Dudley—A bill to be entitled an act to change the name of the Holden Hook and Ladder Company, No. 1, of Newbern, North Carolina.—H. B. No. 237.

By Mr. Brown, of Mecklenburg—A bill to incorporate the town of Huntersville, in Mecklenburg county.—H. B. No. 238.

By Mr. Shinn, of Cabarrus—A bill to incorporate Eureka Lodge, No. 283, Ancient York Masons.—H. B. No. 239.

To the Committee on Finance:

By Mr. Badger—A bill to be entitled an act to authorize the board of trustees of Carey township, in the county of Wake, to levy a special tax.—H. B. No. 240.

To the Committee on Counties, Cities, Town and Townships:

By Mr. Corson—An act to amend an act for the incorporation of the town of Washington, ratified the 18th day of January, 1847, with amendments thereto.—H. B. No. 241.

By Mr. Bean—A bill to change the name of Franklins-

ville township, in the county of Randolph—H. B. No. 245.

To the Committee on Finance:

By Mr. McGehee—A bill to be entitled an act to authorize and empower the commissioners of Person county to levy a special tax.—H. B. No. 242.

To the Committee on Salaries and Fees:

By Mr. Copeland—An act to amend chapter 139 of the public laws of 1870–'71.—H. B. No. 243.

On motion of Mr. Houston, the rules were suspended and the supplementary report of the Committee on Rules, was read second time and adopted.

On motion of Mr. Houston, the rules were suspended, and House resolution No. 114, relating to joint rules, was read second time and adopted.

On motion of Mr. Houston, the rules were suspended and House resolution No. 115, fixing the hour of 10 A. M. as the hour to which the House stands adjourned each day, was read second time and adopted.

On motion of Mr. Darden, House resolution No. 113—A resolution in regard to the length of daily sessions was read second time.

Mr. Waugh moved to lay it on the table.

Mr. Darden called for the ayes and noes, and the call being sustained, the motion to lay on the table was lost. Ayes 25; noes 78.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Bean, Corson, Davis, Dudley, Ellison, Fletcher, Godfrey, Gorman, Hampton, Heaton, Hughes, Jones of Northampton, Jordan, King, Lloyd, McLaurin, Reid of Randolph, Rhodes, Shackelford, Stanford, Sneed, Trivett, Waugh and Williamson—25.

The following gentlemen voted in the negative:

Messrs. Abbott, Anderson of Clay, Badger, Bennett, Blackwell, Blythe, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany,

Brooks, Bunn, Byrd, Carson, Copeland, Cox, Craige, Darden, Dickey, Dula, Foster, Freeman, Gant, Gidney, Gilmer, Goodwyn, Grady, Gudger, Guyther, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsay, Lutterloh, Luckey, Mabson, Marler, Maxwell, McGehee, Michael, Moring, Morrison, Norment, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Richardson, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Stowe, Todd, Turner, Warlick, Waddill, Watson, Webb, Wiley Whitmire Whisnant and Woodhouse—78.

Bills were acted on under a suspension of the rules, as follows:

On motion of Mr. Brown, House bill No. 221 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Rhodes, House bill No. 104 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Rhodes, his motion to reconsider the vote by which the bill passed its third reading, was laid on the table.

House bill No. 165 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 118 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 212 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 79 was read second time, and substitute of Committee adopted.

Amendment of Mr. Badger rejected, and bill passed second

reading. Was read third time, passed and ordered to be engrossed and sent to the Senate.

House resolution No. 68 was read second time and adopted.

House bill No. 67 was read second time, and, on motion of Mr. Houston, was laid upon the table.

House bill No. 147—Allows commissioners of Columbus county to levy a special tax, was read second time and passed. Ayes 94; noes 2.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Bean, Bennett, Blackwell, Blythe, Bowe, Brown of Mecklenburg, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carson, Copeland. Corson, Cox, Craige, Darden, Davis, Dickey, Dudley, Dula, Fletcher Foster, Freeman, Gant, Gidney, Gilmer, Gorman, Goodwyn, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Hinnant, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Mabson, Marler, Maxwell, McLaurin, McNeill, Miller, Michael, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Sneed, Todd, Trivett, Warlick, Waugh, Webb, Williamson, Whisnant and Woodhouse—94.

Those who voted in the negative are:

Messrs. Brown of Davidson and Wiley—2.

House bill No. 107 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Goodwyn, his motion to reconsider the vote by which the bill passed its third reading, was laid on the table.

House bill No. 140 was read second and third times,

passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 108 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 17 was read second time, and on motion of Mr. Brown, of Davidson, was laid on the table.

House bill No. 9 was read second time, and on motion of Mr. Maxwell, was laid upon the table.

House bill No. 135—A bill to be entitled an act amendatory of an act entitled "an act to lay off the homestead and personal property exemptions," was read second time.

Mr. Turner moved to lay upon the table.

On this motion Mr. Stanford called for the ayes and noes, and the call being sustained, the House refused to table the bill. Ayes 2; noes 95.

The following gentlemen voted in the affirmative:

Messrs. Freeman and Turner—2.

The following gentlemen voted in the negative:

Messrs. Abbott, Anderson of Clay, Badger, Bean, Bennett, Blackwell, Blythe, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Copeland, Cox, Craige, Darden, Dickey, Dudley, Dula, Ellison, Fletcher, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Camden, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Luckey, Marler, Maxwell, McLaurin, McGehee, McNeill, Michael, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire, Whisuant and Woodhouse—95.

Mr. Houston moved to postpone the further consideration of the bill till Tuesday, January 23rd, and make it special order for 12 M. that day.

Mr. Craige demanded the previous question, which was seconded by the House, and the main question ordered.

The motion of Mr. Houston was rejected, and the bill passed second reading. The bill was read third time.

The amendment of Mr. Joyner was rejected, and under the operation of the previous question the bill passed, and was ordered to be engrossed and sent to the Senate. Ayes 91; noes 15.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Bean, Bennett, Blackwell, Blythe, Bowe, Brown of Mecklenburg, Bryson of Jackson, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carson, Copeland, Corson, Cox, Craige, Darden, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Gant, Gilmer, Godfrey, Gorman, Goodwyn, Grady, Guyther, Hanner, Hampton, Haynes, Hinnant, Hughes, Johnston, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Johns, Jordan, King, Lindsey, Lutterloh, Luckey, Mabson, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Michael, Moring, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Mecklenburg, Reid of Randolph, Richardson, Scott, Sharp, Shinn of Iredell, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Williamsou, Whisnant and Woodhouse—91.

The following gentlemen voted in the negative:

Messrs. Bryson of Swain, Carter, Davis, Freeman, Gidney, Gudger, Houston, Jones of Caldwell, Moss, Presson, Rhodes, Shaw, Shinn of Cabarrus, Turner and Whitmire—15.

A message was received from the Senate concurring in the proposition of the House to raise a joint select commit-

tee on immigration, designating Messrs. Morehead of Guilford, Welch and King as Senate branch of said Committee.

A message was received from the Senate transmitting engrossed copy of a bill to amend chapter 18, private laws of 1870–'71, which was read first time, passed, and placed on the Calendar.

On motion of Mr. Bennett, the rules were suspended and the bill was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

The Speaker announced the House branch of the Joint Select Committee on Immigration to consist of Messrs. Brown of Mecklenburg, McGehee, Badger, Bowman and Stanford.

On motion, the House adjourned.

THIRTY-SECOND DAY.

HOUSE OF REPRESENTATIVES, January 18, 1873.

The House was called to order by the Speaker at 10 o'clock

Prayer by Rev. Mr. Mitchell, of Mobile.

The Journal of yesterday was read and approved.

Mr. Waddill announced that Mr. Wheeler was absent from his seat on account of sickness.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on Corporations:

By Mr. Jones, of Caldwell—House bill No. 246, that it do pass.

House bill No. 180, that it do pass.

House bill No. 211, that it do pass.

House bill No. 200, with amendment and that it do pass.

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 186, that it do not pass.
House bill No. 213, that it do not pass.
House bill No. 207, that it do pass.
House bill No. 36, that it do not pass.
House bill No. 185, that it do not pass.
House bill No. 18, that it do not pass.
House bill No. 124, that it do not pass.
House bill No. 178, that it do not pass.
House bill No. 51, that it do not pass.
House bill No. 116, that it do pass.
House bill No. 72, that it do not pass.
House bill No. 194, that it do not pass.

From the Committee on Claims:

By Mr. McNeill—Senate resolution No. 130, House resolution No. 85, that it do pass.

From the Committee on Internal Improvements:

By Mr. McGehee—House bill No. 188, that it do pass.

From Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 204, with amendment and that it do pass.

Mr. Hanner, from Select Committee to Cancel Vouchers, reported that duty performed.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House resolution No. 83—Joint resolution in regard to perishable goods remaining in the State arsenal.

House resolution No. 112—Resolution of instruction to the Committee on Penal Institutions.

House resolution No. 119—Joint resolution of instruction to the Committee on Public Buildings and Grounds.

House bill No 11, to incorporate the town of Rockingham.

House bill No. 93—An act to incorporate the Northern and Southern Telegraph Company.

The following Bills and resolutions, reported as correctly

enrolled by the Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to amend chapter 18, public laws of 1870–'71, being an act defining and amendatory of the charter of the Wilmington, North Carolina Life Insurance Company, ratified 16th February, 1871.

An act to repeal chapter 89, laws of 1871–'72.

An act to exempt the counties of Ashe, Watauga, Alleghany, Jackson and Swain from the provisions of chapter 142, laws of 1869–70.

The following named resolutions were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

To the Committee on Propositions and Grievances:

By Mr. Marler—A resolution to cause to be printed and distributed, an act to pay the expenses of idiots and lunatics, incurred by counties in certain cases.—H. R. No. 122.

CALENDAR.

By Mr. Bennett—A resolution relating to the impeachment of R. M. Henry. Empowers the Committee on the Judiciary to send for persons and papers.—H. R. No. 128.

By Mr. Badger—A resolution requesting information from the treasurer of the board of education.—H. R. No. 121.

By Mr. Scott—A resolution in favor of Thomas C. Pritchett, sheriff of Jones county.—H. R. No. 124.

By Mr. Gorman—A resolution of enquiry with regard to the Keeper of the Capitol.—H. R. No. 125.

By Mr. Waugh—A resolution of instruction to the Committee on Education.—H. R. No. 126.

By Mr. Darden—A resolution of request to our Senators and Representatives in Congress concerning the Indians.—H. R. No. 127.

By Mr. Jones, Caldwell—A resolution in regard to repairs on the hall of the House.—H. R. No. 128.

By Mr. Mitchell—A resolution to prevent the smoking of tobacco in the House of Representatives.—H. R. No. 123.

The following named bills were introduced, read first time, passed and referred, or otherwise disposed of, as follows:

To the Committee on the Judiciary:

By Mr. Brown, of Davidson—A bill to amend sections 516 and 496 of the Code of Civil Procedure.—H. B. No. 248.

By Mr. Bennett—An act to provide for amercements in justices' courts.—H. B. No. 249.

By Mr. Guyther—An act to be entitled an aet to re-enact an act to secure advances made for agricultural purposes, ratified March, 1873.—H. B. No. 250.

By Mr. Brown, of Mecklenburg—A bill to be entitled an act to authorize the commissioners of Mecklenburg county to sell certain stocks held by said county and for other purposes.—H. B. No. 251.

By Mr. Bean—A bill to amend section 3, chapter 169 of the public laws of 1869-'70.—H. B. No. 252.

By Mr. Bennett—An act to amend section 504, Code of Civil Procedure.—H. B. No. 253.

By Mr. Bennett—An act to amend sections 496 and 497 of the Code of Civil Procedure—H. B. No. 254.

By Mr. Cox—A bill concerning Superior Courts. Relates to making out bills of costs.—H. B. No. 255.

By Mr. McNeill—A bill to be entitled an act in regard to descents.—H. B. No. 256.

By Mr. Williamson—A bill to be entitled an act to regulate municipal elections.—H. B. No. 259.

To the Committee on Finance:

By Mr. Woodhouse—A bill to be entitled an act to levy a special tax in the county of Currituck—H. B. No. 259.

To the Committee on Corporations:

By Mr. Todd—A bill to amend an act to incorporate the town of Boone, in Watauga county, North Carolina.—H. B. No. 260.

By Mr. Gorman—A bill to amend the charter of the city of Raleigh.—H. B. No. 261.

To the Committee on Salaries and Fees:

By Mr. Lindsey—An act to change the fees of constables. —H. B. No. 262.

To the Committee on Internal Improvements:

By Mr. Waugh—A bill to be entitled an act amendatory of an act to establish a turnpike road from Marion, in the county of McDowell, to Asheville, in the county of Buncombe.—H. B. No. 263.

CALENDAR.

By Mr. Gorman—A bill to abolish the usury laws.—H. B. No. 258.

On motion of Mr. Badger, the rules were suspended, and House resolution No. 121, calling for report from Treasurer of school fund, was read second time and adopted.

A message was received from the Senate transmitting engrossed copies of Senate bill No. 36—A bill to be entitled an act relating to depositions—H. B. No. 264.

Senate bill No. 267—An act to amend an act incorporating the town of Farmville, in Pitt county.—H. B. No. 265.

Senate bill No. 36, House bill No. 264 was read first time, passed and referred to the Committee on the Judiciary.

Senate bill No. 267, House bill No. 265 was read first time, passed and referred to Committee on Corporations.

A message was received from the Senate transmitting engrossed copy of a resolution in favor of James L. Henry, Judge, &c.—S. R. 268—H. R. 130.

Senate resolution No. 268, House resolution No. 130, under a suspension of the rules was read second time and referred to the Committee on the Judiciary.

A message was received from the Senate transmitting an engrossed copy of Senate bill No. 46, House bill No. 266—

A bill to amend the act to incorporate the Wilmington Mutual Insurance Company.

Also Senate bill No. 92, House bill 267—A bill to authorize the Carolina Narrow Guage Railroad Company to consolidate with the Chester and Lenoir Narrow Guage Railroad Company, in South Carolina.

Senate bill No. 46, House bill No. 266, was read first time and referred to Committee on Corporations.

Senate bill No. 92, House bill No. 267, was read first time, passed and placed on Calendar.

On motion of Mr. Bennett, House bill No. 200 was read second time, and the amendment of Mr. Badger to the amendment of the committee was adopted, and the amendment of the committee was adopted.

Mr. Moss moved an amendment restricting the vote of interest to 8 per cent.

Pending a discussion of this amendment, on motion of Mr. Brown, of Davidson, the further consideration of the bill was postponed till Wednesday 22nd instant, and made special order for 11 o'clock A. M.

A message was received from His Excellency the Governor, transmitting a report from the Superintendent of Public Instruction, with regard to the sale of Durant's Island, in Albemarle Sound.

The message and report were read, and on motion were laid on the table till Monday next.

Mr. Johnston, from the Committee on Privileges and Elections, submitted a report which was read.

Mr. Gorman moved that the further consideration of the report be postponed till Thursday next, and made special order for 11 o'clock that day, and that report and testimony be printed.

The motion to print was lost, and the motion to postpone and make special order prevailed.

On motion the rules were suspended and House resolution No. 127 was read second time.

Mr. Jones, of Caldwell, moved to lay upon the table.

Mr. Bean called for the ayes and noes, and the call being sustained, the motion was lost. Ayes 24, noes 81.

The following gentlemen voted in the affirmative:

Messrs. Craige, Freeman, Gudger, Hanner, Hinnant, Houston, Jones of Caldwell, Jones of Orange, Luckey, McGehee, McNeill, Mitchell, Moss, Morrison, Norment, Outlaw, Perry of Wake, Presson, Shinn of Iredell, Shinn of Cabarrus, Turner, Warlick and Waddill.—24

Those who voted in the negative are:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Bean, Bennett, Blackwell, Blythe, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Copeland, Corson, Cox, Darden, Davis, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Gant, Gidney, Gilmer, Godfrey, Goodwyn, Grady, Guyther, Hampton, Haynes, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Johns, Jordan, King, Lindsey, Lloyd, Mabson, Marler, Maxwell, McLaurin, Miller, Michael, Moring, Paschall, Perry of Bladen, Reid of Mecklenburg, Reid of Randolph, Richardson, Shaw, Sharp, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Whisnant and Woodhouse—81.

The special order was postponed till the matter under consideration was disposed of.

Mr. Houston moved to postpone indefinitely, and, on this motion, Mr. Dudley demanded the ayes and noes, and the call being sustained, the motion was lost. Ayes 44; noes 63.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Brown of Mecklenburg, Bullard, Byrd, Carter, Craige, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Jones of Caldwell, Jones of Tyrrell, Joyner, Johns,

Luckey, Maxwell, McGehee, McNeill, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Perry of Wake, Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Stanford, Stowe, Turner, Warlick, Waddill and Whitmire—45.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Bennett, Blackwell, Blythe, Bowe, Brown of Davidson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Carson, Copeland, Corson, Cox, Darden, Davis, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Guyther, Hampton, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jordan, King, Lindsey, Lloyd, Mabson, Marler, McLaurin, Miller, Michael, Patrick, Paschall, Perry of Bladen, Reid of Randolph, Scott, Sharp, Shackelford, Sneed, Todd, Trivett, Waugh, Winslow, Wiley, Williamson, Whisnant and Woodhouse—63.

Mr. Turner moved to postpone till Wednesday next. Lost.

Mr. Waugh moved to strike out third section.

Mr. Darden demands the previous question, and the main question was ordered, and the amendment of Mr. Waugh was lost. Ayes 31; noes 67.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Clay, Brown of Mecklenburg, Bryan of Sampson, Bullard, Byrd, Craige, Gant, Gilmer, Grady, Johnston, Jones of Caldwell, Jones of Tyrrell, Johns, Maxwell, Mitchell, Moring, Presson, Reid of Mecklenburg, Richardson, Shinn of Iredell, Shinn of Cabarrus, Stanford, Stowe, Trivett, Waddill, Watson, Waugh, Webb, Wiley, Whitmire and Woodhouse—31.

Those who voted in the negative are:

Messrs. Anderson of Davie, Badger, Bean, Bennett, Blythe, Bowe, Brown of Davidson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany,

Brooks, Bunn, Carson, Copeland, Corson, Cox, Davis, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Gidney, Gorman, Goodwyn, Gudger, Guyther, Hanner, Hampton, Hinnant, Hughes, Jones of Camden, Jones of Northampton, Jones of Orange, Jordan, King, Lindsey, Lloyd, Luckey, Mabson, Marler, McLaurin, Miller, Michael, Moss, Morrison, Norment, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Scott, Shaw, Sharp, Shackelford, Sneed, Turner, Winslow, Williamson and Whisnant—67.

The question recurring on the passage of the resolution, Mr. Houston called for the ayes and noes, and the call being sustained, the resolution was adopted. Ayes 56; noes 51.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Bennett, Blythe, Bowe, Brown of Davidson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Carson, Copeland, Corson, Cox, Darden, Davis, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Guyther, Hampton, Hughes, Jones of Northampton, Jones of Orange, Jordan, King, Lindsey, Lloyd, Marler, McLaurin, Miller, Michael, Patrick, Paschall, Perry of Bladen, Reid of Randolph, Rhodes, Scott, Sharp, Sneed, Trivett, Windslow, Wiley, Williamson and Whisnant—56.

Those who voted in the negative are:

Messrs. Anderson of Davie, Anderson of Clay, Blackwell, Brown of Mecklenburg, Bryan of Sampson, Bullard, Byrd, Carter, Craige, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Tyrrell, Joyner, Johns, Luckey, Maxwell, McGehee, McNeill, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Perry of Wake, Presson, Reid of Mecklenburg, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Turner, Warlick, Waddill, Watson, Waugh, Webb, Whitmire and Woodhouse—57.

House resolution No. 81 was read second time, and referred to the Committee on Penal Institutions.

Mr. Jones, of Caldwell, moved to suspend the rules and take up resolution No. 128. The resolution was read second time, adopted and ordered to be engrossed.

On motion of Mr. Dudley, the rules were suspended, and House bill No. 211 was read second time, passed, read third time, passed, and ordered to be engrossed.

House resolution No. 86 was read second time and adopted.

House resolution No. 100 was second time, and laid on the table.

House resolution No. 88 was read second time and adopted.

Mr. Badger moved to reconsider the vote by which the resolution passed. The motion to reconsider prevailed.

Special order, House bill 179, was read second time and referred to the Committee on the Judiciary.

On motion of Mr. Guyther, the House adjourned till Monday.

THIRTY-THIRD DAY.

HOUSE OF REPRESENTATIVES, January 20, 1873.

The House was called to order by the Speaker at 10 o'clock.

Prayer by the Rev. Dr. Atkinson, of this city.

The Journal of Saturday was read and approved.

Mr. Anderson, of Clay, announced that Mr. Bryson, of Jackson, had been absent from his seat four days on account of sickness.

The following petitions were introduced, read and referred or otherwise disposed of, as follows:

To the Committee on Railroads, Postroads and Turnpikes:

By Mr. Waugh—A petition from certain citizens of Surry

and Alleghany counties relative to a turnpike from Sparta to Winston.

To the Committee on Counties, Cities, Towns and Townships:

By Mr. Haynes—A petition from citizens of Haywood and Madison counties for a new county.

To the Committee on Propositions and Grievances:

By Mr. Perry, of Bladen—A petition from the citizens of Abbottsburg, Bladen county, to prevent sale of liquor.

By Mr. Blythe—A petition from citizens of Henderson county, asking that the Legislature pass a law prohibiting the sale of liquor within three miles of Judson Female College.

ON THE CALENDAR.

By Mr. Gudger—A petition from citizens of Madison county, asking the General Assembly not to interfere with the sale of the Eastern Divisioa of the Western North Carolina under decrees United States Circuit Court.

By Mr. Dickey—A petition from citizens of Cherokee, praying for a repeal of the charter of the town of Murphy.

By Mr. Williamson—From citizens of Hayesville township, Franklin county, against any change of old county lines.

Reports from standing committees were submitted, with recommendations, as follows:

To the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—Senate bill No. 181, House bill No. 218, with amendment, that it do pass.

House resolution No. 120, that it do pass.

House bill No. 236, that it do pass.

House bill No. 233, that it do pass.

House bill No. 230, that it do pass.

House bill No. 206, that it do pass.

From the Committee on Railroads, Postroads and Turnpikes:

By Mr. Bryson, of Swain—House bill No. 43, that it do pass.

House bill No. 122, that it do not pass.

From the Committee on Finance:

By Mr. Stanford—House bill No. 242, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 135—A bill to be entitled an act amendatory of an act entitled an act to lay off the homestead and personal property exemptions.

House bill No. 79—A bill to amend an act to the time for the registration of deeds.

House bill No. 107—An act to make Neuse river a lawful fence.

House bill No. 212—An act to change the name of the town of Boon Hill, in Johnston county, to Princeton, and to prohibit the sale of liquors therein.

House bill No. 108—A bill amendatory of the act of 21st of December, 1871, concerning the appointment of Judges.

House bill No. 140—A bill to be entitled an act to incorporate King Solomon's Lodge, No. 313, Free and Accepted Masons.

House resolution No. 68—Resolution in relation to the public library.

House resolution No. 114—A resolution concerning joint rules of order.

House resolution No. 118—A resolution of instruction to the Attorney General.

Mr. Badger asked for information from the special committee to investigate the sale of the Western North Carolina Railroad.

Mr. Bennett, from the committee, reported the progress

made in the investigation, and the information sought by Mr. Badger was obtained.

On motion of Mr. Johnston, House bill No. 167 was taken from the Committee on Education and made special order for Wednesday, 22nd, at 1 o'clock P. M.

The following resolutions and bills were introduced, read first time, passed and referred or otherwise disposed of, as follows:

To the Committee on the Judiciary:

By Mr. Dula—A bill to be entitled an act to prevent speculation in county claims—H. B. No. 270.

By Mr. Davis—A bill to be entitled an act to fix the *venire* in suits brought against the commissioners of counties.—H. B. No. 274.

By Mr. Paschall—An act to prevent the removal of property mortgaged.—H. B. No. 279.

By Mr. Badger—A bill to be entitled an act to amend the laws in regard to proceedings in bastardy cases.—H. B. No. 282.

By Mr. Dickey—An act to repeal chapter 61, private laws of 1870-'71.—H. B. No. 283.

To the Committee on Propositions and Grievances:

By Mr. McLaurin—A bill to be entitled an act concerning inspectors for the city of Wilmington.—H. B. No. 277.

By Mr. Corson—An act to prohibit the sale of spirituous liquors on the Sabbath day.—H. B. No. 278.

By Mr. Perry, of Bladen—An act to prohibit the sale of intoxicating liquors in the village of Abbottsburg.—H. B. No. 281.

To the Committee on Finance:

By Mr. Guyther—An act to repeal an act for the better preservation of the public health by establishing suitable quarantine regulations for Wilmington, North Carolina, ratified April 12, 1869.—H. B. No. 280.

By Mr. Patrick—An act to levy a special tax in Greene county.—H. B. No. 285.

By Mr. Jordan—An act to authorize the county commissioners of Montgomery county to levy a special tax.—H. B. No. 284.

To the Committee on Corporations:

By Mr. Gidney—An act to incorporate Cleaveland Lodge, No. 202, Free and Ancient Masons.—H. B. No. 271.

By Mr. Mitchell—An act to incorporate Monatau Lodge, No. 318, Free and Ancient Masons.—H. B. No. 272.

By Mr. Bowman—An act to incorporate the North Carolina Mica Mining Company.—H. B. No. 275.

To the Committee on Counties, Cities, Towns and Townships:

By Mr. Haynes—An act to establish a new county by the name of Bragg.—H. B. No. 273.

By Mr. Jones of Caldwell—A bill to be entitled an act to empower the commissioners of the town of Lenoir, Caldwell county, to sell certain lands.—H. B. No. 286.

Bills were acted on under a suspension of the rules, as follows:

On motion of Mr. Goodwyn, Senate resolution in favor of Mason L. Wiggins was read second time.—S. R. No. 130—H. R. No. 85.

Mr. McNeill demanded the previous question, and the main question was ordered, and the resolution rejected.

Mr. Dudley gave notice that he should on to-morrow move a reconsideration of the vote by which the resolution was rejected.

On motion of Mr. Reid, of Mecklenburg—House bill No. 81 was read second and third times, passed each reading, and ordered to be engrossed and sent to the Senate.

On motion of Mr. Houston, Senate bill No. 92, House bill 276, was read second and third times, passed each reading, and ordered to be enrolled for ratification.

On motion of Mr. Gorman, House resolution No. 125 was read second time, adopted and ordered to be engrossed and transmitted to the Senate for concurrence.

On motion of Mr. Gudger, House resolution No. 120 was read second and third times, passed each reading, and ordered to be engrossed and sent to the Senate for concurrence.

On motion of Mr. Jones, of Caldwell, House bill No. 246 was read second time, amended and passed, read third time.

Mr. McGehee moved to postpone till to-morrow, and make special order for 12 M.

Mr, Waugh moved to amend by postponing till Friday, 24. Amendment lost. The motion of Mr. McGehee prevailed.

The message of His Excellency, the Governor, with the report of Superintendent of Public Instruction, was taken from the table and ordered to be transmitted to the Senate.

CALENDAR.

House resolution No. 66 was read second time, and on motion, postponed two weeks till Monday, 3d of February.

House bill No. 82 was read second time and postponed till Tuesday, 21st, and made special order for 11 o'clock, A. M.

House resolution No. 19 was read second time and postponed till Monday, 27th instant.

A message was received from the Senate transmitting engrossed copies of Senate bill No. 269, an act in relation to the sheriff of Yancey county.

Senate bill No. 90, House bill No. 268—A bill to be entitled an act to prevent the felling of trees in Haw river and its tributaries.

Senate bill No. 36, House bill No. 237—A bill to amend an act entitled an act to incorporate the village of Excelsior, in Burke county.

Senate bill No. 72, House bill No. 269, read first time, passed and referred to the Committee on the Judiciary.

Senate bill No. 90, House bill No. 268, read first time,

passed and referred to Committee on Propositions and Grievances.

Senate bill No. 36, House bill No. 267, read first time, passed and referred to the Committee on Propositions and Grievances.

SPECIAL ORDER.

The hour of 12 M. having arrived, House resolution No. 6 was read second time, and pending its discussion, on motion of Mr. Jones, of Caldwell, was postponed till Tuesday, January 28, and made special order for 11 A. M.

On motion of Mr. Badger, House bill No. 258 was read second time.

Mr. Brown, of Mecklenburg, offered a substitute for the bill.

Mr. Guyther moved to postpone the further consideration of the bill till Saturday, 25th instant, and make it a special order for 11 o'clock, A. M., that day.

Pending a discussion, on motion of Mr. Jones, of Caldwell, the House adjourned till to-morrow 10 o'clock, A. M.

THIRTY-FOURTH DAY.

HOUSE OF REPRESENTATIVES, January 21, 1873.

The House was called to order by the Speaker at 10 o'clock.

The reading of the Journal of yesterday was dispensed with.

The Speaker announced that the name of Mr. Reid, of Randolph, had been added to the Committee on the Judiciary.

Mr. Darden announced that Mr. Gray, of Dare, had been absent from his seat on account of sickness.

The following petitions were introduced, read, and referred or otherwise disposed of, as follows:

To the Committee on Propositions and Grievances:

By Mr. Warlick—Petitions from citizens of Morganton, asking for prohibition of sale of liquor within two miles of the court-house of that town.

To the Committee on the Judiciary:

By Mr. Godfrey—A petition from citizens of Pasquotank, asking the passage of an act authorizing the board of commissioners of said county to levy a special tax or issue bonds for the purpose of building a court-house.

To the Committee on Corporations:

By Mr. Moss—A petition of certain citizens of Wilson county to incorporate the town of Stantonburg.

ON THE CALENDAR.

By Mr. Carter—A petition of pilots of Ocracoke and Hatteras.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on Corporations:

By Mr. Jones, of Caldwell—House bill No. 260, that it do pass.

House bill No. 239, that it do pass.

House bill No. 238, that it do pass.

House bill No. 265, that it do pass.

Senate bill No. 46, House bill No. 266, that it do pass.

Senate bill No. 110, House bill No. 219, that it do pass.

From the Committee on Counties, Cities, Towns, &c.:

House bill No. 245, that it do pass.

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 226, that it do pass.

House bill No. 252, that it do not pass.

House bill No. 228, that it do not pass.
House bill No. 257, that it do not pass.
House bill No. 224, that it do not pass.
House bill No. 223, that it do not pass.
House bill No. 253, that it do pass.
House bill No. 227, that it do not pass.
House bill No. 254, that it do pass.
House bill No. 249, that it do pass.
House bill No. 287, that it do pass.
House bill No. 215, that it do pass.
Senate bill No. 36, House bill No. 264, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed bills, were transmitted to the Senate for concurrence:

House bill 165—A bill to be entitled an act to incorporate the town of Jackson, in Northampton county.

House bill 211—An act to incorporate the Mechanics' and Laborers' Mutual Aid Society, of North Carolina.

House bill No. 118—A bill to be entitled an act to incorporate Seaton Gales Lodge, No. 64.

House resolution No. 68—Resolution in relation to the public Library.

House resolution No. 127—Resolution of request to our Senators and Representatives in Congress concerning the Indians.

House resolution No. 128—Resolution in regard to repairs on the House of Representatives.

The following bills and resolutions, reported as correctly enrolled by the Committee on Enrolled bills, were duly ratified and transmitted to the Senate:

An act to authorize the consolidation of the Carolina Narrow Gauge Railroad Company, and the Chester and Lenoir Narrow Gauge Railroad Company in South Carolina.

An act to cure certain defects in the registration of deeds and other written instruments in the county of Buncombe.

A message was received from the Senate transmitting en-

grossed copies of Senate bill No. 278, House bill No. 302—A bill to amend chapter 185, laws of 1868–'69, entitled an act concering townships. Read first time, passed and referred to the Committee on Counties, Cities, Towns and Townships.

Also Senate bill No. 170, House bill No. 291—An act to prevent the sale of spirituous liquors in the town of Shelby, Cleaveland county. Read first time, passed, and referred to the Committee on Propositions and Grivances.

The following named resolutions were introduced, read and passed first time, and were referred or otherwise disposed of, as follows:

To Committee on Finance:

By Mr. Morrison—A resolution declaring the special tax bonds issued by the Legislature of 1869–'70 fraudulent and void.—H. R. No. 131.

CALENDAR.

By Mr. Gidney—A resolution in regard to the Joint Committee on the Penitentiary.—H. R. No. 134.

By Mr. Whitmire—A resolution of instruction to Committee on the Judiciary.—H. R. No. 135.

By Mr. Sneed—A resolution of instruction to the Attorney General.—H. R. No. 136.

A message was received from the Senate transmitting Senate resolution No. 271, House resolution No. 132—A resolution raising a joint committee to examine and cancel vouchers in the Auditor's office. Read first time, passed, and placed on the Calendar.

Also Senate resolution No. 281, House resolution No. 133—A resolution of instruction to our Senators in Congress, in regard to the educational bill now pending in the Senate of the United States.

The following named bills were introduced, read first

time, passed and referred or otherwise disposed of, as follows:

To the Committee on the Judiciary:

By Mr. Bennett—A bill to be entitled an act to amend section 37, chapter 116, public laws of 1868–'69.—H. B. No. 289.

By Mr. Godfrey—A bill to authorize the commissioners of Pasquotank county to provide the ways and means to build a court-house.—H. B. No. 296.

By Mr. Abbott—An act in regard to juries summoned to attend inquests.—H. B. No. 297.

To the Committee on Propositions and Grievances:

By Mr. Webb—An act to change the time of the meeting of the board of commissioners and county board of education for Carteret county.—H. B. No. 292.

By Mr. Bowe—An act to empower the county commissioners of Caswell county to meet on the first Monday of each month.—H. B. No. 293.

By Mr. Warlick—An act to prohibit the sale of spirituous liquors within two miles of the court-house in the town of Morganton.—H. B. No. 300.

By Mr. Gilmer—A bill making Reedy Fork, in the county of Guilford, a lawful fence.—H. B. No. 288.

To the Committee on Cities, Counties, Towns and Townships:

By Mr. Stanford—An act to change the time for holding the election for Mayor and commissioners of the town of Goldsboro, Wayne county.—H. B. No. 299.

To the Committee on the Insane Asylum:

By Mr. Rhodes—An act to repeal chapter 168, laws of 1869–'70, and chapter 135 of the laws of 1871–'72.—H. B. No. 290.

By Mr. Dudley—An act to establish a branch insane asylum at Newbern, North Carolina, for the accommodation of the colored.—H. B. No. 294.

To the Committee on Corporations:

By Mr. Gidney—An act to incorporate El Bethel Methodist Episcopal Church, in the county of Cleaveland.—H. B. No. 295.

By Mr. Moss—An act to incorporate the town of Stantonsburg, in Wilson county.—H. B. No. 298.

CALENDAR.

By Mr. Waugh—A bill to prevent usury.—H. B. No. 301.

By Mr. Carson—A bill to repeal chapter 163 of the laws of 1871–'1872.—H. B. No. 303.

On motion of Mr. Bryson, of Swain, it was ordered that the message of His Excellency the Governor, relating to Western North Carolina Railroad, be transmitted to the Senate with proposition to print.

A communication was received from the Hon. D. A. Jenkins, treasurer of the board of education, in response to a resolution of this House, which on motion of Mr. Badger, was ordered to be printed.

The unfinished business of yesterday was resumed, and the substitute of Mr. Brown, of Mecklenburg, was read.

Mr. Brown, of Davidson, moved to postpone till Monday next, and Mr. Bowman moved to postpone indefinitely.

Pending a discussion, on motion of Mr. Houston, the House adjourned.

THIRTY-FIFTH DAY.

HOUSE OF REPRESENTATIVES, January 22, 1873.

The House was called to order by the Speaker at 10 o'clock A. M.

The Journal of yesterday was read and approved.

The Speaker announced that by request, Mr. Darden is excused from serving on the Joint Select Committee to investigate charges against the management of the penitentiary, and Mr. Godfrey will take his place.

Leave of absence for two days was granted Mr. Copeland, on account of sickness in his family.

The following petitions were read, and referred or otherwise disposed of, as follows:

To the Committee on Propositions and Grievances:

By Mr. Dickey—From citizens of Cherokee to prevent the sale of liquor within three miles of Mount Pleasant Academy, in the town of Murphy.

By Mr. Bennett—A memorial in reference to the sale of liquors near Red Hill Church.

By Mr. Dula—A petition to prevent the felling of timber in Lewis Fork, Wilkes county.

By Mr. Woodhouse—A petition to change the line between the counties of Currituck and Dare.

To the Committee on Counties, Cities, Towns and Townships:

By Mr. Whisnant—Petitions for a new county from portions of Rutherford, Cleaveland, Burke and Lincoln.

Reports from standing committees were submitted with recommendations, as follows:

To the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 292, that it do pass.

House bill No. 300, that it do pass.

House bill No. 293, that it do not pass.

House bill No. 278, that it do pass.

House bill No. 214, that it do not pass.

House bill No. 99 and House bill 151, with substitute.

Senate bill No. 90, House bill No. 268, that it do pass.

Senate bill No. 171, House bill No. 291, that it do pass.

Senate bill No. 236, House bill No. 267, that it do pass.

From the Committee on Finance:

By Mr. Richardson—House bill No. 259, with an amendment, and that it do pass.

By Mr. Stanford—House resolution 26, with substitute, and that it do pass.

By Mr. Moss—House bill No. 285, that it do pass.

From the Committee on Corporations:

By Mr. Wiley—House bill No. 272, that it do pass.

House bill No. 261, that it do pass.

House bill No. 271, that it do pass.

From the Committee on Counties, Cities, Towns and Townships.

By Mr. Waugh—House bill No. 286, that it do pass.

The following resolutions reported as correctly engrossed by Committee on Engrossed Bills, was transmitted to the Senate for concurrence:

House resolution No. 125—Resolution of inquiry with regard to the Keeper of the Capitol.

The following named resolutions were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

CALENDAR.

By Mr. Marler—A resolution of instruction to the Judiciary Committee.—H. R. No. 137.

By Mr. Maxwell—A resolution in relation to adjournment. —H. R. No. 138.

To the Committee on Agriculture:

By Mr. Jones, of Camden—A resolution in reference to legislation in certain cases.—H. R. No. 139.

To the Committee on Public Buildings and Grounds:

By Mr. Ellison—A resolution concerning the side-walks in the city of Raleigh.—H. R. No. 140.

The following named bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

To the Committee on the Judiciary.

By Mr. Badger—A bill to be entitled an act to better enforce the laws in regard to highways.—H. B. No. 304.

By Mr. Paschall—An act in relation to official and other State bonds.—H. B. No. 305.

By Mr. Dula—A bill to amend section 35, of chapter 193, laws of 1871–'72.—H. B. No. 306.

By Mr. Jones, of Orange—An act to amend section 27, chapter 67, public acts of 1868–'69, and section 4, chapter 228, public acts of 1870–'71.—H. B. No. 307.

By Mr. Trivett—An act to make the husband or wife a competent witness to prove the adultery of the other in actions for divorce.—H. B. No. 308.

To the Committee on Propositions and Grievances:

By Mr. Dickey—An act to prohibit the sale of intoxicating liquor within one mile of Mount Pleasant Academy in Cherokee county.—H. B. No. 309.

By the Committee on Propositions and Grievances—An act to prohibit the sale, &c., of liquors within one mile of any church on certain days.—H. B. No. 310.

By Mr. Warlick—An act in favor of J. T. Patterson, late sheriff of Burke county, and C. C. Vest, late sheriff of Cherokee county.—H. B. No. 311.

To the Committee on Counties, Cities, Town and Townships:

By Mr. Whisnant—An act to lay off and establish a new county by the name of Center.—H. B. No. 312.

By Mr. Woodhouse—An act to amend an act to lay off and establish the county of Dare.—H. B. No. 313.

To the Committee on Salaries and Fees:

By Mr. Abbott—An act to amend sections 4, 5 and 10 of chapter 139, laws of 1870-'71.—H. B. No. 314.

To the Committee on Internal Improvements:

By Mr. Scott—An act to incorporate the Newbern and Trenton Steamboat Company.—H. B. No. 315.

To the Committee on Agriculture:

By Mr. Jones, of Camden—An act for the promotion of horse raising in the State.—H. B. No. 316.

The unfinished business of yesterday, House bill No. 258—A bill to abolish usury laws, the question being upon the motion of Mr. Bowman to indefinitely postpone, Mr. Joyner called for the ayes and noes, and the call being sustained, the motion to postpone prevailed. Ayes 70; noes 41.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Swain, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Byrd, Carter, Carson, Copeland, Cox, Craige, Darden, Dickey, Dula, Foster, Gidney, Gilmer, Gray, Gudger, Guyther, Hanner, Hampton, Haynes, Hughes, Jones of Northampton, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Luckey, Marler, McLaurin, Miller, Michael, Mitchell, Moring, Moss, Paschall, Presson, Reid of Mecklenburg, Reid of Randolph, Scott, Settle, Shinn of Iredell, Shinn of Cabarrus, Stowe, Sneed, Todd, Trivett, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Whisnant and Woodhouse—70.

Those who voted in the negative are:

Messrs. Badger, Bennett, Brown of Mecklenburg, Bryson of Jackson, Bryant of Halifax, Bryan of Sampson, Brooks, Bullard, Bunn, Corson, Davis, Dudley, Ellison, Fletcher, Freeman, Gant, Godfrey, Gorman, Goodwyn, Grady, Heaton, Houston, Johnston, Jones of Camden, Jones of Orange,

Lloyd, Lutterloh, Maxwell, McGehee, Morrison, Norment, Outlaw, Patrick, Perry of Bladen, Perry of Wake, Richardson, Rhodes, Shaw, Sharp, Stanford and Turner.

Bills and resolutions were acted on under a suspension of the rules, as follows:

On motion of Mr. Gidney, House resolution No. 134 was read second time and adopted.

On motion of Mr. Bryan, of Sampson, Senate bill No. 35, House bill No. 189, was read second time.

Mr. McGehee demanded the previous question, and the main question was ordered to be put, and the bill passed its second reading.

The bill was read third time, and Mr. Moss moved to amend the seventh section. The amendment was rejected and and the bill passed, and was ordered to be enrolled for ratification.

On motion of Mr. Dudley, House bill No. 237 was read second and third times, passed each reading, and was ordered to be engrossed and transmitted to the Senate.

On motion of Mr. Gant, Senate bill No. 90, House bill No. 268, was read second time. By leave, the substitute presented by the committee was withdrawn, and the bill passed. On the third reading, the counties of Caswell and Guilford were stricken from the bill and the bill passed, and it was ordered that the concurrence of the Senate be asked in the amendment.

On motion of Mr. Sneed, House resolution No. 136 was read second time, and on motion of Mr. Brown, of Mecklenburg, was indefinitely postponed.

SPECIAL ORDER.

House bill No. 82, was read second time, and on motion of Mr. Waugh, was indefinitely postponed.

Mr. Waugh moved to reconsider the vote by whtch the bill was rejected, and on his motion, the motion to reconsider was laid on the table.

SPECIAL ORDER.

House bill No. 200 was read second time, and on motion of Mr. Richardson, was postponed till Wednesday, the 29th instant, and made special order for that day.

SPECIAL ORDER.

House bill No. 252 was read third, and Mr. Lloyd moved to amend, and Mr. Jones, of Caldwell, demanded the previous question, which was seconded by the House, and the main question was ordered.

The amendment of Mr. Lloyd was adopted, and the bill passed its third reading and was ordered to be engrossed.

SPECIAL ORDER.

House bill No. 95 was read third time, and on motion of Mr. Bowman, was made special order for to-morrow at 12 M.

Mr. Dudley moved to reconsider the vote by which Senate resolution No. 130, House resolution No. 85—Resolution for the relief of Mason L. Wiggins, was rejected, and on motion of Mr. Houston, the motion to reconsider was laid on the table. Ayes 70; noes 44.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Bean, Bennett, Blackwell, Blythe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Byrd, Carter, Carson, Copeland, Craige, Darden, Dickey, Dula, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Guyther, Hanner, Haynes, Hinnant, Houston,

Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Luckey, Marler, Maxwell, McGehee, Miller, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Presson, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Stowe, Turner, Warlick, Waddill, Webb, Winslow, Wiley, Whitmire, Whisnant and Woodhouse—70.

Those who voted in the negative are:

Meisrs. Abbott, Badger, Bowe, Bowman, Bryan of Pitt, Bryant of Halifax, Bullard, Bunn, Corson, Cox, Davis, Dudley, Ellison, Fletcher, Foster, Gorman, Goodwyn, Gray, Hampton, Heaton, Hughes, Jones of Caldwell, King, Lloyd, Lutterloh, Mabson, McLaurin, McNeill, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Shackelford, Stanford, Sneed, Todd, Trivett, Watson and Waugh—44.

Senate resolution No. 186, House resolution No. 94, was was read second time, and on motion of Mr. Jones, of Caldwell, was laid on the table.

On motion of Mr. McGehee, House bill No. 215 was taken from the Calendar and referred to the Committee on Agriculture.

On motion of Mr. Badger, House bill No. 177 was taken up and made special order for Wednesday, 29th instant.

SPECIAL ORDER FOR ONE O'CLOCK, P. M.

House bill No. 167, the school bill, was taken up, and read by sections:

Amendment to section 8 adopted.

Amendment to section 9 was amended on motion of Mr. Michael, by striking out in line 16 the words "half of" and adopted.

Amendment to section 10 was adopted.

Amendment to section 12 adopted.

Amendment to section 13 adopted.

Amendment to section 15 adopted.

Amendment to section 25 was amended on motion of Mr. Paschall, by inserting in line 62 after the word "schools" the words of "each race."

Mr. Houston moved to insert a proviso after the word "months" in line 63.

Pending a discussion of this amendment, on motion of Mr. Gudger, the House adjourned.

THIRTY-SIXTH DAY.

HOUSE OF REPRESENTATIVES, January 23, 1873.

The House was called to order by the Speaker at 10 o'clock

The Journal of yesterday was read and approved.

Leave of absence was granted to Mr. Williamson for two days from and after to-day.

Mr. Guyther was reported as absent from his seat on account of sickness.

Leave was granted to Mr. Hinnant to record his vote in the affirmative on the motion to indefinitely postpone the bill repealing the usury laws.

The following named petitions were introduced, read and referred, or otherwise disposed of, as follows:

To the Committee on Agriculture:

By Mr. Brown, of Mecklenburg—A petition from the citizens of Pineville township for an effective enactment to compel every person in said township to inclose their stock.

To the Committee on Counties, Cities, Towns and Townships:

By Mr. Gudger—A petition from the citizens of Warm Spring township, No. 9, Madison county, opposing the formation of a new county out of Madison and Haywood.

To the Committee on Propositions and Grievances:

By Mr. McNeill—A petition of citizens of Robeson county asking for prohibition of the sale of liquors within three miles of Mount Moriah Baptist Church and Mount Horeb Methodist Church, in that county.

By Mr. Grady—A memorial from the county commissioners of Harnett county asking the levy of a special tax to liquidate the county indebtedness.

Reports from standing committees were submitted, with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 274, that it do not pass.

House bill No. 279, that it do not pass.

Senate resolution No. 268, House resolution No. 130, that it do not pass.

On this resolution a minority report was submitted by Mr. Bowman.

House bill No. 282, that it do not pass.

From the Committee on Railroads, Postroads and Turnpikes:

By Mr. Bryson, of Swain—House bill No. 194, with amendments, and that it do pass.

From the Committee on Salries and Fees:

By Mr. Settle—House bill No. 197, that it do not pass.

House bill No. 243, with amendment, and that it do pass.

From the Committee on Finance:

By Mr. Stanford—House bill No. 240, that it do pass.

From Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 122, that it do not pass.

House bill No. 247, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 81—A bill to be entitled an act for the appointment of an additional constable for the town of Charlotte.

House resolution No. 120—A resolution in favor of the commissioners of Madison county.

The following named resolutions were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Badger—A resolution in regard to Joint Select Committee with regard to the Penitentiary.—H. R. No. 141.

By Mr. Michael—A resolution asking the Representatives in Congress to use their influence to prevent the repeal of the bankrupt act.—H. R. No. 142.

By Mr. Anderson, of Clay—A resolution of inquiry to the Committee on the Judiciary in regard to Constitutional inquiry.—H. R. No. 144.

By Mr. Watson—A resolution appointing a joint committee of inquiry.—H. B. No. 145.

The following named bills were introduced, read first time, passed and were referred, or otherwise disposed of, as follows:

To the Committee on the Judiciary:

By Mr. Jones, of Camden—An act to provide for the more prompt execution of civil proceedings in justices' courts.—H. B. No. 318.

By Mr. Winslow—An act to amend chapter 27, private laws of 1871–'72, and to re-enact chapter 123, private laws of 1869–'70, sections 8 and 11.—H. B. No. 319.

To the Committee on Propositions and Grievances:

By Mr. Sharp—An act to declare Chinquepin and Wiccachou creeks a lawful fence.—H. B. No. 320.

To the Committee on Finance:

By Mr. Jones, of Caldwell—An act to empower the commissioners of Caldwell to levy a special tax.—H. B. No. 322.

By Mr. Grady—An act to authorize the commissioners of Harnett county to levy a special tax.—H. B. No. 323.

To the Committee on Corporations:

By Mr. Jones, of Caldwell—An act to repeal chapter 199 public laws of 1871–'72, and for other purposes.—H. B. No. 324.

By Mr. Hughes—An act to incorporate the Oxford Colored Educational Association, of Granville county.—H. B. No. 325.

To the Committee on Internal Improvements;

By Mr. Scott—An act to protect the navigation of White Oak and Trent rivers, in Jones county.

A message was received from the Senate transmitting engrossed copies of Senate bill No. 134—An act prohibiting the sale of spirituous liquor within two miles of Christian Delight Church, in the county of Beaufort.—H. R. No. 321.

Senate resolution No. 320—A resolution in relation to the Western North Carolina Railroad.—H. R. No. 143.

Also engrossed copy of Senate resolution to House bill No. 104, Senate bill No. 274—An act concerning the town of Goldsboro, Wayne county.

Senate bill No. 134, House bill No. 321, was read first time, passed, and referred to the Committee on Propositions and Grievances.

Senate resolution No. 320 was read first time, passed, and referred to the Oommittee on Railroads, Poastroads and Turnpikes.

On motion of Mr. Turner, the rules were suspended, and House bill No. 224 was taken from the Calendar and referred to the Committee on the Judiciary.

On motion of Mr. Turner, the rules were suspended and House bill No. 224 was taken from the Calendar and recommited to the Committee on the Judiciary.

On motion of Mr. Rhodes, House bill No. 228 was taken from the Calendar and referred to the Committee on Propositions and Grievances.

Senate bill No. 27 was taken from the Calendar and referred to the Committee on Propositions and Grievances.

On motion of Mr. Badger, the rules were suspended and

House resolution No. 141 was read second time, adopted, engrossed and transmitted to the Senate.

The unfinished business of yesterday was resumed. The question pending was the proviso offered by Mr. Houston, which was read and rejected.

Mr. Morrison moved to reject the amendment of the committee, proposed by the committee to section 25.

Mr. Reid, of Mecklenburg, moved to recommit bill and amendments to Committee on Education. Motion lost.

The hour, of 12 M. having arrived, the special orders were on motion of Mr. Ellison, postponed and placed on the Calendar.

The consideration of the scholl bill was resumed.

On motion of Mr. Bowman, the amendment of the committee to strike out sections 25, 26 and 27 of the old school law was concurred in.

Mr. Brown, of Mecklenburg, moved a substitute for section 25.

On motion of Mr. Bryan, of Alleghany, the House went into committee of the whole upon bill and amendments, Mr. Jones, of Caldwell, in the Chair.

The committtee rose, and through its chairman, reported that the amendment of Mr. Hughes had been adopted, and asked the concurrence of the House.

On motion of Mr. Heaton, the House adjourned.

THIRTY-SEVENTH DAY.

HOUSE OF REPRESENTATIVES, January 24, 1873.

The House was called to order by the Speaker at 10 o'clock, A. M.

The Journal of yesterday was read and approved.

Leave of absence was granted to Mr. Reid, of Mecklenburg, for two days.

To Mr. Lindsey for two days.

To Mr. Moss for two days.

To Mr. Moring for two days.

Mr. Hanner was reported as absent on account of sickness from his seat.

The following memorials were introduced, read and referred, or otherwise disposed of, as follows:

To the Committee on Propositions and Grievances:

By Mr. Stanford—A petition from citizens of Duplin to prohibit the sale of liquor within two miles of Cypress Creek Church.

By Mr. Shaw—A petition of citizens of Carthage and vicinity, in the county of Moore, asking a law prohibiting the sale of liquor.

By Mr. Gray—A petition from the county of Dare asking that the fees for pilotage remain as they now are by law regulated, and to establish separate boards of branch commissioners for the navigation of Ocracoke and Hatteras Inlets.

By Mr. Norment—From the elders and deacons of Ashpole Presbyterian Church of Robeson county asking for a law to prohibit the sale of all intoxicating liquors within three miles of said church.

By Mr. Perry, of Bladen—A petition from the citizens of French's Creek, Bladen county, to prevent the sale of

spirituous liquors within two miles of French's Creek Church, in that county.

By the Speaker—A petition from the trustees of Vine Hill Academy, in the town of Scotland Neck, Halifax county, to prevent the sale of intoxicating liquors within three hundred yards of said academy.

To the Committee on Counties, Cities, Towns and Townships:

By Mr. Bowman—A petition from citizens of Yancey county, with reference to county line between the counties of Yancey and Mitchell.

Reports from standing committees were submitted, with recommendations, as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 228, that it do not pass.

House bill No. 320, that it do pass.

House resolution No. 105, with amendment, and that it do pass.

House bill No. 234, that it do not pass.

From the Committee on Salaries and Fees:

By Mr. Settle—House bill No. 203, recommend the passage of the substitute reported.

From the Committee on Privileges and Elections:

By Mr. Johnston—A report in the contested election case from the county of Camden, declares that Simeon A. Jones, the sitting member is entitled to his seat.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 237—An act to change the name of the Holden Hook and Ladder Company, No. 1, of Newbern, North Carolina.

House bill No. 246—An act to incorporate the Farmers' Loan Bank.

House resolution No. 134.—Resolution in regard to the Joint Committee on the Penitentiary.

Mr. Gorman, from the Select Committee on Heating the Capitol, submitted a report, accompanied with a bill, which was read and placed on the Calendar.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to incorporate the Snow Hill, Greenville and Goldsboro Railroad Company.

An act to incorporate the Albemarle and Scuppernong Steamboat Transportation Company.

The following named resolutions and bills were introduced, read and passed first time, and were referred or otherwise disposed of, as follows:

CALENDAR.

By Mr. Blythe—A resolution fixing the time for considering private bills.—H. R. No. 147.

By Mr. Goodwyn—A resolution concerning W. P. Mabson.—H. R. No. 146.

To the Committee on the Judiciary:

By Mr. Bennett—A bill to be entitled an act to repeal section 4, chapter 2, of the Revised Code.—H. B. No. 334.

By Mr. Lutterloh—An act to change the time for holding the Superior Court for Cumberland county.—H. B. No. 335.

By Mr. McLaurin—A bill to be entitled an act to amend section 10, chapter 139, public laws of 1870 and 1871.—H. B. No. 336.

By Mr. McLaurin—A bill to be entitled an act to establish a house of correction and refuge in New Hanover county.—H. B. No. 339.

To the Committee on Propositions and Grievances:

By Mr. Blackwell—A bill to be entitled an act to regulate the rate of toll to be charged the citizens of Buncombe at

the toll gate, in Henderson county, on the Buncombe turnpike road.—H. B. No. 377.

By Mr. Perry, of Bladen—A bill to prohibit the sale of spirituous liquors within two miles of French's Creek Church, in the county of Bladen.—H. B. No. 328.

By Mr. Gray—An act to create a board each of committee of navigation for Ocracoke bar and Hatteras inlet.—H. B. No. 329.

To the Committee on Corporations:

By Mr. Watson—A bill to be entitled an act to incorporate the Chapel Hill Iron Mountain Railroad Company.—H. B. No. 330.

By Mr. Scott—An act to make Trent river a lawful fence, in Jones county.—H. B. No. 331.

By Mr. Brown, of Mecklenburg—A bill to be entitled an act to incorporate the town of Pineville, in Mecklenburg county.—H. B. No. 332.

By Mr. Brown, of Mecklenburg—A bill to be entitled an act to incorporate the Stowe Falls Manufacturing Company. H. B. No. 333.

To the Committee on Counties, Cities, Towns and Township:

By Mr. Bowman—A bill to change the county line between the counties of Mitchell and Yancey.—H. B. No. 337.

To the Committee on Finace:

Mr. Dula—A bill to authorize the county commissioners of Wilkes county to issue bonds, and for other purposes.—H. B. No. 338.

On motion the unfinished business of yesterday, (the school bill) was postponed till 11 o'clock.

The following resolutions and bills were acted on under a suspension of the rules as follows:

House resolution No. 146, on motion of Mr. Gudger, was read second time and adopted.

By Mr. Michael—House resolution No. 142 was read sec-

ond time and adopted, and ordered to be engrossed and transmitted to the Senate.

On motion of Mr. Dula, House resolution No. 144 was read second and third times, passed each reading, and ordered to be engrossed and sent to the Senate.

On motion of Mr. Blackwell, House resolution No. 41 was read second time and passed, read third time, amended, passed and ordered to be engrossed and transmitted to the Senate.

A message was received from the Senate transmitting engrossed copies of Senate bill No. 182—An act to incorporate the Neuse River Ferry Company of North Carolina.

House bill No. 340, also Senate Resolution No. 343—A resolution calling upon the Governor and Attorney General for information.—H. R. No. 148.

On motion of Mr. Rhodes, the amendments of the Senate to House bill No. 299 were concurred in.

On motion of Mr. Richardson, the report of the committee in the contested election case from the county of Edgecombe was taken up.

Pending discussion, the hour to which the unfinished business was postponed having arrived, on motion of Mr. Anderson, of Clay, it was still further postponed till the case under consideration was disposed of by the House.

On motion of Mr. Heaton, the testimony taken by the committee was read.

Mr. Badger moved to postpone till Saturday next and make special order for 12 M. Motion did not prevail.

The report of the committee was concurred in.

The unfinished business was resumed, and the question being upon the amendment of Mr. Hughes adopted yesterday in committee of the whole, it was rejected.

Mr. Anderson, of Clay, moved to go into committee of the whole on the bill and amendment. Motion lost.

Mr. Badger's amendment was adopted. Provides that the tax should be paid in money.

Mr. Craige offered an amendment, which was adopted.

The amendment offered by Mr. Blythe was rejected.

Mr. Morrison moved to reconsider the vote by which the House yesterday refused to strike out the proviso to the bill. On this motion the ayes and noes were called, and the motion to reconsider was lost. Ayes 37 ; noes 69.

The following gentlemen voted in the affirmative :

Messrs. Abbott, Anderson of Davie, Badger, Bowe, Brown of Davidson, Bryson of Jackson, Bryan of Pitt, Bryant of Halifax, Brooks, Bunn, Corson, Cox, Dudley, Ellison, Freeman, Gorman, Goodwyn, Hampton, Hughes, Jones of Caldwell, King, Lloyd, Lutterloh, McLaurin, McNeill, Miller, Morrison, Patrick, Paschall, Perry of Bladen, Perry of Wake, Rhodes, Scott, Sneed, Trivett, Watson and Whitmire—37.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Ballard, Bean, Bennett, Blackwell, Blythe, Bowman, Brown of Mecklenburg, Bryson of Swain, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Bullard, Carter, Carson, Craige, Darden, Dickey, Dula, Fletcher, Foster, Gant, Gidney, Gilmer, Godfrey, Gray, Grady, Gudger, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Joyner, Johns, Jordan, Luckey, Marler, Maxwell, McGehee, Michael, Mitchell, Moring, Norment, Outlaw, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Waugh, Webb, Winslow, Wiley, Whisnant and Woodhouse—69.

The question recurring upon the substitute of Mr. Brown, of Mecklenburg, it was rejected, and,

On motion of Mr. Brown, of Davidson, the House adjourned.

THIRTY-EIGHTH DAY.

HOUSE OF REPRESENTATIVES, January 25, 1873.

The House was called to order by the Speaker at 10 o'clock.

The Journal of yesterday was read and approved.

The Speaker announced that Mr. Darden had been added to the Committee on Finance.

Reports from standing committees were submitted, with recommendations, as follows:

From the Committee on Corporations:

By Mr. Jones, of Caldwell—House bill No. 201, that it do not pass.

House bill No. 295, that it do pass.

House bill No. 208, that it do pass.

House bill No. 224, that it do pass.

House bill No. 325, that it do pass.

From the Committee on Finance:

By Mr. Stanford—House bill No. 284, with substitute, and that it do pass.

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 305, that it do not pass.

House bill No. 248, that it do not pass.

House bill No. 289, that it do pass.

House bill No. 225, that it do not pass.

House bill No. 209, that it do not pass.

House bill No. 306, that it do not pass.

House bill No. 224, that it do not pass.

House bill No. 398, that it do not pass.

House bill No. 304, that it do pass.

Senate bill No. 27, House bill No. 157, with amendment, and that it do pass.

House resolution No. 77, that it do not pass.

The following bills, resolutions and amendments, reported

as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 144—An act to change the time of holding the terms of the Superior Courts in the several counties.

House resolution—A resolution in favor of Jesse Sumner, sheriff of Buncombe.

House resolution No. 142—A resolution asking the Representatives in Congress to use their influence to prevent the repeal of the bankrupt act.

The following resolutions, reported as correctly enrolled by the Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act concerning the town of Goldsboro, in Wayne county.

An act to prevent the felling of trees in Haw river and its tributaries, Stony Creek, and Reidy Fork, in the county of Alamance.

From the Committee on Counties, Cities, Towns and Townships.

By Mr. Waugh—House bill No. 241, with amendment, and that it do pass.

Senate bill No. 278, House bill No. 302, that it do pass.

The unfinished business of yesterday was resumed.

The question being upon the adoption of the twenty-fifth amendment as amended, Mr. Shaw offered a substitute, which was rejected.

Mr. Bean offered to amend by striking out all after the word "elections" in line 76, down to and including the word "made" in line 77, which was rejected.

The 25th section as amended was adopted.

Mr. Paschall offered a substitute for section 26, which was afterwards withdrawn.

On motion of Mr. Bean, all after the words "townships" in line 83, of section 26, was stricken out.

Mr. Bowe moved to amend by inserting after the word

"township," the words for good cause shall be subject to an appeal to the county board of education. Rejected.

Mr. Blackwell offered a substitute for section 26, which was rejected, and section 26 as amended was adopted.

Section 27 as amended by Mr. Gidney, was then adopted, and on motion sections 25, 26 and 27, as reported by the committee and amended by the House, were inserted in the bill.

The ninth amendment of the committee, as amended, on motion of Mr. Gidney was adopted.

The tenth amendment of the committee was then amended, on motion of Mr. Gidney, and as amended was adopted.

The eleveth amendment of the committee was then read, and on motion of Mr. Bowman, the word "township," in line 107 was stricken out, and the words "school districts" inserted.

Mr. Wiley moved to strike out all of the section after the word "act" in line 118, which motion was rejected.

Mr. Dula moved to amend by inserting after the word "township," in line 115, the following: "Shall be divided in the school districts according to the number of children therein contained." The amendment was rejected.

Mr. Bryson, of Jackson, offered the following amendment, which was rejected:

Strike out all after the word "county," in line 107, including the word "education" in line 111, and insert "so as to have as near as may be a four mounths school in each school district."

The amendment of the committee as amended by the House was then adopted.

The twelfth amendment of the committee was adopted.

Thirteenth amendment of the committee was read and adopted.

The fourteenth amendment of the committee was then read, and Mr. Cox moved to strike out 8⅓ cents, and insert 11⅔. Strike out 25 cents and insert 35 cents.

The question was divided, and on the motion to strike out, the ayes and noes were called, and the motion to strike out was rejected. Ayes 17; noes 80.

The following gentlemen voted in the affirmative:

Messrs. Badger, Brown of Davidson, Bryant of Halifax, Corson, Cox, Dudley, Ellison, Godfrey, Gorman, Goodwyn, Hughes, Jones of Caldwell, Lloyd, Perry of Bladen, Perry of Wake, Trivett and Wheeler—17.

Those who voted in the negative are:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Carter, Carson, Craige, Darden, Davis, Dickey, Dula, Fletcher, Foster, Freeman, Gant, Gidney, Gray, Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Norment, Patrick, Paschall, Presson, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Turner, Warlick, Waddill, Waugh, Winslow, Wiley, Whitmire, Whisnant and Woodhouse—80.

The question then recurring upon adopting the amendment proposed by the committee,

Mr. Cox called for the ayes and noes, and the call being sustained, section 38 was adopted. Ayes 90; noes 7.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Carter, Carson, Cox, Craige, Darden, Davis, Dickey, Dudley, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Goodwyn, Gray,

Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lloyd, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Norment, Patrick, Paschall, Perry of Bladen, Presson, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Turner, Warlick, Waddill, Waugh, Winslow, Wiley, Whitmire, Wheeler and Whisnant—90.

Those who voted in the negative are:

Messrs. Abbott, Bryant of Halifax, Corson, Dula, Jones of Caldwell, Trivett and Woodhouse—7.

Mr. Ellison moved an additional section of the bill, which provides for the compulsory education of every child between the ages of 8 and 14, unless excused by the board of the school: *Provided*, The parent, guardian or other person having charge of such child, may provide other suitable education for such child.

On motion, section 44 of the original bill was stricken out.

The 15th amendment of the committee was then read, and the amendment offered by Mr. Hughes, was rejected.

Mr. Luckey offered an amendment which was rejected, and the amendment of the committee was adopted.

Mr. Jones of Orange, offered an amendment to section 12 of the bill which was adopted, and bill, as amended, passed its second reading.

On motion of Mr. Rhodes, the rules were suspended and the bill was ordered to be printed as amended and made special order for Tuesday, January 28, at 11 o'clock, A. M.

On motion of Mr. Stanford, the House adjourned till Monday morning 10 o'clock.

THIRTY-NINTH DAY.

HOUSE OF REPRESENTATIVES, January 27, 1873.

The House was called to order by the Speaker at 10 o'clock.

The Journal of Saturday was read and approved.

The Speaker announced that the name of Mr. Trivett had been added to the Committee on the Judiciary.

Leave of absence was granted to Mr. Richardson after to-day till Thursday next.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on Counties, Cities, Towns and Townships.

By Mr. Waugh—House bill No. 166, that it do pass.

House bill No. 313, that it do pass.

The following bills and resolutions, reported as correctly enrolled by the Committee on Enrolled bills, were duly ratified and transmitted to the Senate:

An act to change the name of the Holden Hook and Ladder Company, No. 1, of Newbern.

An act in favor of the commissioners of Madison county.

Resolution in regard to the Joint Committee on the Penitentiary.

Resolution of instruction to Representatives in Congress.

The following named resolutions and bills were introduced, read and passed first time, and were referred or otherwise disposed of, as follows:

To the Committee on the Judiciary:

By Mr. Rhodes—A bill to be entitled an act to relieve county commissioners.—H. B. No. 344.

To the Committee on Finance:

By Mr. Shaw—An act to authorize the commissioners of Moore county to levy a special tax.—H. B. No. 341.

To the Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—A bill to enable the commissioners of Surry county to consolidate and discharge the debt of said county, and for other purposes.—H. B. No. 342.

By Mr. Jones, of Caldwell—A bill to be entitled an act to lay off and construct a public road across Grandmother Gap. —H. B. No. 343.

SPECIAL ORDER.

House resolution No. —, was read second time, and, on motion of Mr. Houston, the further consideration was postponed till Thursday next, and made special order for 11 o'clock that day.

On motion of Mr. Craige, Senate resolution No. 320, House resolution No. 142, was read second time and adopted.

CALENDAR.

Senate bill No. 81, House bill No. 218, was read second time, and the amendment of the Committee being adopted, and the rules being suspended, the bill was read third time, passed and ordered to be transmitted to the Senate for concurrence in House amendment. Relates to Catawba toll bridge.

Senate bill No. 46, House bill No. 266, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 110, House bill 219, was read second time and passed, the amendment proposed by the committee having been adopted.

Senate bill No. 267, House bill No. 265, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

House bill No. 147 was read third time and passed. Ayes 91; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Freeman, Gant, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Gudger, Guyther, Hampton, Haynes, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Joyner, Jordan, King, Lloyd, Lutterloh, Marler, Maxwell, McLaurin, McGehee, Miller, Michael, Mitchell, Moring, Morrison, Norment, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Randolph, Richardson, Scott, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Whitmire, Wheeler, Whisnant and Woodhouse—91.

Senate bill No. 36, House bill No. 264, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 236, House bill No. 267, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 278, House bill No. 302, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

A message was received from the Senate transmitting engrossed copy of Senate amendment to House bill No. 4, Senate bill No. 76, and asking the concurrence of the House in the same.

On motion, the amendments of the Senate were concurred in.

House bill No. 95 was read third time, and the amend-

ment of Mr. Waugh, proposing additional section to the bill, was accepted by the introducer and adopted by the House.

The amendment offered by Mr. Bryan, of Alleghany, was adopted.

Mr. Jones, of Caldwell, demanded the previous question, and the main question was ordered to be put.

Previous to the demand, Mr. Bennett gave notice of the following amendment: "That the appropriation made by this act shall be levied and collected by the counties through which the road passes."

Mr. McGehee gave notice of the following: "That the question of appropriation provided for by this act shall be first submitted to a direct vote of the people of the State, and be approved by a majority of the people of the State who vote on it."

Mr. Anderson, of Clay, gave notice of the following: "That the Western turnpike from Asheville to the Georgia line, in Clay and Cherokee counties, shall be a part and parcel of the Marion turnpike road, and shall be entitled to its *pro rata* share of all appropriations and taxes levied and collected to carry into effect the same."

The question being upon the amendment of Mr. Anderson, of Clay, it was rejected.

An amendment of Mr. Dula was offered and rejected.

On Mr. Bennett's amendment the ayes and noes were called, and it was rejected. Ayes 36; noes 56.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bean, Bennett, Bryan of Pitt, Bryan of Sampson, Carter, Copeland, Cox, Craige, Darden, Fletcher, Gilmer, Godfrey, Guyther, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Joyner, Luckey, Maxwell, McGehee, McNeill, Miller, Moring, Norment, Patrick, Presson, Settle, Sharp, Waddill, Watson, Webb, Winslow and Woodhouse—36.

Those who voted in the negative are:

Messrs. Abbott, Badger, Blackwell, Blythe, Bowe, Bowman,

Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Carson, Corson, Davis, Dickey, Dudley, Dula, Ellison, Foster, Freeman, Gant, Gorman, Goodwyn, Gray, Gudger, Hampton, Haynes, Hughes, Johnston, Jones of Caldwell, Jordan, King, Lloyd, Lutterloh, Marler, McLaurin, Michael, Paschall, Perry of Bladen, Perry of Wake, Scott, Shaw, Shinn of Cabarrus, Shackelford, Todd, Trivett, Turner, Waugh, Wiley, Whitmire, Wheeler and Whisnant —56.

On Mr. McGehee's amendment, Mr. Joyner called for the ayes and noes, and the call being sustained, the amendment was rejected. Ayes 46; noes 52.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Carter, Carson, Copeland, Cox, Darden, Dickey, Gilmer, Godfrey, Guyther, Haynes, Houston, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Joyner, Johns, Maxwell, McGehee, McNeill, Miller, Mitchell, Moring, Norment, Patrick, Presson, Rhodes, Settle, Shaw, Sharp, Shinn of Iredell, Shackelford, Stowe, Turner, Warlick, Waddill, Watson, Webb, Winslow and Woodhouse—46.

Those who voted in the negative are:

Messrs. Abbott, Badger, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks Bunn, Byrd, Corson, Craige, Davis, Dudley, Dula, Ellison, Foster, Freeman, Gant, Gorman, Goodwyn, Gray, Gudger, Hampton, Hughes, Johnston, Jones of Caldwell, Jordan King, Lloyd, Lutterloh, Luckey, Marler, McLaurin, Michael, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Shinn of Cabarrus, Todd, Trivett, Waugh, Wiley, Whitmire, Wheeler and Woodhouse.—52.

On the passage of the bill on its third reading, the ayes and noes were called. Ayes 51; noes 47.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Blackwell, Blythe, Bowe, Bowman, Bryson of Jackson, Bryson of Swain, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Davis, Dudley, Dula, Ellison, Foster, Freeman, Gorman, Goodwyn, Gudger, Hampton, Haynes, Hughes, Johnston, Jones of Caldwell, Jordan, King, Lloyd, Lutterloh, Marler, McLaurin, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Scott, Settle, Shinn of Cabarrus, Shackelford, Sneed, Todd, Trivett, Waugh, Wiley, Whitmire, Wheeler and Whisnant—51.

Those who voted in the negative are:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bean, Bennett, Brown of Davidson, Bryan of Pitt, Bryan of Sampson, Carter, Carson, Copeland, Corson, Cox, Craige, Darden, Fletcher, Gant, Gilmer, Godfrey, Guyther, Houston, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Joyner, Johns, Luckey, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Norment, Presson, Rhodes, Settle, Shaw, Sharp, Shinn of Iredell, Stowe, Warlick, Watson, Webb, Windslow and Woodhouse—47.

Mr. Badger moved to reconsider the vote by which the bill passed its third reading, and on his motion, the motion to reconsider was laid on the table. Ayes 46; noes 44.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Gormon, Gudger, Hampton, Haynes, Hughes, Johnston, Jones of Caldwell, Jordan, King, Lloyd, Lutterloh, Marler, McLaurin, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Scott,

Shinn of Cabarrus, Todd, Trivett, Waugh, Wiley, Whitmire, Wheeler and Whisnant—44.

Those who voted in the negative are:

Messrs. Anderson, of Clay, Ballard, Bennett, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Carter, Carson, Copeland, Corson, Cox, Craige, Darden, Gant, Gilmer, Goodwyn, Guyther, Houston, Jones of Northampton, Jones of Tyrrell, Joyner, Johns, Luckey, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Norment, Patrick, Presson, Rhodes, Settle, Shaw, Sharp, Turner, Waddill, Watson, Webb, Winslow and Woodhouse—44.

On motion of Mr. McLaurin, the House adjourned.

FORTIETH DAY.

HOUSE OF REPRESENTATIVES, January 28, 1873.

The House was called to order by the Speaker at 10 o'clock.

Prayer by Rev. Dr. Atkinson, of this city.

The Journal of yesterday was read and approved.

Leave was granted to Messrs. Moss, Lindsey and Hinnant to record their vote in the affirmative on Mr. McGehee's amendment to House bill No. 95, and in the negative on the passage of the bill on its third reading.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 208, that it do not pass.

House bill No. 270, that it do not pass.

House bill No. 244, that it do not pass.

House bill No. 318, that it do not pass.

House bill No. 336, that it do not pass.

House bill No. 225, that the substitute reported do pass.

House bill No. 297, that it do not pass.

House bill No. 250, that it do pass.

House bill No. 296, with amendment, and that it do pass.

From the Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—House bill No. 299, that it do pass.

House bill No. 273, that it do not pass.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to prohibit the sale of spirituous liquors within two miles of Excelsior College, in Burke county.

An act to amend an act entitled an act to incorporate the town of Farmville, in the county of Pitt.—Chapter 136 of private laws.

An act to amend an act entitled an act to incorporate the Wilmington Mutual Insurance Company, ratified the 24th day of January, 1872.

An act to allow the owners of Catawba toll bridge and the Horse Ford property to list it for taxes, and to register the same.

An act for the relief of sheriffs and tax collectors.

An act in relation to depositions.

A resolution of inquiry in regard to the Keeper of the Capitol.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

RESOLUTIONS.

To the Committee on the Judiciary:

By Mr. Goodwyn—A resolution in favor of Mason L. Wiggins, sheriff of Halifax county.—H. R. No. 149.

To Committee on Claims:

By Mr. Davis—A resolution in favor of Jerry Warters, of Lenoir county.—H. R. No. 150.

To the Committee on Propositions and Grievances:

By Mr. Turner—A resolution in regard to internal revenue.—H. R. No. 151.

BILLS.

To the Committee on Propositions and Grievances:

By Mr. McNill—An act prohibiting the sale of liquor within three miles of Laurel Hill Church, in the county of Richmond.—H. B. No. 345.

By Mr. Foster—A bill for the protection of bridges.—H. B. No. 346.

By Mr. Wheeler—A bill to prevent wagoners and others from leaving fires burning at their encampments.—H. B. No. 347.

By Mr. Shaw—A bill to prevent the sale of liquor in or near Carthage, in Moore county.—H. B. No. 348.

By Mr. Abbott—An act to compel owners of stock to mark their stock at the age of six weeks.—H. B. No. 346.

To the Committee on Corporations:

By Mr. Dudley—An act to amend the charter of the city of Newbern, and allowing the qualified voters to elect a mayor of said city.—H. B. No. 351.

By Mr. Mitchell—An act to incorporate Danbury Lodge, No. 323, Free and Accepted Masons, at Danbury, Stokes county.—H. B. No. 352.

To the Committee on the Judiciary:

By Mr. Bryson, of Jackson—An act in relation to privy examinations of married women.—Chapter 233, laws of 1869-'70.

By Mr. Lloyd—An act concerning the inspecfion of tar in New Hanover county.—H. B. No. 254.

ON THE CALENDAR.

By Mr. Dickey—An act declaratory of chapter 181, public laws of 1870–'71.—H. B. No. 355.

By Mr. Morrison—An act concerning "Stanly Creek Camp Ground," Gaston county.—H. B. No. 356.

By Mr. Dickey—A bill to authorize the surveyor of Graham county to survey lands in Graham county under warrant from the entry takers of Cherokee county.—H. B. No. 357.

To the Committee on Propositions and Grievances:

By Mr. Gray—An act to prevent the sale of spirituous liquors within two milles of any place of public worship within the townships of Kinnekeet and Hatteras, Dare county.—H. B. No. 358.

On motion of Mr. Corson, House bill No. 241 was taken up and recommitted to the Committee on Counties, Cities, Towns and Townships.

A message was received from the Senate transmitting engrossed copies of the following bill and resolutions:

Senate bill No. 322—An act to repeal an act to incorporate the Cape Fear Building Association. Read first time, passed and referred to the Committee on Corporations.—H. B. No. 350.

Senate resolution No. 378—A resolution in regard to the Wilmington, Charlotte and Rutherford Railroad. Read first time, passed and placed on the Calendar.—H. R. No. 153.

Senate resolution No. 364—A resolution concerning the sale of Durant's island to Greenleaf Johnston. Read first time, passed and referred to the Committee on Education—H. R. No. 152.

CALENDAR.

House resolution No. 129, was read second time and adopted.

House resolution No. 3, was read second time, and amendment of committee having been adopted,

On motion of Mr. Badger, the resolution was laid on the table.

House bill No. 222—An act to protect the agricultural interests of the State, was read second time.

The hour for the special order having arrived, its consideration was postponed till House bill No. 222 was disposed of.

On motion of Mr. Badger, " corn in the ear " was stricken out of the bill.

Mr. Micheal moved to insert " wheat." Rejected.

Mr. Joyner moved to amend, " the provisions of this act shall not debar any person from selling to his or her hands or laborers as compensation for labor." Amendment adopted.

The previous question was demanded by Mr. Badger, seconded by the House, and the main question was ordered.

The following counties having been exempted from the provisions of the bill: Madison, Polk, Clay, Lenoir, Swain, Haywood, Randolph, Caswell, Yancey, Watauga, Chowan, Montgomery, Hertford, Surry, Rutherford, Henderson, Pasquotank, Dare, Granville, Edgecombe, Beaufort, Jackson, Alexander, Transylvania, New Hanover, Halifax, Davie, Perquimans, Iredell, Buncombe, Wilkes, Warren, Washington, Craven, Bladen, Camden and Wayne,

The question recurred upon the passage of the bill as amended, and it was rejected. Ayes 36; noes 56.

SPECIAL ORDER.

House resolution No. 6—Removal of disabilities of W. W. Holden, was read second time.

Mr. Houston moved to indefinitely postpone.

On motion to indefinitely postpone, Mr. Dudley called for the ayes and noes, and the call being sustained the motion prevailed. Ayes 57; noes 51.

The following gentlemen voted in the affirmative:

Messrs. Anderson oi Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd,, Carter, Craige, Dickey, Freeman, Gant, Gilmer, Grady, Gudger, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Mitchell, Moring, Moss, Morrison, Norment, Presson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire and Woodhouse—57.

Those who voted in the negative are:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt,, Bryan of Wilkes, Bunn, Carson, Copeland, Corson, Cox, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Gray, Guyther, Hampton, Heaton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Miller, Michael, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Sharp, Trivett, Winslow, Wheeler and Whisnant—51.

On motion of Mr. Goodwyn, the House adjourned.

FORTY-FIRST DAY.

HOUSE OF REPRESENTATIVES, January 29, 1873.

The House was called to order by the Speaker at 10 o'clock.

Prayer by Rev. Dr. Mason, of this city.

The Journal of yesterday was read and approved.

It was announced that Mr. Hanner was still absent from his seat on account of sickness.

Indefinite leave of absence was granted to Mr. Perry, of Bladen, on account of severe illness in his family.

Reports from standing committees were submitted, with recommendations, as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 349, that it do not pass.

House bill No. 277, that it do not pass.

House bill No. 309, that it do pass.

From the Committee on Railroads, Postroads and Turnpikes:

By Mr. Bryson, of Swain—House bill No. 156, with substitute, and that it do pass.

House bill No. 317, with amendment, and that it do pass.

From the Committee on Finance:

By Mr. Stanford—House bill No. 323, that it do pass.

House bill No. 338, that it do pass.

House bill No. 322, that it do pass.

From the Committee on Corporations:

By Mr. Jones, of Caldwell—House bill No. 321, with amendment, and that it do pass.

House bill No. 330, that it do pass.

House bill No. 332, with amendment, and that it do pass.

The following bills, resolutions and amendments, reported

as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 147—A bill to be entitled an act to allow the commissioners of Columbus county to levy a special tax.

House bill No. 95—A bill to amend and carry into effect chapter 36, laws of 1868–'69.

The following bills, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act declaring Neuse river a lawful fence.

An act to amend chapter 185, laws of 1868–'69, entitled an act concerning townships.

Mr. McGehee, from the Joint Select Committee on Battle's Compilation, submitted a report, which was read and transmitted to the Senate.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

RESOLUTIONS.

By Mr. Badger—A resolution of instruction to the Treasurer and Secretary of the University.—H. R. No. 154.

By Mr. Wheeler—A resolution requesting the Judiciary Committee to report a bill preventing the cutting of timber. On the Calendar.—H. R. No. 56.

To the Committee on Finance:

By Mr. Houston—A resolution in behalf of Jonas Cline, sheriff of Catawba county.—H. R. No. 155.

BILLS.

To the Committee on Corporations:

By Mr. Rhodes—A bill to incorporate the Goldsboro Banking and Loan Association.—H. R. No. 361.

To the Committee on Salaries and Fees:

By Mr. Wheeler— A bill in regard to collecting special taxes.—H. B. No. 362.

To the Committee on Propositions and Grievances:

By Mr. Houston—an act concerning the Catawba river.—H. B. No. 363.

UNFINISHED BUSINESS.

House bill, No. 167—The school bill was taken up, and the consideration thereof postponed till 11 o'clock.

Bills were acted on under a suspension of the rules, as follows:

On motion of Mr Badger, House bill No. 154, was read second time, and adopted.

On motion of Mr. Watson, House bill No. 330 was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 355, was taken from the calendar, and referred to the Committee on the Judiciary.

On motion of Mr. Dula, House bill No. 338, was read second time and passed. Ayes 98; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard Bean, Bennett, Blackwell Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carson, Copeland, Corson, Cox, Crage, Darden, Davis, Dickey, Dudley Dula, Ellison, Freeman, Gant, Gidney, Gilmer, Gorman, Goodwyn, Gray Grady, Gudger, Guyther, Haynes, Hinnant, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller Michael, Moring, Moss, Morrison, Norment, Outlaw, Paschall, Perry of Bladen, Presson, Reid

of Mecklenburg, Reid of Randolph, Settle, Shaw, Sharp, Shinn of Iredell, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Winslow, Wiley, Williamson, Whitmire, Whisnant and Woodhouse—98.

UNFINISHED BUSINESS RESUMED.

On motion of Mr. Johnston, the printed bill which embraces the original bill of Committee on Education as amended on second reading, was proposed as a substitute for House bill No. 167, and adopted.

On motion of Mr. Blythe, the bill was ordered to be read by sections.

Sections 1 to 8 inclusive, were read and adopted.

Section 9 was read, and on motion of Mr. Johnston, the words "and for building, repairing, and furnishing school houses," were stricken out. Section 9 as amended was adopted.

On motion of Mr. Moring, lines 9, 10, 11 and 12, were stricken from section 10, and the section thus amended was adopted.

Section 11 was read and adopted.

Section 12 was read, and on motion of Mr. Gidney, the word "March" in line 3 was stricken out, and the word "February" inserted. The section thus amended was adopted.

Section 13 was read, and on motion of Mr. Jones, of Orange, the words "and receive one dollar each, for each day's service," were inserted after the words "shall be appointed," in line 7.

Mr. Michael moved to strike out the word "three" in line 3, and insert the word "one." Amendment adopted.

On motion of Mr. Stanford, the vote was reconsidered by which Mr. Michael's amendment was adopted, and the amendment was rejected.

Section 13 as amended was adopted.

Section 14 was read, and amendments offered by Mr. Brown, of Davidson, Bean and Dula, were rejected, and section 14 was adopted.

Section 15 was read and adopted.

Section 16 was read and adopted.

Section 17 was read and adopted.

Section 18 was read and adopted.

Section 19 was read and adopted.

Section 20 was read, and the proviso offered by Mr. Wiley was rejected, and the section adopted.

Section 21 was read, and on motion of Mr. Jones of Orange, was all after the word "they" in line 12, down to and inclosing the word "advertisement" in line 14 were stricken out, and the following inserted: "Shall return the land to the original owner, if he or they so desire, on payment of first cost, and remove or sell the buildings after advertisement for twenty days."

Mr. Bryson of Jackson offered a proviso to the section, which was rejected and section 21 as amended was adopted.

Section 22 was read and adopted.

Section 23 was read, and on motion of Mr. Johnston, was stricken out.

Mr. Gorman called for the ayes and noes, and the call was sustained. Ayes 53; noes 43.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Payan of Sampson, Bryan of Wilkes, Brooks, Bullard, Carter, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Goodwyn, Gudger, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Luckey, Marler, Maxwell, Mitchell, Moss, Morrison, Norment, Presson, Reid of Mecklenburg, Settle Shaw, Shinn of Iredell, Stanford, Sneed, Todd, Trivett, Warlick, Waddill, Webb, Wiley, and Woodhouse—53.

Those who voted in the negative are:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bunn, Corson, Cox, Darden, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Gray, Hampton, Heaton, Hughes, Jones of Northampton, King, Lloyd, Lutterloh, McLaurin, McNeill, Michael, Moring, Patrick, Paschall, Perry of Bladen, Reid of Randolph, Rhodes, Scott, Sharp, Turner, Watson, Waugh, Winslow, Wheeler and Whisnant—43.

Section 24 was read, and Mr. Ellison moved to amend by inserting as a proviso the amendment offered by him on the second reading of the bill. The proviso provides for compulsory education of all children in the State between the ages of 8 and 14. The amendment was rejected and section 24 adopted.

The following messages were received from the Senate:

A message transmitting a communication from the State Geologist.

A message announcing that the Senate had concurred in House resolution No. 125—A resolution of inquiry in regard the Keeper of the Capitol, and Mr. Nicholson constituted the Senate branch of the committee.

The Speaker announced as the House branch of the committee Messrs. Gorman and Johnston.

A message was received from the Senate transmitting engrossed copy of Senate bill No. 204, House bill No. 360—An act to amend the charter of the North Carolina Spoke and Handle Manufacturing Company, which was read first time, passed and referred to the Committee on Corporations.

On motion, the House adjourned.

FORTY-SECOND DAY.

HOUSE OF REPRESENTATIVES, January 30, 1873.

The House was called to order by the speaker at 10 o'clock, A. M.

The Journal of yesterday was read and approved.

Leave was granted to Mr. Goodwyn to change his vote from the affirmative to the negative on the motion to strike out section 23 of the school bill.

The following memorials were read and referred, or otherwise disposed of, as follows:

To the Committee on Propositions and Grievances:

By Mr. Fletcher—A petition from sundry citizens of Richmond County, protesting against the sale of spirituous liquors near Ellerby Church.

By Mr. Gorman—A petition from citizens of Wake, to prohibit the sale of spirituous liquors within two miles of New Hope Baptist Church, in the county of Wake.

To the Committee on Counties, Cities, Towns and Townships:

By Mr. ———, A petition from citizens of Gaston county, asking for a change of county line.

To the Committee on Railroads, Postroads and Turnpike:

By Mr. Whitmire—A petition from citizens of Transylvania with regard to a turnpike road.

CALENDAR.

By Mr. Bean—From citizens of Randolph county to change the name of Franklinsville township.

Reports from standing committees were submitted, with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House resolution No. 149, that it do pass.

House bill No. 354, that it do not pass.

House bill No. 353, that it do not pass.

House bill No. 4, that it do not pass.

House bill No. 217, that it do not pass.

House bill No. 344, with amendment, and that it do pass.

Senate bill No. 71, House bill No. 187, with amendment, and that it do pass.

From the Committee on Corporations:

By Mr. Jones, of Caldwell—House bill No. 350, asks reference to the Committee on the Judiciary.

House bill No. 351, that it do pass.

House bill No. 352, that it do pass.

House bill No. 340, that it do pass.

House bill No. 333, that it do pass.

From the Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—House bill No. 241, with substitute, and that it do pass.

From the Committee on Finance:

By Mr. Stanford—House bill No. 341, that it do pass.

By Mr. Houston—House resolution No. 155, that it do pass.

From the Committee on Insane Asylum:

By Mr. Luckey—House resolution No. 20, asks to be discharged from further consideration.

House bill No. 290, asks to be discharged from further consideration.

House bill No. 294, that it do not pass.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

RESOLUTIONS.

By Mr. Brown, of Mecklenburg—A joint resolution in regard to the branch Mint at Charlotte, North Carolina. On the Calendar.—H. R. No. 168.

By Mr. Marler—A resolution authorizing the Auditor to issue a duplicate warrant for $340 to the late county treasurer of Yadkin county for the benefit of the common school fund of said county. On the Calendar.—H. R. No. 157.

BILLS.

To the Committee on Propositions and Grievances:

By Mr. Davis—A bill to be entitled an act to authorize the county commissioners of Lenoir county to levy a special tax.—H. B. No. 364.

By Mr. Stanford—An act to prevent the sale of spirituous liquors within two miles of New Bridge Church, in Duplin county.—H. B. No. 365.

To the Committee on Salaries and Fees:

By Mr. McNeill—A bill to be entitled an act amendatory of an act, ratified on the 21st day of March, 1871, in relation to the fees of county commissioners—H. B. No. 368.

To the Committee on the Judiciary:

By Mr. Williamson—A bill to be entitled an act to extend the time of E. A. Gupton, ex-sheriff of Franklin county, to make settlement with county treasurer.—H. B. No. 366.

By Mr. Watson—A bill to prevent every persen voting in this State unless he show the sheriff's receipt for his poll tax for the year previous to his so offering to vote.—H. B. No. 367.

To the Committee on Railroads, Postroads and Turnpikes:

By Mr. Whitmire—An act to re-enact an act entitled an act to incorporate the French Broad Turnpike Company.—H. B. No. 369.

CALENDAR.

By Mr. Carson—A bill to authorize the Secretary of State to furnish documents and for other purposes.—H. B. No. 370.

By Mr. Stanford for the Committee on Finance:

The machinery act—An act to provide for the collection of taxes by the State and the several counties of the State on property, polls and income.—H. B. No. 371.

The consideration of the unfinished business of yesterday was postponed till 11 o'clock.

Bills were acted on under a suspension of the rules, as follows:

On motion of Mr. Badger, Senate bill No. 400 was read second and third times, passed each reading, and was ordered to be enrolled.

On motion of Mr. Jones of Caldwell, House bill No. 324 was read second time, and on motion of Mr. McGehee, was postponed till Friday, and made special order for 12 M.

On motion of Mr. Stanford, House bill No. 371 was taken up and made special order for Friday, 31st of January, 11 o'clock, A. M.

SPECIAL ORDER.

House bill No. 200 was read second time, amended and passed, was read third time, passed and ordered to be engrossed.

On motion of Mr. Badger, Senate resolution 268, House resolution No. 130 was read second time.

Mr. Waugh moved to lay on the table, and on this motion called for the ayes and noes. The call was sustained, and the motion to lay on the table prevailed. Ayes 55; noes 38.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Ballard, Bean, Bennett, Brown of Mecklenburg, Bryan of Pitt, Bryan of Sampson, Bryan of Allegheny, Brooks, Bullard, Carson Copeland, Cox, Craige, Darden Gant Gidney, Gilmer, Grady Guyther, Hinnant, Houston, Jones of Caldwell, Jones of Tyrrell, Joyner, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill,

Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Reid of Randolph, Shinn of Iredell, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Windslow, Wiley, Williamson and Woodhouse—55.

Those who voted in the negative are:

Messrs. Abbott, Anderson of Clay, Badger, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Wilks, Bunn, Byrd, Carter, Corson, Dickey, Dudley, Dula, Ellison, Freeman, Godfrey, Gorman, Gudger, Hampton, Haynes, Hughes, Johnston, Lloyd, Lutterloh, McLaurin, Paschall, Scott, Shaw, Sneed, Trivett, Whitmire, Wheeler and Whisnant.—38.

The consideration of the unfinished business of yesterday was resumed. (The school bill.)

Mr. Heaton moved to strike out the provisor in section 25. Rejected.

On motion of Mr. Maxwell, "shall" in line 9 was stricken out and "may" inserted. Section 25, as amended, was adopted.

Section 26 was read, and on motion of Mr. Gorman, amended by providing for the grades of teachers.

Several gentlemen give notice of amendments, and Mr. Johnston demanded the previous question, and the main question was ordered.

Mr. Gorman's amendment to section 26 was adopted.

Mr. McNeill's amendment was adopted, and section 26 as amended was adopted.

Section 27 was read, and the amendment of Mr. Gidney was adopted, and section 27 as amended was adopted.

Sections 28, 29, 30 and 31 were then read and adopted.

Section 32 was read, amended and adopted.

Sections 33, 34 and 35, were read and adopted.

Section 36 was read, and amended on motion of Mr. Gudger. Adopted.

Sections 37 and 38 were read and adopted.

Section 39 was read, amended on motion of Mr. Gidney, and adopted.

Section 40, was read and adopted.

Section 41 was read, amended, on motion of Mr. Carson, and was adopted.

Section 42, 43 and 44 were read and adopted.

On motion of Mr. Gorman, section 14 was amended so as to harmonize with the provisions of his amendment to section 26.

The question recurring on the passage of the bill on its third reading, it passed and was ordered to be engrossed and transmitted to the Senate.

On motion of Mr. Gorman, the House adjourned.

FORTY-THIRD DAY.

HOUSE OF REPRESENTATIVES, January 31, 1873.

The House was called to order by the Speaker at 10 o'clock

The reading of the Journal of yesterday was dispensed with.

Mr. Jordan asked and obtained leave to record his vote in the negative upon the motion to lay Senate resolution No. 268 on the table. Vote recorded in proceedings of yesterday.

Leave of absence was granted to the following gentlemen for the time specified:

To Mr. Abbott till Tuesday next, on account of sickness in his family.

To Mr. Patrick for four days.

To Mr. Cox for three days on account of sickness in his family.

To Mr. Dula for an indefinite period on account of sickness in his family.

The speaker announced that Mr. Carter would take Mr. Johnston's place on the committee to investigate charges against the Keeper of the Capitol.

The following memorials were introduced, read and referred, or otherwise disposed of, as follows:

To the Committee on Corporations:

By Mr. Brown, of Mecklenburg—A petition of stockholders, asking change of charter of Augusta, Tennessee and Ohio Railroad Company.

To the Committee on Cities, Counties, Towns, and Townships:

By Mr. Sharp—A memorial from citizens of Murfreesboro with regard to keeping up the streets.

To the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 205, that it do not pass.

A memorial on the fence law, that it be referred to the Committee on Agriculture.

House bill No. 364, that it do pass.

House bill No. 329, that it do not pass.

House bill No. 348, that it do pass.

From the Committee on Finance:

By Mr. Stanford—House resolution No. 133, that it be referred to the Committee on the Judiciary.

From the Committee on Agriculture:

By Mr. Jones, of Orange—House bill No. 316, that it do not pass.

House bill No. 215, with proviso and amendment, and recommend that it do pass.

From the Committee on Internal Improvements:

By Mr. McGehee—House bill No. 263, that it do not pass.

From the Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—House bill No. 343, that it do pass.

By Mr. Winslow—House bill No. 342, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills were transmitted to the Senate for concurrence:

House bill No. 167—A bill to be entitled an act to amend the school law, ratified February 12, 1872.

House bill No. 330—An act to incorporate the Chapel Hill Iron Mountain Railroad Company.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to investigate the affairs of the Western Division of the Western North Carolina Railroad.

Resolution of request to our Representatives and Senators in Congress concerning the Indians.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

RESOLUTION.

To the Committe on Finance:

By Mr. Darden—A resolution in favor of the Universal Life Insurance Company.—H. R. No. 159.

ON THE CALENDAR.

By Mr. Corson—A resolution of adjournment.—H. R. No. 160.

By Mr. Ellison—A resolution concerning Jacob DeWitter.—H. R. No. 162.

By Mr. Waugh—A resolution in reference to the Keeper of the Capitol.—H. R. No. 162.

By Mr. Craige—A resolution authorizing the Governor, in behalf of the State, to pray an appeal from the Circuit Court

of the United States in the case of Henry Clews and others against the Western North Carolina Railroad—H. R. No. 163.

By Mr. Patrick—A resolution instructing the Committee on Propositions and Grievances to inquire into the causes of delay in the distribution of public laws.—H. R. No. 164.

BILLS.

To the Committee on Counties, Cities, Towns and Townships:

By Mr. Sharp—An act to authorize the commissioners of the town of Murfreesboro to levy taxes.—H. B. No. 380.

To the Committee on Corporations:

By Mr. Shaw—A bill to incorporate White Hill Lodge, No. 321, Free and Accepted Masons.—H. B. No. 381.

To the Committee on Propositions and Grievances:

By Mr. Whitmire—A bill to prevent the felling of trees in French Broad river.—H. B. No. 372.

By Mr. Stanford—An act to prevent the sale of liquor within two miles of the Baptist and Methodist Churches at Hallsville, in Duplin county.—H. B. No. 374.

By Mr. Mitchell—An act to authorize the county commissioners of Stokes county to levy a special tax.—H. B. No. 375.

To the Committee on the Judiciary:

By Mr. Godfrey—An act providing for repairing and keeping up public roads, ferries and highways.—H. B. No. 376.

By Mr. Johnston—An act to incorporate the Peoples' Loan and Building Association of Asheville.—H. B. No. 377.

By Mr. Bennett—An act for the printing and publication of Battle's Compilation of the Public Statute Laws of North Carolina and for other purposes.—H. B. No. 378.

By Mr. Blythe—A bill requiring the fees of officers in civil cases to be paid in advance.—H. B. No. 379.

On motion, House bill No. 227 was recommended to the Committee on the Judiciary.

SPECIAL ORDER.

House bill No. 177 was read second time, and on motion, was returned to the Calendar.

SPECIAL ORDER.

House resolution No. 19 was recommitted to the special Committee on Immigration.

SPECIAL ORDER FOR ELEVEN O'CLOCK.

House bill No. 377, (the machinery bill) was postponed till Friday next, and made special order for 11 o'clock that day. It was further ordered that the bill be printed.

SECOND SPECIAL ORDER FOR ELEVEN O'CLOCK.

House bill No. 324 was postponed till Thursday next, and made special order for 11 o'clock that day.

It was announced that Mr. Settle was absent from his seat on account of sickness.

A message was received from the Senate transmitting engrossed copies of the following bills:

Senate bill No. 319—A bill for amnesty and pardon.—H. B. No. 373.

Senate bill No. 276—A bill to amend the charter of the Cape Fear Iron and Steel Company.—H. B. No. 382.

Also engrossed copy of amendment to House bill No. 23, Senate bill No. 126—A bill to repeal chapter 68, laws of 1871–'72.

On motion, the amendments of the Senate were concurred

in, and the amended bill was ordered to be enrolled for ratification.

Senate bill No. 319, House bill No. 373, was read first time, passed, and referred to the Committee on the Judiciary.

Senate bill No. 276, House bill No. 382, was read first time, passed, and referred to the Committee on Corporations.

Bills and resolutions were acted on under a suspension of the rules, as follows:

On motion of Mr. Cox, House resolution No. 73 was read second time, amended and passed, was read third time, passed and ordered to be engrossed.

On motion of Mr. Marler, House resolution No. 157 was read second and third times, passed each reading, and was ordered to be engrossed.

House resolution No. 117 was read second time, and on motion of Mr. Waugh, referred to the Committee on Claims.

On motion of Mr. Whitmire, House resolution No. 135 was read second and third time and adopted.

On motion of Mr. Houston, House resolution No. 155 was read second and third times, passed each reading, and was ordered to be engrossed.

On motion of Mr. Haynes, House bill No. 43 was read second time, and the substitute recommended by the Committee was adopted.

The amendment of Mr. Johnston was read and rejected.

The amendment of Mr. Blackwell was rejected.

The bill passed its second reading, was read third time, passed, and ordered to be engrossed.

On motion of Mr. Brown, of Mecklenburg, House resolution No. 158 was read second time and adopted.

On motion of Mr. Dula, House bill No. 338 was read third time and passed. Ayes 93; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Bean, Blackwell, Blythe, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryson

Lloyd, Lutterloh, Maxwell, McGehee, Morrison, Norment, Outlaw, Patrick, Perry of Bladen, Perry of Wake, Richardson, Rhodes, Shaw, Sharp, Stanford and Turner.

Bills and resolutions were acted on under a suspension of the rules, as follows:

On motion of Mr. Gidney, House resolution No. 134 was read second time and adopted.

On motion of Mr. Bryan, of Sampson, Senate bill No. 35, House bill No. 189, was read second time.

Mr. McGehee demanded the previous question, and the main question was ordered to be put, and the bill passed its second reading.

The bill was read third time, and Mr. Moss moved to amend the seventh section. The amendment was rejected and and the bill passed, and was ordered to be enrolled for ratification.

On motion of Mr. Dudley, House bill No. 237 was read second and third times, passed each reading, and was ordered to be engrossed and transmitted to the Senate.

On motion of Mr. Gant, Senate bill No. 90, House bill No. 268, was read second time. By leave, the substitute presented by the committee was withdrawn, and the bill passed. On the third reading, the counties of Caswell and Guilford were stricken from the bill and the bill passed, and it was ordered that the concurrence of the Senate be asked in the amendment.

On motion of Mr. Sneed, House resolution No. 136 was read second time, and on motion of Mr. Brown, of Mecklenburg, was indefinitely postponed.

SPECIAL ORDER.

House bill No. 82, was read second time, and on motion of Mr. Waugh, was indefinitely postponed.

Mr. Waugh moved to reconsider the vote by whtch the bill was rejected, and on his motion, the motion to reconsider was laid on the table.

SPECIAL ORDER.

House bill No. 200 was read second time, and on motion of Mr. Richardson, was postponed till Wednesday, the 29th instant, and made special order for that day.

SPECIAL ORDER.

House bill No. 252 was read third, and Mr. Lloyd moved to amend, and Mr. Jones, of Caldwell, demanded the previous question, which was seconded by the House, and the main question was ordered.

The amendment of Mr. Lloyd was adopted, and the bill passed its third reading and was ordered to be engrossed.

SPECIAL ORDER.

House bill No. 95 was read third time, and on motion of Mr. Bowman, was made special order for to-morrow at 12 M.

Mr. Dudley moved to reconsider the vote by which Senate resolution No. 130, House resolution No. 85—Resolution for the relief of Mason L. Wiggins, was rejected, and on motion of Mr. Houston, the motion to reconsider was laid on the table. Ayes 70; noes 44.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Bean, Bennett, Blackwell, Blythe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Byrd, Carter, Carson, Copeland, Craige, Darden, Dickey, Dula, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Guyther, Hanner, Haynes, Hinnant, Houston,

Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Luckey, Marler, Maxwell, McGehee, Miller, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Presson, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Stowe, Turner, Warlick, Waddill, Webb, Winslow, Wiley, Whitmire, Whisnant and Woodhouse—70.

Those who voted in the negative are:

Meisrs. Abbott, Badger, Bowe, Bowman, Bryan of Pitt, Bryant of Halifax, Bullard, Bunn, Corson, Cox, Davis, Dudley, Ellison, Fletcher, Foster, Gorman, Goodwyn, Gray, Hampton, Heaton, Hughes, Jones of Caldwell, King, Lloyd, Lutterloh, Mabson, McLaurin, McNeill, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Shackelford, Stanford, Sneed, Todd, Trivett, Watson and Waugh—44.

Senate resolution No. 186, House resolution No. 94, was was read second time, and on motion of Mr. Jones, of Caldwell, was laid on the table.

On motion of Mr. McGehee, House bill No. 215 was taken from the Calendar and referred to the Committee on Agriculture.

On motion of Mr. Badger, House bill No. 177 was taken up and made special order for Wednesday, 29th instant.

SPECIAL ORDER FOR ONE O'CLOCK, P. M.

House bill No. 167, the school bill, was taken up, and read by sections:

Amendment to section 8 adopted.

Amendment to section 9 was amended on motion of Mr. Michael, by striking out in line 16 the words "half of" and adopted.

Amendment to section 10 was adopted.

Amendment to section 12 adopted.

Amendment to section 13 adopted.

Amendment to section 15 adopted.

Amendment to section 25 was amended on motion of Mr. Paschall, by inserting in line 62 after the word "schools" the words of "each race."

Mr. Houston moved to insert a proviso after the word "months" in line 63.

Pending a discussion of this amendment, on motion of Mr. Gudger, the House adjourned.

THIRTY-SIXTH DAY.

HOUSE OF REPRESENTATIVES, January 23, 1873.

The House was called to order by the Speaker at 10 o'clock

The Journal of yesterday was read and approved.

Leave of absence was granted to Mr. Williamson for two days from and after to-day.

Mr. Guyther was reported as absent from his seat on account of sickness.

Leave was granted to Mr. Hinnant to record his vote in the affirmative on the motion to indefinitely postpone the bill repealing the usury laws.

The following named petitions were introduced, read and referred, or otherwise disposed of, as follows:

To the Committee on Agriculture:

By Mr. Brown, of Mecklenburg—A petition from the citizens of Pineville township for an effective enactment to compel every person in said township to inclose their stock.

To the Committee on Counties, Cities, Towns and Townships:

By Mr. Gudger—A petition from the citizens of Warm Spring township, No. 9, Madison county, opposing the formation of a new county out of Madison and Haywood.

To the Committee on Propositions and Grievances:

By Mr. McNeill—A petition of citizens of Robeson county asking for prohibition of the sale of liquors within three miles of Mount Moriah Baptist Church and Mount Horeb Methodist Church, in that county.

By Mr. Grady—A memorial from the county commissioners of Harnett county asking the levy of a special tax to liquidate the county indebtedness.

Reports from standing committees were submitted, with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 274, that it do not pass.

House bill No. 279, that it do not pass.

Senate resolution No. 268, House resolution No. 130, that it do not pass.

On this resolution a minority report was submitted by Mr. Bowman.

House bill No. 282, that it do not pass.

From the Committee on Railroads, Postroads and Turnpikes:

By Mr. Bryson, of Swain—House bill No. 194, with amendments, and that it do pass.

From the Committee on Salries and Fees:

By Mr. Settle—House bill No. 197, that it do not pass.

House bill No. 243, with amendment, and that it do pass.

From the Committee on Finance:

By Mr. Stanford—House bill No. 240, that it do pass.

From Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 122, that it do not pass.

House bill No. 247, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 81—A bill to be entitled an act for the appointment of an additional constable for the town of Charlotte.

House resolution No. 120—A resolution in favor of the commissioners of Madison county.

The following named resolutions were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Badger—A resolution in regard to Joint Select Committee with regard to the Penitentiary.—H. R. No. 141.

By Mr. Michael—A resolution asking the Representatives in Congress to use their influence to prevent the repeal of the bankrupt act.—H. R. No. 142.

By Mr. Anderson, of Clay—A resolution of inquiry to the Committee on the Judiciary in regard to Constitutional inquiry.—H. R. No. 144.

By Mr. Watson—A resolution appointing a joint committee of inquiry.—H. B. No. 145.

The following named bills were introduced, read first time, passed and were referred, or otherwise disposed of, as follows:

To the Committee on the Judiciary:

By Mr. Jones, of Camden—An act to provide for the more prompt execution of civil proceedings in justices' courts.—H. B. No. 318.

By Mr. Winslow—An act to amend chapter 27, private laws of 1871–'72, and to re-enact chapter 123, private laws of 1869–'70, sections 8 and 11.—H. B. No. 319.

To the Committee on Propositions and Grievances:

By Mr. Sharp—An act to declare Chinquepin and Wiccachou creeks a lawful fence.—H. B. No. 320.

To the Committee on Finance:

By Mr. Jones, of Caldwell—An act to empower the commissioners of Caldwell to levy a special tax.—H. B. No. 322.

By Mr. Grady—An act to authorize the commissioners of Harnett county to levy a special tax.—H. B. No. 323.

To the Committee on Corporations:

By Mr. Jones, of Caldwell—An act to repeal chapter 199 public laws of 1871–'72, and for other purposes.—H. B. No. 324.

By Mr. Hughes—An act to incorporate the Oxford Colored Educational Association, of Granville county.—H. B. No. 325.

To the Committee on Internal Improvements;

By Mr. Scott—An act to protect the navigation of White Oak and Trent rivers, in Jones county.

A message was received from the Senate transmitting engrossed copies of Senate bill No. 134—An act prohibiting the sale of spirituous liquor within two miles of Christian Delight Church, in the county of Beaufort.—H. R. No. 321.

Senate resolution No. 320—A resolution in relation to the Western North Carolina Railroad.—H. R. No. 143.

Also engrossed copy of Senate resolution to House bill No. 104, Senate bill No. 274—An act concerning the town of Goldsboro, Wayne county.

Senate bill No. 134, House bill No. 321, was read first time, passed, and referred to the Committee on Propositions and Grievances.

Senate resolution No. 320 was read first time, passed, and referred to the Oommittee on Railroads, Poastroads and Turnpikes.

On motion of Mr. Turner, the rules were suspended, and House bill No. 224 was taken from the Calendar and referred to the Committee on the Judiciary.

On motion of Mr. Turner, the rules were suspended and House bill No. 224 was taken from the Calendar and re-commited to the Committee on the Judiciary.

On motion of Mr. Rhodes, House bill No. 228 was taken from the Calendar and referred to the Committee on Propositions and Grievances.

Senate bill No. 27 was taken from the Calendar and referred to the Committee on Propositions and Grievances.

On motion of Mr. Badger, the rules were suspended and

House resolution No. 141 was read second time, adopted, engrossed and transmitted to the Senate.

The unfinished business of yesterday was resumed. The question pending was the proviso offered by Mr. Houston, which was read and rejected.

Mr. Morrison moved to reject the amendment of the committee, proposed by the committee to section 25.

Mr. Reid, of Mecklenburg, moved to recommit bill and amendments to Committee on Education. Motion lost.

The hour, of 12 M. having arrived, the special orders were on motion of Mr. Ellison, postponed and placed on the Calendar.

The consideration of the scholl bill was resumed.

On motion of Mr. Bowman, the amendment of the committee to strike out sections 25, 26 and 27 of the old school law was concurred in.

Mr. Brown, of Mecklenburg, moved a substitute for section 25.

On motion of Mr. Bryan, of Alleghany, the House went into committee of the whole upon bill and amendments, Mr. Jones, of Caldwell, in the Chair.

The committtee rose, and through its chairman, reported that the amendment of Mr. Hughes had been adopted, and asked the concurrence of the House.

On motion of Mr. Heaton, the House adjourned.

THIRTY-SEVENTH DAY.

HOUSE OF REPRESENTATIVES, January 24, 1873.

The House was called to order by the Speaker at 10 o'clock, A. M.

The Journal of yesterday was read and approved.

Leave of absence was granted to Mr. Reid, of Mecklenburg, for two days.

To Mr. Lindsey for two days.

To Mr. Moss for two days.

To Mr. Moring for two days.

Mr. Hanner was reported as absent on account of sickness from his seat.

The following memorials were introduced, read and referred, or otherwise disposed of, as follows:

To the Committee on Propositions and Grievances:

By Mr. Stanford—A petition from citizens of Duplin to prohibit the sale of liquor within two miles of Cypress Creek Church.

By Mr. Shaw—A petition of citizens of Carthage and vicinity, in the county of Moore, asking a law prohibiting the sale of liquor.

By Mr. Gray—A petition from the county of Dare asking that the fees for pilotage remain as they now are by law regulated, and to establish separate boards of branch commissioners for the navigation of Ocracoke and Hatteras Inlets.

By Mr. Norment—From the elders and deacons of Ashpole Presbyterian Church of Robeson county asking for a law to prohibit the sale of all intoxicating liquors within three miles of said church.

By Mr. Perry, of Bladen—A petition from the citizens of French's Creek, Bladen county, to prevent the sale of

spirituous liquors within two miles of French's Creek Church, in that county.

By the Speaker—A petition from the trustees of Vine Hill Academy, in the town of Scotland Neck, Halifax county, to prevent the sale of intoxicating liquors within three hundred yards of said academy.

To the Committee on Counties, Cities, Towns and Townships:

By Mr. Bowman—A petition from citizens of Yancey county, with reference to county line between the counties of Yancey and Mitchell.

Reports from standing committees were submitted, with recommendations, as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 228, that it do not pass.

House bill No. 320, that it do pass.

House resolution No. 105, with amendment, and that it do pass.

House bill No. 234, that it do not pass.

From the Committee on Salaries and Fees:

By Mr. Settle—House bill No. 203, recommend the passage of the substitute reported.

From the Committee on Privileges and Elections:

By Mr. Johnston—A report in the contested election case from the county of Camden, declares that Simeon A. Jones, the sitting member is entitled to his seat.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 237—An act to change the name of the Holden Hook and Ladder Company, No. 1, of Newbern, North Carolina.

House bill No. 246—An act to incorporate the Farmers' Loan Bank.

House resolution No. 134.—Resolution in regard to the Joint Committee on the Penitentiary.

Mr. Gorman, from the Select Committee on Heating the Capitol, submitted a report, accompanied with a bill, which was read and placed on the Calendar.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to incorporate the Snow Hill, Greenville and Goldsboro Railroad Company.

An act to incorporate the Albemarle and Scuppernong Steamboat Transportation Company.

The following named resolutions and bills were introduced, read and passed first time, and were referred or otherwise disposed of, as follows:

CALENDAR.

By Mr. Blythe—A resolution fixing the time for considering private bills.—H. R. No. 147.

By Mr. Goodwyn—A resolution concerning W. P. Mabson.—H. R. No. 146.

To the Committee on the Judiciary:

By Mr. Bennett—A bill to be entitled an act to repeal section 4, chapter 2, of the Revised Code.—H. B. No. 334.

By Mr. Lutterloh—An act to change the time for holding the Superior Court for Cumberland county.—H. B. No. 335.

By Mr. McLaurin—A bill to be entitled an act to amend section 10, chapter 139, public laws of 1870 and 1871.—H. B. No. 336.

By Mr. McLaurin—A bill to be entitled an act to establish a house of correction and refuge in New Hanover county.—H. B. No. 339.

To the Committee on Propositions and Grievances:

By Mr. Blackwell—A bill to be entitled an act to regulate the rate of toll to be charged the citizens of Buncombe at

the toll gate, in Henderson county, on the Buncombe turnpike road.—H. B. No. 377.

By Mr. Perry, of Bladen—A bill to prohibit the sale of spirituous liquors within two miles of French's Creek Church, in the county of Bladen.—H. B. No. 328.

By Mr. Gray—An act to create a board each of committee of navigation for Ocracoke bar and Hatteras inlet.—H. B. No. 329.

To the Committee on Corporations:

By Mr. Watson—A bill to be entitled an act to incorporate the Chapel Hill Iron Mountain Railroad Company.—H. B. No. 330.

By Mr. Scott—An act to make Trent river a lawful fence, in Jones county.—H. B. No. 331.

By Mr. Brown, of Mecklenburg—A bill to be entitled an act to incorporate the town of Pineville, in Mecklenburg county.—H. B. No. 332.

By Mr. Brown, of Mecklenburg—A bill to be entitled an act to incorporate the Stowe Falls Manufacturing Company. H. B. No. 333.

To the Committee on Counties, Cities, Towns and Township:

By Mr. Bowman—A bill to change the county line between the counties of Mitchell and Yancey.—H. B. No. 337.

To the Committee on Finace:

Mr. Dula—A bill to authorize the county commissioners of Wilkes county to issue bonds, and for other purposes.—H. B. No. 338.

On motion the unfinished business of yesterday, (the school bill) was postponed till 11 o'clock.

The following resolutions and bills were acted on under a suspension of the rules as follows:

House resolution No. 146, on motion of Mr. Gudger, was read second time and adopted.

By Mr. Michael—House resolution No. 142 was read sec-

ond time and adopted, and ordered to be engrossed and transmitted to the Senate.

On motion of Mr. Dula, House resolution No. 144 was read second and third times, passed each reading, and ordered to be engrossed and sent to the Senate.

On motion of Mr. Blackwell, House resolution No. 41 was read second time and passed, read third time, amended, passed and ordered to be engrossed and transmitted to the Senate.

A message was received from the Senate transmitting engrossed copies of Senate bill No. 182—An act to incorporate the Neuse River Ferry Company of North Carolina.

House bill No. 340, also Senate Resolution No. 343—A resolution calling upon the Governor and Attorney General for information.—H. R. No. 148.

On motion of Mr. Rhodes, the amendments of the Senate to House bill No. 299 were concurred in.

On motion of Mr. Richardson, the report of the committee in the contested election case from the county of Edgecombe was taken up.

Pending discussion, the hour to which the unfinished business was postponed having arrived, on motion of Mr. Anderson, of Clay, it was still further postponed till the case under consideration was disposed of by the House.

On motion of Mr. Heaton, the testimony taken by the committee was read.

Mr. Badger moved to postpone till Saturday next and make special order for 12 M. Motion did not prevail.

The report of the committee was concurred in.

The unfinished business was resumed, and the question being upon the amendment of Mr. Hughes adopted yesterday in committee of the whole, it was rejected.

Mr. Anderson, of Clay, moved to go into committee of the whole on the bill and amendment. Motion lost.

Mr. Badger's amendment was adopted. Provides that the tax should be paid in money.

Mr. Craige offered an amendment, which was adopted.

The amendment offered by Mr. Blythe was rejected.

Mr. Morrison moved to reconsider the vote by which the House yesterday refused to strike out the proviso to the bill. On this motion the ayes and noes were called, and the motion to reconsider was lost. Ayes 37 ; noes 69.

The following gentlemen voted in the affirmative :

Messrs. Abbott, Anderson of Davie, Badger, Bowe, Brown of Davidson, Bryson of Jackson, Bryan of Pitt, Bryant of Halifax, Brooks, Bunn, Corson, Cox, Dudley, Ellison, Freeman, Gorman, Goodwyn, Hampton, Hughes, Jones of Caldwell, King, Lloyd, Lutterloh, McLaurin, McNeill, Miller, Morrison, Patrick, Paschall, Perry of Bladen, Perry of Wake, Rhodes, Scott, Sneed, Trivett, Watson and Whitmire—37.

The following gentlemen voted in the negative :

Messrs. Anderson of Clay, Ballard, Bean, Bennett, Blackwell, Blythe, Bowman, Brown of Mecklenburg, Bryson of Swain, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Bullard, Carter, Carson, Craige, Darden, Dickey, Dula, Fletcher, Foster, Gant, Gidney, Gilmer, Godfrey, Gray, Grady, Gudger, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Joyner, Johns, Jordan, Luckey, Marler, Maxwell, McGehee, Michael, Mitchell, Moring, Norment, Outlaw, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Waugh, Webb, Winslow, Wiley, Whisnant and Woodhouse—69.

The question recurring upon the substitute of Mr. Brown, of Mecklenburg, it was rejected, and,

On motion of Mr. Brown, of Davidson, the House adjourned.

THIRTY-EIGHTH DAY.

HOUSE OF REPRESENTATIVES, January 25, 1873.

The House was called to order by the Speaker at 10 o'clock.

The Journal of yesterday was read and approved.

The Speaker announced that Mr. Darden had been added to the Committee on Finance.

Reports from standing committees were submitted, with recommendations, as follows:

From the Committee on Corporations:

By Mr. Jones, of Caldwell—House bill No. 201, that it do not pass.

House bill No. 295, that it do pass.

House bill No. 208, that it do pass.

House bill No. 224, that it do pass.

House bill No. 325, that it do pass.

From the Committee on Finance:

By Mr. Stanford—House bill No. 284, with substitute, and that it do pass.

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 305, that it do not pass.

House bill No. 248, that it do not pass.

House bill No. 289, that it do pass.

House bill No. 225, that it do not pass.

House bill No. 209, that it do not pass.

House bill No. 306, that it do not pass.

House bill No. 224, that it do not pass.

House bill No. 398, that it do not pass.

House bill No. 304, that it do pass.

Senate bill No. 27, House bill No. 157, with amendment, and that it do pass.

House resolution No. 77, that it do not pass.

The following bills, resolutions and amendments, reported

as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 144—An act to change the time of holding the terms of the Superior Courts in the several counties.

House resolution—A resolution in favor of Jesse Sumner, sheriff of Buncombe.

House resolution No. 142—A resolution asking the Representatives in Congress to use their influence to prevent the repeal of the bankrupt act.

The following resolutions, reported as correctly enrolled by the Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act concerning the town of Goldsboro, in Wayne county.

An act to prevent the felling of trees in Haw river and its tributaries, Stony Creek, and Reidy Fork, in the county of Alamance.

From the Committee on Counties, Cities, Towns and Townships.

By Mr. Waugh—House bill No. 241, with amendment, and that it do pass.

Senate bill No. 278, House bill No. 302, that it do pass.

The unfinished business of yesterday was resumed.

The question being upon the adoption of the twenty-fifth amendment as amended, Mr. Shaw offered a substitute, which was rejected.

Mr. Bean offered to amend by striking out all after the word "elections" in line 76, down to and including the word "made" in line 77, which was rejected.

The 25th section as amended was adopted.

Mr. Paschall offered a substitute for section 26, which was afterwards withdrawn.

On motion of Mr. Bean, all after the words "townships" in line 83, of section 26, was stricken out.

Mr. Bowe moved to amend by inserting after the word

"township," the words for good cause shall be subject to an appeal to the county board of education. Rejected.

Mr. Blackwell offered a substitute for section 26, which was rejected, and section 26 as amended was adopted.

Section 27 as amended by Mr. Gidney, was then adopted, and on motion sections 25, 26 and 27, as reported by the committee and amended by the House, were inserted in the bill.

The ninth amendment of the committee, as amended, on motion of Mr. Gidney was adopted.

The tenth amendment of the committee was then amended, on motion of Mr. Gidney, and as amended was adopted.

The eleveth amendment of the committee was then read, and on motion of Mr. Bowman, the word "township," in line 107 was stricken out, and the words "school districts" inserted.

Mr. Wiley moved to strike out all of the section after the word "act" in line 118, which motion was rejected.

Mr. Dula moved to amend by inserting after the word "township," in line 115, the following: "Shall be divided in the school districts according to the number of children therein contained." The amendment was rejected.

Mr. Bryson, of Jackson, offered the following amendment, which was rejected:

Strike out all after the word "county," in line 107, including the word "education" in line 111, and insert "so as to have as near as may be a four mounths school in each school district."

The amendment of the committee as amended by the House was then adopted.

The twelfth amendment of the committee was adopted.

Thirteenth amendment of the committee was read and adopted.

The fourteenth amendment of the committee was then read, and Mr. Cox moved to strike out 8⅓ cents, and insert 1⅔. Strike out 25 cents and insert 35 cents.

The question was divided, and on the motion to strike out, the ayes and noes were called, and the motion to strike out was rejected. Ayes 17; noes 80.

The following gentlemen voted in the affirmative:

Messrs. Badger, Brown of Davidson, Bryant of Halifax, Corson, Cox, Dudley, Ellison, Godfrey, Gorman, Goodwyn, Hughes, Jones of Caldwell, Lloyd, Perry of Bladen, Perry of Wake, Trivett and Wheeler—17.

Those who voted in the negative are:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Carter, Carson, Craige, Darden, Davis, Dickey, Dula, Fletcher, Foster, Freeman, Gant, Gidney, Gray, Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Norment, Patrick, Paschall, Presson, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Turner, Warlick, Waddill, Waugh, Winslow, Wiley, Whitmire, Whisnant and Woodhouse—80.

The question then recurring upon adopting the amendment proposed by the committee,

Mr. Cox called for the ayes and noes, and the call being sustained, section 38 was adopted. Ayes 90; noes 7.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Carter, Carson, Cox, Craige, Darden, Davis, Dickey, Dudley, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Goodwyn, Gray,

Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lloyd, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Norment, Patrick, Paschall, Perry of Bladen, Presson, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Turner, Warlick, Waddill, Waugh, Winslow, Wiley, Whitmire, Wheeler and Whisnant—90.

Those who voted in the negative are:

Messrs. Abbott, Bryant of Halifax, Corson, Dula, Jones of Caldwell, Trivett and Woodhouse—7.

Mr. Ellison moved an additional section of the bill, which provides for the compulsory education of every child between the ages of 8 and 14, unless excused by the board of the school: *Provided*, The parent, guardian or other person having charge of such child, may provide other suitable education for such child.

On motion, section 44 of the original bill was stricken out.

The 15th amendment of the committee was then read, and the amendment offered by Mr. Hughes, was rejected.

Mr. Luckey offered an amendment which was rejected, and the amendment of the committee was adopted.

Mr. Jones of Orange, offered an amendment to section 12 of the bill which was adopted, and bill, as amended, passed its second reading.

On motion of Mr. Rhodes, the rules were suspended and the bill was ordered to be printed as amended and made special order for Tuesday, January 28, at 11 o'clock, A. M.

On motion of Mr. Stanford, the House adjourned till Monday morning 10 o'clock.

THIRTY-NINTH DAY.

HOUSE OF REPRESENTATIVES, January 27, 1873.

The House was called to order by the Speaker at 10 o'clock.

The Journal of Saturday was read and approved.

The Speaker announced that the name of Mr. Trivett had been added to the Committee on the Judiciary.

Leave of absence was granted to Mr. Richardson after to-day till Thursday next.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on Counties, Cities, Towns and Townships.

By Mr. Waugh—House bill No. 166, that it do pass.

House bill No. 313, that it do pass.

The following bills and resolutions, reported as correctly enrolled by the Committee on Enrolled bills, were duly ratified and transmitted to the Senate:

An act to change the name of the Holden Hook and Ladder Company, No. 1, of Newbern.

An act in favor of the commissioners of Madison county.

Resolution in regard to the Joint Committee on the Penitentiary.

Resolution of instruction to Representatives in Congress.

The following named resolutions and bills were introduced, read and passed first time, and were referred or otherwise disposed of, as follows:

To the Committee on the Judiciary:

By Mr. Rhodes—A bill to be entitled an act to relieve county commissioners.—H. B. No. 344.

To the Committee on Finance:

By Mr. Shaw—An act to authorize the commissioners of Moore county to levy a special tax.—H. B. No. 341.

To the Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—A bill to enable the commissioners of Surry county to consolidate and discharge the debt of said county, and for other purposes.—H. B. No. 342.

By Mr. Jones, of Caldwell—A bill to be entitled an act to lay off and construct a public road across Grandmother Gap. —H. B. No. 343.

SPECIAL ORDER.

House resolution No. —, was read second time, and, on motion of Mr. Houston, the further consideration was postponed till Thursday next, and made special order for 11 o'clock that day.

On motion of Mr. Craige, Senate resolution No. 320, House resolution No. 143, was read second time and adopted.

CALENDAR.

Senate bill No. 81, House bill No. 218, was read second time, and the amendment of the Committee being adopted, and the rules being suspended, the bill was read third time, passed and ordered to be transmitted to the Senate for concurrence in House amendment. Relates to Catawba toll bridge.

Senate bill No. 46, House bill No. 266, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 110, House bill 219, was read second time and passed, the amendment proposed by the committee having been adopted.

Senate bill No. 267, House bill No. 265, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

House bill No. 147 was read third time and passed. Ayes 91; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Freeman, Gant, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Gudger, Guyther, Hampton, Haynes, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Joyner, Jordan, King, Lloyd, Lutterloh, Marler, Maxwell, McLaurin, McGehee, Miller, Michael, Mitchell, Moring, Morrison, Norment, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Randolph, Richardson, Scott, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Whitmire, Wheeler, Whisnant and Woodhouse—91.

Senate bill No. 36, House bill No. 264, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 236, House bill No. 267, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 278, House bill No. 302, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

A message was received from the Senate transmitting engrossed copy of Senate amendment to House bill No. 4, Senate bill No. 76, and asking the concurrence of the House in the same.

On motion, the amendments of the Senate were concurred in.

House bill No. 95 was read third time, and the amend-

ment of Mr. Waugh, proposing additional section to the bill, was accepted by the introducer and adopted by the House.

The amendment offered by Mr. Bryan, of Alleghany, was adopted.

Mr. Jones, of Caldwell, demanded the previous question, and the main question was ordered to be put.

Previous to the demand, Mr. Bennett gave notice of the following amendment: "That the appropriation made by this act shall be levied and collected by the counties through which the road passes."

Mr. McGehee gave notice of the following: "That the question of appropriation provided for by this act shall be first submitted to a direct vote of the people of the State, and be approved by a majority of the people of the State who vote on it."

Mr. Anderson, of Clay, gave notice of the following: "That the Western turnpike from Asheville to the Georgia line, in Clay and Cherokee counties, shall be a part and parcel of the Marion turnpike road, and shall be entitled to its *pro rata* share of all appropriations and taxes levied and collected to carry into effect the same."

The question being upon the amendment of Mr. Anderson, of Clay, it was rejected.

An amendment of Mr. Dula was offered and rejected.

On Mr. Bennett's amendment the ayes and noes were called, and it was rejected. Ayes 36; noes 56.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bean, Bennett, Bryan of Pitt, Bryan of Sampson, Carter, Copeland, Cox, Craige, Darden, Fletcher, Gilmer, Godfrey, Guyther, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Joyner, Luckey, Maxwell, McGehee, McNeill, Miller, Moring, Norment, Patrick, Presson, Settle, Sharp, Waddill, Watson, Webb, Winslow and Woodhouse—36.

Those who voted in the negative are:

Messrs. Abbott, Badger, Blackwell, Blythe, Bowe, Bowman,

Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Carson, Corson, Davis, Dickey, Dudley, Dula, Ellison, Foster, Freeman, Gant, Gorman, Goodwyn, Gray, Gudger, Hampton, Haynes, Hughes, Johnston, Jones of Caldwell, Jordan, King, Lloyd, Lutterloh, Marler, McLaurin, Michael, Paschall, Perry of Bladen, Perry of Wake, Scott, Shaw, Shinn of Cabarrus, Shackelford, Todd, Trivett, Turner, Waugh, Wiley, Whitmire, Wheeler and Whisnant —56.

On Mr. McGehee's amendment, Mr. Joyner called for the ayes and noes, and the call being sustained, the amendment was rejected. Ayes 46; noes 52.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Carter, Carson, Copeland, Cox, Darden, Dickey, Gilmer, Godfrey, Guyther, Haynes, Houston, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Joyner, Johns, Maxwell, McGehee, McNeill, Miller, Mitchell, Moring, Norment, Patrick, Presson, Rhodes, Settle, Shaw, Sharp, Shinn of Iredell, Shackelford, Stowe, Turner, Warlick, Waddill, Watson, Webb, Winslow and Woodhouse—46.

Those who voted in the negative are:

Messrs. Abbott, Badger, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks Bunn, Byrd, Corson, Craige, Davis, Dudley, Dula, Ellison, Foster, Freeman, Gant, Gorman, Goodwyn, Gray, Gudger, Hampton, Hughes, Johnston, Jones of Caldwell, Jordan King, Lloyd, Lutterloh, Luckey, Marler, McLaurin, Michael, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Shinn of Cabarrus, Todd, Trivett, Waugh, Wiley, Whitmire, Wheeler and Woodhouse.—52.

On the passage of the bill on its third reading, the ayes and noes were called. Ayes 51; noes 47.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Blackwell, Blythe, Bowe, Bowman, Bryson of Jackson, Bryson of Swain, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Davis, Dudley, Dula, Ellison, Foster, Freeman, Gorman, Goodwyn, Gudger, Hampton, Haynes, Hughes, Johnston, Jones of Caldwell, Jordan, King, Lloyd, Lutterloh, Marler, McLaurin, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Scott, Settle, Shinn of Cabarrus, Shackelford, Sneed, Todd, Trivett, Waugh, Wiley, Whitmire, Wheeler and Whisnant—51.

Those who voted in the negative are:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bean, Bennett, Brown of Davidson, Bryan of Pitt, Bryan of Sampson, Carter, Carson, Copeland, Corson, Cox, Craige, Darden, Fletcher, Gant, Gilmer, Godfrey, Guyther, Houston, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Joyner, Johns, Luckey, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Norment, Presson, Rhodes, Settle, Shaw, Sharp, Shinn of Iredell, Stowe, Warlick, Watson, Webb, Windslow and Woodhouse—47.

Mr. Badger moved to reconsider the vote by which the bill passed its third reading, and on his motion, the motion to reconsider was laid on the table. Ayes 46; noes 44.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Gormon, Gudger, Hampton, Haynes, Hughes, Johnston, Jones of Caldwell, Jordan, King, Lloyd, Lutterloh, Marler, McLaurin, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Scott,

Shinn of Cabarrus, Todd, Trivett, Waugh, Wiley, Whitmire, Wheeler and Whisnant—44.

Those who voted in the negative are:

Messrs. Anderson, of Clay, Ballard, Bennett, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Carter, Carson, Copeland, Corson, Cox, Craige, Darden, Gant, Gilmer, Goodwyn, Guyther, Houston, Jones of Northampton, Jones of Tyrrell, Joyner, Johns, Luckey, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Norment, Patrick, Presson, Rhodes, Settle, Shaw, Sharp, Turner, Waddill, Watson, Webb, Winslow and Woodhouse—44.

On motion of Mr. McLaurin, the House adjourned.

FORTIETH DAY.

HOUSE OF REPRESENTATIVES, January 28, 1873.

The House was called to order by the Speaker at 10 o'clock.

Prayer by Rev. Dr. Atkinson, of this city.

The Journal of yesterday was read and approved.

Leave was granted to Messrs. Moss, Lindsey and Hinnant to record their vote in the affirmative on Mr. McGehee's amendment to House bill No. 95, and in the negative on the passage of the bill on its third reading.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 208, that it do not pass.

House bill No. 270, that it do not pass.

House bill No. 244, that it do not pass.

House bill No. 318, that it do not pass.

House bill No. 336, that it do not pass.

House bill No. 225, that the substitute reported do pass.

House bill No. 297, that it do not pass.

House bill No. 250, that it do pass.

House bill No. 296, with amendment, and that it do pass.

From the Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—House bill No. 299, that it do pass.

House bill No. 273, that it do not pass.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to prohibit the sale of spirituous liquors within two miles of Excelsior College, in Burke county.

An act to amend an act entitled an act to incorporate the town of Farmville, in the county of Pitt.—Chapter 136 of private laws.

An act to amend an act entitled an act to incorporate the Wilmington Mutual Insurance Company, ratified the 24th day of January, 1872.

An act to allow the owners of Catawba toll bridge and the Horse Ford property to list it for taxes, and to register the same.

An act for the relief of sheriffs and tax collectors.

An act in relation to depositions.

A resolution of inquiry in regard to the Keeper of the Capitol.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

RESOLUTIONS.

To the Committee on the Judiciary:

By Mr. Goodwyn—A resolution in favor of Mason L. Wiggins, sheriff of Halifax county.—H. R. No. 149.

To Committee on Claims:

By Mr. Davis—A resolution in favor of Jerry Warters, of Lenoir county.—H. R. No. 150.

To the Committee on Propositions and Grievances:

By Mr. Turner—A resolution in regard to internal revenue.—H. R. No. 151.

BILLS.

To the Committee on Propositions and Grievances:

By Mr. McNill—An act prohibiting the sale of liquor within three miles of Laurel Hill Church, in the county of Richmond.—H. B. No. 345.

By Mr. Foster—A bill for the protection of bridges.—H. B. No. 346.

By Mr. Wheeler—A bill to prevent wagoners and others from leaving fires burning at their encampments.—H. B. No. 347.

By Mr. Shaw—A bill to prevent the sale of liquor in or near Carthage, in Moore county.—H. B. No. 348.

By Mr. Abbott—An act to compel owners of stock to mark their stock at the age of six weeks.—H. B. No. 346.

To the Committee on Corporations:

By Mr. Dudley—An act to amend the charter of the city of Newbern, and allowing the qualified voters to elect a mayor of said city.—H. B. No. 351.

By Mr. Mitchell—An act to incorporate Danbury Lodge, No. 323, Free and Accepted Masons, at Danbury, Stokes county.—H. B. No. 352.

To the Committee on the Judiciary:

By Mr. Bryson, of Jackson—An act in relation to privy examinations of married women.—Chapter 233, laws of 1869-'70.

By Mr. Lloyd—An act concerning the inspecfion of tar in New Hanover county.—H. B. No. 254.

ON THE CALENDAR.

By Mr. Dickey—An act declaratory of chapter 181, public laws of 1870–'71.—H. B. No. 355.

By Mr. Morrison—An act concerning "Stanly Creek Camp Ground," Gaston county.—H. B. No. 356.

By Mr. Dickey—A bill to authorize the surveyor of Graham county to survey lands in Graham county under warrant from the entry takers of Cherokee county.—H. B. No. 357.

To the Committee on Propositions and Grievances:

By Mr. Gray—An act to prevent the sale of spirituous liquors within two milles of any place of public worship within the townships of Kinnekeet and Hatteras, Dare county.—H. B. No. 358.

On motion of Mr. Corson, House bill No. 241 was taken up and recommitted to the Committee on Counties, Cities, Towns and Townships.

A message was received from the Senate transmitting engrossed copies of the following bill and resolutions:

Senate bill No. 322—An act to repeal an act to incorporate the Cape Fear Building Association. Read first time, passed and referred to the Committee on Corporations.—H. B. No. 350.

Senate resolution No. 378—A resolution in regard to the Wilmington, Charlotte and Rutherford Railroad. Read first time, passed and placed on the Calendar.—H. R. No. 153.

Senate resolution No. 364—A resolution concerning the sale of Durant's island to Greenleaf Johnston. Read first time, passed and referred to the Committee on Education—H. R. No. 152.

CALENDAR.

House resolution No. 129, was read second time and adopted.

House resolution No. 3, was read second time, and amendment of committee having been adopted,

On motion of Mr. Badger, the resolution was laid on the table.

House bill No. 222—An act to protect the agricultural interests of the State, was read second time.

The hour for the special order having arrived, its consideration was postponed till House bill No. 222 was disposed of.

On motion of Mr. Badger, "corn in the ear" was stricken out of the bill.

Mr. Micheal moved to insert "wheat." Rejected.

Mr. Joyner moved to amend, "the provisions of this act shall not debar any person from selling to his or her hands or laborers as compensation for labor." Amendment adopted.

The previous question was demanded by Mr. Badger seconded by the House, and the main question was ordered.

The following counties having been exempted from the provisions of the bill: Madison, Polk, Clay, Lenoir, Swain Haywood, Randolph, Caswell, Yancey, Watauga, Chowan Montgomery, Hertford, Surry, Rutherford, Henderson, Pasquotank, Dare, Granville, Edgecombe, Beaufort, Jackson Alexander, Transylvania, New Hanover, Halifax, Davie Perquimans, Iredell, Buncombe, Wilkes, Warren, Washington, Craven, Bladen, Camden and Wayne,

The question recurred upon the passage of the bill as amended, and it was rejected. Ayes 36; noes 56.

SPECIAL ORDER.

House resolution No. 6—Removal of disabilities of W. W. Holden, was read second time.

Mr. Houston moved to indefinitely postpone.

On motion to indefinitely postpone, Mr. Dudley called for the ayes and noes, and the call being sustained the motion prevailed. Ayes 57; noes 51.

The following gentlemen voted in the affirmative:

Messrs. Anderson oi Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Carter, Craige, Dickey, Freeman, Gant, Gilmer, Grady, Gudger, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Mitchell, Moring, Moss, Morrison, Norment, Presson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire and Woodhouse—57.

Those who voted in the negative are:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt,, Bryan of Wilkes, Bunn, Carson, Copeland, Corson, Cox, Darden, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Gray, Guyther, Hampton, Heaton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Miller, Michael, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Sharp, Trivett, Winslow, Wheeler and Whisnant—51.

On motion of Mr. Goodwyn, the House adjourned.

FORTY-FIRST DAY.

HOUSE OF REPRESENTATIVES, January 29, 1873.

The House was called to order by the Speaker at 10 o'clock.

Prayer by Rev. Dr. Mason, of this city.

The Journal of yesterday was read and approved.

It was announced that Mr. Hanner was still absent from his seat on account of sickness.

Indefinite leave of absence was granted to Mr. Perry, of Bladen, on account of severe illness in his family.

Reports from standing committees were submitted, with recommendations, as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 349, that it do not pass.

House bill No. 277, that it do not pass.

House bill No. 309, that it do pass.

From the Committee on Railroads, Postroads and Turnpikes:

By Mr. Bryson, of Swain—House bill No. 156, with substitute, and that it do pass.

House bill No. 317, with amendment, and that it do pass.

From the Committee on Finance:

By Mr. Stanford—House bill No. 323, that it do pass.

House bill No. 338, that it do pass.

House bill No. 322, that it do pass.

From the Committee on Corporations:

By Mr. Jones, of Caldwell—House bill No. 321, with amendment, and that it do pass.

House bill No. 330, that it do pass.

House bill No. 332, with amendment, and that it do pass.

The following bills, resolutions and amendments, reported

as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 147—A bill to be entitled an act to allow the commissioners of Columbus county to levy a special tax.

House bill No. 95—A bill to amend and carry into effect chapter 36, laws of 1868–'69.

The following bills, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act declaring Neuse river a lawful fence.

An act to amend chapter 185, laws of 1868–'69, entitled an act concerning townships.

Mr. McGehee, from the Joint Select Committee on Battle's Compilation, submitted a report, which was read and transmitted to the Senate.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

RESOLUTIONS.

By Mr. Badger—A resolution of instruction to the Treasurer and Secretary of the University.—H. R. No. 154.

By Mr. Wheeler—A resolution requesting the Judiciary Committee to report a bill preventing the cutting of timber. On the Calendar.—H. R. No. 56.

To the Committee on Finance:

By Mr. Houston—A resolution in behalf of Jonas Cline, sheriff of Catawba county.—H. R. No. 155.

BILLS.

To the Committee on Corporations:

By Mr. Rhodes—A bill to incorporate the Goldsboro Banking and Loan Association.—H. R. No. 361.

To the Committee on Salaries and Fees:

By Mr. Wheeler— A bill in regard to collecting special taxes.—H. B. No. 362.

To the Committee on Propositions and Grievances:

By Mr. Houston—an act concerning the Catawba river.—H. B. No. 363.

UNFINISHED BUSINESS.

House bill, No. 167—The school bill was taken up, and the consideration thereof postponed till 11 o'clock.

Bills were acted on under a suspension of the rules, as follows:

On motion of Mr Badger, House bill No. 154, was read second time, and adopted.

On motion of Mr. Watson, House bill No. 330 was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 355, was taken from the calendar, and referred to the Committee on the Judiciary.

On motion of Mr. Dula, House bill No. 338, was read second time and passed. Ayes 98; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard Bean, Bennett, Blackwell Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carson, Copeland, Corson, Cox, Crage, Darden, Davis, Dickey, Dudley Dula, Ellison, Freeman, Gant, Gidney, Gilmer, Gorman, Goodwyn, Gray Grady, Gudger, Guyther, Haynes, Hinnant, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller Michael, Moring, Moss, Morrison, Norment, Outlaw, Paschall, Perry of Bladen, Presson, Reid

of Mecklenburg, Reid of Randolph, Settle, Shaw, Sharp, Shinn of Iredell, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Winslow, Wiley, Williamson, Whitmire, Whisnant and Woodhouse—98.

UNFINISHED BUSINESS RESUMED.

On motion of Mr. Johnston, the printed bill which embraces the original bill of Committee on Education as amended on second reading, was proposed as a substitute for House bill No. 167, and adopted.

On motion of Mr. Blythe, the bill was ordered to be read by sections.

Sections 1 to 8 inclusive, were read and adopted.

Section 9 was read, and on motion of Mr. Johnston, the words "and for building, repairing, and furnishing school houses," were stricken out. Section 9 as amended was adopted.

On motion of Mr. Moring, lines 9, 10, 11 and 12, were stricken from section 10, and the section thus amended was adopted.

Section 11 was read and adopted.

Section 12 was read, and on motion of Mr. Gidney, the word "March" in line 3 was stricken out, and the word "February" inserted. The section thus amended was adopted.

Section 13 was read, and on motion of Mr. Jones, of Orange, the words "and receive one dollar each, for each day's service," were inserted after the words "shall be appointed," in line 7.

Mr. Michael moved to strike out the word "three" in line 3, and insert the word "one." Amendment adopted.

On motion of Mr. Stanford, the vote was reconsidered by which Mr. Michael's amendment was adopted, and the amendment was rejected.

Section 13 as amended was adopted.

Section 14 was read, and amendments offered by Mr. Brown, of Davidson, Bean and Dula, were rejected, and section 14 was adopted.

Section 15 was read and adopted.

Section 16 was read and adopted.

Section 17 was read and adopted.

Section 18 was read and adopted.

Section 19 was read and adopted.

Section 20 was read, and the proviso offered by Mr. Wiley was rejected, and the section adopted.

Section 21 was read, and on motion of Mr. Jones of Orange, was all after the word "they" in line 12, down to and inclosing the word "advertisement" in line 14 were stricken out, and the following inserted: "Shall return the land to the original owner, if he or they so desire, on payment of first cost, and remove or sell the buildings after advertisement for twenty days."

Mr. Bryson of Jackson offered a proviso to the section, which was rejected and section 21 as amended was adopted.

Section 22 was read and adopted.

Section 23 was read, and on motion of Mr. Johnston, was stricken out.

Mr. Gorman called for the ayes and noes, and the call was sustained. Ayes 53; noes 43.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Payan of Sampson, Bryan of Wilkes, Brooks, Bullard, Carter, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Goo lwyn, Gudger, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Luckey, Marler, Maxwell, Mitchell, Moss, Morrison, Norment, Presson, Reid of Mecklenburg, Settle Shaw, Shinn of Iredell, Stanford, Sneed, Todd, Trivett, Warlick, Waddill, Webb, Wiley, and Woodhouse—53.

Those who voted in the negative are:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bunn, Corson, Cox, Darden, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Gray, Hampton, Heaton, Hughes, Jones of Northampton, King, Lloyd, Lutterloh, McLaurin, McNeill, Michael, Moring, Patrick, Paschall, Perry of Bladen, Reid of Randolph, Rhodes, Scott, Sharp, Turner, Watson, Waugh, Winslow, Wheeler and Whisnant—43.

Section 24 was read, and Mr. Ellison moved to amend by inserting as a proviso the amendment offered by him on the second reading of the bill. The proviso provides for compulsory education of all children in the State between the ages of 8 and 14. The amendment was rejected and section 24 adopted.

The following messages were received from the Senate:

A message transmitting a communication from the State Geologist.

A message announcing that the Senate had concurred in House resolution No. 125—A resolution of inquiry in regard the Keeper of the Capitol, and Mr. Nicholson constituted the Senate branch of the committee.

The Speaker announced as the House branch of the committee Messrs. Gorman and Johnston.

A message was received from the Senate transmitting engrossed copy of Senate bill No. 204, House bill No. 360—An act to amend the charter of the North Carolina Spoke and Handle Manufacturing Company, which was read first time, passed and referred to the Committee on Corporations.

On motion, the House adjourned.

FORTY-SECOND DAY.

HOUSE OF REPRESENTATIVES, January 30, 1873.

The House was called to order by the speaker at 10 o'clock, A. M.

The Journal of yesterday was read and approved.

Leave was granted to Mr. Goodwyn to change his vote from the affirmative to the negative on the motion to strike out section 23 of the school bill.

The following memorials were read and referred, or otherwise disposed of, as follows:

To the Committee on Propositions and Grievances:

By Mr. Fletcher—A petition from sundry citizens of Richmond County, protesting against the sale of spirituous liquors near Ellerby Church.

By Mr. Gorman—A petition from citizens of Wake, to prohibit the sale of spirituous liquors within two miles of New Hope Baptist Church, in the county of Wake.

To the Committee on Counties, Cities, Towns and Townships:

By Mr. ———, A petition from citizens of Gaston county, asking for a change of county line.

To the Committee on Railroads, Postroads and Turnpike:

By Mr. Whitmire—A petition from citizens of Transylvania with regard to a turnpike road.

CALENDAR.

By Mr. Bean—From citizens of Randolph county to change the name of Franklinsville township.

Reports from standing committees were submitted, with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House resolution No. 149, that it do pass.

House bill No. 354, that it do not pass.

House bill No. 353, that it do not pass.

House bill No. 4, that it do not pass.

House bill No. 217, that it do not pass.

House bill No. 344, with amendment, and that it do pass.

Senate bill No. 71, House bill No. 187, with amendment, and that it do pass.

From the Committee on Corporations:

By Mr. Jones, of Caldwell—House bill No. 350, asks reference to the Committee on the Judiciary.

House bill No. 351, that it do pass.

House bill No. 352, that it do pass.

House bill No. 340, that it do pass.

House bill No. 333, that it do pass.

From the Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—House bill No. 241, with substitute, and that it do pass.

From the Committee on Finance:

By Mr. Stanford—House bill No. 341, that it do pass.

By Mr. Houston—House resolution No. 155, that it do pass.

From the Committee on Insane Asylum:

By Mr. Luckey—House resolution No. 20, asks to be discharged from further consideration.

House bill No. 290, asks to be discharged from further consideration.

House bill No. 294, that it do not pass.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

RESOLUTIONS.

By Mr. Brown, of Mecklenburg—A joint resolution in regard to the branch Mint at Charlotte, North Carolina. On the Calendar.—H. R. No. 168.

By Mr. Marler—A resolution authorizing the Auditor to issue a duplicate warrant for $340 to the late county treasurer of Yadkin county for the benefit of the common school fund of said county. On the Calendar.—H. R. No. 157.

BILLS.

To the Committee on Propositions and Grievances:

By Mr. Davis—A bill to be entitled an act to authorize the county commissioners of Lenoir county to levy a special tax.—H. B. No. 364.

By Mr. Stanford—An act to prevent the sale of spirituous liquors within two miles of New Bridge Church, in Duplin county.—H. B. No. 365.

To the Committee on Salaries and Fees:

By Mr. McNeill—A bill to be entitled an act amendatory of an act, ratified on the 21st day of March, 1871, in relation to the fees of county commissioners—H. B. No. 368.

To the Committee on the Judiciary:

By Mr. Williamson—A bill to be entitled an act to extend the time of E. A. Gupton, ex-sheriff of Franklin county, to make settlement with county treasurer.—H. B. No. 366.

By Mr. Watson—A bill to prevent every persen voting in this State unless he show the sheriff's receipt for his poll tax for the year previous to his so offering to vote.—H. B. No. 367.

To the Committee on Railroads, Postroads and Turnpikes:

By Mr. Whitmire—An act to re-enact an act entitled an act to incorporate the French Broad Turnpike Company.—H. B. No. 369.

CALENDAR.

By Mr. Carson—A bill to authorize the Secretary of State to furnish documents and for other purposes.—H. B. No. 370.

By Mr. Stanford for the Committee on Finance:

The machinery act—An act to provide for the collection of taxes by the State and the several counties of the State on property, polls and income.—H. B. No. 371.

The consideration of the unfinished business of yesterday was postponed till 11 o'clock.

Bills were acted on under a suspension of the rules, as follows:

On motion of Mr. Badger, Senate bill No. 400 was read second and third times, passed each reading, and was ordered to be enrolled.

On motion of Mr. Jones of Caldwell, House bill No. 324 was read second time, and on motion of Mr. McGehee, was postponed till Friday, and made special order for 12 M.

On motion of Mr. Stanford, House bill No. 371 was taken up and made special order for Friday, 31st of January, 11 o'clock, A. M.

SPECIAL ORDER.

House bill No. 200 was read second time, amended and passed, was read third time, passed and ordered to be engrossed.

On motion of Mr. Badger, Senate resolution 268, House resolution No. 130 was read second time.

Mr. Waugh moved to lay on the table, and on this motion called for the ayes and noes. The call was sustained, and the motion to lay on the table prevailed. Ayes 55; noes 38.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Ballard, Bean, Bennett, Brown of Mecklenburg, Bryan of Pitt, Bryan of Sampson, Bryan of Allegheny, Brooks, Bullard, Carson Copeland, Cox, Craige, Darden Gant Gidney, Gilmer, Grady Guyther, Hinnant, Houston, Jones of Caldwell, Jones of Tyrrell, Joyner, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill,

Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Reid of Randolph, Shinn of Iredell, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Windslow, Wiley, Williamson and Woodhouse—55.

Those who voted in the negative are:

Messrs. Abbott, Anderson of Clay, Badger, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Wilks, Bunn, Byrd, Carter, Corson, Dickey, Dudley, Dula, Ellison, Freeman, Godfrey, Gorman, Gudger, Hampton, Haynes, Hughes, Johnston, Lloyd, Lutterloh, McLaurin, Paschall, Scott, Shaw, Sneed, Trivett, Whitmire, Wheeler and Whisnant.—38.

The consideration of the unfinished business of yesterday was resumed. (The school bill.)

Mr. Heaton moved to strike out the provisor in section 25. Rejected.

On motion of Mr. Maxwell, "shall" in line 9 was stricken out and "may" inserted. Section 25, as amended, was adopted.

Section 26 was read, and on motion of Mr. Gorman, amended by providing for the grades of teachers.

Several gentlemen give notice of amendments, and Mr. Johnston demanded the previous question, and the main question was ordered.

Mr. Gorman's amendment to section 26 was adopted.

Mr. McNeill's amendment was adopted, and section 26 as amended was adopted.

Section 27 was read, and the amendment of Mr. Gidney was adopted, and section 27 as amended was adopted.

Sections 28, 29, 30 and 31 were then read and adopted.

Section 32 was read, amended and adopted.

Sections 33, 34 and 35, were read and adopted.

Section 36 was read, and amended on motion of Mr. Gudger. Adopted.

Sections 37 and 38 were read and adopted.

Section 39 was read, amended on motion of Mr. Gidney, and adopted.

Section 40, was read and adopted.

Section 41 was read, amended, on motion of Mr. Carson, and was adopted.

Section 42, 43 and 44 were read and adopted.

On motion of Mr. Gorman, section 14 was amended so as to harmonize with the provisions of his amendment to section 26.

The question recurring on the passage of the bill on its third reading, it passed and was ordered to be engrossed and transmitted to the Senate.

On motion of Mr. Gorman, the House adjourned.

FORTY-THIRD DAY.

HOUSE OF REPRESENTATIVES, January 31, 1873.

The House was called to order by the Speaker at 10 o'clock

The reading of the Journal of yesterday was dispensed with.

Mr. Jordan asked and obtained leave to record his vote in the negative upon the motion to lay Senate resolution No. 268 on the table. Vote recorded in proceedings of yesterday.

Leave of absence was granted to the following gentlemen for the time specified:

To Mr. Abbott till Tuesday next, on account of sickness in his family.

To Mr. Patrick for four days.

To Mr. Cox for three days on account of sickness in his family.

To Mr. Dula for an indefinite period on account of sickness in his family.

The speaker announced that Mr. Carter would take Mr. Johnston's place on the committee to investigate charges against the Keeper of the Capitol.

The following memorials were introduced, read and referred, or otherwise disposed of, as follows:

To the Committee on Corporations:

By Mr. Brown, of Mecklenburg—A petition of stockholders, asking change of charter of Augusta, Tennessee and Ohio Railroad Company.

To the Committee on Cities, Counties, Towns, and Townships:

By Mr. Sharp—A memorial from citizens of Murfreesboro with regard to keeping up the streets.

To the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 205, that it do not pass.

A memorial on the fence law, that it be referred to the Committee on Agriculture.

House bill No. 364, that it do pass.

House bill No. 329, that it do not pass.

House bill No. 348, that it do pass.

From the Committee on Finance:

By Mr. Stanford—House resolution No. 133, that it be referred to the Committee on the Judiciary.

From the Committee on Agriculture:

By Mr. Jones, of Orange—House bill No. 316, that it do not pass.

House bill No. 215, with proviso and amendment, and recommend that it do pass.

From the Committee on Internal Improvements:

By Mr. McGehee—House bill No. 263, that it do not pass.

From the Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—House bill No. 343, that it do pass.

By Mr. Winslow—House bill No. 342, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills were transmitted to the Senate for concurrence:

House bill No. 167—A bill to be entitled an act to amend the school law, ratified February 12, 1872.

House bill No. 330—An act to incorporate the Chapel Hill Iron Mountain Railroad Company.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to investigate the affairs of the Western Division of the Western North Carolina Railroad.

Resolution of request to our Representatives and Senators in Congress concerning the Indians.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

RESOLUTION.

To the Committe on Finance:

By Mr. Darden—A resolution in favor of the Universal Life Insurance Company.—H. R. No. 159.

ON THE CALENDAR.

By Mr. Corson—A resolution of adjournment.—H. R. No. 160.

By Mr. Ellison—A resolution concerning Jacob De-Witter.—H. R. No. 162.

By Mr. Waugh—A resolution in reference to the Keeper of the Capitol.—H. R. No. 162.

By Mr. Craige—A resolution authorizing the Governor, in behalf of the State, to pray an appeal from the Circuit Court

of the United States in the case of Henry Clews and others against the Western North Carolina Railroad—H. R. No. 163.

By Mr. Patrick—A resolution instructing the Committee on Propositions and Grievances to inquire into the causes of delay in the distribution of public laws.—H. R. No. 164.

BILLS.

To the Committee on Counties, Cities, Towns and Townships:

By Mr. Sharp—An act to authorize the commissioners of the town of Murfreesboro to levy taxes.—H. B. No. 380.

To the Committee on Corporations:

By Mr. Shaw—A bill to incorporate White Hill Lodge, No. 321, Free and Accepted Masons.—H. B. No. 381.

To the Committee on Propositions and Grievances:

By Mr. Whitmire—A bill to prevent the felling of trees in French Broad river.—H. B. No. 372.

By Mr. Stanford—An act to prevent the sale of liquor within two miles of the Baptist and Methodist Churches at Hallsville, in Duplin county.—H. B. No. 374.

By Mr. Mitchell—An act to authorize the county commissioners of Stokes county to levy a special tax.—H. B. No. 375.

To the Committee on the Judiciary:

By Mr. Godfrey—An act providing for repairing and keeping up public roads, ferries and highways.—H. B. No. 376.

By Mr. Johnston—An act to incorporate the Peoples' Loan and Building Association of Asheville.—H. B. No. 377.

By Mr. Bennett—An act for the printing and publication of Battle's Compilation of the Public Statute Laws of North Carolina and for other purposes.—H. B. No. 378.

By Mr. Blythe—A bill requiring the fees of officers in civil cases to be paid in advance.—H. B. No. 379.

On motion, House bill No. 227 was recommended to the Committee on the Judiciary.

SPECIAL ORDER.

House bill No. 177 was read second time, and on motion, was returned to the Calendar.

SPECIAL ORDER.

House resolution No. 19 was recommitted to the special Committee on Immigration.

SPECIAL ORDER FOR ELEVEN O'CLOCK.

House bill No. 377, (the machinery bill) was postponed till Friday next, and made special order for 11 o'clock that day. It was further ordered that the bill be printed.

SECOND SPECIAL ORDER FOR ELEVEN O'CLOCK.

House bill No. 324 was postponed till Thursday next, and made special order for 11 o'clock that day.

It was announced that Mr. Settle was absent from his seat on account of sickness.

A message was received from the Senate transmitting engrossed copies of the following bills:

Senate bill No. 319—A bill for amnesty and pardon.—H. B. No. 373.

Senate bill No. 276—A bill to amend the charter of the Cape Fear Iron and Steel Company.—H. B. No. 382.

Also engrossed copy of amendment to House bill No. 23, Senate bill No. 126—A bill to repeal chapter 68, laws of 1871–'72.

On motion, the amendments of the Senate were concurred

in, and the amended bill was ordered to be enrolled for ratification.

Senate bill No. 319, House bill No. 373, was read first time, passed, and referred to the Committee on the Judiciary.

Senate bill No. 276, House bill No. 382, was read first time, passed, and referred to the Committee on Corporations.

Bills and resolutions were acted on under a suspension of the rules, as follows:

On motion of Mr. Cox, House resolution No. 73 was read second time, amended and passed, was read third time, passed and ordered to be engrossed.

On motion of Mr. Marler, House resolution No. 157 was read second and third times, passed each reading, and was ordered to be engrossed.

House resolution No. 117 was read second time, and on motion of Mr. Waugh, referred to the Committee on Claims.

On motion of Mr. Whitmire, House resolution No. 135 was read second and third time and adopted.

On motion of Mr. Houston, House resolution No. 155 was read second and third times, passed each reading, and was ordered to be engrossed.

On motion of Mr. Haynes, House bill No. 43 was read second time, and the substitute recommended by the Committee was adopted.

The amendment of Mr. Johnston was read and rejected.

The amendment of Mr. Blackwell was rejected.

The bill passed its second reading, was read third time, passed, and ordered to be engrossed.

On motion of Mr. Brown, of Mecklenburg, House resolution No. 158 was read second time and adopted.

On motion of Mr. Dula, House bill No. 338 was read third time and passed. Ayes 93; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Bean, Blackwell, Blythe, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryson

of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carson, Copeland, Corson, Cox, Craige, Darden, Davis, Dickey, Dudley, Dula, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Goodwyn, Grady, Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Marler, McLaurin, McGehee, Miller, Michael, Mitchell, Moring, Moss, Morrison, Norment, Patrick, Paschall, Perry of Wake, Reid of Mecklenburg, Reid of Randolph, Richardson, Scott, Shaw, Sharp, Shinn of Iredell, Shackelford, Stanford, Stowe, Sneed, Todd, Turner, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Wheeler, Whisnant and Woodhouse—93.

On motion of Mr. Patrick, House bill No. 285 was read second time and passed. Ayes 102; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Carter, Carson, Copeland, Corson, Cox, Craige, Darden, Davis, Dickey, Dudley, Dula, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Gudger, Guyther, Hampton, Haynes, Heaton, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Marler, McLaurin, McNeill, Miller, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn of Iredell, Shackelford, Stanford, Sneed, Todd, Trivett, War-

lick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Whisnant and Woodhouse—102.

On motion of Mr. Hughes, House bill No. 247 was read second time and passed. Ayes 97; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Ballard, Bean, Bennett, Blackwell, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Copeland, Corson, Cox, Craige, Darden, Davis, Dickey, Dudley, Dula, Ellison, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Gudger, Guyther, Hampton, Haynes, Heaton, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Marler, McLaurin, McGehee, McNeill, Miller, Michael, Mitchell, Norment, Outlaw, Patrick, Paschall, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Shaw, Sharp, Shinn of Iredell, Stanford, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Whitmire, Wheeler, Whisnant and Woodhouse—102.

On motion of Mr. McGehee, House bill No. 242 was read second time and passed. Ayes 99; noes 1.

The following gentlemen voted in the affirmative;

Messrs. Abbott Anderson, of Davie, Ballard, Bean, Bennett, Rlackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Rryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Darden, Dudley, Dula, Ellison, Fletcher, Freeman, Gant, Gidney, Gilmer, Goodwyn, Grady, Gudger, Guyther, Hampton, Haynes, Heaton, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of

Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Lloyd, Lutterloh, Luckey, Marler, McLaurin, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Moss, Norment, Outlaw, Patrick, Paschall, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Shaw, Sharp, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Wheeler, Whisnant and Woodhouse—102.

In the negative—Mr. Godfrey—1.

On motion of Mr. Ellison, House resolution No. 161 was read second time.

On its passage Mr. Jones, of Caldwell, demanded the ayes and noes. The call was sustained, and the resolution was adopted. Ayes 60; noes 30.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Carter, Carson, Copeland, Corson, Cox, Dickey, Dudley, Dudley, Dula, Ellison, Fletcher, Foster, Gorman, Goodwyn, Gray, Guyther, Hampton, Hughes, Jones of Northampton, Jones of Orange, Jordan, King, Lloyd, Lutterloh, Marler, McLaurin, Michael, Morrison, Norment, Patrick, Paschall, Reid of Randolph, Rhodes, Scott, Sharp, Shinn of Iredell, Sneed, Todd, Trivett, Warlick, Waugh, Williamson, Wheeler and Whisnant—60.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Bullard, Byrd, Freeman, Gant, Gidney, Gilmer, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Tyrrell, Joyner, Johns, Luckey, Mitchell, Moss, Outlaw, Presson, Reid of Mecklenburg, Richardson, Shaw, Turner, Watson, Webb, Wiley, Whitmire and Woodhouse—30.

On motion of Mr. Brown, of Davidson, the House adjourned.

FORTY-FOURTH DAY.

HOUSE OF REPRESENTATIVES, February 1, 1873.

The House was called to order by the Speaker at 10 o'clock.

The Journal of yesterday was read and approved.

Leave of absence till Tuesday next was granted to Mr. Norment.

Leave of absence on account of sickness, was granted to Mr. Hanner.

Mr. Craige announced that Mr. Luckey, his colleague, was detained at home on account of sickness.

It was announced that Mr. Settle was absent from his seat on account of sickness.

Report from standing committees were submitted with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 335, with substitue, and that it do pass.

House bill No. 319, that it do pass.

House bill No. 355, that it do not pass.

House bill No. 367, that it do not pass.

House bill No. 366, that it do pass.

House bill No. 202, with substitute, and that it do pass.

House bill No. 350, Senate bill 222, that it do pass.

From the Committee on Railroads, Postroads and Turnpikes:

By Mr. Bryson, of Swain—House bill No. 369, that it do pass.

From the Committee on Corporations:

By Mr. Jones, of Caldwell—Senate bill No. 352, House bill No. 359, that it do pass.

Senate bill No. 204, House bill No. 360, that it do pass.

The following bills and resolutions, reported as correctly

enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act in favor of Timothy F. Lee, sheriff of Wake county.

A message was received from the Senate transmitting engrossed copy of Senate resolution No. 427—Resolution in regard to sale of books.—H. R. No. 172, which was read first time, passed and placed on the Calendar.

Senate resolution No. 307—Resolution in regard to adjournment, which was read first time, passed, and placed on the Calendar.

Senate bill No. 426—A bill in reference to printing and destributing the public documents—House bill No. 386—which was read first time, passed, and placed on the Calendar.

Also engrossed copy of Senate amendments to House bill No. 221, Senate bill No. 297—An act to allow enterers of vacant lands to obtain grants, which were read and concurred in.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

To the Committee on Agriculture:

By Mr. Brown, of Davidson—Resolation abolishing the office of State Geologist.—H. R. No. 165.

To the Committee on Propositions and Grievances:

By Mr. Presson—Resolution authorizing the late sheriff of Union county to collect arrears of taxes.—H. R. No. 167.

PLACED ON THE CALENDAR.

By Mr. Waugh—Resolution of instruction to the Committee on Salaries and Fees.—H. R. No. 166.

To the Committee on the Judiciary:

By Mr. Richardson—A bill to be entitled an act to authorize justices of the peace.—H. B. No. 383.

By Mr. Watson—A bill authorizing magistrates to deputize persons to serve summons in civil cases.—H. B. 384.

By Mr. Brown, of Mecklenburg—A bill to be entitled an act in relation to county claims.—H. B. No. 385.

To the Committee on Propositions and Grievances:

House bill No. 386.

Bills were acted on under a suspension of the rules, as follows:

House bill No. 209 was read second and third times, passed each reading, and was orderod to be engrossed and sent to to the Senate.

House bill No. 228 was read second time, and, on motion, laid on the table.

House bill No. 236 was read second and third times, passed each reading and was ordered to be engrossed and sent to the Senate.

House bill No. 238 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 239 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 245 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

Senate bill No. 426, House bill No. 386 was read second time, amended on motion of Mr. Brown, of Mecklenburg, and passed. Read third time, passed and ordered to be transmitted to the Senate for concurrence.

House bill No. 150 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 110 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House resolution No. 164—Resolution instructing the

Committee on Propositions and Grievances to inquire into the causes of delay in the distribution of public laws, was read second time and amended so as to include Montgomery, Beaufort, Currituck, and such other counties as had not been supplied, and adopted.

House bill No. 251—An act to authorize the commissioners of Mecklenburg county to sell certain stock held by said county, and for other purposes, was read third time and passed, and was ordered to be engrossed. Ayes 60; noes 27.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Blythe, Bowman, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Alleghany, Bunn, Carter, Carson, Darden, Dickey, Freeman, Gant, Gidney, Gilmer, Godfrey, Gray, Grady, Gudger, Haynes, Hinnant, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Mabson, Moring, Moss, Morrison, Outlaw, Perry of Bladen, Reid of Mecklenburg, Reid of Randolph, Richardson, Shaw, Sharp, Shinn of Iredell, Shackelford, Stowe, Todd, Trivett, Warlick, Waddill, Watson, Webb, Winslow, Wiley, Williamson, Whitmire and Woodhouse—60.

The following gentlemen voted in the negative:

Messrs. Bean, Bowe, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Brooks, Bullard, Corson, Dudley, Ellison, Fletcher, Foster, Guyther, Heaton, Hughes, Jones of Northampton, King, Lloyd, McLaurin, Miller, Michael, Paschall, Reid of Randolph, Sneed and Waugh.

House bill No. 364—An act to authorize the commissioners of Lenoir county to levy a special tax was read second time and passed.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Bean, Bennett, Blythe, Bowe, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes,

Bryan of Alleghany, Brooks, Bunn, Carter, Carson, Corson, Craige, Darden, Dickey, Dudley, Foster, Gant, Gilmer, Grady, Gudger, Hampton, Haynes, Heaton, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Lloyd, Marler, Maxwell, McLaurin, MeGehee, McNeill, Miller, Michael, Mitchell, Moss, Morrison, Outlaw, Paschall, Presson, Reid of Randolph, Shaw, Sharp, Shackelford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire, Whisnant and Woodhouse.

Mr. Brown, of Davidson, voted in the negative.

House bill No. 260 was read second and third times, passed each reading, and was ordered to be engrossed and transmitted to the Senate.

House bill No. 261—To amend the charter of the city of Raleigh was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 259—An act to levy a special tax in the county of Currituck was read third time, amended and passed and ordered to be engrossed and sent to the Senate.

The following gentleman voted in the affirmative:

Messrs. Anderson of Davie, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Byrd, Carter, Carson, Corson, Craige, Darden, Davis, Dickey, Dudley, Ellison, Fletcher, Gant, Gidney, Gilmer, Grady, Gudger, Guyther, Haynes, Heaton, Hughes, Johnston Jones of Caldwell, Jones of Northampton, Jones of Orange, Joyner, Johns, Jordan, Lloyd, Marler, McLaurin, McGehee, Miller, Michael, Mitchell, Moss, Morrison, Outlaw, Perry of Wake, Reid of Randolph, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Winslow, Wiley, Whitmire, Whisnant and Woodhouse.

House bill No. 247—An act to authorize the commission-

ers of Granville to levy a special tax was read third time, amended, on motion of Mr. Hughes and passed.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bean, Bennett, Blythe, Bowe, Bryson of Jackson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Craige, Darden, Dickey, Dudley, Fletcher, Foster, Gant, Gidney, Godfrey, Gray, Grady, Gudger, Guyther, Hampton, Haynes, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, King, Lindsey, Lloyd, Marler, McLaurin, McGehee, McNeill, Miller, Michael, Mitchell, Moss, Morrison, Outlaw, Perry of Bladen, Reid of Mecklenburg, Reid of Randolph, Richardson, Shaw, Sharp, Shackelford, Sneed, Todd, Turner, Waddill, Watson, Waugh, Winslow, Wiley, Whitmire, Wheeler, Whisnant and Woodhouse.

House bill No. 119—A bill to incorporate the Belle Cove Oyster Company was read second time.

Mr. Guyther moved to strike out "eighty acres" and insert "ten acres," the amendment was rejected and the bill passed, was read third time, passed and ordered to be engrossed and sent to the Senate.

House bill No. 360, Senate bill No. 204 was read second and third times, passed each reading, and was ordered to be enrolled.

The substitute reported by the committee for House bills Nos. 99 and 151—Bill relating to the sale of liquor in the town of Durham was read and adopted.

Mr. Ellison moved to strike out "ninety" and insert "thirty" which was rejected and the bill passed, was read third time, passed and ordered to be engrossed and sent to the Senate.

On motion of Mr. Johnston, the vote was reconsidered by which the House concurred in Senate amendments to House bill No. 24—An act to exempt the counties of Ashe, &c.,

from the provisions of chapter 68, laws of 1871–'72, and the county of Haywood was inserted, and the amendment of the Senate, as amended was concurred in, and transmitted to the Senate for concurrence.

House bill No. 160 was read second time, and on motion of Mr. Bennett recommitted to the Committee on Finance.

House bill No. 298—An act to incorporate the town of Stantonsburg, in Wilson county, was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

Mr. Bowman moved to adjourn, and on this motion Mr. Ellison called for the ayes and noes, and the called being sustained, the motion was rejected. Ayes 24; noes 44.

The following gentlemen voted in the affirmative:

Messrs. Bean, Bennett, Brown of Davidson, Bryson of Jackson, Bryant of Halifax, Bullard, Bunn, Carter, Carson, Craige, Fletcher, Godfrey, Jones of Northampton, Jordan, Marler, Miller, Michael, Mitchell, Perry of Wake, Reid of Mecklenburg, Reid of Randolph, Watson, Waugh, and Williamson—24.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Blackwell, Blythe, Bowe, Brown of Mecklenburg, Bryson of Swain, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Brooks, Carson, Dickey, Foster, Freeman, Gant, Gidney, Gilmer, Gray, Grady, Gudger, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, King, McLaurin, McGehee, McNeill, Moring, Presson, Richardson, Shaw, Shackelford, Stowe, Sneed, Todd, Turner, Warlick, Winslow, Wiley and Woodhouse—44.

House bill No. 132—A bill to authorize the commissioners of Swain to levy a special tax was read second time and passed. Yeas 81; noes 2.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Mecklenburg, Bryson of

Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Carson, Craige, Darden, Dickey, Dudley, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey. Gray, Gudger, Guyther, Hanner, Hampton, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Marler, McLaurin, McGehee, Miller, Michael, Mitchell, Moring, Moss, Perry of Wake, Reid of Mecklenburg, Reid of Randolph, Richardson, Scott, Shaw, Sharp, Shinn of Iredell, Shackelford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Winslow, Wiley, Williamson, Wheeler, Whisnant and Woodhouse—81.

Messrs. Brown of Davidson, and Flether voted in the negative.

On motion of Mr. Richardson, the rules were suspended, and the bill was referred to the Committee on the Judiciary.

On motion of Mr. Brown, of Mecklenburg, House bill No. 176—A bill to promote immigration was referred to the Committee on Immigration.

House bill No. 223—A bill to amend chapter 59 of the laws of 1872–'73 was read second time, and the call for the ayes and noes being sustained, the bill passed. Ayes 60; noes 10.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Bennett, Blackwell, Blythe, Bowe, Brown of Mecklenburg, Bryan of of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Byrd, Carter, Carson, Craige, Darden, Dickey, Dudley, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Hinnant, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Marler, McLaurin, McNeill, Miller, Michael, Mitchell, Moss, Morrison, Outlaw, Reid of Mecklenburg, Richardson, Shaw, Shackelford,

Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley and Whitmire—60.

The following gentlemen voted in the negative:

Messrs. Brown of Davidson, Bryant of Halifax, Bullard, Corson, Fletcher, Heaton, Perry of Wake, Reid of Randolph, Sneed and Williamson—10.

Mr. Bryan, of Alleghany, moved to adjourn, and Mr. Jones, of Caldwell, called for the ayes and noes, and the call was sustained and the motion rejected. Ayes 9; noes 63.

The following gentlemen voted in the affirmative:

Messrs. Bryson of Jackson, Bryson of Swain, Houston, Reid of Mecklenburg, Sneed, Todd, Watson, Williamson and Webb—9.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Bean, Bennett, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bunn, Byrd, Carter, Carson, Corson, Cox, Craige, Darden, Dickey, Dudley, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gray, Gudger, Hanner, Haynes, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Johns, King, Marler, McLaurin, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Perry of Wake, Presson, Reid of Randolph, Richardson, Shackelford, Stowe, Warlick, Waddill, Waugh, Webb, Wiley and Whitmire—63.

House bill No. 112—An act to prohibit the sale of spirituous liquors in the town of Waynesville, was read second time.

Mr. Haynes offered a substitute which was adopted, and the bill passed. Was read third time, passed and ordered to be engrossed and sent to the Senate.

House bill No. 291, Senate bill No. 170—An act to prevent the sale of spirituous liquors in the town of Shelby, Cleaveland county, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

House bill No. 284, authorizes commissioners of Montgomery to levy a special tax, was read second time, and the substitute offered by the committee being adopted, passed. Ayes 49; noes 13.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Bryson of Swain, Bryant of Halifax, Bryan of Alleghany, Brooks, Bunn, Carson, Craige, Darden, Dudley, Ellison, Foster, Freeman, Gant, Gidney, Godfrey, Gudger, Hampton, Hughes, Johnston, Jones of Northampton, Jones of Tyrrell, Jordan, McLaurin, McGehee, Miller, Mitchell, Moring, Reid of Rondolph, Richardson, Shaw, Sharp, Stowe, Sneed, Todd, Watson, Waugh, Webb, Wiley, Williamson, Whisnant and Woodhouse—49.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Bryan of Wilkes, Carter, Dickey, Fletcher, Haynes, Jones of Caldwell, McNeill, Norment, Perry of Wake, Reid of Mecklenburg, Shackelford and Warlick—13.

Mr. Waugh moved to adjourn.

Mr. Dudley called for the ayes and nays, and the call was sustained, and the motion rejected. Ayes 6; noes 62.

The following gentlemen voted in the Affirmative:

Messrs. Bean, Bowe, Bunn, Corson, Jones of Northampton and Williamson.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Mecklenburg, Bryan of Wilkes, Bryan of Alleghany, Brooks, Carter, Carson, Craige, Darden, Dudley, Ellison, Fletcher, Freeman, Gant, Gidney, Gilmer, Godfrey, Gray, Grady, Gudger, Guyther, Hanner, Haynes, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Joyner, Johns, Jordan, King, McLaurin, McGehee, McNeill, Miller, Michael, Moring, Moss, Norment, Outlaw, Perry of Wake, Reid of Mecklenburg, Reid of Randolph, Shaw, Sharp,

Shackelford, Stowe, Todd, Turner, Webb, Wiley, Whitmire and Woodhouse—62.

House bill No. 162 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 362—A bill in regard to collecting special taxes, was read second time and passed. Ayes 48; noes 26,

The following gentlemen voted in the affirmative:

Messrs. Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Alleghany, Brooks, Carter. Carson, Copeland, Corson, Darden, Dudley, Gant, Gidney, Grady, Gudger, Hughes, Johnston, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Lindsey, Marler, McLaurin, McGehee, McNeill, Miller, Mitchell, Perry of Bladen, Sharp, Shackelford, Todd, Watson, Waugh, Webb, Winslow, Williamson, Whitmire, Whisnant and Woodhouse—48.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Bennett, Brown of Davidson, Bullard, Craige, Davis, Dula, Freeman, Godfrey, Guyther, Hanner, Haynes, Hinnant, Johnston, Jones of Caldwell, Johns, Jordan, Moring, Morrison, Reid of Mecklenburg, Reid of Randolph, Turner, Waddill and Wiley—26.

House bill No. 184—A bill to prevent the sale of spirituous liquors within one mile of Horeb Church, was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 201—An act to amend the charter of the city of Newbern was read second time, and on motton of Mr. Dudley, was laid on the table.

House bill No. 204—A bill to prevent the sale of spirituous liquors within three miles of Judson Female College, in the town of Hendersonville, was read second time.

On motion of Mr. Blythe, the amendments proposed by the committee were concurred in and the bill passed. Was

read third time, passed and was ordered to be engrossed and sent to the Senate.

House bill No. 206—An act making indictable the felling of trees in either fork of Horse creek, in Ashe county, was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Jones of Caldwell, the rules were suspended, and Senate bill No. 426, House bill No. 386 was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

House bill No. 272—An act to incorporate Monatau Lodge, No. 318, of Free and Accepted Masons, was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Bryan, of Alleghany, the House adjourned.

FORTY-FIFTH DAY.

HOUSE OF REPRESENTATIVES, February 3, 1873.

The House was called to order by the Speaker at 10 o'clock.

The reading of the Journal of Saturday was dispensed with.

It was announced that Mr. Winslow was detained at his room by sickness, and that Mr. Bryan, of Pitt, and Mr. Settle were detained at home by sickness.

On motion of Mr. Morrison, indefinite leave of absence on account of sickness was granted to Mr. Settle.

The following petitions were introduced, read and referred as follows:

To the Committee on Western North Carolina Railroad:

By Mr. Gudger—A petition praying the Legislature not

to interfere with the sale of the Western North Carolina Railroad.

By Mr. Blythe—A petition from certain citizens west of the Blue Ridge, praying that the sale of the Western North Carolina Railroad be not interfered with.

Beports from standing committees were submitted with recommendations, as follows:

From the Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—House bill No. 312, that it do pass.

From the Committee on Claims—By Mr. McNeill—House resolution No. 150, that it do pass.

Mr. Wiley, from the Joint Select Committee on Constitutional Reform, submitted a verbal report in relation to proposed amendments.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House resolution No. 73—Resolution in favor of Arthur Dennis.

House resolution No. 157—Resolution authorizing the Auditor to issue a duplicate warrant for $340 to the late county treasurer of Yadkin county for the benefit of the common school funds of the said county.

House bill No. 43—A bill to exempt persons living in adjoining counties from paying toll on the Western turnpike,

House bill No. 200—A bill to incorporate the Wilmington Trust Company and Savings Bank.

House bill No. 285—A bill to levy a special tax for Greene county.

House bill No. 338—A bill to authorize the county commissioners of Wilkes county to issue bonds and for other purposes.

The following bills, reported as correctly enrolled by Com-

mittee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to repeal chapter 68 of the laws of 1871–'72.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Houston—Resolution concerning speedy returns of elections.—H. R. No. 169.

By Mr. Richardson—Resolution of instruction to Committee on Deaf, Dumb and Blind Asylum.—H. R. No. 168.

By Mr. Watson—Resolution in regard to the counties of Orange and Chatham, in the Western Judicial District.—H. R. No. 170.

By Mr. Blackwell—Resolution in regard to night sessions.

To the Committee on the Judiciary:

By Mr. Johnston—A bill in regard to actions *forma pauperis*.—H. B. No. 387.

By Mr. Craige—A bill to be entitled an act to amend chapter XII, Code of Civil Procedure, entitled "Masters and Apprentices."—H. B. No. 389.

By Mr. Carson—An act to repeal an act of the laws of 1871–'72, chapter 136, and substitute the following.—H. B. No. 390.

To the Committee on Corporations:

By Mr. Wheeler—A bill for the relief of the citizens of Forsythe county.—H. B. No. 388.

To the Committee on the Deaf, Dumb and Blind Asylum:

By Mr. Carter—A bill to be entitled an act to make appropriation for the year 1873 to the Deaf, Dumb and Blind Asylum.—H. B. No. 391.

On motion of Mr. McGehee, the Calendar was placed at the disposal of the Speaker, and the following bills and resolutions, under a suspension of the rules, were acted on.

Senate resolution No. 378, House resolution No. 153—A resolution in regard to the Wilmington, Charlotte and Rutherford Railroad, was read and adopted.

House resolution No. 133, Senate resolution No. 281, was read second time and laid on the table.

Senate bill No. 27, House bill No. 157—A bill to amend chapter 182 of the laws of 1872 was read second time, and the amendments proposed by the committee were adopted.

On motion of Mr. Grady, Harnett county was stricken from the bill wherever it occurred, and the bill passed. Was read third time, passed and returned to the Senate for concurrence in House amendments.

House bill No. 187, Senate bill No. 71—A bill to extend the time for the redemption of property sold for taxes was read second time, and amendment proposed by the committee was adopted and the bill passed. Was read third time, passed, and ordered to be returned to the Senate for concurrence in House amendment.

Senate bill No. 182, House bill No. 340—An act to incorporate the Neuse River Ferry Company of North Carolina was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate resolution No. 271, House resolution No. 132—Resolution raising a Joint Committee to Examine and Cancel Vouchers in the Auditor's office, was read second time and adopted.

The Speaker appointed Messrs. Watson and Copeland as House branch of the committee.

House bill No. 298 was read second time, and the amendment proposed by the committee was adopted, and the bill passed. Ayes 87; noes 1.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Ballard, Bean, Bennett, Blackwell, Blythe, Bryson of Jackson, Bryson of Swain, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Cope-

land, Craige, Darden, Dickey, Dudley, Ellison, Fletcher, Foster, Freeman, Gidney, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hampton, Heaton, Hinnant, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, King, Lindsey, Lutterloh, Luckey, Marler, McLaurin, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Morrison, Outlaw, Paschall, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardsdn, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—87.

Mr. Anderson, of Clay, voted in the negative.

On motion of Mr. Sneed, the vote by which House resolution No. 133, Senate resolution No. 281, was laid on the table, was reconsidered, and the resolution was adopted.

House bill No. 309 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 288 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 263 was read second time, and on motion of Mr. Waugh, was laid on the table.

House bill No. 292 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 293 was read second time, and on motion of Mr. McNeill, was laid on the table.

House bill No. 295 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 300 (prohibits the sale of liquor within two miles of the court-house of Morganton,) was read second time, amended on motion of Mr. Waugh, and passed. Was

read third time, passed and ordered to be engrossed and sent to the Senate.

House bill No. 310 was read second time, and on motion of Mr. Bryan, of Alleghany, was laid on the table.

House bill No. 322—An act to empower the commissioners of Caldwell county to levy a special tax, was read second time and passed. Ayes 88; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Bryson of Swain, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carson, Copeland, Corson, Craige, Darden, Davis, Dudley, Ellison, Fletchar, Foster, Freeman, Gant, Gidney, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Marler, McLaurin, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Moss, Morrison, Outlaw, Paschall, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—88.

House bill No. 259—An act to levy a special tax in the county of Currituck, was read second time and passed. Ayes 77; noes 2.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Bryson of Jackson, Bryson of Swain, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Copeland, Corson, Craige, Darden, Davis, Dickey, Dudley, Fletcher, Gant, Gidney, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hampton, Hinnant, Johnston, Jones of Caldwell, Jones of

Northampton, Jones of Orange, Jones of Tyrrell, Johns, Jordan, Lindsey, Lloyd, Lutterloh, Marler, McLaurin, McNeill, Miller, Michael, Moring, Moss, Morrison, Outlaw, Paschall, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stowe, Sneed, Todd, Warlick, Waugh, Webb, Wiley, Williamson, Whitmire, Whisnant and Woodhouse—77.

Those who voted in the negative are:

Messrs. Godfrey and Richardson.

House bill No. 132—An act to authorize the commissioners of Swain county to levy a special tax, was read third time, passed, and ordered to be engrossed and sent to the Senate. Ayes 92.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bryson of Jackson, Bryan of Alleghany, Brooks, Bunn, Byrd, Carson, Copeland, Corson, Craige, Darden, Davis, Dickey, Ellison, Foster, Gant, Gidney, Grady, Gudger, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Johns, Jordan, Lloyd, Lutterloh, Marler, McLaurin, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Moss, Outlaw, Paschall, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stowe, Sneed, Trivett, Warlick, Waddill, Waugh, Webb, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—72.

House bill No. 242—An act to authorize the commissioners of Person county to levy a special tax, was read third time, passed, and ordered to be engrossed and sent to the Senate. Ayes 81.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carson, Copeland, Craige, Dar-

den, Davis, Dickey, Dudley, Ellison, Foster, Freeman, Gant, Gidney, Gray, Grady, Gudger, Guyther, Haynes, Heaton, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Lloyd, Lutterloh, Marler, McLaurin, McGehee, McNeill, Miller, Michael, Mitchell, Moss, Morrison, Patrick, Paschall, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stowe, Sneed, Todd, Trivett, Waddill, Watson, Waugh, Webb, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—81.

On motion of Mr. Badger, the testimony in the contested case from Martin county was referred to the Committee on Privileges and Elections.

House Resolution No. 105—Resolution in favor of Samuel Reeves, Jr., John Beard and D. L. Bringle, was read second time, and the recommendation of the Committee to strike out $1,000 and insert $300 was concurred in.

On the passage of the resolution, Mr. Badger called for the ayes and noes, and the call being sustained, the resolution passed. Ayes 65; noes 21.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Bowman, Bryson of Jackson, Bryson of Swain, Bryant of Halifax, Bryan of Alleghany, Bullard, Byrd, Copeland, Darden, Davis, Dickey, Dudley, Ellison, Fletcher, Foster, Freeman, Gant, Grady, Gudger, Haynes, Heaton, Houston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Marler, McGehee, McNeill, Michael, Mitchell, Moring, Morrison, Outlaw, Paschall, Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Cabarrus, Stowe, Sneed, Todd, Warlick, Waddill, Watson, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—65.

The following gentlemen voted in the negative:

Messrs. Badger, Bean, Blythe, Bowe, Bryan of Wilkes, Corson, Gidney, Gilmer, Cray, Guyther, Hampton, Jones of Northampton, McLaurin, Miller, Moss, Perry of Wake, Reid of Mecklenburg, Sharp, Trivett, Waugh and Webb—21.

The rules were suspended, and the resolution was read third time, passed, and ordered to be engrossed and sent to the Senate.

House resolution No. 107, in regard to the contested seat in the county of Martin, was read and adopted.

House bill No. 320 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 341—An act to authorize the commissioners of Moore county to levy a special tax, was read third time, passed, and ordered to be engrossed and sent to the Senate. Ayes 75; noes 1.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Bryson of Swain, Bryant of Halifax, Carter, Carson, Copeland, Corson, Craige, Darden, Davis, Dickey, Dudley, Ellison, Fletcher, Foster, Gant, Gidney, Godfrey, Gorman, Grady, Gudger, Guyther, Hampton, Heaton, Hinnant, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Marler, McLaurin, McGehee, McNeill, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Paschall, Perry of Wake, Presson, Ried of Randolph, Richardson, Sharp, Shinn of Iredell, Shinn of Cabarrus, Stowe, Sneed, Todd, Trivett, Turner, Waddill, Waugh, Webb, Wiley, Williamson, Whitmire, Whisnant and Woodhouse—75.

Mr. Jones, of Caldwell, voted in the negative.

On motion of Mr. Bennett, the vote by which Senate resolution No. 281, House resolution No. 133—A resolution of

instruction to our Senators in Congress in regard to the education bill now pending in the Senate of the United States, was laid on the table, was reconsidered, and the resolution was adopted.

House bill No. 348—A bill to prohibit the sale of liquor in or near Carthage, in Moore county, was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Heaton, the House adjourned.

FORTY-SIXTH DAY.

HOUSE OF REPRESENTATIVES, February 4, 1873.

The House was called to order by the Speaker at 10 o'clock, A. M.

The reading of the Journal of yesterday was dispensed with.

It was announced that Mr. Lindsey was absent from his seat on account of sickness.

Leave of absence was granted to Mr. Darden for five days on account of sickness in his family.

Leave of absence for five days was granted to Mr. Sharp, on account of sickness in his family.

The following memorials were introduced, read and referred or otherwise disposed of, as follows:

To the Committee on Propositions and Grievances:

By Mr. Mitchell—A petition from citizens of Stokes county, asking that the name of their county town, Danbury, be changed to Sauraton.

Also by the same, a counter petition from citizens of same county, asking that the name of the county town be not changed.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—Senate bill No. 319, House bill No. 373, that it do pass.

Mr. Badger submitted a minority report against the bill.

House bill No. 307, that it do pass.

House bill No. 283, that it do pass.

House bill No. 379, that it do pass.

House resolution No. 131, asking its reference to Committee on State Debt and Liabilities. Reference made.

House bill No. 376, that it do not pass.

From the Committee on Internal Improvements:

By Mr. McGehee—House bill No. 315, with amendment, that it do pass.

House bill No. 326, that it do pass.

From the Committee on the Deaf, Dumb and Blind:

By Mr. Carter—House bill No. 391, that it do pass.

From the Committee on Corporations:

By Mr. Jones, of Caldwell—House bill No. 381, that it do pass.

House bill No. 275, that it do pass.

Senate bill No. 276, House bill No. 382, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 247—An act to authorize the commissioners of Granville county to levy a special tax.

House bill No. 239—A bill to incorporate Eureka Lodge, No. 283, Ancient York Masons.

House bill No. 151—An act in relation to the sale of spirituous liquors in the town of Durham.

House bill No. 356—An act concerning Stanly Creek Camp Ground, Gaston county.

House bill No. 236—A bill making indictable the felling of trees in Stuart's Creek, in the county of Surry.

House bill No. 150—A bill to be entitled an act to incorporate the town of Apex.

House bill No. 245—A bill to change the name of Franklinsville township, in the county of Randolph.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to amend an act, entitled "an act to incorporate the Neuse River Ferry Company of North Carolina," ratified the 25th of January, 1872.

Resolution of instruction to our Senators in Congress.

From the Committee on Claims:

By Mr. McNeill—House bill No. 117, recommends passage of substitute.

The following named resolutions and bills were introduced, read and passed first time, and were referred or otherwise disposed of, as follows:

PLACED ON CALENDAR.

By Mr. Whitmire—A resolution in favor of Henry Smith.—H. R. No. 173.

By the Judiciary Committee—A bill to be entitled an act for disabled soldiers.—H. B. No. 398.

To the Committee on the Judiciary:

By Mr. Whisnant—A bill to be entitled an act to settle the accounts of the two divisions of the Wilmington, Charlotte and Rutherford Railroad, and for other purposes.—H. B. No. 394.

By Mr. Bennett—A bill to be entitled an act amendatory of an act, entitled an act authorizing the sale of certain lands, ratified the 26th of March, 1870.—H. B. No. 392.

By Mr. Morrison—An act making it the duty of Judges of the Superior Courts, to approve or disapprove of the Clerk's judgments in special proceedings within twenty days.—H. B. No. 393.

By Mr. Bean—A bill concerning hunting hogs.—H. B. No. 395.

To the Committee on Corporations:

By Mr. Shackelford—A bill to incorporate the Onslow County Agricultural Society.—H. B. No. 396.

To the Committee on Propositions and Grievances:

By Mr. Gray—An act to regulate the customary penning of sheep in Kennekeet and Hatteras townships, in the county of Dare.—H. B. No. 397.

The Calendar was taken up.

Senate bill No. 352, House bill No. 359, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 204, House bill No. 360, read second and third times, passed each reading, and was ordered to be enrolled for ratification.

House bill No. 391 was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 275 was read second and third times, passed each reading, and was ordered to be engrossed.

Senate bill No. 222, House bill No. 350, was read second time, and on motion, made special order for Monday, February 10, at 11 o'clock.

House bill No. 357, read second and third times, passed each reading, and was ordered to be engrossed.

House resolution No. 172 was read second time, and on motion of Mr. Rhodes, was referred to the Committee on Claims.

House bill No. 343 was read third time, and on motion of Mr. Craige, was referred to the Committee on the Judiciary.

House bill No. 194 was read second time, amendment of committee adopted.

Amendment of Mr. Bennett adopted.

Amendment of Mr. McGehee rejected.

Amendment of Mr. Whisnant rejected.

Second amendment of Mr. Whisnant rejected.

Amendment of Mr. McNeill adopted.

Amendment of Mr. Johnston rejected.

Bill passed second reading as amended. Read third time, passed and ordered to be engrossed.

Mr. Marler moved to reconsider the vote by which the bill passed third reading, and the motion to reconsider was laid upon the table.

House bill No. 323 was read third time, and the amendment of Mr. Grady having been adopted, the bill passed, and was ordered to be engrossed and sent to the Senate. Ayes 88; noes 1.

The following gentlemen voted in the affirmative:

Messrs Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Carter, Carson, Copeland, Corson, Craige, Davis, Dickey, Dudley, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hampton, Haynes, Heaton, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McLaurin, McGehee, Miller, Michael, Mitchell, Moring, Moss, Paschall, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Trivett, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire and Woodhouse—88.

Mr. Brown, of Davidson, voted in the negative.

House bill No. 364 was read third time, passed and was ordered to be engrossed. Ayes 72; noes 16.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson, of Davie, Anderson of Clay, Badger, Ballard, Bennett, Blackwell, Blythe, Bowe, Bowman, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant

of Halifax, Bryant of Sampson, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Copeland, Corson, Craige, Davis, Dickey, Dudley, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Gudger, Guyther, Hampton, Heaton, Hinnant, Hughes, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Jordan, King, Luckey, Marler, Maxwell, McLaurin, Miller, Michael, Moring, Morrison, Outlaw, Paschall, Presson, Reid of Mecklenburg, Rhodes, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Waddill, Watson, Waugh, Webb, Wiley, Williamson and Woodhouse—72.

Those who voted in the negative are:

Messrs. Bean, Brown of Davidson, Bryan of Wilkes, Ellison, Fletcher, Foster, Freeman, Johnston, Johns, Lloyd, Lutterloh, McNeill, Moss, Perry of Wake, Reid of Randolph, Sneed and Warlick—17.

House bill No. 276 was read third time, passed and ordered to be engrossed. Ayes 87; noes 7.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carson, Copeland, Corson, Craige, Davis, Dickey, Dudley, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Gudger, Hampton, Haynes, Heaton, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Jordan, King, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McLaurin, McGehee, Miller, Michael, Mitchell, Moring, Moss, Outlaw, Paschall, Perry of Wake, Presson, Reid of Meeklenburg, Reid of Randolph, Richardson, Rhodes, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Williamson, Whitmire, Whisnant and Woodhouse—87.

Those who voted in the negative are:

Messrs. Carter, Hinnant, Hughes, Jones of Caldwell, Joyner, McNeill and Sneed—7.

House bill No. 322 was read third time, passed and ordered to be engrossed. Ayes 70; noes 22.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Blythe, Bowman, Bryson of Jackson, Bryson of Swain, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Gorman, Grady, Gudger, Guyther, Haynes, Heaton, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Moss, Morrison, Paschall, Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Williamson, Whitmire, Whisnant and Woodhouse—70.

Those who voted in the negative are:

Messrs. Abbott, Badger, Bean, Bowe, Brown of Davidson, Bryant of Halifax, Bryan of Wilkes, Bunn, Copeland, Corson, Davis, Dudley, Ellison, Fletcher, Foster, Hampton, Hughes, Lloyd, McLaurin, Perry of Wake, Reid of Randolph, and Sneed—22.

House bill No. 341 was read third time.

Mr. Dudley's amendment was rejected, and bill passed and was ordered to be engrossed. Ayes 76; noes 18.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Blythe, Bowe, Bowman, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of

Tyrrell, Joyner, Johns, Jordan, Lutterloh, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Moss, Morrison, Outlaw, Paschall, Presson, Reid of Mecklenburg, Richardson, Rhodes, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Williamson, and Whisnant—76.

The following gentlemen voted in the negative:

Messrs. Badger, Brown of Davidson, Bryant of Halifax, Bryan of Wilkes, Bunn, Corson, Dudley, Ellison, Fletcher, Foster, Hughes, King, Lloyd, Luckey, McLaurin, Perry of Wake, Reid of Randolph and Sneed—18.

House bill No. 193 was read second time, and on motion of Mr. Badger, indefinitely postponed.

House bill No. 191 was read second time, and on motion of Mr. Badger, indefinitely postponed.

House bill No. 369 was read second time, amended on motion of Mr. Whitmire, and passed. Was read third time, passed, and ordered to be engrossed.

House bill No. 8 was read second time, and on motion of Mr. Maxwell, indefinitely postponed.

House bill No. 18 was read second time, and on motion of Mr. Joyner, indefinitely postponed.

House bill No. 36 was read second time, and on motion of Mr. Badger, was indefinitely postponed.

A message was received from the Senate transmitting engrossed copy of Senate resolution No. 116, House resolution No. 175, which was read first time, passed, and referred to the Committee on Claims.

Resolution in favor of James McQueen, of Robeson county.

On motion of Mr. Jones, of Caldwell, the House adjourned.

FORTY-SEVENTH DAY.

HOUSE OF REPRESENTATIVES, February 5, 1873.

The House was called to order by the Speaker at 10 o'clock.

Prayer by Rev. Dr. Mason, of this city.

The Journal of yesterday was read and approved.

Indefinite leave of absence was granted to Mr. Lindsey on account of sickness.

The Speaker announced the committee to arrange the Calendar to consist of Messrs. Craige, Bryson, of Swain, Heaton, Bowman and Moring.

The following memorial was introduced, read and referred, or otherwise disposed of, as follows:

To the Committee on Railroads, Postroads and Turnpikes:

By Mr. Reid, of Mecklenburg—A petition from certain stockholders against change of charter of the Atlantic and Ohio Railroad Company.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on Propositions and Grievances:

By Mr. Mitchell—House bill No. 375, that it do pass.

House bill No. 372, that it do pass.

House resolution No. 167, that it do pass.

From the Committee on Salaries and Fees:

By Mr. Shinn, of Iredell—House bill No. 362, with amendment, and that it do pass.

From the Committee on Claims:

By Mr. McNeill—Senate resolution No. 116, House resolution No. 175, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House resolution No. 105—Resolution in favor of Samuel Reeves, John Beard and D. L. Bringle.

House bill No. 238—An act to incorporate the town of Huntersville, in Mecklenburg county.

House bill No. 242—An act to authorize the commissioners of Person county to levy a special tax.

House bill No. 285—An act to levy a special tax for Greene county.

House bill No. 348—A bill to prohibit the sale of liquors in or near Carthage, in Moore county.

House bill No. 251—An act to authorize the commissioners of Mecklenburg county to sell certain stock held by said company, and for other purposes.

House bill No. 284—An act to authorize the county commissioners of Montgomery county to levy a special tax.

House bill No. 206—An act making indictable the felling of trees into either fork of Horse creek, in Ashe county.

House bill No. 259—An act to levy a special tax in the county of Currituck.

House bill No. 295—An act to incorporate El Bethel Methodist church, in the county of Cleaveland.

House bill No. 300—An act to prohibit the sale of spirituous liquor within two miles of the court-house in the town of Morganton.

House bill No. 288—A bill making Reedy Fork, in the county of Guilford, a lawful fence.

House bill No. 260—A bill to amend an act to incorporate the town of Boone, in Watauga county, N. C.

House bill No. 119—An act to incorporate the Belle Cove Oyster Company.

House bill No. 298—An act to incorporate the town of Stantonsburg, in Wilson county.

House bill No. 204—An act to prevent the sale of spirituous liquor within three miles of Judson Female College, in the town of Hendersonville.

House bill No. 162—Bill to be entitled an act to prevent the sale of spirituous liquors.

House bill No. 272—An act to incorporate Monatau Lodge, No. 318, of Free and Accepted Masons.

House bill No. 43—A bill to exempt persons living in adjoining counties from paying toll on the Western turnpike.

House bill No. 391—A bill to be entitled an act to make appropriation for the year 1873 to the Deaf, Dumb and Blind Asylum.

House bill No. 271—An act to incorporate Cleaveland Lodge, No. 202, of Free and Accepted Masons.

House bill No. 261—Bill to amend the charter of the city of Raleigh.

House bill No. 132—A bill to be entitled an act to authorize the commissioners of the county of Swain to levy a special tax.

House bill No. 320—An act to declare Chinquepin and Wiccochou creek a lawful fence.

House bill No. 389—A bill to be entitled an act to amend chapter 12, Code of Civil Procedure, entitled Masters and Apprentices.

House bill No. 194—A bill to be entitled an act to incorporate the North Carolina Railroad Company.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to amend chapter 152, laws of 1872.

An act to authorize the commissioners of Halifax county to levy a special tax, and for other purposes.

An act to amend chapter 39, section 4, of the private laws of 1869–'70, ratified March 1st, 1870, entitled an act to incorporate the town of Mount Olive, in Wayne county.

An act to extend the time for the redemption of lands sold for taxes.

An act to provide for the building of a jail-house in Hayesville, Clay county.

An act in reference to printing and distributing the laws, journals, documents and bills.

Joint resolution in regard to the branch mint at Charlotte, North Carolina.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Craige—Resolution in relation to the disposal of bills upon the Calendar.—H. R. No. 177.

By Mr. Badger—A resolution in regard to day and night sessions.—H. R. No. 178.

To the Committee on Internal Improvements:

By Mr. Jones, of Tyrrell—Resolution of instruction to our Senators and Representatives in Congress.—H. R. No. 176.

To the Committee on Finance:

By Mr. Guyther—A bill to allow the commissioners of Washington county to levy a special tax.—H. B. No. 404.

By Mr. Dickey—A bill to regulate the salary of the Superintendent of the Insane Asylum.—H. B. No. 405.

To the Committee on the Judiciary:

By Mr. Rhodes—An act to create a mechanics' and laborers' lien.—H. B. No. 400.

To the Committee on Propositions and Grievances:

By Mr. Turner—An act to prevent the sale of spirituous liquors within one mile of Turnersburg Church, in Iredell county.—H. B. No. 403.

To the Committee on Corporations:

By Mr. Gorman—An act to incorporate Raleigh Bucket Company No. 1.—H. B. No. 410.

ON THE CALENDAR.

By Mr. Anderson, of Clay—A bill to be entitled an act to repeal chapter 36, laws of 1868–'69.—H. B. No. 412.

The Calendar was taken up.

Senate bill No. 319, House bill 373, was read second time, and on motion of Mr. Bennett, was postponed till Wednesday, 12th instant, and made special order for 11 o'clock A. M. that day.

House resolution No. 117 was read second time, and the substitute, offered by the committee being adopted, passed. Read third time, passed, and was ordered to be engrossed.

House bill No. 51 was read second time, and on motion of Mr. Badger, was indefinitely postponed.

House resolution No. 162 was read second time, and on motion of Mr. Bowman, was postponed for one week.

Senate resolution No. 307, House resolution No. 174, was read second time.

Mr. Williamson moved to indefinitely postpone. Motion lost. Ayes 20; noes 80.

The following gentleman voted in the affirmative:

Messrs. Abbott, Dudley, Ellison, Foster, Gorman, Hampton, Heaton, Jones of Caldwell, Jones of Northampton, Jones of Orange, Jordan, King, Lloyd, McNeill, Paschall, Perry of Wake, Shackelford, Watson, Webb and Williamson—20.

Those who voted in the negative are:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Davis, Dickey, Freeman, Gant, Gidney, Gilmer, Gray, Grady, Gudger, Guyther, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Camden, Jones of Tyrrell, Joyner, Johns, Lutterloh, Marller, Maxwell, McLaurin, McGehee, Miller, Michael, Mitchell,

Moring, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Shaw, Shinn of Iredell, Shinn of Cabarrus, Stowe, Sneed, Todd, Turner, Warlick, Waddill, Waugh, Wiley, Whitmire, Wheeler, Whisnant and Woodhouse—80.

Mr. Heaton moved to postpone till Tuesday, 11 A. M. Lost.

Mr. Gudger moved to amend by striking out "Monday, 17th, at 6 A. M." and insert "Saturday, 15th, at 12 M." Adopted. Ayes 54; noes 46.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Clay, Bean, Blackwell, Blythe, Brown Davidson, Bryan of Wilkes, Bunn, Carter, Craige, Dickey, Ellison, Fletcher, Foster, Freeman, Gudger, Hampton, Haynes, Hinnant, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Johns, Marler, McNeill, Miller, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Perry of Wake, Reid of Mecklenburg, Reid of Randolph, Shinn of Iredell, Shackelford, Stowe, Sneed, Todd, Turner, Warlick, Waddill, Waugh, Webb, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—54.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Ballard, Bennett, Bowman, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Alleghany, Brooks, Bullard, Byrd, Carson, Copeland, Corson, Cox, Davis, Dudley, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Guyther, Heaton, Houston, Joyner, Jordan, King, Lloyd, Lutterloh, Maxwell, McLaurin, McGehee, Paschall, Richardson, Rhodes. Presson, Shaw, Shinn of Cabarrus, Trivett, and Watson—46.

Mr. Heaton offered a substitute.

Mr. Bowman demanded the previous question, and the main question was ordered.

Mr. Heaton's substitute was rejected, and the resolution passed as amended. Ayes 88; noes 10.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Copeland, Corson, Cox, Craige, Davis, Dickey, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lutterloh, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Paschall, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire, Wheeler, Whisnant and Woodhouse—88.

The following gentlemen voted in the negative:

Messrs. Abbott, Bowe, Bryant of Halifax, Carson, Dudley, Gorman, Heaton, Hughes, Lloyd and Williamson—10.

The resolution was read third time, passed, and ordered to be engrossed and transmitted to the Senate for concurrence in amendments.

A message was received from the Senate transmitting engrossed copies of the following bills, resolutions and amendments:

Senate bill No. 266, House bill No. 411—A bill to incorporate the Midland North Carolina Railway Company. Read first time, passed, and referred to the Committee on Internal Improvements.

Senate bill No. 373, House bill No. 408—A bill to incorporate the Cape Fear Water Works Company. Read first time, passed, and referred to the Committee on Corporations.

Senate resolution No. 88, House resolution No. —, A res-

olution for the relief of John J. Hasty, sheriff of Union county. Read first time, passed, and referred to the Committee on Propositions and Grievances.

Amendments to House bill No. 165, Senate bill No. 317—A bill to incorporate the town of Jackson. Amendment of the Senate concurred in.

Amendment to House bill No. 330, Senate bill No. 423—A bill to incorporate the Chapel Hill Iron Mountain Railroad Company. Amendment of Senate concurred in.

On motion of Mr. Craige, House resolution No. 177 was read second time and adopted.

Mr. Joyner moved to reconsider the vote by which House bill No. 36 was indefinitely postponed, and on motion, the motion to reconsider was laid upon the table.

House bill No. 37 was read second time, substitute offered by committee was adopted, and bill passed.

On motion of Mr. Gorman, the further consideration was postponed till Tuesday next. The bill was ordered to be printed, and made special for 12 M. that day.

Senate resolution No. 116, House resolution No. 175, was read second time.

The amendment of Mr. Brown, of Davidson, was rejected, and the resolution passed. Read third time.

Mr. Heaton's amendment was rejected, and the resolution passed. Ayes 67; noes 32.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Davidson, Bryson of Jackson, Bryan of Sampson, Bryan of Alleghany, Brooks, Bullard, Carter, Craige, Dudley, Ellison, Fletcher, Freeman, Gant, Gidney, Gilmer, Gorman, Grady, Gudger, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, King, Lutterloh, Marler, Maxwell, McGehee, McNeill, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Perry of Wake, Presson, Reid of Mecklenburg, Rich-

ardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Webb, Wiley, Williamson, Whitmire, Wheeler and Woodhouse —67.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bunn, Carson, Copeland, Corson, Cox, Craige, Dickey, Foster, Godfrey, Gray, Hampton, Heaton, Jones of Northampton, Jordan, Lloyd, McLaurin, Miller, Paschall, Reid of Randolph, Trivett, Waugh and Whisnant—32.

The following protest, signed by Messrs. Badger and others, was read and ordered to be spread upon the Journals:

We enter our protest upon the Journal against the passage of this resolution to pay for the killing of Boss Strong. We are utterly opposed to all such measures.

It is a backward step in civilization to pay blood-money for what, at least, is a moral murder. We have the governmental machinery adequate, if put in vigorous force, to arrest all offenders against the peace and order of the State. To pay rewards for that which is the duty of the law officers is to offer immunity to these for neglect of their duty, and when that reward is paid for the shooting down of a human being, hunted like a dog, however criminal such person may be, is to encourage in the human heart a feeling hostile to

the holy principles of the Christian religion, and destructive of all moral advancement.

(Signed)

R. C. BADGER,
Representative from Wake.
WILL. P. BRYAN,
Representative from Pitt.
A. C. BRYAN,
Representative from Wilkes.
WILL. McLAURIN,
Representative from New Hanover.
SAMUEL CORSON,
Representative from Beaufort.
N. B. HAMPTON,
Representative from Polk.
J. W. BOWMAN,
Representative from Mitchell.
E. G. COPELAND,
Representative from Wayne.
ELI WHISNANT,
Representative from Rutherford.
WM. H. PASCHALL,
Representative from Warren.
JAMES BLYTHE,
Representative from Henderson.

House bill No. 38 was read second time.

Mr. Jones, of Caldwell, moved to lay upon the table.

Mr. Bryan, of Wilkes, called for the ayes and noes, and the call was sustained, and the motion to table was lost. Ayes 27; noes 69.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Blackwell, Bryan of Sampson, Craige, Freeman, Gilmer, Grady, Houston, Johnston, Jones of Caldwell, Jones of Tyrrell, Joyner, Johns, Maxwell, Mc-

Gehee, Mitchell, Moring, Outlaw, Presson, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Stowe, Waddill, Watson and Woodhouse—27.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Ballard, Bean, Bennett, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Copeland, Corson, Cox, Davis, Dudley, Ellison, Fletcher, Foster, Gant, Gidney, Godfrey, Gorman, Gray, Gudger, Hampton, Heaton, Hinnant, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Marler, McLaurin, McNeill, Miller, Michael, Moss, Morrison, Norment, Paschall, Perry of Wake, Reid of Randolph, Rhodes, Shackelford, Sneed, Todd, Trivett, Turner, Warlick, Waugh, Webb, Wiley, Whitmire, Wheeler and Whisnant—69.

The further consideration of the bill was postponed till Thursday, 13th instant, at 12 M.

A message was received from the Senate transmitting engrossed copies of the followiug bills:

Senate bill No. 189, House bill No. 401—A bill for the relief of certain tax-payers in Lenoir county. Read first time, passed, and referred to the Committee on Propositions and Grievances.

Senate bill No. 398, House bill No. 406—A bill to incorporote the Horse Ford Manufacturing Company. Read first time, passed, and referred to the Committee on Corporations.

Senate bill No. 275, House bill No. 407—A bill to incorporate the Edgecombe Female Seminary. Read first time, passed, and referred to the Committee on Corporations.

Senate bill No. 248, House bill No. 399—A bill to define the powers and duties of county surveyors. Read first time, passed, and referred to the Committee on the Judiciary.

Senate bill No. 257, House bill No. 409—A bill to incor-

porate the town of Selma. Read first time, passed, and referred to the Committee on Corporations.

Senate bill No. 420, House bill No. 402—A bill to abolish the Scotch Fair. Read first time, passed, and referred to the Committee on Propositions and Grievances.

On motion the House adjourned.

FORTY-EIGHTH DAY.

HOUSE OF REPRESENTATIVES, February 6, 1873.

The House was called to order by the Speaker at 10 o'clock

The Journal of yesterday was read and approved.

It was announced that Mr. Luckey was absent from his seat on account of sickness.

Leave of absence for two days was granted to Mr. Bunn on account of sickness in his family.

The following memorials were introduced, read and referred, or otherwise disposed of, as follows:

To the Committee on Counties, Cities, Towns and Townships:

By Mr. Blackwell—A petition from citizens of Buncombe and Madison counties in relation to a new county.

By Mr. Johnston—A petition from citizens of Buncombe and Madison counties in relation to a new county.

Beports from standing committees were submitted with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 395, that it do not pass.

House bill No. 387, that it do not pass.

House bill No. 390, that it do not pass.

House bill No. 392, that it do pass.

House bill No. 342, with amendmment, and that it do pass.

House bill No. 389, with amendment, and that it do pass.

From the Committee on Education:

By Mr. Johnston—Senate resolution No. 364, House resolution No. 152, that it do pass.

House bill No. 8, ask to be discharged from further consideration.

House resolution No. 80, ask to be discharged from further consideration.

House resolution No. 13, ask to be discharged from further consideration.

House bill No. 216, that it do not pass.

From the Committee on Internal Improvements:

Senate bill 266, House bill 411, that it do pass.

From the Committee on Claims:

By Mr. McNeill—House bill No. 172, that it do not pass.

From the Committee on Corporations:

By Mr. Jones, of Caldwell—House bill No. 396, that it do pass.

House bill No. 388, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 303—A bill to repeal chapter 103 of the laws of 1871–'72.

House bill No. 369—An act to re-enact an act entitled an act to incorporate the French Broad Turnpike Company.

House bill No. 357—A bill to authorize the surveyor of Graham county to survey lands within Graham county, under warrant from the entry takers of Cherokee county.

House bill No. 341—An act to authorize the commissioners of Moore county to levy a special tax.

House bill No. 292—An act to change the time of the meeting of the board of commissioners and county board of education for Carteret county.

House bill No. 364—An act to authorize the commissioners of Lenoir county to levey a special tax.

House bill No. 286—An act to empower the commissioners of the town of Lenoir, Lincoln county, to sell certain lands.

House bill No. 75—An act to incorporate the North Carolina Mica Mining Company.

House bill No. 322—An act to empower the commissioners of Caldwell county to levy a special tax.

House bill No. 309—An act to prohibit the sale of intoxicating liquor within three miles of Mount Pleasant Academy, in Cherokee county.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled bills, were duly ratified and transmitted to the Senate:

An act to forbid the sale of spirituous liquors in the town of Shelby, Cleaveland county.

An act to incorporate the North Carolina Steel Rail Company.

An act to amend the charter of the Cape Fear Iron and Steel Company.

An act to amend the charter of the North Carolina Spoke and Handle Manufacturing Company.

Resolution in favor of James McQueen, of Robeson county.

Resolution raising a joint committee to examine and cancel vouchers in the Auditor's office.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

CALENDAR.

By Mr. Waugh—Resolution of instruction to the Committee on Finance.—H. R. No. 180.

By Mr. Waugh—Resolution of instruction to the Committee on the Judiciary.—H. R. No. 181.

To the Committee on the Judiciary:

By Mr. Maxwell—A bill to be entitled an act to amend chapter 193, acts of 1871–'72.—H. B. No. 413.

By Mr. Whitmire—A bill to amend chapter 178s, ub-division 4, laws of 1868–'69.—H. B. No. 414.

By Mr. Robinson—A bill to cure any irregularities that may exist in the title to certain lands in Macon and Clay counties.—H. B. No. 415.

To the Committee on Propositions and Grievances:

By Mr. Lutterloh—A bill to prevent the sale of spirituous liquors within three miles of Cedar Creek village, Cumberland county.—H. B. No. 421.

By Mr. Fletcher—A bill in reference to the sale of liquor near Ellerhee's Springs, in Richmond county.—H. B. No. 422.

By Mr. Bennett—A bill in reference to the sale of liquors within two miles of Lunsville Piney Grove Church, in Anson county.—H. B. No. 423.

To the Committee on Finance:

By Mr. Marler—A bill to authorize and empower the commissioners of Yadkin county to levy a special tax.—H. B. No. 419.

By Mr. Carson—A bill to levy a special tax for the county of Alexander.—H. B. No. 420.

To the Committee on Cities, Counties, Towns and Townships:

By Mr. Blackwell—A bill to be entitled an act to create a new county by the name of Gudger.—H. B. No. 416.

To the Committee on Corporations:

By Mr. Bennett—A bill to extend the limits of the town of Wadesboro, Anson county.—H. B. No. 417.

To the Committee on Salaries and Fees:

By Mr. Brown, of Davidson—A bill regulating the salary of the Superintendents of the Deaf, Dumb and Blind Asylum.—H. B. No. 418.

Calendar was taken up.

House bill No. 63 was read second time, and, on motion of Mr. Johnston, was laid on the table.

House bill No. 57 was read second time, and, on motion of Mr. Maxwell, was indefinitely postposed.

House bill No. 61 was read second time, and, on motion of Mr. Johnston, was indefinitely postponed.

House bill No. 273 was read second time, and, on motion, indefinitely postponed.

House bill No. 324, the special order for 11 o'clock, was read second time.

Mr. Houston moved to indefinitely postpone. Motion lost. Ayes 35; noes 67.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Bryson of Swain, Carter, Carson, Cox, Davis, Dickey, Gudger, Guyther, Haynes, Hinnant, Houston, Johnston, Jones of Tyrrell, Joyner, Marler, Maxwell, McNeill, Miller, Michael, Mitchell, Moring, Moss, Outlaw, Reid of Randolph, Shinn of Iredell, Shinn of Cabarrus, Turner, Warlick and Waugh—35.

The following gentlemen voted in the negative:

Messrs. Abbott, Bennett, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Copeland, Corson, Craige, Dudley, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Hampton, Heaton, Hughes, Jones of Caldwell, Jones of Camden, Jones of Nothampton, Jones of Orange, Johns, Jordan, King, Lloyd, Lutterloh, McLaurin, McGehee, Morrison, Norment, Paschall, Perry of Wake, Presson, Reid of Mecklenburg, Richardson, Rhodes, Shaw, Shackelford, Stowe, Sneed, Todd, Trivett, Waddill, Watson, Webb, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—67.

The bill passed its second reading. The rules were suspended and the bill read third time, and on motion, recommitted to the Committee on the Judiciary.

On motion of Mr. Morrison, House resolution No. 131,

was taken from Committee on State Debt and Liabilities, and placed upon the Calendar.

On motion of Mr. McGehee, Senate bill No. 266, House bill No. 411, was taken up. On motion, the bill was ordered to be printed and made special order for Monday, the 10th instant, at 12 M.

On motion of Mr. Wheeler, House bill No. 398 was read second time. Sundry amendments were offered.

Mr. Waddill demanded the previous question, and the Speaker, (Mr. Morrison in the chair) decided that the main question was ordered to be put by the House.

Mr. Badger appealed from the decision of the Chair, and the question being, "Shall the chair be sustained?" it was decided in the negative. Ayes 43; noes 50.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Haynes, Hinnant, Houston, Jones of Tyrrell, Joyner, Johns, Marler, Maxwell, Mitchell, Moring, Norment, Outlaw, Presson, Richardson, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Waddill, Watson, Waugh, Webb, Wiley, Whitmire and Woodhouse—43.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Brown of Davidson, Bryson of Jackson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Carson, Copeland, Corson, Cox, Davis, Dudley, Ellison, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Gray, Guyther, Hampton, Heaton, Hughes, Jones of Caldwell, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Miller, Michael, Moss, Paschall, Perry of Wake, Reid of Randolph, Rhodes, Shaw, Sneed, Trivett, Turner, Williamson and Whisnant—50.

Mr. Bowman moved to adjourn. Motion lost.

Pending a discussion of bill and amendments, on motion, the bill was recommitted to the Committee on the Judiciary.

On motion of Mr. Williamson the House adjourned.

FORTY-NINTH DAY.

HOUSE OF REPRESENTATIVES, February 7, 1873.

The House was called to order by the Speaker at 10 o'clock.

The Journal of yesterday was read and approved.

Leave of absence was granted to Mr. Carson till Tuesday next, on account of sickness in his family.

Leave of absence was granted to Mr. Moss till Monday next.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 378, that it do pass.

House bill No. 415, that it do pass.

House bill No. 377, that it do pass.

Senate bill No. 248, House bill No. 399, that it do pass.

House bill No. 413, that it do not pass.

House bill No. 333, with amendment, and that it do pass.

House bill No. 414, that it do not pass.

House bill No. 339, with amendment, and that it do pass.

From the Committee on Finance:

By Mr. Gidney—House bill No. 160, with substitute, that it do pass.

House bill No. 419, with amendment, and that it do pass.

House bill No. 420, with amendment, and that it do pass.

From Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—House bill No. 380, that it do pass.

From the Committee on Corporations:

By Mr. Jones, of Caldwell—House bill No. 417, that it do pass.

By Mr. Wiley—Senate bill No. 275, House bill No. 407, that it do pass.

Senate bill No. 398, House bill No. 406, that it do pass.

Senate bill No. 392, House bill No. 408, that it do pass.

Senate bill No. 251, House bill No. 409, that it do pass.

House bill No. 410, with amendment, and that it do pass.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Judiciary Committee—A resolution in reference to Robert M. Henry. (Impeachment.)—H. R. No. 182.

By Mr. Anderson, of Clay—A resolution to appoint committee on impeachment of Robert M. Henry.—H. R. No. 183.

By Mr. Houston—A resolution to appoint managers of impeachment of Robert M. Henry.—H. R. No. 184.

To the Committee on the Judiciary:

By Mr. Wheeler—An act for the relief of the sheriff and tax collectors of Forsythe county.—H. B. No. 424.

On motion of Mr. Waugh, House resolution No. 181 was read second time and adopted under a suspension of the rules.

On motion of Mr. Anderson, of Clay, the resolution to impeach Robert M. Henry, reported from the Committee on the Judiciary, under a suspension of the rules, was read second time.

Mr. Bowman moved to amend the resolution by striking out the words "criminal and."

Mr. Badger called for the ayes and noes on this motion, and the call was sustained, and the amendment adopted. Ayes 89; noes 7.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Badger, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany,

Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Davis, Dudley, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Gudger, Guyther, Hampton, Haynes, Houston, Hughes, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Jordan, King, Lloyd, Lutterloh, Marler, Maxwell, McLaurin, McGehee, Miller, Michael, Mitchell, Moring, Moss, Morrison, Outlaw, Paschall, Perry of Wake, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Shaw, Shackelford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Williamson, Whitmire Wheeler and Whisnant—89.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Ballard, Dickey, Johns, Presson, Shinn of Iredell, and Shinn of Cabarrus—7.

The motion as amended was adopted.

On motion of Mr. Anderson, of Clay, the rules were suspended, and House resolution No. 183 was read second time.

Mr. Houston offered a substitute which was adopted, and the resolution passed.

On motion of Mr. Houston, the rules were suspended, and House resolution No. 184 was read second time and passed.

A message was taken to the Senate by the Principal Clerk, informing that honorable body of the action of the House in the matter impeaching Robert M. Henry, Solicitor of the Twelfth Judicial District.

CALENDAR.

House bill No. 366 read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 116 was read second and third times, passed each reading, and was ordered to be engrossed.

SPECIAL ORDER.

The hour for the special order having arrived, House bill No. 371, the machinery act, was taken up and read by sections.

Sections 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10 were adopted.

Section 11 was read, and on motion of Mr. Gorman, the word "fifty" in lines 25 and 27 was stricken out, and the words "one hundred" were inserted.

Mr. Wheeler moved to strike out the proviso to 11th section, which motion was rejected.

Sections 12, 13 and 14 were read and adopted.

Section 15 was read, and on motion of Mr Gidney, amended and adopted.

Section 16 was read, amended on motion of Mr. Reid, of Mecklenburg, and adopted.

Section 17, 18, 19 and 20 were read and adopted.

Section 21 was read, amended on motion of Mr. Maxwell, and adopted.

Sections 22, 23, 24 and 25 were read and adopted.

Section 26 was read, amended on motion of Mr. Maxwell, and adopted.

Section 27 was read, and amendments of Messrs. Rhodes and Richardson were rejected, and the section was adopted.

Section 28 was read and adopted.

Section 29 was read, and the substitute offered by Mr. Bowman was adopted, and the section adopted.

Section 30 was read, amended on motion of Mr. Bowman, and adopted.

Section 31 was read.

Mr. Rhodes moved to strike out the section. Motion rejected. Ayes 3; noes 89.

The following gentlemen voted in the affirmative:

Messrs. Bryant of Halifax, Corson and Rhodes—3.

The following gentlemen voted in the negative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay,

Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Cox, Craige, Dickey, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Houston, Hughes, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lloyd, Lutterloh, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Moss, Morrison, Outlaw, Paschall, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Wiley, Williamson, Wheeler, Whisnant and Woodhouse—89.

Mr. Gudger moved to reconsider the vote by which the word "fifty" was stricken out of lines 25 and 27 of section 11.

The call for the ayes and noes was sustained, and the House refused to reconsider. Ayes 32; noes 63.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Bean, Bowe, Craige, Davis, Fletcher, Foster, Freeman, Gant, Gilmer, Gudger, Hampton, Hughes, Jones of Camden, Jones of Orange, Jones of Tyrrell, Maxwell, McGehee, McNeill, Morrison, Outlaw, Perry of Wake, Presson, Reid of Randolph, Rhodes, Shinn of Iredell, Stowe, Sneed, Warlick, Waugh, Webb and Woodhouse—32.

The following gentlemen voted in the negative:

Messrs. Abbott, Anderson of Clay, Badger, Ballard, Bennett, Blackwell, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Dickey, Dudley, Ellison, Godfrey, Gorman, Goodwyn, Grady, Guyther, Haynes, Heaton, Johnston, Jones of Northampton Joyner, Johns, Jordan, King, Lloyd, Lutterloh, Marler, McLaurin,

Miller, Michael, Mitchell, Moring, Moss, Paschall, Reid of Mecklenburg, Settle, Shaw, Shinn of Cabarrus, Todd, Trivett, Turner, Waddill, Watson, Wiley, Williamson, Whitmire, Wheeler and Whisnant—63.

Mr. Bryan, of Alleghany, moved to reconsider the vote by which the House refused to strike out the proviso to eleventh section of the bill.

The call for the ayes and noes was sustained, and the House refused to reconsider. Ayes 42; noes 51.

The following gentlemen voted in the affirmative:

Messrs Abbott, Badger, Bean, Bennett, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Carson, Cox, Dudley, Ellison, Fletcher, Foster, Gant, Gilmer, Gorman, Goodwyn, Hampton, Hughes, Jordan, King, McLaurin, Miller, Michael, Morrison, Paschall, Perry of Wake, Reid of Randolph, Shinn of Iredell, Shackelford, Todd, Trivett, Turner, Waddill, Williamson, Wheeler and Whisnant—42.

Those who voted in the negative are:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Blackwell, Bryson of Swain, Bryan of Sampson, Brooks, Bullard, Byrd, Carter, Copeland, Corson, Davis, Dickey, Freeman, Gidney, Gray, Grady, Gudger, Haynes, Houston, Johnston, Jones of Caldwell, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lloyd, Lutterloh, Maxwell, McGehee, Mitchell, Moring, Moss, Outlaw, Presson, Reid of Mecklenburg, Richardson, Rhodes, Shaw, Shinn of Cabarrus, Stowe, Sneed, Warlick, Watson, Waugh, Webb, Wiley, Whitmire and Woodhouse—51.

Mr. Hughes moved to amend section 19 by striking out all of section after word "indeed" in line 9.

The call for the ayes and noes was sustained, and the House refused to strike out. Ayes 31; noes 59.

The following gentlemen voted in the affirmative:

Messrs. Bean, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Copeland, Corson, Cox, Dudley,

Foster, Godfrey, Goodwyn, Gray, Guyther, Hampton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Michael, Paschall, Reid of Randolph, Rhodes, Sneed, Trivett and Whisnant—37.

Those who voted in the negative are:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bennett, Blackwell, Bryson of Jackson, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Craige, Dickey, Ellison, Freeman, Gidney, Gilmer, Gorman, Grady, Gudger, Haynes, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Marler, Maxwell, McGehee, McNeill, Miller, Mitchell, Moring, Morrison, Outlaw, Perry of Wake, Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Stowe, Todd, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Williamson, Whitmire and Woodhouse—59.

Sections 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43 and 44 were read and adopted.

The question recurring on the passage of the bill as amended,

Mr. Rhodes moved to amend fourth section. Amendment rejected.

Mr. Rhodes offered an amendment to the nineteenth section, which was read and rejected.

Pending the consideration of an amendment offered by Mr. Williamson,

Mr. McNeill moved to adjourn.

The Speaker announced as managers to conduct the impeachment of Robert M. Henry, Solicitor of the Twelfth Judicial District, Messrs. Bennett, McGehee, Badger, Craige and Bowman.

The House adjourned.

FIFTIETH DAY.

HOUSE OF REPRESENTATIVES, February 8, 1873.

The House was called to order by the Speaker at 10 o'clock, A. M.

The Journal of yesterday was read and approved.

Indefinite leave of absence was granted to Mr. Sneed on account of sickness.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on Finance:

By Mr. Gidney—Senate resolution No. 427, House resolution No. 172, that it do pass.

From the Committee on Corporations:

House bill No. 404, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House resolution No. 117—Joint resolution in favor of James C. McGowan.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

"An act to allow entries of vacant lands further time to obtain grants from the State."

INTRODUCTION OF BILLS.

The following bills were introduced, read first time, passed and referred, as follows:

To the Committee on the Judiciary:

By Mr. Waugh—A bill to amend paragraph 532, Code of Civil Procedure.—H. B. No. 426.

To the Committee on Railroads, Postroads and Turnpikes:

By Mr. Waugh—A bill to appoint commissioners to construct and finish a road across the Blue Ridge in the county of Surry.—H. B. No. 427.

Mr. Brown, of Davidson, moved to postpone the consideration of the unfinished business—the revenue bill—till Monday.

The House refused to postpone, and the unfinished business was resumed.

Mr. Williamson's amendment to section 14 was rejected.

Mr. Blythe's amendment to section 1 was rejected.

Notices of amendments were given by Messrs. Abbott, Cox and Rhodes.

Mr. Stanford demanded the previous question, and the House ordered that the main question shall be put.

Mr. Abbott's amendment to section 30 was rejected.

Mr. Cox's amendment to section 17 was rejected.

Mr. Rhodes' amendment to section 19 was rejected, and the bill passed its second reading as amended.

On motion of Mr. Stanford, the bill was recommitted to the Committee on Finance.

On motion of Mr. Brown, of Davidson, the private bill calendar was taken up.

House bill No. 299 was read second time, and, on motion of Mr. Stanford, was laid on the table.

House bill No. 283 was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 319 was read second time, amendment of committee adopted, and passed. Was read third time, passed, and ordered to be engrossed.

House bill No. 352 was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 325 was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 332 was read second time, amended, and

passed. Was read third time, passed, and ordered to be engrossed.

House bill No. 342 was read third time, and, on motion of Mr. Waugh, the further consideration was postponed till Thursday next.

House bill No. 343 was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 381 was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 396 was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 417 was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 410 was read second time, amendment of committee adopted, and passed. Was read third time, passed, and ordered to be engrossed.

House bill No. 415 was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 333 was read second time, amendment of committee adopted, and passed. Was read third time, passed, and ordered to be engrossed.

House bill No. 377 was read second and third times, passed each reading, and was ordered to be engrossed.

A message was received from the Senate informing the House that the Senate had received the communication from the House of Representatives relating to the impeachment of R. M. Henry, Solicitor of the Twelfth Judicial District.

Mr. Johnston moved to transmit a message to the Senate informing that honorable body that the House had received its message.

On motion of Mr. Badger, the further consideration was postponed for half an hour.

A message was received from the Senate transmitting engrossed copy of Senate bill 522, House bill No. 425—An act

to incorporate the Cape Fear Peoples' Steamboat Company, which was read first time and passed.

A message was received from the Senate transmitting report from secretary and treasurer of the board of education.

Senate bill No. 251, House bill No. 409, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 275, House bill No. 409, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate resolution No. 364, House resolution No. 152, was read second time.

On the passage of the bill, the ayes and noes were called, and the resolution passed. Ayes 57; noes 22.

The following gentlemen voted in the affirmative:

Messrs. Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Byrd, Cox, Craige, Dickey, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Grady, Guyther, Johnston, Jones of Caldwell, Jones of Camden, Jordan, Marler, Maxwell, McGehee, Miller, Morrison, Perry of Bladen, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Todd, Trivett, Watson, Waugh and Whisnant.—57.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Carter, Copeland, Corson, Dudley, Gudger, Hampton, Jones of Tyrrell, Joyner, Johns, King, McNeill, Michael, Mitchell, Norment, Paschall, Rhodes, Waddill, Webb, Wiley and Woodhouse—22.

House bill No. 284 was read third time, passed and ordered to be engrossed. Ayes 66; noes 13.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blythe, Bowe, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Corson, Cox, Davis, Dickey, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Guyther, Hampton, Haynes, Hughes, Johnston, Jones of Camden, Jones of Tyrrell, Joyner, Johns, Jordan, King, McLaurin, Miller, Michael, Mitchell, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Richardson, Rhodes, Shaw, Shinn of Iredell, Shinn of Cabarrus, Stanford, Todd, Watson, Waugh, Webb, Wiley, Wheeler, Whisnant and Woodhouse. —66.

The following gentlemen voted in the negative:

Messrs. Brown of Davidson, Byrd, Copeland, Craige, Dudley, Jones of Caldwell, Marler, Maxwell, Morrison, Reid of Randolph, Stowe, Warlick and Waddill—13..

House bill No. 420 was read second time, amendment of committee adopted and passed. Ayes 80; noes 1.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Byrd, Carter, Corson, Cox, Craige, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Gudger, Guyther, Haynes, Hughes, Jones of Camden, Jones of Tyrrell, Joyner, Johns, Jordan, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Morrison, Norment, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackleford, Stanford, Stowe, Todd, Trivett, Turner, War-

lick, Waddill, Watson, Waugh, Webb, Wiley, Wheeler, Whisnant, and Woodhouse—80.

Mr. Brown of Davidson voted in the negative.

House bill No. 419 was read second time and passed. Ayes 83; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Carter, Copeland, Corson, Cox, Craige, Dickey, Dudley, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Grady, Gudger, Guyther, Hampton, Haynes, Heaton, Houston, Hughes, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Morrison, Norment, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Ried of Randolph, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackleford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whisnant and Woodhouse—83.

House bill No. 404 was read second time and passed. Ayes 77; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Anderson, of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blythe, Bowe, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Byrd, Carter, Copeland, Corson, Cox, Craige, Dickey, Dudley, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Gudger, Guyther, Hampton, Hughes, Johnston, Jones of Camden, Jones of Tyrrell, Joyner, Johns, King, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Michael, Mitchell,

Morrison, Norment, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Watson, Waugh, Webb, Wiley, Wheeler, Whisnant and Woodhouse—77.

House bill No. 375 was read second time and passed. Ayes 81; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Carter, Corson, Cox, Craige, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Gudger, Guyther, Hampton, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Tyrrell, Joyner, Johns, Jordan, King, Marler, Maxwell, McLaurin, McGehee, Miller, Michael, Mitchell, Moring, Morrison, Norment, Paschall, Perry of Bladen, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Wiley, Whisnant and Woodhouse—81.

Senate bill No. 373, House bill No. 408 was read second and third times, passed, and was ordered to be enrolled.

Senate bill No. 522, House bill No. 425 was read second and third times, passed each reading, and was ordered to be enrolled.

Senate bill No. 398, House bill No. 406 was read second and third times, passed each reading, and was ordered to be enrolled.

House bill No. 160 was read second time, substitute recommended by the committee amended and adopted, and bill transferred to Calendar of public bills.

Mr. Bowman moved to reconsider the vote by which the

House passed resolution of impeachment against Robert M. Henry, Solicitor of Twelfth District.

On motion of Mr. Anderson, of Clay, the motion to reconsider was laid on the table.

On motion of Mr. Gorman, the rules were suspended and House resolution No. 26 was read second time, and substitute offered by committee was adopted, and resolution passed its second and third readings, and was ordered to be engrossed.

On motion of Mr. Corson the House adjourned.

FIFTY-FIRST DAY.

HOUSE OF REPRESENTATIVES, February 10, 1873.

The House was called to order by the Speaker at 10 o'clock.

The Journal of Saturday was read and approved.

Indefinite leave of absence was granted to Mr. Bennett on account of sickness.

The following memorials were introduced, read and referred, or otherwise disposed of, as follows:

By Mr. Perry, of Bladen—A petition of certain citizens of Bladen county to prevent the sale of spirituous liquors within two miles of Brown Marsh Church. Referred to Committee on Propositions and Grievances.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—Senate bill No. 189, House bill No. 401, that it do pass.

Senate resolution No. 88, House resolution No. 175, that it do pass.

House bill No. 397, that it do pass.

From the Committee on Finance:

By Mr. Gidney—House bill 405, that it do not pass.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to incorporate Seaton Gales' Lodge, No. 64, Independent Order of Odd Fellows, Raleigh, North Carolina.

An act to incorporate King Solomon's Lodge, No. 313, Free and Accepted Masons, in the county of Robeson.

An act for the appointment of an additional constable for the town of Charlotte.

An act to incorporate the town of Jackson, in the county of Northampton.

An act to discontinue a public highway from Salem to Moses Stewart's, in Forsythe county.

An act to empower the commissioners of Caldwell to sell certain lands.

An act to repeal chapter 146, laws of 1870–'71.

An act to incorporate the Chapel Hill Iron Mountain Railroad Company.

The following named resolutions and bills were introduced, read and passed first time, and were referred or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Badger—A resolution asking for a report from the Secretary of State.—H. R. No. 187.

To the Committee on the Judiciary:

By Mr. Badger—A bill to be entitled an act to secure a proper accountability by the officers of the State.—H. B. No. 428.

By Mr. Brooks—A bill to repeal chapter 222, acts 1869–'70.—H. B. No. 429.

By Mr. Richardson—A bill concerning the justification of the official bonds of officers.—H. B. No. 430.

To the Committee on Propositions and Grievances.

By Mr. Norment—A bill to prohibit the sale of liquor within three miles of Ashpole Presbyterian Church, and Zion's Tabernacle Baptist Church, in Robeson county.—H. B. No. 431.

By Mr. Perry, of Bladen—A bill to prohibit the sale of liquor near Brown Marsh Church.—H. B. No. 432.

To the Committee on Corporations:

By Mr. Grady—A bill to incorporate the town of Averasboro, in the county of Harnett.—H. B. No. 433.

To the Committee on Salaries and Fees:

By Mr. Whisnant—A bill to fix the fees of county treasurer of Rutherford county.—H. B. No. 434.

House bill No. 375, was read third time and passed. Ayes 78; noes 1.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Copeland, Corson, Cox, Davis, Dickey, Dudley, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hampton, Hinnant, Hughes, Jones of Caldwell, Jones of Camden, Jones of Tyrrell, Johns, Jordan, Lutterloh, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Mitchell, Morrison, Norment, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Mecklenburg, Ried of Randolph, Richardson, Scott, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Todd, Trivett, Turner, Warlick, Watson, Waugh, Webb, Wiley, Whitmire, Wheeler, Whisnant and Woodhouse—78.

Mr. Brown, of Davidson, voted in the negative.

House bill No. 404, was read third time and passed. Ayes 80; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Clay, Badger, Ballard, Bean,

Blackwell, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Copeland, Davis, Dickey, Dudley, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Gray, Grady, Gudger, Guyther, Hampton, Haynes, Hinnant, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Jordan, Lutterloh, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Mitchell, Morrison, Norment, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire, Wheeler, Whisnant and Woodhouse—80.

House bill No. 420, was read third time and passed. Ayes 83; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Copeland, Davis, Dickey, Dudley, Ellison, Fletcher, Foster, Gant, Gidney, Gilmer, Godfrey, Gray, Grady, Gudger, Guyther, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Jordan, Lutterloh, Marller, Maxwell, McLaurin, McGehee, McNeill, Miller, Mitchell, Morrison, Norment, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Scott, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire, Wheeler, Whisnant and Woodhouse—83.

On motion of Mr. McGehee the rules were suspended and House bill No. 215 was read second time.

Mr. Badger moved to postpone. The House refused to postpone. Ayes 31; noes 57.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Ballard, Bowe, Bryant of Halifax, Bryan, of Wikes, Brooks, Copeland, Corson, Cox, Davis, Dudley, Ellison, Fletcher, Foster, Godfrey, Goodwyn, Gray, Guyther, Hampton, Hughes, Jones of Tyrrell, Jordan, King, McLaurin, Paschall, Perry of Bladen, Reid of Randolph, Rhodes, Waugh and Whisnant—31.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Bean, Blackwell, Blythe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Alleghany, Bullard, Byrd, Carter, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Haynes, Hinnant, Johnston, Jones of Caldwell, Jones of Orange, Johns, Lutterloh, Marler, Maxwell, McGehee, McNeill, Miller, Mitchell, Morrison, Norment, Patrick, Perry of Wake, Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Warlick, Waddill, Watson, Webb, Wiley, Whitmire and Wheeler—57.

Mr. Badger moved to lay upon the table, and the call for the ayes and noes being sustained, the House refused to table the bill. Ayes 33; noes 52.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Ballard, Bowe, Bryant of Halifax, Bryan of Wilkes, Copeland, Carson, Cox, Daxis, Dudley, Ellison, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Gray, Guyther, Hampton, Hughes, Jordan, King, Marler, McLaurin, Miller, Paschall, Perry of Bladen, Reid of Randolph, Rhodes, Scott, Waugh and Whisnant.—33.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Bean, Blackwell, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryan of Alleghany, Brooks, Byrd, Carter, Dickey,

Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Haynes, Hinnant, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Lutterloh, Maxwell, McGehee, McNeill, Mitchell, Morrison, Norment, Patrick, Perry of Wake, Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Waddill, Watson, Webb, Wiley, Whitmire, Wheeler and Woodhouse—52.

Pending an amendment of Mr. Bowe, to strike out Caswell from the amendment of Mr. McGehee.

On motion of Mr. Waugh, the bill and amendments were recommitted to the Committee on Agriculture.

On motion of Mr. Waugh, House bill No. 301 was taken up, and made special order for Thursday, next, at 11 o'clock.

On motion of Mr. Gorman, the vote was reconsidered by which Senate resolution No. 364, House resolution No. 152 passed its thrid reading, and the resolution was indefinitely postponed.

On motion of Mr. Badger, the rules were suspended, and resolution No. 187 was read second time and adopted.

SPECIAL ORDER.

Senate bill No. 266, House bill No. 411—A bill to incorporate the Midland North Carolina Railroad Company was taken up, and the amendment of Mr. McNeill to section 1, rejected.

Mr. Gidney's amendment to section 12 was rejected.

Mr. Bowman, moved to strike out section 12. The House refused to strike out.

Mr. Morrison's proviso to section 12 was rejected.

Mr. Gudger's amendment was rejected.

Mr. Gidney's amendment was rejected.

Mr. Bean's amendment was rejected, and the bill passed its second reading.

The rules were suspended and the bill was read thrid

time, and the amendment of Mr. McNeill to section 6 having been rejected, the bill passed, and was ordered to be enrolled for ratification.

Mr. McGehee moved to reconsider the vote by which the bill passed its third reading, and on his motion, the motion to reconsider was laid upon the table.

On motion of Mr. McGehee the House adjourned.

FIFTY-FIRST DAY.

HOUSE OF REPRESENTATIVES, February 11, 1873.

The House was called to order by the Speaker at 10 o'clock.

The reading of the Journal of yesterday was dispensed with.

Mr. Carson was reported as absent from his seat on account of sickness.

Indefinite leave of absence was granted to Mr. Jones, of Caldwell on account of sickness in his family.

The following memorials were introduced, read and referred, as follows:

To the Committee on Propositions and Grievances:

By Mr. Bowman—A petition from citizens of Mitchell, Wataugo, McDowell and Burke, praying the establishment of a new county.

By Mr. Joyner—A petition from citizens of Johnston county to prohibit the sale of liquor within three miles of Shiloh Church.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. McGehee—Senate bill No. 72, House bill No. 269, that it do pass.

House bill No. 426, that it do not pass.

House bill No. 428, that it do pass.

House bill No. 393, that it do pass.

House bill No. 31, that it do pass.

House bill No. 386, that it do not pass.

From the Committee on Finance:

By Mr. Stanford—House bill No. 371, with amendment, and that it do pass.

From the Committee on Salaries and Fees:

By Mr. Grady—House bill No. 434, that it do pass.

House bill No. 262, that it do pass.

From the Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—House bill No. 337, that it do not pass.

From the Committee on the Insane Asylum:

By Mr. Johns—House resolution No. 99—asks to be discharged from the further consideration of it.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 352—An act to incorporate Danbury Lodge, No. 323, Free and Accepted Masons, at Danbury, Stokes county.

House bill No. 396—A bill to incorporate the Onslow County Agricultural Society.

House bill No. 284—An act to authorize the county commissioners of Montgomery county to levy a special tax.

House bill No. 283—An act to repeal chapter 61, private laws of 1870–'71.

House bill No. 417—A bill to extend the limits of the town of Wadesboro, Anson county.

House bill No. 377—An act to incorporate the Peoples' Loan and Building Association, of Asheville.

House bill No. 333—An act to incorporate the Stowe Falls Manufacturing Company.

House bill No. 116—An act to amend section 2, chapter 95, laws of 1871–'72.

House bill No. 410—An act to incorporate Raleigh Bucket Company, No. 1.

House bill No 319—An act to amend chaper 27, private laws 1871–'72, and to re-enact chapter 123, private laws of 1869–'70, sections 8 and 11.

House bill No. 381—A bill to incorporate White Hill Lodge, No. 321, Ancient Free and Accepted Masons.

House bill No. 332—A bill to be entitled an act to incorporate the town of Pineville, in Mecklenburg county.

House resolution No. 26—Resolution in favor of J. C. Brewster.

House resolution No. 118—Resolution of instruction to the Attorney General.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled bills, were duly ratified and transmitted to the Senate:

An act to incorporate the Cape Fear and Peoples' Steamboat Company.

An act to incorporate the Cape Fear Water Works Company.

An act to incorporate Edgecombe Female Seminary.

An act to incorporate the Horse Ford Manufacturing Company.

An act to incorporate the town of Selma, in the county of Johnston.

The following named resolutions and bills were introduced, read and passed first time, and were referred or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Richardson—A resolution in regard to A. R. Dennison, late sheriff of Craven county, and instructing the Committee on the Judiciary.—H. R. No. 189.

By Mr. Johnston—A resolution confirming contract with Patrick McGowan.—H. R. No. 188.

By the Judiciary Committee—A bill to protect cattle from distemper and other infectious diseases.—H. B. 443.

To the Committee on the Judiciary:

By Mr. Grady—A bill to amend an act entitled an act to provide for the continuation of the Cape Fear and Deep River Navigation Company.—H. B. No. 435.

By Mr. Wheeler—A bill to authorize and empower the board of county commissioners of Forsythe county to appoint a special tax collector.—H. B. No. 436.

By Mr. Gant—A bill to authorize the board of commissioners of Alamance county to levy a special tax and for other purposes.—H. B. No. 437.

By Mr. Brown, of Mecklenburg—A bill to be entitled an act in relation to sheriffs.—H. B. No. 438.

By Mr. Joyner—A bill to prohibit the sale of spirituous liquors within three miles of Shiloh Church, in the county of Johnston.—H. B. No. 439.

To the Committee on Propositions and Grievances.

By Mr. McNeill—A bill to prohibit the sale of liquor in certain localities in the county of Robeson.—H. B. No. 440.

To the Committee on Finance:

By Mr. Rhodes—A bill to authorize the commissioners of Wayne county to levy a special tax.—H. B. No. 441.

To the Committee on Corporations:

By Mr. Goodwyn—A bill to incorporate the Weldon and Garysburg Road Ferry Company.—H. B. No. 442.

To the Committee on Railroads, Postroads and Turnpikes:

By Mr. Paschall—A bill for the keeping up of the public highways.—H. B. No. 444.

To the Committee on Internal Improvements:

By Mr. Bryson, of Jackson—A bill to be entitled an act to incorporate the Transmontane North Carolina Railway Company, and for other purposes.—H. B. No. 455.

On motion of Mr. Gorman, the rules were suspended, and the report of the Select Committee to Investigate Charges against Patrick McGowan, Keeper of the Capitol, was read.

Mr. Badger moved to recommit a portion of the report. The motion was lost, and the report adopted.

On motion of Mr. Johnston, the rules were suspended, and House resolution No. 188, (reslution concerning Patrick McGowan) was read second time.

Mr. Brown, of Davidson, moved to lay the resolution upon the table, and the call for the ayes and nays being sustained, the House refused to lay upon the table. Ayes 47; noes 51.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bunn, Copeland, Davis, Dudley, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Guyther, Hanner, Hampton, Hinnant, Hughes, Jones of Camden, Jones of Northampton, Johns, Jordan, King, Lloyd, Lutterloh, McLaurin, Miller, Michael, Moring, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Trivett, Waugh, Williamson, Wheeler and Whisnant. —47.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Corson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Haynes, Houston, Johnston, Jones of Tyrrell, Marler, Maxwell, MeGehee, McNeill, Mitchell, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Turner, Warlick, Waddill, Watson, Webb, Wiley, Whitmire, and Woodhouse—51.

Mr. Dudley moved to postpone the further consideration till Tuesday, and on this motion called for the ayes and

noes. The call was sustained, and the House refused to postpone. Ayes 36; noes 60.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bunn, Copeland, Davis, Dudley, Foster, Gorman, Goodwyn, Guyther, Hampton, Hughes, Jones of Northampton, Jordan, Lloyd, Lutterloh, Miller, Michael, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Trivett, Waugh and Whisnant—36.

Those who voted in the negative are:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Corson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Hanner, Haynes, Heaton, Hinnant, Houston, Johnston, Jones of Camden, Jones of Tyrrell, Joyner, Johns, Marler, Maxwell, McLaurin, McGehee, McNeill, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Webb, Wiley, Whitmire and Woodhouse—60.

Mr. Dudley moved to indefinitely postpone, and on this motion, called for the ayes and noes. The call was sustained, and the House refused to postpone indefinitely. Ayes 42; noes 55.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bunn, Copeland, Davis, Dudley, Foster, Gorman, Goodwyn, Gray, Guyther, Hampton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Miller, Michael, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Trivett, Waugh, Williamson, Wheeler and Whisnant—42.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Corson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Hanner, Haynes, Houston, Johnston, Jones of Tyrrell, Johns, Marler, Maxwell, McGehee, McNeill, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackleford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Webb, Wiley, Whitmire and Woodhouse—55.

The question recurring on the passage of the resolution, the call for the ayes and noes was sustained, and the resolution adopted. Ayes 54; noes 46.

The following gentlemen voted in the affirmative:

Messrs. Anderson, of Davie, Anderson of Clay, Ballard, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Alleghany, Bullard, Byrd, Carter, Corson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Grady ,Gudger, Hanner, Haynes, Houston, Johnston, Jones of Orange, Jones of Tyrrell, Marler, Maxwell, McGehee, McNeill, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Webb, Wiley, Whitmire, Wheeler and Woodhouse—54.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Copeland, Davis, Dudley, Foster, Godfrey, Gorman, Goodwyn, Gray, Guyther, Hampton, Heaton, Hinnant, Hughes, Jones of Camden, Jones of Northampton, Johns, Jordan King, Lloyd, Lutterloh, McLaurin, Miller, Michael Patrick, Paschall, Perry of

Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Trivett, Waugh, Williamson and Whisnant—46.

Mr. Johnston moved to reconsider the vote by which the resolution was adopted, and on his motion the motion to reconsider was laid on the table.

On motion of Mr. McGehee, the rules were suspended, and House bill No. 428 was read second and third times, passed each reading, and was ordered to be engrossed.

Mr. Badger moved to reconsider the vote by which the bill passed its third reading, and on his motion, the motion to reconsider was laid on the table.

SPECIAL ORDER.

Senate bill 222, House bill 350, was read second time.

Mr. McGehee demanded the previous question, and the main question was ordered and the bill rejected.

SPECIAL ORDER.

House bill No. 37 was on motion postponed for one hour, and on motion of Mr. Stanford, the rules were suspended, and House bill No. 371, the machinery act, was taken up, and the amendment proposed by the committee considered.

First amendment of committee adopted.

Second amendment of committee adopted.

Third amendment of committee was read.

Mr. Johnston's amendment to the amendment was adopted.

The amendment of Mr. Brown, of Davidson, was rejected. Ayes 42; noes 56.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Ballard, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bunn, Copeland, Corson, Dickey, Dudley, Fletcher, Foster, Godfrey, Goodwyn,

Guyther, Hampton, Heaton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Michael, Paschall, Reid of Randolph, Scott, Shackelford, Trivett, Waugh, Williamson, Wheeler and Whisnant—42.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryan of Sampson, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Craige, Davis, Ellison, Freeman, Gidney, Gilmer, Gorman, Gray, Gudger, Hanner, Hinnant, Houston, Johnston, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Marler, Maxwell, McGehee, McNeill, Mitchell, Moss, Morrison, Norment, Outlaw, Perry of Bladen, Perry of Wake, Reid of Mecklenburg, Richardson, Rhodes, Shaw, Shinn of Iredell, Shinn of Cabarrus, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Webb, Wiley and Woodhouse—56.

The question recurring on the adoption of the amendment,

Mr. Corson called for the ayes and noes. The call was sustained, and the amendment adopted. Ayes 61; noes 38.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Blackwell, Blythe, Brown of Mecklenburg, Bryson of Jackson, Bryan of Sampson, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Copeland, Craige, Dickey, Ellison, Freeman, Gant, Gidney, Gilmer, Gorman, Gray, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Marler, Maxwell, McGehee, McNeill, Mitchell, Moss, Morrison, Norment, Patrick, Perry of Bladen, Presson, Reid of Mecklenburg, Richardson, Rhodes, Shaw, Shinn of Iredell, Shinn of Cabarrus, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Webb and Wiley—61.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Bowe, Bowman, Brown of Davidson, Bryson of Swain, Bryan of Pitt, Bryant of Hali-

fax, Bryan of Wilks, Bunn, Corson, Dudley, Fletcher, Foster, Godfrey, Goodwyn, Guyther, Hampton, Heaton, Hughes, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Michael, Paschall, Perry of Wake, Reid of Randolph, Scott, Shackelford, Trivett, Waugh, Wiliamson, Wheeler and Whisnant—38.

A message was received from the Senate transmitting engrossed copies of the following bills and amendments:

Senate bill No. 335, which was read first time, passed and referred to the Committee on Propositions and Grievances. —H. B. No. 448.

Senate bill No. 391 which was read first time, passed, and referred to the Committee on Corporations.—H. B. No. 450.

Senate bill 232, which was read first time, passed, and referred to the Committee on Corporations.—H. B. No. 452.

Senate amendments to House resolution No. 16, Senate resolution No. 185, which were read and concurred in.

A message was received from the Senate transmitting engrossed copies of the following bills and amendments:

Senate bill No. 37, which was read first time, passed, and referred to the Committee on Corporations.—H. B. No. 454.

Senate bill No. 429, was read first time, passed, and referred to the Committee on Corporations.—H. B. No. 449.

Senate bill No. 184, which was read first time, passed, and referred to the Committee on Finance.—H. B. No. 447.

Senate bill No. 361, which was read first time, passed, and referred to the Committee on Corporations.—H. B. No. 453.

Senate bill No. 375, which was read first time, passed, and referred to the Committee on Finance.—H. B. No. 446.

Senate bill No. 98, which was read first time, passed and referred to the Committee on Corporations.—H. B. No. 453.

Senate amendments to House resolution No. 41, Senate resolution No. 381, which were read and concurred in.

Senate amendments to House bill No. 28, Senate bill No. 109, which were read and concurred in.

On motion, the House adjourned.

FIFTY-THIRD DAY.

HOUSE OF REPRESENTATIVES, February 12, 1873.

The House was called to order by the Speaker at 10 o'clock.

The Journal of yesterday was read and approved.

It was announced that Mr. Darden was absent from his seat on account of sickness.

Mr. Haynes was absent for the same cause.

The following memorials were introduced, read and referred, as follows:

To the Committee on Propositions and Grievances.

By Mr. Webb—Petitions of sundry citizens of Carteret county for and against the repeal of the prohibitory liquor law at Newport in said county.

By Mr. Paschall—A petition from citizens of Jones county asking the passage of a law to prohibit the sale of spirituous liquors in Trenton.

By Mr. Shackelford—A counter petition from citizens of Jones county against the passage of any law to prohibit the sale of spirituous liquors in Trenton.

From the Committee on Counties, Cities, Towns and Townships:

By Mr. Paschall—A memorial from citizens of Warren county asking a charter for a public highway.

To the Committee on Corporations:

By Mr. Brown, of Mecklenburg—A petition from the stockholders in the Atlantic Tennessee and Ohio Railroad Cmpany asking to change scale of voting in said county.

Beports from standing committees were submitted with recommendations, as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—Senate bill No. 335, House bill No. 448, that it do pass.

From the Committee on ———:

By Mr. Wiley—House bill No. 433, that it do pass.

House bill No. 361, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 415—A bill to cure any irregularities that may exist in the title to certain lands in Macon and Clay counties.

House bill No. 343—An act to lay off and construct a public road across Grandmother Gap.

House bill 113—A bill to allow the commissioners of Transylvania county to levy a special tax.

House bill No. 375—An act to authorize the county commissioners of Stokes county to levy a special tax.

House bill No. 325—An act to incorporate the trustees of Oxford Colored Educational Association of Granville county.

House bill No. 420—A bill to levy a special tax for the county of Alexander.

House resolution No. 187—Resolution asking a report of the Secretary of State.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to incorporate the Midland North Carolina Railway Company.

An act in reference to executors and administrators who resided in that portion of Northampton county which was afterwards annexed to Hertford.

A resolution authrizing the Auditor to issue a duplicate warrant for $340.00 to the late county Treasurer Yadkin county.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

ON THE CALENDAR.

By the Committee on Finance—A bill to be entitled an act to raise revenue.—H. B. No. 456.

To the Committee on the Judiciary:

By Mr. Brown, of Mecklenburg—A bill to authorize the commissioners of Mecklenburg county to sell the present jail, and for other purposes.—H. B. No. 458.

To the Committee on Propositions and Grievances:

By Mr. Bullard—A bill to prevent the sale of liquor within three miles of, or within the corporate limits of the town of Trenton, in Jones county.—H. B. No. 461.

A message was received from the Senate transmitting engrossed copy of Senate bill No. 506—A bill to amend the charter of the town of Milton.

House bill No. 464, which was read first time, passed and referred to the Committee on Corporations.

A message was received from the Senate transmitting a report of the Joint Select Committee on the Penitentiary, with a proposition to print the same.

On motion, the proposition was concurred in.

Mr. Badger moved to print testimony accompanying report, and Mr. Waugh moved to lay upon the table.

Mr. Badger called for the ayes and noes, and the call being sustained, the motion to table prevailed. Ayes 53; noes 49.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Clay, Ballard, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Carter, Craige, Dickey, Freeman, Gant, Gilmer, Godfrey, Grady, Gudger, Guyther, Houston, Jones of Caldwell, Jones of Camden, Jones of Tyrrell, Joyner, Johns, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Moring, Moss, Morrison, Outlaw, Presson, Richardson, Shaw, Shinn of Iredell, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Watson,

Waugh, Webb, Winslow, Wiley, Whitmire and Woodhouse —53.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson. Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Carson, Copeland, Corson, Cox, Dudley, Ellison, Fletcher, Foster, Gidney, Goodwyn, Gray, Hampton, Hinnant, Hughes, Jones of Northampton, Jones of Orange, Jordan, King, Lloyd, McLaurin, Michael, Norment, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Sharp, Shinn of Cabarrus, Trivett, Waddill, Williamson, Wheeler and Whisnant—49.

A message was received from the Senate transmitting engrossed copies of Senate bill No. 413, House bill No. 463—A bill to incorporate the Old North State Lumber, Mining and Manufacturing Company.

Senate bill No. 407, House bill No. 462—An act to incorporate the Haw River and New Hope Manufacturing Company.

Senate bill No. 311, House bill No. 457—A bill to be entitled an act for the relief of John G. Williams.

Senate bill 413, House bill No. 463, was read first time, passed, and referred to the Committee on Corporations.

Senate bill No. 407, House bill No. 462, was read first time, passed, and referred to Committee on Corporations.

Senate bill No. 311, House bill No. 457, was read first time, passed, and referred to the Committee on the Judiciary.

Also engrossed amendments to House resolution No. 35, Senate resolution No. 370—A resolution in favor of James M. Young, sheriff of Buncombe county. Amendments read and concurred in.

A message was received from the Senate transmitting engrossed copies of the following bills, which were read first time, passed, and placed on the Calendar:

Acts to alter the Constitution of North Carolina.

Senate bill No. 459—In relation to the public debt.—H. B. No. 468.

Senate bill No. 460—In relation to the Superintendent of Public Works.—H. B. 465.

Senate bill No. 461—In relation to the Code Commission. —H. B. 466.

Senate bill No. 462—In relation to exemptions.—H. B. No. 467.

The unfinished business of yesterday was resumed.

Mr. McLaurin moved to postpone for ten minutes. Lost.

The question being upon the amendment to strike out section 29 as adopted on second reading of the bill, and inserting the original sections as reported by the committee, the call for the ayes and noes was sustained, and the House refused to strike out. Ayes 28 ; noes 67.

The following gentlemen voted in the affirmative:

Messrs. Brown of Mecklenburg, Bryan of Sampson, Davis, Dickey, Gidney, Grady, Hampton, Houston, Jones of Caldwell, Johns, Luckey, Maxwell, McGehee. Mitchell, Moss, Outlaw, Presson, Reid of Mecklenburg, Richardson, Rhodes, Shaw, Shinn of Iredell, Shinn of Cabarrus, Stanford, Warlick, Watson, Waugh and Whitmire—28.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Brown of Davidson, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Dudley, Ellison, Fletcher, Foster, Freeman, Gant, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Gudger, Guyther, Hanner, Heaton, Hinnant, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Joyner, Jordan, King, Lloyd, Lutterloh, McLaurin, McNeill, Miller, Michael, Norment, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Scott, Sharp, Shackelford, Todd, Trivett, Waddill, Webb, Winslow, Wiley, Williamson, Wheeler and Whisnant—67.

Mr. Cox moved to amend section 17. Amendment rejected.

Mr. Shackelford moved to amend section 27. Amendment rejected.

Mr. Jones, of Caldwell, moved to strike out "one hundred" in lines 25 and 27, and elsewhere in the bill where it occurred, and insert "fifty." The amendment was adopted.

Mr. Gidney's amendment to section 39 was adopted.

Mr. Scott's amendment to section 19 was ruled out of order.

Mr. Craige's amendment was rejected.

Mr. Norment moved to reconsider the vote by which the House adopted the amendment of Mr. Jones, of Caldwell.

The motion to reconsider prevailed, and the question recurring upon the motion to strike out one hundred and insert fifty, the House refused to strike out.

On the motion to reconsider, a call for the ayes and noes was sustained. Ayes 88; noes 14.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Clay, Ballard, Bean, Blackwell, Blythe, Bowman, Brown of Davidson, Brown of Mecksenburg, Bryson of Jackson, Bryson of Swain, Bryan of of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Cox, Craige, Dickey, Dudley, Ellison, Fletcher, Foster, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Hanner, Heaton, Houston, Hughes, Johnston, Jones of Camden, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Michael, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Scott, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Trivett, Turner, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—88.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Bunn, Corson, Davis, Freeman, Gudger, Hampton, Jones of Caldwell, Jones of Orange, Perry of Bladen, Rhodes, Sharp, Stanford and Warlick—14.

Mr. Stanford demanded the previous question, and the main question was ordered.

The call for the ayes and noes was sustained, and the bill passed its third reading, and was ordered to be engrosed. Ayes 64; nays 42.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Blackwell, Bowman, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Brooks, Bullard, Byrd, Craige, Dickey, Ellison, Fletcher, Freeman, Gant, Gidney, Gilmer, Gorman, Grady, Gudger, Hanner, Hampton, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, King, Luckey, Marler, Maxwell, McGehee, McNeill, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Webb, Wiley, Williamson, Whitmire and Woodhouse—64.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bunn, Carson, Copeland, Cox, Dudley, Foster, Goodwyn, Gray, Guyther, Heaton, Hinnant, Hughes, Jones of Northampton, Joyner, Jordan, Lloyd, Lutterloh, McLaurin, Miller, Michael, Patrick, Paschall, Perry of Bladen, Reid of Randolph, Rhodes, Scott, Sharp, Trivett, Waugh, Winslow, Wheeler and Whisnant—42.

Mr. Stanford moved to reconsider the vote by which the bill passed its third reading, and on his motion, the motion to reconsider was laid upon the table.

SPECIAL ORDER.

The hour for the special order having arrived, Senate bill No. 319, House bill No. 373, (the amnesty bill) was taken up, and on motion of Mr. Jones, of Caldwell, the consideration of the bill was postponed till Tuesday next, and made special order for 11 o'clock that day.

On motion of Mr. Stanford, the rules were suspended, and House bill No. 456, (an act to raise revenue) was taken up, ordered to be printed, and made special order for Friday next, at 11 A. M.

A communication was read from William Royall, Esq., inviting the members to attend the Baptist Educational Association, which was sent, informally, to the Senate.

House bill No. 339 was read second time, the amendment reconsidered by the committee, adopted, and bill passed, read third time, passed, and ordered to be engrossed.

Senate bill No. 72, House 269 was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 189, House bill No. 401, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 378 was read second and third times, passed each reading, was ordered to be engrossed.

Senate resolution No. 88, House resolution No. 189, read second and third times, passed each reading, and was ordered to be enrolled for ratification.

House bill No. 372 was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 37 was read third time.

Mr. Ellison's amendment was adopted.

Mr. Badger's amendment was adopted and bill passed, and was ordered to be engrossed.

House bill No. 203 was read second time. The substitute

offered by the committee was adopted, and the bill passed. Read third time, passed and ordered to be engrossed.

House bill No. 233 read second time, amendment of Mr. Dudley was adopted, and the bill rejected.

House bill No. 202 was read second time, substitute of committee adopted, and bill passed. Read third time, passed and ordered to be engrossed.

House bill No. 419 was read third time, passed. Ayes 93; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Cox, Craige, Dickey, Dudley, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Gudger, Guyther, Hampton, Heaton, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lloyd, Lutterloh, Luckey, Maxwell, McLaurin, McGehee, McNeill, Miller, Michael, Mitchell, Moss, Morrison, Norment, Patrick, Paschall, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—93.

House bill No. 380 was read second time and passed. Ayes 95; noes 2.

The following gentlemen voted in the affirmative:

Messrs. Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Davis,

Dickey, Dudley, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Hinnant, Houston, Hughes, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McLaurin, McGehee, Miller, Michael, Mitchell, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—95.

Messrs. Brown of Davidson, and Reid of Randolph, voted in the negative.

On motion of Mr. Brown, of Davidson, the House adjourned.

FIFTY-FOURTH DAY.

HOUSE OF REPRESENTATIVES, February 13, 1873.

The House was called to order by the Speaker at 10 o'clock A. M.

The Journal of yesterday was read and approved.

Leave of absence was granted to Mr. Shinn, of Iredell, till Tuesday next, and to Mr. Williamson till Monday next.

A message was received from the Senate transmitting proposition to print testimony accompany report of Joint Select Committee to Investigate Charges Against the Penitentiary. Proposition concurred in.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. McGehee—House bill No. 436, that it do pass.

House bill No. 458, that it do pass.

House bill No. 437, that it do pass.

House bill No. 383, that it do pass.

Senate bill No. 311, House bill No. 457, that it do pass.

From the Committee on Corporations:

By Mr. Jones, of Caldwell—Senate bill No. 391, House bill No. 450, that it do pass.

Senate No. bill 375, House bill No. 451, that it do pass.

Senate bill No. 232, House bill No. 452, that it do pass.

Senate bill No. 98, House bill No. 453, that it do pass.

Senate bill No. 37, House bill No. 454, that it do pass.

Senate bill No. 429, House bill No. 449, that it do pass.

From the Committee on Agriculture:

By Mr. Jones, of Orange—House bill No. 215, with substitute, and that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 371—The machinery act "an act to provide for the collection of taxes by the State, and the several counties of the State, in property, polls and income.

The following bills and resolutions reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to authorize the commissioners of Watauga county to levy a special tax.

Resolution confirming the contract with Patrick McGowan.

Ressolution in favor of the sureties of Jesse Sumner, sheriff of Buncombe county, in the year 1869.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

ON THE CALENDAR.

By Mr. Craige—Resolution in favor of the Engrossing and Enrolling Clerks.—H. R. No. 191.

By Mr. Joyner—A resolution in regard to adjournment. H. R. No. 191.

To the Committee on the Judiciary:

By Mr. Brooks—A bill to authorize the board of county commissioners of Brunswick county to levy a special tax, and for other purposes.—H. B. No. 469.

By Mr. Jones, of Northampton—A bill to change the time of holding the Superior Courts in Northampton county.—H. B. No. 470.

To the Committee on Corporations:

By Mr. Heaton—A bill to incorporate the Wilmington Ship Canal Company.—H. B. No. 471.

To the Committee on Propositions and Grievances:

By Mr. Robinson—A bill to prevent the sale of liquor within one mile of the court-house in the town of Franklin, Macon county.—H. B. No. 473.

By Mr. Miller—A bill to prevent the obstruction of fish passing up Roanoke river.—H. B. No. 472.

By Mr. Shackelford—A resolution to authorize the Auditor to issue a duplicate warrant for $280 to E. Murrill, sheriff of Onslow county.—H. R. No. 191.

To the Committee on Internal Improvements:

By Mr. Gudger—A bill to incorporate the Cincinnati and Great Southern Railroad Company.—H. B. No. 474.

A message was received from the Senate transmitting engrossed copies of the following bills, which were placed on the Calendar:

Senate bill No. 463—In relation to the University.—H. B. No. 475.

Senate bill No. 465—In relation to the State census.—H. B. No. 476.

Senate bill No. 466—In relation to Federal and other officeholders.—H. B. No. 477.

Senate bill No. 467—In relation to public charities.—H. B. No. 478.

Senate bill No. 468—In relation to annual sessions of the General Assembly.—H. B. No. 479.

On motion of Mr. McGehee, the bills to alter the Constitution of North Corolina were made the special order for 12 M. to-day, and each succeeding day till finally disposed of.

A message was received from the Senate asking the concurrence of the House in an invitation to the Hon. B. Sears to deliver an address to-morrow at 7½ o'clock P. M., on Education, asking that the use of the hall of the House be granted for his lecture.

On motion, the House concurred in the invitation, and granted the use of the hall for the purpose indicated.

A message was received from the Senate with a proposition to print the testimony accompanying the report of the Joint Select Committee on the Penitentiary.

On motion, the proposition was concurred in.

A message was received from the Senate transmitting engrossed copy of Senate resolution No. 566—A resolution directing and authorizing the Treasurer in certain matters.—H. R. No. 201.

On motion of Mr. Badger, the rules were suspended, and a resolution offered by him to appoint a joint committee of five to examine the Calendar of the two Houses, and report when it would be possible to adjourn, was taken up and passed its several readings.

On motion of Mr. Richardson, the rules were suspended and House resolution No. 189 was read second time and adopted.

On motion of Mr. Bowman, the rules were suspended and House bill No. 171—A bill to limit the sessions of county commissioners—was read second time.

Mr. Williamson moved to exempt the counties of Northampton and Franklin.

Mr. Jones, of Caldwell, moved to lay upon the table. The call for the ayes and noes was sustained, and the motion prevailed. Ayes 75; noes 31.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Blackwell, Bowe, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryant of Halifax, Bryan of Sampson, Bryan of Alleghany, Bullard, Bunn, Carter, Carson, Copeland, Corson, Craige, Davis, Ellison, Fletcher, Foster, Gant, Gidney, Gilmer, Godfrey, Goodwyn, Grady, Guyther, Hanner, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, King, Luckey, Marler, Maxwell, McNeill, Miller, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Presson, Reid of Mecklenburg, Richardson, Rhodes, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire and Woodhouse—75.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowman, Brown of Davidson, Bryan of Pitt, Bryan of Wilkes, Brooks, Byrd, Cox, Dickey, Dudley, Dula, Freeman, Gorman, Gray, Gudger, Hampton, Heaton, Jordan, Lloyd, Lutterloh, Perry of Bladen, Perry of Wake, Reid of Randolph, Stanford, Todd, Trivett, Wheeler and Whisnant—31.

Mr. Joyner moved to postpone the special order, in order to take up a resolution introduced by himself in relation to adjournment.

The special order, House bill No. 301—A bill to prevent usury, was read second time, and, on motion of Mr. Luckey, laid on the table. Ayes 62; noes 46.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Bal-

lard, Brown of Mecklenburg, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Carter, Carson, Cox, Davis, Dickey, Dula, Fletcher, Gant, Godfrey, Gorman, Goodwyn, Grady, Guyther, Hanner, Haynes, Houston, Hughes, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Johns, Lutterloh, Luckey, Marler, Miller, Mitchell, Moring, Moss. Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Wake, Presson, Richardson, Rhodes, Shaw, Sharp, Shinn of Cabarrus, Stanford, Stowe, Warlick, Waddill, Watson, Winslow, Wiley, Wheeler and Woodhouse. —62.

The following gentlemen voted in the negative:

Messrs. Abbott, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryant of Halifax, Bunn, Byrd, Copeland, Corson, Craige, Dudley, Ellison, Foster, Freeman, Gilmer, Gudger, Hampton, Heaton, Hinnant, Johnston, Joyner, Jordon, King, Lloyd, Maxwell, McGehee, McNeill, Michael, Perry of Bladen, Reid of Mecklenburg, Reid of Randolph, Scott, Shinn of Iredell, Shackelford, Todd, Trivett, Waugh, Webb, Williamson, Whitmire and Whisnant—46.

SPECIAL ORDER.

The hour, 12 M., having arrived, the House proceeded to consider the bills to alter the Constitution—Senate bill No. 459, House bill No. 468—An act to alter the Constitution in relation to the public debt was read, and passed its first reading by the constitutional majority required, more than two-thirds of the whole House voting therefor. Ayes 100; noes 11.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bry-

son of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Heaton, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lutterloh, Luckey, Marler, Maxwell, McGehee, Miller, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—100.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Dudley, Gorman, Goodwyn, Gray, Jones of Northampton, King, Lloyd, and McLaurin—11.

Senate bill No. 460, House bill No. 465, in relation to the office of Superintendent of Public Works, was read first time and passed by the Constitutional majority, more than two-thirds of the whole House voting therefor. Ayes 98; noes 12.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Cox, Craige, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jor-

dan, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—98.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Corson, Dudley, Goodwyn, Heaton, Hughes, Jones of Northampton, King, Lloyd and McLaurin—12.

Senate bill No. 461, House bill No. 466—In relation to the Code Commissioners was read first time and passed by the Constitutional majority more than two-thirds of the whole House voting therefor. Ayes 100; noes 10.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, lard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Dickey, Dula, Ellilison, Fletcher, Foster, Freemen, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lutterloh, Luckey, Mabson, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill,

Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—100.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Dudley, Goodwyn, Heaton, Jones of Northampton, King, Lloyd and McLaurin—10.

Senate bill No. 462, House bill No. 467—In relation to exemptions was read first time, and passed by the Constitutional majority, more than two-thirds of the whole House voting therefor. Ayes 102; noes 9.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copelan Corson, Cox, Craige, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gormon, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Heaton, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lutterloh, Luckey, Mabson, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett. Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—102.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Dudley, Goodwyn, Jones of Northampton, King, Lloyd and McLaurin—9.

Senate bill No. 463, House bill No. 475, in relation to the University, was read first time and passed by the constitu-

tional majority, more than two-thirds of the whole House voting therefor. Ayes 96; noes 11.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Cox, Craige, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Watson, Waugh, Webb, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—96.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Dudley, Goodwyn, Heaton, Hughes, Jones of Northampton, King, Lloyd and McLaurin—11.

Senate bill No. 465, House bill No. 476, (in relation to the State census) was read first time and passed by the constitutional majority, more than two-thirds of the whole House voting therefor. Ayes 98; noes 10.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige,

Dickey, Dula, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Jordan, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Ried of Randolph, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Todd, Trivett, Turner, Warlick, Watson, Waugh, Webb, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—98.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Dudley, Goodwyn, Heaton, Jones of Northampton, King, Lloyd and McLaurin—10.

Senate bill No. 466, House bill 477, (in relation to Federal and other offiice holders) was read first time and passed by the constitutional majority, more than two-thirds of the House voting therefor. Ayes 97; noes 13.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan ofAlleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Dickey, Dula, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lutterloh, Luckey, Marller, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richard-

son, Rhodes, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—97.

The following gentlemen voted in the negative:

Messrs. Abbott, Bowe, Bryant of Halifax, Bunn, Corson, Dudley, Goodwyn, Heaton, Jones of Northampton, King, Lloyd, McLaurin and Patrick—13.

Senate bill No. 467, House bill 478, (in relation to public duties) was read first time and rejected, less than the constitutional majority (two-thirds of the whole House) voting therefor. Ayes 70; noes 40.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Bullard, Byrd, Copeland, Craige, Dickey, Dula, Ellison, Foster, Gant, Gidney, Gilmer, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Maxwell, McGehee, McNeill, Miller, Mitchell, Moring, Morrison, Moss, Norment, Outlaw, Patrick, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Trivett, Warlick, Watson, Webb, Wiley, Williamson, Whitmire, Wheeler and Whisnant—70.

The following gentlemen voted in the negative:

Messrs. Abbott, Brown of Davidson, Brown of Mecklenburg, Bryan of Pitt, Bryant of Halifax, Brooks, Bunn, Carter, Carson, Corson, Cox, Dudley, Fletcher, Godfrey, Gorman, Goodwyn, Gray, Heaton, Hughes, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Luckey, Marler, McLaurin, Michael, Paschall, Perry of Bladen, Perry of Wake, Reid of Mecklen-

burg, Rhodes, Scott, Stanford, Turner, Waddill and Winslow—40.

Mr. Brown, of Mecklenburg, moved to reconsider the vote by which the bill was rejected to make the motion to reconsider special order for 11 o'clock.

Mr. Gorman moved to lay the motion on the table. Motion lost, and the motion to reconsider was made special order for 11 o'clock A. M. to-morrow.

Mr. Craige moved to suspend the rules to take up Senate resolution No. 201—Resolution declaratory and authorizing the Governor and Treasurer in certain matters connected with the Western North Carolina Railroad Company, and make special order for 11 o'clock tomorrow.

Pending the consideration of Mr. Bowman's amendment, on motion of Mr. Badger, the House adjourned.

FIFTY-FIFTH DAY.

HOUSE OF REPRESENTATIVES, February 14, 1873.

The House was called to order by the Speaker at 10 o'clock.

The Journal of yesterday was read and approved.

Leave of absence till Tuesday next was granted to Mr. Reid, of Mecklenburg.

Indefinite leave of absence, on account of sickness, was granted to Mr. Moring.

The following memorials were introduced, read and referred, as follows:

To the Committee on Propositions and Grievances.

By Mr. Dickey—A petition from citizens of Cherokee asking authority to levy a special tax.

By Mr. Bean—A petition to incorporate the town of Ashboro, in the county of Randolph.

To the Committee on Railroads, Postroads and Turnpikes:

By Mr. Turner—A petition from sundry stockholders asking that the scale of voting in the charter of the Atlantic and Ohio Railroad be not changed.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House resolution No. 139, that it do pass.

House resolution No. 151, that it do pass.

House resolution No. 191, that it do pass.

House bill No. 199, with substitute, and that it do pass.

House bill No. 235, with substitute, and that it do pass.

House bill No. 473, that it do pass.

From the Committee on Finance:

By Mr. Stanford—House bill No. 441, that it do pass.

From the Committee on Corporations:

By Mr. Wiley—House bill No. 471, that it do pass.

House bill No. 442, that it do pass.

Senate bill No. 506, House bill No. 464, that it do pass.

From the Committee on Penal Institutions:

By Mr. Craige—House resolution No. 24, asking to be discharged from further consideration.

House resolution No. 81, that it do not pass.

From the Committee on Internal Improvements:

By Mr. McGehee—House bill No. 474, commends this bill to be considered with House bill No. 455.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 37—An act to amend an act entitled an act to create a mechanics' and laborers' lien

House bill No. 102—An act for the better goverment of the town of Salisbury..

House bill No. 203—An act to amend chapter 139, laws of 1870–'71, in relation to fees of justices of the peace.

House bill No. 372—A bill to prevent the felling of trees in the French Broad river.

House bill No. 404—A bill to allow commissioners of Washington county to levy a special tax, and for other purposes.

House bill 419—A bill to authorize and empower the commissioners of Yadkin county to levy a special tax.

House bill No. 428—A bill to be entitled an act to secure a proper accountability by the officers of the State.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act for the relief of certain tax-payers in Lenoir county.

An act to define the powers and duties of county surveyors.

An act in relation to the sheriff of Yancey county.

Resolution in favor of James M. Young, sheriff of Buncombe county.

Resolution for the relief of John J. Hasty, sheriff of Union county.

Mr. Johnston, from the Committee on Privileges and Elections, submitted a report in favor of J. R. Mizell, contesting the seat of J. E. Moore, from Martin county.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON CALENDAR.

By Mr. Badger—Resolution declaring J. R. Mizell, entitled to the seat from Martin, now occupied by J. E. Moore.—H. R. No. 198.

By Mr. Guyther—Resolution declaring S. A. Jones, of Camden, entitled to his seat.—H. R. No. 196.

By Mr. Hughes—Resolution of initruction to our Senators and Representatives in Congress.—H. R. No. 195.

By Mr. Paschall—Resolution of instruction to the Committee on the Judiciary in relation to the present fee bill.—H. R. No. 194.

To the Committee on the Judiciary:

By Mr. Gorman—Resolution in favor of N. J. Riddick, Clerk of the Circuit Court of the United States.—H. R. No. 197.

By Mr. Turner—A bill to authorize the employment of a police force in the town of Statesville.—H. B. No. 480.

To the Committee on Propositions and Grievances:

By Mr. Bryson, of Jackson—A bill to prevent the sale of spirituous liquors in the town of Webster, with memorial. H. B. No. 481.

By Mr. Freeman—A bill for the relief of J. H. Duncan, ex-tax collector of McDowell county.—H. B. No. 482.

By Mr. Dickey—A bill to authorize the commissioners of Cherokee county to levy a special tax.—H. B. No. 483.

To the Committee on Corporations:

By Mr. Gorman—A bill to incorporate the Raleigh Water Company.—H. B. No. 484.

By Mr. Reid of Randolph—A bill to incorporate the town of Asheboro, in the county of Randolph.—H. B. No. 485.

By Mr. Stanford—A bill to incorporate Lane Field High School, in Duplin county.—H. B. No. 486.

To the Committee on Salaries and Fees:

By Mr. Watson—A bill regulating the fees of sheriffs—H. B. No. 487.

To the Committee on Railroads, Postroads and Turnpikes:

By Mr. Whisnant—A bill to amend chapter 241 of the laws of 1870-'71.—H. B. No. 488.

The hour for the special order having arrived it was announced, and on motion postponed till the unfinished business of yesterday, Senate resolution No. 566, House resolution

No. 201—Resolution declaratory and authorizing the Governor, and Treasurer in certain matters connected with the Western North Carolina Railroad, was disposed of.

Mr. Johnston offered a proviso, and Mr. Bryson, of Swain, offered a proviso to the proviso.

Messrs. Badger and Gudger gave notice of amendments.

Pending a discussion, Mr. Craige demanded the previous question, and the main question was ordered.

Mr. Badger's amendment was rejected, and Mr. Johnston's proviso was rejected.

On the passage of the resolution Mr. Dudley called for the ayes and noes, and the call being sustained the resolution passed its second reading. Ayes 101; noes 4.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson, of Davie, Anderson of Clay, Badger, Ballard, Bean, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Davis, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Guyther, Hanner, Haynes, Hinnant, Houston, Hughes, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lloyd, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Mitchell, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson Whitmire, Wheeler, Whisnant and Woodhouse—101.

Messrs. Blackwell, Blythe, Gudger and Michael voted in the negative.

The rules were suspended and the resolution was made special order for to-morrow at 11 o'clock.

On motion of Mr. Badger, the rules were suspended, and House resolution No. 198, was read second time and adopted.

On motion of Mr. Ellison, the rules were suspended and House bill No. 287 was taken up, and made special order for to-morrow at 11 o'clock.

A message was received from the Senate concurring in the proposition to raise a joint select committee on adjournment, and announcing Messrs. Dunham and Cramer as the Senate branch of said committee.

The Speaker announced that Messrs. Badger, Jones of Caldwell, and Johnston constitute House branch of said committee.

A message was received from the Senate transmitting engrossed copy of Senate resolution No. 574—"Resolution in favor of J. A. Mawton of Cleaveland county" which was read first time, passed, and placed on Calendar.

Mr. Gidney moved a suspension of the rules to place the resolution on its several readings. The rules were suspended and the resolution was read second time.

Mr. Badger moved to lay the resolution on the table.

On this motion the call for the ayes and noes was sustained, and the motion lost. Ayes 45; noes 51.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bullard, Copeland, Corson, Cox, Davis, Dudley, Dula, Fletcher, Foster, Godfrey, Goodwyn, Gray, Guyther, Hampton, Hughes, Jones of Camden, Jones of Northampton, Jones of Orange, Jordan, Lloyd, Lutterloh, McGehee, Miller, Patrick, Paschall, Reid of Randolph, Rhodes, Scott, Sharp, Shinn of Cabarrus, Sneed, Trivett and Wheeler—45.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Ballard, Blackwell, Brown of

Mecklenburg, Bryson of Swain, Bryan of Alleghany, Brooks, Byrd, Carter, Carson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Gorman, Grady, Gudger, Hanner, Haynes, Hinnant, Johnston, Jones of Caldwell, Jones of Tyrrell, Joyner, Johns, King, Luckey, Maxwell, McNeill, Michael, Moss, Norment, Reid of Mecklenburg, Richardson, Shaw, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Whitmire and Woodhouse—51.

On motion of Mr. Gorman, the resolution was referred to the Committee on Judiciary.

On motion of Mr. Lloyd, the House adjourned.

FIFTY-SIXTH DAY.

HOUSE OF REPRESENTATIVES, February 15, 1873.

The House was called to order by the Speaker at 10 o'clock

The Journal of yesterday was read and approved.

The speaker announced Mr. Stowe on the Committee on Enrolled Bills.

It was stated that Mr. Fletcher was detained in his room on account of sickness.

Leave was granted to Mr. Bunn till Monday next, on account of sickness.

The following petitions were introduced, read and referred, as follows:

To the Committee on Propositions and Grievances:

By Mr. Bean—A petition from certain citizens of the county of Randolph prohibiting the sale of intoxicating liquors.

By Mr. Norment—A petition from citizens of Robeson

county to prohibit the sale of liquors within two miles of Lumberton, in said county.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. McGehee—House bill No. 470, that it do pass.

House bill No. 438, that it do pass.

From the Committee on Railroads, Postroads and Turnpikes:

By Mr. Bryson, of Swain—House bill No. 444, that it do pass.

House bill No. 427, with an amendment, and that it do pass.

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—Senate bill No. 420, House bill No. 402, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House resolution No. 199—A resolution declaratory of the meaning of section 4—resolution in favor of sheriffs, ratified December 6, 1872.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

Resolution authorizing and directing the Governor and Treasurer in certain matters connected with the Western North Carolina Railroad Company.

The following named resolutions and bills were introduced, read and passed first time, and were referred or otherwise disposed of, as follows:

CALENDAR.

By Mr. Brown, of Mecklenburg—A resolution declaratory

of the meaning of section 4—resolution in favor of sheriffs, ratified December 6, 1872.—H. R. No. 199.

To the Committee on Salaries and Fees:

By Mr. Hanner—A bill to amend section 95, chapter 113, laws of 1868–'69.—H. B. No. 490.

To the Committee on the Judiciary:

By Mr. Robinson—A bill to make the entry takers of certain counties *ex-officio* county agents.—H. B. No. 491.

By Mr. Hughes—A bill to re-enact an act to incorporate the Granville Railroad Company.—H. B. No. 492.

To the Committee on Corporations:

By Mr. Outlaw—A bill to be entitled an act to incorporate the town of Duplin Road, in Duplin county.—H. B. No. 493.

To the Committee on Propositions and Grievances:

By Mr. Reid of Randolph—A bill to prevent the sale of ardent spirits within one mile of the town of Ashboro, Randolph county.—H. B. No. 494.

By Mr. Dickey—A bill to authorize a survey of the Tennessee and North Carolina line between the counties of Cherokee, North Carolina, and Polk county, Tennessee.—H. B. No. 495.

By Mr. Maxwell—A bill to amend an act entitled an act concerning inspectors in the city of Wilmington, North Carolina, ratified the 21st day of December, 1870, being chapter 111 private laws of 1870–'71.—H. B. No. 496.

By Mr. Perry, of Wake—A bill to prevent the felling of timber in the run of Crabtree creek and Neuse river, in the county of Wake.—H. B. No. 497.

By Mr. Turner—A bill to be entitled an act to prevent the retailing of spirituous liquors in the town of Statesville. —H. B. No. 498.

On motion of Mr. Guyther, the rules were suspended and House bill No. 250 was read second and third times, passed each reading, and was ordered to be engrossed.

On motion of Mr. Rhodes, the rules were suspended, and

House bill No. 361 was read second and third times, passed each reading, and was ordered to be engrossed.

On motion of Mr. Craige, Senate resolution No. 566, House resolution No. 201, authorizes and directs the Governor and Treasurer in matters connected with Western North Carolina Railroad was read third time.

Mr. Gudger moved to strike out the word " directed." The House refused to strike out.

Mr. Johnston offered a substitute providing for a levy of 25 cents on a hundred dollars worth of property to raise a sufficient sum to relieve the Eastern Division of Western North Carolina Railroad from its embarrassment and decree of sale, &c., which was rejected, and the resolution passed its third reading. Ayes 88; noes 5.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Ballard, Bean, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Brooks, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Davis, Dickey, Dudley, Dula, Ellison, Foster, Freeman, Gant, Gidney, Godfrey, Gorman, Gray, Grady, Guyther, Hanner Hampton, Haynes, Houston, Hughes, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lloyd, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Mitchell, Moss, Morrison, Norment, Outlaw, Patrick, Perry of Bladen, Perry of Wake, Presson, Reid of Randolph, Rhodes, Scott, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Winslow, Whitmire, Wheeler, Whisnant and Woodhouse—88.

The following voted in the negative:

Messrs. Blackwell, Blythe, Gudger, Johnston and Michael–5

On motion of Mr. Badger, the rules were suspended, and House bill No. 240—An act to authorize citizens of Carey

township to levy a special tax, was read second time and passed. Ayes 74; noes 4.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Brooks, Carson, Corson, Cox, Craige, Dickey, Dudley, Dula, Ellison, Foster, Freeman, Gant, Gidney, Godfrey, Gray, Grady, Guyther, Hanner, Hampton, Haynes, Hughes, Johnston, Jones of Camden, Jones Northampton, Jones of Orange, Jones of Tyrrell, Johns, Jordan, King, Lloyd, McGehee, McNeill, Miller, Michael, Mitchell, Moss, Morrison, Patrick, Paschall, Perry of Bladen, Presson, Reid of Randolph, Rhodes, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Sneed, Todd, Warlick, Waugh, Webb, Winslow, Whitmire, Wheeler, Whisnant and Woodhouse—74.

The following gentlemen voted in the negative:

Messrs. Jones of Caldwell, Luckcy, Marler and Waddill—4.

On motion of Mr. Reid, of Mecklenburg, the rules were suspended, and House bill No. 458—A bill to authorize the commissioners of Mecklenburg county to sell the present jail, was read second time, and passed. Ayes 71; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Brooks, Carter, Carson, Cox, Craige, Dickey, Dudley, Dula, Ellison, Foster, Freeman, Gant, Gidney, Guyther, Hanner, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Johns, Jordan, King, Lloyd, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Moss, Morrison, Patrick, Presson, Reid of Randolph, Rhodes, Scott, Shaw, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd,

Turner, Waddill, Webb, Winslow, Wheeler, Whisnant and Woodhouse—71.

On motion of Mr. McGehee, the rules were suspended and Senate bill No. 468, House bill No. 479—In relation to annual sessions of the General Assembly—was read first time, and passed by the constitutional majority, two-thirds voting therefor. Ayes 82; noes 6.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Brooks, Byrd, Carter, Carson, Copeland, Cox, Craige, Dickey, Dula, Ellison, Foster, Freeman, Gant, Gidney, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Tyrrell, Joyner, Johns, Jordan, Luckey, Marler, Maxwell, McGehee, McNeill, Michael, Mitchell, Moss, Morrison, Norment, Outlaw, Patrick, Perry of Bladen, Presson, Reid of Randolph, Rhodes, Scott, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Winslow, Whitmire, Wheeler, Whisnant and Woodhouse—82.

The following gentlemen voted in the negative:

Messrs. Abbott, Bowe, Dudley, Jones of Northampton, King and Lloyd—6.

On motion of Mr. Whitmire, the rules were suspended, and House bill No. 443, was read second and third times, passed each reading, and was ordered to be engrossed.

SPECIAL ORDER.

The hour for the special order having arrived House bill No. 287—An act to declare certain larcenies to be misdemeanors, and to provide for the punishment of the same

was taken up, and on motion, postponed till Monday next, and made special order for 11 o'clock.

On motion of Mr. Craige, the vote was reconsidered by which Senate resolution No. 566, House resolution No. 201, passed its third reading, and the resolution was amended by adding a ratifying clause, an engrossed copy of which was transmitted to the Senate for concurrence.

SPECIAL ORDER.

House bill No. 456—The revenue act was read by sections.

Section 1 was read and adopted.

Section 2 was read and the amendment of Mr. Lloyd to strike out "sixty" in line 8 and insert "ninety" was rejected.

Second 3 was read and adopted.

Sections 1, 2 and 3, class 1, were read and adopted.

Class 2 was read.

Mr. Rhodes moved to strike out class 2. Rejected.

Schedule B, sections 1 to 10 inclusive, were read and adopted.

Section 11 was read.

Mr. Sneed moved to strike out in line 2 the words "in quantities less than one gallon." Rejected.

Sections 12 and 13 read.

Mr. Joyner moved to strike out the word "gross" in line 1, section 13, and insert "net." Rejected.

Mr. Gorman's amendment to section 20 to insert after the word "business" in line 5, the words "every itinerant dealer in prize photographs, one hundred dollars in each county in which such business is carried on," was adopted. Ayes 60; noes 14.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bean, Blackwell, Blythe, Bowman, Brown of Davidson,

Brown of Mecklenburg, Bryson of Swain, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Brooks, Byrd, Copeland, Dula, Ellison, Gant, Gidney, Gorman, Grady, Gudger, Guyther, Hanner, Hampton, Houston, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Jordan, Lloyd, Luckey, Marler, McGehee, Miller, Michael, Mitchell, Moss, Norment, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Shaw, Shinn of Cabarrus, Shackleford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Wheeler and Whisnant —60.

The following voted in the negative:

Messrs. Carson, Craige, Dickey, Dudley, Godfrey, Haynes, Hughes, Jones of Caldwell, King, Maxwell, Morrison, Presson, Winslow and Woodhouse—14.

The amendment of Mr. Jones, of Caldwell, to section 5, schedule "C," was adopted. The question recurring on the passage of the bill on its third reading, notices of sundry amendments were given.

Mr. Stanford demanded the previous question, and the main question was ordered.

Mr. Gidney's amendment to section 11 was rejected.

The amendment of Mr. Perry, of Bladen, was rejected.

The amendment of Mr. Cox was rejected.

The amendment of Mr. Jones, of Northampton, was rejected.

Mr. Lloyd's amendment was ruled out of order, and the bill passed. Ayes 61; noes 22.

The following gentlemen voted in the affirmative:

Messrs Anderson of Davie, Anderson of Clay, Ballard, Bean, Blackwell, Bowman, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Alleghany, Brooks, Byrd, Carter, Cox, Craige, Dickey, Ellison, Freeman, Gant, Gidney, Grady, Guyther, Hanner, Hampton, Haynes, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Luckey,

Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Moss, Morrison, Norment, Outlaw, Patrick, Perry of Bladen, Perry of Wake, Presson, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Waugh, Webb and Woodhouse—61.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Blythe, Bowe, Brown of Davidson, Bryan of Wilkes, Carson, Corson, Dudley, Dula, Godfrey, Hughes, Jones of Northampton, Joyner, King, Lloyd, Scott, Sneed, Trivett, Winslow, Wheeler and Whisnant—22.

Senate bill No. 311, House bill No. 457, (a bill for the relief of John G. Williams) was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

On motion of Mr. Badger, his motion to reconsider the vote by which the bill passed its third reading, was laid on the table.

On motion, the House adjourned.

FIFTY-SEVENTH DAY.

HOUSE OF REPRESENTATIVES, February 17, 1873.

The House was called to order by the Speaker at 10 o'clock A. M.

The Journal of Saturday was read and approved.

A communication was received from the Secretary of State in response to House resolution No. 187, giving detailed statement of number of grants issued from his office in the years 1868, 1869, 1870, 1871 and 1872.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—House bill No. 416, that it do not pass.

From the Committee on Finance:

By Mr. Stanford—Senate bill No. 184, House bill No. 447, with amendment, and that it do pass.

Senate bill No. 361, House bill No. 446, with amendment, and that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill 361—A bill to incorporate the Goldsboro Banking and Loan Association.

House bill No. 443—A bill to protect cattle from distemper and other infectuous diseases.

House bill No. 260—An act to secure advances made for agricultural purposes.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act for the relief of John G. Williams.

An act to change the name of Boon Hill, in Johnston county, and prohibit the sale of spirituous liquors therein.

An act making an appropriation for the year 1873 to the Deaf, Dumb and Blind Institute.

Resolution in favor of A. S. Hill, sheriff of Cherokee county.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

ON THE CALENDAR.

By Mr. Badger—Resolution of instruction to the Public Treasurer—H. R. No. 202.

By Mr. Jones, of Caldwell—Resolution to encourage immigration.—H. R. No. 203.

By Mr. Richardson—Resolution in regard to night sessions.—H. R. 204.

To the Committee on Propositions and Grievances:

By Mr. Jones of Camden—A bill for the protection of public highways crossing the Dismal Swamp canal.—H. B. No. 499.

By Mr. Wheeler—A bill to allow certain counties to elect a finance committee.—H. B. No. 500.

To the Committee on Agriculture:

By Mr. Wheeler—A bill to protect farmers and planters from frauds imposed upon them by the manufacturers and venders of commercial fertilizers.—H. B. No. 501.

To the Committee on Internal Improvements:

By Mr. Jones, of Caldwell—A bill to repeal chapter —, public laws of 1872–'73.—H. B. No. 503.

Bills were acted on under a suspension of the rules, as follows:

On motion of Mr. Woodhouse, House bill No. 313 was read second time and passed. Was read third time.

Mr. Gray moved to lay on the table. Motion lost, and bill passed, and was ordered to be engrossed.

On motion of Mr. Shackelford, House resolution 191 was read second time and adopted.

On motion of Mr. Morrison, House bill No. 393 was read second and third times, passed each reading, and was ordered to be engrossed.

On motion of Mr. Bean, House bill No. 485 was read second time, amendment proposed by committee adopted, and bill passed. Was read third time, passed and ordered to be engrossed.

On motion of Mr. Jones, of Northampton, House bill No. 470 was read second time.

Mr. Woodhouse moved to lay upon the table. Lost.

Mr. Woodhouse moved to indefinitely postpone. The House refused to postpone, and the bill passed. Was read third time, passed and ordered to be engrossed.

On motion of Mr. Badger, the rules were suspended and House resolution No. 202 was read second time and adopted.

SPECIAL ORDER.

The hour, 11 o'clock, having arrived, the special order, House bill No. 445, was announced, and, on motion of Mr. Luckey, postponed till Friday next and made special order for 11 o'clock that day.

SPECIAL ORDER.

House bill No. 287—To declare certain larcenies to be misdemeanors—was read second and third times, passed each reading, and was ordered to be engrossed.

On the third reading of the bill, the call for the ayes and noes was sustained, and the bill passed. Ayes 61; noes 26.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Badger, Ballard, Bean, Blythe, Bowe, Bryan of Pitt, Bryan of Wilkes, Brooks, Bunn, Carter, Carson, Corson, Cox, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Gidney, Godfrey, Gray, Gudger, Guyther, Hampton, Houston, Hughes, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Johns, Jordan, Lloyd, Lutterloh, Luckey, McGehee, McNeill, Miller, Michael, Mitchell, Noment, Patrick, Perry of Bladen Scott, Sharp, Shinn of Cabarrus, Stowe, Sneed, Todd, Trivett' Turner, Warlick, Waddill, Waugh, Winslow, Whitmire, Wheeler and Whisnant—61.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Blackwell, Bowman, Bryson of Jackson, Bryson of Swain, Bryan of Alleghany, Bullard, Craige, Dickey, Freeman, Gant, Haynes, Johnston, Jones of Tyrrell, Marler, Maxwell, Moss, Morrison, Presson, Richardson, Settle, Shackelford, Stanford, Watson, Webb and Woodhouse—26.

A message was received from the Senate transmitting engrossed copy of Senate bill No. 545, House bill No. 502—A bill to incorporate the Raburn Gap Short Line Railway Company, which was read first time, passed and referred to Committee on Internal Improvements.

Also engrossed copies of Senate amendments to House bill No. 176, Senate bill No. 421, (the school bill.)

The question being upon concurrence in the Senate amendments, upon motion of Mr. Johnston, the consideration was postponed till Wednesday next, and made special order for 11 o'clock that day.

On motion of Mr. Stanford, House bill No. 456, the revenue act, was taken up and made special order for Wednesday next at 11 o'clock A. M.

A message was received from the Senate transmitting engrossed copies of Senate amendments to House bill No. 194, Senate bill No. —, the North Carolina Central Railway Company.

On motion, the amendments of the Senate were concurred in.

On motion of Mr. Abbott, House bill No. 199 was read second time, and substitute offered by the committee was adopted.

On motion of Mr. Patrick, the bill was indefinitely postponed.

SPECIAL ORDER.

The hour of 12 M. having arrived, the special order, the constitutional amendments, were taken up.

Senate bill No. 459, House bill No. 468, in relation to the public debt was read second time, and passed by the constitutional majority, two-thirds. Ayes 80 ; noes 6.

The following gentlemen voted in the affirmative :

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman,

Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Carter, Carson, Corson, Cox, Craige, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Godfrey, Gray, Gudger, Guyther, Hampton, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Jordan, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Morrison, Norment, Outlaw, Patrick, Perry of Bladen, Presson, Richardson, Rhodes, Scott, Settle, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Whitmire, Wheeler, Whisnant and Woodhouse—80.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Dudley, Jones of Northampton and Lloyd—6.

Senate bill No. 460, House bill No. 465—In relation to the Superintendent of Public Works was read second time, and failed to pass, less than two-thirds of the whole House voting therefor. Ayes 75; noes 9.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowman, Bryson of Jackson, Bryson of Swain, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Carter, Cox, Craige, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Godfrey, Gray, Gudger, Guyther, Hampton, Haynes, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Jordan, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Moss, Morrison, Norment, Outlaw, Patrick, Perry of Bladen, Presson, Richardson, Rhodes, Scott, Settle, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Whitmire Whisnant and Woodhouse—75.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Dudley, Hughes, Johnston, Jones of Northampton, Lloyd and Sneed—9.

Mr. Johnston moved to reconsider the vote by which the bill failed, and, on motion of Mr. Badger, the further consideration of the amendments was postponed till 12 M. to-morrow.

Mr. Johnston moved a call of the House which was ordered, and the following gentlemen answered to their names:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Carter, Carson, Cox, Craige, Dickey, Dula, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Godfrey, Gray, Gudger, Guyther, Hampton, Haynes, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Johns, Jordan, Lutterloh, Luckey,Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Moss, Morrison, Norment, Outlaw, Patrick, Perry of Wake, Presson, Richardson, Rhodes, Scott, Settle, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Whitmire, Wheeler, Whisnant and Woodhouse.

The following gentlemen were reported absent on account of sickness:

Messrs. Byrd, Gorman, Hanner and Perry of Wake.

On motion of Mr. Badger, further proceedings under the call were dispensed with.

Mr. Dudley moved to adjourn. The call for the ayes and noes on this motion was sustained, and the motion was lost. Ayes 29; noes 57.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Ballard, Bryson of Alleghany, Bullard, Carson, Gidney, Godfrey, Hampton, Houston, Jones

of Caldwell, Jones of Orange, Johns, Lutterloh, Marler, McGehee, Miller, Mitchell, Perry of Wake, Presson, Stanford, Stowe, Todd, Turner, Watson, Webb, Winslow, Whisnant and Woodhouse—29.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Bean, Blackwell, Blythe, Bowe, Bowman, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Carter, Corson, Cox, Craige, Dickey, Dudley, Dula, Ellison, Fletcher, Freeman, Gant, Gray, Gudger, Guyther, Haynes, Hinnant, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Jordan, Lloyd, Luckey, Maxwell, McNeill, Michael, Moss, Morrison, Norment, Outlaw, Patrick, Perry of Bladen, Richardson, Rhodes, Scott, Settle, Sharp, Shinn of Cabarrus, Shackelford, Sneed, Trivett, Warlick and Waugh—57.

On motion of Mr. Richardson, the rules were suspended, and House resolution No. 204, (in regard to night sessions) was read second time.

Mr. Badger's amendment to restrict sessions to Monday, Wednesday and Friday nights of each week, was adopted.

Mr. Corson moved to lay upon the table. Lost. Ayes 23; noes 61.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Bowe, Bunn, Corson, Dudley, Foster, Freeman, Godfrey, Gray, Hampton, Hughes, Jones of Caldwell, Jones of Northampton, Jordan, Lloyd, McNeill, Outlaw, Patrick, Rhodes, Scott, Trivett, Waugh and Winslow. —23.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowman, Bryson of Swain, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Carson, Cox, Dickey, Dula, Ellison, Gant, Gidney, Gudger, Guyther, Haynes, Hinnant, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Lutterloh, Luckey, Marler,

Maxwell, McGehee, Miller, Michael, Moss, Morrison, Norment, Perry of Bladen, Perry of Wake, Presson, Richardson, Settle, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Turner, Warlick, Waddill, Watson, Webb, Wheeler, Whisnant and Woodhouse—61.

Mr. Jones, of Caldwell, moved to adjourn.

Mr. Richardson called for the ayes and noes, and the call being sustained, the motion was lost. Ayes 40; noes 42.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Bowe, Bryson of Jackson, Bryson of Swain, Bryant of Halifax, Bunn, Carson, Dudley, Dula, Ellison, Freeman, Gidney, Godfrey, Guyther, Hampton, Hughes, Jones of Caldwell, Jones of Northampton, Jordan, Lloyd, Miller, Outlaw, Patrick, Perry of Wake, Rhodes, Scott, Settle, Stanford, Sneed, Todd, Trivett, Waddill, Watson, Waugh, Webb, Winslow, Whisnant and Woodhouse—40.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Blackwell, Blythe, Bowman, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Corson, Cox, Dickey, Gant, Gray, Gudger, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Lutterloh, Luckey, Marler, Maxwell, McGehee, Michael, Moss, Morrison, Presson, Richardson, Sharp, Shinn of Cabarrus, Shackelford, Stowe, Turner, Warlick and Wheeler—42.

The resolution was adopted.

Mr. Jones, of Caldwell, moved that when this House adjourn it adjourn to meet at 3½ o'clock, which was adopted.

Mr. Dudley moved to reconsider the vote by which the House passed the resolution calling for night sessions.

Mr. Jones, of Caldwell, moved to lay the motion to reconsider on the table. The call for the ayes and noes being sustained, the motion to table was rejected. Ayes 30; noes 42.

The following gentlemen voted in the affimative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard,

Bryan of Pitt, Bryan of Wilkes, Bullard, Carter, Cox, Ellilison, Hughes, Johnston, Jones of Caldwell, Johns, Lutterloh, Marler, McNeill, Moss, Norment, Outlaw, Patrick, Perry of Bladen, Perry of Wake, Rhodes, Shinn of Cabarrus, Shackelford, Sneed, Turner, Waugh, Whisnant and Woodhouse —30.

The following gentlemen voted in the negative :

Messrs. Abbott, Bean, Blackwell, Blythe, Bowe, Bowman, Bryson of Swain, Bryant of Halifax, Bryan of Alleghany, Brooks, Bunn, Corson, Craige, Dickey, Dudley, Dula, Freeman, Gant, Gidney, Gudger, Guyther, Hampton, Haynes, Hinnant, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Jordan, Lloyd, Luckey, Maxwell, Michael, Morrison, Presson, Richardson, Scott, Settle, Sharp, Stowe, Todd, Trivett Watson—42.

Pending the motion to reconsider, the House adjourned.

AFTERNOON SESSION.

The Speaker called the House to order at 3½ o'clock.

On motion, the Calendar was placed at the disposal of the Speaker.

On motion of Mr. Marler, it was resolved that when this House do adjourn, it adjourn to meet to-morrow morning at 10 o'clock.

House bill No. 250 was read second and third times, passed each reading, and ordered to be engrossed.

House bill No. 94 was read second time, and, on motion of Mr. Jones, of Caldwell, was indefinitely postponed.

House bill No. 184 was read third time, passed and ordered to be engrossed.

House bill No. 331 was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 326 was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 397 was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 436 was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 240—Authorizes trustees of Cary township to levy a special tax was read third time and passed. Ayes 62; noes 11.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Corson, Cox, Craige, Davis, Dula, Fletcher, Foster, Gant, Gidney, Godfrey, Gray, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Camden, Jones of Tyrrell, Johns, Jordan, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Moss, Morrison, Norment, Patrick, Perry of Bladen, Presson, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Waugh, Winslow, Whisnant and Woodhouse—62.

The following gentlemen voted in the negative:

Messrs. Carter, Dudley, Ellison, Freeman, Hampton, Jones of Caldwell, Richardson, Sneed, Waddill, Webb and Wheeler—11.

House bill No. 468—Authorizes the commissioners of Mecklenburg county to sell the present jail. Ayes 73; noes 2.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Badger, Ballard, Bean, Blackwell, Blythe, Bowman, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Carson, Corson, Cox, Craige, Davis, Dula, Fletcher, Foster, Freeman, Gant, Gidney, Godfrey, Gray, Hampton, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Johns, Jordan, King, Lutterloh, Luckey, Marler, Maxwell, Mc-

Gehee, McNeill, Michael, Mitchell, Moss, Morrison, Norment, Outlaw, Presson, Richardson, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waugh, Webb, Winslow, Wheeler, Whisnant and Woodhouse—73.

The following gentlemen voted in the negative:

Messrs. Lloyd and Waddill—2.

House bill No. 380—Authorizes the commissioners of Murfreesboro to levy a special tax, was read third time, passed, and ordered to be engrossed. Ayes 55; noes 19.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Badger, Ballard, Bean, Blackwell, Blythe, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Corson, Cox, Craige, Davis, Gant, Gidney, Godfrey, Gray, Haynes, Hinnant, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Jordan, Lloyd, Lutterloh, Marler, Maxwell, McGehee, Miller, Michael, Outlaw, Patrick, Presson, Richardson, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Waugh, Winslow, Wheeler and Woodhouse—55.

The following gentlemen voted in the negative:

Messrs. Bowe, Dudley, Ellison, Freeman, Hampton, Johnston, Jones of Caldwell, Johns, Luckey, McNeill, Moss, Morrison, Norment, Sneed, Turner, Waddill, Webb and Whisnant—19.

House bill No. 441—To authorize the commissioners of Wayne county to levy a special tax, was read second time and passed. Ayes 68; noes 1.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Badger, Bean, Blackwell, Blythe, Bowe, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carson, Corson, Cox, Craige, Davis, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gudger, Hampton, Haynes,

Hinnant, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Tyrrell, Johns, Jordan, King, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McGehee, Michael, Mitchell, Moss, Norment, Paschall, Perry of Bladen, Presson, Richardson, Rhodes, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Webb, Winslow, Williamson, Whitmire, Wheeler and Whisnant —68.

The following gentleman voted in the negative:

Mr. Dudley—1.

House bill No. 278 was read second time.

Mr. Jones, of Caldwell, moved to amend by striking out 12 midnight and insert 6 P. M. The call for the ayes and noes was sustained, and the amendment was rejected. Ayes 31; noes 50.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Clay, Badger, Ballard, Bean, Blythe, Bryson of Jackson, Bryan of Pitt, Bryan of Wilkes, Brooks, Bullard, Byrd, Dudley, Ellison, Foster, Gray, Hampton, Haynes, Jones of Caldwell, Jones of Northampton, Lutterloh, McGehee, Mitchell, Patrick, Paschall, Perry of Bladen, Presson, Stanford, Turner, Williamson and Whitmire—31.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Blackwell, Bryant of Halifax, Bryan of Alleghany, Bunn, Carson, Corson, Cox, Craige, Davis, Dickey, Dula, Fletcher, Freeman, Gant, Gidney, Godfrey, Gudger, Hinnant, Hughes, Johnston, Jones of Camden, Jones of Tyrrell, Johns, Jordan, King, Lloyd, Luckey, Marler, Maxwell, McNeill, Miller, Michael, Moss, Norment, Richardson, Rhodes, Sharp, Shinn of Cabarrus, Shackelford, Stowe, Sneed, Todd, Waddill, Waugh, Webb. Winslow, Wheeler, Whisnant and Woodhouse—50.

Mr. Craige moved to lay upon the table. The call for the ayes and noes was sustained, and the House rejected the motion. Ayes 15; noes 65.

The following gentlemen voted in the affirmative:

Messrs. Bowe, Bryant of Halifax, Bunn, Craige, Gant, Godfrey, Jones of Camden, Luckey, Maxwell, Miller, Sharp, Shinn of Cabarrus, Waddill, Winslow and Woodhouse—15.

The following gentlemen voted in the negative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bryson of Jackson, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Brooks, Byrd, Carter, Carson, Corson, Cox, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Gidney, Gray, Gudger, Hampton, Haynes, Hinnant, Johnston, Jones of Caldwell, Jones of Northampton, Jones of Tyrrell, Johns, Jordan, King, Lloyd, Lutterloh, Marler, Michael, Mitchell, Moss, Norment, Outlaw, Patrick, Perry of Bladen, Presson, Richardson, Rhodes, Shackelford, Stanford, Sneed, Todd, Trivett, Turner, Warlick, Watson, Waugh, Webb, Williamson, Whitmire, Wheeler and Whisnant—65.

The bill passed its second reading. Was read third time, passed and ordered to be engrossed.

Mr. McGehee, from the Committee on the Judiciary, reported House bill No. 480, with recommendations, and that it do pass.

On motion of Mr. Corson, the House adjourned.

FIFTY-EIGHTH DAY.

HOUSE OF REPRESENTATIVES, February 18, 1873.

The House was called to order by the Speaker at 10 o'clock.

The Journal of yesterday was read, amended and approved.

Mr. Brown, of Davidson, stated that he was absent yesterday, having been detained by sickness in his family.

Mr. Williamson unavoidably detained yesterday on account of bad roads.

Mr. Copeland detained by sickness at home.

Mr. Reid, of Randolph, detained at home by sickness.

Mr. McLaurin detained at home by sickness.

Mr. Heaton detained on account of indisposition.

Mr. Goodwyn detained by high water, the weather, bad roads, &c.

Mr. Paschall detained by sickness at home.

Mr. King detained by sickness at home.

Mr. Wiley detained at home by sickness.

Mr. Gilmer detained by bad weather and high water.

Leave was granted to Messrs. Brown, of Davidson, Williamson, Copeland, Reid of Randolph, Paschall, Wiley and Gilmer to record their votes in the affirmative upon the two constitutional amendments acted upon yesterday, and leave was granted to Messrs. McLaurin, Goodwyn and King to record their votes in the negative upon the same bills.

Leave was granted to Mr. Heaton to record his vote in the affirmative on the amendment in relation to the public debt, and in the negative upon the bill in relation to the Superintendent of Public Words.

The following petitions were introduced, read and referred as follows:

To the Committee on the Judiciary:

By Mr. Brown, of Mecklenburg—Petition of citizens of Mecklenburg county asking that the legally qualified voters of any county, township, &c., may have the right to prohibit the sale of liquor by vote.

To the Committee on Corporations:

By Mr. Richardson—Petition by citizens of Columbus county asking for an act incorporating the town of Fair Bluff, in the county of Columbus.

A report from the Treasurer in reponse to House resolution No. 202, making statement of the number of grants

paid for in the years 1868–'69–'70–'71–'72, was read and placed on Calendar.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. McGehee—House bill No. 469, with substitute, and that it do pass.

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 483, that it do pass.

House bill No. 354, that it do not pass.

House bill No. 363, that it do pass.

House bill No. 497, with amendment, and that it do pass.

A petition in relation to a new county, asking to be discharged from its further consideration.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

ON THE CALENDAR.

By Mr. Badger—Resolution of instruction to the Secretary of State.—H. R. No. 205.

By Mr. Wheeler—A resolution requesting the Committee on the Judiciary to report a bill by which jurors and witnesses are to be paid for their attendance.—H. R. No. 206.

To the Committee on Corporations:

By Mr. Wiley—A bill to incorporate the Cranberry Iron and Coal Company.—H. B. No. 504.

By Mr. Richardson—A bill to incorporate the town of Fair Bluff, in the county of Columbus.—H. B. No. 505.

By Mr. Lutterloh—A bill to incorporate Cross Benevolent Society of Fayetteville.—H. B. No. 506.

To the Committee on the Judiciary:

By Mr. Bryson, of Swain—A bill to cure certain defects

in regard to entries of land in Swain county.—H. B. No. 507.

To the Committee on Military Affairs.

By Mr. Gorman—A bill to organize and equip the militia. H. B. No. 509.

Bills were acted on under a suspension of the rules, as follows:

On motion of Mr. Badger, House resolution No. 205—A resolution directing the Secretary of State to report the number of grants for Cherokee lands issued in 1868–'69–'70-'71–'72, was read second time and adopted.

On motion of Mr. Waugh, House bill No. 426, was taken up and re-referred to the Committee on the Judiciary.

On motion of Mr. Stanford, House bill No. 456, (the revenue bill) was taken up and read by sections.

Sections 1, 2 and 3 were read and adopted.

Class 1, sections 1, 2 and 3, were read and adopted.

Mr. Stanford offered an additional section (provides for a tax of six cents on the $100 worth of property) for the support, &c., of the Penitentiary, which was read and adopted.

Class 2 was read.

Mr. Gidney offered an amendment to section 1, sub-division 5, which was adopted, and class 2 was adopted.

Schedule B was read.

The amendment of Mr. Rhodes to section 4 to strike out "forty" in line two, and insert "one hundred," was read and adopted.

SPECIAL ORDER.

The hour for the special order having arrived, Senate bill No. 319, House bill 373, the amnesty bill, was announced, and on motion of Mr. Brown, of Mecklenburg, its further consideration was postponed till Friday next, and made special order for 11½ o'clock that day.

The consideration of the revenue bill was resumed.

Mr. Badger's substitute for section 4 was rejected.

The amendment of Mr. Sneed to strike out, in line 2, section 11, the words "in quantities less than one gallon," was rejected.

The amendment of Mr. Reid, of Randolph, to strike out, in line 4, "twenty-five" and insert "fifty," and in line 5 strike out "fifteen" and insert "twenty-five," was rejected.

Mr. Gidney offered the following substitute for section 11: "Every person desiring to sell spirituous or malt liquors, wines or cordials, in quantities less than one quart, shall, before engaging in said sale, obtain an order to the sheriff from the board of commissioners of the county in which he proposes to do business, to grant him license, which order they may grant or refuse at their option, and, if granted, he may take out license for not less than one year, and shall pay a tax therefor of twenty-five dollars. Every retail dealer of malt liquors only shall pay a license tax of fifteen dollars per annum. *Provided*, This section shall not be construed to repeal any special act prohibiting or regulating the sale of liquor in any particular locality."

To which substitute Mr. Bowman offered a proviso.

Pending the consideration of the proviso, the hour for the special order—the constitutional amendments—arrived, and Senate bill No. 460, House bill No. 465—"In relation to the Superintendent of Public Works"—was read second time and passed by the constitutional majority, more than two-thirds of the whole House voting therefor. Ayes 95; noes 14.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Cox, Craige, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Grady Gudger, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange,

Jones of Tyrrell, Joyner, Johns, Jordan, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Shinnof Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—95.

The following gentlemen voted in the negative:

Messrs. Abbott, Bunn, Corson, Dudley, Goodwyn, Gray, Heaton, Hughes, Jones of Northampton, King, Lloyd, McLaurin, Sharp and Sneed—14.

Senate bill No. 461, House bill No. 466—In relation to the Code commissioners—was read second time, and passed by the constitutional majority, more than two-thirds of the whole House voting therefor. Ayes 98; noes 11.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Grady, Gudger, Guyther, Hampton, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—98.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Dudley, Goodwyn, Gray, Heaton, Jones of Northampton, King, Lloyd and McLaurin—11.

Senate bill No. 462, House bill No. 467, in relation to exemptions, was read second time and passed by the constitutional majority, more than two-thirds of the whole House voting therefor. Ayes 100; noes 9.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Dickey, Dula, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Gudger, Hampton, Haynes,, Heaton, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Whitmire, Wheeler, Whisnant and Woodhouse—100.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Dudley, Goodwyn, Jones of Northampton, King Lloyd and McLaurin–9.

Senate bill 463, House bill 475, in relation to the University, was read second time and passed by the constitutional majority, more than two-thirds of the whole House voting therefor. Ayes 93; noes 13.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Cox, Craige, Dickey, Dula, Ellison, Foster, Gant, Gidney, Gilmer, Godfrey, Gray, Grady, Gudger, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnannt and Woodhouse—93.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Dudley, Gorman, Goodwyn, Heaton, Hughes, Jones of Northampton, King, Lloyd, McLaurin and Sneed—13.

Senate bill No. 465, House bill No. 476, in relation to the State census, was read second time and passed by the constitutional majority, more than two-thirds of the whole House voting therefor. Ayes 100; noes 10.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Dickey, Dula, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hampton, Haynes,

Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—100.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Dudley, Goodwyn, Houston, Jones of Northampton, King, Lloyd and McLaurin—10.

Senate bill 466, House bill 477, in relation to Federal and other officeholders, was read second time and passed by the constitutional majority, more than two-thirds of the whole House voting therefor. Ayes 97; noes 13.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Cox, Craige, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hampton, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, War-

lick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse —97.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Corson, Dudley, Goodwyn, Heaton, Hughes, Jones of Northampton, King, Lloyd, McLaurin and Sneed—13.

Senate bill No. 468, House bill No. 479, in relation to annual sessions, was read second time and passed by the constitutional majority, more than two-thirds of the whole House voting therefor. Ayes 99; noes 10.

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Cox, Craige, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—99.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Corson, Dudley, Goodwyn, Heaton, King, Lloyd and McLaurin—10.

Mr. Badger moved that the further consideration of the constitutional amendments be postponed till Saturday next. The House refused to postpone, and Senate bill No. 459, H.

bill No. 468—In relation to the public debt, was read third time, and failed to pass, less than two-thirds of the whole House voting therefor. Ayes 73; noes 36.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Blackwell, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Craige, Dickey, Dula, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Jordan, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Perry of Bladen, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Whitmire, Wheeler and Woodhouse—73.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Bryan of Pitt, Bryant of Halifax, Bunn, Copeland, Corson, Cox, Dudley, Ellison, Fletcher, Foster, Gorman, Goodwyn, Gray, Guyther, Hampton, Heaton, Hughes, Jones of Northampton, Johns, King, Lloyd, Lutterloh, McLaurin, Patrick, Paschall, Perry of Wake, Ried of Randolph, Rhodes, Sneed and Whisnant—36.

Mr. Bowman moved to reconsider the vote by which the bill failed, and Mr. Johnston moved to make the motion to reconsider a special order for to-morrow at 12 M. The House refused to make the motion a special order for to-morrow 12 M.

Mr. Jones, of Caldwell, moved to reconsider the vote by which the amnesty bill was made special order for Friday next.

Pending the consideration of the motion to reconsider, on motion of Mr. Heaton, the House adjourned.

FIFTY-NINTH DAY.

HOUSE OF REPRESENTATIVES, February 19, 1873.

The House was called to order by the Speaker at 10 o'clock

The reading of the Journal of yesterday was dispensed with.

It was announced that Mr. Michael was detained from his seat on account of sickness.

The following memorials were introduced, read and referred:

To the Committee on Propositions and Grievances:

By Mr. Waddill—A petition from citizens of Big Lick township, in the county of Stanley, against the selling of liquors at Big Lick.

By Mr. Williamson—A petition from citizens of Franklinton and vicinity protesting against the sale of liquors within two miles of that place.

By the same, a petition from sundry citizens of the town of Franklinton, North Carolina, and vicinity protesting against the passage of any law prohibiting the sale of liquors.

By Mr. Brown, of Mecklenburg—Petitions from merchants of Newbern and Hillsboro, protesting against the license tax.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House resolution No. 164, in relation to the distribution of the public laws in certain counties, with report that the Secretary of State be required to furnish them.

House bill No. 472, that it do pass.

House bill No. 500, that it do pass.

House bill No. 496, that it do pass.

House bill No. 439, that it do pass.

From the Committee on Corporations:

By Mr. Wiley—House bill No. 493, that it do pass.

House bill No. 503, that it do pass.

House bill No. 504, that it do pass.

From the Committee on the Deaf, Dumb and Blind:

By Mr. Carter—House resolution No. 76—The committee will report a bill to conform to the requirements of the resolution.

Mr. Badger, from the Joint Select Committee to Examine the Calendars of the two Houses and report a day of adjournment, made a verbal report, fixing Monday 3d of March, 12 M. as the earliest practicable day for adjournment.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House resolution No. 195—Resolution of instruction to our Senators and Representatives in Congress.

House bill No. 380—An act to authorize the commissioners of the town of Murfreesboro to levy taxes.

House bill No. 397—An act to regulate the customary penning of sheep in Kinnekeet and Hatteras townships, in the county of Dare.

House bill No. 184—A bill to be entitled an act to prevent the sale of spirituous liquors within one mile of Horeb Church.

House bill No. 326—An act to prevent the navigation of White Oak and Trent rivers, in Jones county.

House bill No. 344—A bill to be entitled an act to relieve county commissioners.

House bill No. 313—An act to amend the act to lay off and establish the county of Dare.

House bill No. 393—An act making it the duty of the Judges of Superior Courts to approve or disapprove the clerk's judgments in special proceedings within twenty days.

House bill No. 458—A bill to authorize the commissioners

of Mecklenburg county to sell the present jail, and for other purposes.

House bill No. 331—An act to make Trent river a lawful fence in Jones county.

House bill No. 240—An act to authorize the board of trustees of Cary township, in the county of Wake, to levy a special tax.

House bill No. 230—A bill to repeal part of chapter 250, laws of 1868–'69.

House bill No. 470—A bill to change the time of holding Superior Courts of Northampton county.

House bill No. 278—A bill to prohibit the sale of spirituous liquor on the Sabbath day.

The following named resolutions and bills were introduced, read and passed first time, and were referred or otherwise disposed of, as follows:

ON THE CALENDAR.

By Mr. Patrick—Resolution in regard to the distribution of the public laws in the counties of Greene, McDowell, Montgomery and others.—H. R. No. 207.

By the Committee of Deaf, Dumb and Blind—A bill to be entitled an act to provide $5,000, and certain lands belonging to the State of North Carolina to the colored department of the Institute for the Deaf, Dumb and Blind.—H. B. No. 521.

By Mr. Gilmer—A bill to incorporate Flat Rock Camp Ground, in the county of Guilford.—H. B. No. 522.

To the Committee on the Judiciary:

By Mr. Brown, of Mecklenburg—A bill to provide for the enforcement of judgments obtained upon obligations contracted for the purchase of real estate where title has passed. H. B. No. 509.

By Mr. Richardson—A bill to repeal that portion of all

charters and laws exempting railroad companies and money corporations from taxation.—H. B. No. 510.

By Mr. Brown, of Mecklenburg—A bill to be entitled an act to amend the laws relating to attachments.—H. B. No. 511.

By Mr. Dula—A bill to be entitled an act to validate the sale of certain lands, in the county of Wilkes.—H. B. No. 512.

By Mr. Craige—A bill to be entitled an act to transfer certain cases to the Superior Courts.—H. B. No. 513.

By Mr. Bennett—A bill in reference to the Western Railroad.—H. B. No. 514.

By Mr. Bennett—A bill to amend chapter 113, public laws of 1868.—H. B. 515.

To the Committee on Propositions and Grievances:

By Mr. Sharp—A bill to be entitled an act to authorize the commissioners of Hertford county to levy a special tax.—H. B. No. 516.

To the Committee on Finance:

By Mr. Dula—A bill to be entitled an act to amend section 167 of the laws of 1869–'70.—H. B. No. 517.

To the Committee on Salaries and Fees:

By Mr. Trivett—A bill to provide adequate clerical force in the offices of the Secretary of State and Auditor.—H. B. No. 518.

To the Committee on Corporations:

By Mr. Watson—A bill to be entitled an act to authorize the commissioners of Chapel Hill, Orange county, to collect arrears of taxes.—H. B. No. 519.

To the Committee on Internal Improvements:

By Mr. Sneed—A bill to authorize Granville county to subscribe to the capital stock of the Granville Railroad Company.—H. B. No. 520.

Mr. Rhodes moved that when this House adjourn, it adjourn to meet at 3½ o'clock. Motion lost.

The unfinished business of yesterday, the act to raise

revenue, was resumed, the question being upon the proviso to section 11, offered by Mr. Bowman.

Mr. Williamson's amendment to strike out "five hundred" and insert "one hundred" was rejected.

Mr. Stanford demanded the previous question upon the section, and the main question was ordered.

The question recurring upon the proviso, Mr. Bowman called for the ayes and noes. The call was sustained and the proviso was rejected. Ayes 20; noes 91.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Blythe, Bownman, Bryan of Pitt, Byrd, Copeland, Dickey, Foster, Gray, Grady, Gudger, Jones of Caldwell, McLaurin, Mitchell, Reid of Randolph, Shinn of Cabarrus, Warlick and Watson—20.

The following gentlemen voted in the negative:

Messrs. Abbott, Ballard, Bean, Bennett, Blackwell, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Carter, Carson, Corson, Cox, Craige, Dudley, Dula, Ellison, Fletcher, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Guyther, Hanner, Hampton, Haynes, Heaton, Hinnant, Houston, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Marler, Maxwell, Miller, Michael, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Richardson, Rhodes, Settle, Shaw, Sharp, Shinn of Iredell, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Waddill, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—91.

Mr. Blythe offered an additional section to the bill (to tax weapons), which was rejected.

The motion of Mr. Brown, of Mecklenburg, to strike out section 12, was rejected.

On motion of Mr. Rhodes, section 16 was stricken out.

Mr. Blackwell's amendment to section 21, as amended, was adopted.

Mr. Copeland's amendment to section 22, to strike out "five" in line 2 and insert "ten," was rejected.

Mr. Sneed's amendment to section 23, to strike "fifty" in line 3 and insert "one hundrd," was rejected.

Mr. Guyther's amendment, to insert in line 1, section 26, after the word "insurance" the words "or assurance," was adopted.

On motion of Mr. Badger, the word "two," in line 3, was stricken out, and the word "five" was inserted.

Mr. Richardson's amendments to section 28 were adopted.

The motion of Mr. Richardson, to strike out section 31, was rejected.

The question recurring upon the passage of the bill on its third reading,

Mr. Maxwell moved a substitule for section 16, schedule B, striken out.

Mr. Goodwyn offered an amendment, which was adopted, and the substitute for section 16 was rejected.

The amendment of Mr. Rhodes to section 12 was adopted.

Notices of amendments were given by Messrs. Turner, Luckey and Bennett.

Mr. Stanford demanded the previous question on the passage of the bill, and the main question was ordered.

Mr. Turner's amendment was rejected.

Mr. Luckey's amendment to section 26 was adopted.

Mr. Bennett's amendment to section 11 was adopted.

Mr. Bennett's amendment to section 4, schedule C, was adopted.

On the passage of the bill, the ayes and noes were called, and the bill passed. Ayes 62; noes 51.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Carter, Craige, Ellison, Freeman, Gant, Gidney, Gilmer, Gorman, Grady, Gudger, Hanner, Haynes, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Lindsey, Luckey, Marler, McGehee, McNeill, Miller, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Williamson and Woodhouse—62.

The following gentlemen voted in the negative:

Messrs. Abbott, Anderson of Clay, Badger, Ballard, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Carson, Copeland, Corson, Cox, Davis, Dickey, Dudley, Dula, Foster, Godfrey, Goodwyn, Gray, Guyther, Hampton, Heaton, Hinnant, Hughes, Jones of Northampton, Joyner, Jordan, King, Lloyd, Lutterloh, Maxwell, McLaurin, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Sharp, Sneed, Trivett, Winslow, Wheeler and Whisnant—51.

A message was received from the Senate transmitting engrossed copes of the following bills, resolutions and amendments:

Senate bill No. 339, House bill No. 537—An act to incorporate the Merchants Bank, of Fayetteville—was read first time, passed, and referred to the Committee on Corporations.

The following were read first time, passed, and referred to the Committee on Finance:

Senate bill No. 524, House bill No. 524—An act to reenact and continue in force an act to empower the commissioners of Cumberland county to levy a special tax.

Senate bill No. 550, House bill No. 523—An act to author-

ize the commissioners of Randolph county to levy a special tax.

Senate bill No. 599, House bill No. 525—A bill to be entitled an act to authorize the commissioners of Pitt county to levy a special tax.

Senate bill No. 457, House bill No. 527—An act to allow the commissioners of Camden county to levy a special tax.

Senate resolution No. 587, House resolution No. 208—A resolution in favor of Brunswick, Edgecombe and Northampton counties.

Senate resolution in regard to adjournment, read first time, passed and placed on the Calendar.

Senate amendments to House bill No. 100, Senate bill No. 217—An act to levy a special tax in the county of Bladen.

On motion of Mr. Bowman, the rules were suspended and Senate resolution in regard to adjournment was read second time and adopted.

On motion of Mr. Jones, of Caldwell, the rules were suspended and a resolution relating to night sessions was read second time and adopted. (Resolution provides for night sessions each night of the week except Saturday.)

Mr. Bowman moved to reconsider the vote by which Senate resolution in regard to adjournment was adopted.

Pending the consideration of the motion to reconsider,

On motion of Mr. Heaton, the House adjourned.

EVENING SESSION.

The House was called to order by the Speaker at 7½ o'clock.

On motion of Mr. Brown, of Davidson, the unfinished business of the morning was postponed and the Calendar was placed at the disposal of the Speaker.

Senate amendments to House bill No. 100, Senate bill No. 217, were read and concurred in.

House bill No. 443 was read second and third times, passed

each reading, and was ordered to be engrossed and sent to the Senate.

Mr. Goodwyn moved to reconsider the vote by which the bill passed its third reading, and on his motion, the motion to reconsider was laid upon the table.

House bill No. 471 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

Mr. Heaton moved to reconsider the vote by which the bill passed its third reading, and, on his motion, the motion to reconsider was laid upon the table.

House bill No. 473 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 486 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 362 was read second time, amendment proposed by the committee was adopted, and the bill passed. Was read third time, passed, and ordered to be engrossed and sent to the Senate.

Senate bill No. 413, House bill No. 463, was read second time, amendment proposed by the committee concurred in, and bill passed. Was read third time, passed, and ordered to be sent to the Senate for concurrence in House amendment.

Senate resolution No. 427, House resolution No. 172, was read second time and adopted.

Senate resolution No. 158, House resolution No. 95, was read second time and laid on the table.

Senate bill No. 335, House bill No. 448, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 429, House bill No. 449, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 37, House bill No. 454, was read second

and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 98, House bill No. 453, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 375, House bill No. 451, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 232, House bill No. 452, was read second time, amendment proposed by Mr. Brown, of Mecklenburg, was adopted, and bill passed. Was read third time, passed, and ordered to be sent to the Senate for concurrence in House amendment.

Senate bill No. 506, House bill No. 464, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

House bill No. 472 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 441 was read third time, passed, and ordered to be engrossed and sent to the Senate. Ayes 101; noes 1.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Ballard, Bean, Bennett, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Dickey, Dudley, Dula, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Goodwyn, Gray, Grady, Gudger, Guyther, Hampton, Haynes, Heaton, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Lloyd, Lutterloh, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Randolph,

Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Sneed, Todd, Trivett, Turner, Warlick, Watson, Waugh, Webb, Winslow, Wiley, Whitmire, Wheeler, Whisnant and Wood-House—101.

Mr. Waddill voted in the negative.

Mr. Dudley moved to adjourn.

Mr. Jones, of Caldwell, called for the ayes and noes, and the call being sustained, the House refused to adjourn. Ayes 23; noes 76.

The following gentlemen voted in the affirmative:

Messrs. Bennett, Bowe, Brown of Davidson, Carson, Craige, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Grady, Guyther, Heaton, Jones of Northampton, King, Lloyd, Outlaw, Reid of Randolph, Stanford, Todd, Waddill and Winslow —23.

The following gentlemen voted in the negative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Bowman, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Brooks, Bullard, Bunn, Byrd, Carter, Cox, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Gudger, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Lutterloh, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Mitchell, Moring, Moss, Morrison, Norment, Paschall, Perry of Bladen, Perry of Wake, Presson, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Sneed, Trivett, Turner, Watson, Waugh, Webb, Wiley, Whitmire, Wheeler, Whisnant and Wood-house—76.

House bill No. 480 was read second time, amendment proposed by the committee agreed to and bill passed. Read third time, passed and ordered to be engrossed and sent to the Senate.

House bill No. 493 was read second and third times, passed each reading, and ordered to be engrossed and sent to the Senate.

House bill No. 505 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

Mr. Heaton moved to adjourn. Motion lost.

House bill No. 504 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 433 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 335 was read second time, substitute of committee adopted; amendment of Mr. Grady adopted and bill passed; read third time, passed and ordered to be engrossed and sent to the Senate.

House bill No. 497 was read second time, amendment proposed by the committee adopted and bill passed. Was read third time, passed and ordered to be engrossed and sent to the Senate.

House bill No. 31 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 134 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

Mr. Abbott moved to adjourn. Motion lost.

House bill No. 133 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 469 was read second time, and passed. (Authorizes the levy of a special tax in Brunswick county.) Ayes 101; noes 3.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Badger, Ballard, Bean,

Bennet, Blythe, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Davis, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Gudger, Guyther, Hampton, Haynes, Heaton, Hinnant, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Marler, Maxwell, McLaurin McGehee, McNeill, Miller, Mitchell, Moring, Moss, Morrison, Norment, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Randolph, Richardson, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn o Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley Williamson, Whitmire Wheeler, Whisnant and Woodhouse —101.

The following gentlemen voted in the negative :

Messrs. Blackwell, Houston and Winslow—3.

Mr. Jones of Caldwell from Committee on Corporations, reported House bill No. 506 with recommendation that it do pass.

On motion, the House adjourned.

SIXTIETH DAY.

HOUSE OF REPRESENTATIVES, February 20, 1873.

The House was called to order by the Speaker at 10 o'clock A. M.

The reading of the Journal of yesterday was dispensed with.

It was announced that Mr. Luckey was absent from his

seat in attendance upon the court at Salisbury, in relation to the suit against Western North Carolina Railroad Company, and that Mr. Hanner was absent on account of sickness.

The following petitions were introduced, read and referred, as follows:

To the Committee on Propositions and Grievances:

By Mr. Richardson—A petition from sundry citizens of Pasquotank.

By Mr. Bryan, of Sampson—Petition of the citizens of Sampson county. Prohibitory law for Goshen Church.

To the Committee on Railroads, Postroads and Turnpikes:

By Mr. Blythe—A petition from citizens of Henderson county in relation to the charter of the Hickory Nut Gap Turnpike Company.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 197, that it do pass.

House bill No. 508, that it do pass.

House bill No. 513, that it do pass.

House bill No. 515, that it do pass.

House bill No. 512, that it do pass.

Senate resolution No. 574, House resolution 200, that it do not pass.

House bill No. 426, that it do not pass.

House bill No. 507, that it do pass.

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 358, that it do pass.

House bill No. 481, that it do pass.

House bill No. 498, that it do pass.

From the Committee on Military Affairs:

By Mr. Gorman—House bill No. 528, that it do pass.

From the Committee on Internal Improvements:

By Mr. McGehee—Senate bill No. 525, House bill No. 502, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 287—An act to declare certain larcenies to be misdemeanors, and to punish the same.

House bill No. 436—A bill to empower the commissioners of Forsythe county to appoint a special tax collector.

House bill No. 339—An act to establish a House of correction and refuge, in New Hanover county.

House bill No. 485—A bill to incorporate the town of Ashboro, in Randolph county.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to incorporate the Central Railway Company.

An act to amend an act entitled "an act relative to the Western Turnpike Road, leading from Asheville westward."

An act for the printing and publication of Battle's Revisal of the Public Statute Laws of North Carolina, and for other purposes.

A communication was received from the Secretary of State giving detailed statement of grants of Cherokee lands, issued from that office in the years 1868–'69–'70–'71–'72.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

To the Committee on the Judiciary:

By Mr. Bennett—A resolution in favor of W. H. Battle and others.—H. R. No. 209.

To the Committee on Insane Asylum:

By Mr. Turner—A resolution concerning the location of a branch asylum for the insane at Olin or Statesville, in Iredell county.—H. R. No. 210.

PLACED ON THE CALENDAR.

By Mr. Badger—Resolution asking for a committee of three on grants.—H. R. No. 211.

By Mr. Bennett—A resolution asking for a committee of three to investigate the matter of a letter sent to the House by the Senate.—H. R. No. 212.

To the Committee on the Judiciary:

By Mr. Lutterloh—A bill to amend section 5, chapter 5, private laws 1870–'71, with regard to the town of Fayetteville.—H. B. No. 532.

By Mr. Perry, of Wake—A bill to establish the weight of a bushel of potatoes and turnips.—H. B. No. 535.

By Mr. Bennett—A bill to allow the commissioners of Anson county to levy a special tax.—H. B. No. 536.

To the Committee on Finance:

By Mr. Dula—A bill to authorize the commissioners of Wilkes county to issue bonds.—H. B. No. 530.

To the Committee on Propositions and Grievances:

By Mr. Bryan, of Sampson—A bill to prohibit the sale of spirituous liquors within two miles of Goshen Church, in Sampson county.—H. B. No. 533.

By Mr. Dickey—A bill to authorize the citizens of Graham county to travel free of charge on the Western Turnpike Road, in Cherokee county.—H. B. 534.

To the Committee on Corporations:

By Mr. Lindsey—An act to incorporate the town of Castalia, in Nash county.—H. B. 531.

PLACED ON THE CALENDAR.

By Mr. Michael—A bill to prohibit the adulteration and sale of liquor.—H. B. No. 529.

By Mr. Heaton—An act to prevent the sale of liquors within five miles of colored schoolhouse No. 1 in Federal Point township, in New Hanover county.—H. B. No. 537.

A message was received from the Senate transmitting for the information of the House, a letter from J. S. Anderson to J. W. Norwood, (Senator from Orange) in relation to the bill for amnesty and pardon, and in relation to the public printing and Mr. Turner.

Mr. McNeill moved to reconsider the vote by which House bill No. 456, the revenue bill, passed its third reading.

Mr. Stanford moved to lay the motion on the table.

Mr. McNeill called for the ayes and noes, and the call being sustained, the motion to table prevailed. Ayes 65; noes 42.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Bennett, Blackwell, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryant of Halifax, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Carson, Cox, Craige, Davis, Dua, Freeman, Gant, Gilmer, Gorman, Goodwy, Grady, Guyther, Hampton, Haynes, Hinnant, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Jordan, Lindsay, Lloyd, Lutterloh, Marler, McGehee, Miller, Michael, Mitchell, Morng, Morrison, Out-law, Presson, Shaw, Sharp, Shinn of Iredell, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Wheeler, Whisnant and Woodhouse.—65.

The following gentlemen voted in the negative:

Messrs. Abbott, Anderson of Clay, Badger, Bean, Blythe, Bowman, Bryan of Pitt, Bryan of Wilkes, Brooks, Carter, Copeland, Corson, Dickey, Dudley, Fletcher, Foster, Gidney, Godfrey, Gray, Gudger, Heaton, Houston, Hughes, Joyner, Johns, King, Maxwell, McLaurin, McNeill, Moss, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Mecklenburg, Reid of Randolph, Rhodes, Scott, Shinn of Cabarrus, Sneed, Warlick and Williamson—42.

On motion of Mr. Johnston, Senate amendments to House bill No. 167, the school bill, was taken up, and the question

being upon concurrence in the first amendment, the call for the ayes and noes was sustained, and the amendment concurred in. Ayes 62; noes 48.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Bennett, Blythe, Bowe, Brown of Davidson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Alleghany, Bunn, Copeland, Cox, Craige, Dudley, Ellison, Fletcher, Foster, Freeman, Gant, Gilmer, Godfrey, Gorman, Goodwyn, Guyther, Hampton, Heaton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lindsey, Lloyd, Marler, McLaurin, McNeill, Miller, Michael, Moring, Moss, Morrison, Norment, Patrick, Perry of Wake, Presson, Reid of Randolph, Rhodes, Scott, Settle, Sharp, Shinn of Iredell, Stanford, Turner, Waddill, Watson, Waugh, Winslow, Wiley, Wheeler and Whisnant—62.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Blackwell, Bowman, Brown of Mecleknburg, Bryson of Jackson, Bryan of Sampson, Bryan of Wilkes, Brooks, Byrd, Carter, Carson, Corson, Dickey, Dula, Gidney, Grady, Gudger, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lutterloh, Maxwell, McGehee, Mitchell, Outlaw, Paschall, Perry of Bladen, Reid of Mecklenburg, Richardson, Shaw, Shinn of Cabarrus, Shackelford, Stowe, Sneed, Todd, Warlick, Webb, Williamson, Whitmire and Woodhouse—48.

The seventh, eighth and fourteenth amendments were now concurred in.

All the other amendments proposed by the Senate were concurred in.

On motion of Mr. Joyner, the rules were suspended and House bill No. 436 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Badger, the rules were suspended and House resolution No. 211 was read second time and adopted.

On motion of Mr. Bennett, the rules were suspended and House resolution No. 212 was read second time and adopted.

On motion of Mr. Jones, of Orange, the rules were suspended and House bill No. 215 was read second time, and the substitute offered by the committee was adopted.

The amendment of Mr. Brown, of Mecklenburg, was adopted.

The counties of Granville, Davie, Rockingham and Guilford were stricken from the bill, and it passed.

On motion, Senate resolution No. 574, House resolution No. 200, was recommitted to the Committee on the Judiciary.

A message was received from the Senate transmitting engrossed copies of the following bills and resolutions, which were read first time, passed and referred, as follows:

To the Commitee on Agriculture:

Senate bill No. 336—An act to prevent the destruction of timber.—H. B. No. 538.

To the Committee on Propositions and Grievances:

Senate bill No. 565—An act in relation to the selling of intoxicating drinks to minors.—H. B. No. 537.

To the Committee on Corporations:

Senate bill No. 425—An act to incorporate the Great Western Railway Company.—H. B. No. 539.

To the Committee on Military Affairs:

Senate resolution No. 613—Resolution to print muster rolls of the war of 1812.—H. R. No. 214.

To the Committee on Public Buildings and Grounds:

Senate resolution No. 604—Resolution of instruction to the Keeper of Public Grounds and Buildings—H. R. No. 213.

Also engrossed copy of Senate amendments to House bill No. 296, Senate bill No. 543—A bill to authorize the commissioners of Pasquotank to provide the ways and means for building a court-house.

The question being upon concurring in the amendment of the Senate,

On motion of Mr. Godfrey, the further consideration of the matter was postponed.

The Speaker announced as the committee under Mr. Badger's resolution relating to grants, &c.—House resolution No. 211—Messrs. Badger, Blackwell and Richardson.

Under Mr. Bennett's resolution, relating to the letter of Mr. J. S. Anderson to Senator J. W. Norwood, Messrs. Bennett, Rhodes and Waugh.

SPECIAL ORDER—THE CONSTITUTIONAL AMENDMENTS.

The question being upon the motion of Mr. Brown, of Mecklenburg, to reconsider the vote by which Senate bill No. 467, House bill No. 478—in relation to public charities—was rejected on its second reading, the motion to reconsider was adopted, and the bill passed its second reading, the constitutional majority, more than two-thirds of the whole House voting therefor. Ayes 81; noes 29.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson ofClay, Badger, Ballard, Bennett, Blackwell, Blythe, Bowman, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Copeland, Craige, Dickey, Dula, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Marler, Maxwell, McGehee, Miller, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Perry of Bladen, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh,

Webb, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—81.

The following gentlemen voted in the negative:

Messrs. Abbott, Bean, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bunn, Carson, Corson, Cox, Dudley, Ellison, Gorman, Goodwyn, Gray, Heaton, Hughes, Jones of Caldwell, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Paschall, Perry of Wake, Scott, Sharp, Sneed and Winslow—29.

The motion of Mr. Bowman to reconsider the vote by which Senate bill No. 459, House bill No. 468, failed to pass on its third reading was adopted, and the question being upon the passage of the bill, pending a discussion, on the motion of Mr. Rhodes, the House adjourned.

EVENING SESSION.

The House was called to order by the Speaker at 7½ o'clock.

John R. Mizell, the member from Martin county appeared and was qualified.

The consideration of the Constitutional ammendments was postponed till to-morrow 12 M.

Mr. McNeill presented a petition from citizens of Shoe Heel, Robeson county, asking for a prohibitory liquor law, which was read and referred to the Committee on Propositions and Grievances.

Mr. Badger offered a resolution authorizing the Engrossing Clerk of the House to employ necessary assistance, which under the suspension of the rules, passed its several readings. —H. R. No. 215.

Mr. Maxwell offered a resolution in favor of the Engrossing and Enrolling Clerks, which was read and placed upon the Calendar.—H. R. No. 216.

Senate resolution No. 574, House resolution No. 200—Resolution in favor of I. A. Mawton, was read second time,

and on motion of Mr. Bennett, recommitted to the Committee on the Judiciary.

House bill No. 530 was read second time and passed. Ayes 87; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bennett, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wikes, Bryan of Alleghany, Brooks, Bullard, Bunn, Carter, Carson, Copeland, Corson, Cox, Craige, Dickey, Dudley, Dula, Ellison, Fletcher, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Grady, Guyther, Hampton Haynes, Hughes, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Michael, Mizell, Moring, Morrison, Norment, Patrick, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Shaw Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Warlick, Waddill, Waugh, Webb, Winslow, Wiley and Whisnant—87.

House bill No. 483 was read second time and passed. Ayes 100; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Copeland, Corson, Cox, Davis, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Guyther, Hampton, Haynes, Hinnant, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan,

King, Lindsey, Lloyd, Lutterloh, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Mitchell, Mizell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Sneed, Todd, Trivett, Turner, Waddill, Waugh, Webb, Winslow, Wiley, Williamson, Wheeler Whisnant and Woodhouse—100.

House bill No. 437 was read second time and passed. Ayes 94; noes 1.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bayant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Copeland, Corson, Cox, Davis, Dula, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Guyther, Hinnant, Houston, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Michael, Mitchell, Mizell, Moring, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Sneed, Todd, Trivett, Turner, Waddill, Waugh, Webb, Winslow, Wiley, Williamson, Wheeler Whisnant and Woodhouse—94.

The following gentleman voted in the negative:

Mr. Blackwell—1.

House bill No. 469 was read third time, passed. Ayes 88; noes 3, and was ordered to be engrossed and sent to the Senate.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blythe, Bowe, Bowman, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Carter, Carson, Copeland, Cox, Davis, Dickey, Dula, Ellison, Fletcher, Foster, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Grady, Guyther, Hampton, Haynes, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Lloyd, Lutterloh, Marler, Maxwell, McGehee, McNeill, Miller, Mizell, Moring, Moss, Morrison, Norment, Outlaw, Paschall, Perry of Bladen, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Waddill, Waugh Webb, Winslow, Wiley, Wheeler, Whisnant and Woodhouse—88.

Messrs. Blackwell, Brown of Davidson, and Houston voted in the negative.

The following named resolutions and bills were introduced, read and passed first time, and were referred or otherwise disposed of, as follows:

By Mr. Johnston—A bill to be entitled an act to amend sections 31 and 38, so that they shall conform to section 28 of the school law, ratified February 26, 1873, which was read first time, passed, and under a suspension of the rules was read second time and passed—H. B. No. 242.

By Mr. Stanford—A bill to be entitled an act to provide for the printing and distribution of the acts concerning revenue.—H. B. No. 240.

Under a suspension of the rules, the bill was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

By Mr. Bennett—A bill in reference to the statute of limi-

tations, which was read first time, passed and referred to the Committee on the Judiciary.—H. B. No. 241.

A message was received from the Senate transmitting engrossed copy of Senate resolution No. 674, a resolution to raise a Joint Select Committee on the Contract for the Penitentiary, which was read first time and passed.

On motion of Mr. Bennett, the rules were suspended, and the resolution was read second time and adopted.

The Speaker announced Messrs. Brown of Mecklenburg, Marler and Rhodes as House board of committee.

House bill No. 539 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 535 was read second time and passed.

House bill No. 153 was read second time, and on motion of Mr. arler was indefinitely postponed.

House bill No. 160 was read second time, substitute of committee adopted, amended and bill passed. Read third time, passed and ordered to be engrossed and sent to the Senate.

House bill No. 358 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 507 was read second and third times, passed each reading and was ordered to be engrossed and sent to the Senate.

House bill No. 498 was read second time, substitute offered by Mr- Turner was adopted and bill passed, was read third time, passed and ordered to be engrossed and sent to the Senate.

On motion the House adjourned.

SIXTY-FIRST DAY.

HOUSE OF REPRESENTATIVES, February 21, 1873.

The House was called to order by the Speaker at 10 o'clock.

The reading of the Journal of yesterday was dispensed with.

Indefinite leave of absence was granted to Mr. Michael on account of sickness.

The following petitions were introduced, read and referred, as follows:

To the Committee on Propositions and Grievances:

By Mr. Sharp—A petitition from citizens of Murfreesboro to prevent the sale of spirituous liquors in the town of Murfreesboro.

By Mr. Guyther—A petition from citizens of Washington, Martin and Bertie counties, praying for a law to prevent the obstruction of fish in Roanoke river.

By Mr. Guyther—A petition from citizens of Washington county protesting against any law prohibiting pod net or stationery fishing in Albemarle Sound and its tributaries.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 460, that it do pass.

House bill No. 516, that it do pass.

House bill No. 534, that it do pass.

From the Committee on Finance:

Senate bill No. 599, House bill No. 525, that it do pass.

Senate bill No. 457, House bill No. 426, with amendment and that it do pass.

Senate bill No. 550, House bill No. 523, with amendment and that it do pass.

From the Committee on Corporations:

By Mr. Jones, of Caldwell—Senate bill No. 339, House bill No. 527, that it do pass.

House bill No. 519, referred to Committee on Tinance.

House bill No. 484, that it do pass.

From the Committee on Military Affairs:

By Mr. Gorman—House resolution No. 61, with substitute and that it do pass.

From the Committee on Railroads, Postroads and Turnpikes:

By Mr. Bryson, of Swain—House bill No. 488, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 362—A bill in regard to collecting special taxes.

House bill No. 497—A bill to prevent the felling of timber in the run of Crabtree creek and Neuse river, in the county of Wake.

House bill No. 556—A bill to be entitled an act to raise revenue.

House bill No. 473—A bill in relation to the sale of liquor within one mile of the court-house in the town of Flanklin, Macon county.

House bill No. 441—A bill to authorize the commissioners of Wayne county to levy a special tax.

House bill No. 335—A bill to change the time for holding the Superior Court for Coumberland county.

House bill No. 469—A bill to authorize the board of county commissioners of Brunswick county to levy a special tax, and for other purposes.

House bill No. 493—A bill to be entitled an act to incorporate the town of Duplin Road, in Duplin county.

House bill No. 443—A bill to incorporate the town of Averasboro, in the county of Harnett.

House bill No. 540—A bill to be entitled an act to provide for the printing and distribution of the acts concerning revenue.

House resolution No. 207—Resolution in regard to the distribution of public laws to the counties of Greene, Montgomery, McDowell, and others.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to incorporate the Mount Prospect Camp Ground, in Union county.

An act to amend an act entitled an act to incorporate the town of Catawba Vale, in McDowell county.

An act to incorporate the Stone Square Lodge, No. 10, Ancient York Masons, of the town of Warrenton.

An act to incorporate the Selma Lodge, Ancient Free and Accepted Masons, at Selma, Johnston county.

An act to amend the charter of Milton, in Caswell county.

An act to incorporate the trustees of the Marion Baptist Church.

An act for the relief of Mike Woods.

An act to authorize the commissioners of Bladen county to levy a special tax.

Resolution in regard to the sale of books by the Secretary of State.

The following named resolutions and bills were introduced, read and passed first time, and were referred or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Guyther—A resolution for the protection of fish in the waters of North Carolina.—H. R. No. 217.

BILLS.

To the Committee on the Judiciary:

By Mr. McNeill—A bill to change the time of holding the Superior Court in the counties of Robeson and Brunswick—H. B. No. 543.

By Mr. Heaton—An act to amend section 8, chapter 35 of the Revised Code, relating to the statute of limitations in criminal cases.—H. B. No. 544.

To the Committee on Counties, Cities, Towns and Townships:

By Mr. Mitchell—A bill to authorize the sale of public town lots in Danbury, in the county of Stokes—H. B. No. 545.

To the Committee on Insane Asylum:

By Mr. Luckey—A bill to provide for the construction of additional accommodations for the insane.—H. B. No 546.

To the Committee on Finance:

By Mr. Heaton—A bill to authorize and empower the board of aldermen of the city of Wilmington to submit the question of subscribing two hundred thousand dollars to the Wilmington Ship Canal Company, to the qualified voters of said city, and to authorize the issuing of bonds.—H. B. No. 548.

To the Committee on Propositions and Grievances:

By Mr. Sharp—A bill to prevent the sale of liquor within three miles of the town of Murfreesboro, county of Hertford.—H. B. No. 549.

On motion of Mr. Bowman, the motion to reconsider the vote by which the resolution relating to adjournment was adopted, was laid upon the table.

SPECIAL ORDER.

House resolution No. 207 was read second time.

Substitute offered by Mr. Jordan was adopted.

The counties of McDowell, Davidson, Currituck and Gaston were inserted.

Mr. Bennett's amendment to strike out "one hundred" and insert "one hundred and seventy-five" was adopted.

Mr. Brown, of Mecklenburg, offered an additional section which was adopted, and the resolution passed. Read third time, passed and ordered to be engrossed.

Mr. Brown, of Mecklenburg, moved to reconsider the vote by which the resolution passed its third reading, and the motion to reconsider was laid upon the table.

On motion of Mr. Gorman, the rules were suspended, and House bill No. 528, the militia bill, was taken up and ordered to be printed.

On motion of Mr. Jones, of Orange, the rules were suspended, and House bill No. 215 was read third time, the amendment of Mr. Brown was adopted, and the bill passed and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Brown, of Mecklenburg, the motion to reconsider the vote by which the bill passed its third reading, was laid upon the table.

On motion of Mr. Dula, House bill No. 530 was read third time, passed and ordered to be engrossed and sent to the Senate. Ayes 99; noes 4.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Davis, Dickey, Dudley, Dula, Ellison, Foster, Gant, Gidney, Gilmer, Gorman, Goodwyn, Gray, Grady, Gudger, Guyther, Hampton, Haynes, Hughes, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McNeill, Miller, Michael, Mitchell, Mizell, Moring,

Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Scott, Settle, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—99.

Messrs. Godfrey, Hinnant, McGehee and Winslow voted in the negative.—4.

On motion of Mr. Bowman, the motion to reconsider the vote by which the bill passed its third reading, was laid upon the table.

House bill No. 483 was read third time and passed. Ayes 106; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Davis, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Gudger, Guyther, Hampton, Heaton, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Michael, Mitchell, Mizell, Moring, Moss, Morrison, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed Todd, Trivett, Warlick, Waugh, Webb, Winslow, Whitmire, Wheeler, Whisnant and Woodhouse—106.

House resolution 437 was read third time, passed and or-

dered to be engrossed and sent to the Senate. Ayes 93; noes 1.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderfon of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Carson, Copeland, Corson, Cox, Craige, Davis, Dickey, Dudley, Dula, Ellison, Foster, Freeman Gant, Gidney, Gilmer, Godfrey, Goodwyn, Gray, Gudger, Guyther, Hampton, Haynes, Heaton, Hinnant, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsay, Lloyd, Luckey, Marler, McLaurin, Miller, Michael, Mitchell, Mizell, Moring, Moss, Morrison, Norment, Outlaw, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Waugh, Wiley, Williamson, Whisnant and Woodhouse—93.

Mr. Maxwell voted in the negative.

SPECIAL ORDER.

Senate bill No. 319, House bill No. 373—The Amnesty bill was announced. Mr. Bennett moved to postpone till Tuesday next, and make special order for 11 o'clock that day.

Mr. Badger moved to indefinitely postpone, and the call for the ayes and noes was sustained, and the House refused to postpone indefinitely. Ayes 51; noes 62.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Copeland, Corson, Cox, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Good-

wyn, Gray, Guyther, Hampton, Heaton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Marler, McLaurin, Miller, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Sharp, Sneed, Trivett, Winslow, Williamson and Whisnant—51.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Carter, Carson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner. Johns, Lindsey, Luckey, Maxwell, McGehee, McNeill, Mitchell, Mizell, Moring, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Waugh, Webb, Wiley, Whitmire and Woodhouse—62.

The motion of Mr. Bennett to postpone and make special order for Tuesday next 11 o'clock, was adopted.

SPECIAL ORDER.

House bill No. 455 was announced, and on motion of Mr. Bryson, of Jackson, was postponed till Monday next, and made special order for 11 o'clock.

On motion of Mr. Badger, the rules were suspended and House bill No. 535, to establish the weight of a bushel of potatoes and turnips was read third time, and substitute offered by Mr. Badger was adopted, and bill passed.

House bill No. 542 was read third time, passed, and ordered to be engrossed and sent to the Senate.

House bill No. 522 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 537 was read second and third times, passed each reading, and was ordered to be engrossed.

House bill No. 491 was read second and third times, passed each reading, and was ordered to be engrossed.

A message was received from the Senate transmitting engrossed copies of the following bills which were read first time, passed and referred, as follows:

Senate bill No. 72—An act to amend section 66 of chapter 113, of the acts of 1868–'69. Referred to Committee on the Judiciary.—H. B. No. 550.

Senate bill No. 164—An act to change the dividing line between Franklin and Granville counties. Referred to Committee on Counties, Cities, Towns and Townships.—H. B. No. 551.

Senate bill No. 647—An act to prohibit the sale of liquor in certain localities. Referred to Committee on Propositions and Grievances.—H. B. No. 552.

Senate bill No. 664—A bill to amend the charter of the Halifax and Scotland Neck Railway Company. Referred to the Committee on Internal Improvements.—H. B. No. 547.

SPECIAL ORDER.

The Constitutional amendments were announced.

Senate bill No. 459, House bill No. 468—In relation to the public debt, was read third time, and passed by the constitutional majority, more than two-thirds of the whole House voting therefor. Ayes 105; noes 9.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer,

Godfrey, Gray, Grady, Gudger, Guyther, Hampton, Haynes, Heaton, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael Mitchell, Mizell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse —105.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Dudley, Gorman, Goodwyn, Jones of Northampton, Lloyd and McLaurin—9.

Senate bill No. 460, House bill 465—In relation to the Superintendent of Public Works, was read third time, and passed by the constitutional majority, more than two-thirds of the whole House voting therefor. Ayes 98; noes 15.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Copeland, Cox, Craige, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Grady, Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Mizell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn

of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson Waugh, Webb, Winslow, Wiley, Whitmire, Wheeler Whisnant and Woodhouse—98.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Corson, Dudley, Goodwyn, Gray, Heaton, Hughes, Jones of Northampton, King, Lloyd, Lutterloh, McLaurin and Sneed—15.

Senate bill No. 461, House bill No. 466—In relation to the Code Commissioners, was read third time, and passed by the constitutional majority, more than two-thirds of the House voting therefor. Ayes 101; noes 13.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Grady, Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Mizell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—101.

The following gentleman voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Dudley, Goodwyn, Gray, Heaton, Hughes, Jones of Northampton, King, Lloyd, McLaurin and Sneed—13.

Senate bill No. .462, House bill No. 467—In relation to

exemptions, was read third time, passed by the Constitutional majority, more than two-thirds of the whole House voting therefor. Ayes 103; noes 9.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Grady, Gudger, Guyther, Hampton, Haynes, Heaton, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Mizell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Watson, Waugh, Webb, Winslow, Wiley, Waddill, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse–103.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Dudley, Goodwyn, Jones of Northampton, King, Lloyd and McLaurin–9.

Senate bill No. 463, House bill No. 475, in relation to the University, was read third time and passed by the constitutional majority, more than two-thirds of the whole House voting therefor. Ayes 97; noes 12.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd,

Carter, Carson, Copeland, Cox, Craige, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Grady, Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Johns, Jordan Jones of Tyrrell, Joyner, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Michael, Mitchell, Mizell, Moring, Moss, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—97.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Dudley, Goodwyn, Heaton, Hughes, Jones of Northampton, Lloyd, Lutterloh, McLaurin and Sneed—12.

Senate bill No. 465, House bill No. 476—In relation to the State census—was read third time, and passed each reading by the constitution majority, more than two-thirds of the whole House voting therefor. Ayes 102; noes 11.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Grady, Gudger, Guythey, Hampton, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Mizell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Presson, Reid of Mecklenburg, Reid of

Randolph, Richardson, Rhodes, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—102.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Dudley, Goodwyn, Gray, Heaton, Jones of Northampton, King, Lloyd and McLaurin—11.

Senate bill No. 466, House bill No. 477—In relation to Federal and State officers—was read third time, and passed by the constitutional majority, more than two-thirds of the whole House voting therefor. Ayes 98; noes 14.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Cox, Craige, Dickey, Dula, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Grady, Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Mizell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Whisnant and Woodhouse—98.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Corson, Dudley,

Goodwyn, Gray, Heaton, Hughes, Jones of Northampton, King, Loyd, McLaurin and Sneed—14.

Senate bill No. 468, House bill No. 479—In relation to annual sessions—was read third time, and passed by the constitutional majority, more than two-thirds of the whole House voting therefor. Ayes 103; noes 10.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Cox, Craige, Dickey, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Mitchell, Michael, Mizell, Moring, Moss, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Presson, Reid of Mecklenburg, Ried of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Whisnant and Woodhouse—103.

The following gentlemen voted in the negative:

Messrs. Abbott, Bryant of Halifax, Bunn, Dudley, Goodwyn, Heaton, Jones of Northampton, King, Lloyd and McLarin—10.

Senate bill No. 467, House bill 478—In relation to the public charities, was read third time, pending a discussion, on motion of Mr. Craige, the House adjourned.

EVENING SESSION.

On motion of Mr. Morrison, the unfinished business was postponed till to-morrow 12 M.

On motion of Mr. Whisnant, the rules were suspended and House bill No. 488 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion, the Calendar was placed at the disposal of the Speaker during the evening.

CALENDAR.

House bill No. 512 was read second time and passed.

House bill No. 434 was read second time and passed.

House resolution No. 194 was read second time. The motion of Mr. Bowman to lay on the table was lost. On motion of Mr. Morrison, the resolution was indefinitely postponed.

On motion of Mr. Badger, the rules were suspended, and the Resolution offered by himself relating to adjournment till Monday, in honor of the momory of General Washington was read. Mr. Morrison offered an amendment providing that no member, officer or employee should receive per diem for Saturday. On motion, resolution and amendment were laid on the table. Ayes 91; noes 15.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryant of Hallifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Byrd, Carter, Carson, Copeland, Craige, Dickey, Dudley, Dula, Fletcher, Foster, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Gudger, Guyther, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northamp-

ton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Luckey, Marler, Maxwell, McLaurin, McGehee, McNeill, Mitchell, Mizell, Moring, Morrison, Norment, Outlaw, Paschall, Perry of Bladen, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Wedb, Winslow, Wiley, Whitmire, Wheeler, Whisnant and Woodhouse—91.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Brown of Davidson, Bryan of Pitt, Corson, Cox, Davis, Ellison, Freeman, Hampton, Lloyd, Patrick, Perry of Wake and Rhodes—15.

Mr. Bennett, from the Committee on the Judiciary, reported House bill No. 436, with recommendation that it do pass, and the rules being suspended, the bill passed its second reading. Ayes 97; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Badger,Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Byrd, Carson, Copeland, Corson, Cox, Craige, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Luckey, Marler, Maxwell, McGehee, Mitchell, Mizell, Moring, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perryof Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Winslow, Wiley, Wheeler, Whisnant and Woodhouse—97.

House bill No. 481 was read second and third times, passed each readiug, and was ordered to be engrossed and sent to the Senate.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on Corporations:

By Mr. Jones of Caldwell—Senate bill 425, House bill No. 539, that it do pass.

House bill No. 531, that it do pass.

From the Committee on Salaries and Fees;

By Mr. Settle—House bill No. 418, that it do not pass.

Mr. Anderson of Davie, from the Committee on engrossed bills, reported the following as correctly engrossed, which were transmitted to the Senate for concurrence.

House bill No. 443—A bill to protect cattle from distemper and other infectious diseases.

House bill No. 486—A bill to incorporate the Lane Field High School in Duplin county.

House bill No. 539—A bill to provide for the distribution of a portion of the school fund, in Cedar Creek township of Cumberland county.

House bill No. 509—A bill to provide for the enforcement of judgments obtained upon obligations contracted for the purchase of real estate, when title has passed.

House bill No. 471—A bill to incorporate the Wilmongton Ship Canal Company.

The following named bill was introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Badger—An act to protect, in some measure, the youth of the State.—H. B. No. 553.

Leave of absence was granted to Mr. Cox.

House bill No. 500 was read second and third times, passed

each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 531 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 506 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 181 was read second time, and on motion of Mr. Bowman, was made special order for 12 M.

House bill No. 174 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 207 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 226 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 249 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 243 was read second time, and amendment proposed by the committee adopted, and bill passed. Read third time, passed, and ordered to be engrossed and sent to the Senate.

House bill No. 253 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 254 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 255 was read second time. The substitute offered by the committee was adopted, and bill passed. Was read third time, passed, and ordered to be engrossed and sent to the Senate.

House bill No. 262 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 289 was read second time, and on motion of Mr. Badger, was postponed and made special order for to-morrow at 11 o'clock A. M.

On motion of Mr. Joyner, the House adjourned.

SIXTY-SECOND DAY.

HOUSE OF REPRESENTATIVES, February 22, 1873.

The House was called to order by the Speaker at 10 o'clock A. M.

The Journal of yesterday was read and approved.

Messrs. Watson and Norment were reported absent from their seat on account of sickness.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—Senate bill No. 565, House bill No. 537, with amendment and that it do pass.

From the Committee on Agriculture &c.:

By Mr. Jones, of Orange—Senate bill No. 336, House bill No. 538, that it do pass.

From the Committee on the Judiciary:

By Mr. Bennett—Senate bill No. 222, House bill No. 350, that it do not pass.

Senate resolution No. 574, House resolution No. 200, that it be discharged from consideration.

House bill No. 400, that it do not pass.

House bill No. 87, that it do not pass.

House bill No. 394, that it do not pass.

House bill No. 173, that it do not pass.

House bill No. 532, that it do not pass.

House bill No. 209, with amendment and that it do pass.

House bill No. 241, that it do pass.

From the Committee on Finance:

By Mr. Richardson—Senate resolution No. 587, House resolution No. 209, that it do pass.

By Mr. Gidney—Senate bill No. 524, House bill No. 524, that it do pass.

House bill No. 517, that it do pass.

From the Committee on Internal Improvements:

By Mr. McGehee—Senate bill No. 664, House bill No. 546, that it do pass.

From the Committee on Salaries and Fees:

By Mr. Settle—House bill No. 518, with amendment and that it do pass.

House bill 368, that it do not pass.

From the Committee on Insane Asylum:

By Mr. Luckey—House bill No. 546, that it do pass.

House resolution No. 20, ask to be discharged from consideration.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 498—A bill to be entitled an act to prevent the retailing of spirituous liquors in the town of Statesville.

House bill No. 504—An act to incorporate the Cranberry Iron and Coal Company.

House bill No. 472—A bill to prevent the obstruction of fish passing up Roanoke river.

House bill No. 133—A bill providing for the enforcement of decrees in suits of equity rendered prior to a certain act of 1866.

House bill No. 31—A bill giving power to the Supreme Court to grant writs of *certiorari* in certain cases.

House bill 480—A bill to authorize the employment of a police force in the town of Statesville.

House bill No. 160—A bill authorizing E. Merrill, sheriff, to collect arrears of taxes.

House bill No. 439—A bill to authorize the board of commissioners of Alamance to levy a special tax, and for other purposes.

House bill No. 439—A bill to prohibit the sale of spirituous liquors within three miles of Shiloh Church, in Johnston county.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to authorize the commissioners of Stokes county to levy a special tax.

An act to prohibit the sale of spirituous liquors within two miles of the court-house in the town of Morganton.

A resolution to raise a joint select committee to negotiate with the Messrs. Coleman Brothers for a surrender of their contract for the construction of the stone and brick work of the penitentiary.

Resolution in relation to the public library.

Mr. Wiley, from the Joint Select Committee on Constitutional Reform, submitted the following bills, which were placed upon the Calendar:

A bill to alter the Constitution of North Carolina in relation to the Supreme Court.—H. B. No. 554.

A bill to alter the Constitution of North Carolina in relation to the Judicial power of the State.—H. B. No. 556.

A bill to alter the Constitution of North Carolina in relation to county commissioners.—H. B. No. 557.

A bill to alter the Constitution of North Carolina in relation to townships.—H. B. No. 558.

A bill to alter the Constitution of North Carolina in relation to public schools and public instruction.—H. B. No. 559.

A bill to alter the Constitution of North Carolina in relation to Judiciary and Judicial Districts of the State.—H. B. No. 560.

A bill to alter the Constitution of North Carolina in relation to pay of members of the General Assembly.—H. B. No. 561.

A bill to alter the Constitution of North Carolina in relation to the term of office of executive officers.—H. B. No. 562.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Brown of Mecklenburg—Resolution in favor of John H. Hill.—H. R. No. 219.

By Mr. Marler—Resolution in reference to George Washington.—H. R. 222.

By Mr. Gorman—Resolution in regard to the portrait of Washington.—H. R. 223.

To the Committee on the Judiciary:

By Mr. McGehee—Resolution in favor of J. C. Griffith, Sheriff of Caswell county.—H. R. 220.

To the Committee on Finance:

By Mr. Gidney—A resolution to provide for a casual deficit in the Treasury.—H. R. 221.

By Mr. Goodwyn—Resolution in regard to adjournment and unfinished business.—H. R. 225.

To the Committee on Corporations:

By Mr. Shaw—A bill to incorporate the town of Jonesboro', in Moore county.—H. B. 555.

SPECIAL ORDER.

House bill No. 289 was read third time, passed, and ordered to be engrossed and sent to to the Senate.

On motion of Mr. Gorman, the rules were suspended and House resolution 223 was read second time. Sundry amend-

ments were proposed. Mr. Joyner moved to lay on the table. Mr. Gorman called for the ayes and noes, and the call being sustained, the motion was lost. Ayes 18; noes 82.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Byson of Swain, Craige, Gudger, Heaton, Hinnant, Maxwell, McGehee, Mitchell, Moring, Morrison, Presson, Shaw, Shackelford, Stanford, Warlick, Waddill and Webb—18.

The following gentlemen voted in the negative:

Messrs. Abbott, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Copeland, Corson, Dickey, Dula, Fletcher, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Guyther, Hampton, Haynes, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Luckey, Marler, McLaurin, Miller, Mizell, Moss, Outlaw, Patrick, Paschall, Perry of Bladen, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Sharp, Shinn of Iredell, Shinn of Cabarrus, Stowe, Sneed, Todd, Trivett, Turner, Waugh, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—82.

On motion of Mr. Gudger, the resolution and amendments were indefinitely postponed.

House bill No. 436 was read third time, passed, and ordered to be engrossed and sent to the Senate. Ayes 96; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wikes, Bryan of Alleghany, Brooks, Bunn, Byrd, Carter, Carson, Copeland,

Craige, Dickey, Dudley, Dula, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Gudger, Guyther, Hampton Haynes, Heaton, Hinnant, Houston, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Johns, Jordan, King, Lindsey, Lloyd, Luckey, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Mitchell, Moring, Mizell, Moss, Morrison, Outlaw, Paschall, Perry of Bladen, Presson, Reid of Randolph, Richardson, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse —96.

On motion of Mr. Waddill, the vote by which House bill No. 253 passed its third reading was reconsidered.

The question recurring upon the passage of the bill, Mr. Jordan called for the ayes and noes, and the call being sustained, the bill was rejected. Ayes 34; noes 59.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Ballard, Bennett, Brown of Mecklenburg, Bryson of Swain, Bryan of Sampson, Carter, Craige, Freeman, Gant, Gidney, Godfrey, Grady, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Lindsey, Luckey, Marler, Maxwell, McGehee, Moring, Moss, Presson, Reid of Randolph, Richardson, Shaw, Shackelford, Stanford, Trivett, Waddill and Woodhouse—34.

The following gentlemen voted in the negative:

Messrs. Abbott, Anderson of Clay, Badger, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Bunn, Byrd, Carson, Copeland, Corson, Dickey, Dudley, Dula, Fletcher, Gilmer, Gorman, Goodwyn, Gray, Guyther, Hampton, Haynes, Heaton, Hinnant, Hughes, Jones of Northampton, Joyner, Jordan, King, Lloyd, McLaurin, Miller, Mizell Morrison, Paschall, Perry

of Bladen, Rhodes, Scott, Sharp, Shinn of Iredell, Shinn of Cabarrus, Stowe, Sneed, Todd, Warlick, Waugh, Webb, Winslow, Wiley, Williamson and Whisnant—59.

SPECIAL ORDER.

Senate bill No. 467, House bill No. 478, in relation to the public charities, was read third time and failed to pass by the constitutional majority, less than two-thirds of the whole House voting therefor. Ayes 69; noes 36.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Byrd, Craige, Dula, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Guyther, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsay, Marler, Maxwell, McGehee, McNeill, Miller, Mitchell, Moring, Moss, Morrison, Perry of Bladen, Presson, Richardson, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Warlick, Waddill, Waugh, Webb, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse.—69.

The following gentlemen voted in the negative:

Messrs. Abbott, Bean, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Brooks, Bunn, Carter, Carson, Copeland, Corson, Dickey, Dudley, Ellison, Foster, Gorman, Goodwyn, Gray, Heaton, Hughes, Jones of Caldwell, Jones of Northampton, Jordan, King, Lloyd, Luckey, McLaurin, Mizell, Patrick, Paschall, Reid of Randolph, Rhodes, Scott, Sneed. Turner and Winslow—36.

On motion of Mr. Wiley, House bill 554, in relation to the Supreme Court, was read first time.

Mr. McLaurin moved to indefinitely postpone.

The call for the ayes and noes was sustained, and the House refused to indefinitely postpone. Ayes 43; noes 64.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Brooks, Bunn, Copeland, Corson, Dudley, Ellison, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Gray, Gudger, Hampton, Heaton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, McLaurin, Miller, Patrick, Paschall, Perry of Bladen, Reid of Randolph, Scott, Sharp, Sneed, Winslow, Williamson and Whisnant—43.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecleknburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Byrd, Carter, Carson, Craige, Dickey, Dula, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Haynes, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Mitchell, Moring, Moss, Morrison, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Wiley, Whitmire, Wheeler and Woodhouse—64.

The question recurring on the passage of the bill, it was rejected, less than two-thirds of the whole House voting therefor. Ayes 62; noes 40.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Ballard, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Byrd, Carter, Carson, Craige, Dickey, Dula, Freemen, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Haynes, Hinnant, Houston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, Mc-

Gehee, McNeill, Mitchell, Moring, Morrison, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Wiley, Whitmire, Wheeler and Woodhouse—62.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Brooks, Bunn, Copeland, Corson, Dudley, Ellison, Fletcher, Foster, Gorman, Goodwyn, Gray, Guyther, Hampton, Heaton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, McLaurin, Miller, Mizell, Patrick, Paschall, Perry of Bladen, Scott, Sharp, Sneed, Winslow and Whisnant—40.

On motion of Mr. Wiley, House bill No. 552—In regard to the executive officers, was read first time and rejected, less than the constitutional majority voting therefor. Ayes 60; noes 44.

The following gentlemen voted in affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Byrd, Carter, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, Mitchell, Moring, Moss, Morrison, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Wiley, Whitmire and Woodhouse—60.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Carson, Corson, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Goodwyn, Gray, Guyther, Hampton, Heaton, Hughes, Jones of Camden, Jones of Northamp-

ton, Jordan, King, Lloyd, McLaurin, Miller, Mizell, Patrick, Paschall, Perry of Bladen, Reid of Randolph, Scott, Sharp, Sneed, Winslow, Wheeler, and Whisnant—44.

On motion of Mr. Marler, the rules were suspended and House resolution No. 222 was read second time.

Mr. Rhodes' motion to lay upon the table, was rejected and resolution passed.

A message was received from the Senate transmitting engrossed copies of the following bills, resolutions and amendments, which were read and referred, or otherwise disposed of as follows:

Senate bill No. 89—An act to revive an act to incorporate the Bank of Raleigh, ratified March 1st 1870.—H. B. 568.

Senate bill No. 349—A bill to be entitled an act to change the line between the counties of Bladen and Columbus. —H. B. 563.

Senate bill No. 524—An act for the relief of Pamlico county.—H. B. 566.

Senate bill No. 428—An act to allow cumulative suffer-age in election for Commissioners for the city of Raleigh. —H. B. No. 564.

Senate bill No. 673—A bill to be entitled an act, touching the sale of spirituous liquors in certain localities.—H. B. No. 565.

Senate resolution No. 366—Resolution in relation to refunding certain Railway tax to the Sheriff of Iredell county, W. F. Wasson.—H. R. 226.

Senate resolution No. 112—Resolution in favor of John H. Hill.—H. R. No. 219.

Senate bill No. 440—An act concerning the establishing and laying out public highways,—H. B. No. 567.

Amendments to House bill No. 371, Senate bill No. 596—The machinery act.

Senate bill No. 89, referred to Committee on Corporations.

Senate bills Nos. 349 and 524 to Committee on Counties, Cities, Towns and Townships.

Senate bills Nos. 428 and 673 to Committee on Propositions and Grievances.

Senate bill No. 440 to Committee on Railroads, Postroads and Turnpikes.

Senate resolution No. 366 to Committee on Finance.

Senate resolution No. 112 to Committee on Claims.

On motion, the amendment of the Senate to the Machinery act were concurred in.

On motion the House adjourned.

SIXTY-THIRD DAY.

HOUSE OF REPRESENTATIVES, February 24, 1873.

The House was called to order by the Speaker at 10 o'clock

The reading of the Journal of yesterday was dispensed with.

Messrs. Craige and Heaton were reported absent from their seats on account of sickness.

Indefinite leave of absence was granted to Mr. Darden on account of sickness.

The following petitions were introduced, read and referred, as follows:

To the Committee on Propositions and Grievances:

By Mr. Williamson—A petition from sundry citizens of the town of Franklinton protesting against the passage of any law prohibiting the sale of liquors in that town.

To the Committee on the Judiciary:

By Mr. Brown, of Mecklenburg—Petition asking for a general law prohibiting the sale of liquor by a majority vote.

To the Committee on Internal Improvements:

By Mr. Sneed—Petition asking for the passage of a law

to allow citizens of Granville county to vote upon a proposition to subscribe to the Granville Railway Company.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on Finance:

By Mr. Stanford—House bill No. 548, that it do pass.

By Mr. Jones, of Orange—House bill 519, that it do pass.

From the Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—Senate bill No. 349, House bill No. 563, that it do pass.

From the Committee on Internal Improvements:

By Mr. McGehee—House bill No. 503, ask to be discharged from further congregation.

From the Committee on Corporations:

By Mr. Jones, of Caldwell—House bill No. 555, that it do pass.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to alter the Constitution of North Carolina in relation to the public debt.

An act to alter the Constitution of North Carolina in relation to the office of Superintendent of Public Works.

An act to alter the Constitution of North Carolina in relation to the State census.

An act to alter the Constitution of North Carolina in relation to exemptions.

An act to alter the Constitution of North Carolina in relation to the University.

An act to alter the Constitution of North Carolina in relation to the sessions of the General Assembly.

An act to alter the Constitution of North Carolina in relation to Code Commissioners.

An act to alter the Constitution of North Carolina in relation to Federal and other officers holding office.

An act to incorporate the Old North State Lumber, Mining and Manufacturing Company.

An act incorporation the City Hall Company, of Charlotte, N. C.

Resolution in regard to adjournment.

The following named resolutions and bills were introduced, read and passed first time, and were referred or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Waugh—For the appointment of a committee to classify the Calendar.—H. R. No. 227.

By Mr. Paschall—An act to authorize the Governor to employ clerical assistance.—H. B. No. 579.

To the Committee on the Judiciary:

By Mr. Dudley—A bill to be entitled an act in regard to the terms of the Superior Courts for Craven county.—H. B. No. 569.

By. Mr. Bennett—A blll to amend an act to incorporate the Real Estate Loan Association, of Wilmington.—H. B. No. 570.

By Mr. Abbott—A bill to amend section 69, chapter 34, of the Revised Code.—H. B. No. 571.

By Mr. Bennett—A bill to charter the Carolina Central Bank.—H. B. No. 572.

By Mr. Bennett—A bill in regard to the salaries and fees of the Supreme Court Clerk.—H. B. No. 573.

To the Committee on Finance:

By Mr. Reid, of Randolph—A bill to authorize the commissioners of Randolph to levy a special tax.—H. B. No. 574.

To the Committee on Corporations:

By Mr. McNeill—A bill to incorporate the Philanthropic Society of the University of North Carolina.—H. B. No. 577.

By Mr. Stowe—A bill to amend an act entitled an act to

charter the town of Dallas, ratified January 23, 1872.—H. B. No. 578.

A message was received from the Senate transmitting engrossed copies of Senate amendments to House bill No. 246, Senate bill No. 374, an act to incorporate the Farmers' Loan Bank, which were read and concurred in.

Also Senate amendments to House bill No. 361, Senate bill 642, a bill to incorporate the Goldsboro Banking and Loan Association, which were read and concurred in.

A message was received from the Senate transmitting engrossed copy of Senate bill No. 411, House bill No. 575, a bill to repeal sections 6, 7, 8 and 9, and to amend sections 10 and 11 of chapter 2, Revised Code, entitled agriculture and geology, which was read first time, passed and referred to the Committee on Agriculture, &c.

A message was received from the Senate transmitting engrossed copy of Senate bill No. 453, House bill No. 576, an act for the promotion of stock raising, which was read first time, passed and referred to the Committee on Agriculture, &c.

Senate bill No. 425, House bill No. 439, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 361, House bill No. 446, was recommitted with petition to Committee on Finance.

Senate bill No. 550, House bill No. 523, was read second time and amendment of committee concurred in, and the question recurring on the passage of the bill, it was rejected. Ayes 34 ; noes 64.

The following gentlemen voted in the affirmative:

Messrs. Badger, Ballard, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Brooks, Carson, Ellison, Freeman, Gilmer, Gorman, Grady, Hanner, Haynes, Jones of Caldwell, Jones of Northampton, Jones of Orange, Joyner, Jordan, Lutterloh, Luckey, Marler, Maxwell, Mitchell, Patrick, Perry of Bladen, Presson, Richardson, Shinn of Ca-

barrus, Stowe, Todd, Trivett, Williamson and Woodhouse —34.

The following gentlemen voted in the negative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Bean, Blackwell, Bowe, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Bullard, Bunn, Byrd, Carter, Copeland, Dickey, Dudley, Dula, Fletcher, Gidney, Godfrey, Gudger, Guythey, Hampton, Hinnant, Houston, Hughes, Jones of Camden, Jones of Tyrrell, King, Lindsey, Lloyd, McLaurin, McGehee, McNeill, Miller, Mizell, Morrison, Norment, Outlaw, Paschall, Perry of Wake, Reid of Mecklenburg, Reid of Randolph, Rhodes, Scott, Shaw, Sharp, Shinn of Iredell, Shackelford, Stanford, Sneed, Turner, Warlick, Waddill, Waugh, Winslow, Wiley, Whitmire, Wheeler and Whisnant—64.

Senate bill No. 427, House bill No. 526, was read second time and amendment of committee concurred in, the bill passed. Ayes 99; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Dickey, Dudley, Dula, Ellison, Foster, Freeman, Gant, Gilmer, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Hinnant, Houston, Hughes, Jones of Caldwell, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Marler, McLaurin, McNeill, Miller, Mitchell, Mizell, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe,

Sneed, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Winslow, Wiley, Williamson, Wheeler, Whisnant and Woodhouse—99.

Senate bill No. 349, House bill No. 563, was read second time and passed. Ayes 97; noes 2.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Copeland, Corson, Dickey, Dudley, Dula, Fletcher, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Hinnant, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McLaurin, McNeill, Miller, Mitchell, Mizell, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—99.

Messrs. Bowe and Sneed, voted in the negative.

Leave was granted Mr. Bowman to take a petition relating to a new county by the name of Gudger from the Calendar.

On motion of Mr. Rhodes, House bill No. 290 was recommitted to the Joint Standing Committee on Insane Asylum.

The resolution of Mr. Brown, of Mecklenburg, went over, under the rules of the House, for a day.

On motion of Mr. Carter, the rules were suspended, and House bill No. 551 was read second time, and on motion of Mr. Badger, recommitted to Committee on Deaf, Dumb and Blind.

Senate bill No. 222, House bill No. 350, was taken from special order Calendar, and placed on the Calendar of the House.

SPECIAL ORDER.

House bill No. 455—The Transmontane bill was taken up, and on motion of Mr. Bennett, postponed till Wednesday next and made special order for 11 o'clock that day.

On motion of Mr. Jones, of Caldwell, the report of the Committee on Heating Apparatus was taken up, and made special order for 8 o'clock to-night.

House bill No. 181 was read second time.

On motion of Mr. Badger, the word "fifty" in line 9, sec. 1 of the bill was stricken out, and the word "twenty" inserted, and the bill passed. Was read third time, passed and ordered to be engrossed and sent to the Senate.

Senate bill No. 339, House bill No. 527, was read second time, amended and passed. Was read third time and passed, and sent to the Senate for concurrence.

Senate bill No. 599, House bill No. 525, was read second time and passed. Ayes 90; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Badger, Ballard, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carson, Copeland, Dickey, Dudley, Dula, Ellison, Fletcher, Freeman, Gant, Gidney, Gilmer, Gorman, Gray, Grady, Guyther, Hanner, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Mitchell, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Ran-

dolph, Richardson, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse —90.

House bill No. 516 was read second time and passed. Ayes 98; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carter, Carson, Copeland, Corson, Dickey, Dula, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Gorman, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Maxwell, McLaurin, McGehee, Miller, Mitchell, Moring, Mizell, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Winslow, Wiley, Wheeler, Whisnant and Woodhouse —98.

On motion, House bill No. 556, constitutional amendment in relation to the judicial power in the State, was read first time and rejected, less than two-thirds of the whole House voting therefor. Ayes 58; noes 47.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Carter, Carson, Dickey, Freeman, Gant, Gidney,

Gilmer, Grady, Gudger, Hanner, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Mitchell, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waugh, Webb, Wiley, Whitmire and Woodhouse—58.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Copeland, Corson, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Gray, Guyther, Hampton, Hughes, Jones of Camden, Jones of Northampton, Jor dan, King, Lloyd, Lutterloh, McLaurin, Miller, Mizell, Pat rick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Sharp, Sneed, Winslow, Williamson, Wheeler and Whisnant—47.

House bill No. 557—In relation to county commissioners, was read first time and rejected, less than two-thirds of the whole House—the constitutional majority—voting therefor. Ayes 59; noes 46.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Byrd, Carter, Carson, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Hanner, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Mitchell, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Wiley, Whitmire and Woodhouse—59.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Copeland, Corson, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Gray, Guyther, Hampton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Miller, Mizell, Patrick, Paschall, Perry of Bladen, Reid of Randolph, Rhodes, Scott, Sharp, Sneed, Winslow, Williamson, Wheeler and Whisnant—46.

House bill No. 558—In relation to townships, was read first time and rejected, less than two-thirds of the whole House—the constitutional majority—voting therefor. Ayes 60; noes 42.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany Byrd, Carter, Carson, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Mitchell, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Waugh, Webb, Wiley, Whitmire and Woodhouse—60.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Copeland, Corson, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Gray, Hampton, Hughes, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Miller, Patrick, Paschall, Perry of Bladen, Reid of Randolph, Rhodes, Scott, Sharp, Sneed, Winslow, Wheeler and Whisnant—42.

House bill No. 559—In relation to public schools, was read first time and rejected, less than two-thirds—the constitutional majority—voting therefor. Ayes 59; noes 43.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Carter, Carson, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Mitchell, Moring, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Waugh, Webb, Wiley, Whitmire, and Woodhouse—59.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Copeland, Corson, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Gray, Guyther, Hampton, Hughes, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Miller, Mizell, Paschall, Perry of Bladen, Reid of Randolph, Rhodes, Scott, Sharp, Sneed, Winslow, Wheeler and Whisnant—43.

House bill No. 560—In relation to Judges of Superior Court, was read first time and rejected, less than two-thirds—the constitutional majority—voting therefor. Ayes 59; noes 41.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Carter, Carson, Dickey, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Hanner, Haynes, Houston, Johnston, Jones of Caldwell, Jones of

Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, Mitchell, Moring, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Waugh, Webb, Wiley, Whitmire and Woodhouse—59.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryan of Wilkes, Brooks, Bunn, Copeland, Corson, Dudley, Dula, Ellison, Fletcher, Foster, Gorman, Guyther, Hampton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Miller, Mizell, Paschall, Perry of Bladen, Reid of Randolph, Rhodes, Scott, Sharp, Sneed, Winslow, Wheeler and Whisnant—41.

House bill No. 561—In relation to the pay of members of the General Assembly—was read first time and rejected, less than two-thirds—the constitutional majority—voting therefor. Ayes 77; noes 27.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Blythe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Dickey, Dula, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Mitchell, Morrison, Norment, Outlaw, Patrick, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Turner, Warlick, Waddill, Waugh, Webb, Wiley, Whitmire, Wheeler and Woodhouse—77.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Bowe, Bryan of Pitt, Bryant of Halifax, Bunn, Dudley, Ellison, Fletcher, Foster, Guyther, Hampton, Hughes, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Miller, Mizell, Paschall, Perry of Bladen, Trivett, Winslow and Whisnant—27.

Mr. Guyther moved to reconsider the vote by which House bill No. 561 was rejected, and make the motion the special order for 11 A. M. to-morrow.

Mr. Dudley moved to lay the motion on the table. The House refused to lay upon upon the table.

Mr. Dudley's motion to indefinitely postpone was lost. The House refused to postpone till third Monday in November next, and the question recurring on Mr. Guyther's motion to make special order for to-morrow at 11 o'clock, it was adopted.

House bill No. 518 was read second time.

Mr. Gorman offered an amendment.

Mr. Bennet moved to amend the amendmentt.

The motion of Mr. Brown of Mecklenburg, to recommit to the Committee on Finance, was rejected.

The amendment of Mr. Gorman was withdrawn.

Mr. Settle demanded the previous question, which was seconded by the House, and the main question ordered, and the bill passed its second reading. Ayes 63; noes 32.

The folliwing gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Bunn, Carter, Carson, Corson, Dudley, Dula, Fletcher, Foster, Freeman, Gilmer, Gorman, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Heaton, Hughes, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Tyrrell, King, Lloyd, Lutterloh, Luckey, McLaurin, McNeill, Mizell, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Mecklenburg, Reid of Randolph, Rhodes, Scott, Settle, Shaw, Sharp,

Shinn of Iredell, Sneed, Todd, Trivett, Turner, Winslow, Williamson, Wheeler, Whisnant and Woodhouse—63.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Dickey, Gant, Haynes, Hinnant, Johnston, Joyner, Johns, Lindsey, Marler, Maxwell, McGehee, Moring, Morrison, Norment, Presson, Shinn of Cabraaus, Warlick, Waddill, Waugh, Webb and Wiley—32.

On motion of Mr. Settle, the rules were suspended and the bill was read third time and passed.

On motion of Mr. Settle, the motion to reconsider the vote by which the bill passed its third reading was laid upon the table.

On motion, the House adjourned.

EVENING SESSION.

Indefinite leave of absence was granted to Mr. Cox, on account of severe illness in his family.

Leave of absence granted to Mr. Bunn till Friday next.

Leave granted to Mr. Cox to record his vote in the negative upon the constitutional amendments relating to the public charities.

Leave was granted to Mr. Shackelford to record his vote in the negative upon the bill giving additional clerk to the Auditor and Secretary of State.

Leave was granted to Mr. Moring to record his vote in the affirmative upon the constitutional amendments acted upon during his absence from the House on account of sickness.

Mr. Bennett, from Joint Select Committee to Investigate the affairs of the Western North Carolina Railroad submitted a report, which was read and ordered to be transmitted to the Senate, with a proposition to print.

Senate bill No. 664, House bill No. 546, was read second time and passed. Ayes 89; noes 2.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bean, Bennett, Blythe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bunn, Byrd, Carson, Copeland, Corson, Dickey, Dudley, Dula, Fletcher, Foster, Freeman, Gidney, Gilmer, Godfrey, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Houston, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McLaurin, McGehee, Miller, Mitchell, Moring, Mizell, Morrison, Norment, Outlaw, Perry of Bladen, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Waddill, Waugh, Webb, Wiley, Wheeler, Whisnant and Woodhouse —89.

The following gentlemen voted in the negative:

Messrs. Bullard and Warlick—2.

Senate bill No. 184, House bill No. 447, was read second time and amendment of committee adopted.

On motion of Mr. Corson, "seven thousand dollars" was stricken out and "two thousand dollars" inserted, and bill passed. Ayes 93; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carson, Copeland, Corson, Cox, Dickey, Dudley, Dula, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gray, Grady,

Gudger, Guyther, Hanner, Hampton, Haynes, Hinnant, Houston, Hughes, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, Lindsey, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Mitchell, Moring, Norment, Outlaw, Patrick, Perry of Bladen, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Whisnant and Woodhouse—93.

On motion of Mr. Gudger, the rules were suspended, and House bill No. 474 was taken up, and made special order for 8 o'clock to-morrow night.

On motion of Mr. Stanford, the rules were suspended and House resolution No. 221—A resolution to provide for a casual deficit in the Treasury was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

Mr. Gudger moved to reconsider the vote by which Senate bill No. 523, House bill No. 550 was rejected, and the motion to reconsider was made special order for Thursday next, at 11 o'clock A. M.

Senate bill No. 407, House bill No. 462, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

On motion of Mr. Guyther, the rules were suspended and House resolution No. 217 was read and adopted.

Senate bill No. 525, House bill No. 502, was read second and third times, passed each reading, and ordered to be enrolled for ratification.

Senate bill No. 336, House bill No. 538, was read, and on motion, laid upon the table.

Mr. Badger moved to reconsider the vote by which House bill No. 181—A bill requiring the Auditor of the State to give bond, passed its third reading.

Senate resolution No. 574, House resolution No. 200, was read second time, and on motion, laid upon the table.

On motion of Mr. Shackelford, House bill No. 460 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Wheeler, the rules were suspended and House bill No. 424 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 370 was read second and third times, passed each reading, and ordered to be engrossed and sent to the Senate.

On motion of Mr. Badger, the calendar was placed at the disposal of the Speaker.

Senate resolution No. 587, House resolution No. 209, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

House bill No. 529 was read second time, and referred to the Committee on Propositions and Grievances.

House bill No. 512 was read third time, passed, and ordered to be engrossed and sent to the Senate.

Senate bill No. 420, House bill No. 402, was read second time, Mr. McNeill's amendment adopted and bill passed. Read third time, passed, and ordered to be sent to the Senate for concurrence in amendment.

Senate resolution No. 613, House resolution No. 214, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

On motion of Mr. Corson, the House adjourned.

SIXTY-FOURTH DAY.

HOUSE OF REPRESENTATIVES, February 25, 1873.

The House was called to order by the Speaker at 10 o'clock.

The reading of the Journal of yesterday was dispensed with.

It was announced that Mr. Moss was detained at home by sickness.

Reports from standing committees were submitted with recommendations, as follows:

From the Commitee on Agriculture:

By Mr. Jones, of Orange—Senate bill No. 543, House bill No. 576, that it do pass.

Senate bill No. 411, House bill No. 575, that it do pass.

House bill No. 501, recommend a substitute.

From the Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—House bill No. 545, that it do pass.

Senate bill No. 164, House bill No. 551, that it do pass.

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 569, that it do pass.

House bill No. 435, that it do pass.

House bill No. 334, that it do pass.

House bill No. 571, that it do not pass.

House bill No. 430, that it do not pass.

House bill No. 570, with amendment, and that it do pass.

House bill No. 384, that it do not pass.

House bill No. 185, that it do not pass.

House bill No. 544, that it do not pass.

House bill No. 572, that it do pass.

House bill No. 510, with substitute, and that it do pass.

House resolution No. 181, with resolution, asking that it do pass.

House resolution No. 220, that it do pass.

From the Committee on Internal Improvements:

By Mr. McGehee—House bill No. 520, that it do pass.

From the Committee on Propositions and Grievances:

By Mr. Brown of Mecklenburg—House bill No. 499, that it do pass.

From the Committee on Finance:

By Mr. Stanford—Senate bill No. 361, House bill No. 446, that it do not pass.

House bill No. 548, that it do not pass.

Senate resolution No. 366, House resolution No. 226, that it do pass.

House resolution No. 169, that it do pass.

From the Committee on Insane Asylum:

By Mr. Luckey—House bill No. 290, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 358—An act to prevent the sale of liquor within two miles of any place of public worship within the townships of Kinnekeet and Hatteras, in the county of Dare.

House bill No. 535—A bill to be entitled an act to establish the weight of a bushel of potatoes and turnips.

House bill No. 542—A bill to be entitled an act to amend sections 31 and 38, so that they shall conform to section 28 of the school law.

House bill No. 537—An act to prevent the sale of liquor within five miles of colored school house No. 1, in Federal Point township, New Hanover county.

House bill No. 505—A bill to incorporate the town of Fair Bluff, in the county of Columbus.

House bill No. 134—A bill to cure defects in certain judicial proceedings, arising from mistakes of jurisdiction.

House bill No 522—A bill to incorporate Flat Rock Camp Ground, in the county of Guilford, North Carolina.

House bill No. 491—A bill to make the entry takers of certain counties, *ex officio* county agents.

House bill No. 536—A bill to be entitled an act to allow the commissioners of Anson county to levy a special tax.

House bill No. 243—An act to amend chap. 139 of the public laws of 1870–71.

House bill No. 226—An act concerning corporations.

House bill No. 207—An act to amend section 34, chapter 113, acts of 1868–'69.

House bill No. 262—An act to change the fees of constables.

House bill No. 174—An act declaring an act to provide the service of process issuing from courts of justices of the peace where one or more of the defendants may reside out of the county.

House bill No. 500—A bill to allow certain counties to elect a finance committee.

House bill No. 436—A bill to authorize and empower the board of county commissioners of Forsythe county to appoint a special tax collector.

House bill No. 481—A bill to prevent the sale of spirituous liquors in the town of Webster.

House bill No. 249—An act to provide for amercements in justices' courts.

House bill No. 488—A bill to amend chapter 241 of the laws of 1870–'71.

House bill No. 530—A bill to authorize the commissioners of Wilkes county to issue bonds.

Mr. Bennett, from the committee to investigate the case of J. S. Anderson, submitted a report with the testimony taken by the committee, which was read and placed on the Calendar.

The following named resolutions and bills were intro-

duced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Marler—A resolution providing for the printing of twenty copies of the public school law, for the use of each Senator and member of the House of Representatives.—H. R. No. 229.

By Mr. Norment—A bill to authorize and empower the commissioners of the town of Lumberton to sell real estate for taxes.—H. B. 585.

To the Committee on Internal Improvements:

By Mr. Bryson, of Swain—A bill to be entitled an act to amend the charter of the Western Division of the Western North Carolina Railroad.—H. B. No. 580.

To the Committee on the Judiciary:

By Mr. Lloyd—A bill to be entitled an act concerning inspection and guaging of tar in New Hanover.—H. B. No. 581.

To the Committee on Propositions and Grievances:

By Mr. Bryson, of Jackson—A bill to authorize the commissioners of Jackson county to levy a special tax.—H. B. No. 582.

By Mr. Maxwell—A bill to prohibit the sale of spirituous liquors near McGee's and White Oak Churches, in Sampson county.—H. B. No. 583.

To the Committee on Corporations:

By Mr. Scott—A bill in relation to the town of Trenton, in Jones county.—H. B. No. 584.

Bills were acted on under a suspension of the rules, as follows:

On motion of Mr. Dudley, House bill No. 569 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Dudley, the motion to reconsider the

vote by which the bill passed its third reading was laid upon the table.

On motion of Mr. Brown, of Mecklenburg, House resolution No. 228 was read second time and rejected, less than two-thirds voting therefor. Ayes 57; noes 50.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Byrd, Carter, Dickey, Gant, Gidney, Gilmer, Godfrey, Grady, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Lutterloh, Luckey, Maxwell, McGehee, McNeill, Mitchell, Moring, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Waugh, Webb, Winslow, Whitmire and Woodhouse —57.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Carson, Copeland, Corson, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Gorman, Gray, Guyther, Hampton, Hughes, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Marler, McLaurin, Miller, Mizell, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Sharp, Sneed, Trivett, Wiley, Williamson, Wheeler and Whisnant—50.

SPECIAL ORDER.

Senate bill No. 319, House bill No. 373, was read second time.

Mr. Badger moved to lay upon the table.

Mr. Dudley called for the ayes and noes, and the call was sustained, and the motion lost. Ayes 52; noes 57.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Bryan of Alleghany, Brooks, Carson, Copeland, Corson, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Gorman, Goodwyn, Gray, Guyther, Hampton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Marler, McLaurin, Miller, Mizell, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Sharp, Sneed, Trivett, Winslow, Williamson Wheeler and Whisnant—52.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecleknburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bullard, Byrd, Carter, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Hanner, Haynes, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Maxwell, McGehee, McNeill, Mitchell, Moring, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Waugh, Webb, Wiley, Whitmire and Woodhouse—57.

Mr. Badger offered a proviso to first section.

Pending the consideration of the bill,

On motion of Mr. Heaton, the House adjourned.

EVENING SESSION.

A message was received from the Senate informing the House that Mr. Respess constitute the Senate branch of the committee to cancel voubhers and burn coupons in the Auditor's office.

A message was received from the Senate transmitting en-

grossed copies of the following bills, which were read first time, passed, and referred, as follows:

To the Committee on Corporations:

Senate bill No. 388, House bill No. 590—A bill to incorporate the Old North State Life Insurance Company.

Senate bill No. 446, House bill No. 591—A bill to amend the charter of the town of Beaufort.

A message was received from the Senate transmitting engrossed copies of the following bills and amendments, which were read first time, passed, and referred, or otherwise disposed of, as follows:

To the Committee on the Judiciary:

Senate bill No. 165, House bill No. 587—A bill to amend chapter 12 Revised Code, entitled Bastard Children.

Senate bill No. 399, House bill No. 589—A bill to authorize two additional terms of the Superior Court for Granville county.

Senate bill No. 355, House bill No. 588—A bill in relation to town lots.

Senate bill No. 548, House bill No. 592—A bill to incorporate the Roanoke Iron Company, which was read first time, passed, and placed on the Calendar.

Also engrossed amendments to House bill No. 206, Senate bill No. 501—A bill making indictable the felling of trees into either fork of Horse creek, in Ashe county, which were read and concurred in.

Engrossed amendments to House bill No. 113, Senate bill No. 595—A bill to allow the commissioners of Transylvania county to levy a special tax, which was read and concurred in.

Engrossed amendments to House bill No. 288, Senate bill No. 494—A bill making Reedy Fork, in the county of Guilford, a lawful fence, which was read and concurred in.

Mr. McGehee, from the Committee on Internal Improvements, reported House bill No. 580, with recommendation that it do pass.

Mr. Moring, from the Committee on Engrossed Bills, reported the following as correctly engrossed:

House bill No. 569—A bill to be entitled an act in regard to the terms of Superior Court, for the county of Orange.

House bill No. 518—A bill to provide adequate clerical force in the offices of Secretary of State and Auditor.

Houe resolution No. 221—An act to allow enterers of vacant land to obtain grants.

On motion of Mr. Heaton, the unfinished business of the morning was postponed till to-morrow 11 o'clock A. M.

Messrs. Wheeler, Turner, Sneed and Reid, of Mecklenburg, were added by the Speaker, to Committee on Enrolled Bills.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to repeal chap. 61 laws of 1870–'71.

An act to incorporate the Goldsboro Banking and Loan Association.

Resolution in favor of Arthur Dennis.

An act to incorporate the Great Western Air-Line Railway.

An act to incorporate the trustees of Oxford Colored Educational Association, of Granville county.

An act to incorporate the Stowe Falls Manufacturing Company.

An act to incorporate Danbury Lodge, No. 323, of Free and Accepted Masons at Danbury, Stokes county, North Carolina.

An act to re-enact an act entitled "an act to incorporate the French Broad Turnpike Company."

An act to incorporate the North Carolina Mica Mining Company.

Senate bill No. 457, House bill No. 526—A bill authorizing the commissioners of Camden county to levy a special tax, was read third time and rejected. Ayes 28; noes 59.

The following gentlemen voted in the affirmative:

Messrs. Ballard, Bryan of Pitt, Bryant of Halifax, Bryan of Alleghany, Bullard, Carter, Carson, Fletcher, Freeman, Gant, Gidney, Grady, Heaton, Houston, Jordan, King, Marler, Miller, Norment, Presson, Richardson, Stanford, Stowe, Todd, Warlick, Webb, Winslow and Whitmire—28.

The following gentlemen voted in the negative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Wilkes, Brooks, Byrd, Copeland, Corson, Dickey, Dula, Ellison, Gilmer, Godfrey, Goodwyn, Gudger, Guythey, Hanner, Hampton, Haynes, Hinnant, Johnston, Jones of Camden, Jones of Tyrrell, Joyner, Lloyd, Lutterloh, Maxwell, McLaurin, McNeill, Mizell, Moring, Morrison, Outlaw, Patrick, Paschall, Perry of Bladen, Reid of Randolph, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Sneed, Williamson, Wheeler and Whisnant—59.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Luckey—Joint resolution in relation to the appeal from the decree in the Circuit Court of the United States for the Western District of North Carolina, in the case of Hiram Sibley and others against the Western North Carolina Railroad Company.—H. R. No. 234.

By Mr. Johnston—A resolution providing for the celebration of the one hundreth Anniversary of the Mecklenburg Declaration of Independence, by holding an exhibition of arts, and of the products and manufactures of the State in the city of Charlotte, on the 20th of May, A. D. 1875.—H. R. No. 232.

By Mr. Bennett—Resolution in regard to the Centennial International Exhibition, in the city of Philadelphia, in 1876.—H. R. No. 231.

By Mr. McGehee—Resolution in favor of A. M. Lewis, Jr. —H. R. No. 233.

By Mr. Shinn, of Iredell—A bill to be entitled an act to incorporate the town of Mooresville, in Iredell county, and to prohibit the sale of spirituous liquors therein. Referred, with memorials, to Committee on Propositions and Grievances.—H. B. No. 586.

On motion of Mr. Johnston, the rules were suspended and House resolution No. 232 was read second time and adopted.

On motion of Mr. Badger, the Calendar was placed at the disposal of the Speaker.

House bill No. 516 was read third time and passed. Ayes 94; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carson, Copeland, Corson, Davis, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Gant, Gidney, Gilmer, Godfrey, Goodwyn, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Heaton, Hinnant, Houston, Hughes, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Jordan, King, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Mizell, Moring, Morrison, Outlaw, Patrick, Paschall, Presson, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Webb, Winslow, Williamson, Wheeler, Whisnant and Woodhouse—94.

Senate bill No. 664, House bill No. 546, was read third

time, passed, and ordered to be enrolled for ratification. Ayes 86; noes 7.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blythe, Bowe, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Corson, Dudley, Dula, Ellison, Fletcher, Foster, Gant, Gidney, Gilmer, Godfrey, Goodwyn, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Heaton, Hinnant, Hughes, Johnston, Jones of Camden, Jones of Tyrrell, Jordan, King, Lloyd, Luckey, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Mizell, Moring, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Presson, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Webb, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—86.

The following gentlemen voted in the negative:

Messrs. Blackwell, Brown of Davidson, Dickey, Freeman, Houston, Jordan and Winslow—7.

On motion of Mr. Goodwyn, his motion to reconsider the vote was laid upon the table.

House bill No. 520 was read second time and passed. Ayes 82; noes 8.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Bean, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Byrd, Carson, Copeland, Corson, Dickey, Dudley, Ellison, Fletcher, Foster, Gant, Gidney, Gilmer, Godfrey, Goodwyn, Gray, Grady, Guyther, Hanner, Hampton, Haynes, Heaton, Houston, Hughes, Johnston, Jones of Camden, Jones of Tyrrell,

Jordan, King, Lloyd, Luckey, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Mizell, Moring, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Presson, Reid of Randolph, Richardson, Rhodes, Scott, Shinn of Iredell, Shinn of Cabarrus, Stanford, Stowe, Sneed Todd, Turner, Waddill, Winslow, Williamson, Whitmire, Wheeler and Whisnant—82.

The following gentlemen voted in the negative:

Messrs. Bullard, Carter, Joyner, Lutterloh, Shaw, Warlick, Webb and Woodhouse—8.

Senate bill No. 599, House bill No. 523, was read third time, passed, and ordered to be enrolled for ratification. Ayes 85; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blythe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Corson, Dickey, Dula, Ellison, Gant, Gidney, Gilmer, Godfrey, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Heaton, Hinnant, Houston, Hughes, Johnston, Jones of Camden, Jones of Tyrrell, Joyner, Jordan, King, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Mizell, Moring, Norment, Paschall, Perry of Bladen, Presson, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Webb, Winslow, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—85.

Senate bill No. 349, House bill No. 563, was read third time, passed, and ordered to be enrolled for ratification. Ayes 83; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blythe, Bowe, Bowman,

Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Dickey, Dula, Ellison, Fletcher, Freeman, Gant, Gidney, Gilmer, Godfrey, Goodwyn, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Hea- Houston, Johnston, Jones of Camden, Jones of Tyrrell, Joyner, Jordan, King, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Mizell, Moring, Norment, Outlaw, Patrick, Paschall, Presson, Ried of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Webb, Winslow, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse —83.

Senate bill No. 184, House bill No. 447, was read third time, passed, and ordered to be enrolled for ratification. Ayes 63 ; noes 22.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Clay, Badger, Ballard, Bean, Blythe, Bowe, Brown of Davidson, Bryson of Swain, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Byrd, Copeland, Corson, Dickey, Dudley, Dula, Ellison, Gidney, Gilmer, Godfrey, Grady, Guyther, Hanner, Hampton, Haynes, Heaton, Houston, Hughes, Jones of Camden, Jones of Northampton, Joyner, Jordan, King, Lloyd, McLaurin, McNeill, Miller, Mizell, Moring, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Reid of Randolph, Richardson, Rhodes, Scott, Sharp, Shinn of Cabarrus, Stanford, Stowe, Sneed, Winslow, Williamson, Whitmire, Wheeler and Whisnant—63.

The following gentlemen voted in the negative:

Messrs. Anderson of Davie, Blackwell, Bullard, Carter, Freeman, Gant, Goodwyn, Johnston, Jones of Caldwell, Jones of Tyrrell, Lutterloh, Luckey, Marler, Maxwell, Presson, Settle, Shaw, Shackelford, Todd, Warlick, Webb and Woodhouse—22.

House bill No. 580 was read second time.

Mr. McNeill's amendment was adopted.

Mr. Bennett's amendment was adopted.

Amendments offered by Messrs. Rhodes, Lloyd and Richardson were rejected, and bill passed. Ayes 71; noes 2.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Clay, Badger, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Copeland, Dickey, Dudley, Ellison, Freeman, Gidney, Gilmer, Godfrey, Goodwyn, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Heaton, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Tyrrell, Joyner, Jordan, King, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Mizell, Moring, Norment, Outlaw, Paschall, Perry of Bladen, Presson, Reid of Randolph, Scott, Settle, Shaw, Sneed, Todd, Warlick, Webb, Winslow, Williamson and Whisnant—71.

The following gentlemen voted in the negative:

Messrs. Lloyd and Shinn of Cabarrus—2.

House resolution No. 234—Resolution in relation to appeal, &c., was read second time and passed. Ayes 56; noes 8.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Bullard, Copeland, Dickey, Ellison, Fletcher, Freeman, Gant, Gidney, Gilmer, Goodwyn, Grady, Guyther, Hanner, Haynes, Heaton, Houston, Hughes, Jones of Caldwell, Jones of Camden, Joyner, Jordan, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McNeill, Mizell, Moring, Paschall, Perry of Bladen, Presson, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sneed, Todd, Warlick, Webb, Winslow, Williamson and Woodhouse—56.

The following gentlemen voted in the negative:

Messrs. Badger, Blackwell, Blythe, Bowe, Gudger, Hampton, Johnston and King—8.

SPECIAL ORDER.

House bill No. 474 was read second time, amendment of Mr. Bryson, of Swain adopted, and bill passed.

On motion of Mr. Gudger, the rules were suspended and the bill made special order for to-morrow at 8 o'clock P. M.

On motion of Mr. Bennett, the rules were suspended and House resolution No. 231 was read and adopted.

House bill No. 290 was read second time, and on motion of Mr. Lloyd, was indefinitely postponed.

Senate bill No. 89, House bill No. 568, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Mr. Dudley moved a call of the House.

Mr. Maxwell moved to lay the motion on the table, which was adopted, and on motion of Mr. Bowman, the House adjourned.

SIXTY-FIFTH DAY.

HOUSE OF REPRESENTATIVES, February 26, 1873.

The House was called to order by the Speaker at 10 o'clock A. M.

The Journal of yesterday was read and approved.

Mr. Watson was excused, on account of sickness, from serving on the committee to cancel vouchers and burn coupons in Auditor's Department, and Mr. Settle was appointed in his place.

Reports from standing committees were submitted, with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 573, with amendment, and that it do pass.

House bill No. 543, that it do pass.

House bill No. 581, that it do not pass.

House bill No. 492, that it do pass.

From the Committee on Railroads, Postroads and Turnpikes:

By Mr. Bryson, of Swain—Senate bill No. 440, House bill No. 567, ask to be discharged from further consideration, and that the bill be referred to Committee on the Judiciary. Reference to the Committee on the Judiciary made.

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—Senate bill No. 673, House bill No. 565, with amendment, and that it do pass.

Senate bill No. 647, House bill No. 552, with amendment, and that it do pass.

House bill No. 346, with substitute, and that it do pass.

From the Committee on Salaries and Fees:

By Mr. Settle—House bill No. 314, that it do not pass.

House bill No. 487, that it do not pass.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to incorporate Monataw Lodge, No. 318, of Free and Accepted Masons.

An act to amend chapter 50, private laws of 1871–'72, entitled an act to incorporate the town of Boone, in Watauga county.

An act to repeal section 1, of an act for the better protection of oysters and terrapins, in the waters of North Carolina.

An act to amend the school law, ratified the 12th February, 1872.

An act act to incorporate White Hill Lodge, No. 321, Ancient Free and Accepted Masons, in Moore county.

Resolution in favor of Brunswick, Edgecombe and Northampton counties.

Joint resolution of General Assembly in regard to Centennial International Exhibition in Philadelphia in 1876.

The following bill reported as correctly engrossed by the Committee on Engrossed Bills was transmitted to the Senate:

House bill No. 541—A bill in reference to the statute of limitations.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Johnston—Resolution in favor of W. W. Morrisette and D. D. Ferrebee, of Camden county.—H. R. No. 240.

By Mr. Grady—A bill to be entitled an act to amend subdivision 27, section 4, chapter 139, public laws of 1870–71. —H. B. No. 608.

By Mr. Watson—An act to repeal an act ratified February 1st, 1872, entitled "an act to exchange the stocks of the State for bonds, and for other purposes.—H. B. No. —

On motion of Mr. Brown, of Mecklenburg, special order for 11 A. M. was postponed half an hour, and Senate bill No. 647, House bill No 552, was read second time, and amendments proposed by the committee were adopted.

Mr. Gorman's proviso to submit the question of prohibition to the qualified voters of the several localities embraced in the bill was rejected.

The amendment offered by Mr. Reid, of Randolph, was rejected.

The motion of Mr. Settle to recommit the bill was lost.

Amendments offered by Messrs. Goodwyn, Heaton, Pas-

chall, Bryan of Wilkes, Fletcher, Bullard and McNeill, were adopted.

Amendments by Messrs. Ellison, Whisnant and Corson, were rejected, and the bill passed. Was read third time, passed, and was ordered to be transmitted to the Senate for concurrence in House amendments.

On motion of Mr. Brown, of Mecklenburg, his motion to reconsider the vote by which the bill passed its third reading, was laid upon the table.

On motion of Mr. Guyther, the special order was postponed for twenty minutes, and his motion to reconsider the vote by which House bill No. 564—A bill to be entitled an act to alter the Constitution of North Carolina, in relation to pay of members of the General Assembly, was taken up.

The question being upon the motion to reconsider, 73 voted in the affirmative and 26 in the negative. The point being raised that it would require the same vote, two thirds of the whole House, to reconsider, as was necessary to pass the bill, the Speaker reserved the decision of the question.

On motion of Mr. Bryson, of Swaine, House bill No. 580 was read second time, passed and ordered to be engrossed and transmitted to the Senate. Ayes 92; noes 4.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Clay, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carson, Corson, Dickey, Dudley, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Goodwyn, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Heaton, Hinnant, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Jordan, King, Lindsey, Lutterloh, Luckey, Marler, Maxwell, McLaurin, McGehee, Miller, Michael, Mitchell, Mizell, Moring, Morrison, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of

Wake, Reid of Mecklenburg, Reid of Randolph, Richardson, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Stanford, Sneed, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Whisnant and Woodhouse—92.

The following gentlemen voted in the negative :

Messrs. Gorman, Johns, Lloyd and McNeill—4.

On motion of Mr. Bryson, of Swaine, to reconsider the vote by which the bill passed its third reading, was laid upon the table.

SPECIAL ORDER.

Senate bill No. 319, House bill No. 372, was read second time, and the question being upon the proviso offered by Mr. Badger yesterday, it was rejected. Ayes 53; noes 56.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Carson, Copeland, Corson, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Godfrey, Goodwyn, Gray, Gudger, Guyther, Hampton, Heaton, Hughes, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Marler, McLaurin, Michael, Mizell, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Sharp, Sneed, Todd, Trivett, Winslow, Williamson, Wheeler and Whisnant—53.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bullard, Byrd, Carter, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Maxwell, McGehee, McNeill, Mitchell, Moring, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle,

Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire and Woodhouse—56.

Mr. Bennett demanded the previous question, which was seconded by the House, the question being on the amendment of Mr. Bennett to insert after the word "rape" the words "wilful murder, arson and burglary."

Mr. Brown, of Davidson, called for the ayes and noes, and the call being sustained, the amendment was adopted. Ayes 92; noes 14.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Bowman, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carter, Carson, Copeland, Davis, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Godfrey, Goodwyn, Grady, Gudger, Guyther, Hanner, Haynes, Heaton, Hinnant, Houston, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lutterloh, Marler, McLaurin, McGehee, McNeill, Mitchell, Mizell, Moring, Norment, Patrick, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—93.

The following gentlemen voted in the negative:

Messrs. Brown of Davidson, Brown of Mecklenburg, Corson, Gilmer, Hampton, Jones of Caldwell, Jones of Orange, Lloyd, Luckey, Maxwell, Morrison, Outlaw, Shinn of Cabarrus, and Watson—14.

Mr. Dudley's amendment was read, and the question being upon its adoption, the call for the ayes and noes was

sustained, and the amendment was rejected. Ayes 43; noes 61.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Copeland, Corson, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Goodwyn, Guyther, Hampton, Heaton, Hughes, Jones of Caldwell, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Miller, Mizell, Patrick, Paschall, Perry of Wake, Reid of Randolph, Rhodes, Sharp, Shackelford, Sneed, Trivett, Williamson, Wheeler and Whisnant—43.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Brooks, Bullard, Byrd, Carter, Carson, Dickey, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Maxwell, McGehee, McNeill, Mitchell, Moring, Morrison, Norment, Outlaw, Perry of Bladen, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Whitmire and Woodhouse—61.

Mr. McLaurin's amendment to exempt the Ku-Klux, Union Leagues, &c., of New Hanover, from the provisions of the bill, was rejected. Ayes 32; noes 59.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Bean, Blythe, Bowe, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Copeland, Corson, Davis, Dudley, Ellison, Goodwyn, Guyther, Heaton, Hughes, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Miller, Perry of Bladen, Reid of Ran-

dolph, Rhodes, Sneed, Trivett, Williamson and Whisnant —32.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bullard, Byrd, Carter, Carson, Dickey, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Tyrrell, Joyner, Lindsey, Luckey, Maxwell, McGehee, McNeill, Mitchell, Moring, Morrison, Norment, Outlaw, Perry of Wake, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire and Woodhouse—59.

The question recurring upon the passage of the bill, the call for the ayes and noes was sustained, and the bill passed. Ayes 57; noes 50.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bullard, Byrd, Carter, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Maxwell, McGehee, McNeill, Mitchell, Moring, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire and Woodhouse—57.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Carson, Copeland, Corson, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Goodwyn, Gray, Guyther, Hampton, Heaton, Hughes, Jones of Camden, Jones of

Northampton, Jordan, King, Lloyd, Lutterloh, Marler, McLaurin, Miller, Michael, Mizell, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Sharp, Sneed, Trivett, Winslow, Williamson, Wheeler and Whisnant—50.

On motion, the House adjourned.

EVENING SESSION.

The House was called to order by the Speaker at 7½ o'clock.

Indefinite leave of absence was granted to Mr. Jones, of Caldwell, on business of pressing importance calling him home.

Mr. Waugh absent from his seat to-night on account of sickness.

A message was received from the Senate with engrossed copies of bills, resolutions and amendments, which were read first time, passed and referred, or otherwise disposed of, as follows;

PLACED ON THE CALENDAR.

Senate bill No. 667, House bill No. 606—A bill to incorporate the North Carolina Classis.

Senate bill No. 643, House bill No. 605—An act in favor of the heirs of Jesse McCoy, deceased.

Senate resolution No. 665, House resolution No. 236—Resolution in favor of Samuel Cabe.

To the Committee on Railroads, Postroads and Turnpikes:

Senate bill No. 448, House bill No. 604—An act to amend an act entitled an act to establish a turnpike road from the town of Statesville, in Iredell county, to the town of Mount Airy, in Surry county.

To the Committee on the Judiciary:

Senate bill No. 201, House bill No. 609—A bill to be entitled an act to amend an act to provide for the service of process issuing from courts of justices of the peace in civil cases, where one or more of the defendants may reside out of the county in which the action is brought.

Senate bill No. 115, House bill No. 602—A bill to extend the time for the registration of grants, deeds and other conveyances.

To the Committee on Corporations:

Senate bill No. 632, House bill No. 600—An act to incorporate the town of Colerain, in Bertie county.

Senate bill No. 589, House bill No. 599—An act to incorporate Cold Spring Church and Bethel Church, in the county of Cabarrus.

Senate bill No. 600, House bill No. 598—A bill to be entitled an act to charter the town of Madison.

Senate bill No. 620, House bill No. 597—An act to establish a public ferry across the Yadkin river.

Senate bill No. 480, House bill No. 596—A bill to be entitled an act to amend the charter of the town of Monroe, in the county of Union.

Senate bill No. 625, House bill No. 595—An act to incorporate the Shallotte Baptist Church, in Brunswick county.

To the Committee on Propositions and Grievances:

Senate bill No. 181, House bill No. 603—A bill to be entitled an act concerning the right of way to churches and places of public worship.

To the Committee on the Judiciary:

Senate bill No. 66, House bill No. 601—An act to regulate mortgages by corporations, and sales under the same.

Amendments to House bill No. 200, Senate bill No. 483—A bill to incorporate the Wilmington Trust Company and Savings Bank, which were concurred in.

Amendments to House bill No. 286, Senate bill No. 540—An act to empower the commissioners of the town of Lenoir, Caldwell county to sell certain lands, which were concurred in.

Senate amendments to House bill No. 319, Senate bill No. 580—A bill to be entitled an act to amend chapter 27, private laws of 1871–72, and to re-enact chapter 23, private laws 1869–'70, sections 8 and 11, which were concurred in.

Amendments to House bill No. 11, Senate bill No. 289—A bill to incorporate the town of Rockingham, in the county of Richmond, which were concurred in.

Amendments to House bill No. 150, Senate bill No. 518—An act to incorporate the town of Apex, which were concurred in.

Amendments to House bill No. 298, Senate bill No. 498—An act to incorporate the town of Stantonburg, in Wilson county, which were concurred in.

Amendments to House bill No. 92, Senate bill No. 142—A bill to amend chapter 27, private laws of 1870–'71, which were concurred in.

Amendments to House resolution No. 155, Senate resolution No. 436—Resolution in behalf of Jonas Cline, sheriff of Catawba county, which were concurred in.

SPECIAL ORDER.

House bill No. 474 was read third time, passed, and ordered to be engrossed and transmitted to the Senate.

On motion of Mr. Gudger, the motion to reconsider the vote by which the bill passed its third reading, was laid upon the table.

Reports from standing committees were submitted, with recommendations, as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—Senate bill No. 428, House bill No. 564, that it do pass.

House bill No. 586, that it do pass.

Mr. Anderson, of Davie, from the Committee on Engrossed Bills, reported the following bill as correctly engrossed, which was transmitted to the Senate for concurrence:

House bill No. 580—A bill to be entitled an act to amend the charter of the Western Division of the Western North Carolina Railroad.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to extend the corporate limits of the town of Wadesboro, county of Anderson,

An act to allow the county commissioners of Transylvania to levy a special tax.

An act to incorporate Ureka Lodge, No. 283, Ancient York Masons.

An act to incorporate Cleveland, Lodge No. 202, Free and Accepted Masons.

Resolution to print muster rolls of the war of 1812.

An act to incorporate Lane Field Academy, in Duplin county, near Warsaw.

An act to authorize the imprisonment of persons convicted in the United States Courts in North Carolina, in the penitentiary of the State.

An act to amend section 5, chapter 1, of an act entitled an act to provide the procedure in special proceedings generally, and in application for widows' year's support and in dower, being chapter 93, laws of 1868–69, and for other purposes.

An act to incorporate the trustees of El Bethel Methodist Episcopal Church South, in the county of Cleveland.

An act to amend section 1, chapter 139, laws of 1870–71, relative to fees of county officers and the Superior Court Clerks.

An act to cure any irregularities that may exist in the title to certain lands in Macon and Clay counties.

An act to amend an act to incorporate the Peoples' Building and Loan Association of Asheville, ratified 21st March, 1871.

An act concerning Stanley Creek Camp Ground, Gaston county, and to incorporate a board of trustees thereof.

Resolution to authorize the Auditor to issue a duplicate warrant for $280 to Elijah Murrell, sheriff of Onslow county.

An act to charter the Raleigh Bucket Company.

An act amendatory of an act entitled an act to lay off the homesteads and personal property exemptions, ratified 7th day of April, 1869.

An act to authorize county commissioners to make certain water courses lawful fences.

An act to incorporate the Rabun Gap Short Line Railway Company.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON CALENDAR.

By Mr. Settle—Resolution in regard to R. M. Henry.—H. R. No. 235.

By Mr. Heaton—A bill to incorporate the Ladies Co-operative Association of Wilmington.—H. B. No. —.

To the Committee on Internal Improvements:

By Mr. Mitchell—A bill to charter the Dan River Narrow Guage Railroad.—H. B. No. 593.

House bill No. 416 was read second time, and on motion of Mr. Badger, was laid on the table.

House resolution No. 149 was read second and third times, passed each reading, and was ordered to be engrossed.

On motion of Mr. Goodwyn, the motion to reconsider was laid upon the table.

House bill No. 545 was read second time, amendment of Mr. Mitchell was adopted, and bill passed. Was read third time, passed, and ordered to be engrossed and sent to the Senate.

Senate resolution No. 366, House resolution No. 226, was

read second time, amendment of Mr. Turner adopted, and passed. Was read third time, passed, and ordered to be sent to the Senate for concurrence.

On motion of Mr. Turner, a motion to reconsider the vote by which the bill passed its third reading, was laid upon the table.

House bill No. 392 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Bennett, the motion to reconsider the vote by which the bill passed its third reading, was laid upon the table.

House bill No. 543 was read second time, substitute of the committee adopted, and bill passed. Was read third time, passed, and ordered to be engrossed and sent to the Senate.

House bill No. 586 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Badger, the motion to reconsider the vote by which the bill passed, was laid upon the table.

House resolution No. 234 was read third time and passed. Ayes 50; noes 34.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard. Byrd, Carson, Dudley, Fletcher, Freemen, Gant, Gidney, Gilmer, Godfrey, Gorman, Grady, Guyther, Hanner, Houston, Jones of Orange, Joyner, Johns, Jordan, Luckey, Marler, Maxwell, McNeill, Miller, Mitchell, Moring, Morrison, Norment, Presson, Reid of Mecklenburg, Reid of Randolph, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Stanford, Todd, Turner, Warlick, Webb, Williamson, Whitmire and Woodhouse—50.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blackwell, Blythe, Bowe,

Bowman, Brown of Davidson, Bryan of Pitt, Bryan of Wilkes, Brooks, Davis, Dula, Ellison, Gray, Heaton, Hinnant, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Northampton, Jones of Tyrrell, King, Lloyd, Lutterloh, McLaurin, Paschall, Perry of Bladen, Rhodes, Sharp, Sneed, Winslow and Wiley—34.

House bill No. 520 was read third time and passed. Ayes 61; noes 22.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Wilkes, Bryan of Alleghany, Brooks, Carson, Davis, Dickey, Dudley, Dula, Ellison, Fletcher, Gorman, Goodwyn, Gudger, Guyther, Hampton, Haynes, Heaton, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jordan, King, Lloyd, Luckey, Marler, McLaurin, Miller, Mitchell, Mizell, Moring, Patrick, Paschall, Perry of Bladen, Presson, Reid of Randolph, Rhodes, Scott, Shinn of Iredell, Shinn of Cabarrus, Stowe, Sneed, Todd, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—61.

The following gentlemen voted in the negative:

Messrs. Brown of Mecklenburg, Bullard Freeman, Gant, Gidney, Gilmer, Godfrey, Hanner, Hinnant, Jones of Caldwell, Jones of Tyrrell, Joyner, Johns, Maxwell, McNeill, Reid of Mecklenburg, Richardson, Shaw, Turner, Warlick, Webb and Wiley—22.

House bill No. 492 was read second time and passed. Ayes 68; noes 23.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Ballard, Bean, Blythe, Bowe, Brown of Davidson, Bryson o Jackson, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Byrd, Carson, Corson, Davis, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Gorman, Goodwyn, Gray, Grady, Gud-

ger, Hanner, Hampton, Haynes, Heaton, Hughes, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Jordan, King, Lindsey, Lloyd, Lutterloh, McLaurin, Miller, Mitchell, Mizzell, Moring, Norment, Outlaw, Paschall, Perry of Bladen, Presson, Reid of Randolph, Scott, Stanford, Stowe, Sneed, Todd, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—68.

The following gentlemen voted in the negative:

Messrs. Blackwell, Bullard, Godfrey, Hinnant, Jones of Caldwell, Joyner, Johns, Luckey, Maxwell, McNeill, Morrison, Reid of Mecklenburg, Richardson, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Turner, Warlick, Webb, Winslow and Wiley—23.

House bill No. 534 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Brown, of Mecklenburg, the motion to reconsider was laid upon the table.

Mr. McLaurin moved to adjourn. Motion lost.

House bill No. 517 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Badger, the motion to reconsider the vote by which the bill passed its third reading, was laid upon the table.

On motion of Mr. Settle, the House adjourned.

SIXTY-SIXTH DAY.

HOUSE OF REPRESENTATIVES, February 27, 1873.

The House was called to order by the Speaker at 10 o'clock.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted to Mr. Carter from and after to-morrow, and to Mr. Trivett, from and after Saturday.

Leave of absence, on account of sickness, was granted to Messrs. Bowman, Maxwell, Byrd and Bennett, from and after to-morrow.

The Speaker announced as the committee for the protection of fish in the waters of North Carolina, Messrs. Guyther, Carter, Badger, Jones of Tyrell, Woodhouse, Miller, Gray, Shackleford, Webb and Corson.

Reports from standing committees were submitted with recommendations, as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 495, that it do pass.

House bill No. 559, that it do pass.

From the Committee on Deaf, Dumb and Blind:

House bill No. 521, with substitute, and that it do pass.

From the Committee on the Judiciary:

By Mr. Bennett—Senate bill No. 399, House bill No. —, that it do pass.

House bill No. 514, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 466—A bill to authorize commissioners of Onslow caunty to sell former site of Poor House in said county.

House bill No. 516—A bill to be entitled an act to authorize the commissioners of Hertford county to levy a special tax.

House bill No. 506—A bill to incorporate the Cross Benevolent Society, of Fayetteville.

House bill No. 512—A bill to be entitled an act to validate the sale of certain lands in the county of Wilkes.

House bill No. 424—An act for the relief of the sheriff and tax collector of the county of Forsythe.

House bill No. 370—A bill to authorize the Secretary of State to furnish documents, and for other purposes.

House bill No. 255—A bill concerning the Superior Court.

House bill No. —,—A bill to be entitled an act to amend chapter 167, laws of 1869–70.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act in regard to the terms of the courts in the county of Craven.

An act to revive an act to incorporate the Bank of Raleigh, ratified the first day of March, 1870.

Resolution in favor of the Engrossing and Enrolling Clerks of the House.

An act to abolish the Scotch Fair, near Laurel Hill, in Richmond county.

An act to prevent the obstructing the natural water passages by wilfully felling trees therein or otherwise.

An act to incorporate the village of Duplin Roads, in Duplin county.

An act to incorporate the town of Pineville, in the county of Mecklenburg.

An act to authorize the commissioners of Pitt county to levy a special tax.

An act to authorize the commissioners of Mecklenburg county to sell the stocks of said county, and for other purposes.

An act to incorporate the Haw River and New Hope Transportation and Manufacturing Company.

An act to incorporate the Cranberry Iron and Coal Company.

An act to provide for the collection of taxes by the State and the several counties of the State on property, polls and income, known as the machinery act.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Watson—A bill to levy a special tax in Orange county.—H. B. No. 612.

A message was received from the Senate announcing that the Senate had refused to concur in House amendments adopted by the House to Senate bill No. 184, House bill No. 447—An act to authorize a special tax in Beaufort county.

On motion, the House receded from its amendments, and the bill was ordered to be enrolled.

A message was received from the Senate announcing that the Senate have receded from so many of the amendments to House bill No. 167, Senate bill No. 421—A bill to amend the school law, ratified 12th February, 1872, as were not concurred in by the House, and that the bill has been ordered to be enrolled.

A message was received from the Senate transmitting engrossed copies of amendments to House bill No. 261, Senate bill No. 492—A bill to amend the charter of the city of Raleigh, which were read and concurred in.

Also amendments to House resolution No. 207—Resolution in regard to the public laws of 1870–'71, which were read and concurred in.

Also amendments to House bill No. 404, Senate bill No. 617—A bill to allow the commissioners of Washington

county to levy a special tax, which were read and concurred in.

Also engrossed copy of Senate bill No. 718, House bill No. 625—An act to authorize the commissioners of Franklin county to levy a special tax, which was read first time, passed and placed on the Calendar.

Senate resolution No. 665, House resolution No. 236, was read second time and adopted.

Senate bill No. 673, House bill 565, was read second time and amendments of committee adopted.

Amendments of Messrs. Maxwell and McNeill were adopted and bill passed. Was read third time, passed and ordered to be sent to the Senate for concurrence in amendments.

House bill No. 501 was read second time and postponed till 8 o'clock, P. M.

On motion of Mr. Carter, House bill No. 521 was read second time, substitute offered by the committee adopted, and the bill passed. Was read third time, passed and ordered to be engrossed and sent to the Senate.

On motion of Mr. Carter, the motion to reconsider the vote by which the bill passed its third reading, was laid upon the table.

On motion of Mr. Gorman, Senate resolution No. 604, House resolution No. 213, was taken from the Committee on Public Buildings and Grounds and placed on the Calendar.

On motion of Mr. Wiley, the rules were suspended and House bill No. 594 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Heaton, his motion to reconsider the vote by which the bill passed its third reading, was laid upon the table.

House bill No. 434 was read third time, and on motion of Mr. Whisnant, laid upon the table.

House bill No. 492 was read third time, passed and ordered to be engrossed and sent to the Senate.

On motion of Mr. Hughes, the motion to reconsider the vote by which the bill passed its third reading, was laid upon the table.

House resolution No. 235 was read second time and adopted, and a message was ordered to be sent to the Senate informing that honorable body of the action of the House.

On motion of Mr. Stanford, the Calendar was placed at the disposal of the Speaker.

House bill No. 241 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Morrison, his motion to reconsider the vote by which the bill passed its third reading, was laid upon the table.

Senate bill No. 411, House bill No. 575, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

The House refused to recede from the amendments to Senate bill No. 647, House bill No. 552, and agree to a committee or conference.

A message was ordered to be sent to the Senate informing that body of the action of the House, and that Messrs Brown, of Mecklenburg, Bowman, McNeill, Michael and Dickey constitute the House branch of the committee.

Senate resolution No. 604, House resolution No. 213, was read second and third times, passed each reading, and was ordered to be enrolled for ratifieation.

House resolution No. 209 was read second and third time, amendment of the committee was adopted and resolution passed. Was read third time, passed and ordered to be enrolled for ratification.

On motion of Mr. Marler, his motion to reconsider the vote by which the resolution passed its third reading, was laid upon the table.

Senate bill No. 388, House bill No. 590, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 548, House bill No. 592, was read second and third time, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 453, House bill No. 576, was read second time. The motion of Mr. Joyner to lay on the table was rejected, and the bill passed. Was read third time, passed and was ordered to be enrolled for ratification.

Senate bill No. 232, House bill No. 432, was read second time, and on motion of Mr. Richardson, laid on the table.

The vote by which Senate bill No. 550, House bill No. 523 was rejected on third reading, was reconsidered.

The amendment of Mr. Bean was adopted, and the bill passed. Ayes 93; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Ballard, Bean, Blackwell, Blythe, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jack son, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Byrd, Carson, Corson, Davis, Dickey, Dudley, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Heaton, Hinnant, Houston, Hughes, Johnston, Joyner, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Mizell, Moring, Morrison, Norment, Outlaw, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Stanford, Stowe, Sneed, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—93.

House bill No. 233 was read second time. The amend-

ment to strike out "$5," and insert "$3," was adopted. Ayes 51; noes 50.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Swain, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Carter, Dickey, Dula, Gant, Gidney, Gilmer, Grady, Gudger, Guyther, Hanner, Hampton, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Marler, McGehee, Miller, Mitchell, Moring, Perry of Bladen, Reid of Mecklenburg, Richardson, Rhodes, Shaw, Sharp, Shinn of Cabarrus, Stanford, Todd, Turner, Warlick, Waddill, Waugh and Webb—51.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Ballard, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Byrd, Dudley, Ellison, Fletcher, Foster, Freeman, Gorman, Goodwyn, Heaton, Hughes, Jordan, King, Lloyd, Lutterloh, Luckey, Maxwell, McLaurin, McNeill, Michael, Mizell, Norment, Outlaw, Patrick, Paschall, Perry of Wake, Presson, Reid of Randolph, Scott, Settle, Shinn of Iredell, Stowe, Sneed, Trivett, Watson, Winslow, Wiley, Williamson, Wheeler, Whisnant and Woodhouse—50.

The resolution passed. Was read third time, passed and ordered to be engrossed and sent to the Senate.

House bill No. 546 was read second time. The substitute offered by the committee was adopted, and the bill rejected. Ayes 25; noes 65.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bryant of Halifax, Bryan of Sampson, Bryan of Alleghany, Brooks, Ellison, Foster, Gorman, Goodwyn, Guyther, Johnston, Jones of Northampton, Jones of Orange, Lloyd, Maxwell, Miller, Outlaw, Reid of Randolph, Rhodes, Shaw, Stanford, Watson, Wiley and Wheeler—25.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Ballard, Bean, Blackwell, Blythe, Bowe, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Wilkes, Bullard, Byrd, Carson, Dickey, Dudley, Dula, Freeman, Gant, Gidney, Gilmer, Godfrey, Hanner, Hampton, Haynes, Heaton, Hinnant, Hughes, Jones of Camden, Joyner, King, Lindsey, Lutterloh, Luckey, Marler, McLaurin, McNeill, Michael, Mizell, Moring, Morrison, Paschall, Perry of Bladen, Presson, Reid of Mecklenburg, Richardson, Scott, Settle, Sharp, Shinn of Iredell, Shinn of Cabarrus, Stowe, Sneed, Todd, Trivett, Warlick, Waddill, Waugh, Webb, Winslow, Williamson, Whitmire, Whisnant and Woodhouse—65.

Mr. Luckey moved to reconsider the vote by which the bill failed to pass, and on motion of Mr. Waugh, the motion to reconsider was laid upon the table.

Senate bill No. 575, House bill No. 537—Bill was read second time. Amendments proposed by committee were adopted, and bill passed.

The bill was read third time, and sundry amendments were offered, and on motion to lay the bill on the table, the ayes and noes were called and sustained, and the motion prevailed. Ayes 66; noes 27.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Ballard, Bean, Bennett, Blackwell, Bowe, Brown of Davidson, Bryson of Jackson Bryson of Swain, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Byrd, Carson, Davis, Dudley, Ellison, Fletcher, Foster, Freeman, Godfrey, Gorman, Goodwyn, Grady, Guyther, Hanner, Hampton, Heaton, Hinnant, Hughes, Johnston, Jones of Caldwell, Jones of Camden, Jones of Tyrrell, Jordan, King, Lindsey, Lloyd, Marler, Maxwell, McLaurin, McNeill, Miller, Mizell, Moring, Paschall, Perry of Bladen, Perry of Wake, Presson, Richardson, Scott, Settle, Sharp, Shinn of Iredell,

Shinn of Cabarrus, Stowe, Sneed, Todd, Waddill, Webb, Winslow, Whisnant and Woodhouse—66.

The following gentlemen voted in the negative:

Messrs. Badger, Blythe, Bowman, Brown of Mecklenburg, Brooks, Bullard, Dickey, Gant, Gidney, Gilmer, Gray, Gudger, Haynes, Jones of Northampton, Jones of Orange, Luckey, McGehee, Mitchell Reid of Mecklenburg, Reid of Randolph, Rhodes, Shaw, Stanford, Turner, Watson, Waugh and Wiley —27.

Mr. Dudley moved to reconsider the vote by which the bill was tabled, and on motion of Mr. Johnston, the motion to reconsider was indefinitely postponed.

Senate bill No. 319, House bill No. 373—The amnesty bill—was taken up.

Mr. Brown, of Mecklenburg, gave notice of the following amendment: "*Provided*, That all persons who were not personally present at, and actually participating in the crimes of wilful murder, arson and burglary or who were not present at, and did not assent to the decree or order for the same, shall have the benefit of this act."

Mr. Dudley gave notice of the following amendment: "*Provided*, That this act shall not apply to the Red Strings, Herors of America or Union Leagues."

Mr. Hughes gave notice of an amendment.

Mr. Abbott gave notice of the following amendment: "*Provided*, That this act shall not apply to the First Regiment of the North Carolina State Troops, commanded by Colonel William J. Clarke."

Mr. Trivett gave notice of the following amendment: "*Provided*, That this act shall not apply to larceny or robbery."

Mr. McLaurin gave notice of the following amendment: "*Provided*, That this bill shall not apply to the Ku-Klux, Heroes of America and Red Strings, of New Hanover county."

Mr. McNeill offered the following amendment: "*Provided*, That the provisions of this act shall not be construed to ex-

tend amnesty and pardon to any person or persons who has in any way embezzled or wrongfully in any way used or misappropriated any moneys, bonds, evidences of indebtedness, choses in action, or any other property of any kind whatsoever belonging to, or appropriated by law to any railroad company or other corporation, in which the State has or had any interest either direct or indirect; nor to Stephen Lowery, a condemned felon in the county of Robeson."

Mr. Bennett demanded the previous question which was seconded by the House, and the main question ordered.

The question recurring on Mr. Brown's amendment, the call for the ayes and noes was sustained, and the amendment was adopted. Ayes 77; noes 30.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Clay, Badger, Ballard, Bennett, Blackwell, Bowman. Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Brooks, Bullard, Byrd, Carter, Carson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Caldwell, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Marler, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Mizell, Moring, Morrison, Norment, Outlaw, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Wheeler and Woodhouse—77.

The following gentlemen voted in the negative:

Messrs. Abbott, Bean, Blythe, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Gorman, Goodwyn, Gray, Guyther, Hampton, Heaton, Hughes, Jones of Northampton, Jordan, King,

Lloyd, Lutterloh, McLaurin, Patrick, Paschall, Rhodes, Sneed and Whisnant—30.

The call for the ayes and noes was sustained on Mr. Dudley's amendment, and it was rejected. Ayes 40; noes 60.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Goodwyn, Guyther, Hampton, Heaton, Hughes, Jones of Caldwell, Jones of Northampton, Jones of Orange, Jordan, King, Lloyd, Lutterloh, McLaurin, Outlaw, Patrick, Paschall, Perry of Wake, Reid of Randolph, Rhodes, Shackelford, Sneed, Trivett, Williamson, Wheeler and Whisnant—40.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bullard, Byrd, Carter, Carson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Mizell, Moring, Morrison, Norment, Perry of Bladen, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Stanford, Stowe, Todd, Turner, Warlick, Watson, Waugh, Webb, Wiley and Woodhouse—60.

Mr. Abbott's amendment was rejected.

The question being on the amendment offered by Mr. Hughes, the call for the ayes and noes was sustained and the amendment rejected. Ayes 32; noes 66.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Bean, Blythe, Bowe, Bryan of Pitt, Bryan of Wilkes, Corson, Davis, Dudley, Dula, Ellison, Foster, Goodwyn, Guyther, Hampton, Heaton, Hughes, Jordan, King, Lloyd, Lutterloh, McLaurin, Miller, Mizell, Paschall,

Perry of Wake, Reid of Randolph, Rhodes, Scott, Sneed, Wheeler and Whisnant—32.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Badger, Ballard, Bennett, Blackwell, Bowman, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bullard, Byrd, Carter, Carson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Maxwell, McGehee, McNeill, Michael, Mitchell, Moring, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Watson, Waugh, Webb, Winslow, Wiley, Whitmire and Woodhouse—66.

Mr. McLaurin's amendment was rejected.

Mr. Trivett's amendment was adopted, and the question recurring upon the passage of the bill on its third reading, it passed. Ayes 61; noes 48.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bullard, Byrd, Carter, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady Gudger, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Maxwell, McGehee, McNeill, Mitchell, Moring, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Turner, Warlick, Watson, Waugh, Webb, Wiley, Whitmire and Woodhouse—61.

The following gentlemen voted in the negative:

Messrs. Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of

Wilkes, Brooks, Carson, Corson, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Goodwyn, Gray, Guyther, Hampton, Heaton, Hughes, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Marler, McLaurin, Miller, Michael, Mizell, Patrick, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Sharp, Sneed, Trivett, Winslow, Williamson, Wheeler and Whisnant—48.

Mr. Abbott moved to reconsider the vote by which the bill passed its third reading.

Pending action upon this motion, on motion of Mr. Settle, the House adjourned.

EVENING SESSION.

The House was called to order by the Speaker at 7½ o'clock.

Messrs. Grady, Hanner and Guyther were added by the Speaker to the Committee on Engrossed Bills.

Leave was granted to Mr. Gorman to record his vote in the negative upon the third reading of the amnesty bill.

A message was received from the Senate transmitting engrossed copies of Senate bill No. 725—A bill concerning the ratification of the laws of the present session of the General Assembly.—H. B. No. 610.

Senate bill 735—An act to incorporate the Plymouth and Fairfield Railroad Company.—H. B. No. 611. Which were read first time, passed and placed on the Calendar.

The unfinished business of the morning—the amnesty bill—was resumed.

The question being on the motion of Mr. Abbott to reconsider the vote by which the bill passed its third reading,

On motion of Mr. Settle, the motion to reconsider was laid upon the table. Ayes 84; noes 14.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Bennett, Blackwell, Bowman, Brown of Mecklen-

burg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Wilkes, Bullard, Byrd, Carter, Carson, Davis, Dickey, Dula, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Hanner, Haynes, Heaton, Hinnant, Houston, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Maxwell, McLaurin, McGehee, McNeill, Miller, Mitchell, Mizell, Moring, Morrison, Norment, Outlaw, Patrick, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus,, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Williamson, Whitmire and Woodhouse—84.

The following gentlemen voted in the negative:

Messrs. Bean, Bowe, Bryan of Pitt, Bunn, Corson, Gorman, Goodwyn, Guyther, Hampton, Hughes, Michael, Rhodes, Sneed and Whisnant—14.

Senate bill No. 524, House bill No. 524, was read second time and passed. Ayes 88; noes 1.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Bean, Bennett, Bowe, Bowman, Brown of Davidson, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Carson, Dickey, Dudley, Dula, Ellison, Fletcher, Foster, Freeman, Gant, Gidney, Gilmer, Gorman, Gray, Grady, Gudger, Guyther, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Marler, Maxwell, McGehee, Miller, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Scott, Settle, Shaw, Sharp, Shinn of Cabarrus, Stanford, Stowe, Todd, Trivett, Warlick, Watson, Waugh, Webb, Winslow,

Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—88.

The following gentleman voted in the negative:

Mr. Godfrey—1.

Reports from standing committees were submitted, with recommendations, as follows:

From the Committee on the Judiciary:

By Mr. Bennett—Senate bill No. 66, House bill Mo. 601, that it do pass.

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—House bill No. 549, that it do pass.

From the Committee on Finance:

By Mr. Gidney—House bill No. 548, ask to be discharged from the further consideration.

From the Committee on Internal Improvements:

By Mr. McGehee—Senate bill No. 524, House bill No. 524, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House bill No. 489—A bill for the laying off and constructing a public highway in the county of Warren.

House bill No. 241—An act for the incorporation of the town of Washington.

House bill No. 534—An act to authorize the citizens of Graham county to travel free of charge over the Western Turnpike road, in the county of Cherokee.

House bill No. 543—A bill to change the time of holding the Superior Courts in the counties of Robeson and Brunswick.

House bill No. 392—A bill to be entitled an act amendatory of an act entitled an act authorizing the sale of certain lands, ratified the 26th day of March, 1870.

House bill No. 594—An act to incorporate the Ladies' Co-operative Association of Wilmington.

House bill No. 545—A bill to authorize the sale of public town lots in Danbury, in the county of Stokes.

House bill No. 492—A bill to re-enact an act to incorporate the Granville Railroad Company.

House resolution No. 237—Resolution in relation to J. S. Anderson.

House resolution No. 232—Resolution to provide for celebrating the one hundreth anniversary of the Mecklenburg Declaration of Independence, by holding an exhibition of arts, and of the products and manufactures of the State, in the city of Charlotte, on the 20th of May, 1875.

House resolution No. 209—Resolution in favor of W. H. Battle and others.

House resolution No. 234—Resolution in regard to the case of Hiram Sibley and others, against the Western North Carolina Railroad Company.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to incorporate the Wilmington Trust Company and Savings Bank.

An act to regulate the penning of sheep in Kinnekeet and Hatteras townships, in the county of Dare.

An act to authorize and empower the board of commissioners of Forsythe county to appoint a special tax collector.

An act to change the line between the counties of Bladen and Columbus.

Resolution in favor of James C. McSween.

An act to amend the charter of the Halifax and Scotland Neck Railroad Company.

An act to incorporate the town of Rockingham, in the county of Richmond.

An act to incorporate the Belle Cove Oyster Company.

An act to amend chapter 27, private laws of 1870–'71.

An act to authorize and empower the commissioners of Yadkin county to levy a special tax.

An act to amend chapter 27, private laws of 1871–'72, and to re-enact sections 8 and 11 of chapter 123, private laws of 1869–'70.

An act in relation to town lots and town property.

An act to incorporate the town of Huntersville, in the county of Mecklenburg.

Resolution in regard to the Wilmington, Charlotte and Rutherford Railroad.

An act to authorize the commissioners of Mecklenburg county to sell the present jail, and for other purposes.

An act to incorporate the town of Apex, in the county of Wake.

An act to authorize the town commissioners in the town of Murfreesboro, county of Hertford, to levy taxes.

Resolution in favor of Jonas Cline, sheriff of Catawba county.

An act to incorporate the Farmers' Loan Bank.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

By Mr. Johnston—Resolution in favor of W. W. Morrisette and D. D. Ferrebee, of Camden county.—H. B. No. 240.

On motion, the Calendar was placed at the disposal of the Speaker.

Senate bill No. 735, House bill No. 611, read second and third times, passed each reading, and was ordered to be enrolled for ratification.

On motion of Mr. Carter, his motion to reconsider,, was laid on the table.

Senate bill No. 361, House bill No. 446, was read second time, and on motion of Mr. Corson, postponed indefinitely.

House resolution No. 237—Resolution in relation to J. S. Anderson, was read second time, and unanimously adopted.

House bill No. 584, read second and third times, passed

each reading, and ordered to be engrossed and sent to the Senate.

On motion of Mr. Scott, his motion to reconsider was laid on the table.

House bill No. 555, read second time, substitute of committee adopted, and bill passed. Was read third time, passed and ordered to be engrossed and sent to the Senate.

House bill No. 363 was read second time, and on motion of Mr. Brown, of Mecklenburg, was laid on the table.

House bill No. 499 was read second and third times, passed each reading, and ordered to be engrossed and sent to the Senate.

House bill No. 495 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

Senate resolution No. 112, House resolution 219, was read second and third times, passed each reading, and was orpered to be enrolled for ratification.

House bill No. 388—A bill for the relief of the citizens of Forsythe county was read second time.

Mr. Badger's amendment: "*Provided*, That none of the taxes levied for the asylums, the penitentiary or the schools shall be appropriated to the purposes of this act," was accepted by Mr. Wheeler, the introducer of the bill, and adopted.

The following amendment, offered by Mr. Warlick, was rejected: "*Provided*, Burke county shall have the same favor extended to her with regard to the amount subscribed by her to the Western North Carolina Railroad Company."

Mr. Whisnant offered the following amendment: This act shall also apply to the county of Rutherford until the amount of thirty-two thousand seven hundred dollars, with interst at six per cent. per annum from the 15th day of May, A. D. 1858 be paid, it being part of sixty thousand dollars subscribed by said county to the Wilmington, Charlotte and Rutherford Railroad.

Pending the discussion, on motion of Mr. Bennett, the further consideration of bill and amendment was postponed until to-morrow 12 M., and made special order for that hour.

Senate bill No. 643, House bill No. 645, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

House bill No. 548 was read second time, and on motion of Mr. Morrison, the bill was laid upon the table.

Senate bill No. 667, House bill No. 606, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

House resolution No. 240 was read second time, amended and passsed. Was read third time, passed and ordered to be engrossed and sent to the Senate.

On motion the House adjourned.

SIXTY-SEVENTH DAY.

HOUSE OF REPRESENTATIVES, February 28, 1873.

The House was called to order by the Speaker at 10 o'clock.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted from and after to-morrow to Messrs. Heaton, Lindsey, Stanton, Anderson of Davie, and Bunn, on account of sickness.

Reports from standing committees were submitted, with recommendations, as follows:

To the Committee on Corporations:

By Mr. Wiley—Senate bill No. 589, House bill No. 599, that it do pass.

Senate bill No. 625, House bill No. 525, that it do pass.

Senate bill No. 480, House bill No. 596, that it do pass.

Senate bill No. 600, House bill No. 598, that it do pass.

Senate bill No. 620, House bill No. 597, that it do pass.

Senate bill No. 632, House bill No. 600, that it do pass.

House bill No. 578, that it do pass.

From the Committee on Finance:

By Mr. Gidney—House bill No. 280 with substitute, that it do pass.

From the Committee on Railroads, Postroads and Turnpikes:

By Mr. Bryson, of Swain—Senate bill No. 448, House bill No. 604, that it do pass.

From the Committee on Propositions and Grievances:

By Mr. Brown, of Mecklenburg—Senate bill No. 181, House bill No. 603, that it do pass.

From the Committee on Salaries and Fees:

By Mr. Settle—House bill No. 490, that it do pass.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

House resolution No. 216—Resolution in favor of the Enrolling and Engrossing Clerks.

House resolution No. 235—Resolution in regard to R. M. Henry.

House bill No. 495—A bill to authorize a survey of the Tennessee and North Carolina line, between the county of Cherokee, North Carolina and Polk county, Tennessee.

House bill No. 521—A bill to be entitled an act to appropriate five thousand dollars and certain lands belonging to the State of North Carolina to the colored department of the Institution for the Deaf and Dumb and the Blind.

House bill No. 555—An act to incorporate the town of Jonesborough, in Moore county.

House bill No. 584—An act in relation to the town of Trenton, in Jones county.

Also engrossed amendments to Senate bill No. 319,

House bill No. 373, and to Senate bill No. 673, House bill No. 565.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to repeal sections 6, 7, 8 and 9, and to amend sections 10 and 11 of chapter 2, Revised Code, entitled Agricnlture and Geology.

An act to promote stock raising.

An act to authorize the county commissioners of Beaufort county to levy a special tax.

Resolution of instruction to the Keeper of Public Buildings and Grounds.

An act to incorporate the Roanoke Iron Company.

A message was received from the Senate transmitting engrossed copies of the following bills, which were read first time, passed, and referred to the Committee on the Judiciary:

Senate bill No. 294, House bill No. 619—A bill to authorize the Western Railroad Company to issue bonds.

Senate bill No. 387, House bill No. 618—A bill to repeal chapter 137, laws of 1869–'70.

Senate bill No. 223, House bill No. 621—A bill to regulate the bringing of suits *in forma pauperis.*

Senate bill No. 205, House bill No. 620—An act in relation to taking fish in Pamlico river and its tributaries.

Senate bill No. 376, House bill No. 615—An act concerning justices of the peace in Cross Creek township, in the county of Cumberland.

Senate bill No. 250, House bill No. 616—An act to amend chapter 136, laws of 1871–'72, relating to Clerks of the Superior Courts.

Senate bill No. 737, House bill No. 614—A bill supplementary to, and declaratory of, the meaning of an act entitled an act for the relief of Timothy F. Lee, sheriff of Wake county, ratified February 1, 1873.

Senate bill No. 351, House bill No. 617—An act to amend section 29, chapter 213, public laws of 1871–'72.

Senate bill No. 176, House bill No. 613—An act concerning convicts, &c.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON CALENDAR.

By Mr. McNeill—A resolution amendatory of a resolution in favor of James McQueen, ratified the 7th day of February, 1873.—H. R. No. 242.

By Mr. Johnston—Resolution in favor of James M. Young. —H. R. No. 244.

By Mr. Wheeler—A bill for the benefit of the sureties of Mathew Maston, late sheriff of Forsythe county.—H. B. No. 622.

By Mr. Perry, of Bladen—A bill to prevent the sale of spirituous liquors to minors.—H. B. No. 623.

To the Committee on Finance:

By Mr. Ellison—A bill to be entitited an act to provide for the repairs of the sidewalks around the State lots within the city of Raleigh.—H. B. No. 624.

The motion of Mr. Norment to take from the table House bill No. 548—A bill to authorize and empower the board of aldermen of the city of Wilmington to submit the question of subscribing two hundred thousand dollars to the Wilmington Ship Canal Company to the qualified voters of said city, and to authorize the issuing of bonds, was rejected.

The Calendar was placed at the disposal of the Speaker.

House bill No. 613 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Badger, his motion to reconsider the

vote by which the bill passed its third reading, was laid upon the table.

House resolution No. 242 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. McNeill, his motion to reconsider the vote by which the resolution passed its third reading, was laid upon the table.

On motion of Mr. Gorman, House bill No. 528—the militia bill—was taken up, and on motion of Mr. McGehee, referred to a joint select committee of five.

Senate bill No. 632, House bill No. 600, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

House bill No. 383—A bill to authorize magistrates to deputize persons to serve summons in civil cases, was read second time and passed. Was read third time, amended, passed, and ordered to be engrossed and sent to the Senate.

House bill No. 519 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

House bill No. 612—A bill to levy a special tax for Orange county, was read second time and passed. Ayes 94; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Brown of Davidson, Bryson of Jackson, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Byrd, Craige, Dickey, Dudley, Dula, Ellison, Fletcher, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Gudger, Guyther, Hampton, Haynes, Hinnant, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lindsey, Lloyd, Lutterloh, Luckey, Maxwell, McLaurin, Miller, Michael, Mitchell, Mizell, Moring, Moss, Morrison, Norment, Outlaw, Paschall,

Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Scott, Settle, Shaw, Sharp, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Sneed, Todd, Trivett, Turner, Warlick, Waddill, Watson, Webb, Winslow, Wiley, Williamson, Whitmire, Wheeler, Whisnant and Woodhouse—94.

Senate bill No. 524, House bill No. 524—An act to reenact and continue in force an act to empower the commissioners of Cumberland county to levy a special tax, was read third time, passed, and ordered to be engrossed and sent to the Senate. Ayes 85; noes 0.

The folowing gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Carson, Corson, Craige, Davis, Dickey, Dula, Fletcher, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Guyther, Hanner, Hampton, Haynes, Hinnant, Houston, Hughes, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lloyd, Lutterloh, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Mizell, Moring, Morrison, Norment, Outlaw, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Randolph, Richardson, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Stowe, Sneed, Todd, Turner, Warlick, Watson, Webb, Winslow, Wiley, Whitmire, Whisnant and Woodhouse—85.

House bill No. 625, Senate bill No. 718—An act to authorize the commissioners of Franklin county to levy a special tax, was read second time and passed. Ayes 88; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Anderson of Clay, Badger, Ballard, Bean, Bennett, Blackwell, Blythe, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jack-

son, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Bunn, Carson, Corson, Craige, Davis, Dickey, Dula, Fletcher, Gant, Gidney, Gilmer, Godfrey, Gorman, Goodwyn, Gray, Grady, Guyther, Hanner, Hampton, Haynes, Hinnant, Houston, Hughes, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Jordan, King, Lloyd, Lutterloh, Maxwell, McGehee, McNeill, Miller, Michael, Mitchell, Mizell, Moring, Morrison, Norment, Outlaw, Paschall, Perry of Bladen, Perry of Wake, Presson, Reid of Randolph, Richardson, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Stowe, Sneed, Todd, Turner, Warlick, Watson, Webb, Winslow, Wiley, Williamson, Whitmire, Whisnant and Woodhouse—88.

SPECIAL ORDER.

The hour 12 M. having arrived, the special order, House bill No. 388—A bill for the relief of citizens of Forsythe county, was taken up, the question being upon the amendment of Mr. Whisnant.

Mr. Luckey moved to lay the bill upon the table.

The call for the ayes and noes was sustained, and the motion prevailed. Ayes 65; noes 43.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Davie, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Alleghany, Byrd, Gant, Gidney, Gilmer, Godfrey, Grady, Hanner, Haynes, Hinnant, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Lindsey, Luckey, Maxwell, McGehee, McNeill, Miller, Mizell, Moring, Moss, Morrison, Norment, Outlaw, Perry of Bladen, Presson, Reid of Mecklenburg, Richardson, Rhodes, Scott, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe,

Turner, Warlick, Waddill, Watson, Webb, Winslow and Woodhouse—56.

The following gentlemen voted in the negative:

Messrs. Abbott, Anderson of Clay, Badger, Bean, Blythe, Bowe, Bowman, Brown of Davidson, Bryant of Halifax, Bryan of Wilkes, Brooks, Dudley, Dula, Fletcher, Foster, Freeman, Gorman, Goodwyn, Gray, Gudger, Hampton, Heaton, Hughes, Johnston, Jordan, King, Lloyd, Lutterloh, McLaurin, Michael, Mitchell, Patrick, Paschall, Perry of Wake, Reid of Randolph, Sneed, Todd, Trivett, Waugh, Wheeler and Whisnant—42.

House bill No. 549—A bill to prevent the sale of spirituous liquors within three miles of the town of Murfreesboro, county of Hertford, was read second time, amendment of Mr. Heaton was rejected, and bill passed. Was read third time, passed and ordered to be engrossed and sent to the Senate.

On motion of Mr. Sharp, his motion to reconsider the the vote by which the bill passed its third reading, was laid upon the table.

The amendments of the Senate to Senate bill No. 239, House bill 527, were concurred in.

The motion of Mr. Moss to reconsider the vote by which the amendmonts were concurred in, was ordered to be entered upon the Journal.

Senate resolution No. 683, House resolution No. 239, was read second time and adopted.

House bill No. 496—A bill to amend an act entitled an act concerning inspection in the city of Wilmington, North North Carolina, ratified 21st day of December, 1870, being chapter 3, private laws of 1870–'71, was read third time and passed. Was read third time, and amendment of Mr. Lloyd having been rejected,

Mr. Maxwell demanded the previous question, which was seconded by the House, and the main question ordered, and the bill passed.

On motion of Mr. Maxwell, his motion to reconsider the vote by which the bill passed its third reading, was laid upon the table.

A message was received from the Senate transmitting report of Conference Committee on Senate bill No. 647, House bill No. 552, which was concurred in.

Senate bill No. 701, House bill No. 480, was read and amendments of the Senate concurred in.

Resolution in favor of J. L. Henry was read second time, and on motion of Mr. Benneett, postponed till next session of the General Assembly.

A message was received from His Excellency, the Governor, transmitting a report from Patrick McGowan, late Keeper of the Public Buildings and Grounds, which was read, and the report transmitted to the Senate, with a proposition to print.

On motion, the House adjourned.

EVENING SESSION.

Mr. Joseph Cobb, member elect from the county of Edgecombe, presented his credentials and took his seat.

A message was received from the Senate, refusing to concur in House amendments to Senate bill No. 673, House bill No. 565—A bill touching the sale of spiritous liquors in certain localities, and asking a committee of conference; and announcing that Messrs. Love, King and Ellis, of Columbus, constitute the Senate branch of the committee.

The House having concurred in the proposition for a committee of conference, the Speaker announced that Messrs. Brown of Mecklenburg, Stanford, Moring, ——— and ——— constitute the House branch of the committee.

Mr. Bennett, from the Committee on the Judiciary, reported the following bills with recommendations,:

Senate bill No. 387, House bill No. 618, that it do not pass.

Senate bill No. 250, House bill No. 616, that it do not pass.

Senate bill No. 223, House bill No. 621, that it do not pass.

Senate bill No. 737, House bill No. 614, that it do pass.

Senate bill No. 205, House bill No. 620, that it be referred to select committee on fish.

Senate bill No. 351, House bill No. 617, that it do psss.

Senate bill No. 623, House bill No. 641, that it do pass.

Messages were received from the Senate transmitting the following resolutions and bills, which were read first time, passed and placed on the Calendar:

Senate bill No. 723, House bill No. 631—A bill to be entitled an act to empower the commissioners of the town of Milton to issue bonds.

Senate bill No. 549, House bill No. 633—An act to authorize the mayor and commissioners of the town of Fayetteville to appoint a receiver of railroad bonds.

Senate bill No. 739, House bill No. 637—An act in relation to the fees of the coroners in the counties of Mecklenburg and Davie.

Senate bill No. 717, House bill No. 644—A bill to be entitled an act to incorporate the Central Fire Insurance Company of North Carolina.

Senate bill No 719, House bill No. 630—An act to incorporate the Cumberland Savings Bank.

Senate bill No. 663, House bill No. 645—An act for the benefit of the North Carolina Institution for the Deaf, the Dumb and the Blind.

Senate bill No. 623, House bill No. 641—An act to repeal chapter 69, laws of 1868–69.

Senate bill No. 631, House bill No. 639—A bill to amend an act to provide for the laying off and construction of a public highway in the counties of Burke and Mitchell.

Senate resolution No. 586, House resolution No. 247—Resolution concerning the distribution of the laws of special session of 1868.

Senate resolution No. 713, House resolution No. 246—Resolution in favor of J. H. Ennis.

Also engrossed amendments to House bill 436, Senate bill No. 730, which were read and concurred in.

Also engrossed amendments to Senate bill No. 382, House bill No. 144, which were concurred in.

Also amendment to House resolution No. 221—Resolution to provide for temporary deficit in the treasury, which was concurred in.

On motion of Mr. Johnston, House resolution No. 244 was read second time, and on motion of Mr. Guyther, the resolution was laid on the table.

Senate bill No. 294, House bill No. 619, was read second time, and amendment of Mr. Moring adopted, and bill passed. Was read third time, passed and ordered to be returned to the Senate for concurrence in House amendments.

Senate bill No. 726, House bill No. 643, was read second time, and on motion of Mr. Badger, referred to a select committee of five.

A bill to submit the proposed amendments to the people of the State for ratification or rejection.

The Speaker announced that Messrs. Badger, McGehee, Dula and Moss constitute the committee.

Senate bill No. 717, House bill No. 644, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

On motion of Mr. Ellison, his motion to reconsider the vote by which the bill passed its third reading, was laid on the table.

A message was received from the Senate transmitting engrossed copy of Senate bill No. —, House bill No. 629—A bill to be entitled an act authorizing the State Treasurer to pay Messrs. Coleman Brothers for rescinding penitentiary contract, which was read first time and passed.

On motion of Mr. Brown, of Mecklenburg, the rules were suspended and the bill was read second and third times,

passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 663, House bill No. 645 was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

House bill No. 578 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Morrison, his motion to reconsider the vote by which the bill passed its third reading, was laid on the table.

House bill No. 510 was read second time, substitute offered by the committee was adopted, and the bill passed. Was read third time, passed and ordered to be engrossed and sent to the Senate.

Senate bill No. 600, House bill No 598 was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

House bill No. 435 was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Gidney, his motion to reconsider the vote by which the bill passed its third reading was laid on the table.

Senate bill No. 164, House bill No. 551, was read second time and passed.

Mr. Johnston, from the select committee of five, to whom was referred Senate bill No. 726, House bill No. 643, submitted a report with sundry amendments to the bill, which provide for a separate vote upon each amendment. The report of the committee was read, and the amendments proposed adopted.

Mr. Lloyd moved to strike out "1871 and 1872," and insert "1870 and 1871," which was rejected.

Mr. Dudley's amendment to provide for opening the polls at sunrise and closing them at sunset was rejected, and the

bill passed its second reading. Was read third time, passed, and ordered to be returned to the Senate for concurrence in House amendments, which were transmitted without engrossment.

A message was received from the Senate transmitting engrossed copies of Senate resolution No. 740, House resolution No. 240—A resolution in regard to Vienna Exposition; Senate bill No. 737, House bill No. 626—An act to repeal chapter 93, of public laws 1871–'72, which were read first time, passed and placed on the Calendar.

Also of Senate amendments to House bill No. 537, which were concurred in.

Also of Senate amendments to House bill No. 456—the revenue bill—which were concurred in.

On motion, the House adjourned.

SIXTY-EIGHTH DAY.

HOUSE OF REPRESENTATIVES, March 1, 1873.

The House was called to order by the Speaker at 10 o'clock A. M.

The Journal of yesterday was read, amended and approved.

Leave of absence after to-day, was granted to Messrs. Anderson of Clay, Dickey, Gudger, Perry of Bladen, Dula and Jones of Northampton.

Reports from standing committees were submitted, with recommendations, as follows:

From the Committee on Counties, Cities, Towns and Townships:

By Mr. Waugh—Senate bill No. 221, House bill No. 445, that it do not pass.

House bill No. 156, ask to be discharged from further consideration.

From the Committee on the Judiciary:

By Mr. Bennett—House bill No. 624, that it do not pass.

Senate bill No. 115, House bill No. 602, that it do not pass.

From the Joint Select Committee on Immigration:

By Mr. Brown, of Mecklenburg—House bill No. 176, ask to be discharged from further consideration.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. Turner—resolution inquiring into the conduct of Judge A. W. Tourgee.—H. R. No. 243.

By Mr. Johnston—Resolution in favor of James M. Young.—H. R. No. 244.

To the Committee on the Judiciary:

By Mr. Miller—A bill to require a deposit of securities to be made by Foreign Insurance Companies doing business in this State.—H. B. No. 632.

Messages were received from the Senate transmitting engrossed copies of the following bills, resolutions and amendments, which were read and placed on the Calendar:

Senate bill No. 197, House bill No. 640—A bill to re-charter the Hickory Nut Turnpike Company.

Senate resolution No. 753, House resolution No. 245—A resolution in favor of John S. Harrison.

Senate resolution No. 754, House resolution No. 249—A resolution in favor of W. H. Morris & Co., and others.

Amendments to House bill No. 518, Senate bill No. 922—An act to provide adequate clerical assistance in the offices of the Secretary of State and Auditor.

Also amendments to House bill No. 580—An act to amend the charter of the Western Division of the Western North Carolina Railroad.

A message was received from the Senate informing the House that the Senate had concurred in the House amendments to Senate bill No. 726, House bill No. 643—A bill to submit the proposed amendments of the Constitution to the people of the State for ratification or rejection.

A message was received from the Senate transmitting, without engrossment, a bill in relation to the penitentiary.

A message was received from the Senate transmitting report of Committee of Conference on Senate bill No. 673, House bill No. 565, which was read and adopted.

Mr. Stanford moved to reconsider the vote by which the report was adopted, and his motion, the motion to reconsider, was laid upon the table.

A message was received from the Senate transmitting engrossed copy of Senate bill No. 455, House bill No. 652—A bill to provide for and regulate the adoption of minor children, which was read first time, passed, and placed upon the Calendar.

On motion of Mr. Brown, of Davidson, the Calendar was placed at the disposal of the Speaker.

House bill No. 612 was read second and third times, passed each reading, and ordered to be engrossed and sent to the Senate.

Senate bill No. 723, House bill No. 631, was read second and third times, passed each reading, and was erdered to be enrolled for ratification.

Senate bill No. 455, House bill No. 652, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 448, House bill No. 604, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 719, House bill No. 630, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 589, House bill No. 599, was read second and

third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 480, House bill No. 596, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 718, House bill No. 625, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 737, House bill No. 625, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 549, House bill No. 633, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. —, House bill No. 634, a bill in relation to the school law, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

A message was received from the Senate transmitting engrossed amendments to Senate bill No. 728, House bill No. 536, which was read and concurred in.

Also amendments to Senate resolution No. 610, House resolution 199, which were read and concurred in.

Senate bill No. —, House bill No. 635—A bill to amend an act to incorporate the Newbern Co-operative Association, which was read first time, passed, and placed on the Calendar.

Senate resolution No. 753, House resolution No. 245, was read second time and adopted.

A message was received from the Senate transmitting Senate amendments to House bill No. 474, Senate bill No. —, which was read.

On motion of Mr. Bennett, the names of the commissioners named in the bill were stricken out, and the names of T. R. Caldwell, M. E. Manly, J. H. Wilson, George Davis and Walter L. Steele inserted.

On motion of Mr. Robinson, the amendments of the Senate were concurred in. Ayes 40; noes 34.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Clay, Bennett, Blackwell, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Davis, Dudley, Ellison, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Hanner, Haynes, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Mitchell, Moring, Presson, Richardson, Shaw, Shinn of Cabarrus, Stowe, Todd, Turner, Watson, Webb, Winslow, Wiley and Woodhouse—40.

The following gentlemen voted in the negative:

Messrs. Badger, Bean, Blythe, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryan of Wilkes, Bryan of Alleghany, Bullard, Carson, Corson, Gudger, Hinnant, Houston, Hughes, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Luckey, McLaurin, McNeill, Moss, Morrison, Paschall, Perry of Wake, Reid of Mecklenburg, Reid of Randolph, Scott, Sharp, Shinn of Iredell, Sneed, Warlick, Wheeler and Whisnant—34.

House bill No. 631, Senate bill No. 723—A bill to empower the commissioners of the town of Milton to issue bonds, was read third time, passed, and ordered to be enrolled for ratification. Ayes 57; noes 5.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Clay, Badger, Bean, Bennett, Blackwell, Blythe, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryson of Swain, Bryan of Pitt, Bryan of Wilkes, Bryan of Alleghany, Brooks, Cobb, Davis, Dickey, Dudley, Dula, Ellison, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Gorman, Grady, Gudger, Guyther, Hanner, Hampton, Hinnant, Jones of Camden, Jones of Northampton, Jones of Orange, Lutterloh, McGehee, Miller, Mitchell, Mizell, Moring, Morrison, Norment, Outlaw, Perry of Bladen, Presson, Shinn of Iredell, Shinn of Cabarrus, Shackelford,

Stanford, Waddill, Webb, Wiley, Wheeler and Woodhouse —57.

The following gentlemen voted in the negative:

Messrs. Joyner, Lloyd, Marler, Shaw and Waugh—5.

House bill No. 612—A bill to levy a special tax for Orange county, was read second time and passed. Ayes 73; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Davie, Badger, Bean, Bennett, Blackwell, Blythe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Cobb, Davis, Dudley, Dula, Ellison, Fletcher, Foster, Gant, Gilmer, Gray, Grady, Guyther, Hanner, Haynes, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Joyner, Johns, Jordan, Lutterloh, Luckey, Marler, McGehee, McNeill, Miller, Michael, Mitchell, Mizell, Moring, Morrison, Outlaw, Perry of Bladen, Perry of Wake, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Rhodes, Scott, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Warlick, Waddill, Watson, Webb, Winslow, Wiley, Whisnant and Woodhouse—73.

Senate bill No. 718, House bill No. 625—An act to authorize the commissioners of Franklin county to levy a special tax, was read second time and passed. Ayes 79; noes 0.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Anderson of Clay, Badger, Bean, Bennett, Blackwell, Bowe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryan of Pitt, Bryant of Halifax, Bryan of Sampson, Bryan of Alleghany, Brooks Bullard, Carson, Cobb, Davis, Dickey, Dudley, Dula, Ellison, Foster, Freeman, Gidney, Gilmer, Gorman, Gray, Grady, Guyther, Hanner, Hampton, Haynes, Hinnant, Hughes, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Joyner, Johns, Jordan, King, Lloyd, Luckey, Marler, Maxwell, McLaurin, McGehee, McNeill, Miller, Mizell, Moring, Moss, Norment, Paschall, Presson, Reid of Mecklenburg,

Reid of Randolph, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Stanford, Stowe, Sneed, Todd, Turner, Waddill, Waugh, Webb, Winslow, Wiley, Whitmire, Whisnant and Woodhouse—79.

House bill No. 623—A bill to prevent the sale of spirituous liquors to minors, was read second time, and on motion was laid on the table. Ayes 48; noes 30.

The following gentlemen voted in the affiirmative:

Messrs. Abbott, Ballard, Bennett, Blackwell, Bowe, Bryant of Halifax, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Carson, Corson, Cobb, Dula, Fletcher, Freeman, Gant, Gidney, Godfrey, Gorman, Grady, Hanner, Hinnant, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Jordan, King, Lloyd, Luckey, McGehee, McNeill, Miller, Moring, Mizell, Moss, Richardson, Settle, Sharp, Shinn of Cabarrus, Shackleford, Stowe, Sneed, Todd, Waddill, Webb, Winslow and Woodhouse—43.

The following gentlemen voted in the negative:

Messrs. Badger, Bean, Blythe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryan of Pitt, Brooks, Dudley, Ellison, Foster, Gilmer, Gray, Hampton, Haynes, McLaurin, Michael, Mitchell, Morrison, Paschall, Perry of Wake, Reid of Mecklenburg, Rhodes, Scott, Turner, Warlick, Watson, Wiley and Whisnant—30.

Senate bill No. 446, House bill No. 591—A bill to amend the charter of the town of Beaufort, was read second time.

Mr. Gorman moved to refer to Committee on Corporations. The call for the ayes and noes was sustained, and the motion was rejected. Ayes 37; noes 53.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Bean, Blythe, Bowe, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Brooks, Cobb, Corson, Davis, Dudley, Ellison, Fletcher, Foster, Gormay, Gray, Hampton, Heaton, Jones of Camden, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Miller, Michael, Mizell, Paschall, Perry of Wake, Reid of Ran-

dolph, Rhodes, Scott, Winslow, Wheeler and Whisnant —37.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Carson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Hanner, Haynes, Hinnant, Johnston, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Luckey, Marler, McGehee, McNeill, Mitchell, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire and Woodhouse—53.

Mr. Badger offered an amendment. The call for the ayes and noes was sustained, and the amendment was rejected. Ayes 25; noes 38.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Brown of Davidson, Bryan of Pitt, Bryan of Wilkes, Cobb, Davis, Dudley, Dula, Ellison, Hampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Mizell, Perry of Wake, Reid of Randolph, Rhodes, Sneed and Whisnant—25.

The following gentlemen voted in the affirmative:

Messrs. Bennett, Blackwell, Brown of Mecklenburg, Bryan of Sampson, Bryan of Alleghany, Bullard, Freeman, Gant, Gidney, Gilmer, Grady, Gudger, Hanner, Haynes, Johnston, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Luckey, McGehee, McNeill, Moring, Morrison, Norment, Richardson, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Turner, Watson, Waugh, Webb, Wiley, Williamson, Whitmire and Woodhouse—38.

Mr. Badger moved to postpone the further consideration of the bill till Monday next at 12½ o'clock, and on this motion, called for the ayes and noes. The call was sustained and the motion was rejected. Ayes 35; noes 46.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Cobb, Corson, Dudley, Dula, Ellison, Fletcher, Foster, Gorman, Gray, Guyther, Hampton, Jones of Camden, Jones of Northampton, King, Lloyd, McLaurin, Miller, Michael, Mizell, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Sharp, Wheeler and Whisnant—35.

The following gentlemen voted in the negative:

Messrs. Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Carson, Craige, Dickey, Freeman, Gant, Gidney, Gilmer, Grady, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Orange, Jones of Tyrrell, Joyner, McGehee, McNeill, Moring, Moss, Morrison, Norment, Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Turner, Waddill, Watson, Waugh, Webb, Wiley and Whisnant—46.

Mr. Badger moved to adjourn.

On this motion, the call for the ayes and noes was sustained, and the House refused to adjourn. Ayes 13; noes 60.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Bowe, Carson, Davis, Dudley, Ellison, Foster, Guyther, Lloyd, Lutterloh, Miller, Mizell, Paschall, Rhodes and Todd—13.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Ballard, Bennett, Blythe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Dickey, Dula, Fletcher, Freeman, Gant, Gilmer, Godfrey, Hanner, Haynes, Houston, Johnston, Jones of Camden, Jones of Northampton, Jones of Orange, Jones of Tyrrell, Johns, Luckey, Marler, McGehee, Michael, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Perry of Bladen, Presson, Reid of Ran-

dolph, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Trivett, Turner, Warlick, Watson, Waugh, Webb, Winslow, Wiley, Whitmire, Wheeler, Whisnant and Woodhouse—60.

On the demand for the previous question, Mr. Badger called for the ayes and noes, and the call being sustained, the House ordered that the main question should be put. Ayes 43; noes 31.

The following gentlemen voted in the affirmative:

Messrs. Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Swain, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Bullard, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Hanner, Hinnant, Johnston, Jones of Orange, Jones of Tyrrell, Joyner, Luckey, McGehee, McNeill, Morrison, Norment, Presson, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Warlick, Waddill, Waugh, Webb, Wiley, Whitmire and Woodhouse—43.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Cobb, Dickey, Dudley, Gorman, Gray, Guyther, Hampton, Jones of Camden, Jordan, King, Lloyd, McLaurin, Miller, Mizell, Paschall, Perry of Bladen, Perry of Wake, Reid of Randolph, Rhodes, Scott, Sneed, Trivett and Whisnant—31.

The question recurring upon the passage of the bill, the call for the ayes and noes was sustained, and the bill passed. Ayes 55; noes 10.

The following gentlemen voted in the affirmative:

Messrs. Anderson of Clay, Badger, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Carson, Dickey, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Hanner, Haynes, Hinnant, Houston, Jones of Orange, Jones of Tyrrell, Joyner, Johns, Luckey, Marler, McGehee, McNeill, Miller, Mitchell, Moring, Moss, Morrison, Norment, Outlaw,

Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackleford, Stanford, Stowe, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley, Whitmire and Woodhouse—55.

The following gentlemen voted in the negative:

Messrs. Abbott, Brown of Davidson, Bryan of Wilkes, Davis, Dula, Lloyd, Lutterloh, Michael, Paschall and Wheeler—10.

Mr. Corson asked to be excused from voting.

Mr. Badger moved that he be excused, and on the motion to excuse, the call for the ayes and noes was sustained, and no quorum voted. Ayes 24; noes 26.

The following gentlemen voted in the affirmative:

Messrs. Bennett, Brown of Davidson, Brown of Mecklenburg, Bryan of Alleghany, Godfrey, Gudger, Guyther, Hanner, Haynes, Jones of Northampton, Jones of Orange, Joyner, Michael, Moring, Reid of Randolph, Sharp, Shinn of Cabarrus, Stowe, Todd, Trivett, Watson, Waugh, Wiley and Whitmire—24.

The following gentlemen voted in the negative:

Messrs. Blythe, Bryson of Jackson, Bryan of Sampson, Brooks, Carson, Cobb, Dudley, Gilmer, Gray, Grady, Hinnant, Johnston, Jones of Tyrrell, Luckey, McNeill, Mitchell, Moss, Morrison, Norment, Perry of Bladen, Reid of Mecklenburg, Shackelford, Stanford, Waddill, Webb and Woodhouse—26.

Mr. Moring moved to reconsider the vote by which the bill passed its second reading, and on motion of Mr. Badger, the motion to reconsider was laid on the table. Ayes 58; noes 1.

The following gentlemen voted in the affirmative:

Messrs. Bennett, Blackwell, Blythe, Brown of Davidson, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Pitt, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Brooks, Bullard, Dickey, Gant, Gidney, Gilmer, Godfrey, Goodwyn, Grady, Hanner, Haynes, Hinnant, Hous-

ton, Johnston, Jones of Camden, Jones of Tyrrell, Johns, Luckey, Marler, McGehee, McNeill, Mitchell, Moring, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stanford, Stowe, Todd, Trivett, Turner, Warlick, Waddill, Watson, Waugh, Webb, Winslow, Wiley and Woodhouse—58.

The following gentleman voted in the negative:

Mr. Abbott—1.

Senate resolution No. —, House resolution No. 241—Resolution appointing W. R. Sharp and Capt. C. B. Denson members of the board of public charities, was read second time.

Mr. Abbott moved to postpone indefinitely, and the call for the ayes and noes being sustained, the House refused to postpone. Ayes 27; noes 54.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Bryan of Pitt, Bryan of Wilkes, Davis, Dudley, Dula, Ellison, Foster, Gorman, Hampton, Hughes, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Miller, Mizell, Paschall, Perry of Bladen, Rhodes, Scott, Sneed and Whisnant—27.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Ballard, Bennett, Brown of Davidson, Brown of Mecklenburg, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Bullard, Carson, Dickey, Freeman, Gidney, Gilmer, Godfrey, Grady, Gudger, Hanner, Haynes, Houston, Johnston, Jones of Orange, Jones of Tyrrell, Johns, Luckey, Marler, McGehee, McNeill, Michael, Moring, Moss, Morrison, Norment, Outlaw, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Webb, Winslow, Wiley, Whitmire, Wheeler and Woodhouse—54.

Mr. Badger moved to strike out the name of Mr. Sharpe and insert the name of David Coleman. The ayes and noes

were called, and the call being sustained, the motion was rejected. Ayes 31; noes 53.

The folowing gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Brown of Davidson, Bryson of Swain, Bryan of Pitt, Bryan of Wilkes, Brooks, Davis, Dudley, Dula, Ellison, Foster, Gorman, Guyther, Hampton, Hughes, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, Miller, Mizell, Paschall, Perry of Wake, Rhodes, Sharp and Sneed—31.

The following gentlemen voted in the negative:

Messrs. Anderson of Clay, Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryan of Sampson, Bryan of Alleghany, Bullard, Carson, Dickey, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Hanner, Haynes, Houston, Johnston, Jones of Orange, Jones of Tyrrell, Johns, Luckey, Marler, McGehee, McNeill, Mitchell, Moring, Moss, Morrison, Outlaw, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Waugh, Webb, Wiley, Whitmire, Wheeler and Woodhouse—53.

Mr. Rhodes moved to strike out the name of C. B. Denson and insert the name of A. M. Bryan, was rejected.

Mr. Ellison moved to strike out the name of W. R. Sharpe and insert the name of ———. The call for the ayes and noes was sustained, and the motion was rejected. Ayes 33; noes 50.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Bowe, Brown of Davidson, Bryan of Pitt, Bryan of Wilkes, Corson, Dudley, Dula, Ellison, Fletcher, Gorman, Guyther, Hampton, Hughes, Jones of Northampton, Jordan, King, Lloyd, Lutterloh, McLaurin, Miller, Michael, Mizell, Paschall, Perry of Wake, Rhodes, Sharp, Sneed, Winslow and Wheeler—33.

The following gentlemen voted in the negative:

Messrs. Ballard, Bennett, Blackwell, Brown of Mecklen-

burg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Brooks, Bullard, Carson, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Gudger, Hanner, Haynes, Houston, Johnston, Jones of Orange, Jones of Tyrrell, Johns, Luckey, Marler, McGehee, McNeill, Mitchell, Moring, Moss, Morrison, Presson, Reid of Mecklenburg, Reid of Randolph, Richardson, Shaw, Shinn of Iredell, Shinn of Cabarrus, Stowe, Todd, Turner, Warlick, Waddill, Watson, Webb, Wiley, Whitmire and Woodhouse—50.

The motion of Mr. Brown, of Davidson, to strike out the name of C. B. Denson and insert the name of Dr. W. H. Wheeler, of Forsythe, was rejected.

The resolution was then adopted.

House resolution No. 251—A resolution in favor of D. C. Fowler and others, and on motion of Mr. Settle, was laid on the table. The ayes and noes were called, and the call being sustained,

The following gentlemen voted in the affirnative:

Messrs. Abbott, Badger, Bean, Blackwell, Bowe, Brown of Mecklenburg, Bryson of Jackson, Bryan of Sampson, Bryan of Wilkes, Bryan of Alleghany, Carson, Corson, Ellison, Gant, Gilmer, Grady, Hanner, Hinnant, Johnston, Jones of Orange, Jones of Tyrrell, Johns, King, Lloyd, Luckey, Marler, McGehee, McNeill, Mitchell, Moring, Moss, Morrison, Reid of Mecklenburg, Rhodes, Scott, Settle, Shaw, Sharp, Shinn of Iredell, Shinn of Cabarrus, Shakleford, Stowe, Turner, Warlick, Waddill, Watson, Wiley and Wheeler.

The following gentlemen voted in the negative:

Messrs. Blythe, Brown of Davidson, Bryson of Swain, Bryan of Pitt, Cobb, Dula Foster, Freeman, Gidney, Godfrey, Hampton Houston, Hughes, Jones of Camden, Jordan, McLaurin, Miller, Michael, Paschall, Perry of Wake, Todd, Winslow, Whisnant and Woodhouse.

On motion of Mr. Brown, of Mecklenburg, the House adjourned till 7½ o'clock, P. M.

NIGHT SESSION.

Mr. Hughes obtained permission to record his vote in the negative upon the Granville bill.

Mr. Badger from the committee on grants submitted the following report, asked leave to continue the investigation, and report to the next session of this body.

The select committee to whom was referred the several special reports of the Treasurer and Secretary of State concerning the grants issued during the years 1868–'69–'70–'71 and '72, beg leave to report:

That they have had the Clerks of the Treasurer and Secretary of State diligently employed in making examination of the records of grants in their respective offices, and furnishing a transcript of the same. The committee had hoped to be able to make a full report before the adjournment of the General Assembly, but the amount of work has been such, that consistent with the duties devolving upon them at this part of the session, the Treasurer and Secretary of State have not been able to furnish the abstracts necessary to a complete and exhaustive report.

Enough has been discovered to satisfy them that the matter should be thoroughly investigated, and they therefore ask leave to be allowed to make further report at the next session of this body.

(Signed,) R. C. BADGER,
V. V. RICHARDSON,
D. A. BLACKWELL.

On motion of Mr. Johnston leave was granted.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to re-enact an act entitled an act to secure advances made for agricultural purposes, ratified March, A. D. 1867.

An act to make a donation of a lot belonging to the State, and an appropriation of five thousand dollars for the purpose of establishing an institution for the colored Deaf and Dumb and Blind.

An act for the benefit of the North Carolina Institution for the Deaf, Dumb and Blind.

An act to incorporate the village of Mooresville in the county of Iredell.

An act to authorize the commissioners of Wayne county to levy a special tax.

A resolution amendatory of a resolution in favor of James McQueen, ratified the 7th February, A. D. 1873.

Resolution in favor of S. Reeves, John Beard and David L. Bingle.

Resolution in favor of Enrolling and Engrossing Clerks.

Resolution in favor of W. W. Morrisette and D. D. Ferebee, of Camden county.

An act authorizing the State Treasurer to pay Messrs. Coleman Brothers, for rescinding penitentiary contract.

The following named resolutions and bills were introduced, read and passed first time, and were referred, or otherwise disposed of, as follows:

PLACED ON CALENDAR.

By Mr. Bennett—Resolution in favor of T. F. Lee, sheriff of Wake county.—H. R. No. 250.

By M. Gidney—Resolution in favor of D. C. Ferebee and others.—H. R. No. 251.

By Mr. Bennett—Resolution in favor of the principal clerks of the two Houses.—H. R. No. 252.

By Mr. Brown, of Mecklenburg—A bill to amend the act for the support of the lunatic asylum.—H. B. No. 654.

By Mr. Richardson—A bill to be entitled an act to require the collection and payment into the State Treasury,

of the State taxes in the county of Wayne, for the year 1870.—H. B. No. 647.

By Mr. Bennett—A bill to amend section 34, chapter 113, acts of 1868–'69.

By Mr. Bowe—A bill to be entitled an act to amend an act entitled, "an act to incorporate the Young Men's Intelligent and Enterprising Association.—H. B. No. 648.

By Mr. Bennett—A bill to be entitled an act to provide for the removal of causes in criminal proceedings.—H. B. No. 646.

By the Committee on Finance—A bill to be entitled an act to repeal an act for the preservation of the public health, by establishing suitable quarantine regulations for the port of Wilmington, North Carolina.—H. B. 649.

Mr. Bennett introduced a resolution in favor of the Principal Clerk of the Senate and House of Representatives which was read first time and passsd. The rules were suspended and the resolution was read second and third times, passed each reading, and was ordered to be engrossed and sent to the Senate.

Senate bill No. 631, House bill No. 639, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

The Calendar was placed at the disposal of the Speaker.

Senate resolution No. 740, House resolution No. 248, was read second time, adopted, and ordered to be enrolled.

Senate bill No. 197, House bill No. 640, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

On motion of Mr. Whisnant, his motion to reconsider was laid on the table.

Senate bill No. 181, House bill No. 603, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Mr. Bennett introduced a resolution in favor of T. F. Lee, sherriff of Wake county, which was read first time and

passed. The rules were suspended, and the resolution was adopted and sent to the Senate without engrossment.

House bill No. 643 was read second and third times, passed each reading, and was ordered to be sent to the Senate without engrossment.

House bill No. 647 was read second time. Mr. Rhodes moved to commit to Committee on the Judiciary, and on this motion, demanded the ayes and noes. The call was sustained, and the motion lost. Ayes 30; noes 47.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Dudley, Dula, Ellison, Fletcher, Foster, Hampton, Jones of Camden, Jordan, King, Lloyd, McLaurin, Miller, Michael, Mizell, Paschall, Perry of Wake, Rhodes, Sharp, Winslow and Whisnant—30.

The following gentlemen voted in the negative:

Messrs. Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Carson, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Orange, Jones of Tyrrell, Johns, Luckey, Marler, McGehee, McNeill, Mitchell, Moring, Moss, orrison, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Webb, Wiley and Woodhouse—47.

Mr. Rhodes moved to indefinitely postpone, and on this motion called for the ayes and noes. The call was sustained and the motion lost. Ayes 33; noes 46.

The following gentlemen voted in the affirmative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Brooks, Corson, Dudley, Ellison, Fletcher, Foster, Gorman, Gray, Gudger, Hampton, Jones of Camden, Jordan, King,

Lloyd, McLaurin, Miller, Mizell, Paschall, Perry of Wake, Rhodes, Sharp, Sneed, Winslow and Whisnant—33.

The following gentlemen voted in the negative:

Messrs. Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Carson, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Orange, Jones of Tyrrell, Johns, Luckey, Marler, McGehee, McNeill, Mitchell, Moring, Moss, Morrison, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Turner, Warlick, Waddill, Watson, Webb and Woodhouse—46.

Mr. Richardson demanded the previous question, which was seconded by the House, and the main question ordered, and the bill passed its second reading.

Mr. Richardson moved to suspend the rules to place the bill on its third reading, but objection was made, and the bill went over.

Mr. Gidney introduced a resolution in favor of D. C. Fowler and others witnesses before Penitentiary Committee, which was read first time and passed.

On motion of Mr. Gidney, the rules were suspended and the resolution was read second time.

Mr. Moss offered a proviso that the provisions of the resolutions should not apply to penitentiary convicts, which was adopted.

Mr. ——— moved to amend by giving to ——— $1 per day and mileage.

On motion, the resolution was laid on the table.

House bill No. 628 was read second and third times, passed each reading, and was ordered to be sent to the Senate without engrossment.

Senate bill No. 738, House bill No. 638, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 725, House bill No. 510, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 399, House bill No. 589, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 351, House bill No. 617, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 176, House bill No. —, was read second time, and on motion of Mr. Sneed, laid upon the table.

Senate bill No. 164, House bill No. 551, was read third time, passed and ordered to be enrolled for ratification. Ayes 49; noes 27.

The following gentlemen voted in the affirmative:

Messrs. Ballard, Bennett, Blackwell, Brown of Mecklenburg, Bryson of Jackson, Bryson of Swain, Bryan of Sampson, Bryan of Alleghany, Carson, Foster, Freeman, Gant, Gidney, Gilmer, Godfrey, Grady, Hanner, Haynes, Hinnant, Houston, Johnston, Jones of Camden, Jones of Orange, Jones of Tyrrell, Johns, Luckey, Marler, McGehee, McNeill, Mitchell, Moring, Moss, Morrison, Reid of Mecklenburg, Richardson, Settle, Shaw, Shinn of Iredell, Shinn of Cabarrus, Shackelford, Stowe, Todd, Turner, Warlick, Waddill, Waugh, Webb, Wiley and Woodhouse—49.

The following gentlemen voted in the negative:

Messrs. Abbott, Badger, Bean, Blythe, Bowe, Brown of Davidson, Bryan of Pitt, Bryant of Halifax, Bryan of Wilkes, Corson, Cobb, Dudley, Dula, Ellison, Fletcher, Gray, Hampton, Jordan, King, Lloyd, Miller, Michael, Paschall, Perry of Wake, Sharp, Sneed and Whisnant—27.

On motion of Mr. McGehee, his motion to reconsider the vote by which the bill passed its third reading, was laid upon the table.

On motion of Mr. Lloyd, House bill No. 581 was taken

from the Calendar and referred to the Committee on the Judiciary.

Leave was granted to Mr. Hughes to record his vote in the negative on the bill to attach a portion of Granville to Franklin county.—S. B. No. 164.

House resolution No. 140 was read second time.

Mr. Brown, of Davidson, moved to indenfiitely postpone, which motion was rejected,, and on motion of Mr. Morrison the resolution was laid on the table.

Senate bill No. 387, House bill No. 618, was read second time, and on motion of Mr. Badger was laid on the table.

Senate resoltion No. 713, House resolution No. 246, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. 250, House bill No. —, was read second time, and on motion of Mr. Settle indefinitely postponed.

Senate bill No. 223, House bill No. 621, was read second time, and laid on the table.

Senate bill No. 205, House bill No. 620, was read second time, and referred to the select committee on finance.

Senate bill No. —, House bill 653—In relation to the penitentiary was read second time, and on motion of Mr. Ellison amended so as to prevent discrimination as to color, and passed, was read third time, passed and ordered to be returned to the Senate for concurrence in amendment.

Senate bill No. 620, House bill No. 592, read second and third times, passed each reading, and ordered to be enrolled for ratification.

Senate bill No. 625, House bill No. 595, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

House bill No. 654 was read second and third times, passed each reading,, and was ordered to be sent to the Senate without engrossment.

Senate bill No. —, House bill No. 635, was read second

and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate resolution No. 586, House resolution No. 247, was read second time and adopted.

Senate bill No. 221, House bill No. 445, was read second time, and on motion of Mr. Badger, laid on the table.

Senate bill No. 376, House bill No. 615, was read second time, and on motion of Mr. Sneed, laid upon the table.

Senate bill No. 115, House bill No. 602, was read second and third times, passed each reading, and was ordered to be enrolled.

Senate resolution No. 754, House resolution No. 249, was read second and third times, passed each reading.

Senate amendments to House bill No. 580 were amended by inserting a proviso of Mr. Bryson, of Swain, and concurred in and returned to the Senate for concurrence in House amendments.

On motion the House adjourned.

SIXTY-NINTH DAY.

HOUSE OF REPRESENTATIVES, March 3, 1873.

The House was called to order by the Speaker at 10 o'clock A. M.

The reading of the Journal of Saturday was dispensed with.

The following named resolutions and bills were introduced, read and passed first time, and were referred or otherwise disposed of, as follows:

PLACED ON THE CALENDAR.

By Mr. McNeill—A resolution authorizing the publication of a bill in the Lumberton *Robesonian*.—H. R. No. 254.

On motion of Mr. McNeill, the rules were suspended and the resolution was read second time and adopted.

By Mr. Turner—Resolution to inquire into the charges that the Pennsylvania Central Railroad Company and other rings are running papers improperly to influence legislation. —H. R. No. 253.

A message was received from the Senate transmitting sundry bills and resolutions without engrossment.

Senate bill No. —, House bill 657—A bill to prohibit the sale of spirituous liquors at Endor, Chatham county.

Senate bill No. —, House bill No. 650—A bill to be entitled an act to prevent the retailing of spirituous liquors at Tally Ho.

S. B. No. —, H. B. No. 651.—A bill to repeal an act entitled an act to repeal certain parts of chapter 170, public laws 1868–'69.

Senate resolution No. —, House resolution No. 255—Resolution in regard to adjournment, (extends time from 12 M. to 1½ o'clock,) which were read first time, passed and placed on the Calendar.

The rules were suspended and House resolution No. 255 in regard to adjournment was read second time and adopted.

A message was received from the Senate transmitting engrossed copies of the following bills, which were read first time, passed and placed on the Calendar.

Senate bill No. —, House bill 655—An act to incorporate the Lockville Locomotive and Car Company.

Senate bill No. —, House bill No. 656—An act to incorporate the Haw River Iron Company.

The rules were suspended and the following bills were acted upon:

Senate bill No. —, House bill 657—A bill to prohibit the sale of liquor at Endor, Chatham county, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. —, House bill No. 655—An act to incor-

rate the Lockville and Car Company, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

Senate bill No. —, House bill 656—An act to incorporate the Haw River Iron Company, was read second and third times, passed each reading, and was ordered to be enrolled for ratification.

The following bills and resolutions, reported as correctly enrolled by Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to incorporate the Merchants' Bank of Fayetteville.

An act to continue in force an act to charter the Hickory Nut Turnpike Company, ratified by the General Assembly of North Carolina, January 11, A. D. 1861.

An act to authorize two additional terms of the Superior Court to be held in Granville county.

Resolution in favor of James H. Enniss.

An act to incorporate the Ladies' Co-operative Association of Wilmington.

An act in relation to the county of Pamlico.

Resolution in favor of Timothy F. Lee, sheriff of Wake county.

An act concerning the sale of spirituous liquors at Endor, in the county of Chatham.

An act concerning the ratification of the laws of the present session of the General Assembly.

An act to provide a central place for comparing the election returns of Brunswick county.

An act to amend an act to incorporate the Wilmington Ship Canal Company.

An act to authorize the commissioners of Onslow county to sell Alum Spring and property, former site of poor-house.

An act to incorporate the Onslow County Agricultural Society.

An act for the relief of Northampton county.

An act to change the time of holding the Superior Courts of Cumberland county, Fifth Judicial District.

An act to prohibit the sale of spirituous liquors within one mile of Winfall, in Perquimans county.

An act to cure defects in certain judicial proceedings arising from mistakes in the jurisdiction, and other causes.

An act for the relief of sheriffs and tax-collector of the county of Forsythe.

Resolution in regard to the Secretary of State.

An act to submit the proposed amendments of the Constitution to the people of the State for ratification or rejection.

An act to authorize the commissioners of Wilkes county to issue bonds.

An act to provide for and regulate the adoption of minor children.

An act to authorize the commissioners of the county of Franklin county to levy a special tax for the purpose of paying the outstanding debt of said county.

An act to raise revenue.

An act to incorporate the Granville Railroad Company.

An act in relation to the penitentiary.

An act to amend an act for the support of the lunatic asylum of the State of North Carolina for the year ending December 31st, 1873.

An act to amend an act to establish a turnpike road from the town of Statesville, in Iredell county, to Mount Airy, in Surry county.

An act to amend an act concerning inspecting in the city of Wilmington, N. C.

An act to authorize Granville county to subscribe the capital stock of the Granville Railroad Company.

An act to incorporate the Cumberland Savings Bank.

An act to incorporate the Haw River Iron Company.

An act to incorporate the Lockville Locomotive and Car Company.

An act to provide for the printing and distribution of the acts concerning revenue.

An act to authorize the mayor and commissioners of the town of Fayetteville to appoint a receiver of railroad taxes.

An act to establish a house of correction and refuge in the county of New Hanover.

An act to incorporate Shallotte Baptist Church, in Brunswick county.

An act to change the dividing line between the counties of Franklin and Granville.

Resolution in regard to Vienna Exhibition.

An act to incorporate the Mechanics' and Laborers' Mutual Aid Society of North Carolina.

Resolution in favor of the Principal Clerks.

Resolution in favor of W. H. Morris and Company.

An act to amend the charter of the North Western North Carolina Railroad Company.

An act to amend section 36, chapter 115, public laws of 1868–'69.

An act to extend the time for the registration of grants, deeds, and other conveyances.

An act entitled an act to amend chapter 167, public laws of 1869–'70.

An act to amend an act to provide for the laying off and continuation of a public highway in the counties of Burke and Mitchell, passed at the session of the General Assembly of 1871–'72.

An act to amend sections 31 and 38, so that they shall conform to section 28 of the school bill, ratified Febuary 26, 1873.

An act relating to fences and protection of crops.

An act to incorporate the town of Fair Bluff, Columbus county.

An act to authorize the commissioners of Hertford county, to levy and collect a special tax.

An act to change the time of holding the terms of the

Superior Court, in the counties comprising the tenth Judicial district.

An act to repeal chapter 79, laws of 1868–'69.

An act to authorize the county commissioners of Brunswick, to levy a special tax and for other purposes.

A resolution to provide for a causal deficit in the Treasury.

An act to incorporate the Cross Creek Benevolent Society of Fayetteville.

An act to empower the county commissioners of the town of Milton,to issue bonds.

An act to incorporate Methodist Episcopal Church South, Cold Springs Camp Ground, and Church at Bethel Camp Ground, and Church Cabarrus county.

An act to change the time of holding the Superior Court in Robeson and Brunswick counties.

An act to authorize Western Railroad Company to issue bonds.

An act concerning right of way to churches and places of worship.

An act to protect public highways crossing the Dismal Swamp Canal.

An act to provide adequate clerical force, in the office of Auditor.

An act to amend the charter of the town of Monroe, in the county of Union.

A resolution appointing Dr. W. R. Sharp and Capt. C. B. Denison, members of the board of public charities.

An act touching the sale of spirituous liquors in certain localities.

An act authorizing board of commissioners of Alamance county to levy a special tax.

A resolution declaratory of the meaning of section 4, a resolution in favor of sheriffs, ratified December 6, 1872.

A resolution in favor Wm. H. Battle.

A resolution in favor of T. F. Lee, sheriff of Wake county.

A resolution concerning the distribution of the laws of special session of 1868.

An act to amend an act to incorporate the Newbern Co-operating Land and Building Association.

An act to establish a public ferry across the Yadkin river.

A resolution in favor of J. C. Brewster.

An act to allow the commissioners of Anson county to levy a special tax.

An act to prohibit the sale of intoxicating liquors in certain localities.

An act in relation to the sale and completion of the Western North Carolina Railroad.

An act to repeal chapter 93 of public laws of 1871–'72.

A resolution in favor of Mason L. Wiggins, of Halifax.

The following bills and resolutions, reported as correctly enrolled by the Committee on Enrolled Bills, were duly ratified and transmitted to the Senate:

An act to amend section 29, chapter 113, public laws of 1371–'72.

An act to prevent the sale of spirituous liquors within three miles of the corporate limits of the town of Murfreesboro, in the county of Hertford.

An act for amnesty and pardon.

An act to amend the charter of the Western Division of the Western North Carolina Railroad.

Resolution in favor of A. M. Lewis.

An act to incorporate the Central Fire Insurance Company, of North Carolina.

An act to amend an act entitled an act to charter the town of Dallas, ratified January 23, 1872.

An act to authorize the commissioners of Randolph county to levy a special tax.

Mr. Badger offered the following resolution, (Mr. Settle in the chair):

"*The House of Represeneatives do resolve,* That, for his impartiality and courtesy, by which kindly and friendly relations have been promoted between the members, and by his strict attention to the duties of his office and his knowledge of parliamentary usages by which the public business has been greatly forwarded, Mr. Speaker Robinson is entitled to the thanks of this body, and of the people of North Carolina."

Mr. Badger said:

"In this resolution, Mr. Speaker, I have expressed my honest convictions, and what I believe to be the unanimous sentiment of the House. I have gone out of the ordinary "rut" of complimentary resolutions, and sought to make this speak the exact truth.

To Mr. Speaker Robinson, the House has been greatly indebted for the harmonious and friendly feelings that have characterized all our proceedings. Public business has been greatly forwarded, and the true interest of the State, not solely party ends, have been the result of our deliberations. He has been kind and courtuous to all the members, but at the same time firm and inflexible in executing his trust. He has displayed a thorough acquaintance with parliamentary law, and a promptness in applying it, that has greatly facilitated the prosecution of our work and saved to the people much expense. This House, and the people of North Carolina owe him a debt of gratitude."

In seconding the resolution, Mr. McGehee cordially endorsed all that had been so fittingly said by Mr. Badger.

Mr. Speaker Robinson in resuming the chair, thus addressed the House.

"*Gentlemen of the House of Representatives:*

In taking leave of you, it is meet that I should express my appreciation of the kind and flattering manner in which

you have expressed yourselves toward me, in the resolution just adopted.

It is gratifying to me, and should be to every North Corolinian, that the asperities and bickerings of party strife are rapidly disappearing from our Halls of Legislation, and a proper State and National patriotism taking its place.

Your labors have been arduous, and I must say you have been faithful and attentive. Much has been done for the good of North Carolina, and the verdict of the people will be on your side when the results are made known. I am indebted to you for your kind aid and co-operation in the dispatch of public business. A kind Providence has preserved us; the Angel of Death has passed around our Hall, and no member of this House has been called away. Trusting the same powerful Arm may protect you and return you to your families and friends, I declare this House adjourned to the third Monday of November next."

APPENDIX

TO

JOURNAL OF THE HOUSE,

OF THE

SESSION OF 1872--'73.

APPENDIX.

NUMBER and titles of bills introduced in the House of Representatives, or transmitted thereto from the Senate at the session of the General Assembly, begun Monday the 18th of November, 1872, to which reference is made in the preceding pages of the Journal of the House:

House bill No. 1—By Mr. McNeill—A bill to amend chapter 68, section 3, acts of 1871–'72.

House bill No. 2—By Mr. Settle—A bill to amend chapter 89, acts of 1871–'72.

House bill No. 3—By Mr. Badger—A bill to alter the time of holding the Superior Courts of Wake county.

House bill No. 4—By Mr. Joyner—A bill for the relief of Simon Goodwin.

House bill No. 5—By Mr. Johnston—A bill to cure defects &c., in the registration of deeds, in Buncombe county.

House bill No. 6—By Mr. Dula—A bill to amend section 4, chapter 178, laws of 1868–'69.

House bill No. 7—By Mr. Bean—A bill to amend section 48, Revised Code.

House bill No. 8—By Mr. Reid, of Randolph—A bill to repeal chapter 189, laws of 1871–'72, &c.

House bill No. 9—By Mr. Dula—A bill to amend chapter 68, laws of 1871–'72.

House bill No. 10—By Mr. Moring—A bill to provide for the election of Judges, by the votes of their respective districts.

House bill No. 11—By Mr. Fletcher—A bill to incorporate the town of Rockingham, in Richmond county.

House bill No. 12—By Mr. Ellison—A bill to incorporate Mount Hope Cemetery Association.

House bill No. 13—By Mr. Brown, of Mecklenburg—A bill to authorize ——— White, to collect arrears of Taxes.

House bill No. 14—By Mr. Jones, of Northampton—A bill to authorize the commissioners of Northampton, to levy a special tax.

House bill No. 15—By Mr. Jones, of Caldwell—A bill to repeal chapter 68, of public laws of 1871–'72.

House bill No. 16—By Mr. Waugh—A bill to alter the Constitution of North Carolina.

House bill No. 17—By Mr. Abbott—A bill to pay poll-holders, inspectors of elections, and coroners' juries.

House bill No. 18—By Mr. Morrison—A bill to require executors to give bonds, for the benefit of creditors.

House bill No 19—By Mr. Hughes—An act amendatory of an act entitled proceedings in criminal cases, ratified April 12, 1870.

House bill No. 20—By Mr. Lindsey—A bill to exempt disabled soldiers from the payment of poll tax.

House bill No. 21—By Mr. Byrd—A bill to be entitled an act to establish a portion of line, between North Corolina and Tennessee.

House bill No. 22—By Nr. Reid, of Randolph—A bill to limit the hours of a day's labor in North Carolina.

House bill No. 23—By Mr. Trivett—An act to exempt the counties of Aske, &c., from the provisions of chapter 142, laws of 1869–'70.

House bill No. 24—By Mr. Trivett—An act to exempt the counties of Aske, Alleghany and Watauga, from the provisions of chapter 68, laws of 1871–'72.

House bill No. 25—By Mr. Anderson, of Clay—A bill to be entitled an act to prohibit the sale of intoxicating liquors within one mile of any religious congregation or worshipping assembly in this State.

House bill No. 26—By Mr. Blythe—A bill to amend an act exempting certain property from taxation.

House bill No. 27—By Mr. Carson—An act authorizing H. W. Mayo, sheriff of Alexander county to collect arrears of taxes.

House bill No. 28—By Mr. Todd—An act to authorize the commissioners of Watauga county to levy a special tax.

House bill No. 29—By Mr. Blackwell—A bill to be entitled an act to relieve ministers of the gospel from payment of poll-tax, working on the public roads, and serving on juries.

House bill No. 30—By Mr. Jones, of Tyrrell—A bill to be entitled an act to incorporate the Scuppernong Transportation Company.

House bill No. 31—By Mr. Morrison—A bill giving power to Supreme Court to grant writs of *certiorari* in certain cases.

House bill No. 32—By Mr. Bryson, of Jackson—A bill to establish a new county by the name of Alto.

House bill No. 33—By Mr. Bryson, of Jackson—A bill concerning attorneys-at-law moving into the State.

House bill No. 34—By Mr. Bean—A bill to repeal section 47, chapter 189, of the school law of 1871–'72.

House bill No. 35—By Mr. Bunn—A bill to amend chapter 185, laws of 1871–'72.

House bill No. 36—By Mr. Moss—A bill to be entitled an act for the better protection of the mortgage of personal property.

House bill No. 37—By Mr. Hughes—A bill to amend an act entitled an act to create a mechanics' and laborers' lien.

House bill No. 38—By Mr. Dula—A bill to amend chapter 185 of the laws of 1871–'72.

House bill No. 39—By Mr. Badger—A bill to be entitled an act to amend chapter 64 of the Revised Code.

House bill No. 40—By Mr. Gidney—A bill to amend an

act entitled an act to provide the procedure in special proceedings generally, &c.

House bill No. 41—By Mr. Ellison—A bill to be entitled an act to declare certain larcenies petty misdemeanors.

House bill No. 42—By Mr. Byrd—A bill to exempt widows and certain citizens of North Carolina from taxation.

House bill No. 43—By Mr. Haynes—A bill to prevent persons living in adjoining counties from paying toll on the Western turnpike.

House bill No. 44—By Mr. Whitmire—A bill to prevent dams, and other obstructions in the French Broad river.

House bill No. 45—By Mr. Carter—An act to repeal section 1 of an act for the better protection of oysters and terrapins in the waters of North Carolina.

House bill No. 46—By Mr. Sneed—A bill to exempt ministers of the Gospel and practicing physicians from working on public roads, and from militia duty.

House bill No. 47—By Mr. Morrison—A bill to regulate the salary of the Governor and the Treasurer of the State.

House bill No. 48—By Mr. Hughes—A bill to amend section 1, chapter 139, laws of 1870–'71, relative to fees of county officers.

House bill No. 49—By Mr. Anderson, of Clay—A bill to be entitled an act to provide for the erection of a jail in Clay county.

House bill No. 50—By Mr. Gorman—A bill to amend chapter 170, laws of 1871–'72, relating to the public printing.

House bill No. 51—By Mr. Badger—A bill to be entitled an act to prevent frauds upon the Treasury, &c.

House bill No. 52—By Mr. Bean—A bill to repeal chapter 120 of the laws of 1871–'72.

House bill No. 53—By Mr. Turner—A bill to be entitled an act requiring dogs to be taxed.

House bill No. 54—By Mr. Carson—An act to repeal chapter 136 of the laws of 1871–'72.

House bill No. 55—By Mr. Morrison—A bill to repeal chapter 186, laws of 1871–'72.

House bill No. 56—By Mr. Blythe—A bill to charter the Old Fort and Broad River Turnpike Company.

House bill No. 57—By Mr. Michael—A bill to limit the power of overseers of public roads.

House bill No. 58—By Mr. Brown, of Mecklenburg—A bill to amend section 1, chapter 141 of the laws of 1871–'72.

House bill No. 59—By Mr. Moss—A bill to be entitled an act to charter the Wilson and Tar River Narrow Guage Railroad.

House bill No. 60—By Mr. Anderson, of Davie—A bill to amend chapter 75 of the laws of 1870–'71.

House bill No. 61—By Mr. Paschall—An act to amend chapter 189 of the public laws of 1871–'72.

House bill No. 62—By Mr. Bryan, of Wilkes—A bill to pay certain teachers in the county of Wilkes.

House bill No. 63, Senate bill 26—A bill to incorporate the North Carolina Medicinal Company.

House bill No. 64—By Mr. Shinn, of Cabarrus—A bill to prevent the sale of spirituous liquors within one and a half miles of Cool Spring Camp Ground.

House bill No. 65—By Mr. Brown, of Mecklenburg—A bill to appoint a public guardian.

House bill No. 66—By Mr. Anderson, of Davie—An act making Hunting creek a lawful fence in the county of Davie.

House bill No. 67—By Mr. Trivett—A bill to amend subdivision 2 of section 8, chapter 139 of the laws of 1870–'71.

House bill No. 68—By Mr. Houston—A bill concerning the government of counties.

House bill No. 69—By Mr. Whitmire—An act to prohibit the hunting of deer or other game in the counties of Henderson and Transylvania.

House bill No. 70—By Mr. Badger—A bill to be entitled

an act to amend an act concerning the powers and duties of State officers.

House bill No. 71—By Mr. Morrison—An act to construe section 4, chapter 93, acts 1868–'69, and for other purposes.

House bill No. 72—By Mr. Reid, of Randolph—A bill to repeal section 47, chapter 189 of the school laws of 1871–'72.

House bill No. 73—By Mr. McNeill—A bill to be entitled an act to amend section 33, chapter 201, acts of 1868–'69, in relation to guardian and ward.

House bill No. 74—By Mr. Jordan—A bill for the relief of sheriffs, and for other purposes.

House bill No. 75—By Mr. Houston—A bill for a railroad from Western North Carolina Railroad to White Sulphur Springs.

House bill No. 76, Senate bill No. 12—An act for the relief of the sureties of W. H. Walton.

House bill No. 77—By Mr. Craige—A bill to be entitled an act for the relief of purchasers under sheriffs' sales.

House bill No. 78—By Mr. Blythe—A bill to amend an act entitled an act concerning the registration and election in the year of our Lord 1872.

House bill No. 79—By Mr. Brown, of Davidson—A bill to amend an act to extend the time for the registration of deeds, &c.

House bill No. 80—By Mr. Gudger—An act entitled an act to amend section 15, chapter 20, laws of special session of 1868.

House bill No. 81—By Mr. Reid, of Mecklenburg—A bill to be entitled an act for the appointment of an additional constable for the town of Charlotte.

House bill No. 82—By Mr. Badger—A bill to be entitled an act to provide proper compensation for the Justices of the Supreme Court.

House bill No. 83—By Mr. Perry—A bill for the relief of minors working on the public roads.

House bill No. 84—By Mr. Bennett—A bill to be entitled

an act to repeal section 10 of the act entitled an act to suspend the Code of Civil Procedure.

House bill No. 85—By Mr. Brown, of Davidson—A bill to empower the board of commissioners of the several counties of this State, &c.

House bill No. 86—By Mr. Sharp—A bill in reference to executors and administrators who resided in that part of Northampton annexed to Hertford.

House bill No. 87—By Mr. Blackwell—A bill to be entitled an act to increase the quantity of personal property exempt from taxation of any resident of the State.

House bill No. 88—By Mr. Brown, of Davidson—A bill to authorize the commissioners of Davidson county to compromise the indebtedness of the county.

House bill No. 89—By Mr. Bennett—A bill to authorize the imprisonment of persons convicted in the United States Courts in North Carolina in the penitentiary of the State.

House bill 90—.

House bill No. 91—By Mr. Trivett—An act to prevent the speculation in county claims, and to require purchasers to make affidavit of the cost of the same.

House bill No. 92—By Mr. Johnston—An act to amend chapter 27, private laws of 1870–'71.

House bill No. 93—By Mr. Godfrey—An act to incorporate the Northern and Southern Telegraph Company.

House bill No. 94—By Mr. Godfrey—An act to incorporate the Southern Express Company.

House bill No. 95—By Mr. Bowman—A bill to amend and carry into effect chapter 36, laws of 1868–'69.

House bill No. 96—By Mr. Bean—A bill to repeal sections 19, 20 and 25, chapter 89 of the public laws of 1871–'72.

House bill No. 97—By Mr. Paschall—An act for the laying of and construction of a public highway in the county of Warren.

House bill No. 98—By Mr. Stanford—A bill to be entitled an act to re-enact chapter 18, public laws of 1870–'71.

House bill No. 99—By Mr. Jones, of Orange—An act to prohibit the sale of spirituous liquors in the town of Durham.

House bill No. 100—By Mr. Perry, of Bladen—An act to a special tax in the county of Bladen.

House bill No. 101—By Mr. Moore—An act to amend subdivision 33, sections 8 and 12, of an act concerning the government of counties.

House bill No. 102—By Mr. Moore—A bill to be entitled an act to amend section 9, sub-division 7, of an act respecting the county treasurer.

House bill No. 103—By Mr. Blythe—A bill requiring land-holders to close their lines.

House bill No. 104—By Mr. Rhodes—An act concerning the town of Goldsboro, in Wayne county.

House bill No. 105—By Mr. Wheeler—An act to discontinue a public highway from Salem to Moses Stuart's, in Forsythe county.

House bill No. 106—By Mr. Hinnant—An act legalizing the levying a special tax by the commissioners of Johnston county.

House bill No. 107—By Mr. Perry, of Wake—An act to make Neuse river a lawful fence.

House bill No. 108—By Mr. Moore—A bill amendatory of the act of 21st December, 1871, concerning the appointment of Judges.

House bill No. 109—By Mr. Moore—A bill to amend section 319 of the Code of Civil Procedure.

House bill No. 110—By Mr. Moore—A bill allowing sale of reversions on homesteads, by the consent of the owners.

House bill No. 111—By M. Moore—A bill allowing sale of reversions on homsteads, under certain restrictions.

House bill No. 112—By Mr. Haynes—A bill to prohibit the sale of spirituous liquors within the town of Waynesville.

House bill No. 113—By Mr. Whitmire—A bill to allow the commissioners of Transylvania county to levy a special tax.

House bill No 114—By Mr. Guyther—An act for the relief of sheriffs of the State.

House bill No. 115—By Mr. Perry, of Bladen—An act to allow the commissioners of Bladen county to adjust the bebt of said county.

House bill No. 116—By Mr. Gidney—An Act to amend section 2, chapter 95 of the laws of 1871–'72.

House bill No. 117—By Mr. Craige—A bill to be entitled an act to amend section 1, chapter 60 of the public laws of 1871–'72.

House bill No. 118—By Mr. Gorman—A bill to be entitled an act to incorporate Seaton Gales Lodge, No. 64, I. O. O. F.

House bill No. 119—By Mr. Webb—An act to incorporate the Belle Cove Oyster Company.

House Bill No. 120—By Mr. Bean—A bill to amend section 28, chapter 189 of the public laws of 1871–'72.

House bill No. 121—By Mr. Marler—A bill to be entitled an act to repeal chapter 189 of public laws of 1871–'72.

House bill No. 122—By Mr. Corson—A bill in relation to public roads in Beaufort county.

House bill No. 123—By Mr. Darden—A bill to be entitled an act to prohibit the sale of spirituous liquors within one mile of Winfall.

House bill No. 124—By Mr. Copeland—An act to repeal chapter 8 of the public laws of 1870–'71.

House bill No. 125—By Mr. Whitmire—An act to amend an act to protect cattle from distemper and other infections.

House bill No. 126—By Mr. Heaton—An act to incorporate the Mechanics' Hose Company of Wilmington.

House bill No. 127—By Mr. Moore—A bill to be entitled an act to amend section 233 of the Code of Civil Procedure.

House bill No. 128—By Mr. Moore—A bill to be entitled an act to empower the jurors to impose the punishment in criminal cases.

House bill No. 129—By Mr. Bean—A bill concerning overseers of public roads.

House bill No. 130—By Mr. Bryson, of Jackson—A bill to be entitled an act to repeal an act passed at the session of 1850–'51.

House bill No. 131—By Mr. Joyner—A bill to be entitled an act for the relief of Simon Goodwin, tax collector of Johnston county.

House bill No. 132—By Mr. Bryson, of Swain—A bill to be entitled an act to authorize the commissioners of the county of Swaine to levy a special tax.

House bill No. 133—By Mr. Bennett—A bill providing for enforcement of decrees in suits in equity, rendered prior to a certain act of 1806.

House bill No. 134—By Mr. Bennett—A bill to cure defects in certain judicial proceedings, arising from mistakes of judication.

House bill No 135—By Mr. Craige—A bill to be entitled an act amendatory of an act entitled an act to lay off the homestead and personal property exemption.

House bill No. 136—By Mr. McGehee—A bill to be entitled an act for the more effectual security of life and property.

House bill No. 137, Senate bill No. 63—An act to change the time of holding the Superior Court of Cabarrus county.

House bill No. 138—By Mr. Rhodes—A bill to be entitled an act to repeal sections 25 and 37 of chapter 189, public laws of 1871–'72.

House bill No. 139—By Mr. Mabson—A bill to be entitled an act to alter section 25, chapter 189 of public school laws.

House bill No. 140—By Mr. Norment—A bill to be entitled an act to incorporate King Solomon's Lodge, No. 313, Free and Accepted Masons.

House bill No. 141—By Mr. Heaton—An act to amend section 45, chapter 199 of public laws of 1871–'72.

House bill No. 142—By Mr. Bennett—A bill to incorporate the Wilmington and Weldon Railroad.

House bill No. 143—By Mr. Bean—A bill to repeal chapter 21 of the public laws of 1868.

House bill No. 144—By Mr. Dula—An act to change the time of holding the terms of the Superior Courts in the several counties, &c.

House bill No. 145—By Mr. Gudger—An act in relation to obstructions in the Catawba river.

House bill No. 146—By Mr. Moring—A bill authorizing the Solicitors to qualify witnesses.

House bill No. 147—By Mr. Richardson—A bill to be entitled an act to allow the commissioners of Columbus county to levy a special tax.

House bill No. 148, Senate bill No. 15—A bill to be entitled an act to amend an act entitled an act to enable any three persons to become incorporated.

House bill No. 149—By Mr. Bean—A bill in regard to certain sales in North Carolina.

House bill No. 150—By Mr. Badger—A bill to be entitled an act to incorporate the town of Apex.

House bill No. 151—By Mr. Jones, of Orange—An act in relation to the sale of spirituous liquors in the town of Durham.

House bill No. 152, Senate bill No. 9—A bill to incorporate the North Carolina State Life Insurance Company.

House bill No. 153—By Mr. Watson—A bill to require fines and penalties to be paid to county treasurers for the benefit of the school fund.

House bill No. 154, Senate bill No. 86—A bill to incorporate the New York, Norfolk and Charleston Railroad Company.

House bill No. 155, Senate bill No. 26—A bill to amend the charter of the Wilmington and Planters' Railroad Company.

House bill No. 156—By Mr. Bryan, of Alleghany—A bill

to be entitled an act to lay off and construct a public road from A. M. Bryan's to ———.

House bill No. 157, Senate bill No. 27—A bill to amend chapter 182 of the laws of 1872.

House bill No. 158—By Mr. Gidney—An act to be entitled an act to amend section 1, chapter 215, laws of 1869–'70.

House bill No. 159—By Mr. Abbott—A bill to be entitled an act to make the enticing of minors to leave their homes a misdemeanor.

House bill No. 160—By Mr. Shackelford—A bill authorizing E. Murrell, sheriff of Onslow county, to collect arrears of taxes.

House bill No. 161—By Mr. Goodwyn—A bill to be entitled an act to authorize the commissioners of Halifax county to levy a special tax.

House bill No. 162—By Mr. McNeill—A bill to be entitled an act to prevent the sale of spirituous liquors.

House bill No. 163—By Mr. Jones, of Caldwell—A bill to be entitled an act to empower the commissioners of Caldwell county to sell certain lands.

House bill No. 164—By Mr. Abbott—A bill to amend section 8 of chapter 139 of the laws of 1870.

House bill No. 165—By Mr. Jones, of Northampton—A bill to be entitled an act to incorporate the town of Jackson, in Northampton.

House bill No. 166—By Mr. Marler—A bill to be entitled an act to amend sections 1 and 5, chapter 71, public laws of 1871–'72.

House bill No. 167—By the Committee on Education—A bill to be entitled an act to amend the school law, ratified the 12th of February, 1872.

House bill No. 168, Senate bill No. 162—A bill to amend chapter 180, laws of 1871–'72.

House bill No. 169, Senate bill No. 83—A bill to extend the time for taking out grants in McDowell county.

House bill No. 170, Senate bill No. 33—A bill to re-enact

and continue in force the charter of the Fayetteville and Florence Railroad Company.

House bill No. 171—By Mr. Bowman—A bill to be entitled an act to limit the sessions of county commissioners.

House bill No. 172—By Mr. Trivett—An act to repeal chapter 146 of the laws of 1870–'71.

House bill No. 173—By Mr. Bowman—A bill to be entitled an act to change the jurisdiction of courts and rules of pleading.

House bill No. 174, A, Senate bill No. 13—A bill for the relief of certain school teachers.

House bill No. 174, B, By Mr. Bennett—A bill to be entitled an act declaring an act to provide for the service of process issuing from courts of justices of peace, where one or more of the defendants may reside out of the county.

House bill No. 175, Senate bill No. 160—A bill to be entitled an act to authorize the commissioners of Guilford county to levy a special tax.

House bill No. 176—By Mr. Brown, of Mecklenburg—A bill to be entitled an act to promote immigration.

House bill No. 177—By Mr. Badger—A bill to be entitled an act to prevent the sale of spirituous liquors within one mile of H—— Church.

House bill No. 178—By Mr. Bean—A bill relative to fences.

House bill No. 179—By Mr. Bennett—A bill to repeal all laws or pars of laws by which any part of the school lands have been donated.

House bill No. 180—By Mr. Corson—A bill to be entitled an act to empower and authorize the government of the United States to hold lands in North Carolina.

House bill No. 181—By Judiciary Committee—A bill to be entitled an act to require the Auditor of the State to give bond.

House bill No. 182, Senate bill No. 171—A bill to be entitled an act for the support of the insane asylum for the year ending December 31, 1872.

House bill No. 184—By Mr. Norment—A bill to be entitled an act to prevent the sale of spirituous liquors within one mile of Horeb Church.

House bill No. 185—By Mr. Bennett—A bill concerning waste.

House bill No. 186—By Mr. Bennett—A bill to be entitled an act to continue in force the act ratified January 25, 1871.

House bill No. 187, Senate bill No. 71—A bill to extend the time for redemption of proporty sold for taxes.

House bill No. 188—By Mr. Perry, of Bladen—An act to incorporate the Cape Fear and Waccamaw Railway Company.

House bill No. 189, Senate bill No. 35—An act to incorporate the Snow Hill, Greeneville and Goldsboro Railroad Company.

House bill No. 190, Senate bill No. —, —A bill in favor of T. F. Lee, sheriff of Wake county.

House bill No. 191—By Mr. Badger—An act to amend chapter 93 of public laws of 1871-'72.

House bill No. 192—By Mr. Jones, of Caldwell—A bill for the relief of T. F. Lee, sheriff of Wake county.

House bill No. 193—By Mr. Badger—An act for exchanging the stock of the State for bonds with which such stock was obtained.

House bill No. 194—By Mr. Bennett—A bill to be entitled an act to incorporate the North Carolina —— —— Railroad Company.

House bill No. 195—By Mr. Lindsey—An act providing for the payment of costs in justices' courts where appeal is granted to the Superior Court.

House bill No. 196—By Mr. Brown, of Davidson—A bill authorizing the Clerks of the Superior Courts of the several counties of the State to pay over all fines and forfeitures that may come into their hands to the county treasurer of their respective counties.

House bill No. 197—By Mr. Houston—An act to amend

chapter 146, public laws of 1871–'72, and chapter 139, public laws of 1870–'71.

House bill No. 198—By Mr. Norment—An act to amend chapter 1 of the laws of 1871–'72, concerning the probate of deeds, and the private examination of married women beyond the limits of North Carolina.

House bill No. 199—By Mr. Abbott—An act to repeal chapter 243, laws of 1868–'69.

House bill No. 200—By Mr. Richardson—An act to incorporate the Wilmington Trust Company and Savings Bank.

House bill No. 201—By Mr. Dudley—An act to amend the charter of the city of Newbern, N. C.

House bill No. 202—By Mr. Craige—An act for the better government of the town of Salisbury.

House bill No. 203—By Mr. Dudley—An act to amend chapter 139, laws of 1870–'71, in relation to fees of justices of the peace.

House bill No. 204—By Mr. Blythe—An act to prevent the sale of spirituous liquors within three miles of Judson Female College in the town of Hendersonville.

House bill No. 205—By Mr. Brown, of Davidson—A bill concerning the register of deeds of Davidson county.

House bill No. 206—By Mr. Trivett—An act making indictable the felling of trees into either fork of Horse creek, in Ashe county.

House bill No. 207—By Mr. Bennett—An act to amend section 34, chapter 113, acts of 1868–'69.

House bill No. 208—By Mr. Abbott—A bill to better enable the Young Men's Intelligent and Enterprising Association to increase its capital.

House bill No. 209—By Mr. Brown, of Davidson—An act to suspend the writ of mandamus in Davidson county, as far as it relates to the commissioners of said county.

House bill No. 210—By Mr. Morrison—An act to amend sections 224 and 228, Code of Civil Procedure.

House bill No. 211—By Mr. Dudley—An act to incorpo-

porate the Mechanics' and Laborers' Mutual Aid Society of North Calolina.

House bill No. 212—By Mr. Joyner—An act to change the name of Boon Hill in Johnston county to Princeton, and to prohibit the sale of liquors therein.

House bill No. 213—By Mr. Craige—An act conferring jurisdiction upon justices of the peace to issue proceedings supplementary to executions.

House bill No 214—By Mr. Byrd—An act to prevent the traffic in county claims.

House bill No. 215—By Mr. McGehee—An act relating to fences, and for the protection of crops.

House bill No. 216—By Mr. Mabson—An act to alter section 45 of public school law, chapter 189.

House bill No 217—By Mr Jones, of Orange—An act to repeal the law concerning fence in certain townships.

House bill Mo. 218, Senate bill No. 81—A billl to allow owners of Catawba Toll Bridge to list it for taxes and other purposes, in the county of Catawba.

House bill No 219, Senate bill No. 210—A bill to amend the act incorporating the town of Mount Olive, in the county of Wayne.

House bill No. 220, Senate bill No. 231—A bill to amend the act ratified January 25, 1871, with accompanying papers.

House bill No. 221—By Mr. Bean—An act to allow enterers of vacant lands to obtain grants.

House bill No. 222—By Mr. Badger—An act to protect the agricultural interest of the State.

House bill No. 223—By Mr. Carson—A bill to amend chapter 59 of the laws 1872–'73.

House bill No. 224—By Mr. Turner—An act amendatory of chapter 277, laws of 1870–'71, entitled an act to provide a cheap chattel mortgage.

House bill No. 225—By Mr. Brown, of Davidson—An act concerning the register of deeds of the several counties of the State.

House bill No. 226—By Mr. McGehee—An act concerning corporations.

House bill No. 227—By Mr. Sneed—An act entitled an act to repeal an act for improving the navigation of the Roanake river, from the town of Halifax to the place where the Virginia line intersects the same.

House bill No. 228—By Mr. Hampton—An act legalizing the acts of the board of commissioners of Polk county on the first Monday in September, 1872.

House bill No. 229—By Mr. Norment—An act to prevent the sale of spirituous liquors within one mile and a half of Union Chapel Methodist Church, Robeson county.

House bill No. 230—By Mr. Webb—A bill to repeal part of chapter 250, laws of 1868–'69.

House bill No. 231—By Mr. Norment—An act to prevent the sale of spirituous lipuors within two miles of Lumber Bridge Presbyterian Church and Providence Baptist Church, in Robeson county.

House bill No. 232—By Mr. Norment—An act to prevent the sale of spirituous liquors within four miles of A. M. Baptist Church, in Robeson county.

House bill No. 233—By Mr. Morrison—An act to prevent persons from serving on juries who have attained the age of sixty years.

House bill No. 234—By Mr. Dula—A bill to modify section 7 of chapter 42 of the Revised Code.

House bill No. 235—By Mr. Haynes—A bill to prohibit the giving away or selling intoxicating drinks to minors.

House bill No. 236—By Mr. Waugh—A bill making indictable the felling of trees into Stewart's creek, in the county of Surry.

House bill No. 237—By Mr. Dudley—An act to change the name of the Holden Hook and Ladder Company, No. 1, of Newbern, North Carolina.

House bill No. 238—By Mr. Brown, of Mecklenburg—An

act to incorporate the town of Huntersville, in Mecklenburg county.

House bill No. 239—By Mr. Shinn, of Cabarrus—A bill to incorporate Eureka Lodge, No. 283, Ancient York Masons.

House bill No. 240—By Mr. Badger—A bill to authorize the board of trustees of Carey township, in the county of Wake, to levy a special tax.

House bill No. 241—By Mr. Corson—An act for the incorporation of the town of Washington.

House bill No. 242—By Mr. McGehee—An act to authorize the commissioners of Person county to levy a special tax.

House bill No. 243—By Mr. Copeland—An act to amend chapter 139 of the public laws of 1870–'71.

House bill No. 244—By Mr. Bean—A bill to repeal chapter 71 of the public laws of 1871–'72.

House bill No. 245—By Mr. Bean—A bill to change the name of Franklinsville township, in the county of Randolph.

House bill No. 246—By Mr. Bennett—An act to incorporate the Farmers' Loan Bank.

House bill No. 267—By Mr. Hughes—An act to authorize the commissioners of Granville county to levy a special tax.

House bill No. 248—By Mr. Brown, of Davidson—A bill to amend sections 516 and 496 of Code of Civil Procedure.

House bill No. 249—By Mr. Bennett—An act to provide for amercements in justices' courts.

House bill No. 250—By Mr. Guyther—An act to secure advances made for agricultural purposes.

House bill No. 251—By Mr. Brown, of Mecklenburg—An act to authorize the commissioners of Mecklenburg county to sell certain stock held by said county, and for other purposes.

House bill No. 252—By Mr. Bean—A bill to amend section 3, chapter 169 of the public laws of 1869–'70.

House bill No. 253—By Mr. Bennett—An act to amend chapter 504 of the Code of Civil Procedure.

House bill No. 254—By Mr. Bennett—An act to amend sections 496 and 497 of the Code of Civil Procedure.

House bill No. 255—By Mr. Cox—A bill concerning the Superior Courts.

House bill No. 256—By Mr. McNeill—An act in regard to descents.

House bill No. 257—By Mr. Williamson—An act to regulate municipal elections.

House bill No. 258—By Mr. Gorman—A bill to abolish the usury laws.

House bill No. 259—By Mr. Woodhouse—An act to levy a special tax in the county of Currituck.

House bill No. 260—By Mr. Todd—A bill to amend an act to incorporate the town of Boon, in Watauga county.

House bill No. 161—By Mr. Gorman—A bill to amend the charter of the city of Raleigh.

House bill No. 262—By Mr. Lindsey—An act to change the fees of constables.

House bill No. 263—By Mr. Waugh—An act to establish a turnpike road from Marion, in McDowell county, to Asheville, in the county of Buncombe.

House bill No. 264, Senate bill No. 36—A bill to be entitled an act in relation to depositions.

House bill No. 265, Senate bill No. 267—An act to amend an act incorporating the town of Farmville, in Pitt county.

House bill No. 266, Senate bill No. 46—An act to amend an act to incorporate the Wilmington Mutual Insurance Company.

House bill No. 267, Senate bill No. 236—An act to incorporate the village of Excelsior, in the county of Burke.

House bill No. 268, Senate bill No. 90—An act to prevent the felling of trees into Haw river.

House bill No. 269, Senate bill No. 72—An act in relation to the office of sheriff of Yancey county.

House bill No. 270—By Mr. Dula—An act to prevent speculations in county claims.

House bill No. 271—By Mr. Gidney—An act to incorporate Cleaveland Lodge, No. 210, of Free and Accepted Masons.

House bill No. 272—By Mr. Mitchell—An act to incorporate Monatau Lodge, No. 318, of Free and Accepted Masons.

House bill No. 273—By Mr. Haynes—An act to establish a new county by the name of Bragg.

House bill No. 274—By Mr. Davis—An act to fix the venue in suits brought against the commissioners of counties.

House bill No. 275—By Mr. Bowman—An act to incorporate the North Carolina Mica Mining Company.

House bill No. 276, Senate bill No. 92—.

House bill No. 277—By Mr. McLaurin—An act concerning inspectors for the city of Wilmington.

House bill No. 278—By Mr. Corson—A bill to prohibit the sale of spirituous liquors on the Sabbath day.

House bill No. 279—By Mr. Paschall—An act to prevent the removal of property mortgaged.

House bill No. 280—By Mr. Guyther—An act to repeal an act for the better preservation of the public health by establishing suitable quarantine regulations for the city of Wilmington, N. C.

House bill No. 281—By Mr. Perry, of Bladen—An act to prohibit the sale of intoxicating liquors in the village of Abbottsburg.

House bill Na. 282—By Mr. Badger—An act to amend the laws in regard to proceedings in bastardy cases.

House bill No. 283—By Mr. Dickey—An act to repeal chapter 61, private laws of 1870–'71.

House bill No 284—By Mr. Jordan—An act to authorize the county commissioners of Montgomery county to levy a special tax.

House bill No. 285—By Mr. Patrick—An act to levy a special tax for the county of Greene.

House bill No. 286—By Mr. Jones, of Caldwell—An act to empower the commissioners of the town of Lenoir, Caldwell county, to sell certain lands.

House bill No. 287—By Mr. Badger—An act to declare certain larcenies to be misdemeanors and to provide for the punishment of the same.

House bill No. 288—By. Mr Gilmer—An act making Reedy Fork, in the county of Guilford, a lawful fence.

House bill No. 289—By Mr. Bennett—A bill to be entitled an act to amend section 27, chapter 116, public laws of 1868–'69.

House bill No. 290—By Mr. Rhodes—An act to repeal chapter 167 of the laws of 1869–'70, and chapter 135 of the laws of 1871–'72.

House bill No. 291, Senate bill No. 170—An act to prevent the sale of spirituous liquors in the town of Shelby, Cleaveland county.

House bill No. 292—By Mr. Webb—An act to change the time of the meeting of the board of commissioners and county board of education for Carteret county.

House bill No. 293—By Mr. Bowe—An act to empower the county commissioners of Caswell county to meet the first Monday of each month.

House bill No. 294—By Mr. Dudley—An act to establish a branch insane asylum at Newbern, North Carolina, for the accommodation of the colored.

House bill 295—By Mr. Gidney—An act to incorporate El Bethel Methodist Church, in the county of Cleaveland.

House bill No. 296—By Mr. Godfrey—A bill to authorize the commissioners of Pasquotank county to provide the ways and means for building a court-house.

House bill No. 297—By Mr. Abbott—An act in regard to jurors summoned to attend inquests.

House bill No. 298—By Mr. Moss—An act to incorporate the town of Stantonsburg, in Wilson county.

House bill No. 299—By Mr. Stanford—An act to change

the time of holding the election for mayor and commissioners of the town of Goldsboro, in Wayne county.

House bill No. 300—By Mr. Warlick—An act to prohibit the sale of spirituous liquors within two miles of the courthouse, in the town of Morganton.

House bill No. 301—By Mr. Waugh—A bill to prevent usury.

House bill No. 302, Senate bill No. 278—A bill to amend chapter 185, laws of 1868–'69, entitled an act concerning townships.

House bill No. 303—By Mr. Carson—A bill to repeal chapter 103 of the laws of 1871–'72.

House bill No. 304—By Mr. Badger—A bill to be entitled an act the better to enforce the laws in regard to highways.

House bill No. 305—By Mr. Paschall—An act relative to official and other State bonds.

House bill No. 306—By Mr. Dula—A bill to amend section 35 of chapter 193 of the laws of 1871–'72.

House bill No. 307—By Mr. Jones, of Orange—An act to amend section 27, chapter 67 of the public acts of 1868–69, and section 4, chapter 228 of the public acts of 1870–'71.

House bill No. 308—By Mr. Trivett—An act to make the husband or wife a competent witness to prove the adultery of the other in actions for divorce.

House bill No. 309—By Mr. Dickey—An act to prohibit the sale of intoxicating liquors within three miles of Mount Pleasant Academy, in Cherokee county.

House bill No. 310—By the Committee on Propositions and Grievances—An act to prohibit the sale of liquors within one mile of any church on certain days.

House bill No. 311—By Mr. Warlick—An act in favor of J. T. Patterson, late sheriff of Burke county, and C. C. Vest, late sheriff of Cherokee county.

House bill No. 312—By Mr. Whitmire—An act to lay off and establish a new county by the name of Center.

House bill No. 313—By Mr. Woodhouse—An act to amend the act to lay off and establish the county of Dare.

House bill No. 314—By Mr. Abbott—An act to amend sections 4, 5 and 10, of chapter 139, laws of 1870-'71.

House bill No. 315—By Mr. Scott—An act to incorporate the Newbern and Trenton Steamboat Company.

House bill No. 316—By Mr. Jones, of Camden—An act for the promotion of horse raising in the State.

House bill No. 317—By Mr. Carson—A bill to be entitled an act to repeal chapter 163 of the laws of 1871-'72.

House bill No. 318—By Mr. Jones, of Camden—An act to provide for the more prompt execution of civil process in justices' courts.

House bill No. 319—By Mr. Winslow—An act to amend chapter 27 of the private laws of 1871-'72, and to re-enact chapter 123, private laws of 1869-'70, sections 8 and 11.

House bill No. 320—By Mr. Sharp—An act to declare Chinquapin and Wiccochou creek a lawful fence.

House bill No. 321, Senate bill No. 134—An act prohibiting the sale of spirituous liquors within two miles of Christian Delight Church, in the county of Beaufort.

House bill No. 322—By Mr. Jones, of Caldwell—An act to empower the commissioners of Caldwell county to levy a special tax.

House bill No. 323—By Mr. Grady—An act to authorize the commissioners of Harnett county to levy a special tax.

House bill No. 324—By Mr. Jones, of Caldwell—An act to repeal chapter 199, public laws of 1871-'72, and for other purposes.

House bill No. 325—By Mr. Hughes—An act to incorporate the trustees of Oxford Colored Educational Association of Granville county.

House bill No. 326—By Mr. Scott—An act to protect the navigation of White Oak and Trent river, in Jones county.

House bill No. 327—By Mr. Rlackwell—An act to regulate the rate of toll to be charged the citizens of Buncombe,

at the toll-gate in Henderson county, on the Buncombe turnpike road.

House bill No. 328—By Mr. Perry, of Bladen—A bill to prevent the sale of liquor within two miles of French's Creek township, county of Bladen.

House bill No. 329—By Mr. Gray—An act to create a board each of commissioners of navigation for Ocracoke bar and Hatteras inlet.

House bill No. 330—By Mr. Watson—An act to incorporate the Chapel Hill Iron Mountain Railroad Company.

House bill No. 331—By Mr. Scott—An act to make Trent river a lawful fence in Jones county.

House bill No. 332—By Mr. Brown, of Mecklenburg—A bill to be entitled an act to incorporate the town of Pineville, in Mecklenburg county.

House bill No. 333—By Mr. Brown, of Mecklenburg—An act to incorporate the Stowe Falls Maunfacturing Company.

House bill No. 344—By Mr. Bennett—An act to repeal section 4, chapter 2 of the Revised Code.

House bill No. 335—By Mr. Lutterloh—A bill to change the time for holding the Superior Court for Cumberland county.

House bill No. 336—By Mr. McLaurin—An act to amend section 10, chapter 139 of the public laws of 1871–'62.

House bill No. 337—By Mr. Bowman—A bill to change the county line between the counties of Mitchell and Yancey.

House bill No. 338—By Mr. Dula—A bill to authorize the commissioners of Wilkes county to issue bonds, and for other purposes.

House bill No. 339—By Mr. McLaurin—An act to establish a house of correction and refuge in New Hanover county.

House bill No. 340, Senate bill No. 182—An act to incorporate the Neuse River Ferry Company of North Carolina.

House bill No. 341—By Mr. Shaw—An act to authorize the commissioners of Moore county to levy a special tax.

House bill No. 342—By Mr. Waugh—A bill to enable the commissioners of Surry county to consolidate and discharge the debt of said county, and for other purposes.

House bill No. 343—By Mr. Jones, of Caldwell—An act to lay off and construct a public road across "Grandmother Gap."

House bill No. 344—By Mr. Rhodes—A bill to be entitled an act to relieve county commissioners.

House bill No. 345—By Mr. McNeill—An act prohibiting the sale of liquor within three miles of Laurel Hill Church, in the county of Robeson.

House bill No. 346—By Mr. Foster—A bill for the protection of bridges.

House bill No. 347—By Mr. Wheeler—A bill to prevent wagoners and other persons from leaving fires burning at their encampments.

House bill No. 348—By Mr. Shaw—A bill to prohibit the sale of liquor in or near Carthage, in Moore county.

House bill No. 349—By Mr. Abbott—An act to compel owners of stock to mark the same at the age of six weeks.

House bill No. 350, Senate bill No. 222—An act to incorporate the Cape Fear Building Association.

House bill No. 351—By Mr. Dudley—An act to amend the charter of the city of Newbern, and allowing the qualified voters to elect the mayor of said city.

House bill No. 352—By Mr. Mitchell—An act to incorporate Danbury Lodge, No. 323, of Free and Accepted Masons at Danbury, Stokes county.

House bill No. 353—By Mr. Bryson, of Jackson—An act to amend an act in relation to privy examination of married women, chapter 233, laws of 1869–'70.

House bill No. 354—By Mr. Lloyd—An act concerning the inspection of tax in New Hanover county.

House bill No. 355—By Mr. Dickey—An act declaratory of chapter 181 of the public laws of 1870–'71.

House bill No. 356—By Mr. Morrison—An act concerning Stanly Creek Camp Ground, in Gaston county.

House bill No. 357—By Mr. Dickey—A bill to authorize the surveyor of Graham county to survey lands within Graham county under warrant from the entry taker of Cherokee county.

House bill No. 358—By Mr. Gray—An act to prevent the sale of liquor within two miles of any place of public worship within the townships of Kinnekeet and Hatteras, in the county of Dare.

House bill No. 359, Senate bill 352—A bill to be entitled an act to incorporate the North Carolina Steel Rail Company.

House bill No. 360, Senate bill No. 204—An act to amend the charter of the North Carolina Spoke and Handle Manufacturing Company.

House bill No. 361—By Mr. Rhodes—A bill to incorporate the Goldsboro Banking and Loan Association.

House bill No. 362—By Mr. Wheeler—A bill in regard to collecting special taxes.

House bill No. 363—By Mr. Houston—An act concerning the Catawba river.

House bill No. 364—By Mr. Davis—An act to authorize the commissioners of Lenoir county to levy a special tax.

House bill No. 365—By Mr. Stanford—An act to prevent the sale of liquor within two miles of New Bethel Church, in Duplin county.

House bill No. 366—By Mr. Williamson—An act to extend the time of E. A. Gupton, ex-sheriff of Franklin county, to make settlement with county treasurer.

House bill No. 367—By Mr. Watson—A bill to prevent any person voting in the State until they show poll tax receipt.

House bill No. 368—By Mr. McNeill—An act amendatory

of an act, ratified the 21st of March, 1871, in relation to the fees of county commissioners.

House bill No. 369—An act to re-enact an act entitled an act to incorporate the French Broad Turnpike Company.

House bill No. 370—By Mr. Carson—A bill to authorize the Secretary of State to furnish documents, and for other purposes.

House bill No. 371—By the Committee on Finance—The Machinery Act—An act to provide for the collection of taxes by the State and the several counties of the State on property, polls and income.

House bill No. 372—By Mr. Whitmire—A bill to prevent the felling of trees into the French Broad river.

House bill No. 373, Senate bill No. 319—An act concerning amnesty.

House bill No. 374—By Mr. Stanford—An act to prohibit the sale of liquor within two miles of the Baptist and Methodist churches at Hallsville, in Duplin county.

House bill No. 375—By Mr. Mitchell—An act to authorize the county commissioners of Stokes county to levy a special tax.

House bill No. 376—By Mr. Godfrey—An act providing for repairing and keeping up public roads, ferries and highways.

House bill No. 377—By Mr. Johnston—An act to incorporate the Peoples' Building and Loan Association of Asheville.

House bill No. 378—By Mr. Bennett—An act to provide for the printing and publication of Battle's Revisal of the Public Statute Laws of North Carolina, and for other purposes.

House bill No. 379—By Mr. Blythe—A bill requiring the fees of offices in civil cases to be paid in advance.

House bill No. 380—By Mr. Sharp—An act to authorize the commissioners of the town of Murfreesboro to levy taxes.

House bill No. 381—By Mr. Shaw—A bill to incorporate White Hill Lodge, No. 321, of Ancient Free and Accepted Masons.

House bill No. 382, Senate bill No. 276—A bill to amend the charter of the Cape Fear Iron and Steel Company.

House bill No. 383—By Mr. Watson—A bill authorizing magistrates to deputize persons to serve summons in civil cases.

House bill No. 384—By Mr. Richardson, of Columbus—A bill to be entitled an act to authorize justices of the peace to take the private examination of married women in the probate of deeds.

House bill No. 385—By Mr. Brown, of Mecklenburg—A bill to be entitled an act in relation to county claims.

House bill No. 386—By Mr. Haynes—A bill to be entitled an act in relation to the sale of spirituous liquors in the town of Waynesville.

House bill No. 386½, Senate bill 426—A bill in reference to printing and distributing the public documents.

House bill No. 387—By Mr. Johnston—A bill to be entitled an act in regard to actions *in forma pauperis.*

House bill No. 388—By Mr. Wheeler—A bill for the relief of the citizens of Forsythe county.

House bill No. 389—By Mr. Craige—A bill to be entitled an act to amend chapter 11, Code of Civil Procedure, entitled masters and apprentices.

House bill No. 390—By Mr. Carson—An act to repeal an act of the laws of 1871–'72, chapter 136, and substitute the following.

House bill No. 391—By Mr. Carter—A bill to be entitled an act to make appropriation for the year 1873, to the Deaf, Dumb and Blind Asylum.

House bill No. 292—By Mr. Bennett—A bill to be entitled an act amendatory of an act entitled an act authorizing the sale of certain lands, ratified 26th of March, A. D. 1870.

House bill No. 393—By Mr. Morrison—An act making it the duty of the Judges of Superior Courts to approve or disapprove of the clerks' judgments in special proceedings within twenty days.

House bill No. 394—By Mr. Whisnant—A bill to be entitled an act to settle the accounts of the two divisions of the Wilmington, Charlotte and Rutherford Railroad, and for other purposes.

House bill No. 395—By Mr. Bean—A bill concerning hunting hogs.

House bill No. 396—By Mr. Shackelford—A bill to incorporate the Onslow County Agricultural Society.

House bill No. 397—By Mr. Gray—An act to regulate the customary penning of sheep in Kinnekeet and Hatteras townships, in the county of Dare.

House bill No. 398—By Committee on Judiciary—A bill to be entitled an act for disabled soldiers.

House bill No. 399, Senate bill No. 248—A bill to be entitled an act to define the power and duties of county surveyors.

House bill No. 400—By Mr. Rhodes—An act to create a mechanics' and laborers' lien.

House bill No. 401, Senate bill No. 189—A bill for the relief of certain tax-payers in Lenoir county.

House bill No. 402, Senate bill No. 420—A bill to abolish the Scotch Fair near Laurel Hill, in Richmond county.

House bill No. 403—By Mr. Turner—An act to prevent the sale of liquors within one mile of Turnersburg Church, in Iredell county.

House bill No. 404—By Mr. Guyther—A bill to allow the commissioners of Washington county to levy a special tax, and for other purposes.

House bill No. 405—By Mr. Dickey—A bill to regulate salary of the Superintendent of the Insane Asylum.

House bill No. 406, Senate bill No. 398—A bill to be entitled an act to incorporate the Horse Ford Manufacturing Company.

House bill No. 407, Senate bill No. 275—A bill to incorporate the Edgecombe Female Seminary.

House bill No. 408, Senate bill No. 373—A bill to incorporate the Cape Fear Water Works Company.

House bill No. 409, Senate bill No. 257—A bill to incorporate the town of Selma, in Johnston county.

House bill No. 410—By Mr. Gorman—An act to incorporate the Raleigh Bucket Company, No. 1.

House bill No. 411, Senate bill No. 266—A bill to incorporate the Midland North Carolina Railroad Company.

House bill No. 412—By Mr. Anderson, of Clay—A bill to be entitled an act to repeal chapter 36, laws of 1868–'69.

House bill No. 413—By Mr. Maxwell—A bill to be entitled an act to amend chapter 193, acts of 1871–'72.

House bill No. 414—By Mr. Whitmire—A bill to amend chapter 178, sub-division 4, laws of 1868–'69.

House bill No. 415—By Mr. Robinson—A bill to cure any irregularities that may exist in the title to certain lands in Macon and Clay counties.

House bill No. 416—By Mr. Blackwell—A bill to be entitled an act to create a new county by the name of Gudger.

House bill No. 417—By Mr. Bennett—A bill to extend the limits of the town of Wadesboro, Onslow county.

House bill No. 418—By Mr. Brown, of Mecklenburg—A bill regulating the salary of the Superintendent of the Deaf, Dumb and Blind Asylum.

House bill No. 419—By Mr. Marler—A bill to authorize and empower the commissioners of Yadkin to levy a special tax.

House bill No. 420—By Mr. Carson—A bill to levy a special tax for the county of Alexandria.

House bill No. 421—By Mr. Lutterloh—A bill to prevent the sale of spirituous liquors within three miles of Cedar Creek village, Cumberland county.

House bill No. 422—By Mr. Fletcher—A bill in reference to the sale of liquors near Ellerbee's Springs, in Richmond county.

House bill No. 423—By Mr. Bennett—A bill in reference to the sale of liquors within two miles of Limeville Piny Grove Church, in Anson county.

House bill No. 424—By Mr. Wheeler—An act for the relief of the sheriff and tax collector of the county of Forsythe.

House bill No. 425, Senate bill No. 522—An act to incorporate the Cape Fear and People's Steamboat Company.

House bill No. 426—By Mr. Waugh—A bill to amend paragraph 532, Code of Civil Procedure.

House bill No. 427—By Mr. Waugh—A bill to appoint commissioners to construct and finish a road across the Blue Ridge, in the county of Surry.

House bill No. 428—By Mr. Badger—A bill to be entitled an act to secure a proper accountability by the officers of the State.

House bill No. 429—By Mr. Brooks—A bill to repeal chapter 222, acts of 1869-'70.

House bill No. 430—By Mr. Richardson—A bill concerning the justification of the official bonds of officers.

House bill No. 431—By Mr. Norment—A bill to prohibit the sale of liquor within three miles of Ashepole Presbyterian Church and Zion's Tabernacle Baptist Church, in Robeson county.

House bill No. 432—By Mr. Perry, of Bladen—A bill to prohibit the sale of liquor near Brown Marsh Church.

House bill No. 433—By Mr. Grady—A bill to incorporate the town of Averasboro, in the county of Harnett.

House bill No. 434—By Mr. Whisnant—A bill to fix the fees of the county treasurer of Rutherford county.

House bill No. 435—By Mr. Grady—A bill to amend an act entitled an act to provide for a continuation of the Cape Fear and Deep River Navigation Company,

House bill No. 436—By Mr. Wheeler—A bill to authorize and empower the board of county commissioners of Forsythe county to appoint a special tax collector.

House bill No. 437—By Mr. Gant—A bill to authorize the board of commissioners of Alamance to levy a special tax, and other purposes.

House bill No. 438—By Mr. Brown, of Mecklenburg—A bill to be entitled an act in relation to sheriffs.

House bill No. 439—By Mr. Joyner—A bill to prohibit the sale of spirituous liquors within three miles of Shiloh Church, in Johnston county.

House bill No. 440—By Mr. Rhodes—A bill to prohibit the sale of liquor in localities in the county of Robeson.

House bill No. 441—By Mr. Rhodes—A bill to authorize the commissioners of Wayne county to levy a special tax.

House bill No. 442—By Mr. Goodwyn—A bill to incorporate the Weldon and Garrysburg Road Ferry Company.

House bill No. 443—By the Committee on the Judiciary—A bill to protect cattle from distemper and other infectious diseases.

House bill No. 444—By Mr. Paschall—A bill to provide for the keeping up of the highways.

House bill No. 445, Senate bill No. 221—A bill in relation to Pamlico county.

House bill No. 446, Senate bill No. 361—A bill to authorize the commissioners of the town of Washington to levy a special tax.

House bill No. 447, Senate bill No. 184—A bill to authorize a special tax in Beaufort county.

House bill No. 448, Senate bill No. 335—A bill for the relief of Mike Woods.

House bill No. 449, Senate bill No. 429—A bill to incorporate the trustees of the Marion Baptist Church.

House bill No. 450, Senate bill No. 391—A bill to incorporate Mount Prospect Camp Ground, in Union county.

House bill No. 451, Senate bill No. 395—A bill to incorporate the town of Catawba Vale, in McDowell county.

House bill No. 452, Senate bill No. 232—A bill to incorporate the City Hall Company of Charlotte, North Carolina.

House bill No. 453, Senate bill No. 98—A bill to incorporate the Selma Lodge, No. 320, Free and Accepted Masons.

House bill No. 454, Senate bill No. 37—A bill to incorporate Square Stone Lodge, No. 10, Ancient York Masons, of the town of Warrenton.

House bill No. 455—By Mr. Bryson, of Jackson—A bill to be entitled an act to incorporate the Transmontaine North Carolina Railway Company, and for other purposes.

House bill No. 456—By the Committee on Finance—A bill to be entitled an act to raise revenue.

House bill No. 457, Senate bill No. 311—A bill for the relief of Jno. G. Williams.

House bill No. 458—By Mr. Brown, of Mecklenburg—A bill to authorize the commissioners of Mecklenburg county to sell the present, jail and for other purposes.

House bill No. 459—By Mr. Bullard—A bill to prevent the sale of liquor within two miles of Blackenville Academy and Cokesberry Church, in the county of Cumberland.

House bill No. 460—By Mr. Shackleford—A bill to authorize the commissioners of Onslow county to sell former site of poor house in said county.

House bill No. 461—By Mr. Paschall—A bill to prevent the sale of liquor within three miles of, or within the corporate limits of the town of Trenton, in Jones county.

House bill No. 462, Senate bill No. 407—A bill to incorporate the Haw River and New Hope Transportation and Manufacturing Company.

House bill No. 463, Senate bill No. 413—A bill to incorporate the Old North State Lumber, Mining and Manufacturing Company.

House bill No. 464, Senate bill No. 506—A bill to amend the charter of the town of Milton.

House bill No. 465, Senate bill No. 460—An act to alter the Constitution of North Carolina, in relation to the office of superintendent of public works.

House bill No. 466, Senate bill No. 461—An act to alter the Constitution of North Carolina, in relation to the Code Commissioners.

House bill No. 467, Senate bill No. 462—An act to alter the Constitution of North Carolina, in relation to exemptions.

House bill No. 468, Senate bill No. 459—An act to alter the Constitution, in relation to the public debt.

House bill No. 469—By Mr. Brooks—A bill to authorize the board of county commissioners of Brunswick county to levy a special tax, and for other purposes.

House bill No. 470—By Mr. Jones, of Northampton—A bill to change the time of holding the Superior Courts of Northampton county.

House bill No. 471—By Mr. Heaton—A bill to incorporate the Wilmington Ship Canal Company.

House bill No 472—By Mr. Miller—A bill to prevent the obstruction of fish passing up Roanoke river.

House bill No. 473—By Mr. Robinson—A bill in relation to the sale of liquors within one mile of the court-house in the town of Franklin, Macon county.

House bill No. 474—By Mr. Gudger—A bill to incorporate the Cincinnati and Great Southern Railway Company.

House bill No. 475, Senate bill No. 463—An act to alter the Constitution of North Carolina, in relation to the University.

House bill No. 476, Senate bill No. 465—An act to alter the Constitution of North Carolina, in relation to the State Census.

House bill No. 477, Senate bill No. 466—An act to alter the Constitution of North Carolina, in relation to Federal and other office holders.

House bill No. 478, Senate bill No. 467—An act to alter the Constitution of North Carolina, in relation to public charities.

House Bill No. 479, Senate bill No. 468—An act to alter the Constitution of North Carolina, in relation to annual sessions of the General Assembly.

House bill No. 480—By Mr. Turner—A bill to authorize the employment of a police force in the town of Statesville.

House bill No. 481—By Mr. Bryson, of Jackson—A bill to prevent the sale of spirituous liquors in the town of Webster.

House bill No. 482—By Mr. Freeman—A bill for the relief of J. H. Duncan, ex-tax collector of McDowell county.

House bill No. 483—By Mr. Dickey—A bill to authorize the commissioners of Cherokee county to levy a special tax.

House bill No. 484—By Mr. Gorman—A bill to incorporate the Raleigh Water Company.

House bill No. 485—By Mr. Reid, of Randolph—A bill to incorporate the town of Asheboro, in the county of Randolph.

House bill No. 486—By Mr. Stanford—An act to incorporate the Lane Field High School, in Duplin county.

House bill No. 487—By Mr. Watson—A bill regulating the fees of sheriffs.

House bill No. 488—By Mr. Whisnant—A bill to amend chapter 241 of the laws of 1870-'1871.

House bill No. 489—By Mr. Paschall, of Warren—A bill for the laying off and construction of a public highway in the county of Warren.

House bill No. 490—By Mr. Hanner—A bill to amend section 95, chapter 113 of the laws of 1868-'69.

House bill 491—By Mr. Robinson—A bill to make the entry takers of certain counties *ex officio* county agents.

House bill No. 492—By Mr. Hughes—A bill to re-enact an act to incorporate the Granville Railroad Company.

House bill No. 493—By Mr. Outlaw—A bill to be entitled an act to incorporate the town of Duplin Road, in Duplin county.

House bill No. 494—By Mr. Reid, of Randolph—A bill to prohibit the sale of ardent spirits within one mile of the town of Asheboro, in Randolph county.

House bill No. 495—By Mr. Dickey—A bill to authorize

a survey of the Tennessee and North Carolina line between the county of Cherokee, in North Carolina, and Polk county, Tennessee.

House bill No. 496—By Mr. Maxwell—A bill to amend an act entitled an act concerning inspectors in the city of Wilmington, North Carolina, ratified 21st day of December, 1870, being chapter 111, private laws of 1870–'71.

House bill No. 497—By Mr. Perry, of Wake—A bill to prevent the felling of timber in the run of Crab Tree creek and Neuse river, in the county of Wake.

House bill No. 498—By Mr. Turner—A bill to be entitled an act to prevent the retailing of spirituous liquors in the town of Statesville.

House bill No. 499—By Mr. Jones, of Camden—A bill for the protection of public highways crossing the Dismal Swamp canal.

House bill No. 500—By Mr. ———, —A bill to allow certain counties to elect a finance committee.

House bill No. 501—By Mr. Wheeler—A bill to protect farmers and planters from frauds imposed upon them by the manufacturers and venders of commercial fertilizers.

House bill No. 502, Senate bill No. 525—An act to incorporate the Raburn Gap Short Line Railway Company.

House bill 503—By Mr. Jones, of Caldwell—A bill to be entitled an act to repeal chapter —, public laws of 1872–'73.

House bill No. 504—By Mr. Wiley—A bill to incorporate the Cranberry Iron and Coal Company.

House bill No. 505—By Mr. Richardson—A bill to incorporate the town of Fair Bluff, in the county of Columbus.

House bill No. 506—By Mr. Lutterloh—A bill to incorporate the Cross Creek Benevolent Society of Fayetteville.

House bill No. 507—By Mr. Bryson, of Swain—A bill to cure certain defects in regard to entries of land in Swain county.

House bill No. 508—By Mr. Heaton—A bill establishing a mechanics' and laborers' lien.

House bill No. 509—By Mr. Brown, of Mecklenburg—A bill to provide for the enforcement of judgments obtained upon obligations contracted for the purchase of real estate when title has passed.

House bill No. 510—By Mr. Richardson—A bill to repeal that portion of all charters and laws exempting railroad companies and monied corporations from taxation.

House bill No. 511—By Mr. Brown, of Mecklenburg—A bill to be entitled an act to amend the laws relating to attachments.

House bill No. 512—By Mr. Dula—A bill to be entitled an act to validate the sale of certain lands in the county of Wilkes.

House bill No. 513—By Mr. Craige—A bill to be entitled an act to transfer certain cases to the Superior Court.

House bill No. 514—By Mr. Bennett—A bill in reference to the Western Railroad.

House bill No. 515—By Mr. Bennett—A bill to amend chapter 113, public laws of 1868.

House bill No. 516—By Mr. Sharp—A bill to be entitled an act to authorize the commissioners of Hertford connty to levy a special tax.

House bill No. 517—By Mr. Dula—A bill to be entitled an act to amend chapter 167, laws of 1869-'70.

House bill No. 518—By Mr. Trivett—A bill to provide adequate clerical force in the offices of Secretary of State and Auditor.

House bill No. 519—By Mr. Watson—A bill to be entitled an act to authorize the commissioners of Chapel Hill, Orange county, to collect arrears of taxes.

House bill No. 520—By Mr. Sneed—A bill to authorize Granville county to subscribe to the capital stock of the Granville Railroad Company.

House bill No. 521—By Mr. Carter—A bill to be entitled an act to appropriate five thousand dollars and certain lands belonging to the State of North Carolina to the colored de-

partment of the institution for the deaf and dumb and the blind.

House bill No. 522—By Mr. Gilmer—A bill to incorporate Flat Rock Camp Ground, in the county of Guilford, North Carolina.

House bill No. 523, Senate bill No. 550—A bill to authorize the commissioners of Randolph county to levy a special tax.

House bill No. 524, Senate bill No. 524—An act to re-enact and continue in force an act to empower the commissioners of Cumberland county to levy a special tax.

House bill No. 525, Senate bill No. 599—A bill to be entitled an act to authorize the commissioners of Pitt county to levy a special tax.

House bill No. 526, Senate bill 457—An act to allow the county commissioners of Camden county to levy a special tax.

House bill No. 527, Senate bill No. 339—An act to incorporate the Merchants' Bank of Fayetteville.

House bill No. 528—By Mr. Gorman—A bill to organize, equip and discipline the militia of the State of North Carolina.

House bill No. 529—By Mr. Michael—A bill to prohibit the adulteration and sale of liquor.

House bill No. 530—By Mr. Dula—A bill to authorize the commissioners of Wilkes county to issue bonds.

House bill No. 531—By Mr. Lindsey—An act to incorporate the town of Castalia, in Nash county.

House bill No. 532—By Mr. Lutterloh—A bill to amend section 5, chapter 15, private laws of 1870-'71, in regard to the town of Fayetteville.

House bill No. 533—By Mr. Bryan, of Sampson—An act to prohibit the sale of liquor within two miles of the town of Goshen Church, in Sampson county, North Carolina.

House bill No. 534—By Mr. Dickey—An act to authorize the citizens of Graham county to travel free of charge over the Western Turnpike Road, in Cherokee county.

House bill No. 535—By Mr. Perry, of Wake—A bill to be entitled an act to establish the weight of the bushel of potatoes and turnips.

House bill No. 536—By Mr. Bennet—A bill to be entitled an act to allow the commissioners of Anson county to levy a special tax.

House bill No. 537—By Mr. Heaton—An act to prevent the sale of liquors within five miles of the colored school house No. 1 in Federal Point township, New Hanover county.

House bill No. 538, A, Senate bill No. 336—An act in relation to the destruction of timber.

House bill No. 538, B, Senate bill No. 565—An act in relation to the sale of spirits to minors.

House bill No. 539, A—By Mr. Bullard—A bill to provide for the destruction of a portion of the school fund in Cedar Creek township, of Cumberland county.

House bill No. 539, B, Senate bill No. 425—An act to incorporate the Great Western Air-Line Railway Company.

House bill No. 540—By Mr. Stanford—A bill to be entitled an act to provide for the printing and distribution of the acts concerning revenue.

House bill No. 541—By Mr. Bennett—A bill in reference to the statute of limitations.

House bill No. 542—By Mr. Johnston—A bill to be entitled an act to amend sections 31 and 38 so that they shall conform to section 28 of the school law, ratified —— day of ———, 1873.

House bill No. 543—By Mr. McNeill—A bill to change the time of holding Superior Courts in the counties of Robeson and Brunswick.

House bill No. 544—By Mr. Heaton—An act to amend section 8, chapter 35 of the Revised Code, relating to statute of limitation in criminal cases.

House bill No. 545—By Mr. Mitchell—A bill to authorize

the sale of public town lots in Danbury, in the county of Stokes.

House bill No. 546—By Mr. Luckey—A bill to provide for the construction of additional accommodations for the insane.

House bill No. 547, Senate bill No. 664—A bill to amend the charter of the Halifax and Scotland Neck Railway Company.

House bill No. 548—By Mr. Heaton—A bill to authorize and empower the board of aldermen of the city of Wilmington to submit the question of subscribing two hundred thousand dollars to the Wilmington Ship Canal Company to the qualfied voters of said city, and to authorize the issuing of bonds.

House bill No. 549—By Mr. Sharp—A bill to prevent the sale of liquor within three miles of the town of Murfreesboro, county of Hertford.

House bill No. 550, Senate bill No. 172—An act to amend section 66, of chapter 113 of the acts of 1868–'69.

House bill No. 551, Senate bill No. 164—An act to change the dividing line between Franklin and Granville counties.

House bill No. 552, Senate bill No. 647—An act to prohibit the sale of liquors in certain localities.

House bill No. 553—By Mr. Badger—A bill to protect, in some measure, the youth of the State.

House bill No. 554—By Mr. Wiley—A bill to alter the Constitution of the State of North Carolina, in relation to the Supreme Court.

House bill No. 555—By Mr. Shaw—An act to incorporate the town of Jonesboro, in Moore county.

House bill No. 556—By r. Wiley—A bill to alter the Constitution of North Carolina in relation to the judicial power of the State.

House bill No. 557—By Mr. Wiley—A bill to alter the Constitution of North Carolina, in relation to county commissioners.

House bill No. 558—By Mr. Wiley—A bill to alter the Constitution of North Carolina, in relation to townships.

House bill No. 559—By Mr. Wiley—A bill to alter the Constitution of North Carolina, in relation to public schools and public instruction.

House bill No. 560—By Mr. Wiley—A bill to alter the Constitution of North Carolina, in relation to judiciary and judicial districts of the State.

House bill No. 561—By Mr. Wiley—An act to alter the Constitution of North Carolina, in relation to pay of members of the General Assembly.

House bill No. 562—By Mr. Wiley—A bill to alter the constitution of North Carolina in relation to the term of office of executive officers.

House bill No. 563, Senate bill No. 349—A bill to change the line between the counties of Bladen and Columbus.

House bill No. 564, Senate bill No. 428—An act to allow cummulative suffrage in election for commissioners of the city of Raleigh.

House bill No. 565, Senate bill 673—A bill to be entitled an act touching the sale of spirituous liquors in certain localitties.

House bill No. 566, Senate bill No. 524—An act for the relief of Pamlico county.

House bill No. 567, Senate bill No. 440—An act concerning the establishment and laying out public highways.

House bill No. 568, Senate bill No. 89—An act to revive an act to incorporate the Bank of Raleigh.

House bill No. 569—By Mr. Dudley—A bill to be entitled an act in regard to the terms of the Superior Court for Craven county.

House bill No. 570—By Mr. Bennett—A bill to amend an act to incorporate the Real Estate and Loan Association of Wilmington.

House bill No. 571—By Mr. Abbott—A bill to amend section 69, chapter 34 of the Revised Code.

House bill No. 572—By Mr. Bennett—A bill to charter the Carolina Central Bank.

House bill No. 573—By Mr. Bennett—A bill in regard to the salary and fees of the Supreme Court Clerk.

House bill No. 574—By Mr. Reid, of Randolph—A bill to authorize the commissioners of Randolph county to levy a special tax.

House bill 575, Senate bill No. 411—A bill to repeal sections 6, 7, 8 and 9, and to amend sections 10 and 11 of chapter 2d, Revised Code, entitled agriculture and geology.

House bill No. 576, Senate bill 453—An act for the promotion of stock-raising.

House bill 577—By Mr. McNeill—A bill to incorporate the Philanthropic Society of the University of North Carolina.

House bill No. 578—By Mr. Stowe—A bill to amend an act entitled an act to charter the town of Dallas, ratified 23rd January, 1872.

House bill No. 579—By Mr. Paschall—A bill authorizing the Governor to employ clerical assistance.

House bill No. 580—By Mr. Bryson, of Swain—A bill to be entitled an act to amend the charter of the Western Division of the Western North Carolina Railroad.

House bill No. 581—By Mr. Lloyd—A bill to be entitled an act concerning inspection and gauging of tar in New Hanover.

House bill No. 582—By Mr. Bryson, of Jackson—A bill to authorize the commissioners of Jackson county to levy a special tax.

House bill No. 583—By Mr. Maxwell—A bill to prohibit the sale of intoxicating liquors near McGee's and White Oak Church, in Sampson county.

House bill No. 584—By Mr. Scott—An act in relation to the town of Trenton, in Jones county.

House bill No. 585—By Mr. Norment—A bill to authorize and empower the commissioners of the town of Lumberton to sell real estate for taxes.

House bill No. 586—By Mr. Shinn—A bill to incorporate

the town of Morrisville, in Iredell county, and to prohibit the sale of spirituous liquors therein.

House bill No. 587, Senate bill No. 165—An act to amend chapter 12, Revised Code, entitled bastard children.

House bill No. 588, Senate bill No. 355—An act in relation to town lots.

House bill No. 589, Senate bill No. 399—A bill to authorize two additional terms of the Superior Court for Granville county.

House bill No. 590, Senate bill No. 388—An act to incorporate the Old North State Life Insurance Company.

House bill No. 591, Senate bill No. 446—A bill to amend the charter of the town of Beaufort.

House bill No. 592, Senate bill No. 548—A bill to incorporate the Roanoke Iron Company.

House bill No. 593—By Mr. Wheeler—A bill to charter the Dan River Narrow Gauge Railroad.

House bill No. 594—By Mr. Heaton—An act to incorporate the Ladies' Co-operative Association of Wilmington.

House bill No. 595, Senate bill No. 625—An act to incorporate Shallotte Baptist Church, in Brunswick county.

House bill No. 596, Senate bill No. 480—A bill to amend the charter of the town of Monroe, in the county of Union.

House bill 597, Senate bill No. 620—An act to establish a public ferry across the Yadkin river.

House bill No. 598, Senate bill No. 598—A bill to charter the town of Madison.

House bill No. 599, Senate bill 589—An act to incorporate the Spring Church and Bethel Church, in the county of Cabarrus.

House bill No. 600, Senate bill No. 632—An act to incorporate the town of Colerain, in Bertie county.

House bill No. 601, Senate bill No. 66—An act to regulate mortgages by corporations and sales under the same.

House bill No. 602, Senate bill 115—A bill to extend the

time for the registration of grants, deeds and other conveyances.

House bill No. 603, Senate bill No. 181—A bill to be entitled an act concerning the rights of way to churches and places of public worship.

House bill No. 604, Senate bill 448—An act to establish a turnpike road from the town of Statesville, in Iredell county, to the town of Mount Airy, in Surry county.

House bill No. 605, Senate bill No. 643—An act in favor of the heirs of Jesse McCoy, deceased.

House bill No. 606, Senate bill No. 667—A bill to incorporate the North Carolina Classis.

House bill No. 607, ——— —An act to repeal an act ratified February 1st, 1872.

House bill No. 608—By Mr. Grady—A bill to amend subdivision 27, section 4, chapter 139, public laws of 1870-'71.

House bill No. 609, Senate bill 201—A bill to amend an act entitled an act to provide for the service of process issuing from courts of justices of the peace in civil causes, when one or more of the defendants may reside ont of the county in which the action is brought.

House bill No. 610, Senate bill 725—An act concerning the ratification of the laws of the present session of the General Assembly.

House bill No. 611, Senate bill No. 735—An act to incorporate the Plymouth and Fairfield Railroad Company.

House bill No. 612—By Mr. Watson—A bill to levy a special tax for Orange county.

House bill No. 613, Senate bill No. 176—An act concerning conveying convicts, &c.

House bill No. 614, Senate bill No. 737—A bill supplemental to and declaratory of the meaning of an act entitled an act for the relief of Timothy F. Lee, sheriff of Wake county, ratified February 1st.

House bill No. 615, Senate bill No. 376—An act concern-

ing the justices of the peace in Cross Creek township, in the county of Cumberland.

House bill No. 616, Senate bill No. 250—An act to amend chapter 136, laws of 1871–'72, relating to Clerks of Superior Courts.

House bill No. 617, Senate bill No. 351—An act to amend section 29, chapter 213, public laws of 1871–'72.

House bill No. 618, Senate bill No. 387—A bill to repeal chapter 137, laws of 1869–'70.

House bill No. 619, Senate bill No. 294—A bill to authorize the Western Railroad Company to issue bonds.

House bill No. 620, Senate bill No. 205—An act in relation to taking fish in Pamlico in its tributaries.

House bill No. 621, Senate bill No. 223—A bill to regulate the bringing of suits in *forma pauperis*.

House bill No. 622—By Mr. Wheeler—A bill for the benefit of the securities of Matthew Masten, late sheriff of Forsythe county.

House bill No. 623—By Mr. Perry, of Bladen—A bill to prevent the sale of spirituous liquors to minors.

House bill No. 624—By Mr. Ellison—A bill to be entitled an act to provide for the repairs of the side-walks around the State lots within the city of Raleigh.

House bill No. 625—Senate bill No. 418—An act to authorize the commissioners of Franklin county to levy a special tax.

House bill No. 626, Senate bill No. 737—An act to repeal chapter 93 of the public laws of 1871–'72.

House bill No. 627—By Mr. Brown—A bill to amend an act for the support of the insane asylum of North Carolina for the year ending 1873.

House bill No. 628—By Mr. Wheeler—A bill to amend the charter of North Western North Carolina Railroad.

House bill No. 629, Senate bill No. —, —A bill to be entitled an act authorizing the State Treasurer to pay Messrs. Coleman Brothers for rescinding penitentiary contract.

House bill No. 630, Senate bill No. 719—An act to incorporate the Cumberland Savings Bank.

House bill No. 631, Senate bill No. 723—A bill to empower the commissioners of the town of Milton to issue bonds.

House bill No. 632—By Mr. Miller—A bill to require a deposit of securities to be made by foreign insurance companies doing business in this State.

House bill No. 633, Senate bill No 549—A bill to authorize the mayor and commissioners of the town of Fayetteville to appoint a receiver of railroad taxes.

House bill No. 634, Senate bill No. —, —An act to amend sections 31 and 38 so that they shall conform to section 28 of the school bill, ratified February 26th, 1873.

House bill No. 635, Senate bill No. —, —A bill to amend an act entitled an act to incorporate the Newbern Co-operative, Land and Building Association.

House bill No. 637, Senate bill No. 739—A bill in relation to the fees of the coroners of the counties of Mecklenburg and Davie.

House bill No. 638, Senate bill No. 734—An act to provide a central place for comparing the election returns of Brunswick county.

House bill No. 639, Senate bill No. 631—A bill to be entitled an act to amend an act for the laying off and construction of a public highway in the counties of Burke and Mitchell.

House bill No. 640, Senate bill No. 197—A bill entitled an act to re-charter the Hickory Nut Turnpike Company.

House bill No. 641, Senate bill No. 623—An act to repeal chapter 79, laws of 1868–'69.

House bill No. 642—By Mr. Bennett—A bill to amend section 34, chapter 113, acts 1868–'69.

House bill No. 643, Senate bill No. 726—A bill to submit the proposed amendment to the people of the State for ratification or rejection.

House bill No. 644, Senate bill No. 717—A bill to be en-

titled an act to incorporate the Central Fire Insurance Company of North Carolina.

House bill No. 645, Senate bill No. 663—An act for the benefit of the North Carolina Institution for the Deaf, the Dumb and the Blind.

House bill No. 646—By Mr. Bennett—A bill to be entitled an act to provide for the removal causes in criminal proceedings.

House bill No. 647—By Mr. Richardson—A bill to be entitled an act to require the collection and payment into the State Treasury of the State tax in the county of Wayne for 1870.

House bill No. 648—By Mr. Bowe—A bill to be entitled an act to amend an act entitled an act to incorporate the Young Men's Intelligent and Enterprising Association.

House bill No. 649—By the Committee on Finance—A bill to be entitled an act to repeal an act for the preservation of the public health by establishing suitable quarantine regulations for the port of Wilmington, North Carolina.

House bill No. 650, Senate bill No. —, —A bill to be entitled an act to prevent the retailing of spirituous liquors at Tally Ho.

House bill No. 651, Senate bill No. 850—A bill to repeal an act entitled an act to repeal certain parts of chapter 170, public laws of 1868–'69.

House bill No. 652, Senate bill No. 455—A bill to provide for and regulate the adoption of minor children.

House bill No. 653, Senate bill No. —, —An act in relation to the penitentiary.

House bill No. 654—By Mr. Brown, of Mecklenburg—A bill to amend the act for the support of the Lunatic Asylum.

House bill No. 655, Senate bill No. —, —An act to incorporate the Lockville Locomotive and Car Company.

House bill No. 656, Senate bill No. —, —An act to incorporate the Haw River Iron Company.

House bill No. 657, Senate bill —, —A bill to prohibit the sale of spirituous liquors at Endor, Chatham county.

House resolution No. 1—By Mr. Blythe—Resolution in relation to *per diem* of members.

House resolution No. 2—By Mr. Badger—Resolution in relation to the removal of disabilities of W. A. Graham and others.

House resolution No. 3—By Mr. Brown, of Davidson—Resolution asking Congress to reduce tax on liquors.

House resolution No. 4—By Mr. Blythe—Resolution asking Congress to amend bankrupt law.

House resolution No. 5—By Mr. Michael—Resolution asking Congress to amend tobacco law.

House resolution No. 6—By Mr. Badger—Resolution in relation to the removal of the disabilities of W. W. Holden.

House resolution No. 7—By Mr. Houston—Resolution for the appointment of a committee on joint rules of order.

House resolution No. 8—By Mr. Morrison—Resolution inquiring whether Mabson is eligible to a seat from Edgecombe county.

House resolution No. 9—By Mr. Sharpe—Resolution in relation to the contestants from Martin county.

House resolution No. 10—By Mr. Gorman—Resolution directing the Keeper of the Public Buildings and Grounds to purchase national colors and hoist each day of session over the capitol.

House resolution No. 11—By Mr. Copeland—Resolution for Joint Committee to inspect penitentiary.

House resolution No. 12—By Mr. Blythe—Asking Congress to amend the pension law.

House resolution No. 13—By Mr. Mitchell—Requesting Committee on Education to report a bill.

House resolution No. 14—By Mr. McNeill—Instructing Finance Committee to report on propriety of taxing railroad companies in which the State holds no interest.

House resolution No. 15—By Mr. Johnson—Asks our Rep-

resentatives in Congress to try to secure pensions to the soldiers of the war with Mexico.

House resolution No. 16—By Mr. Dickey—A resolution in favor of A. S. Hill, sheriff of Cherokee.

House resolution No. 17—Ry Mr. Woodhouse—Resolution in relation to the contested election from Camden county.

House resolution No. 18—By Mr. Jones, of Caldwell—Resolution in favor of Louisa Heath.

House resolution No. 19—By Mr. Marler—Resolution requesting Prof. Kerr te prepare mineral statistics, &c.

House resolution No. 20—By Mr. Jones, of Orange—Resolution of instruction to Committee on Insane Asylum.

House resolution No. 21—By Mr. Heaton—Resolution relative to right of P. Warlick to a seat from Burke county.

House resolution No. 22—By Mr. Houston—To provide for a deficiency in stationery.

House resolution No. 23—By Mr. Settle—Resolution to raise a joint committee on constitutional reform.

House resolution No. 24—By Mr. Jones, of Orange—Resolution of instruction to Committee on Penal Institutions.

House resolution No. 25—By Mr. McGehee—Gives power to Committee on Election Returns to send for persons and papers.

House resolution No. 26—By Mr. Gorman—Resolution in favor of J. C. Brewster.

House resolution No. 27—By Mr. Houston—Resolution concerning sale of Western Road.

House resolution No. 28—By Mr. Badger—Allows clerk to Judiciary Committee.

House resolution No. 29, Senate resolution No. 30—Joint resolution to raise special committee to investigate matters connected with penitentiary.

House resolution No. 30, Senate resolution No. 38—In favor of David Pigatt as tax collector of New Hanover county.

House resolution No. 31—By Mr. Marler—Resolution in favor of sheriffs.

House resolution No. 32, Senate resolution No. 49—Resolution in regard to a compilation of the public laws.

House resolution No. 33—By Mr. Bean—Resolution in regard to a deficiency of seats in the hall of the House of Representatives.

House resolution No. 34—By Mr. Richardson—Resolution instructing Joint Standing Committees on Public Buildings.

House resolution No. 35—By Mr. Gudger—Resolution in favor of James M. Young, sheriff of Buncombe.

House resolution No. 36, Senate resolution No. 32—Resolution in favor of the sheriff of Dare county.

House resolution No. 38— ——— —Instructing clerk of the House to procure and keep on his desk for the use of the members copies of the acts since 1868.

House resolution No. 39—By Mr. Marler—Instructing committee on joint constitutional reform.

House resolution No. 40—By Mr. Bennett—Giving citizens of North Carolina the full benefit of the exemptions from taxation.

House resolution No. 41—By Mr. Johnson—In favor of the sureties of Jesse Sumner, sheriff of Buncombe, in 1869.

House resolution No. 42—By Mr. Houston—A resolution instructing Secretary of State to provide at once the stationery required by resolution passed 1872–'73.

House resolution No. 43—By Mr. Morrison—Resolution asking Congress to amend internal revenue laws.

House resolution No. 44, Senate resolution No. 45—Resolution of instruction to Principal Clerk of Senate.

House resolution No. 45—By Mr. Bennett—Resolution empowering the Joint Select Committee to employ a clerk.

House resolution No. 46—By Mr. Marler—Resolution of instruction to Joint Committee on Constitutional Reform.

House resolution No. 47—By Mr. Brown, of Mecklen-

burg—Joint resolution in regard to the manner of drawing jurors for Federal Courts.

House resolution No. 48—By Mr. Perry, of Bladen—A resolution on a recess.

House resolution No. 49—By Mr. Jones, of Caldwell—Resolution in favor of the pages of the General Assembly.

House resolution No. 50—By Mr. Hughes—Resolution relative to the expediency of establishing an orphan home in this State.

House resolution No. 51—By Mr. Waddill—Resolution of instruction to the Judiciary Committee.

House resolution No. 52—By Mr. Bennett—Resolution in regard to the Supreme Court Library.

House resolution No. 53—By Mr. Bean—Resolution in regard to the Insane Asylum, State Prison, and Institute for the deaf, the dumb and the blind.

House resolution No. 54, Senate resolution No. 8—A resolution to raise a joint select committee on the State debt and liabilities.

House resolution No. 55, Senate resolution No. 74—Resolution in regard to soldiers and soldiers' widows of the war of 1812.

House resolution No. 56—By Mr. Morrison—Resolution of instruction to Committee on Engrossed Bills.

House resolution No. 57—By Mr. Turner—Resolution of instruction to the Joint Select Committee on Constitutional Reform.

House resolution No. 58—By Mr. Mitchell—Resolution of instruction to Senators and Representatives in Congress.

House resolution No. 59—By Mr. Bennett—Resolution asking the Governor to issue his proclamation.

House resolution No. 60—By Mr. Houston—A resolution instructing the Committee on Agriculture to report by bill or otherwise.

House resolution No. 61—By Mr. Perry, of Bladen—Reso-

lution in regard to the sale of perishable articles in State arsenal.

House resolution No. 62—By Mr. Dula—Resolution of instruction to the Joint Committee on Constitutional Reform.

House resolution No. 63—By Mr. Blackwell—Resolution to raise a joint select committee to inquire into the school laws.

House resolution No. 64—By Mr. Craige—Resolution authorizing the trustees of public library to enlarge the room of said library.

House resolution No. 65—By Mr. Houston—Resolution instructing State Geologist.

House resolution No. 66—By Mr. Bennett—Resolution in regard to milch cows.

House resolution No. 67—By Mr. Bennett—Resolution of instruction to Attorney General W. M. Shipp.

House resolution No. 68—By Mr. Waugh—Resolution in relation to the library.

House resolution No. 69, Senate resolution No. 104—Resolution in favor of Ward and Miller.

House resolution No. 70—By Mr. Bennett—Resolution for a joint committee to examine the accounts of the Treasurer.

House resolution No. 71, Senate resolution No. 151—Resolution to let the keeping of the public grounds and buildings on contract.

House resolution No. 72, Senate resolution No. 143—Resolution empowering joint committee on the sale of Western North Carolina Railroad to take testimony under oath.

House resolution No. 73—By Mr. Cox—Resolution in favor of Auther Dennis.

House resolution No. 74—By Mr. Marler—Instructing Judiciary Committee.

House resolution No. 75—By Mr. Dula—Resolution of instruction.

House resolution No. 76—By Mr. Ellison—Resolution in regard to the deaf, the dumb and the blind.

House resolution No. 77—By Mr. Perry, of Bladen—Resolution for the relief of Evander Singletary.

House resolution No. 78—By Mr. Marler—Instruction to Judiciary Committee.

House resolution No. 79—By Mr. Marler—Resolution for the benefit of teachers of common schools.

House resolution No. 80—By Mr. Ellison—Resolution instructing Committee on Education.

House resolution No. 81—By Mr. Morrison—Resolution concerning the penitentiary.

House resolution No. 82—By Mr. Wiley—Resolution to raise joint committee on constitutional amendments.

House resolution No. 83, Senate resolution No. 127—Joint resolution in regard to perishable goods remaining in the State Arsenal.

House resolution No. 84, Senate resolution No. 157—Resolution to provide for the cancellation of vouchers in the Treasury Department.

House resolution No. 85, Senate resolution No. 130—Resolution for the relief of Mason L. Wiggins.

House resolution No. 86—By Mr. Richardson—Resolution of instruction to the Secretary of State.

House resolution No. 87—By Mr. Badger—A resolution in regard to the Public Library of Washington, D. C.

House resolution No. 88—By Mr. Jordan—Resolution of instruction to the Committee on Education.

House resolution No. 89—By Mr. Richardson—Resolution for reassessment and valuation of the Wilmington, Columbia and Augusta Railroad.

House resolution No. 90—By Mr. Ellison—Instruction to the Committee on Education.

House resolution No. 91—By Mr. Brown, of Mecklenburg—Joint resolution to refund taxes improperly paid the treasury.

House resolution No. 92, Senate resolution No. 271—Resolution in regard to adjournment for recess.

House resolution No. 93, Senate resolution No. 212—Resolution of instruction.

House resolution No. 94, Senate resolution 186—Resolution in regard to joint rules.

House resolution No. 95, Senate resolution No. 158—Resolution of instruction to the Joint Committee on Insane Asylum.

House resolution No. 96—By Mr. Houston—Resolution of instruction to the Attorney General concerning the dividends of the N. C. R. R.

House resolution No. 97—By Mr. Bean—A resolution of instruction to the Judiciary Committee.

House resolution No. 98—By Mr. Whitmore—Resolution of instruction to the Judiciary Committee.

House resolution No. 99—By Mr. Whitmire—Resolution authorizing Joint Select Committee on the Penitentiary to meet during recess.

House resolution No. 100—By Mr. Reid, of Randolph—Resolution instructing Committee of Agriculture, &c., to report bill to submit the question of repealing chapter 48, Revised Code, to a vote of the qualified voters of each township.

House resolution No. 101—By Mr. Johnston—Resolution in favor of certain witnesses before Committee on Privileges and Election.

House resolution No. 102—By Mr. Badger—Resolution in regard to repairs on the executive mansion.

House resolution No. 103—By Mr. Anderson, of Clay—A resolution of impeachment against R. M. Henry, Solicitor for the XIIth judicial district.

House resolution No. 104—By Mr. Brown, of Davidson—A resolution of instruction to the Committee on Constitutional Reform.

House resolution No. 105—By Mr. Craige—Resolution in favor of Samuel Reeves, Jr., Jno. Beard and D. C. Brindle.

House resolution No. 106—By Mr. Johnston—Resolution in relation to adjournment.

House resolution No. 107—By Mr. Badger—Resolution in regard to the contested seat in the county of Martin.

House resolution No. 108—By Mr. Dudley—A resolution of instruction to the Committee on Immigration.

House resolution No. 109—By Mr. Mabson—A joint resolution in favor of employing a stenographer.

House resolution No. 110—By Mr. Wheeler—A resolution in regard to the proposed constitutional amendments.

House resolution No. 111—By Mr. Gorman—Resolution of inquiry.

House resolution No. 112—By Mr. Ellison—Resolution of instruction to the Committee on Penal Institutions.

House resolution No. 113—By Mr. Darden—A resolution with regard to the length of daily sessions.

House resolution No. 114—By Mr. Houston—A resolution concerning joint rules of order.

House resolution No. 115—By Mr. Houston—A resolution fixing the hour to which in the absence of any special motion the House stands adjourned.

House resolution No. 116—By Mr. Bennett—Resolution of instruction to the Judiciary Committee of the House.

House resolution No. 117—By Mr. Heaton—Joint resolu-

House resolution No. 118—By Mr. Gorman—Resolution of instruction to the Attorney General.

tion in favor of James C. McGowan.

House resolution No. 119—By Mr. Brown, of Davidson—Joint resolution of instruction to the Committee on Public Buildings, &c.

House resolutlon No. 120—By Mr. Gudger—A resolution in favor of the commissioners of Madison county.

House resolution No. 121—By Mr. Badger—Resolution requesting information from the treasurer of the Board of Education.

House resolution No. 122—By Mr. Marler—Resolution to cause to be printed and distributed an act to pay the expenses of idiots and lunatics, incurred by counties in certain cases.

House resolution No. 123—By Mr. Mitchell—Resolution to prevent the smoking of tobacco in the House of Representatives.

House resolution No. 124—By Mr. Scott—Resolution in favor of T. C. Pritchard, sheriff of Jones county.

House resolution No. 125—By Mr. Gorman—Resolution of inquiry in regard to the Keeper of the Capitol.

House resolution No. 126—By Mr. Waugh—Resolution of instruction to the Committee on Education.

House resolution No. 127—By Mr. Darden—Resolution of request to our senators and representatives in Congress concerning the Indians.

House resolution No. 128—By Mr. Jones, of Caldwell—Resolution in regard to repairs in the House of Representatives.

House resolution No. 129—By Mr. Bennett—Resolution empowering the Judiciary Committee to send for persons and papers.

House resolution No. 130, Senate resolution No. 268—Resolution in favor of Hon. James L. Henry, Judge of the Eleventh Judicial District.

House resolution No. 131—By Mr. Morrison—A resolution declaring the special tax bonds issued by the Legislature of 1868–'70 void.

House resolution No. 132, Senate resolution 271—Resolution raising a joint committee to examine and cancel vouchers in the Auditor's office.

House resolution No. 133, Senate resolution No. 281—A resolution of instruction to our senators in Congress in regard to the education bill now pending in the Senate of the United States.

House resolution No. 134—By Mr. Gidney—Resolution in regard to the Joint Committee on the Penitentiary.

House resolution No. 135—By Mr. Whitmire—Resolution of instruction to the Judiciary Committee.

House resolution No. 136—By Mr. Sneed—Resolution of instruction to the Attorney General.

House resolution No. 137—By Mr. Marler—Resolution of instruction to the Judiciary Committee.

House resolution No. 138—By Mr. Maxwell—Resolution in relation to adjournment.

House resolution No. 139—By Mr. Jones, of Camden—House resolution in reference to legislation in certain cases.

House resolution No. 140—By Mr. Ellison—Resolution concerning the sidewalks in the city of Raleigh.

House resolution No. 141—By Mr. Badger—Resolution in regard to joint select committee in regard to the penitentiary.

House resolution No. 142—By Mr. Mitchell—Resolution asking the Representative in Congress to use their influence to prevent the repeal of the bankrupt act.

House resolution No. 143, Senate resolution No. 320—Resolution in relation to the Western North Carolina Railroad.

House resolution No. 144—By Mr. Anderson, of Clay—Resolution of inquiry to the Judiciary Committee in reference to constitutional amendments.

House resolution No. 145—By Mr. Watson—A resolution to appoint a joint committee of inquiry.

House resolution No. 146—By Mr. Goodwyn—Resolution concerning W. P. Mabson.

House resolution No. 147—By Mr. Blythe—Resolution fixing the time for considering private bills.

House resolution No. 148, Senate resolution No. 343—Resolution calling upon the Governor and Attorney General for information.

House resolution No. 149—By Mr. Goodwyn—Resolution in favor of Mason L. Wiggins, of Halifax county.

House resolution No. 150—By Mr. Davis—Resolution in favor of Jerry Warters, of Lenoir county.

House resolution No. 151—By Mr. Turner—Resolution in regard to internal revenue.

House resolution No. 152, Senate resolution No. 364—Resolution concerning sale of Durant's Island.

House resolution No. 153, Senate resolution No. 378—Resolution in regard to the Wilmington, Charlotte and Rutherford Railroad.

House resolution No. 154—By Mr. Badger—Resolution of instruction to the Treasurer and Secretary of the University.

House resolution No. 155—By Mr. Houston—Resolution in behalf of Jonas Cline, sheriff of Catawba county.

House resolution No. 156—By Mr. Wheeler—Resolution requesting the Judiciary Committee to report a bill preventing the cutting of timber.

House resolution No. 157—By Mr. Marler—Resolution authorizing the Auditor to issue a duplicate warrant for $340 to the county treasurer of Yadkin county, for the benefit of the common school fund of said county.

House resolution No. 158—By Mr. Brown, of Mecklenburg—Joint resolution in regard to the branch mint, at Charlotte, North Carolina.

House resolution No. 159—By Mr. Darden—Resolution in favor of the Universal Life Insurance Company.

House resolution No. 160—By Mr. Corson—Resolution of adjournment.

House resolution No. 161—By Mr. Ellison—Resolution concerning Jacob DeWitter.

House resolution No. 162—By Mr. Waugh—Resolution in reference to the Keeper of the Capitol.

House resolution No. 163—By Mr. Craige—A resolution authorizing the Governor in behalf of the State to pray an appeal from the decree of the Circuit Court of the United States in the case of Henry Clews and others against the Western North Carolina Railroad.

House resolution No. 164—By Mr. Patrick—Resolution instructing the Committee on Propositions and Grievances to inquire into the cause of delay in the distribution of public laws to certain counties.

House resolution No. 165—By Mr. Brown, of Davidson—Resolution abolishing the office of State Geologist.

House resolution No. 166—By Mr. Waugh—Resolution of instruction to the Committee on Salaries and Fees.

House resolution No. 167—By Mr. Presson—Resolution to authorize the late sheriff of Union county to collect arrears of taxes.

House resolution No. 168—By Mr. Richardson, of Columbus—Resolution of instruction to Committee on the Deaf, the Dumb and the Blind Asylum.

House resolution No. 169—By Mr. Heaton—Resolution concerning speedy returns of elections.

House resolution No. 170—By Mr. Watson—Resolution in regard to the counties of Orange and Chatham in the Western Judicial District.

House resolution No. 171—By Mr. Blackwell—Resolution in regard to night sessions.

House resolution No. 172—Senate resolution No. 427—Resolution in regard to the sale of books, &c.

House resolution No. 173—By Mr. Whitmire—Resolution in favor of Henry Smith.

House resolution No. 174, Senate resolution No. 307—Resolution on adjournment.

House resolution No. 175, Senate resolution No. 116—A resolution in favor of James McQueen, of Robeson county.

House resolution No. 176—By Mr. Jones, of Tyrrell—Resolution of instruction to our Senators and Representatives in Congress.

House resolution No. 177—By Mr. Craige, of Rowan—Resolution in relation to the disposal of bills upon the Calendar.

House resolution No. 178—By Mr. Badger—Resolution in regard to night sessions.

House resolution No. 179, Senate resolution No. 88—Resolution for the relief of John J. Hasty, sheriff of Madison county.

House resolution No. 180—By Mr. Waugh—Resolution of instruction to the Committee on Finance.

House resolution No. 181—By Mr. Waugh—Resolution of instruction to the Judiciary Committee.

House resolution No. 182—By the Committee on Judiciary—Resolution offered by the Judiciary Committee in reference to Robert M. Henry.

House resolution No. 183—By Mr. Anderson, of Clay—A resolution to appoint a committee on impeachment of Robt. M. Henry.

House resolution No. 184—By Mr. Houston—Resolution to appoint managers of impeachment of Robert M. Henry.

House resolution No. 185—Resolution of instruction to Finance Committee.

House resolution No. 186—By Mr. Houston—Resolution in relation to informing the Senate of the impeachment of Robert M. Henry.

House resolution No. 187—By Mr. Badger—Resolution asking a report from the Secretary of State on land grants.

House resolution No. 188—By Mr. Johnston—Resolution confirming the contract with Patrick McGowan.

House resolution No. 189—By Mr. Richardson—Resolution concerning A. R. Dennison, late sheriff of Craven county, and instructing Judiciary Committee.

House resolution No. 190—By Mr. Craige—Resolution in favor of Engrossing and Enrolled Clerks of the House.

House resolution No. 191—By Mr. Shackelford—A resolution to authorize the Auditor to issue a duplicate warrant for two hundred and eighty dollars to Elijah Murrill, sheriff of Onslow county.

House resolution No. 192—By Mr. Joyner—A resolution in regard to adjournment.

House resolution No. 193—By Mr. Badger—Resolution to raise a joint committee on the business of the two Houses.

House resolution No. 194—By Mr. Paschall—Resolution of instruction to the Committee on the Judiciary in relation to the present fee bills.

House resolution No. 195—By Mr. Hughes—Resolution

of instruction to our Senators and Representatives in Congress.

House resolution No. 196—By Mr. Guyther—Resolution in favor of S. A. Jones, of Camden, declaring him entitled to his seat.

House resolution No. 197—By Mr. Gorman—Resolution in favor of A. J. Riddick, Clerk of the Circuit Court of the United States.

House resolution No. 198—By Mr. Badger—Resolution in favor of Jno. R. Mizzell, of Martin, declares him entitled to his seat.

House resolution No. 199—By Mr. Brown, of Mecklenburg—Resolution declaratory of the meaning of section 4, "Resolution in favor of sheriffs," ratified December 6th, 1872.

House resolution No. 200, Senate resolution No. 574—Resolution in favor of J. A. Manton, of Cleaveland county.

House resolution No. 201, Senate resolution 566—Resolution declaring and authorizing the Governor and Treasurer in certain matters connected with the Western North Carolina Railroad Company.

House resolution 202—By Mr. Badger—Resolution of instruction to the Public Treasurer in relation to land grants.

House resolution No. 203—By Mr. Jones, of Caldwell—Resolution to encourage immigration.

House resolution No. 204—By Mr. Richardson—Resolution in regard to night sessions.

House resolution No. 205—By Mr. Badger—Resolution of instruction to the Secretary of State.

House resolution No. 206—By Mr. Wheeler—A resolution requesting the Judiciary Committee to report a bill by which jurors and witnesses are to be paid for their attendance.

House resolution No. 207—By Mr. Patrick—Resolution in regard to the distribution of public lands to the counties of Greene, Montgomery, McDowell and others.

House resolution No. 208, Senate resolution No. 587—Resolution in favor of Brunswick, Edgecombe and Northampton counties.

House resolution No. 209—By Mr. Bennett—Resolution in favor of W. H. Battle and others.

House resolution No. 210—By Mr. Turner—A resolution concerning the location of a branch asylum for the insane at Olive or Statesville, in Iredell county.

House resolution No. 211—By Mr. Badger—Resolution asking for a committee of three on grants.

House resolution No. 212—By Mr. Bennett—Resolution asking for a committee of three to investigate the matter of the letter sent to the House from the Senate.

House resolution No. 213, Senate resolution No. 604—Resolution of instruction to keeper of public grounds and buildings.

House resolution No. 214, Senaate resolution No. 613—Resolution to furnish muster rools of war of 1812.

House resolution No. 215—By Mr. Badger—Resolution authorizing Engrossing Clerk of the House to employ clerical assistance.

House resolution No. 216—By Mr. Maxwell—Resolution in favor of the Enrolling and Engrossing Clerks.

House resolution No. 217—By Mr. Guyther—Resolution for the protection of fish in the waters of North Carolina.

House resolution No. 218—By Mr. Badger—Resolution to adjourn on the 22d of February in honor of George Washington.

House resolution No. 219, Senate resolution No. 112—Resolution in favor of J. H. Hill.

House resolution No. 220—By Mr. McGehee—Resolution in favor of J. C. Griffith, of Caswell cyunty.

House resolution No. 221—By Mr. Gidney—A resolution to provide for a casual defect in the Treasury.

House resolution No. 222—By Mr. Marler—Resolution in reference to George Washington.

House resolution No. 223—By Mr. Gorman—Resolution in regard to the portrait of Washington.

House resolution No. 224—By Mr. Brown, of Mecklenburg—Resolution in favor of Jno. H. Hill.

House resolution No. 225—By Mr. Goodwyn—Resolution in relation to adjournment and unfinished business.

House resolution No. 226, Senate resolution No. 366—Resolution in relation to refunding certain railroad tax to to the sheriff of Iredell county.

House resolution No. 227—By Mr. Waugh—Resolution for the appointing of a committee to classify the calendar.

House resolution No. 238—, ———, —Resolution in regard to the time of speaking.

House resolution No. 229—By Mr. Marler—Resolution providing for printing twenty copies of the public school law for the use of each Senator and member of the House of Representatives.

House resolution No. 230, Senate resolution No. 366—Resolution in relation to refunding certain railroad tax to the sheriff of Iredell county.

House resolution No. 231—By Mr. Bennett—Resolution in regard to Centennial International Exhibition in the city of Philadelphia in 1876.

House resolution No. 232—By Mr. Johnston—Resolution to provide for the celebrating of the one hundredth anniversary of the Mecklenburg Declaration of Independence by holding an exhibition of arts and of the products and manufactures of the State in the city of Charlotte, on the 20th May, 1875.

House resolution No. 233—By Mr. McGehee—Resolution in favor of A. M. Lewis, Jr.

House resolution No. 234—By Mr. Luckey—Resolution in regard to the Western District of North Carolina, in the case of Hiram Sibley and others against the Western North Carolina Railroad Company.

House resolution No. 235—By Mr. Settle—Resolution in regard to R. M. Henry.

House resolution No. 236, Senate resolution No. 665—Resolution in favor of Samuel Cabe.

House resolution No. 237—By Mr. Gudger—Resolution in relation to J. S. Anderson.

House resolution No. 238—By Mr. Jones, of Camden—Resolution in favor of G. G. Luke.

House resolution No. 239, Senate resolution No. 683—Resolution concerning the public printing.

House resolution No. 240—By Mr. Johnston—Resolution in favor of W. W. Morrisett and D. D. Ferebee, of Camden county.

House resolution 241, Senate resolution —, —Resolution appointing W. R. Sharpe and Capt. C. B. Denson, members of the Board of Public Charities.

House resolution No. 242—By Mr. McNeill—A resolution amendatory of a resolution in favor of James McQueen, the 7th day of February, 1873.

House resolution No. 243—By Mr. Turner—A resolution inquiring into the conduct of Judge A. W. Tourgee, with a view to his impeachment.

House resolution No. 244—By Mr. Johnston—Resolution in favor of James M. Young.

House resolution No. 245, Senate resolution No. 753—Resolution in favor of John S. Harrison.

House resolution No. 246, Senate resolution No. 713—Resolution in favor of J. H. Enniss.

House resolution No. 247, Senate resolution 586—Resolution concerning the distribution of the laws of special session of 1868.

House resolution No. 248, Senate resolution No. 740—A resolution in regard to Vienna Exhibition.

House resolution No. 249, Senate resolution 754—A resolution in favor of William H. Morris & Co.

House resolution No. 250—By Mr. Bennett—Resolution in favor of T. F. Lee, sheriff of Wake county.

House resolution No. 251—By Mr. Gidney—Resolution in favor of D. C. Fowler and others.

House resolution No. 252—Resolution in favor of the Principal Clerks.

House resolution No. 253—By Mr. ——— —Resolution to inquire into the charges that the Pennsylvania Central Railroad and other rings are running papers improperly to influence legislation.

House resolution No. 254, Senate resolution No. — —Resolution in favor of W. H. Morriss and others.

House resolution No. 255, Senate resolution No. —, —Resolution on adjournment.

House resolution No. 256—By Mr. McNeill—Resolution authorizing the publication of a bill in the *Robesonian*.

HOUSE OF REPRESENTATIVES.

J. L. Robinson, of Macon County, Speaker.

COUNTIES.	NAMES OF MEMBERS.	RESIDENCES.
Alamance,	Jesse Gant,	Big Falls.
Alleghany,	A. M. Bryan,	Cherrylane.
Alexander,	J. M. Carson,	Taylorsville.
Anson,	R. T. Bennett,	Wadesboro.
Ashe,	Squire Trivett,	Jefferson.
Beaufort,	Samuel Corson,	Washington.
Bertie,	F. C. Miller,	Windsor.
Bladen,	A. H. Perry,	Elizabethtown.
Brunswick,	J. H. Brooks,	Shallotte.
Buncombe,	T. D. Johnston,	Asheville.
	D. A. Blackwell,	French Broad.
Burke,	P. Warlick,	Hickory Tavern.
Cabarrus,	Thomas J. Shinn,	Bost's Mills.
Carteret,	Silas Webb,	Morehead City.
Camden,	Simeon A. Jones,	Shiloh.
Caldwell,	Ed. Jones,	Patterson.
Caswell,	Thomas J. Foster,	Yanceyville.
	George Bowe,	Yanceyville.
Catawba,	R. B. B. Houston,	Catawba Station.
Chatham,	John M. Moring,	Morrisville.
	O. H. Hanner,	St. Lawrence.
Cherokee,	B. K. Dickey,	Murphy.
Chowan,	John L. Winslow,	Wardville.
Clay,	J. S. Anderson,	Hayesville.
Cleaveland,	John W. Gidney,	Shelby.
Columbus,	V. V. Richardson,	Whiteville.
Craven,	I. B. Abbott,	Newbern.
	E. R. Dudley,	Newbern.
Cumberland,	G. W. Bullard,	Fayetteville.
	T. S. Lutterloh,	Fayetteville.
Currituck,	J. M. Woodhouse,	Poplar Branch.
Dare,	Olive N. Gray,	Manteo.
Davidson,	J. T. Brown,	Lexington.
	John Michael,	Lexington.

HOUSE OF REPRESENTATIVES—(*Continued.*)

COUNTIES.	NAMES OF MEMBERS.	RESIDENCES.
Davie,	Charles Anderson,	Mocksville.
Duplin,	John D. Stanford,	Kenansville.
	J. K. Outlaw,	Kenansville.
Edgecombe,	Willis Bunn,	Battleboro.
	Joseph Cobb,	Tarboro.
Forsythe,	W. H. Wheeler,	Salem.
Franklin,	John H. Williamson,	Louisburg.
Gaston,	W. A. Stowe,	Wood Lawn.
Gates,	R. H. Ballard,	Gatesville.
Graham,	Votes with Cherokee,	
Granville,	R. G. Snead,	Townsville.
	H. T. Hughes,	Oxford.
Greene,	John Patrick,	Snow Hill.
Guilford,	Joseph Gilmer,	Gilmer's Store.
	William Wiley,	Jamestown.
Halifax,	J. J. Goodwyn,	Halifax.
	John Bryant,	Halifax.
Harnett,	J. R. Grady,	Harnett C. H.
Haywood,	H. P. Haynes,	Pigeon River.
Henderson,	James Blythe,	Blue Ridge.
Hertford,	James Sharp,	Harrellsville.
Hyde,	William S. Carter,	Fairfield.
Iredell,	C. L. Shinn,	Granite Hill.
	C. L. Turner,	Turnersburg.
Jackson,	J. N. Bryson,	Cashin's Valley.
Johnston,	W. H. Joyner,	Princeton.
	Jesse Hinnant,	Earpsboro.
Jones,	Jacob F. Scott,	Trenton.
Lenoir,	Anthony Davis,	Kinston.
Lincoln,	Alfred J. Morrison,	Cottage Home.
Macon,	J. L. Robinson,	Franklin.
Martin,	J. R. Mizell,	Jamesville.
Madison,	H. A. Gudger,	Marshall.
McDowell,	G. W. Freeman,	Marion.
Mecklenburg,	John E. Brown,	Charlotte.
	S. W. Reid,	Charlotte.
Mitchell,	J. W. Bowman,	Bakersville.
Moore,	J. Shaw,	Carthage.

HOUSE OF REPRESENTATIVES—(*Continued.*)

COUNTIES.	NAMES OF MEMBERS.	RESIDENCES.
Montgomery, ...	Allen Jordan,.....	Troy.
Nash,.....	John E. Lindsey,.....	Nashville.
New Hanover	James Heaton,.....	Wilmington.
	William H. McLaurin,	Wilmington.
	Alfred Lloyd,.....	Wilmington.
Northampton,...	Burton H. Jones,.....	Jackson.
Onslow,.....	J. W. Shackelford,.....	Richlands.
Orange,.....	Pride Jones,.....	Hillsboro.
	Jones Watson,.....	Chapel Hill.
Pasquotank,.....	F. M. Godfrey,.....	Elizabeth City.
Pamlico,.....	Votes with Beaufort,..	
Person,.....	Montford McGehee,....	Cunningham's Store.
Perquimans,.....	J. R. Darden,.....	Belvidere.
Pitt,.....	William P. Bryan,.....	Bethel.
	Guilford Cox,.....	Coxville.
Polk,.....	N. B. Hampton,.....	Columbus.
Randolph,.....	J. W. Bean,.....	Franklinsville.
	George W. Reid,.....	Ashboro.
Richmond, ...	Robert Fletcher,.....	Rockingham.
Robinson,.....	W. S. Norment,.....	Lumberton.
	Thomas A. McNeill,...	Shoe Heel.
Rockingham,	David Settle,.....	Wentworth.
	A. B. Johns,.....	Leaksville.
Rowan,.....	F. N. Luckey,.....	China Grove.
	Kerr Craige,.....	Salisbury.
Rutherford,.....	Eli Whisnant,.....	First Broad.
Sampson,.....	J. R. Maxwell,.....	Dismal.
	W. H. Bryan,.....	Newton Grove.
Stanley,.....	M. T. Waddill, ...	Norwood.
Stokes,.....	J. G. H. Mitchell,.....	Red Shoals.
Surry, ...	H. M. Waugh,.....	Dobson.
Swain,.....	T. D. Bryson,.....	Robinsville.
Transylvania,....	F. J. Whitmire,.....	Brevard.
Tyrrell,.....	B. Jones,.....	Columbia.
Union,.....	Lemuel Presson,.....	Monroe.

HOUSE OF REPRESENTATIVES—(*Continued.*)

COUNTIES.	NAMES OF MEMBERS.	RESIDENCES.
Wake,	R. C. Badger,	Raleigh.
	John C. Gorman,	Raleigh.
	R. S. Perry,	Raleigh.
	Stewart Ellison,	Raleigh.
Warren,	George H. King,	Warrenton.
	J. W. H. Paschall,	Macon Depot.
Washington,	D. C. Guyther,	Plymouth.
Watauga,	J. B. Todd,	Boone.
Wayne,	John C. Rhodes,	Dudley.
	E. G. Copeland,	Goldsboro.
Wilkes,	Thomas J. Dula,	Wilksboro.
	A. C. Bryan,	Trap Hill.
Wilson,	H. C. Moss,	Wilson.
Yadkin,	J. G. Marler,	Yadkinville.
Yancey,	J. C. Byrd,	Burnsville.

RULES OF ORDER.

The Select Committee on Rules beg leave to submit the following Report of Rules of Order of conducting the business in the House of Representatives:

TOUCHING THE DUTY OF THE SPEAKER.

1. It shall be the duty of the Speaker to invite the pastors of the several churches of this city, and other preachers of the Gospel, under such arrangements as they may make among themselves, to perform the service of prayer at the opening of the daily sessions of the House.

2. He shall take the Chair every day precisely at the hour to which the House, on the preceding day, adjourned, shall immediately call the members to order, and on the appearance of a quorum, cause the Journal of the preceding day to be read.

3. He shall preserve order and decorum, may speak to points of order in preference to other members, rising from his seat for that purpose, and shall decide questions of order subject to an appeal to the House by any member, on which appeal no member shall speak more than once, unless by leave of the House.

4. He shall rise to put a question, but may state it sitting.

5. Questions shall be put in this form, namely: "As many as are of the opinion that, (as the question may be,) will say aye," and after the affirmative voice has been expressed, "as many as are of the contrary opinion, will say no." Upon a call for a division, the Speaker shall count; if required, he shall appoint tellers.

6. The Speaker shall examine and correct the Journal before it is read. He shall have a general direction of the Hall. He shall have a right to name any member to perform the duties of the Chair; but such substitution shall

not extend beyond one day, except in case of sickness, or by leave of the House.

7. All Committees shall be appointed by the Speaker, unless otherwise specially ordered by the House.

8. In all elections, the Speaker may vote. In other cases he shall not vote, unless the House be equally divided; in case of such equal division, he shall decide the question.

9. All Acts, Addresses and Joint Resolutions shall be signed by the Speaker; and all writs, warrants and subpœnas, issued by order of the House, shall be under his hand and seal, attested by the Clerk.

10. In case of any disturbance or disorderly conduct in the galleries or lobby, the Speaker, (or Chairman of the Committee on the Whole) shall have power to order the same to be cleared.

11. No person, except members of the Senate, Officers and Clerks of the two Houses of the General Assembly, Judges of the Supreme and Superior Courts, Officers of the State resident at the seat of Government, members of Congress, persons particularly invited by the Speaker or some member, and such gentlemen as have been members of either House of the Legislature, or of the Convention of the people of the State, shall be admitted within the Hall of the House.

12. Reporters wishing to take down debates may be admitted by the Speaker, who shall assign such places to them on the floor or elsewhere to effect their object as shall not interfere with the convenience of the House.

ORDER OF BUSINESS OF THE DAY.

13. After the reading of the Journal of the preceding day, the House shall proceed to business in the following order, viz:

1. The receiving of petitions, memorials and papers addressed either to the General Assembly, or to the House.

2. The reports of Standing Committees.

3. The reports of Select Committees.
4. Resolutions.
5. Bills.
6. Bills, resolutions, petitions, memorials, messages, and other papers on the calendar, then the orders of the day; but motions and messages to elect officers shall always be in order.

ON DECORUM AND DEBATE.

14. When any member is about to speak in debate, or deliver any matter to the House, he shall rise from his seat and respectfully address the Speaker.

15. When the Speaker shall call a member to order, the member shall sit down; as also he shall when called to order by another member, unless the Speaker decide the point of order in his favor. By leave of the House, a member called to order may clear a matter of fact, or explain, but shall not proceed in debate so long as the decision stands, but by permission of the House. Any member may appeal from the decision of the Chair, and if, upon the appeal, the decision be in favor of the member called to order, he may proceed; if otherwise, he shall not, except by leave of the House; and if the case, in the judgment of the House requires it, he shall be liable to its censure.

16. When two or more members rise at the same time, the Speaker shall name the member to speak.

17. No member shall speak more than twice on the same question, not more than thirty minutes upon a main question, and not more than ten minutes upon an amendment, or motion to commit or postpone, without leave of the House.

18. Whilst the Speaker is putting any question, or addressing the House, no person shall speak, stand up, walk out, or across the House; nor when a member is speaking entertain

private discourse, stand up, or pass between him and the Chair.

19. No member shall vote on any question in the case where he was not present when the question was put by the Speaker, except by consent of the House. Upon a division and count of the House on any question, no member without the bar shall be counted.

20. Every member who shall be in the Hall of the House when the question is given, shall give his vote, unless the House, for special reasons, shall excuse him.

21. When a motion is made and seconded, it shall be stated by the Speaker; or, if written, it shall be handed to the Chair and read aloud by the Speaker or Clerk before being debated.

22. Every motion shall be reduced to writing, if the Speaker or any two members desire it.

23. After a motion is stated by the Speaker, or read by the Clerk, it shall be deemed to be in possession of the House, but may be withdrawn before a decision or amendment, except in case of a motion to reconsider, which motion, when made by a member, shall be deemed and taken to be in possession of the House, and shall not be withdrawn without leave of the House.

24. When a question is under debate, no motion shall be received but to adjourn, to lay on the table, to postpone indefinitely, to postpone to a certain day, to commit or amend, which several motions shall have precedence in the order they stand arranged, and no motion to lay on the table, to postpone indefinitely, to postpone to a day certain, to commit or amend, being decided, shall be again allowed on the same day, and at the same stage of the bill or proposition.

25. A motion to adjourn, or lay on the table, shall be decided without debate; and a motion to adjourn shall always be in order, except when the House is voting, or some member is speaking.

26. When a question is postponed indefinitely, the same shall not be acted on again during the session.

27. At the commencement of the session a Standing Committee shall be appointed on each of the following subjects, viz: On Prepositions and Grievances; on Claims; on Privileges and Elections; on Judiciary; on Internal Improvements; on Finance; on Agriculture, Mechanics and Mining; on Education; on Penal Institutions; on Engrossed Bills on Counties, Cities, Towns and Townships; on Immigration; on Corporations; on Railroads, Post Roads and Turnpikes; on Salaries and Fees, and on Military Affairs; to be appointed by the Speaker, and the first announced on each committee shall be Chairman. In addition to the above Standing Committees the Speaker shall appoint another—two members from each Judicial District—to be denominated the Committee on Private Bills.

28. In forming a Committee of the whole House, the Speaker shall leave the Chair, and a Chairman to preside in Committee shall be appointed by the Speaker.

29. Upon bills committed to a Committee of the whole House, the bill shall be first read throughout by the Clerk, and then again read and debated by sections, leaving the preamble to be last considered, the body of the bill shall not defaced or interlined; but all amendments, noting the page and line, shall be duly entered by the Clerk, on a separate paper, as the same shall be argeed to by the Committee, and and so reported to the House. After report, the bill shall again be subject to be debated and amended by sections, before a question on its passage be taken.

30. All questions, whether in Committee or in the House, shall be propounded in the order in which they were moved.

31. The rules of proceeding in the House shall be observed in a Committee of the whole House, so far as they may be applicable, except the rule limiting the time of speaking and the previous question.

32. In a Committee of the whole House, a motion that the Committee rise shall always be in order, except when a member is speaking, and shall be decided without debate.

ON BILLS, RESOLUTIONS, &C.

33. Every bill shall be introduced by motion for leave, or by order of the House, on the report of a Committee.

34. Every bill shall receive three several readings in the House previous to its passage, and the Speaker shall give notice at each, whether it be its first, second or third. The first reading of a bill shall be for information. If no opposition be made the bill shall go to its second reading without question.

35. Upon the second reading of the bill, the Speaker shall state it as reading for commitment or amendment.

36. The Speaker shall refer all bills and resolutions upon their introduction to the appropriate Committee, unless otherwise ordered.

37. The Clerk of the House shall keep a *separate* calendar of the *public and private bills*, and shall number them in the order in which they are introduced, *and all bills shall be disposed of in the order they stand upon the calendar, except otherwise specially ordered.* No public bill shall be twice read on the same day without the concurrence of two-thirds of the members present.

38. All resolutions which may grant money out of the Treasury, or such as shall be of public nature, shall be treated in all respects in a similar manner with public bills.

39. The Clerk of the House shall be deemed to continue in office until another is appointed.

PREVIOUS QUESTION.

When a motion for the previous question is made, and pending the second thereto by a majority, debate shall cease,

but if any member obtains the floor, he may move to lay the matter under consideration on the table, or move an adjournment, and when both or either of these motions is pending, the question shall stand:

1st. Previous question.

2d. To adjourn.

3d. Lay on the table.

An then upon the main question; or amendments, or the motion to postpone indefinitely, postpone to a day certain, to commit or amend, in the order of their precedence, until the main question is reached or disposed of; but after the previous question has been called by a majority, no motion, amendment or debate shall be in order.

All motions below the motion to lay on the table must be made prior to a motion for the previous question; but pending and not after the second therefor by the majority of the House, a motion to adjourn or lay on the table, or both are in order. This constitutes the precedence of the motion to adjourn and lay on the table over other motions, in rule twenty-five.

Motions stand as follows, in order of precedence in Rule 25:

Adjourn.

Lay on the table.

Previous question.

Postpone indefinitely.

Postpone definitely.

To commit or amend.

When the previous question is called, all motions below it fall, unless made prior to the call, and all motions above it fall after its second by a majority required. Pending the second, the motions to adjourn and lay on the table are in order, but not after a second. When in order, and every motion is before the House, the question stands as follows:

Previous question.

Adjourn.

Lay on the table.

Postpone indefinitely.
Postpone definitely.
To commit.
Amendment to amendment.
Amendment.
Substitute.
Bill.

The previous question covers all other motions when seconded by a majority of the House, and proceeds by regular gradation to the main question, without debate, amendment or motion until such question is reached or disposed of.

JOINT RULES OF ORDER.

1. Each House shall transmit to the other all papers on which any bill or resolution shall be forwarded.

2. When a bill or resolution which shall have passed in one House, shall be rejected in the other, notice thereof shall be given to the House in which the same may have passed.

3. Messages from one House to the other shall be communicated by their clerks respectively, unless the House transmitting the message shall specially direct otherwise.

4. It shall be in the power of either House to amend any amendment made by the other, to any bill or resolution.

5. In every case of difference between the two Houses, upon any subject of legislation, either House may request a conference, and appoint a committee for that purpose, and the other shall also appoint a committee to confer. The committee shall meet at such time and place as shall be appointed by the chairman of the committee, on the part of the House requesting such committee. The conferees shall state to each other verbally, or in writing, as either shall choose, the views of their respective Houses, and confer freely thereon. The committee shall report in writing, and shall be authorized to report such modifications or amendments as they may think advisable. But no committee on conference shall consider or report on any matters, except those directly at issue between the two Houses. The papers shall be left with the conferees of the House assenting to such conference, and they shall present the report of the committee to their House; when such House shall have acted thereon, they shall transmit the same and the papers relating thereto, to the other with a message certifying its action thereon.

6. It shall be in order for either House to recede from any subject matter of difference existing between the two Houses, at any time previous to conference, whether the papers or which such difference arose are before the House receding,

formally or informally, and on such vote to recede, the same number shall be required to constitute a quorum to act thereon and to assent to such receding, as was required on the original question out of which the difference arose.

7. All joint committees of the two Houses, and all committees of conference shall consist of three Senators and five members of the House of Representatives, unless otherwise specially ordered by concurrent resolution.

8. There shall be printed on joint order, unless otherwise specified, two hundred and twenty copies of all messages from the Governor, all reports of standing or select committees, and all reports or communications made in pursuance of law.

9. When the same document shall, by separate orders, be directed to be printed by both Houses, it shall be regarded as but one joint order, unless otherwise expressly directed by either House.

10. The Clerk of each House shall receive from the Public Printer all matter ordered by their respective Houses, and shall keep a book and enter therein the time of reception by him, of every such bill or document, and the number of copies received, and shall cause each and any of such bills or documents to be immediately placed upon the desks of the members.

11. The two hundred and twenty copies of messages from the Governor, reports of committees, and reports or communications made in pursuance of law, ordered to be printed by section eight, shall be distributed as follows: to the Senate, seventy copies; to the House of Representatives, one hundred and fifty copies.

12. There shall be joint standing committees consisting of three members of the Senate, and five members of the House of Representatives, on the following subjects:

1. On Public Buildings and Grounds.
2. On Library.
3. On Deaf, Dumb and Blind Asylum.

4. On Insane Asylum.
5. On Enrolled Bills.
6. On Penal Institutions.
7. On Printing.

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